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Matt Derr

RECEIVED

From: Sherry Taylor [sherryltaylor@msn.com]  
Sent: Thursday, August 09, 2007 3:42 PM  
To: Kristin Mayes  
Subject: Violation of Moratorium

2007 AUG 13 P 4: 15  
AZ CORP COMMISSION  
DOCKET CONTROL

Dear Commissioner Mayes,

I was listening to the testimony today and heard Judge Nodes asking Ray Pugel if he understood that there would be a penalty should Brooke Utilities disobey the order for a moratorium in Pine.

I believe that Brooke Utilities has violated the moratorium in the Elusive Acres Subdivision before the 8 water meter variance was granted.

I wrote the following letter a couple of days ago and decided to get it over to you by e-mail after hearing this matter brought up today in the hearing.

Arizona Corporation Commission  
DOCKETED

AUG 13 2007

August 7, 2007

Dear Commissioner Mayes,

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**It appears to me that Brook Utilities may have violated ACC orders by installing "new service" water meters in the Elusive Acres subdivision during the 20 plus year total moratorium placed on the Geronimo/Elusive Acres Water district by the ACC.**

When a real estate client of mine attempted to obtain a water meter for his property, he was told that there is, and was, a moratorium in Elusive Acres as well as Geronimo Estates for 20 plus years. I have knowledge from property owners that at least 3 other residences in Elusive Acres obtained water meters from a period of time 6 months to 2 years prior to the Elusive Acres Lot 33 purchase in the spring of 2005.

My client did eventually obtain a water meter along with 7 others when the

ACC approved a variance allowing 8 new connections.

**I would ask that an investigation be made to see why and how it came about that 3 water meter were installed in an area that was under a complete water meter moratorium.**

Sincerely,

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