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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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CHAIRMAN  
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COMMISSIONER

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AZ CORP COMMISSION  
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5  
6 IN THE MATTER OF THE APPLICATION OF  
VOYAGER WATER COMPANY FOR AN  
7 EXTENSION OF THE SERVICE AREA UNDER  
ITS EXISTING CERTIFICATE OF  
8 CONVENIENCE AND NECESSITY TO PROVIDE  
WATER UTILITY SERVICES.

DOCKET NO. W-02104A-01-0742

PROCEDURAL ORDER

9 **BY THE COMMISSION:**

10 On January 31, 2002, the Arizona Corporation Commission ("Commission") issued Decision  
11 No. 64406, which conditionally granted to Voyager Water Company ("Voyager") an extension of its  
12 service territory under its Certificate of Convenience and Necessity ("Certificate"). Decision No.  
13 64406 required Voyager to file, by January 31, 2003, copies of either a Certificate of Assured Water  
14 Supply ("CAWS") or a Designation of Assured Water Supply issued by the Arizona Department of  
15 Water Resources ("ADWR"), and the Approvals to Construct issued by the Arizona Department of  
16 Environmental Quality ("ADEQ") for water system improvements necessary to serve the  
17 developments in the requested extension area. Decision No. 64406 provides that if Voyager fails to  
18 timely file the required compliance documentation, that the conditionally granted Certificate  
19 extension will be deemed denied without further Order of the Commission.

20 On November 18, 2002, Voyager filed with the Commission a request for an extension of  
21 time to November 1, 2003, to file the required CAWS and ADEQ Approvals to Construct. Voyager  
22 asserts in support of its request that property owners in the requested extension area have filed a  
23 request for rezoning of the property to be included in the Certificate extension area, and that until the  
24 City of Tucson ("City") completes the rezoning, Voyager cannot submit subdivision plats to ADWR.  
25 Voyager states that submission of subdivision plats is a prerequisite for a CAWS finding. Voyager  
26 expects the City's rezoning to be complete by May, 2003, and to obtain the final CAWS by  
27 November 1, 2003. Voyager further states that it cannot provide ADEQ Approvals to Construct prior  
28 to the City's completion of the rezoning.

1 Voyager attached as an exhibit to its request an ADWR Analysis of Assured Water Supply  
2 dated October 11, 2002 that ADWR prepared for land owners in the extension area. This ADWR  
3 documentation demonstrates that steps are being taken in the ADWR process.

4 On December 2, 2002, the Commission Utilities Division ("Staff") filed a memorandum on  
5 this matter. Staff states that an extension of time for compliance is needed, and that Staff has no  
6 objection to Voyager's request.

7 Under the circumstances, Voyager's request is reasonable and should be granted.

8 IT IS THEREFORE ORDERED that Voyager Water Company is hereby authorized to file the  
9 compliance documentation required by Decision No. 64406 by no later than November 1, 2003.

10 DATED this 24th day of December, 2002.

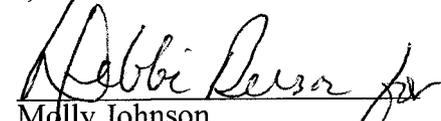
11  
12  
13   
14 TEENA WOLFE  
ADMINISTRATIVE LAW JUDGE

15 Copies of the foregoing mailed/delivered  
16 this 24th day of December, 2002 to:

17 Michael E. McNulty  
18 Douglas G. Lemke  
19 BROWN & BAIN, P.A.  
20 One South Church Avenue, 19<sup>th</sup> Floor  
P.O. Box 2265  
Tucson, AZ 85702-2265  
Attorneys for Voyager Water Company

21 Christopher Kempley, Chief Counsel  
22 Legal Division  
ARIZONA CORPORATION COMMISSION  
23 1200 West Washington Street  
Phoenix, Arizona 85007

24 Ernest Johnson, Director  
25 Utilities Division  
ARIZONA CORPORATION COMMISSION  
26 1200 West Washington Street  
Phoenix, Arizona 85007

27 By:   
28 Molly Johnson  
Secretary to Teena Wolfe