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COMMISSIONERS

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AZ CORP COMMISSION  
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BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION  
OF BEARDSLEY WATER COMPANY FOR  
DELETION OF A PORTION OF ITS  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY

DOCKET NO. W-02074A-06-0095

NOTICE OF FILING  
COMPLIANCE ITEM

BRYAN CAVE LLP  
TWO NORTH CENTRAL AVENUE, SUITE 2200  
PHOENIX, ARIZONA 85004-4406  
(602) 364-7000

In accordance with the Commission's Opinion and Order dated July 28, 2006 (Decision No. 68860), Applicant Beardsley Water Company ("Beardsley") hereby provides notice of filing of its revised Curtailment Tariff. A true and correct copy of the updated Curtailment Tariff is attached as Exhibit "A". The original of Beardsley's updated Curtailment Tariff was filed with the Corporation Commission on May 9, 2006.

DATED this 23rd day of August, 2006.

BRYAN CAVE LLP

Arizona Corporation Commission  
**DOCKETED**

**AUG 23 2006**

DOCKETED BY nr

By [Signature]  
Steven A. Hirsch, #006360  
Stanley B. Lutz, #021195  
Two N. Central Avenue, Suite 2200  
Phoenix, AZ 85004-4406  
Attorneys for Beardsley Water Company

ORIGINAL and 13 copies of the foregoing

1 filed this 23rd day of August, 2006 with:

2 Docket Control Division  
3 Arizona Corporation Commission  
4 1200 West Washington Street  
5 Phoenix, Arizona 85007

6 and

7 COPY of the foregoing mailed  
8 this 23rd day of August, 2006, to:

9 Marc E. Stern  
10 Administrative Law Judge  
11 Arizona Corporation Commission  
12 1200 W. Washington  
13 Phoenix, AZ 85007-2927

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1  
2 Lyn Farmer, Esq.  
3 Chief Hearing Officer  
4 Arizona Corporation Commission  
5 1200 W. Washington  
6 Phoenix, AZ 85007

7  
8 Christopher C. Kempley, Esq.  
9 Chief Legal Counsel  
10 Legal Division  
11 Arizona Corporation Commission  
12 1200 W. Washington Street  
13 Phoenix, AZ 85007-2926

14  
15 Mr. Ernest Johnson  
16 Director, Utilities Division  
17 Arizona Corporation Commission  
18 1200 W. Washington  
19 Phoenix, AZ 85007-2927

20  
21 Jeffrey W. Crockett, Esq.  
22 Marcie Montgomery, Esq.  
23 Snell & Wilmer LLP  
24 One Arizona Center  
25 400 East Van Buren  
26 Phoenix, AZ 85004-2202  
27 Attorneys for Lennar Communities Development, Inc.  
28

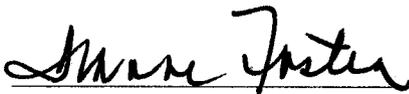


Exhibit "A"

## TARIFF SCHEDULE

Utility: Beardsley Water Company  
Docket No.: W-02074A  
Phone No.: (480) 677-6080

Tariff Sheet No.: 1 of 4  
Decision No.: N/A  
Effective: 12-18-03

### CURTAILMENT PLAN FOR BEARDSLEY WATER COMPANY

ADEQ Public Water System #07-007, 07-509, 07-511, 07-517 & 07-528

Beardsley Water Company ("Company") is authorized to curtail water service to all customers within its certificated area under the terms and conditions listed in this tariff.

This curtailment plan shall become part of the Arizona Department of Environmental Quality Emergency Operations Plan for the Company.

The Company shall notify its customers of this new tariff as part of its next regularly scheduled billing after the effective date of the tariff or no later than sixty (60) days after the effective date of the tariff.

The Company shall provide a copy of the curtailment tariff to any customer, upon request.

#### **Stage 1 Exists When:**

Company is able to maintain water storage in the system at 100 percent of capacity and there are no known problems with its well production or water storage in the system.

Restrictions: Under Stage 1, Company is deemed to be operating normally and no curtailment is necessary.

Notice Requirements: Under Stage 1, no notice is necessary.

#### **Stage 2 Exists When:**

- a. Company's water storage or well production has been less than 80 percent of capacity for at least 48 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 2, the Company may request the customers to voluntarily employ water conservation measures to reduce water consumption by approximately 50 percent. Outside watering should be limited to essential water, dividing outside watering on some uniform basis (such as even and odd days) and eliminating outside watering on weekends and holidays.

TARIFF SCHEDULE

Utility: Beardsley Water Company  
Docket No.: W-02074A  
Phone No.: (480) 677-6080

Tariff Sheet No.: 2 of 4  
Decision No.: N/A  
Effective: 12-18-03

Notice Requirements: Under Stage 2, the Company is required to notify customers by delivering written notice door to door at each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.

**Stage 3 Exists When:**

- a. Company's total water storage or well production has been less than 50 percent of capacity for at least 24 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 3, Company shall request the customers to voluntarily employ water conservation measures to reduce daily consumption by approximately 50 percent. All outside watering should be eliminated, except livestock, and indoor water conservation techniques should be employed whenever possible.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such Notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Beginning with Stage 3, Company shall post at least two signs showing the curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to major subdivisions served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 3.

Once Stage 3 has been reached, the Company must begin to augment the supply of water by either hauling or through an emergency interconnect with an approved water supply in an attempt to maintain the curtailment at a level no higher than Stage 3 until a permanent solution has been implemented.

**Stage 4 Exists When:**

- a. Company's total water storage or well production has been less than 25 percent of capacity for at least 12 consecutive hours, and

TARIFF SCHEDULE

Utility: Beardsley Water Company  
Docket No.: W-02074A  
Phone No.: (480) 677-6080

Tariff Sheet No.: 3 of 4  
Decision No.: N/A  
Effective: 12-18-03

- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 4, Company shall inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- ◆ Irrigation of outdoor lawns, trees, shrubs, or any plant life is prohibited
- ◆ Washing of any vehicle is prohibited
- ◆ The use of water for dust control or any outdoor cleaning uses is prohibited
- ◆ The use of drip or misting systems of any kind is prohibited
- ◆ The filling of any swimming pool, spas, fountains or ornamental pools is prohibited
- ◆ Restaurant patrons shall be served water only upon request
- ◆ Any other water intensive activity is prohibited

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Company shall post at least two signs showing curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to major subdivisions served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 4.

Customers who fail to comply with the above Restrictions will be given a written notice to end all outdoor use. Failure to comply within two (2) working days of receipt of the notice will result in temporary loss of service until an agreement can be made to end unauthorized use of outdoor water. To restore service, the customer shall be required to pay all authorized reconnection fees.

If a customer believes he/she has been disconnected in error, the customer may contact the Commission's Consumer Services Section at 1-800-222-7000 to initiate an investigation. Once Stage 4 has been reached, the Company must augment the supply of water by hauling or through

Utility: Beardsley Water Company  
Docket No.: W-02074A  
Phone No.: (480) 677-6080

Tariff Sheet No.: 4 of 4  
Decision No.: N/A  
Effective: 12-18-03

an emergency interconnect from an approved supply or must otherwise provide emergency drinking water for its customers until a permanent solution has been implemented.