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BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

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

2009 JUL 15 P 2:49

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

JUL 15 2009

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
WATER UTILITY OF GREATER TONOPAH,
INC., AN ARIZONA CORPORATION, FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. W-02450A-06-0626

IN THE MATTER OF THE APPLICATION OF
HASSAYAMPA UTILITY COMPANY, INC.,
AN ARIZONA CORPORATION, FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. SW-20422A-06-0566

**REPLY IN SUPPORT OF
MOTION FOR EXTENSION
OF TIME**

Water Utility of Greater Tonopah ("WUGT") and Hassayampa Utilities Company, Inc. ("HUC") (together, the "Global Utilities") respectfully reply in support of their request that the Commission extend several compliance dates contained in Decision No. 70613.

I. The Motion and Staff's response.

As noted in the motion, the economic crisis has caused a general delay in the development in the West Valley region, including the extension area granted in this docket. Accordingly, the Global Utilities ask that several deadlines in Decision No. 70613 be extended until December 31, 2012. Many utilities have requested, and obtained, extensions of time due to the current economic crisis. This is the first extension of time in this docket.

The area in question is subject to a lengthy, complicated, and ongoing ADWR-led review of the renewable water available. Global Water, as the CC&N-holder, has been a significant

1 participant in that discussion, and Global's status as the certificated utility has allowed us to ensure
2 that water recycling is a major component of that work.

3 Staff filed a response on June 25, 2009 recommending that the motion be denied. Staff
4 states that it "understands the downturn in the economy has put a damper on much of the
5 development in the state." However, Staff noted that the Global Utilities did not file updated
6 requests for service, and concludes that there is "no apparent need for the CC&N extension in the
7 foreseeable future."¹ Staff states that the Global Utilities must "provide the required compliance
8 items" or "present further evidence."²

9 **II. Response to Staff Report.**

10 **A. Requests for service are not required in motions for extension of time.**

11 The Staff Report does not cite any authority to support the idea that renewed requests for
12 service must be submitted with motions for extension of time. The Global Utilities are not aware
13 of any statute, Commission rule, or order that imposes such a requirement. Moreover, in recent
14 months, the Commission has granted numerous recent extensions of time without requests for
15 service being filed in the docket. *See e.g. Arroyo Water Co.*, Decision No. 70974 (May 5, 2009);
16 *Gold Canyon Sewer Corp.*, Decision No. 71101 (June 5, 2009); *Baca Float Water Co.*, Decision
17 No. 71170 (June 30, 2009). In addition, Staff recently recommended an extension of time for two
18 other affiliated utilities, even though those utilities did not submit updated requests for service
19 with their motion.³

20 **B. In any event, requests for service are attached.**

21 As noted above, no requirement exists to provide requests for service with a motion for
22 extension of time. However, to the extent that the Commission believes that updated requests are
23 relevant to motions for extension of time, requests for service are attached as follows:
24
25

26 ¹ Staff Report dated June 25, 2009 at page 2.

27 ² *Id.*

³ Staff Report dated July 9, 2009 in Docket No. W-03576A-06-0545 et al.

Request from	Development Name	Exhibit	Date
William D. Ring	Belmont	A	April 31, 2009
Jeff Dana for 339 th & I-10, LLC	339 th Avenue Project	B	April 20, 2009
Barry W. Becker for Sierra Negra Ranch, LLC	Silver Springs Ranch and Silver Water Ranch	C	July 8, 2009
Richard Jellies for New Word Properties	Copperleaf	D	July 8, 2009

Each of the letters expresses a continuing need for service. For example, the letter from New World Properties states that:

- they have “a critical need for service for this property”;
- they are pursuing final zoning;
- they have an approved development master plan; and
- they have invested \$14.5 million in the project.

Likewise, the letter from Sierra Negra Ranch states that:

- they “have a continuing need” for service;
- that they have invested \$8 million; and
- their project will be “substantially jeopardized” if utility services are not available.

Similarly, 339th & I-10, LLC state:

- that they continue to need service;
- they have obtained approval for their development master plan;
- they are close to obtaining approval for zoning and their preliminary plat; and
- they are “receiving significant interest” in their commercial and industrial project, which would bring badly needed jobs to the West Valley area.

These requests represent all of the water extension area, and the vast majority of the wastewater and recycled water extension area granted in Decision No. 70613. The requests

ROSHKA DEWULF & PATTEN, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

1 demonstrate that these developers are continuing to pursue their projects, and that service is still
2 needed in this area.

3 **C. The extension is justified to prevent needless economic burdens.**

4 Staff presents two options: either build the required facilities, or cancel the CC&N. The
5 Staff Report does not contain any analysis of economic impact of these options. It is likely that the
6 construction of those facilities at this time would result in an unnecessary financial burden on the
7 Global Utilities and their ratepayers. Staff's other alternative is to terminate the CC&N. As noted
8 in the developer's letters, this would create significant economic issues for the developers.

9 **IV. Conclusion.**

10 Accordingly, the Global Utilities request the following extensions of time:

- 11 ● ATC for wastewater tie-in to Campus No. 1 WRF to December 31, 2012;
- 12 ● AOC for water plant facilities for Phase I to December 31, 2012; and
- 13 ● APP to December 31, 2012.

14 RESPECTFULLY SUBMITTED this 15th day of July 2009.

15 ROSHKA DEWULF & PATTEN, PLC

16
17
18 By Timothy J. Sabo
19 Michael W. Patten
20 Timothy J. Sabo
21 One Arizona Center
22 400 East Van Buren Street, Suite 800
23 Phoenix, Arizona 85004

24 Original + 15 copies of the foregoing
25 Notice was filed this 15th day of July 2009, with:

26 Docket Control
27 Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

ROSHKA DeWULF & PATTEN, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

1 Copies of the foregoing were hand-delivered/mailed
this 15th day of July 2009, to:
2
3 Lyn A. Farmer, Esq.
4 Chief Administrative Law Judge
5 Hearing Division
6 Arizona Corporation Commission
7 1200 West Washington
8 Phoenix, Arizona 85007
9
10 Ernest Johnson, Esq.
11 Director, Utilities Division
12 Arizona Corporation Commission
13 1200 West Washington
14 Phoenix, Arizona 85007
15
16 Janice Alward Esq.
17 Chief Counsel, Legal Division
18 Arizona Corporation Commission
19 1200 West Washington
20 Phoenix, Arizona 85007
21
22 Mr. Brian Bozzo
23 Compliance Manager, Utilities Division
24 Arizona Corporation Commission
25 1200 West Washington
26 Phoenix, AZ 85007
27

By Mary Spolito

EXHIBIT

"A"

April 31, 2009

Water Utility of Greater Tonopah
Hassayampa Utilities Company
Attn: Ms. Cindy Liles
21410 N. 19th Ave., Ste. 201
Phoenix, AZ 85027

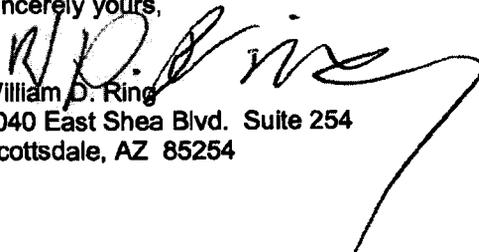
RE: Request for Services from Water Utility of Greater Tonopah and Hassayampa Utilities Company

Dear Ms. Liles:

Our ownership group owns the property described in Exhibit A attached hereto which is generally know as Belmont and we hereby request water, service for this property from Water Utility of Greater Tonopah and wastewater and recycled water services for this property from Hassayampa Utilities Company. Belmont has a need for this service for this property.

Belmont is continuing to pursue development for this property and we should obtain zoning for our first phase consisting of approximately 1200 acres by August. Feel free to contact me with any questions.

Sincerely yours,


William D. Ring
5040 East Shea Blvd. Suite 254
Scottsdale, AZ 85254

PARCEL NO. 38:

The West half, the West half of the East half, the Northeast quarter of the Northeast quarter, the South half of the North half of the Southeast quarter of the Northeast quarter and the South half of the Southeast quarter of the Northeast quarter of Section 29, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

EXCEPT COMMENCING at the Northeast corner of said Northeast quarter of the Northeast quarter of Section 29;

THENCE South 00 degrees 11 minutes 16 seconds West, along the East line of said Northeast quarter of the Northeast quarter, 1291.13 feet to the POINT OF BEGINNING;

THENCE continuing South 00 degrees 11 minutes 16 seconds West, 26.41 feet;

THENCE North 89 degrees 25 minutes 24 seconds West, along the South line of said Northeast quarter of the Northeast quarter, 808.80 feet;

THENCE North 01 degrees 25 minutes 28 seconds West, 101.26 feet;

THENCE South 84 degrees 09 minutes 42 seconds East, 815.59 feet to the POINT OF BEGINNING.

PARCEL NO. 39:

The Northeast quarter, the Southeast quarter of the Northwest quarter, the North half of the Southeast quarter and the Southeast quarter of the Southeast quarter of Section 30, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 40:

The East half of the East half of Section 31, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 41:

The Southwest quarter of the Northwest quarter of Section 26, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 30:

The South half of the Northeast quarter and the Southeast quarter of Section 22, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 31:

Lots 1 through 3, inclusive; the Northeast quarter of the Northeast quarter, the South half of the North half and the South half of Section 23, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 32:

Lots 2 through 4, inclusive, the South half of the Northwest quarter and the South half of Section 24, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 33:

All of Section 25, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 34:

The East half and the East half of the West half of Section 26, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 35:

The East half of Section 27, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 36:

All of Section 34, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 37:

All of Section 35, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 22:

The East half of Section 34, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 23:

Lots 1 through 4, inclusive; the South half of the North half and the South half of Section 1, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 24:

All of Section 11, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 25:

All of Section 12, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 26:

The North half and the Southwest quarter of Section 13, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 27:

The East half of Section 14, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 28:

The Northeast quarter of Section 24, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 29:

Lot 3 of Section 14, Township 3 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Lots 2 through 6, inclusive; the Southeast quarter of the Northwest quarter, the East half of the Southwest quarter and the East half of Section 19, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 15:

All of Section 20, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 16:

All of Section 21, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 17:

All of Section 28, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 18:

All of Section 29, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 19:

Lots 1 through 4, inclusive; the East half of the West half and the East half of Section 30, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 20:

Lots 1 through 4, inclusive; the East half of the West half and the East half of Section 31, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 21:

All of Section 33, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 7:

All of Section 8, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 8:

All of Section 9, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 9:

The West half of the East half and the West half of Section 10, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 10:

Lots 1 through 4, inclusive; the East half of the West half and the East half of Section 18, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 11:

Lot 1, the East half of the Northwest quarter and the East half of Section 19, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 12:

Lot 1, Lots 4 through 7, inclusive; the Southeast quarter of the Northeast quarter, the South half of the Southwest quarter and the Southeast quarter of Section 17, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 13:

Lots 9 and 10 of Section 18, Township 3 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 14:

EXHIBIT A
INFRASTRUCTURE COORDINATION AND FINANCE AGREEMENT

LEGAL DESCRIPTION OF LAND

PARCEL NO. 1: [INTENTIONALLY DELETED]

PARCEL NO. 2:

Lots 1 through 4, inclusive; the South half of the North half and the South half of Section 3, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 3:

Lots 1 through 4, inclusive; the South half of the North half and the South half of Section 4, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 4:

Lots 1 through 4, inclusive, the South half of the North half and the South half of Section 5, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 5:

Lots 1 through 7, inclusive; the South half of the Northeast quarter, the Southeast quarter of the Northwest quarter, the Southeast quarter and the East half of the Southwest quarter of Section 6, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 6:

Lots 1 through 4, inclusive; the East half of the West half and the East half of Section 7, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 42:

GLO Lot (fractional Southwest quarter of the Southwest quarter) and the Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast quarter of Section 30, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 43: [INTENTIONALLY DELETED]

PARCEL NO. 44: [INTENTIONALLY DELETED]

PARCEL NO. 45: [INTENTIONALLY DELETED]

EXHIBIT

"B"

339th & I-10, LLC

14400 N. 76th Place
Scottsdale, Arizona 85260

April 20, 2009

Water Utility of Greater Tonopah
Hassayampa Utility Company
C/O Global Water Resources
21410 N. 19th Avenue
Suite 201
Phoenix, Arizona 85027

Re: Water, Wastewater, and Recycled Water Services for Hidden Waters Ranch

Dear Trevor,

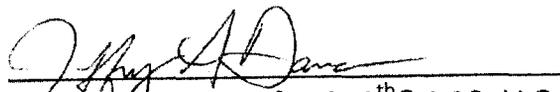
Please consider this letter as our formal renewal of our request that Water Utility of Greater Tonopah serve as our potable water provider and that Hassayampa Utility Company serve as our wastewater and recycled water provider for our Hidden Waters Ranch project.

We continue to process the project through Maricopa County Community Development and have secured approval for our Development Master plan. We have submitted plans to secure the desired zoning classifications and the preliminary plat and expect to have those cases before the County Board of Supervisors within the next 30 to 45 days for approvals. We have proposed a mixture of industrial warehousing and residential uses that will bring much needed jobs and affordable housing to the region. We also have proposed badly needed commercial sites for the future residents of the region as 339th Avenue is planned as a major hub of commercial activity.

We are currently marketing our industrial sites to several regional developers and have received significant interest in the project. We will keep you posted on any developments along those lines in order to maintain consistent timeframes for activity.

If you have any questions, please contact us at (480) 368-5205. Thank you for your help.

Best Regards,



Jeff Dana – Agent for 339th & I-10, LLC

EXHIBIT

"C"

SIERRA NEGRA RANCH LLC

SNR MANAGEMENT LLC

July 8, 2009

Ms. Cindy Liles
Water Utility of Greater Tonopah
Hassayampa Utilities Company
21410 N. 19th Ave., Ste. 201
Phoenix, AZ 85027

RE: Continuing Need for Services from
Water Utility of Greater Tonopah
Hassayampa Utilities Company

Dear Ms. Liles:

Sierra Negra Ranch LLC owns the property described in legal descriptions attached hereto known as the Silver Springs Ranch and Silver Water Ranch Master Planned Communities. Both properties have a continuing need for water, wastewater and recycled water service from the Water Utility of Greater Tonopah. Without services for these properties from Hassayampa Utilities Company, Maricopa County will not allow the properties to continue with zoning for future development and our projects success will be substantially jeopardized.

We are continuing to pursue entitlements for this property and to date have expended approximately eight million dollars to secure future utility services and bring the properties through entitlements thus far. As we proceed through zoning, our expenditures continue as we plan for interchanges, purchase right of ways and work with the County to ensure a successful community is eventually developed.

We thank you for your continued support and services.

Sincerely yours,

SIERRA NEGRA RANCH LLC,
a Nevada limited liability company

By: SNR Management LLC, a Nevada limited liability company, Manager

By: Becker SNR LLC, a Nevada limited liability company, Manager

By: *Barry W. Becker*
Barry W. Becker, Manager

May 1, 2006

LEGAL DESCRIPTION FOR
SILVER WATER RANCH

PARCEL NO. 1:

The West Half of Section 21, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

EXCEPT the East 200 acres thereof.

PARCEL NO. 2:

The Northwest Quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO. 3:

The Northeast Quarter of Section 29, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

EXCEPT that portion of the South Half of the Northeast Quarter of Section 29, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona, which lies within a strip of land 308 feet in width, being 154 feet wide on each side of the following described line:

BEGINNING at a point on the West line of said Section 29, which point bears South 0 degrees 00 minutes 38 seconds West, 1476.85 feet from the Northwest corner of said Section 29;

Thence South 75 degrees 04 minutes 23 seconds East, 5470.76 feet to a point on the East line of said Section 29, which point bears South 0 degrees 03 minutes 23 seconds West, 243.12 feet from the East Quarter Corner of said Section 29, as conveyed to State of Arizona by and through its Highway Commission by Warranty Deed recorded in Docket 6586, Page 69.

PARCEL NO. 4:

The West Half of the Southwest Quarter of the Northeast Quarter; and

The West Half of the Southeast Quarter of the Southwest Quarter of the Northeast Quarter; and



Legal Description for
Silver Water Ranch
May 1, 2006

The West Half of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO. 5:

The Southeast Quarter of the Northeast Quarter; and

The Southeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO. 6:

The Northeast Quarter of the Northeast Quarter of the Northeast Quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO.7:

The East Half of the Southeast Quarter of the Southwest Quarter of the Northeast Quarter; and

The East Half of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.



May 1, 2006

LEGAL DESCRIPTION FOR
SILVER SPRINGS RANCH

PARCEL NO. 1:

The West Half of the Northeast Quarter and the North Half of the Southeast Quarter of Section 7, Township 1 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

EXCEPT that portion of the following described parcel of land lying within a 200 foot strip, being 100 feet on each side of the following described centerline:

BEGINNING at a point North 07 degrees 7 minutes 30 seconds East, 1223.03 feet from the Southeast Corner of Section 16, Township 1 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

Thence North 56 degrees 07 minutes 30 seconds West, 1783.55 feet to the Point of Curve of a 0 degrees 15 minutes curve to the right, having a radius of 22,918.3 feet;

Thence along the arc of said curve, a distance of 433.33 feet to the Point of Tangent of said curve;

Thence North 55 degrees 02 minutes 30 seconds West, 9949.29 feet to the Point of Curve of a 4 degrees 00 minutes curve to the left, having a radius of 1432.69 feet;

Thence along the arc of said curve, 417.29 feet to the Point of Tangent of said curve;

Thence North 71 degrees 44 minutes West, 4963.49 feet to the Point of Curve of a 2 degrees 00 minutes curve to the right having a radius of 2864.79 feet;

Thence along the arc of said curve, 489.17 feet to the Point of Tangent of said curve;

Thence North 61 degrees 57 minutes West, 211.49 feet to a point on the West line of Section 7, Township 1 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona, said point being South 0 degrees 16 minutes West, 394.03 feet from the Northwest corner of said Section 7;

The West Half of the Northeast Quarter of Section 7, Township 1 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona, as conveyed to MARICOPA COUNTY, a political subdivision of the State of Arizona by Quit Claim Deed recorded in Docket 2747, Page 161.



Legal Description for
Silver Springs Ranch
May 1, 2006

PARCEL NO. 2:

All of Section 6, Township 1 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO. 3:

The South Half and the Northwest Quarter of Section 31, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

EXCEPT from Lots 1 and 2 and the East Half of the Northwest Quarter thereof, all minerals as reserved unto the United States in the recorded Patent to said land recorded in Docket 2623, Page 394.

PARCEL NO. 4:

All of Section 32, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona;

EXCEPT all minerals as reserved unto the State of Arizona in Book 334 of Deeds, Page 248 (as to the Southeast Quarter) and in Book 360 of Deeds, Pages 10 (as to the North Half and the Southwest Quarter).

PARCEL NO. 5:

The Southwest Quarter of Section 33, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.

PARCEL NO. 6:

The Northeast Quarter of Section 31, Township 2 North, Range 6 West of the Gila and Salt River Meridian, Maricopa County, Arizona.



May 1, 2006

LEGAL DESCRIPTION FOR
SILVER SPRINGS RANCH
STATE TRUST LAND PARCEL

The Southeast Quarter of Section 33, Township 2 North, Range 6 West of the Gila and Salt River
Meridian, Maricopa County, Arizona.

Containing 159.437 Acres, more or less.



EXHIBIT

"D"



July 8, 2009

Water Utility of Greater Tonopah
Hassayampa Utilities Company
Attn: Ms. Cindy Liles
21410 N. 19th Ave., Ste. 201
Phoenix, AZ 85027

RE: Continuing Need for Services from
Water Utility of Greater Tonopah
Hassayampa Utilities Company

Dear Ms. Liles:

As you are aware, I represent New World Properties in regards to all entitlement activities on its Copperleaf project in Tonopah. New World Properties owns the property described in Exhibit A attached hereto. Our development has a continuing need for water service for this property from Water Utility of Greater Tonopah and wastewater and recycled water services for this property from Hassayampa Utilities Company. New World has a critical need for this service for this property.

Our Development Master Plan has been approved and is still in force. We have and are continuing to pursue development for this property. We have recently completed a final submittal for zoning on the entire property. With acquisition, utility advances, site engineering, legal fees and various other fees, New World has already invested in excess of \$14,500,000 on this project. Regardless of current market conditions, it is imperative that we continue our entitlement process and having a viable wastewater, reclaimed water and water solution critical to our success.

Please feel free to contact me directly if you have any questions.

Regards,

A handwritten signature in black ink that reads "Richard Jellies". The signature is written in a cursive, flowing style.

Richard Jellies
For: New World Properties

Land • Entitlement • Acquisition • Development

2141 EAST BROADWAY ROAD • SUITE 111 • TEMPE, ARIZONA 85282 • (480) 557-7771 • FAX (480) 557-7772
EML: LEADGROUPLAND@AOL.COM

EXHIBIT "A"

PARCEL NO. 1:

**THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER SECTION 20,
TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND
MERIDIAN, MARICOPA COUNTY, ARIZONA.**

PARCEL NO. 2:

**THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2
NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN,
MARICOPA COUNTY, ARIZONA.**

PARCEL NO. 3:

**THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2
NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN,
MARICOPA COUNTY, ARIZONA.**

PARCEL NO. 4:

**THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST
OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY,
ARIZONA;**

**EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING
DESCRIBED PARCELS OF LAND:**

**BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30,
WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94
FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;**

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

**THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE
EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10
(EHRENBERG-PHOENIX HIGHWAY);**

**THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-
OF-WAY LINE, A DISTANCE OF 310.42 FEET;**

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

**THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE
POINT OF BEGINNING; AND**

EXCEPT THAT PORTION OF SAID NORTHWEST QUARTER OF SAID SECTION 29, WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 20.

PARCEL NO. 5:

THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST = SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29;
AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITH THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30, WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94 FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 30;

THENCE WEST ALONG THE NORTH SECTION LINE 511 FEET;

THENCE SOUTH 90 FEET;

THENCE WEST 50 FEET;

THENCE SOUTH 1098 FEET;

THENCE EAST ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY) TO A POINT COMMON TO SECTIONS 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST;

THENCE NORTH ALONG THE EAST SECTION LINE TO THE POINT OF BEGINNING.

PARCEL NO. 6:

THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST=SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29.