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BEFORE THE ARIZONA CORPORATION

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Arizona Corporation Commission

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IN THE MATTER OF THE JOINT APPLICATION OF WATER UTILITY OF GREATER BUCKEYE INC., AND VALENCIA WATER COMPANY, INC., TO TRANSFER THE ASSETS AND THE CERTIFICATE OF CONVENIENCE AND NECESSITY OF WATER UTILITY OF GREATER BUCKEYE, INC., TO VALENCIA WATER COMPANY INC.

DOCKET NO. W-01212A-06-0666
DOCKET NO. W-02451A-06-0666

STAFF'S LATE-FILED EXHIBIT AMENDED RECOMMENDATIONS

On September 7, 2007, Staff of the Arizona Corporation Commission ("ACC" or "Commission") issued its Staff Report in this matter. Staff recommended approval of the Application, subject to several conditions listed in the Staff Report. On September 21, 2007, the Applicant filed its Response to the Staff Report, citing several of Staff's conditions.

On October 10, 2007, a hearing in this matter was conducted before Administrative Law Judge ("ALJ") Yvette B. Kinsey. At hearing, Staff agreed to several of the terms proposed by the Applicant in its exceptions to the Staff Report. In order to make the record clear as to exactly the conditions to which Staff was agreeing, ALJ Kinsey requested that Staff file a late-filed exhibit, clarifying each of the changes from the Staff Report. Staff hereby submits that late-filed exhibit.

I. Condition No. 3

In the Executive Summary of the Staff Report, Staff recommended that WUBG file with Docket Control copies of the approval from Maricopa County and the Town of Buckeye to transfer WUGB's franchise area to Valencia Water Company within 365 days of the decision in this matter. Staff hereby amends its proposal to allow for 2 years in which to file the approval to transfer. Therefore, Staff's Condition No. 3 as it appears in the Staff Report should be amended to read, in pertinent part, "... within 2 years of the decision in this matter."

1 **II. Condition No. 6**

2 WUGB has requested that it be given 12 months in which to comply with Staff's Condition
3 that Approval Of Construction ("AOC") relating to a storage tank of at least 16,000 gallons. Staff
4 amends its recommendation and concurs with WUGB. Therefore, Staff's Condition No. 6, as it
5 appears in the Staff Report, should be amended to read, in pertinent part, "... within 12 months of
6 the effective date of the decision in this case."

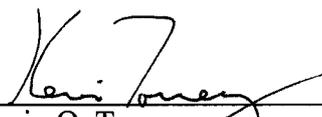
7 **III. Condition No. 7**

8 WUGB has requested that it be given 12 months in which to comply with Staff's Condition
9 that Approval Of Construction ("AOC") issued by the Maricopa County Environmental Services
10 Division ("MCESD") relating to the interconnection of the WUBG Sweetwater II water system
11 and the Town of Buckeye municipal water system. Staff amends its recommendation and concurs
12 with WUGB. Therefore, Staff's Condition No. 7, as it appears in the Staff Report, should be
13 amended to read, in pertinent part, "... within 12 months of the effective date of the decision in this
14 case."

15 **CONCLUSION**

16 Staff hereby submits the proposed amendments to the Staff report. The changes proposed in
17 this exhibit reflect the changes made verbally by Staff's witnesses at hearing and constitute Staff's
18 position in this matter.

19 RESPECTFULLY SUBMITTED this 29th day of October, 2007.

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23 By 
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1 Original and 13 copies of the foregoing
filed this 29th day of October, 2007, with:

2 Docket Control
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5 Copy of the foregoing mailed this
29th day of October, 2007, to:

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