

ORIGINAL

NEW APPLICATION



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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

9 KRISTIN K. MAYES, CHAIRMAN
10 GARY PIERCE
11 PAUL NEWMAN
12 SANDRA D. KENNEDY
13 BOB STUMP

W-02031A-09-0518

14 **IN THE MATTER OF THE**
15 **APPLICATION OF INDIADA WATER**
16 **COMPANY, INC. FOR A**
17 **CURTAILMENT TARIFF**

Docket No. W-02031A-09-

APPLICATION FOR
APPROVAL OF
CURTAILMENT TARIFF

19 The Indiada Water Company, Inc. ("Company"), hereby files an application for
20 approval of a curtailment tariff. The proposed curtailment tariff is set forth in Exhibit 1.
21 The purpose of this tariff is to implement water conservation measures during times of
22 water shortages.
23

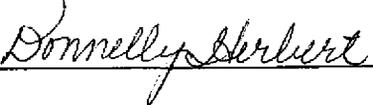
24 DATED this 10th day of November, 2009.

25 MOYES SELLERS & SIMS LTD.

26 *Steve Wene*
27 _____
28 Steve Wene
Attorney for Indiada Water Company, Inc.

1 Original and 13 copies filed this
2 10th day of November, 2009, with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

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EXHIBIT 1

TARIFF SCHEDULE

Utility: Indiada Water Company, Inc.
Docket No.: _____
Phone No.: 520-623-5172

Tariff Sheet No.: 1 of 5
Decision No.: _____
Effective: _____

CURTAILMENT PLAN FOR INDIADA WATER COMPANY, INC.

ADEQ Public Water System No. 02-020

APPLICABILITY

The Indiada Water Company, Inc. ("Company") is authorized by the Arizona Corporation Commission ("Commission") to curtail water service to its customers under the terms and conditions listed in this tariff ("Tariff"). This Tariff will be implemented by the Company as needed. This curtailment plan set forth herein will become a part of the Arizona Department of Environmental Quality Emergency Operations Plan for the Company.

The Company will notify its customers of this Tariff as part of its next regularly scheduled billing after the effective date of the Tariff or no later than sixty (60) days after the effective date of this Tariff. The Company shall provide a copy of this Tariff to any customer, upon request.

STAGES

STAGE 1

Stage 1 exists when the Company's water storage level or well production is at least 80% of total capacity and there are no known problems with its water production or storage facilities.

Restrictions: Under Stage 1, the public water system is deemed to be operating normally and no curtailment is necessary.

Notice: Under Stage 1, no notice is necessary.

STAGE 2

Stage 2 exists when the Company's water storage or well production is less than 80% but at least 50% of capacity for at least 48 consecutive hours or the Company has identified water supply issues - such as a steadily declining water table, increased draw down threatening pump operations, or poor water production - creating a reasonable belief that the Company will be unable to meet anticipated water demand on a sustained basis over the next 30 days.

TARIFF SCHEDULE

Utility: Indiada Water Company, Inc.
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Phone No.: 520-623-5172

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Effective: _____

Restrictions: Under Stage 2, the Company will request that its customers voluntarily reduce water consumption by 10%. Customers should water outside landscaping and vegetation only during weekdays. Customers with address numbers ending with an even number should irrigate on days ending with an even number and those with address numbers ending with an odd number should irrigate on calendar days ending with an odd number.

Notice: When the Company declares a State 2 situation exists, the Company must notify its customers that a Stage 2 condition exists, the general nature of the problem, and the need to conserve water. The Company must provide such notice in writing delivered door to door at each service address, by changing local sign postings, via electronic mail, or by any other reasonable means.

STAGE 3

Stage 3 exists when the Company's water storage level or well production is less than 50% but at least 25% of capacity for a least 24 consecutive hours or the Company has identified water supply issues - such as a steadily declining water table, increased draw down threatening pump operations, or poor water production - creating a reasonable belief that the Company will be unable to meet anticipated water demand on a sustained basis over the next 7 days.

Restrictions: Under Stage 3, the Company will inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily water consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- Irrigation of outdoor lawns, treats, shrubs, or any plant life
- Washing of any vehicle
- The use of water for dust control or any outdoor cleaning uses
- The use of drip or misting systems of any kind
- The filling of swimming pool, spas, fountains or ornamental pools
- The use of construction water
- Restaurant serving customers water, except when customer requests water
- Any other water intensive activity

The Company's operation of its standpipe service, if any, is prohibited. The addition of new service lines and meter installations is prohibited.

TARIFF SCHEDULE

Utility: Indiada Water Company, Inc.
Docket No.: _____
Phone No.: 520-623-5172

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Notice: When the Company declares a State 3 situation exists, the Company must notify its customers that a Stage 3 condition exists, the general nature of the problem, and the need to conserve water. The Company must provide such notice in writing delivered door to door at each service address, by changing local sign postings, via electronic mail, or by any other reasonable means.

Enforcement: Once proper notice has been provided, the customer must comply with the water use restrictions within 24 hours. If the customer fails to comply, the Company may immediately disconnect water service to the customer pursuant to Arizona Administrative Code R14-2-410(B)(1)(d). If a customer believes there has been a disconnection error, the customer may contact the Commission's Consumer Services Section at (Arizona) 1-800-222-7000 or 1-520-628-6550 to initiate an investigation.

STAGE 4

Stage 4 exists when the Company's water storage level or well production is below 25% capacity for twenty-four (24) consecutive hours or Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating reasonable belief that the Company will be unable to meet anticipated water demand in the next 48 hours.

Restrictions: Under Stage 4, Company shall inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- Irrigation of outdoor lawns, treats, shrubs, or any plant life
- Washing of any vehicle
- The use of water for dust control or any outdoor cleaning uses
- The use of drip or misting systems of any kind
- The filling of swimming pool, spas, fountains or ornamental pools
- The use of construction water
- Restaurant serving customers water, except when customer requests water
- Any other water intensive activity

The Company's operation of its standpipe service, if any, is prohibited. The addition of new service lines and meter installations is prohibited.

TARIFF SCHEDULE

Utility: Indiada Water Company, Inc.
Docket No.: _____
Phone No.: 520-623-5172

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Notice: Under Stage 4, the Company is required to notify customers by delivering written notice door to door at each service address, or by changing local sign postings, or via electronic mail, or by any other reasonable means of notifying customers in the affected water system(s) of the imposition of the Curtailment Tariff, the Curtailment Stage, the general nature of the problem and the need to conserve water.

Enforcement: Once proper notice has been provided, the customer must comply with the water use restrictions within 24 hours. If the customer fails to comply, the Company may immediately disconnect water service to the customer pursuant to Arizona Administrative Code R14-2-410(B)(1)(d). If a customer believes there has been a disconnection error, the customer may contact the Commission's Consumer Services Section at (Arizona) 1-800-222-7000 or 1-520-628-6550 to initiate an investigation.

ADDITIONAL CUSTOMER NOTICE

If the Company elects to provide notice by use of local sign postings, Company will post and maintain at least **two (2) signs** at noticeable locations indicating when the Company is operating under Stage 2, 3, or 4. At its option, the Company may post signage indicating when it is operating under State 1 conditions. Each sign shall be reasonably visible and color-coded to denote the current stage:

1. Stage 1 - Green
2. Stage 2 - Yellow
3. Stage 3 - Orange
4. Stage 4 - Red

Company shall make all reasonable efforts to notify the Consumer Services Division of the Utilities Division at least 12 hours prior to entering either Stage 3 or Stage 4. Notwithstanding any other provision herein, however, if the Company reasonably determines that it must declare a Stage 3 or Stage 4 condition immediately, it may take such action as deemed appropriate provided the Company notifies the Consumer Services Division of the Utilities Division as soon as practical, but no later than 8 hours after declaring the Stage 3 or Stage 4 condition exists.

TARIFF SCHEDULE

Utility: Indiada Water Company, Inc.
Docket No.: _____
Phone No.: 520-623-5172

Tariff Sheet No.: 5 of 5
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RECONNECTION FEES

If a customer's water service is discontinued for a violation of this Tariff, the reconnection fee will for each violation will be as follows:

1 st violation:	\$300.00
2 nd violation:	\$600.00
3 rd violation (and thereafter):	\$900.00