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BEFORE THE ARIZONA CORPORATION COMMISSION

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2009 OCT -5 P 3: 16

AZ CORP COMMISSION  
DOCKET CONTROL

Commission  
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IN THE MATTER OF THE APPLICATION OF  
COMMUNITY WATER COMPANY OF GREEN  
VALLEY FOR AUTHORITY TO ISSUE DEBT UP  
TO \$2.81 MILLION.

DOCKET NO. W-02304A-09-0153

**PROCEDURAL ORDER**  
**CORRECTING CLERICAL ERROR**  
**IN DECISION NO. 71259**  
**NUNC PRO TUNC**

BY THE COMMISSION:

On September 3, 2009, the Arizona Corporation Commission issued Decision No. 71259, which granted the application of Community Water Company of Green Valley for authority to issue \$2.81 in debt.

On September 25, 2009, the Commission's Utilities Division Staff ("Staff") filed a Motion for Entry of Order *Nunc Pro Tunc* Correcting Decision No. 71259 ("Motion"). Staff stated that the first sentence in Finding of Fact No. 25 in Decision No. 71259 states, "Staff typically recommends a company capital structure consisting of a minimum of 30 percent equity of total capital as appropriate to provide balance of cost and financial risk for regulated utilities and ratepayers."

In its Motion, Staff noted that the Staff Report in this matter states "Staff typically recommends that equity represent not less than 30 percent for cooperatives to provide a balance of cost and financial risk." (Staff Report, page 4.)

Staff requests entry of an order *Nunc Pro Tunc* to correct Decision No. 71259 by deletion of the word "company" on page 4, line 25, and insertion of the phrase "for cooperatives" after the word "structure."

Accordingly, the clerical error found in Finding of Fact No. 25 in Decision No. 71259, should be corrected *Nunc Pro Tunc*.

1 IT IS THEREFORE ORDERED that the first sentence in Finding of Fact No. 25 in Decision  
2 No. 71259 is hereby corrected *Nunc Pro Tunc* to read, "Staff typically recommends a capital structure  
3 for cooperatives consisting of a minimum of 30 percent equity of total capital as appropriate to  
4 provide a balance of cost and financial risk for regulated utilities and ratepayers."

5 Dated this 1<sup>st</sup> day of October, 2009.

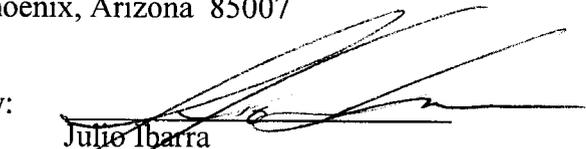
6  
7  
8   
9 BELINDA A. MARTIN  
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered  
11 this 1<sup>st</sup> day of October, 2009 to:

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Secretary to Belinda A. Martin