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Arizona Corporation Commission

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Attorneys for WILHOIT WATER COMPANY,
INC

BEFORE THE ARIZONA CORPORATION COMMISSION

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR RETROACTIVE APPROVAL OF A
FINANCING APPLICATION

DOCKET NO. W-02065A-07-0306

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A FINANCING
APPLICATION

DOCKET NO. W-02065A-07-0307

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A PERMANENT
RATE INCREASE

DOCKET NO. W-02065A-07-0312

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR THE APPROVAL OF A FINANCING
APPLICATION.

DOCKET NO. W-02065A-08-0138

DECISION NO. 71234

Compliance to a Decision

Decision No. 71234 ordered the Company to attempt to secure a modification of its 1986 Agreement with the Walden Meadows Community Co-op on the terms for the purchase of water supplies to serve its Thunderbird Meadows service area.

The Company contacted Sam Dubois, the President of the WMCC, in an effort to determine the potential for modifying the Agreement. Mr. Dubois reiterated the Co-op's

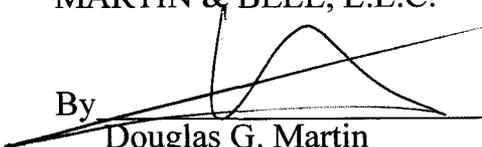
1 willingness continue to supply sufficient quantities of bulk water to meet the
2 requirements of the Company. He stated that WMCC has the capacity to pump more
3 than ten million gallons per month now that a second, more productive well is on-line.
4 The total water requirements for both WMCC and the Company's Thunderbird Meadows
5 system has never exceed 3.2 million gallons per month. In addition, Mr. Dubois
6 indicated that WMCC values the relationship with the Company and relies on the income
7 produced by the sale of water to the Company.

8 However, Mr. Dubois also stated that WMCC has no interest in modifying the
9 1986 Agreement between WMCC and the Company. He stated that it would take a vote
10 of the members of the Co-op to approve any changes in the Agreement and that there is
11 no indication that the members of the Co-op have any desire to make any changes.

12
13 DATED this 10th day of August, 2009.

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16 MARTIN & BELL, L.L.C.

17 By


18 Douglas G. Martin
19 365 East Coronado Road, Suite 200
20 Phoenix, Arizona 85004
21 Attorneys for Wilhoit Water Company, Inc.

22 ORIGINAL filed with copies
23 mailed/delivered this 10th day
of August, 2009 to:

24 Janice Alward, Chief Counsel
25 Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
26 Phoenix, AZ 85007

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