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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

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

APR - 7 2009

DOCKETED BY	<i>MM</i>
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IN THE MATTER OF THE APPLICATION OF BEAVER DAM WATER COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY.

DOCKET NO. W-03067A-06-0117

DECISION NO. 70945

ORDER

Open Meeting
March 31, and April 1, 2009
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

Having considered the entire record herein and being fully advised in the premises, the Commission finds, concludes, and orders that:

FINDINGS OF FACT

1. On March 1, 2006, Beaver Dam Water Company ("Beaver Dam" of "Company") filed with the Arizona Corporation Commission ("Commission" an application for an extension of its Certificate of Convenience and Necessity ("CC&N") to include 26 acres adjacent to its current CC&N service area.

2. On January 19, 2007, the Commission issued Decision No. 69243, which granted an Order Preliminary to the issuance of an extension of Beaver Dam's CC&N upon completion of the following requirements:

- a. That Beaver Dam file with Docket Control, as a compliance item in this docket, a copy of the Approval to Construct ("ATC") for the water facilities needed to serve the extension area within two years of the effective date of the Order Preliminary in this proceeding.
- b. That Beaver Dam file, within two years from the issuance of an Order Preliminary, documentation from Arizona Department of Water Resources ("ADWR") that there is adequate water to serve the proposed extension area.

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ORDER

IT IS THEREFORE ORDERED that the Order Preliminary issued to Beaver Dam Water Company in Commission Decision No. 69243 (January 19, 2007), is hereby deemed null and void.

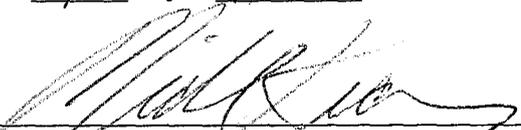
IT IS FURTHER ORDERED that Docket Control shall close this docket.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

		
CHAIRMAN	COMMISSIONER	
		
COMMISSIONER	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, MICHAEL P. KEARNS, Interim Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 7th day of APRIL, 2009.



 MICHAEL P. KEARNS
 INTERIM EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

YBK:db

1 SERVICE LIST FOR: BEAVER DAM WATER COMPANY

2 DOCKET NO.: W-03067A-06-0117

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