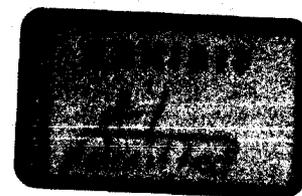




0000042237



VOYAGER WATER COMPANY
EXHIBITS FOR DECEMBER 10, 2001 HEARING
BEFORE THE ARIZONA CORPORATION COMMISSION
ON EXTENSION OF CC&N
DOCKET NO.: W-02104A-01-0742

VOYAGER WATER COMPANY
EXHIBITS FOR DECEMBER 10, 2001 HEARING
BEFORE THE ARIZONA CORPORATION COMMISSION
ON EXTENSION OF CC&N
DOCKET NO.: W-02104A-01-0742

<u>Tab</u>	<u>Description</u>	<u>Date</u>
1.	Application for Extension of CC&N	09/17/01
2.	Exhibit A to Application for Extension of CC&N	09/28/01
3.	Affidavit of Publication of Application	10/02/01
4.	Procedural Order	10/31/01
5.	Certificate of Mailing Public Notice of Hearing	11/15/01

1

BROWN & BAIN, P.A.
Attorneys at Law

DOUGLAS G. LEMKE
T(520) 798-7906
F(520) 798-5466
lemke@brownbain.com

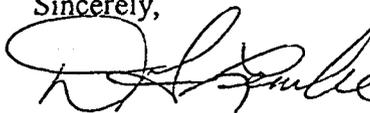
September 17, 2001

Voyager Water Company
Application for Extension of CC&N

To Whom It May Concern:

Attached is an application by Voyager Water Company for an Extension of its Certificate of Convenience and Necessity. The purpose of this application is to expand the area currently served within the CC&N to include property, which is more particularly described in Exhibit C of the Application for an Extension

Sincerely,



Douglas G. Lemke

Docket Control
Arizona Corporation Commission
400 West Congress
Tucson, Arizona 85701

HAND DELIVERED

DGL/mw

Enclosures

RECEIVED

SEP 17 2001

ARIZONA CORP. COMM,
TUCSON, AZ

ARIZONA CORPORATION COMMISSION

APPLICATION FOR AN EXTENSION OF CERTIFICATE OF CONVENIENCE AND NECESSITY

WATER AND/OR SEWER

A. The name, address, and telephone number of the Applicant is:

Voyager Water Company

8701 South Kolb Road, Tucson, Arizona 85706

(520) 574-5000

B. The name, address and telephone number of management contact is:

Norbert (Ike) Isaacson

8701 South Kolb Road, Tucson, Arizona 85706

(520) 574-5000

C. List the name, address and telephone number of the operator certified by the Arizona Department of Environmental Quality:

Karen Hartwell, YL Technology

HC #70, Box 3601, Sahuarita, Arizona 85629

(520) 625-1671

D. List the name, address and telephone number of the attorney for the Applicant:

Douglas G. Lemke, Esq.

Brown and Bain, P.A., One South Church, 19th Floor, Tucson, Arizona 85701

(520) 798-7900

E. Attach the following documents that apply to you:

1. Certificate of Good Standing (if corporation) Attached as Exhibit A (to be late-filed)
2. Corporate Resolution Authorizing this application (if required by the corporation's Articles of Incorporation) Attached as Exhibit B

F. Attach a legal description of the area requested by either CADASTRAL (quarter section description) or Metes and Bounds survey. References to parcels and docket numbers will not be accepted. Attached as Exhibit C

G. Attach a detailed map using the form provided as attachment B. Shade and outline the area requested. Also indicate the present certificated area by using different colors. Attached as Exhibit D

H. Attach a current balance sheet and profit and loss statement. Attached as Exhibit E

I. Provide the following information:

1. Indicate the estimated number of customers, by class, to be served in the new area in each of the next five years:

Residential:

First Year 230 Second Year 460 Third Year 690 Fourth Year 920

Fifth Year 1150

Commercial:

First Year 1 Second Year 1 Third Year 1 Fourth Year 1

Fifth Year 1

Industrial: N/A

First Year _____ Second Year _____ Third Year _____ Fourth Year _____

Fifth Year _____

Irrigation: N/A

First Year _____ Second Year _____ Third Year _____ Fourth Year _____

Fifth Year _____

Other: N/A

First Year _____ Second Year _____ Third Year _____ Fourth Year _____
Fifth Year _____

2. **(WATER ONLY)** Indicate the projected annual water consumption, in gallons, for each of the customer classes in the new area for each of the next five years:

Residential:

First Year 24,933,150 Second Year 49,866,300 Third Year 74,799,450
Fourth Year 99,732,600 Fifth Year 124,665,750

Commercial:

First Year 1,752,000 Second Year 3,504,000 Third Year 5,256,000
Fourth Year 7,008,000 Fifth Year 8,760,000

Industrial: N/A

First Year _____ Second Year _____ Third Year _____
Fourth Year _____ Fifth Year _____

Irrigation: N/A

First Year _____ Second Year _____ Third Year _____
Fourth Year _____ Fifth Year _____

3. Indicate the total estimated annual operating revenue from the new area for each of the next five years:

First Year \$107,730.30 Second Year \$191,460.60 Third Year \$275,190.90
Fourth Year \$358,921.20 Fifth Year \$442,651.50

- **Complete Attachment "D" (Water Use Data Sheet) for the past 13 months Attached as Exhibit F**

4. Indicate the total estimated annual operating expenses attributable to the new area for each of the next five years:

First Year \$92,210.96 Second Year \$143,732.33 Third Year \$216,583.69

Fourth Year \$289,435.05 Fifth Year \$340,956.41

J. Total estimated cost to construct utility facilities to serve customers in the requested area:

\$3,950,000

K. Explain method of financing utility facilities (see paragraph 8 of instructions)

Line extension agreement with developer and equity financing

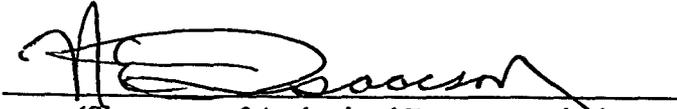
L. Estimated starting and completion date of construction of utility facilities:

Starting date 06/02 Completion date 06/03

M. Attach the following permits:

1. Franchise from either the City or County for the area requested. **All Applicant's new water infrastructure and facilities will be placed exclusively within private rights-of-way or public rights-of-way covered by the existing Pima County franchise; therefore, no additional franchises from Pima County or the City of Tucson are necessary for this Application.**
2. Arizona Department of Environmental Quality or designee's approval to construct facilities. **To be provided at a later date as part of Line Extension Agreement with developer.**
3. Arizona State Land Department approval. (If you are including any State land in your requested area this approval is needed.) **N/A**
4. U.S. Forest Service approval. (If you are including any U.S. Forest Service land in your requested area this approval is needed.) **N/A**
5. **(WATER ONLY)** If the area requested is within an Active Management Area, attach a copy of either the utility's Designation of an Assured Water Supply or the developer's Certificate of 100 Year Assured Water Supply issued by the Arizona Department of Water Resources. **Developer will provide Certificate of 100 Year Assured Water Supply issued by Arizona Department of Water Resources when plat is complete.**

- If the area requested is outside an Active Management Area, attach the developer's Adequacy Statement issued by the Arizona Department of Water Resources if applied for by the developer.
- If the area requested is outside an Active Management Area and the developer does not obtain an Adequacy Statement, provide sufficient detailed information to prove that adequate water exists to provide water to the area requested.



(Signature of Authorized Representative)

Norbert Isaacson
(Print or Type Name Here)

President, Voyager Water Company
(Title)

SUBSCRIBED AND SWORN to before me this 13 day of Sept, 2001.


NOTARY PUBLIC

My Commission Expires _____

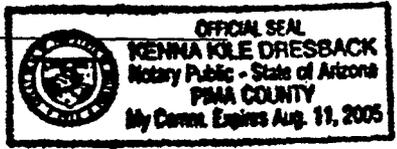


Exhibit A

EXHIBIT A
CERTIFICATE OF GOOD STANDING
TO BE FILED AT A LATER DATE

Exhibit B

**RESOLUTION OF THE
BOARD OF DIRECTORS
OF
VOYAGER WATER COMPANY**

WHEREAS, a Special Meeting of the Board of Directors of VOYAGER WATER COMPANY, an Arizona corporation, notice of which was given to, or waived by, all of the Directors of the corporation, in accordance with the By-Laws of the corporation, was held on 7-13, 2001; and

WHEREAS, at that Meeting the Board of Directors approved proceeding with the proposed Application for Extension of the Certificate of Convenience and Necessity;

NOW THEREFORE:

BE IT RESOLVED, that the officers of Voyager Water Company, an Arizona corporation, are hereby duly authorized by the Board of Directors to submit on behalf of said corporation, an Application for Extension of the Certificate of Convenience and Necessity to be submitted to the Arizona Corporation Commission, State of Arizona, and, in conjunction therewith, to execute any and all other necessary documents to effectuate the Application, which said application is for the purpose of permitting Voyager Water Company to extend its water distribution system for domestic, commercial, industrial and municipal use within the property described in Exhibit "A" attached to said Application, and the Board of Directors specifically approves and ratifies all actions by such officers in connection with said matter.

DATED this 13 day of 7, 2001.


Blanche Isaacson
Secretary

EXHIBIT A
LEGAL DESCRIPTION

Parcel 1

The East 3360.00 feet of the North 830.00 feet of Section 32, Township 15 South, Range 15 East, of the Gila and Salt River Meridian, Pima County, Arizona.

Parcel 2

A parcel of land located in Section 32, Township 15 South, Range 15 East, Gila and Salt River Meridian, Pima County, Arizona, more particularly described as follows:

Beginning at the Northwest Corner of Section 32,

Thence South $89^{\circ} 51' 27''$ East, along the North line of said Section 32, a distance of 1923.63 feet,

Thence South $00^{\circ} 01' 00''$ West, a distance of 830.00 feet,

Thence South $89^{\circ} 51' 27''$ East, a distance of 3360.00 feet to the East line of said Section 32,

Thence South $00^{\circ} 01' 00''$ West, along the East line a distance of 1803.47 feet, to the East Quarter Corner,

Thence continuing South $00^{\circ} 01' 00''$ West along the East line a distance of 593.05 Feet,

Thence North $89^{\circ} 51' 27''$ West, a distance of 630.00 feet,

Thence North $63^{\circ} 16' 58''$ West, a distance of 541.24 feet,

Thence North $66^{\circ} 16' 07''$ West, a distance of 501.00 feet,

Thence North $84^{\circ} 54' 10''$ West, a distance of 513.99 feet,

Thence North $77^{\circ} 32' 53''$ West, a distance of 559.62 feet,

Thence North $62^{\circ} 55' 35''$ West, a distance of 516.57 feet,

Thence North $48^{\circ} 05' 05''$ West, a distance of 467.74 feet,

Thence North $57^{\circ} 39' 22''$ West, a distance of 546.31 feet,

Thence North $63^{\circ} 01' 41''$ West, a distance of 471.41 feet,

Thence North $71^{\circ} 43' 26''$ West, a distance of 727.29 feet,

Thence North $89^{\circ} 58' 16''$ West, a distance of 272.53 feet, to the West line of said Section 32,

Thence North $00^{\circ} 01' 44''$ East, along the West line of said Section 32, a distance of 1344.92 feet, to the point of beginning.

Exhibit C

EXHIBIT A
LEGAL DESCRIPTION

Parcel 1

The East 3360.00 feet of the North 830.00 feet of Section 32, Township 15 South, Range 15 East, of the Gila and Salt River Meridian, Pima County, Arizona.

Parcel 2

A parcel of land located in Section 32, Township 15 South, Range 15 East, Gila and Salt River Meridian, Pima County, Arizona, more particularly described as follows:

Beginning at the Northwest Corner of Section 32,

Thence South $89^{\circ} 51' 27''$ East, along the North line of said Section 32, a distance of 1923.63 feet,

Thence South $00^{\circ} 01' 00''$ West, a distance of 830.00 feet,

Thence South $89^{\circ} 51' 27''$ East, a distance of 3360.00 feet to the East line of said Section 32,

Thence South $00^{\circ} 01' 00''$ West, along the East line a distance of 1803.47 feet, to the East Quarter Corner,

Thence continuing South $00^{\circ} 01' 00''$ West along the East line a distance of 593.05 Feet,

Thence North $89^{\circ} 51' 27''$ West, a distance of 630.00 feet,

Thence North $63^{\circ} 16' 58''$ West, a distance of 541.24 feet,

Thence North $66^{\circ} 16' 07''$ West, a distance of 501.00 feet,

Thence North $84^{\circ} 54' 10''$ West, a distance of 513.99 feet,

Thence North $77^{\circ} 32' 53''$ West, a distance of 559.62 feet,

Thence North $62^{\circ} 55' 35''$ West, a distance of 516.57 feet,

Thence North $48^{\circ} 05' 05''$ West, a distance of 467.74 feet,

Thence North $57^{\circ} 39' 22''$ West, a distance of 546.31 feet,

Thence North $63^{\circ} 01' 41''$ West, a distance of 471.41 feet,

Thence North $71^{\circ} 43' 26''$ West, a distance of 727.29 feet,

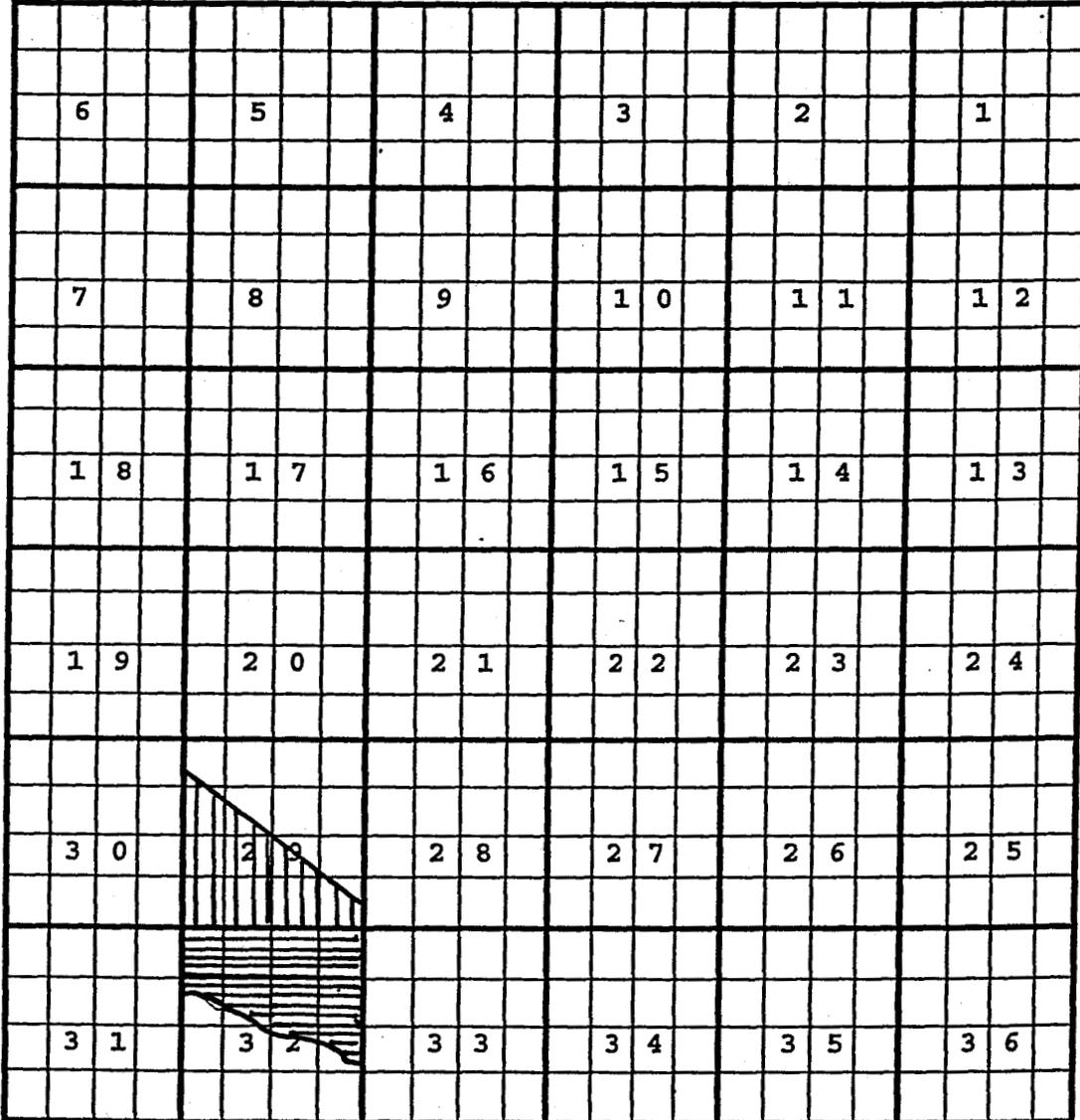
Thence North $89^{\circ} 58' 16''$ West, a distance of 272.53 feet, to the West line of said Section 32,

Thence North $00^{\circ} 01' 44''$ East, along the West line of said Section 32, a distance of 1344.92 feet, to the point of beginning.

Exhibit D

ATTACHMENT "B"

PIMA	32	15 SOUTH	15 EAST
COUNTY	SECTION	TOWNSHIP	RANGE



Type or Print Description Here:

-  Current Certificated Area
-  Proposed Extension to Certificated Area

Exhibit E

VOYAGER WATER COMPANY
BALANCE SHEET
 July 31, 2001

ASSETS

CURRENT ASSETS

CASH - CHECKING	16,608.69
CASH - SAVINGS	45,808.27
ACCOUNTS RECEIVABLE	23,829.48
PREPAID EXPENSES	344.70
TOTAL CURRENT ASSETS	

86,591.14

PROPERTY, PLANT & EQUIPMENT

LINE EXT TRAIL WEST	8,705.64
ASSETS UNDER LINE EXT	181,757.64
87/98 - WELL/LINES #4	152,388.95
UTILITY PLANT	510,128.65
ACCUMULATED DEPRECIATION	-344,252.30
TOTAL PROPERTY, PLANT & EQUIPMENT	

508,726.58

OTHER ASSETS

LOAN COST - NET OF AMORTIZATION	744.00
---------------------------------	--------

TOTAL OTHER ASSETS

744.00

TOTAL ASSETS

596,061.72

LIABILITIES and EQUITY

CURRENT LIABILITIES

ACCOUNTS PAYABLE	2,623.42
DUE TO/FROM VRV	0.00
SALES TAX PAYABLE	0.00
PROPERTY TAXES PAYABLE	8,959.02
WELL LEASE PAYABLE-VRV	6,641.05
INCOME TAXES PAYABLE	-7,225.00
DEFERRED INCOME TAX PAYABLE	19,829.00
INTEREST PAYABLE	3,535.48
TOTAL CURRENT LIABILITIES	

34,362.98

LONG TERM LIABILITIES

L CAC - TRAILS WEST WELL #4	181,757.64
MORTGAGE PAYABLE	36,982.65
LOAN PAYABLE	152,253.77
TOTAL LONG TERM LIABILITIES	

370,974.06

EQUITY

CAPITAL STOCK	310,702.00
RETAINED EARNINGS	-156,082.36
CURRENT YEAR EARNINGS	38,105.04
TOTAL EQUITY	

180,724.68

TOTAL LIABILITIES and EQUITY

596,061.72

VOYAGER WATER COMPANY
INCOME STATEMENT
July 1, 2001 THROUGH July 31, 2001

	CURRENT MONTH		YEAR TO DATE		VARIANCE OVER (UNDER)	
	ACTUAL	PRIOR YEAR	ACTUAL	PRIOR YEAR	CURRENT	YTD
REVENUES						
SALES - WATER	17,833.25	16,686.55	213,595.22	195,836.35	1,146.70	17,758.87
MISC INCOME	(0.00)	24.78	435.56	1,004.81	-24.78	-569.25
NET REVENUES	17,833.25	16,711.33	214,030.78	196,841.16	1,121.92	17,189.62
OPERATING EXPENSES						
WELL LEASE EXPENSE	492.00	583.10	7,141.05	7,278.76	-91.10	-137.71
BANK CHARGES	(0.00)	(0.00)	145.40	120.00	0.00	25.40
EQUIPMENT RENTAL	566.95	482.08	6,211.25	4,425.15	84.87	1,788.09
CONTRIBUTIONS	(0.00)	(0.00)	(0.00)	(0.00)	0.00	0.00
DUES AND SUBSCRIPTIONS	(0.00)	(0.00)	513.60	181.00	0.00	332.60
INSURANCE EXPENSE	222.33	194.00	2,243.30	1,940.00	28.33	303.30
LICENSES, PERMITS & FEES	400.00	300.00	984.20	2,285.40	100.00	-1,301.20
MAINTENANCE & REPAIRS	60.00	(185.07)	2,107.32	8,881.09	245.07	-8,573.77
MANAGEMENT FEE - W/LAND	5,413.85	4,203.87	46,507.96	37,884.75	1,210.18	8,643.21
MANAGEMENT FEES - VRV STAFF	3,000.00	1,000.00	24,000.00	10,000.00	2,000.00	14,000.00
OFFICE EXPENSE	(0.00)	43.40	861.37	621.22	-43.40	240.15
PROFESSIONAL FEES	(0.00)	47.50	(177.11)	8,258.28	-47.50	-6,435.37
PROF FEES - RATE CS	(0.00)	(0.00)	(0.00)	88.90	0.00	-88.90
PROF FEES - LINE EXT	(0.00)	(0.00)	(0.00)	(0.00)	0.00	0.00
WATER CONSULTING SERVICES	450.00	525.00	3,325.00	4,910.00	-75.00	-1,585.00
BAD DEBT EXPENSE	(0.00)	240.91	(0.00)	806.51	-240.91	-506.51
WATER METER READER EXPENSE	104.12	107.00	659.98	880.50	-2.88	-220.52
SALES TAX EXPENSE	(0.00)	(0.00)	(0.00)	(0.00)	0.00	0.00
PROPERTY TAX EXPENSE	1,279.86	983.35	12,798.60	9,833.50	296.51	2,965.10
WATER SAMPLES/TESTING	75.00	(0.00)	9,925.00	400.00	75.00	9,525.00
UTILITIES EXPENSE	2,298.15	1,708.07	20,851.89	20,674.45	590.08	177.44
TOTAL OPERATING EXPENSES	14,362.26	10,233.01	138,098.81	117,009.50	4,129.25	21,089.31
OTHER INCOME (EXPENSE)						
GAIN/LOSS FROM SALE OF ASSET	(0.00)	(0.00)	(0.00)	(0.00)	0.00	0.00
INTEREST INCOME	(44.78)	(116.94)	(528.65)	(572.21)	72.16	43.56
PURCHASE DISCOUNTS	(0.00)	(0.00)	(0.00)	(0.00)	0.00	0.00
INCOME TAX REFUND - AZ	(3,003.00)	(0.00)	(3,003.00)	(0.00)	-3,003.00	-3,003.00
INTEREST EXPENSE	1,543.82	1,801.62	16,540.28	18,185.36	-267.70	-1,645.08
INCOME TAX EXPENSE - FED	(0.00)	(0.00)	(0.00)	1,000.00	0.00	-1,000.00
INCOME TAX EXPENSE - AZ	(0.00)	(0.00)	(0.00)	50.00	0.00	-50.00
DEPRECIATION EXPENSE	2,681.83	3,304.33	26,818.30	33,043.34	-822.50	-6,225.04
AMORTIZATION EXPENSE	(0.00)	29.75	(0.00)	297.50	-29.75	-297.50
TOTAL OTHER INCOME (EXPENSE)	1,177.57	5,018.78	39,826.93	52,003.89	(3,840.79)	(12,177.06)
NET INCOME (LOSS)	2,293.02	1,459.58	38,105.04	27,827.67	833.46	8,277.37

Exhibit F

ATTACHMENT "D"

WATER USE DATA SHEET

NAME OF COMPANY	Voyager Water Company
ADEQ Public Water System No.	10035

MONTH/YEAR (Last 13 Months)	NUMBER OF CUSTOMERS	GALLONS SOLD (Thousands)
July 2001	253	4,505
June 2001	252	5,616
May 2001	252	8,879
April 2001	251	9,320
March 2001	235	6,845
February 2001	208	5,899
January 2001	205	6,063
December 2000	202	5,912
November 2000	202	5,295
October 2000	197	4,462
September 2000	193	5,211
August 2000	193	4,890
July 2000	190	4,260

STORAGE TANK CAPACITY (Gallons)	NUMBER OF EACH	ARIZONA DEPT. OF WATER RESOURCES WELL LD. NUMBER	WELL PRODUCTION (Gallons per Minute)
200,000	2	55-606051	200 gpm
		55-508553	800 gpm
		55-563268	950 gpm

Other Water Sources in Gallons per Minute	GPM N/A
Fire Hydrants on System	<input checked="" type="radio"/> Yes <input type="radio"/> No
Total Water Pumped Last 13 Months (Gallons in Thousands)	78,156

2

STATE OF ARIZONA



Office of the
CORPORATION COMMISSION

CERTIFICATE OF GOOD STANDING

To all to whom these presents shall come, greeting:

I, Brian C. McNeil, Executive Secretary of the Arizona Corporation Commission, do hereby certify that

*****VOYAGER WATER COMPANY*****

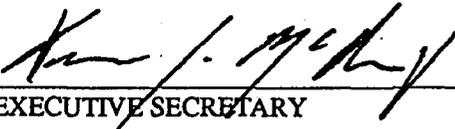
a domestic corporation organized under the laws of the state of Arizona, did incorporate on February 1, 1983.

I further certify that according to the records of the Arizona Corporation Commission, as of the date set forth hereunder, the said corporation is not administratively dissolved for failure to comply with the provisions of the Arizona Business Corporation Act; that its most recent Annual Report, subject to the provisions of A.R.S. 10-122, 10-123, 10-125 & 10-1622, has been delivered to the Arizona Corporation Commission for filing; and that the said corporation has not filed Articles of Dissolution as of the date of this certificate.

This certificate relates only to the legal existence of the above named entity as of the date issued. This certificate is not to be construed as an endorsement, recommendation, or notice of approval of the entity's condition or business activities and practices.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Arizona Corporation Commission. Done at Phoenix, the Capitol, this 27th Day of September, 2001, A. D.




EXECUTIVE SECRETARY

BY: 

3

AFFIDAVIT OF PUBLICATION

STATE OF ARIZONA)
:SS.
COUNTY OF PIMA)

being first

KAREN BRIGHAM
duly sworn, deposes and says that (he) (she) is the Legal Advertising Manager

of **THE DAILY TERRITORIAL**, a daily newspaper printed and published in the
County of Pima, State of Arizona, and of general circulation in the City of Tuc-
son,

County of Pima, State of Arizona and elsewhere, and the hereto attached

**VOYAGER WATER
COMPANY
PUBLIC NOTICE**

was printed and published correctly in the regular and entire issue of said **THE**

DAILY TERRITORIAL for ¹ issues; that was first made
on the **24th** day of **SEPTEMBER** **01**
20
24th

and the last publication thereof was made on the _____ day of
SEPTEMBER **01**
20 ; that said publication

was made on each of the following dates, to-wit:
09/24/01

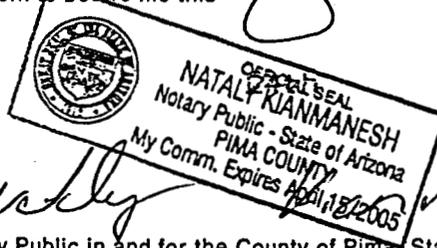
Request of

BROWN & BAIN

The Daily Territorial

By *Karen Brigham*
Subscribed and sworn to before me this _____ day of

20 **01** **SEPTEMBER**



Nataly Kianmanesh
Notary Public in and for the County of Pima, State of Arizona

My Commission Expires: **4/15/2005**

RECEIVED

OCT 02 2001

**ARIZONA CORP. COMM.
TUCSON, AZ**

**PUBLIC NOTICE OF AN
APPLICATION FOR AN EXTENSION
OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY
BY VOYAGER WATER COMPANY**

Voyager Water Company has filed with the Arizona Corporation Commission (mission") an application for an extension of its Certificate of Convenience and Necessity to provide water service. Our records indicate that you are either currently a customer of Voyager Water Company or are a property owner in the proposed extension area. If the application is granted, Voyager Water Company would be the exclusive provider of water service to the proposed area. Voyager Water Company will be required by the Commission to provide this service under the rates and charges and terms and conditions established by the Commission. The granting of the application would not necessarily prohibit an individual from providing service to themselves from individually owned facilities on their property. The application is available for inspection during regular business hours at the offices of the Commission in Tucson at 400 West Congress, North Building, Room 218, and at Voyager Water Company, 8701 South Kolb Road, Tucson, Arizona, 85706.

The Commission will hold a hearing on this matter. As a property owner or customer you may be entitled to intervene in the proceeding. If you do not want to intervene, you may appear at the hearing and make a statement on your own behalf. You may contact the Commission at the address and telephone number listed below for the date and time of the hearing and for more information on intervention. You may not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may contact the Consumer Services Section of the Commission at 400 West Congress, North Building, Room 218, Tucson, Arizona 85701 or call 1-800-535-0148.

Pub: The Daily Territorial
September 24, 2001
Req: Brown & Bain, P.A.
prvoyager em

4

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL
3 CHAIRMAN

4 JIM IRVIN
5 COMMISSIONER

6 MARC SPITZER
7 COMMISSIONER

8 IN THE MATTER OF THE APPLICATION OF
9 VOYAGER WATER COMPANY FOR AN
10 EXTENSION OF THE SERVICE AREA UNDER
11 ITS EXISTING CERTIFICATE OF
12 CONVENIENCE AND NECESSITY TO PROVIDE
13 WATER UTILITY SERVICES.

DOCKET NO. W-02104A-01-0742

PROCEDURAL ORDER

14 **BY THE COMMISSION:**

15 On September 19, 2001, Voyager Water company ("VWC" or "Applicant") filed with the
16 Arizona Corporation Commission ("Commission") an application for an extension of its Certificate
17 of Convenience and Necessity ("Certificate") to provide water service in Pima County, Arizona.

18 On October 3, 2001, VWC filed an Amendment to the application.

19 On October 3, 2001, VWC filed an Affidavit of Publication.

20 Pursuant to A.R.S. §41-1074.C, this Application is deemed administratively complete.

21 Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern
22 the preparation and conduct of this proceeding.

23 IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall
24 commence on December 10, 2001, at 2:30 p.m., or as soon thereafter as is practical, at the
25 Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

26 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
27 except that all motions to intervene must be filed on or before November 27, 2001.

28 IT IS FURTHER ORDERED that objections to any motions to intervene must be filed on or
before December 4, 2001.

IT IS FURTHER ORDERED that the Applicant shall provide public notice of the hearing in
this matter, in the following form and style:

1 practicable after the mailing has been completed but not later than December 4, 2001.

2 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing of same,
3 notwithstanding the failure of an individual to read or receive the notice.

4 IT IS FURTHER ORDERED that Staff shall file a Staff Report by November 27, 2001.

5 IT IS FURTHER ORDERED that the Applicant shall file any objections to the Staff Report
6 by December 4, 2001.

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

9 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
10 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

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

13 DATED this 31st day of October, 2001.

14
15 
16 _____
17 TEENA WOLFE
18 ADMINISTRATIVE LAW JUDGE

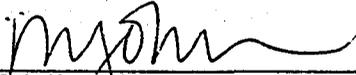
19 Copies of the foregoing mailed/delivered
20 this 31st day of October, 2001 to:

21 Douglas G. Lemke
22 BROWN & BAIN
23 P.O. Box 2265
24 Tucson, AZ 85702-2265

25 Christopher Kempley, Chief Counsel
26 Legal Division
27 ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, Arizona 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By: 
5 Molly Johnson
6 Secretary to Teena Wolfe
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

5

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

IN THE MATTER OF THE APPLICATION
OF VOYAGER WATER COMPANY FOR AN
EXTENSION OF THE SERVICE AREA
UNDER ITS EXISTING CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE WATER UTILITY SERVICES

Docket No. W-02104A-01-0742

CERTIFICATE OF MAILING

I do hereby certify that copies of the attached "Public Notice Of Hearing On The Application Of Voyager Water Company For An Extension Of Its Certificate Of Convenience And Necessity" was sent to the property owners in the proposed extension area on November 13, 2001, via first class mail.


Norbert (Ike) Isaacson
President, Voyager Water Company

RECEIVED

NOV 15 2001

ARIZONA CORP. COM.
NOV 15 2001

**PUBLIC NOTICE OF HEARING ON THE
APPLICATION OF VOYAGER WATER COMPANY
FOR AN EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY**

On September 19, 2001, Voyager Water Company ("VWC") filed an application with the Arizona Corporation Commission ("Commission") for an extension of its Certificate of Convenience and Necessity ("CC&N") to provide water service to an area in which records indicate you are a property owner. If the application is granted, the Applicant would be the exclusive provider of water to the proposed area, and would be required by the Commission to provide service under rates and charges and terms and conditions established by the Commission. The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and at the offices of the Company, 8701 South Kolb Road, Tucson, Arizona 85706.

The Commission will hold a hearing on this matter beginning December 10, 2001, at 2:30 p.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comment will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to the Applicants or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the Applicants, a shareholder of the Applicants, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicants or their counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 27, 2001. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. Failure to intervene will not preclude any potential customer from appearing at the hearing and making a statement on such person's own behalf. You will not, however, receive any further notice of the proceeding unless requested by you.

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