

ORIGINAL
OPEN MEETING AGENDA ITEM



BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

JEFF HATCH-MILLER - CHAIRMAN
WILLIAM A. MUNDELL
MARC SPITZER
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KRISTIN K. MAYES

2005 SEP 13 10:33

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
CAVE CREEK WATER COMPANY FOR
APPROVAL OF AN EXTENSION OF THEIR
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO INCLUDE PARCEL NO. 216-29-
002A.

) DOCKET NO. W-01452A-05-0082

IN THE MATTER OF THE APPLICATION OF
CAVE CREEK WATER COMPANY FOR
APPROVAL OF AN EXTENSION OF THEIR
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO INCLUDE PARCEL NO. 211-99-
006.

) DOCKET NO. W-01452A-04-0810

NOTICE OF FILING

Cave Creek Water Company, through undersigned counsel, files the attached Affidavit of Publication concerning nitrate monitoring during the first quarter of 2003. This Affidavit confirms that Cave Creek Water Company met its compliance obligation with respect to the Maricopa County Department of Environment Services' ("MCDES") notice of violation. This Affidavit also will be submitted to MCDES.

RESPECTFULLY SUBMITTED this 13th day of September 2005.

ROSHKA HEYMAN & DEWULF, PLC

By 

Raymond S. Heyman
Michael W. Patten
One Arizona Center
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Attorneys for Cave Creek Water Company

ROSIKA HEYMAN & DEWULF, PLC
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PHOENIX, ARIZONA 85004
TELEPHONE NO. 602-256-6100
FACSIMILE 602-256-6800

1 Original and ~~15~~ ^{13th} copies of the foregoing
filed this 13th day of September 2005 with:

2 Docket Control
3 Arizona Corporation Commission
1200 West Washington Street
4 Phoenix, Arizona 85007

5 Copy of the foregoing hand-delivered/mailed
6 this 13th day of September 2005 to:

7 Lyn A. Farmer, Esq.
Chief Administrative Law Judge
8 Hearing Division
9 Arizona Corporation Commission
1200 West Washington Street
10 Phoenix, Arizona 85007

11 Christopher C. Kempley, Esq.
Chief Counsel, Legal Division
12 Arizona Corporation Commission
1200 West Washington Street
13 Phoenix, Arizona 85007

14 Ernest G. Johnson
15 Director, Utilities Division
Arizona Corporation Commission
16 1200 West Washington Street
17 Phoenix, Arizona 85007

18 Kristin Magin
Salmon, Lewis & Weldon, P.L.C.
19 2850 East Camelback Road, Suite 200
20 Phoenix, Arizona 85016

21 Stephen J. Anthony
Sacks Tierney, P.A.
22 4250 North Drinkwater Boulevard, 4th Floor
23 Scottsdale, Arizona 85251

24
25
26 By Mary J. Joplin
27

AFFIDAVIT OF PUBLICATION

STATE OF ARIZONA

SS

COUNTY OF MARICOPA

I, Karen Seemeyer , publisher of

The Desert Advocate,

**a newspaper in general circulation printed and published in
the County of Maricopa , State of Arizona do solemnly swear
that a copy of the above notice is the matter is the matter of**

**Public Notice
For
Cave Creek Water**

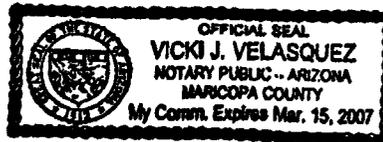
**As per clipping attached, was publised weekly in the regular
And entire edition of the said newspaper, and not in any
supplement hereof, for a periodof one week(s) as follows
to wit**

~~February 9 2005~~

.....
Karen Seemeyer

Subscribed and sworn to before me.

Vicki J. Velasquez
.....
Notary Public



PUBLIC NOTICE

This notice is to inform customers of the Cave Creek Water System, PWS #07-016, that a recently completed audit—performed by the Maricopa County Department of Environmental Quality—of the drinking water compliance monitoring done by the Company determined that the water system failed to monitor for nitrates during the first quarter of 2003 and, therefore, cannot be sure of the quality of your drinking water during that time. Likely sources of contamination include runoff from fertilizer use, leaching from septic tanks and sewage or erosion of natural deposits. Nitrate in drinking water at levels greater than 10 parts per million is a health risk for infants of less than six months of age. High nitrate levels in drinking water can cause blue baby syndrome. The Water Company has been taking nitrate tests quarterly for many years and never in the past five years have we exceeded 1.2 parts per million. If you have any questions, please contact Dave Adams at Cave Creek Water Company 480-488-3331 or Duncan Wright at Maricopa County 602-506-5173

David R. Adams,
Supervisor
Cave Creek Water Company