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BEFORE THE ARIZONA CORPORATION

Arizona Corporation Commission

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AZ CORP COMMISSION  
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1  
2 WILLIAM A. MUNDELL  
CHAIRMAN  
3 JIM IRVIN  
COMMISSIONER  
4 MARC SPITZER  
COMMISSIONER

DOCKETED BY

5  
6 IN THE MATTER OF THE APPLICATION OF  
DOLAN SPRINGS WATER CO., INC. FOR THE  
7 SALE OF ASSETS AND THE TRANSFER OF ITS  
8 CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO MOUNT TIPTON WATER CO.,  
INC.

DOCKET NO. W-02105A-01-0557  
DOCKET NO. W-01977A-01-0557

9  
10 IN THE MATTER OF THE APPLICATION OF  
MOUNT TIPTON WATER CO., INC. FOR  
APPROVAL OF FINANCING.

DOCKET NO. W-02105A-01-0556

PROCEDURAL ORDER

11 **BY THE COMMISSION:**

12 On July 12, 2001, Dolan Springs Water Co., Inc. ("Dolan Springs") filed an application with  
13 the Arizona Corporation Commission ("Commission") for the sale of assets and the transfer of its  
14 Certificate of Convenience and Necessity ("Certificate") to Mount Tipton Water Co., Inc. ("Mount  
15 Tipton" or "Company"). On July 12, 2001, Mount Tipton filed an application for financing in the  
16 amount of \$880,000.

17 On August 3, 2001, Utilities Division Staff ("Staff") of the Commission filed a Motion to  
18 Consolidate ("Motion").

19 IT IS THEREFORE ORDERED that the above-captioned matters shall be consolidated.

20 IT IS FURTHER ORDERED that the hearing in the above-captioned matter shall be held on  
21 **October 24, 2001, at 1:00 p.m.** or as soon thereafter as is practical, at the Commission's offices,  
22 1200 West Washington, Phoenix, Arizona.

23 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
24 except that all motions to intervene must be filed by **12 noon on October 16, 2001.**

25 IT IS FURTHER ORDERED that Dolan Springs shall serve public notice of the hearing in  
26 this matter, in the following form and style:  
27  
28



1 The Commission does not discriminate on the basis of disability in admission to  
2 its public meetings. Persons with a disability may request a reasonable accommodation  
3 such as a sign language interpreter, as well as request this document in an alternative  
4 format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-  
5 3931, E-mail *shood@cc.state.az.us*. Requests should be made as early as possible to  
6 allow time to arrange the accommodation.

7 IT IS FURTHER ORDERED that Dolan Spring shall mail to all property owners in the  
8 affected service area a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to  
9 be completed on or before October 1, 2001.

10 IT IS FURTHER ORDERED that Dolan Springs shall file certifications of mailing as soon as  
11 practicable after the mailing has been completed.

12 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,  
13 notwithstanding the failure of an individual property owner or customer to read or receive the notice.

14 IT IS FURTHER ORDERED that Staff shall file its Staff Report for the consolidated  
15 applications no later than **October 1, 2001**.

16 IT IS FURTHER ORDERED that responses by Dolan Springs, if any, to Staff's Report shall  
17 be filed no later than **October 16, 2001**.

18 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
19 Communications) applies to this proceeding as the matter is now set for public hearing.

20 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
21 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

22 DATED this 14<sup>th</sup> day of September, 2001.

23   
24 STEPHEN GIBELLI  
25 ADMINISTRATIVE LAW JUDGE

26 Copies of the foregoing mailed  
27 this 14<sup>th</sup> day of September, 2001 to:

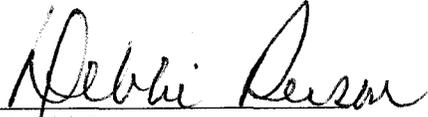
28 Claude L. Meyers  
MT. TIPTON WATER CO., INC.  
P.O. Box 38  
Dolan Springs, Arizona 86441-0038

1 Jimmy D. Hamm  
2 DOLAN SPRINGS WATER CO., INC.  
3 P.O. Box 368  
4 Dolan Springs, Arizona 86441

5 Christopher Kempley, Chief Counsel  
6 Legal Division  
7 ARIZONA CORPORATION COMMISSION  
8 1200 West Washington Street  
9 Phoenix, Arizona 85007

10 Steve Olea, Acting Director  
11 Utilities Division  
12 ARIZONA CORPORATION COMMISSION  
13 1200 West Washington Street  
14 Phoenix, Arizona 85007

15 ARIZONA REPORTING SERVICE, INC.  
16 2627 N. Third Street, Suite Three  
17 Phoenix, Arizona 85004-1104

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By:   
Debbi Person  
Secretary to Stephen Gibelli