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RECEIVED Concerned Citizens of Pine/Strawberry Arizona

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P.O. Box 1751

2007 OCT 26 P 1: 0 Pine, AZ 85544

Phone: (602) 571-6429

AZ CORP COMMISSION Fax: (480) 345-0575

DOCKET CONTROL

W-03512A-07-0362

October 22, 2007

Arizona Corporation Commission

DOCKETED

OCT 26 2007

Daisy Flores
Gila County Attorney
1400 E. Ash Street
Globe, AZ 85501

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Dear Ms. Flores

We the under-signed taxpayers-members of the Pine/Strawberry Water Improvement District ("PSWID" or "District") hereby request that your office begin pursuing investigation and possible charges against various individuals and other entities that we believe have violated numerous laws in their efforts to support the decision of PSWID to loan \$300,000 of taxpayer money to Pine Water Co. ("PWCo" or "Company") division of Brooke Utilities, Inc. ("BUI").

Also, if on this Friday October 26, 2007 the Arizona Corporation Commission ("ACC") agrees to the motion of PWCo to move forward with regulatory approval of this loan (and related security interest), we specifically request you be prepared to promptly issue injunctive relief for the public and district taxpayers that would prohibit PSWID from proceeding with provisions of the Agreement requiring transfer of the \$300,000 to an escrow account that would be accessible to Pine Water Co.

It is our belief that (1) major violations of the Arizona constitution and Arizona Revised statutes have occurred in the operation of the PSWID, and (2) the District is not being operated in a manner beneficial to the members of the District. The major concern of we taxpayers is the District's 5-1-07 approval of the Joint Well Development Agreement ("Agreement") with PWCo whose major terms violate Section 10 of the Arizona Constitution related to loaning of public monies to private entities, in this case to PWCo, the ACC regulated public service corporation responsible for water services in our communities.

Section 10 of the Arizona Constitution states "No tax shall be laid or appropriation of public money made in aid of any church, or private or sectarian school, or any public service corporation". The Agreement attempts to mask this prohibition by calling the loan an "investment". The ACC Staff has termed the transaction for which PWCo seeks approval as a "loan", and PWCo, in its public notice to the customers about the Friday hearing has even described its request as approval of the issue of "indebtedness pursuant to A.R.S. 40-285(A)".

Attached is a binder that includes descriptions of the specific infractions, statutory references, and hard copy documents that illustrate the egregious and illegal nature of the actions the PSWID has taken in this matter.

The immediate injunction or temporary restraining order is required to keep these funds from disappearing into the hands of the Company or other third parties that may spend the funds on the contracted illegal activities. These illegal activities may be unknowingly authorized by standard administrative actions of the Arizona Corporation Commission ("ACC") at a hearing scheduled on this matter on Friday October 26, 2007 at 10:00 a.m. Once the approval for the Company's incurrence of the \$300,000 debt and the associated lien on the Company's property is given by the ACC (under standard regulatory requirements), the District would be in a position to disburse money into an escrow account that places the funds in jeopardy.

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Signed	Printed	Date
<u>Bruce A Brammer</u>	<u>BRUCE A BRAMMER</u>	<u>10/23/07</u>
<u>Linda Brammer</u>	<u>LINDA T BRAMMER</u>	<u>10/23/07</u>
<u>Laurie D'Apollito</u>	<u>Laurie D'Apollito</u>	<u>10/23/07</u>
<u>Sarah Forrest</u>	<u>SARAH FORREST</u>	<u>10/23/07</u>
<u>NED GREENLEAF</u>	<u>NED GREENLEAF</u>	<u>10-23-07</u>
<u>Alfred Christiane</u>	<u>ALFRED CHRISTIANE</u>	<u>10-23-07</u>
<u>Diane Christiane</u>	<u>DIANE CHRISTIANE</u>	<u>10-23-07</u>
<u>Kenneth L. Mitchell</u>	<u>KENNETH L. MITCHELL</u>	<u>10-24-07</u>
<u>David W. Fohr</u>	<u>DAVID W. FOHR</u>	<u>10-24-07</u>
<u>Allen P. Isham</u>	<u>Allen P. Isham</u>	<u>10-24-07</u>
<u>J. S. Hall</u>	<u>J. S. HALL</u>	<u>10/24/07</u>

Over →

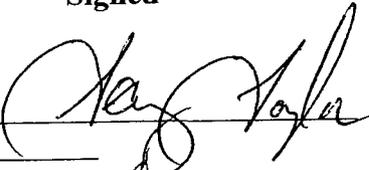
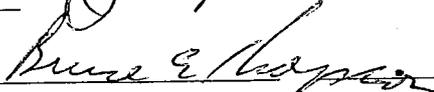
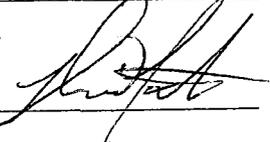
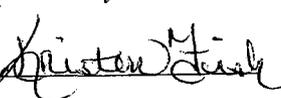
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Signed	Printed	Date
<u>Walter F. Smith</u>	<u>WALTER F. SMITH</u>	<u>10-23-07</u>
<u>Willene Smith</u>	<u>WILLENE SMITH</u>	<u>10-23-07</u>
<u>Barbara L. Brandt</u>	<u>BARBARA L. BRANDT</u>	<u>10-23-07</u>
<u>Marcia Hampshire</u>	<u>MARCIA HAMPSHIRE</u>	<u>10-23-07</u>
<u>Donna Flansburg</u>	<u>DONNA FLANSBURG</u>	<u>10-23-07</u>
<u>Mare Vance</u>	<u>MARE VANCE</u>	<u>10-23-07</u>
<u>Clare J. Williams</u>	<u>CLARE WILLIAMS</u>	<u>10-23-07</u>
<u>Gloria H. Foehr</u>	<u>GLORIA H. FOHR</u>	<u>10-24-07</u>
<u>David W. Foehr</u>	<u>DAVID W. FOHR</u>	<u>10-24-07</u>
<u>D. Gail Reese</u>	<u>D. GAIL REESE</u>	<u>10-24-07</u>
<u>Jim Quinton</u>	<u>JIM QUINTON</u>	<u>10-24-07</u>

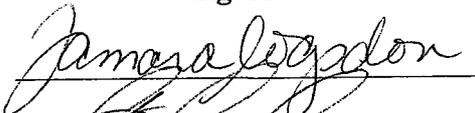
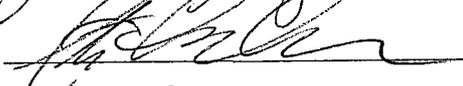
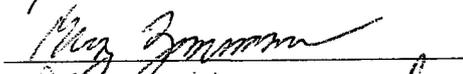
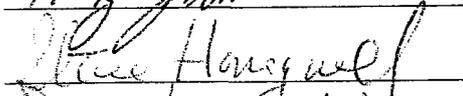
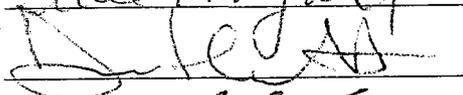
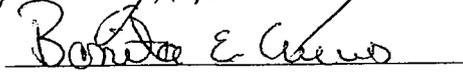
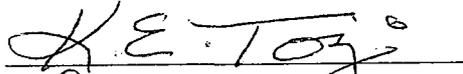
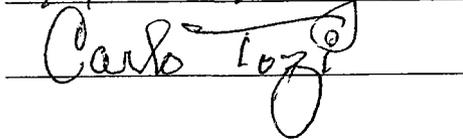
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Date	Signed	Printed
10-24-07		GARY TAYLOR
10-24-07		Bruce Thompson
10-24-07		CARL NORRIS
10/25/07		BOB FISH
10/25/07		Kristen Fish
10/24/07		Martha L. Ahrens
10/24/07		Charles Reese
10/24/07		KATHRYN CALDERON
10/24/07		RONNIE CALDERON
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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Signed	Printed	Date
	Tamara Logsdon	10-22-07
	STEVE MORKEN	10/22/07
	Greg Zimmerman	10/22/07
	Steve Honeywell	10/22/07
	DINA HEWITT	10/22/07
	David Cook	10/24/07
	BRUCE A. DRAPER	10-24-07
	Henry R. Birmingham	10-24-07
	Bonita E CREWS	10/24/07
	KENNETH E TOZI	10-24-07
	CARLO TOZI	10-24-07

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Signed	Printed	Date
<u>Alissa Heming</u>	<u>Alissa Heming</u>	<u>10/24/07</u>
<u>Cheryl Haskell-Price</u>	<u>Cheryl Haskell-Price</u>	<u>10-24-07</u>
<u>MARY LOW MYERS</u>	<u>MARY LOW MYERS</u>	<u>10-24-07</u>
<u>Jill Randall</u>	<u>Jill Randall</u>	<u>10-24-07</u>
<u>Julie Pugel</u>	<u>Julie Pugel</u>	<u>10-24-07</u>
<u>Ray Pugel</u>	<u>Ray Pugel</u>	<u>10/24/07</u>
<u>Diane Koeder</u>	<u>Diane Koeder</u>	<u>10/24/07</u>
<u>Sue N. Myers</u>	<u>Sue N. Myers</u>	<u>10/24/07</u>
<u>PATRICIA KENNEDY</u>	<u>PATRICIA KENNEDY</u>	<u>10/24/07</u>
<u>Eugina Suffriti</u>	<u>Eugina Suffriti</u>	<u>10/24/07</u>

Charles J. Collins CHARLES J. COLLINS

10/24/07

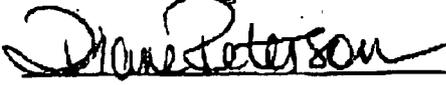
Rudene Collins RUDENE COLLINS

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Signed	Printed	Date
	<u>DIANE PETERSON</u>	<u>10-23-07</u>
	<u>LOREN PETERSON</u>	<u>10-23-07</u>

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Marti Heimerl	Marti Heimerl	10-25-07
B. Cotton	Bonnie Cotton	10-24-07
Cheryl B. Larkey	Cheryl B. Larkey	10-24-07
Helen M. Niemeyer	HELEN M. NIEMEYER	10-24-07
Samuela Sibley	SAMUELLA SIBLEY	10-24-07
C. Y. Maack	Cinthyan L. Maack	10-24-07
Cindy Lee	Cindy Lee	10-24-07
Jim Hall	JIM HALL	10-24-07
Mike Davison	MIKE DAVISON	10-24-07
Rich Hayward	Rich Hayward	10-24-07
Debbie Hayward	Debbie Hayward	" " "
Tamara L. Hunter	Tamara L. Hunter	10-24-07
Jaimie McPhillips	Jaimie McPhillips	10-25-07
Michael Mickle	MICHAEL MICKLE	10-24-07
Maria Wallace	MARIA WALLACE	10-24-07
Olivia Schiffer	Olivia Schiffer	10-24-07
Sheldon Bonnewell	Sheldon Bonnewell	10-24-07
Sandra Gier	SANDRA GIER	10/24/07
Kandy Christensen	KANDY CHRISTENSEN	10/24/07
Michael S. Greer	MICHAEL S. GREER	10/26/07