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ARIZONA DEPARTMENT OF WATER RESO  
Office of Assured & Adequate Water Suppl  
3550 North Central Avenue, 2<sup>nd</sup> Floor, Phoenix, Arizona 85012  
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Director

Arizona Corporation Commission  
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Director Utilities

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Ernest G. Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007

Re: Antelope Lakes Water Co., Inc., ACC Docket No. W-02740A-05-0089

Dear Mr. Johnson,

The Department is currently reviewing an application for Water Adequacy Report for Wineglass Lakes Estates subdivision, DWR # 53-401815.0000. It is our understanding that an extension of Antelope Lakes Water Company's Certificate of Convenience & Necessity (CC&N) is required before customers in this subdivision may be served. A determination of water adequacy requires: proof of physical & continuous availability, legal availability, adequate water quality, and financial capability to construct the water system.

As of this date, the applicants for the Water Adequacy Report have fulfilled all requirements with the exception of physical & continuous availability and legal availability. The applicants have submitted hydrologic data on the well constructed to serve the subdivision, but the Department is requesting additional information in order to make a determination of physical & continuous availability. The applicants have contracted with Southwest Ground Water Consultants, Inc. to obtain and submit the required information to the Department. The consultant is meeting with the Department Friday, August 22, 2007 to discuss what additional information will be needed to prove physical and continuous availability, and we anticipate a determination will be forthcoming within 30 days of the date the information is submitted to the Department.

Proof of legal availability, per R12-15-718(B)(3)(b), would be a favorable ACC Staff Report regarding the extension of the CC&N. If the ACC is requiring proof of physical availability prior to issuing either a favorable Staff Report or Opinion & Order for this applicant, we will notify the ACC Utilities Division once this determination has been made.

If you have any questions regarding this matter, please contact Rick Obenshain at 602-771-8622.

Sincerely,  
  
J. Scott Miller, Manager  
Office of Assured & Adequate Water Supply

JSM/rbo

Cc: Gina Anderson, Antelope Lakes Water Co.; Maurice Lee, Analytical Water Solutions, LLC

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