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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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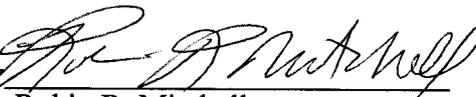
IN THE MATTER OF THE APPLICATION OF
WATER UTILITY OF GREATER TONOPAH,
INC. FOR APPROVAL OF AN EXTENSION OF
ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. W-02450A-06-0253

**STAFF'S NOTICE OF FILING
LATE-FILED EXHIBIT**

In response to the Administrative Law Judge's ("ALJ's") Order, Staff of the Arizona Corporation Commission hereby files its Late-Filed Exhibit in the above-referenced matter.

RESPECTFULLY SUBMITTED this 13th day of August, 2007.

By 

Robin R. Mitchell
Attorney, Legal Division
Arizona Corporation Commission
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Original and 13 copies of the foregoing
filed this 13th day of August 2007, with:

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

Copy of the foregoing mailed this
13th day of August 2007, to:

Timothy J. Sabo
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Phoenix, Arizona 85004
(Attorney for Water Utility of Greater
Tonopah, Inc.)

Arizona Corporation Commission
DOCKETED
AUG 13 2007

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MEMORANDUM

DATE August 9, 2007

TO: Robin Mitchell, Esq.
Legal Division

FROM: Dorothy Hains, P.E. *DH*
Utilities Engineer-Water/Wastewater

RE: **Response to Administrative Law Judge's Order
Water Utility of Greater Tonopah, Inc. Application to extend its
CC&N to provide water service
Docket Nos. W-02450A-06-0253**

- Q. Does Staff accept the request from the Water Utility of Greater Tonopah ("WUGT") to extend 24 months instead of Staff's recommendation of 18 months to obtain an Aquifer Protection Permit ("APP") for the proposed water treatment plant?**
- A. Staff believes that WUGT request is reasonable and a six month time extension to comply with filing the required APP for the proposed arsenic treatment plant is legitimate. Staff agrees to revise the time schedule in its recommendation from 18 months to 24 months. Therefore, Staff recommends that its Recommendation #6 in the Staff Report and June 14, 2007, Engineering Report be amended accordingly.
- Q. Is the Discharge Authorization Letter same as Aquifer Protection Permit ("APP") permit?**
- A. Staff has consulted with the Arizona Department of Environmental Quality ("ADEQ") APP permit staff and confirmed that in this case a Discharge Authorization Letter is the same as an APP.
- Q. Will Staff accept a backflow tariff that is similar to that approved by Maricopa County Environmental Services Department ("MCDES") for Water Utility of Greater Buckeye ("WUGB") and which was attached to the WUGT July 13 Response to the Staff Report?**
- A. In its July 13, 2007, response to the Staff Report, WUGT stated that it intends to prepare a proposed tariff based on the WUGB tariff. The WUGB tariff was approved by MCDES. Staff has reviewed the WUGB tariff and believes that it is reasonable to allow WUGT to utilize a similar tariff format. Staff however

recommends that the WUGT tariff include broader language under Category #4 to include all types of farming such as dairy and chicken farming as well. Category #4 in the WUGB tariff refers only to horse farms.

Q. Does WUGT's Dixie System have adequate storage and production now?

A. At the July 31 hearing, WUGT testified that an additional 5,000 gallon storage tank had recently been installed in the Dixie system on. The new tank has been in service since July 26, 2007. Based on this new information, Staff reevaluated the system and now concludes that the system has adequate production and storage capacities to serve its existing customers. Therefore, Staff recommends that Recommendation #1 in the Staff Report and the June 14 Engineering Report be deleted to take into account the recent installation of an additional 5,000 gallons of storage.