



0000105530

ORIGINAL



P.O. Box 38  
15996 Ironwood Drive,  
Dolan Springs, AZ 86441  
928-767-3713 Fax: 928-767-3053

November 24th, 2009  
Compliance Department  
Arizona Corporation Commission  
1200 W Washington St.  
Phoenix, AZ 85007

Re: Attestations and Board Resolution  
Docket No. W-02105A-08-0262

Attached is the original attestation for new board member, director Gilbert Sanchez.

Please let us know if you have any questions.

Thank you.

Michelle Monzillo  
Business Administrator

Arizona Corporation Commission  
DOCKETED

NOV 30 2009

DOCKETED BY

AZ CORP COMMISSION  
DOCKET CONTROL

2009 NOV 30 P 2:01

RECEIVED

57

## ATTESTATION

First and Last Name: Gilbert R. Sanchez Title: DIRECTOR

Board Member     Employee

*Read the following and complete the attestation below.*

The Arizona Corporation Commission ("Commission") has issued a Decision including the following ordering provisions with which Mount Tipton Water Co., Inc. ("Mount Tipton") is required to comply:

1. Mount Tipton's Off-Site Water Facilities Hook-Up Fee Tariff is suspended, effective immediately, and Mount Tipton is prohibited, until further Order of the Commission, from charging or collecting Hook-Up Fees.
2. Mount Tipton's quarterly and annual Hook-Up Fee report filing obligations, imposed by Commission Decisions Nos. 60988 and 67162, are suspended, effective immediately, until further Order of the Commission.
3. Mount Tipton is prohibited, until further Order of the Commission, from spending the Hook-Up Fee funds already collected under its Off-Site Water Facilities Hook-Up Fee Tariff.
4. Mount Tipton is required to reimburse, in the amount of \$40,800.00, the separate, interest-bearing Hook-Up Fee account that was established as a result of Decision No. 67162.
5. Mount Tipton is required to come into full compliance with Arizona Department of Environmental Quality ("ADEQ") requirements by July 31, 2009.
6. Mount Tipton is required to take immediate action to seek the water source approvals required by ADEQ for all of Mount Tipton's wells located in the Dolan Spring Field and, if applicable, the Chambers Well.
7. Mount Tipton is required to file with the Commission's Docket Control, as a compliance item in this docket, by the 15<sup>th</sup> of each month, beginning on April 15, 2009, a report that (1) describes the actions taken by Mount Tipton during the prior month to come into compliance with ADEQ requirements and (2) provides an update as to Mount Tipton's compliance status with ADEQ. Mount Tipton's April 15, 2009, report must include documentation showing that it has filed with ADEQ applications for the approvals that must be obtained for the Dolan Spring Field wells and, if applicable, the Chambers Well.
8. Mount Tipton is required to analyze its water supply shortage, create a plan proposing what it believes to be the most effective solution for improving its water supply and explaining its rationale, and file the plan in its permanent ratemaking docket by November 2, 2009.
9. Mount Tipton is required to file the following in its permanent ratemaking docket by November 2, 2009:
  - a. A consolidated Hook-Up Fee report that shows the following for each Hook-Up Fee charged during calendar year 2008:
    - i. The date on which the Hook-Up Fee was charged,
    - ii. The name of the customer charged the Hook-Up Fee,
    - iii. The service address for which the Hook-Up Fee was charged,
    - iv. The meter size for the service address, and
    - v. The amount of the Hook-Up Fee charged; and
  - b. A consolidated Hook-Up Fee expenditures report that includes the following for each expenditure of Hook-Up Fee funds during calendar year 2008:
    - i. The date on which the expenditure was made;

- ii. The amount of the expenditure;
  - iii. A description of what was purchased or paid for; and
  - iv. A copy of the invoice, statement, or receipt for the item purchased or paid for.
10. Each Mount Tipton Board member or employee is required, within 30 days after the effective date of the Decision, to complete and file with the Commission's Docket Control, as a compliance item in this docket, a copy of this Attestation, swearing or affirming that the Board member or employee is aware of and understands the requirements imposed on Mount Tipton in the Decision and understands that Mount Tipton must comply with them.

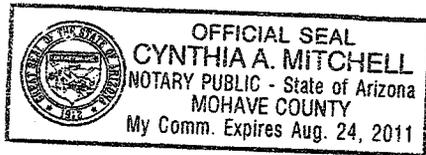
I hereby attest, under oath or affirmation, that I have read the above requirements imposed on Mount Tipton by Order of the Commission; that I understand the requirements imposed on Mount Tipton; and that I understand that Mount Tipton must comply with them.

Signature: C. Robert R. Sauer Date: 24 Nov 09

State of Arizona  
County of MOHAVE

Subscribed and sworn (or affirmed) before me this 24 day of November, 20 09.

(seal)



Cynthia A. Mitchell  
Notary Public

ATTESTATION

First and Last Name: GILBERT R. SANCHEZ Title: DIRECTOR

Board Member  Employee First Day as Board Member/Employee: 19 Nov 09

Read the following and complete the attestation below.

The Arizona Corporation Commission ("Commission") has ordered Mount Tipton Water Co., Inc. ("Mount Tipton") to use the proceeds from the sale of the property located at 16055 Pierce Ferry Road, Dolan Springs, Arizona, only as follows:

1. To pay Mount Tipton's delinquent property taxes,
2. To repay Mount Tipton's hook-up fee fund account in the amount determined in the Commission Decision issued in Docket No. W-02105A-07-0510, and
3. To reduce Mount Tipton's indebtedness as required by the Water Infrastructure and Finance Authority of Arizona ("WIFA").

If any proceeds from the sale remain after Mount Tipton has used the proceeds as described above, the Commission has ordered that Mount Tipton may use the remaining proceeds from the sale only as follows:

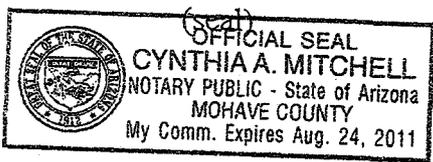
1. To pay its past due accounts;
2. To make repairs to its system;
3. To replace galvanized pipe as required by the Arizona Department of Environmental Quality ("ADEQ");
4. To make other system improvements required or recommended by ADEQ;
5. To purchase and install new meters;
6. To refurbish and reinstall existing meters; and
7. To have its books and accounts audited by an Arizona Certified Public Accountant, preferably an accountant with a background in forensic accounting.

I hereby attest, under oath or affirmation, that I have read the above restrictions on Mount Tipton's use of the proceeds from the sale of the property located at 16055 Pierce Ferry Road, Dolan Springs, Arizona; that I understand the restrictions on Mount Tipton's use of the proceeds; and that I understand that Mount Tipton must comply with the restrictions on the use of the proceeds.

Signature: Albert R. Sanchez Date: 24 Nov 09

State of Arizona  
County of Mohave

Subscribed and sworn (or affirmed) before me this 24 day of November, 2009.



[Signature]  
Notary Public