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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

DOCKETED

MAY 31 2002

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ARIZONA CORPORATION COMMISSION
ST. DAVID WATER ASSOCIATION

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF ST. DAVID WATER ASSOCIATION FOR APPROVAL OF THE SALE OF ASSETS AND CANCELLATION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY.

DOCKET NOS. ~~W-04107A-02-0314~~
W-02084A-02-0314

PROCEDURAL ORDER

BY THE COMMISSION:

On April 29, 2002, St. David Water Association ("Applicant"), a non-profit corporation, filed an application to cancel its Certificate of Convenience and Necessity ("Certificate") and to sell its assets to the St. David Water Improvement District ("District").

On May 15, 2002, the Arizona Corporation Commission ("Commission") Utilities Division ("Staff") filed its Sufficiency Letter indicating that the Company's application has met the sufficiency requirements of A.A.C. R14-2-411C. The Commission may consider this matter without a hearing if no hearing is requested by the parties. Accordingly, this Procedural Order establishes the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that Staff shall file its written Staff Report, including its recommendation of whether a hearing is required, by July 12, 2002.

IT IS FURTHER ORDERED that Applicant shall file its comments, if any, to the Staff Report by July 26, 2002.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before July 19, 2002.

IT IS FURTHER ORDERED that Applicant shall serve public notice of this proceeding and the opportunity to request a hearing in this matter, in the following form and style:

PUBLIC NOTICE OF APPLICATION BY
ST. DAVID WATER ASSOCIATION TO SELL ITS ASSETS AND
TRANSFER ITS CERTIFICATE OF CONVENIENCE AND NECESSITY
Docket Nos. W-04107A-02-0314 and W-02084A-02-0314

On April 29, 2002, St. David Water Association ("Applicant" or "Company") filed an application to cancel its Certificate of Convenience and Necessity ("Certificate") and to sell its assets to the St. David Water Improvement District ("District"). If the application is granted, the District would be the provider of water service to the service territory served by Applicant. The Commission may consider the application without a hearing, unless a hearing is requested by a party to the proceeding.

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 or in Tucson at 400 West Congress Street, Suite 218, and at the Company's offices, [insert Applicants' address].

As a property owner or customer you may have the right to intervene in the proceeding and request a hearing. If you do not want to intervene, you may make oral or written comments by contacting the Commission at the above addresses. 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 notice to intervene with the Commission, which motion should be sent to the Applicant or their 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 Applicant, a shareholder, member of the Applicant's board, etc.)
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its 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 July 19, 2002. In the event Intervenors wish to request a hearing, such request shall be made no later than August 1, 2002. Failure to intervene will not preclude any customer from making a statement on such customer's own behalf. However, you will 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 write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

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 602/542-0838, E-mail *shood@cc.state.az.us*. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Applicant shall mail to its customers a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to be completed on or before July 3, 2002.

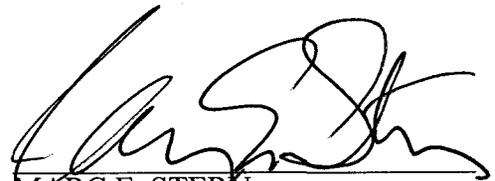
IT IS FURTHER ORDERED that Applicant shall file certification of mailing as soon as practicable after the mailing has been completed.

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

IT IS FURTHER ORDERED that Applicant or Intervenors shall file requests for a hearing, if any, no later than August 1, 2002.

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

DATED this 31st day of May, 2002.

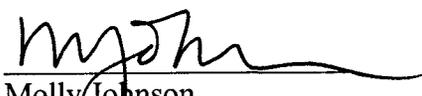

MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed this 31st day of May, 2002 to:

Reg Garavito
St. David Water Association
112 W. Patton Street
P.O. Box 172
St. David, AZ 85630

Ernest Johnson, Director
Utilities Division
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By: 
Molly Johnson
Secretary to Marc E. Stern