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BEFORE THE ARIZONA CORPORATION

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COMMISSIONERS

KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2009 MAR -2 A 10:34

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FEB 26 2009

ARIZONA CORP. COMM
400 W CONGRESS STE 218 TUCSON AZ 85701

IN THE MATTER OF THE APPLICATION OF) DOCKET NO. W-02309A-07-0399
DIABLO VILLAGE WATER COMPANY FOR A)
RATE INCREASE.) NOTICE OF FILING OF JOINT
) APPLICATION
)

Pursuant to the Second Ordering Paragraph of the February 11, 2009 Procedural Order issued in the above-captioned and above-docketed proceeding, Diablo Village Water Company ("Diablo Village") hereby provides Notice that on March 2, 2009 Diablo Village and Thim Utility Co. will file a Joint Application requesting Commission approval of a February 13, 2009 Asset Purchase Agreement ("Agreement") pursuant to which Diablo Village would sell and transfer its water systems assets to the Metropolitan Domestic Water Improvement District ("Metro"). The Agreement with Metro is subject to Commission review and approval; and, in the event of such approval, Diablo Village's existing Certificate of Convenience and Necessity would be extinguished.

Dated this 26th of February 2009.

Respectfully submitted,

Lawrence V. Robertson, Jr.
Attorney for Diablo Village Water Company

Arizona Corporation Commission

DOCKETED

MAR - 2 2009

Original and thirteen (13) copies of the foregoing will be filed this 26th day of

DOCKETED BY

LAWRENCE V. ROBERTSON, JR.
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P.O. Box 1448
Tubac, Arizona 85646
(520) 398-0411

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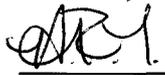
1 February with:
2 Docket Control Division
3 Arizona Corporation Commission
4 Docket Control
5 c/o 400 W. Washington, Suite 218
6 Tucson, Arizona 85701
7
8 A copy of the same served by e-mail or first
9 class mail this same date to:

7 Judge Jane Rodda
8 Arizona Corporation Commission
9 400 West Congress, Suite 218
10 Tucson, Arizona 85701

10 Janice Alward, Chief Counsel
11 Legal Division
12 Arizona Corporation Commission
13 1200 W. Washington Street
14 Phoenix, Arizona 85007

13 Kevin O. Torrey, Attorney
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15 Arizona Corporation Commission
16 1200 W. Washington Street
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17 Ernest Johnson, Director
18 Utilities Division
19 Arizona Corporation Commission
20 1200 West Washington Street
21 Phoenix, Arizona 85007

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