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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission
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COMMISSIONERS

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

IN THE MATTER OF THE APPLICATION OF
ARIZONA WATER COMPANY, FOR AN
EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. W-01445A-05-0469

PROCEDURAL ORDER

BY THE COMMISSION:

On March 23, 2006, the Arizona Corporation Commission ("Commission") issued Decision No. 68607, approving the application of Arizona Water Company ("Arizona Water" or "Company") for an extension of its water Certificate of Convenience and Necessity ("Certificate" or "CC&N").

Pursuant to Commission Decision No. 68607, Arizona Water was required to file the following:

1. a copy of the Approval to Construct ("ATC") issued by the Arizona Department of Environmental Quality ("ADEQ") for the facilities needed to serve each of the parcels within two years of the effective date of the Decision;
2. a copy of the developers' Certificates of Assured Water Supply ("CAWS") for each of the parcels within two years of the effective date of the Decision; and
3. a copy of the fully executed main extension agreements for water facilities for each parcel within two years of the effective date of the Decision.

On January 28, 2008, AWC filed a request for an extension of time, until March 23, 2010, to comply with Decision No. 68607.

On February 12, 2007, AWC filed all of the compliance items required for Parcel 6. However, compliance items still remain for Parcels 3, 4, 5 and 7.¹

Arizona Water filed letters from the current owners of Parcels 3, 4, 5 and 7, which stated the owners continued desire to develop the property and to receive water service from AWC. AWC is

¹ Decision No. 68607 did not require any compliance items for Parcel 1. The Decision granted an Order Preliminary for Parcel 8, and AWC was required to obtain a consent, franchise, or permission from the City of Eloy, within one year of the date of the Decision. AWC was unable to satisfy the requirement for Parcel 8 and the Order Preliminary became null and void.

1 currently providing service to 77 customers in Parcel 1, which the Company states may be adversely
2 affected if the extension of time is not approved.

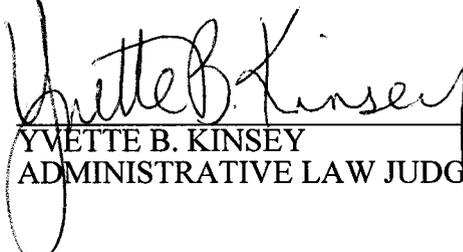
3 On February 19, 2008, Staff filed a memorandum stating that Staff has no objection to
4 Arizona Water's request for additional time to comply with the compliance items for Parcels 3, 4, 5
5 and 7 until March 23, 2010, but that Staff recommends that no further extensions of time be granted.

6 Good Cause has been shown and accordingly AWC's request for an extension of time should
7 be granted.

8 IT IS THEREFORE ORDERED that Arizona Water's request for an extension of time until
9 March 23, 2010, to comply with the deadlines established in Commission's Decision No. 68607 is
10 hereby granted.

11 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
12 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

13 DATED this 11th day of March, 2008.

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17 YVETTE B. KINSEY
18 ADMINISTRATIVE LAW JUDGE
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1 Copies of the foregoing mailed/delivered
this 17th day of March, 2008 to:

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25 By: 
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27 Secretary to Yvette B. Kinsey
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