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BEFORE THE ARIZONA CORPORATION COMMISSION

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2 COMMISSIONERS

- 3 MIKE GLEASON, Chairman
- 4 WILLIAM A. MUNDELL
- 5 JEFF HATCH-MILLER
- 6 KRISTIN K. MAYES
- 7 GARY PIERCE

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 AZ CORP COMMISSION
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Arizona Corporation Commission
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DEC -4 2008

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7 IN THE MATTER OF THE APPLICATION OF
 8 KEATON DEVELOPMENT COMPANY FOR
 9 APPROVAL OF AN EXTENSION OF ITS
 10 CERTIFICATE OF CONVENIENCE AND
 11 NECESSITY FOR THE PROVISION OF
 12 WATER SERVICE IN PORTIONS OF LA PAZ
 13 COUNTY, ARIZONA.

DOCKET NO. W-02169A-08-0301

STAFF'S LATE-FILED EXHIBIT

11 On June 13, 2008, Keaton Development Company ("Keaton") filed with the Arizona
 12 Corporation Commission ("Commission") an application for an extension of its Certificate of
 13 Convenience and Necessity to provide domestic water service in portions of La Paz County, Arizona.

14 On October 30, 2008, hearing was conducted in this matter.

15 Previously, pursuant to Decision No. 70172, in Docket No. 07-0098, Keaton had been ordered
 16 to file a copy of its franchise agreement with La Paz County. In the instant matter, Staff again
 17 recommended that Keaton file the appropriate franchise agreement. At the close of testimony, the
 18 Hearing Division directed the parties to jointly file a late-filed exhibit indicating a date which would
 19 be appropriate in the instant matter which was consistent with the requirements of Decision 70172.

20 Decision No. 70172 approves Keaton's application in that matter, "provided that [Keaton]
 21 complies with the conditions set forth in Findings of Fact No. 16", which directs Keaton to file
 22 "within three years of the effective date of this Decision a copy of a franchise agreement issued from
 23 La Paz County".

24 Decision No. 70172 was approved February 27, 2008. Therefore, Keaton should file the
 25 Franchise Agreement on or before February 27, 2011 in order to comply with that Decision.

26 Staff believes that February 27, 2011 is an appropriate compliance date in the instant matter
 27 as well. Staff avows that it has contacted counsel for Keaton and that Keaton is agreeable to the
 28 suggested date.

1 RESPECTFULLY SUBMITTED this 4th day of December, 2008.

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4 Kevin O. Torrey, SBN # 022300
5 Attorney, Legal Division
6 Arizona Corporation Commission
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10 Original and thirteen (13) copies
11 of the foregoing were filed this
12 4th day of December, 2008 with:

13 Docket Control
14 Arizona Corporation Commission
15 1200 West Washington Street
16 Phoenix, Arizona 85008

17 Copy of the foregoing mailed this
18 4th day of December, 2008 to:

19 William Scott, President
20 KEATON DEVELOPMENT COMPANY
21 P.O. Box 905
22 Salome, Arizona 85348-0905

23 Richard L. Sallquist
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27 Attorney for Keaton Development Company
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