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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
NEW LIFE TRUST, INC. FOR APPROVAL OF  
THE SALE OF ITS ASSETS TO DATELAND  
WATER, LLC.

DOCKET NO. W-20378A-05-0536  
DOCKET NO. W-20395A-05-0536

PROCEDURAL ORDER

**BY THE COMMISSION:**

On July 25, 2005, New Life Trust, Inc. ("New Life" or "Applicant" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for approval of the sale of its assets and the transfer of its Certificate of Convenience and Necessity ("Certificate" or "CC&N") to Dateland Water, LLC ("Dateland").

On February 18, 2003, in Commission Decision No. 65649, the Commission revoked New Life's CC&N after it failed to file its 2001 annual reports with the Commission. Subsequently, on July 1, 2005, New Life filed in Docket No. W-20378A-05-0485 an application to reinstate and extend its CC&N.

On November 8, 2005, New Life filed a request to withdraw its application to reinstate and extend its CC&N.

On November 18, 2005, Staff filed its Staff Report in which it recommended approval of New Life's request for the sale of its assets to Dateland.

On November 30, 2005, by Procedural Order, a hearing was set to commence on January 19, 2006.

On December 15, 2005, Applicant filed its Affidavit of Publication and Proof of Mailing.

On January 19, 2006, a full public hearing was convened before a duly authorized Administrative Law Judge of the Commission at its offices in Phoenix, Arizona. Mr. Ben Thomas appeared on behalf of Applicant, Staff appeared through counsel and presented evidence and testimony. At hearing, Staff's witness testified that Arizona Department of Environmental Quality

1 (“ADEQ”) showed that the Company had various reporting and monitoring delinquencies and that  
2 the Applicant’s water system was not delivering water that meets the Arizona Administrative Code.  
3 At the conclusion of the hearing, pending late-filed exhibits, the matter was taken under advisement.

4 On January 25, 2006, Staff filed a Notice of Filing Late-Filed Exhibits.

5 On February 6, 2006, Applicant filed proof of its Public Notice to customers in the service  
6 area regarding the quality of its drinking water. Applicant’s Notice showed that the ADEQ found the  
7 Company had violated a number of State regulations. Specifically, ADEQ found that the Applicant’s  
8 water system exceeded State levels for nitrates, total coliform, lead, copper and fluoride.

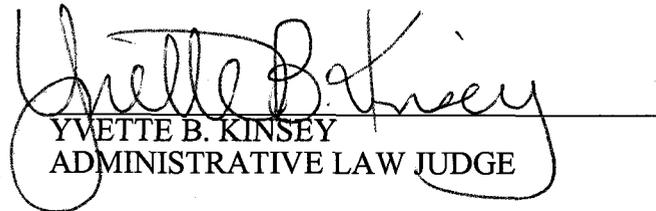
9 In light of ADEQ’s recent findings, we find it is appropriate to reopen the record in this  
10 matter to allow Staff to file a Supplemental Staff Report addressing New Life’s water quality issues.

11 IT IS THEREFORE ORDERED that Staff shall file by March 3, 2006 a Supplemental Staff  
12 Report, which shall include, but not be limited to, updated information from ADEQ regarding the  
13 Applicant’s violations, updated information on steps the Company has taken to address its water  
14 quality issues, and any further recommendations.

15 IT IS FURTHER ORDERED that New Life shall freely cooperate with Staff in providing the  
16 information described above.

17 IT IS FURTHER ORDERED that the record in this matter is reopened and the time clock is  
18 extended for 25 days.

19 Dated this 15<sup>th</sup> day of February, 2006

20  
21   
22 YVETTE B. KINSEY  
23 ADMINISTRATIVE LAW JUDGE  
24

25 Copies of the foregoing mailed/delivered  
26 this 15 day of February, 2006 to:

27 Ben Thomas  
28 New Life Trust, Inc.  
3412 West 2<sup>nd</sup> Street  
Anacortes, WA 98221

1 Christopher Kempley, Chief Counsel  
2 Legal Division  
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11 By:   
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13 Molly Johnson  
14 Secretary to Yvette Kinsey  
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