

ORIGINAL



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RECEIVED

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2006 APR -3 P 4: 18

AZ CORP COMMISSION  
DOCUMENT CONTROL

Attorneys for New River Utility Company

**BEFORE THE ARIZONA CORPORATION COMMISSION**

8 IN THE MATTER OF THE APPLICATION  
9 OF NEW RIVER UTILITY COMPANY FOR  
10 AN EXTENSION OF ITS EXISTING  
11 CERTIFICATE OF CONVENIENCE AND  
12 NECESSITY IN MARICOPA COUNTY,  
13 ARIZONA

DOCKET NO. W-01737A -04-0502

**NOTICE OF COMPLIANCE WITH  
DECISION NO. 67440**

12 New River Utility Company ("New River") hereby files the following documents in this  
13 matter, as required by Decision No. 67440 (December 3, 2004):

- 14 1. Approval of Construction for Riverstone Estates (Columbia Property); and
- 15 2. A Certificate of Assured Water Supply for Riverstone Estates;

16 Decision No. 67440 requires New River to provide Approvals to Construct. However,  
17 because the facilities in the Riverstone Estates development have already been constructed and  
18 accepted by the Maricopa County Environmental Service Division, New River is submitting the  
19 Approval of Construction issued by MCESD. New River is in the process of obtaining the  
20 Approvals to Construct or Approval of Construction, and Certificate of Assured Water Supply,  
21 for Cody Farms, Inc. New River intends to make another compliance filing prior to April 13,  
22 2006, as requested by Staff.

23 RESPECTFULLY SUBMITTED this 3rd day of April, 2006.

24 FENNEMORE CRAIG, P.C.  
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By:   
Jay L. Shapiro  
Patrick J. Black  
Attorneys for New River Utility Company

ORIGINAL and 13 copies delivered this  
\_\_\_3\_\_\_ day of April, 2006, to:

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

A copy hand-delivered this 3 day of April, 2006, to:

Blessing Chukwu, Compliance Division  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Brian Bozzo, Compliance  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

By:   
1596915.1/69300.022

**Approval of Construction**

**Riverstone Estates - Columbia Property Development, LLC**

Environmental Services  
Department  
1001 N. Central, Ste 150  
Phoenix, AZ 85004

Division of Water and Waste Management  
Subdivision Infrastructure & Planning  
(602) 506-1058  
FAX (602) 506-5813



**Approval of Construction and/or  
Verification of General Permit Conformance**  
(one MCESD# per request)

MCESD# 050542 (water / sewer / other type of component) WATER

Project Name: RIVERSTONE ESTATES

**Project Description**

POTABLE WATER DISTRIBUTION SYSTEM OF APPROXIMATELY 5170 LF AND APP.

Applicant Name: JOHN LUTICH Job Title EXECUTIVE VP

Company Name COLUMBIA COMMUNITIES

Mailing Address 17797 N. PERIMETER, SUITE 115

City SCOTTSDALE State AZ Zip Code 85255

Signature of Applicant [Signature] Date 12-8-05

**Engineer's Certificate of Completion**

I, STEVEN A. HADER, a Professional Engineer registered in the State of Arizona, confirm that the project was completed in compliance with the plans and specifications approved by the Department, except as noted on the "as-built" plans. Applicable test results as required are attached.

Seal & Signature



Engineer's Phone 602-707-9421  
Engineer's Fax 602-431-9562

Approval of Construction and/or  
Verification of General Permit Conformance  
For the project described above, I, the undersigned, as a Professional Engineer, approve the construction and/or verification of General Permit for operation and/or discharge under the terms of General Permit (01) in accordance with the terms, conditions and requirements of the permit.  
By: [Signature]  
Steven A. Hader, PE, Project Engineer  
Subdivision Infrastructure & Planning  
Date: 12/8/05

**Certificate of Assured Water Supply**

**Riverstone Estates (Columbia Property Development, LLC)**

**STATE OF ARIZONA  
DEPARTMENT OF WATER RESOURCES  
CERTIFICATE OF ASSURED WATER SUPPLY**

This is to certify that

**77th and Deer Valley, L.L.C., an Arizona Limited Liability Company and Philip W. & Joyce M. Aldrich, Husband and Wife as Joint Tenants with Right of Survivorship, as owners, with Riverstone Group, L.L.C., as optionee**

have met the requirements of A.R.S. §§ 45-576, 45-579, and the applicable regulations, and

By powers vested in the Director of the Arizona Department of Water Resources by the State of Arizona, and subject to the conditions contained in the applicable regulations,

Are issued this Certificate of Assured Water Supply for

**Riverstone Estates  
Section 23, Township 04 North, Range 01 East  
GSRB&M Maricopa County, Phoenix Active Management Area**

Sufficient water of adequate quality will be continuously available to satisfy the water demand of the referenced subdivision for at least one hundred years. The referenced subdivision consists of 101 lots as described in the preliminary plat on file with the Department, and has an estimated water demand of 55.67 acre-feet per year. The subdivision will be served groundwater by New River Utility.

This Certificate is invalid as to any entity not named above. A subsequent owner of the referenced property may apply for a new certificate pursuant to A.A.C. R12-15-708, within 90 days of the change of ownership. This Certificate may be assigned pursuant to A.R.S. § 45-579.

Certificate Number: 27-401624.0000



**ARIZONA DEPARTMENT OF WATER RESOURCES**

*Mark Frank*

Assistant Director

*4/11/05*

Date