

ORIGINAL



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WHY UTILITY CO., INC.  
P. O. BOX 69  
AJ0, AZ. 85321  
Telephone 520-387-7641 -- Fax 520-387-7086

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AZ CORP COMMISSION  
DOCUMENT CONTROL

July 6, 2006

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

RE: DOCKET NO. W-02052A-05-0528, & W-02052A-05-0529 DECISION NO. 68609 DATED  
3/23/2006

SECOND MAILING

The ADEQ Certificate for Approval to Construct for the arsenic treatment system is attached.

The Company hasn't received the Approval to Construct the water distribution system due to some problems with the easements and also some funding delays. We request an extension to file since the time frame isn't available at this time.

The project has been divided into phase one (Arsenic treatment system) and phase two (Water distribution system) so we may proceed with the arsenic treatment system. The arsenic treatment system is the most important to bring the system into compliance according to ADEQ's requirement. The equipment is ready to ship and bids for installation should go out very soon.

If you have any questions regarding this matter please call Vern Denning, Pres. & Project Mgr. at 520-480-0915, or Betty H. Tibbitt, sec/treas at 520-387-7641.

Sincerely,

Betty H. Tibbitt  
Sec/Treas.

~~1~~ 6 copies enclosed

PIMA COUNTY DEPARTMENT ENVIRONMENTAL QUALITY  
TECHNICAL SERVICES DIVISION  
150 West Congress, 1<sup>st</sup> Floor, Tucson, Arizona 85701-1317  
Telephone: 740-3340

CERTIFICATE OF APPROVAL TO CONSTRUCT  
Water Facilities

System Name: WHY UTILITY COMPANY, INC. System No.: 10-118

Project Owner: WHY UTILITY COMPANY, INC.

Address: P.O. BOX 69, AJO, ARIZONA 85321

Project Location: T-13-S, R-05-W, SECTION 25 County: PIMA

Description: INSTALLATION OF AN ARSENIC REDUCTION TREATMENT PROCESS  
(COAGULATION/FILTRATION AND ADSORPTION), INCLUDING RELATED  
INFRASTRUCTURE AND REPLACE EXISTING CLEARWELL AND STORAGE TANKS.

Approval to construct the above, described facilities as represented in the approved plan on file with the Pima County Department of Environmental Quality is hereby given subject to the following provisions:

THE PIMA COUNTY DEPARTMENT OF ENVIRONMENTAL QUALITY (740-3358) MUST BE NOTIFIED AT LEAST 5 WORKING DAYS IN ADVANCE TO SCHEDULE A FINAL INSPECTION WITH THE ENGINEER OF RECORD AND THE CERTIFIED OPERATOR.

AFTER COMPLETION OF CONSTRUCTION, A PROFESSIONAL ENGINEER, REGISTERED IN THE STATE OF ARIZONA SHALL COMPLETE A FINAL INSPECTION AND SUBMIT AN ENGINEER'S CERTIFICATE OF COMPLETION, ACCURATE "AS BUILT" PLANS, PRESSURE TEST RESULTS, CHLORINATION RESULTS AND MICROBIOLOGICAL TESTING RESULTS TO PIMA COUNTY DEPARTMENT OF ENVIRONMENTAL QUALITY IN ORDER TO OBTAIN AN APPROVAL OF CONSTRUCTION. THOSE PLANS MUST BE CLEAR BLUELINE PRINTS SUITABLE FOR MICROFILMING AND SHALL CLEARLY AND ADEQUATELY REPRESENT THE FACILITIES AS THEY ARE CONSTRUCTED.

The State law, A.R.S. 49-353, requires that construction of the project must be in accordance with the rules and regulations of the Arizona Department of Environmental Quality.

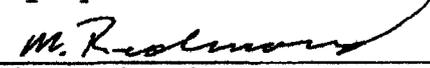
If construction has not started within one year of the date of this issue, this certificate will be void and a written extension of time shall be required.

Date Approved: April 3, 2006

Ursula Kramer,  
Director

By:   
Richard Grimaldi  
Deputy Director

Cc: P-File No. PO15906  
P-ADEQ, SRO  
Why Utility Co., Inc.  
Engineer- Miller Brooks Environmental

By:   
Mike Redmond, R.S.  
Environmental Planning Mgr.