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1 FENNEMORE CRAIG
A Professional Corporation
2 Norman D. James (No. 006901)
Patrick J. Black (No. 017141)
3 3003 North Central Avenue, Suite 2600
4 Phoenix, Arizona 85012
Telephone (602) 916-5000
5 Attorneys for Far West Water and Sewer, Inc.

6
7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

8 IN THE MATTER OF THE FORMAL
9 COMPLAINT OF SPARTAN HOMES
AND CONSTRUCTION, INC. AGAINST
10 FAR WEST WATER AND SEWER, INC.

DOCKET NO. WS-03478A-08-0256

NOTICE OF FILING

11
12 Far West Water and Sewer, Inc. ("Company") hereby submits this Notice of Filing
13 transcripts in the above-referenced matter. Specifically filed herewith are the following:

- 14 1. Transcript and Exhibits from Brian Householder's deposition held on
15 January 16, 2009; and
16 2. Exhibits from Mark Kaveney's deposition held on November 21, 2008. The
17 deposition transcript was filed on November 20, 2009 as Exhibit 1 to the
18 Direct Testimony of Andrew J. Capestro.

19 DATED this 1st day of December, 2009.

20 FENNEMORE CRAIG, P.C.

21
22
23 By

Norman D. James
Patrick J. Black
3003 North Central Avenue
Suite 2600
Phoenix, Arizona 85012

24 Arizona Corporation Commission

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ORIGINAL and 13 copies filed
this 1st day of December, 2009 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

COPY hand-delivered
this 1st day of December, 2009 to:

Janice Alward, Chief Counsel
Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Steven M. Olea, Director
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

COPY sent via Federal Express
this 30th day of November, 2009 to:

Belinda Martin, Administrative Law Judge
Hearings Division
Arizona Corporation Commission
400 West Congress
Tucson, Arizona 85701-1347

COPY sent via U.S. mail
this 30th day of November, 2009 to:

Jeffrey W. Crockett
Bradley S. Carroll
SNELL & WILMER, LLP
400 East Van Buren
One Arizona Center
Phoenix, Arizona 85004
Attorneys for Spartan Homes and Construction, Inc.

By: maria san jore

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**Transcript and Exhibits from
BRIAN HOUSEHOLDER
deposition
held on January 16, 2009**

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE FORMAL)
 COMPLAINT OF SPARTAN HOMES AND)
 CONSTRUCTION, INC.,)
 Complainant,)
 vs.) Docket No. WS-03478A-08-0256
 FAR WEST WATER AND SEWER, INC.,)
 Respondent.)

DEPOSITION OF BRIAN HOUSEHOLDER

Phoenix, Arizona
 Friday, January 16, 2009
 9:38 a.m.

REPORTED BY:
 Kristin A. Woodall, RPR
 Certified Court Reporter
 Certificate No. 50196

PREPARED FOR:
 ASCII
 (Copy)

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GRIFFIN AND ASSOCIATES 602.264.2230

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DEPOSITION OF BRIAN HOUSEHOLDER was taken on

January 16, 2009, commencing at 9:38 a.m., at the law offices of Fennemore Craig, 3003 North Central Avenue, Suite 2600, Phoenix, Arizona, before KRISTIN A. WOODALL, RPR, a Certified Court Reporter in the State of Arizona.

COUNSEL APPEARING:

Mr. Andrew J. Capestro
 P.O. Box 791
 Rancho Santa Fe, California 92067
 Attorneys for Far West Water and Sewer, Inc.

Fennemore Craig
 Mr. Patrick J. Black
 3003 North Central Avenue
 Suite 2600
 Phoenix, Arizona 85012
 Attorneys for Far West Water and Sewer, Inc.

Snell & Wilmer
 Mr. Jeffrey W. Crockett
 One Arizona Center
 400 East Van Buren
 Phoenix, Arizona 85004
 Attorneys for Spartan Homes and Construction, Inc.

GRIFFIN AND ASSOCIATES 602.264.2230

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1 BRIAN HOUSEHOLDER,
2 called as a witness herein, having been first duly sworn
3 by the Certified Court Reporter, was examined and
4 testified as follows:

6 EXAMINATION

7 BY MR. CAPESTRO:

8 Q. Can I have your full name, please?
9 A. Brian Powell Householder. Powell is P-O-W-E-L-L.
10 Q. Powell come from your mother's name?
11 A. I have no idea. I'm not sure.
12 Q. You don't have relatives over in Utah, do you?
13 A. No.
14 Q. I note from your documentation that you -- that
15 Spartan Homes purchased the subject property in February of
16 2004.
17 A. Correct.
18 Q. Did you form Spartan Homes?
19 A. Yes.
20 Q. As a corporation?
21 A. Correct.
22 Q. When did you form it?
23 A. I think '97.
24 Q. And you said that your wife is the president?
25 A. Correct.

1 Q. And you're the vice president?
2 A. Correct.
3 Q. And is it a -- I assume that it's some type of
4 stock corporation. Is it a C-corporation or an S-corporation?
5 A. I think it's an S-corporation, if I recall.
6 Q. Are you and your wife the only owners of Spartan
7 Homes?
8 A. Yeah, yes.
9 Q. No other stockholders?
10 A. No.
11 Q. Prior to February 27th of 2004, did you have an
12 interest in the subject property yourself?
13 A. Yeah. Yes, I did.
14 Q. You owned the property individually?
15 A. The subject property?
16 Q. Uh-huh.
17 A. The corporation purchased it.
18 Q. Corporation purchased it according to this
19 February 27th, 2004?
20 A. Correct.
21 Q. Was this a transfer from another entity or
22 yourselves to Spartan Homes at that time?
23 A. No, we purchased it from a private party.
24 Q. Who was the private party?
25 A. I don't recall the name. I do know that one of

1 the women that owned the property either owns or used to own
2 Yuma Venture RV Park which is the adjacent property to this
3 property.

4 Q. I noticed in one of the documentation, documents
5 that you forwarded to me it was addressed to you at Yuma
6 Territorial Engineers. Do you work for Yuma Territorial
7 Engineers?
8 A. No.
9 Q. Are you an engineer?
10 A. No.
11 Q. What is your background?
12 A. In the construction field?
13 Q. That's correct.
14 A. I've been in construction since I was 19 or 20
15 years old, and I worked for various construction companies and
16 took on supervisory positions as I got older, and then I went
17 into manufactured homes, sales, and then a company opened a
18 sales lot in Yuma I think in the early '90s.
19 Q. What company?
20 A. At that time they were Western American Homes,
21 and then I managed that lot for them for a time. And then they
22 sold to Clayton Homes and I kept managing there, and then I
23 decided from that point to go ahead and leave that company and
24 become a contractor.
25 Q. Do you have a contractor's license?

1 A. Correct.
2 Q. And what type of contractor's license do you
3 have?
4 A. I have a general residential and I have a general
5 commercial. I believe the residential is a B and the
6 commercial is a B-2. And I also hold I believe it's a C-4.
7 It's an engineering license. It's not for engineers. It's
8 actually -- and I'm fairly certain it is a C-4, could be
9 mistaken on that, but allows me to do underground electrical,
10 underground sewer, and septic installs and electrical.
11 Q. When you talk about underground sewer, you mean
12 collection systems?
13 A. No. It would be more along the lines of, I'll
14 give you an example, the RV lots that they develop in the
15 foothills would have sewer runs for RVs, water runs for RVs,
16 and electrical pedestals, and septic tank installs and/or
17 septic tank installs. So I was licensed to do all that.
18 Q. You said that you started building or being in
19 the building trades and worked your way up from the time you
20 were 19 or 20, but I don't know how old you are right now.
21 A. I'm 44.
22 Q. So 24 or 25 years that you've been doing this?
23 A. Correct.
24 Q. When did you first obtain a commercial
25 contractor's license?

1 A. In '97.

2 Q. And when did you first obtain a residential

3 contractor's license?

4 A. '97.

5 Q. And the same for the engineering?

6 A. The engineering could have been '97 or '98

7 because I think I did it a little while later than the first

8 two.

9 Q. Before I go any further, I jumped right into the

10 deposition, but I did fail to ask you because you came in

11 saying you were tired, that you had to take some aspirin. Is

12 there any reason you cannot give your deposition today?

13 A. No.

14 Q. Are you under any type of medication other than

15 Excedrin, I think you said?

16 A. No.

17 Q. Have you had any alcohol to drink today?

18 A. No, I haven't.

19 Q. No other drugs, even nonprescription?

20 A. No.

21 Q. Have you ever had your deposition taken before?

22 A. Once.

23 Q. And in what type of matter was that?

24 A. It was a construction matter with a party that

25 didn't want to pay for services.

1 Q. And was this for construction you had

2 accomplished?

3 A. It was kind of wrapped around myself and a

4 concrete contractor and the homeowner.

5 Q. Were you testifying as a plaintiff or as an

6 expert?

7 A. As a plaintiff.

8 Q. How long ago was that?

9 A. I'd say late '90s, early 2000s I guess. I can't

10 recall exactly.

11 Q. Have you ever testified in trial?

12 A. No.

13 Q. Now, Spartan Homes was formed I believe in 1997 I

14 think you testified.

15 A. Uh-huh.

16 Q. What is the main work of Spartan Homes?

17 A. Most recently it was residential construction.

18 When I first got licensed, I didn't know where the

19 opportunities lied. So I was focusing on new construction,

20 remodels, and developing RV lots.

21 Q. Before the development of Sierra Ridge, had you

22 ever done a subdivision?

23 A. No. No, I had not.

24 Q. When I talk about subdivision, that's anything

25 more than one house.

1 A. It wasn't classified as a subdivision because I

2 didn't have to go through the processes of a subdivision, but I

3 did purchase a 10-acre property out on the mesa by the peanut

4 patch and the zoning allowed two-acre lots. So I split those

5 into five two-acre lots, and I contacted the utility companies

6 and pulled all the utilities into the site and I provided

7 electrical and telephone and cable. I believe cable was there

8 to each one of the five lots.

9 Q. When you said you provided utilities to the lots,

10 did that include water and sewer?

11 A. No. Out there water is provided by wells. So

12 the homeowner was required to do their own well, and then

13 septic tanks were used in that area.

14 Q. For the -- first of all, when was this?

15 A. Probably around 2001 to 2002.

16 Q. Did you deal with APS out there for electrical?

17 A. Yes.

18 Q. Did you have to sign a line extension agreement

19 with APS?

20 A. No.

21 Q. You said that you brought cable out there?

22 A. I said I believe we brought cable into each one

23 of the lots and telephone.

24 Q. Did you sign a line extension agreement with the

25 telephone company?

1 A. No.

2 Q. Or the cable company?

3 A. No.

4 Q. So there was no types of line extension

5 agreements that you signed for any type for this subdivision?

6 A. No.

7 Q. Now, for each of the lots, did you just develop

8 the lots or did you build on them also?

9 A. I built on two of the five lots.

10 Q. Do you still own any of the lots?

11 A. No.

12 Q. Were the lots owned by Spartan Homes?

13 A. Yes.

14 MR. CAPESTRO: Off the record.

15 (Discussion off the record.)

16 Q. (By Mr. Capestro) Between 1997 and 2004 when you

17 purchased this property, how many homes did Spartan Homes

18 build?

19 A. Between 75 and a hundred I would imagine.

20 Q. And all of these were done under your

21 contractor's license?

22 A. Correct.

23 Q. Since the purchase of the property of Sierra

24 Ridge in 2004, has Spartan Homes built any homes other than

25 homes on the Spartan property -- I mean the Sierra Ridge

1 property?

2 A. From 2004 --

3 Q. February.

4 A. February 2004 through early 2005, I hadn't

5 constructed any homes on that property. So I was finishing up

6 or completing homes up to that point, but once I started

7 actually breaking ground on houses in the subdivision, I only

8 had a few, if any, homes outside of that subdivision to work

9 on. So all of my focus at that time was on Sierra Ridge.

10 Q. Now, there are 62 homes in Sierra Ridge at the

11 present time?

12 A. 63.

13 Q. Did you build them all?

14 A. Yes.

15 Q. Since the creation of Spartan Homes in 1997, have

16 you continued to work for other businesses or contractors?

17 A. Personally or via Spartan Homes?

18 Q. Personally.

19 A. No.

20 Q. Prior to 1997, going backwards, who was the most

21 recent before 1997 of a contractor that you worked for?

22 A. Let's see. I can't recall. I'd have to dig

23 through some records.

24 Q. Did you work for any entity that was a developer

25 of land?

1 A. I imagine a few of the companies I worked for

2 developed land, but I wasn't directly involved with their

3 operations for developing the property, no.

4 Q. So was there any land other than the 10 acres

5 that you testified about and the Sierra Ridge property that you

6 were in any way part of the development of land?

7 A. No.

8 Q. This was your first one?

9 A. Correct.

10 Q. Your wife is the president of Spartan. Does she

11 work --

12 A. Yes.

13 Q. -- with Spartan on a day-to-day basis?

14 A. Yes.

15 Q. What does she do?

16 A. Besides being a co-decision maker, she basically

17 receives invoices and pays, you know, the accounts receivable.

18 She's the accounts receivable and accounts payable person and

19 just assists me with various paperwork that we may or may not

20 have to do.

21 Q. Do you have any bylaws that have been written for

22 Spartan Homes?

23 A. Yeah, yes.

24 Q. Do those bylaws show who has the authority to

25 sign on behalf of Spartan Homes?

1 A. Yeah, they show that both of us do.

2 Q. Do you need two signatures or just one?

3 A. I believe we have it set it as either/or.

4 Q. Does your wife have any type of contractor's

5 license?

6 A. No.

7 Q. Has she worked for any developers?

8 A. No.

9 Q. According to your filed testimony, you started

10 looking for property somewhere in 2003?

11 A. I started what?

12 Q. Looking for property to buy in 2003.

13 A. It's probably a little bit before that, but,

14 yeah, right around 2002/2003.

15 Q. How did you find the Sierra Ridge property?

16 A. I actually looked at it a couple years before I

17 purchased it, but I couldn't -- I didn't have the finances

18 available to work within the bank's parameters for a loan.

19 So, you know, as things progressed, I eventually

20 got to a point with the bank to where I think that I could go

21 out and do something. So I approached the owner and we went

22 back and forth for a while and came to an agreement.

23 Q. Did you have any type of option to purchase this

24 property prior to its purchase in February of 2004?

25 A. We entered into an agreement several months

1 before that. I had given them an earnest deposit. And before

2 I did that, we had known each other, she and I, for a couple

3 years. And so I told her I needed to do some legwork on it

4 with the bank to make sure I could make this thing work.

5 So she actually worked with me for several months

6 as I was doing legwork getting some information on the property

7 from various entities and the bank. And once it was determined

8 that it was feasible to do the project, I went ahead and

9 entered into an agreement to purchase the property. And then

10 she gave me so many months to close escrow, and that's right

11 around that time frame, that February 2004 date.

12 Q. Do you know when you entered into an agreement?

13 A. I don't know specifically. I know it was

14 probably the mid part of 2003 or something like that.

15 Q. I notice that you -- in your testimony that you

16 said that you contacted Francisco Galindo in July of 2003?

17 A. Correct.

18 Q. Which is several months before you purchased the

19 property?

20 A. Before we closed on the property.

21 Q. Right.

22 A. Correct.

23 Q. So basically I'm asking whether or not at that

24 time did you have an agreement to purchase the property?

25 A. I think at that time I was -- I don't know if we

1 had a written agreement, but it was more of just a personal
 2 understanding between the seller and myself that I could do
 3 some legwork on it to see if it was feasible with the bank and
 4 just see, you know, what the costs were going to be to make
 5 sure I could afford it, what the lender's parameters were.

6 Specifically, I can't tell you if she and I had a
 7 written agreement at that time. I think it came just a little
 8 bit after that because I remember right around that same time
 9 frame I was talking to all the utility companies and the County
 10 and just trying to get a grasp on what all the details were
 11 with the utilities that are available, et cetera.

12 Q. When you're talking about talking to all the
 13 utility companies, what utility companies did you talk to?

14 A. Well, there's obviously Far West Water.

15 Q. Okay.

16 A. APS is the electric company. Southwest Gas is
 17 the gas company. At that time Adelphia I believe was the cable
 18 company. Qwest was the telephone company. I had to consult
 19 with the County to see, check zoning. So those are your
 20 primary, I think the only utilities that are out there.

21 Q. Who did you contact with APS?

22 A. Initially, I can't recall.

23 Q. Did you enter into some type of line extension
 24 agreement with APS?

25 A. Yes.

1 Q. And when did you do that?

2 A. I believe it was in '05.

3 Q. Were you charged any type of fee by APS?

4 A. No.

5 Q. Was there any requirement for a certain number of
 6 hook-ups in that agreement?

7 A. Yes.

8 Q. Do you have a copy of that agreement?

9 A. I don't, no, not with me. I have a copy, but I
 10 don't have it with me today, no.

11 Q. So APS says we don't charge you if you have a
 12 number of hook-ups, but if you don't have the hook-ups you have
 13 to pay us?

14 A. Correct.

15 Q. And do you know how much per lot it would be that
 16 if you didn't have the right number of hook-ups you'd be
 17 charged?

18 A. It was really close to \$2,000.

19 Q. \$2,000 a lot?

20 A. Yeah.

21 Q. Now, if you pay the amount per lot, do you have a
 22 way to get that money back from APS?

23 A. Well, there was no requirement to pay it because
 24 if I didn't meet a certain number of lots in a certain time
 25 frame, then I would have to pay for any lots that didn't get

1 hooked up under the number they gave me.

2 Q. And is that -- is there something in the
 3 agreement, if you remember, that says that once those lots are
 4 hooked up APS will pay you back so much per year?

5 A. No, it's not like that at all.

6 Q. It's just a forfeited amount?

7 A. Correct. I can tell you specifically if you'd
 8 like to know.

9 Q. Yeah.

10 A. It was 84 lots.

11 Q. Okay.

12 A. If I didn't hit 84 lots within a certain time
 13 frame from point A of signing the agreement to point B, any
 14 number under 84 there would be a charge, and that charge was
 15 right around, I think it was 2,000 a lot. So I missed it by 21
 16 lots.

17 Q. And that agreement was set forth -- your
 18 requirement to pay was set forth in the agreement that you
 19 executed in 2005?

20 A. Yes.

21 Q. Okay. Can you make a copy of that available to
 22 your counsel?

23 A. Sure.

24 MR. CAPESTRO: Can we get a copy of that?

25 MR. CROCKETT: Yes. That's the APS agreement?

1 MR. CAPESTRO: Uh-huh, the APS agreement.

2 MR. CROCKETT: Okay.

3 Q. (By Mr. Capestro) Did you have any type of
 4 written agreement with Southwest Gas?

5 A. Yes.

6 Q. Did you have to pay any upfront fee with them?

7 A. Yes.

8 Q. And what was that?

9 A. 49,000. And it might have been a few hundred
 10 dollars over that, but it was right around 49,000.

11 Q. And when did you sign that?

12 A. It was either late '04 or early '05 also.

13 Q. Can you also get a copy of that agreement to
 14 counsel?

15 A. Correct.

16 MR. CAPESTRO: And we could get a copy of that,
 17 Counsel?

18 MR. CROCKETT: Yes, sir.

19 Q. (By Mr. Capestro) Any agreement with Adelphia?

20 A. No.

21 Q. And Qwest?

22 A. No.

23 Q. And was there any other utilities other than Far
 24 West?

25 A. No.

1 Q. When Southwest Gas told you that there would be a
2 fee, did you contact any governmental agency to see if that was
3 appropriate?

4 A. No.

5 Q. You didn't contact the ACC?

6 A. No.

7 Q. When APS told you that there would be a fee if
8 you didn't hit a certain number, did you contact anybody with
9 the government?

10 A. No.

11 Q. You just accepted those?

12 A. Yes.

13 Q. You have produced looks like a copy of a fax
14 addressed to Brian. Why don't you take a look at this. Do you
15 recognize that document?

16 A. Yeah, yes.

17 MR. CAPESTRO: Why don't we number this.
18 (Exhibit No. 1 marked for identification.)

19 Q. (By Mr. Capestro) For the record, Exhibit 1 is a
20 document that shows a date that says JU 29 2003, and it shows
21 that it's from Far West Water and Sewer, Incorporated, and it's
22 addressed to Brian from a person by the name of Murphy
23 Campbell.

24 I note on the top of that document below the
25 heading for Far West Water and Sewer, Incorporated, there's

1 some handwriting. Is that your handwriting?

2 A. Yes, it is.

3 Q. And what does that signify?

4 A. I don't know. I can't recall.

5 Q. Can I take a look at it again?

6 A. Yeah.

7 Q. It looks like it's edocket.azcc.gov. Do you know
8 when that was put on this document?

9 A. I don't know exactly when. I can just tell you
10 that it's my writing.

11 Q. Was it done close to the time you received this?

12 A. No. I believe that was done after all the
13 disputes came about with this process that we're involved with
14 right now.

15 Q. Do you know if you've gone to a website called
16 edocket.azcc?

17 A. I don't know if I did follow up with that what I
18 wrote down or not, no. I couldn't tell you for sure.

19 Q. You don't believe that you wrote this down about
20 the same time that you received it from Murphy Campbell?

21 A. No.

22 Q. Prior to receiving this document, had you talked
23 directly with Murphy Campbell?

24 A. I spoke to him I think once on the phone. And if
25 it wasn't him, it would have just been a person at the office

1 as I was inquiring as to the process for working with Far West
2 Water for services at that site.

3 Q. Did you ask either Murphy Campbell or the person
4 you talked to on the phone for any information in writing?

5 A. As I recall, when I just called up, they asked
6 questions. It was just why don't you just give us your fax
7 number and we'll fax you over a procedural guideline and stuff
8 that we're going to need from you.

9 Q. It doesn't show what development on there. Do
10 you remember if you told the person on the phone where your
11 development was?

12 A. No.

13 Q. The document that was attached to it also talks
14 about contacting Dusty Thomas. Did you ever talk to Dusty
15 Thomas?

16 A. I've talked to him in the past, but not regarding
17 that fax right there.

18 Q. When did you talk to Dusty Thomas?

19 A. I think the first time I talked to Dusty Thomas
20 is when it was after I had already made an agreement to
21 purchase the property and/or maybe close the property and the
22 availability of sewer mysteriously disappeared.

23 Q. Well --

24 MR. CROCKETT: Mr. Capestro, could I just ask a
25 question?

1 MR. CAPESTRO: Sure.

2 MR. CROCKETT: You mentioned the document
3 attached to the cover sheet. Is it your intent to identify the
4 rest of that document with Exhibit 1?

5 MR. CAPESTRO: I realized as I was asking the
6 question that I had not attached it, and I would suggest
7 that -- I don't know if that's an extra page or not.

8 MR. CROCKETT: And we are looking at a document
9 on our side of the table, Mr. Capestro, that's Exhibit 3 to
10 Mr. Householder's direct testimony. I assume that's the same
11 document you're working with.

12 MR. CAPESTRO: I have not compared it. This is
13 one of the documents that you produced in response to our
14 request for discovery. I'm assuming that it's the same. I
15 just have not compared it.

16 MR. CROCKETT: My apologies, one last question.
17 I think you mentioned that the document references Dusty --

18 MR. CAPESTRO: Thomas.

19 MR. CROCKETT: Thomas.

20 MR. CAPESTRO: Page 2 of the attachment.

21 MR. CROCKETT: I see that. Thank you.

22 MR. CAPESTRO: Why don't we make Exhibit 1 three
23 pages. Make it four pages. Can you take a look at that? Are
24 all those four pages together? They were not numbered.

25 MR. CROCKETT: Let's go off the record for a

1 minute if we could.

2 (Discussion off the record.)

3 (Recess taken from 10:11 a.m. to 10:17 a.m.)

4 Q. (By Mr. Capestro) Before we took a break, you

5 said you did have a discussion with Dusty Thomas.

6 A. I've spoken to him in the past, yeah.

7 Q. And you said you talked to him at some time when

8 the sewer capacity mysteriously disappeared. Is that what you

9 said?

10 A. Yes, uh-huh.

11 Q. When did you talk to him?

12 A. I can't be specific as to a date. I don't know.

13 I can't remember, you know.

14 Q. Well, was it after you received Exhibit 1?

15 A. Yes.

16 Q. Was it before you purchased the property in

17 February of 2004?

18 A. It would have been after I purchased the

19 property. So to hone in on the time frame, it would have been

20 in the spring of -- the spring to the summer of 2004.

21 Q. You're looking at some notes to refresh your

22 memory. What notes are you looking at?

23 A. My filed testimony, pre-filed testimony.

24 Q. It's your testimony that you're looking at?

25 A. Correct, yeah.

1 Q. And was it Mr. Thomas that told you that there

2 was no sewer capacity?

3 A. No.

4 Q. Who was it?

5 A. Mark Kaveney.

6 Q. After the memo of Exhibit 1, did you have any

7 conversations with Murphy Campbell?

8 A. I may have talked to him one other time shortly

9 after this, but it may not have been him. It may have been

10 another male at the office and it was just -- I forget what it

11 was pertaining to, but it was just a short conversation about I

12 think the development procedures or something like that.

13 Q. So I assume after you asked about development

14 procedures and received Exhibit 1 you didn't talk to anybody

15 about the procedures that are attached?

16 A. No, that's not a good assumption. I talked to

17 Mark Kaveney about it and then I talked to my engineer.

18 Q. Okay. Before Mr. Kaveney started working for Far

19 West Water, did you talk to anybody about development

20 procedures other than receiving this memo from Mr. Campbell?

21 A. After I received this memo, I made a call to the

22 office, and that's why I said I believe I talked to either

23 Murphy Campbell or another male there about these proceedings.

24 And I don't know how long after I received this I made that

25 call, and I'd also consulted with Francisco Galindo of Yuma

1 Territorial Engineering.

2 Q. When you had this conversation, was there more

3 than one conversation about procedures or just one?

4 A. With the Far West Water employee?

5 Q. Right.

6 A. I believe it was just the one at this stage.

7 Q. Did you ask at that time whether or not there

8 were any costs associated with the procedures that were being

9 put in there?

10 A. At this time, no. When I received this, no.

11 Let me rebut that. There was a time. Right

12 after I received this, I did discuss with somebody at Far West

13 Water that there was going to be minimal hook-up fees.

14 Q. Who did you talk to?

15 A. Well, it was that phone call. That's why I'm

16 saying I believe it was Murphy Campbell. I didn't have this

17 conversation with the gentleman in person. So as I recall it

18 was him.

19 Q. Now, let's get back to this comment about the

20 sewer capacity disappearing, and I believe you said that you

21 learned that from Mr. Kaveney?

22 A. Yes.

23 Q. Was that your first conversation with

24 Mr. Kaveney?

25 A. No.

1 Q. When was the first time you talked to

2 Mr. Kaveney?

3 A. I can't be specific, but it would have been

4 sometime probably between August and October of 2003, sometime

5 in that time frame there.

6 Q. Was Mr. Campbell still with Far West Water at

7 that time?

8 A. I do not know.

9 Q. In either of the conversation with Mr. Campbell

10 or this male that you don't know or Mr. Kaveney, did you ever

11 ask whether or not the property you were looking at was within

12 Far West's CC&N for sewer?

13 A. No.

14 Q. At that time, did you know what a CC&N was?

15 A. I did not.

16 Q. When you talked to Mr. Campbell, did you tell him

17 where the property was situated?

18 A. I can't recall.

19 Q. When you talked to the male, did you tell that

20 male where it was situated?

21 A. I can't recall.

22 Q. When you first talked to Mr. Kaveney, did you

23 tell him where this property was situated?

24 A. I know when I talked to Mark he knew where the

25 property was because we were specifically talking about details

1 regarding water and sewer availability. So I know that he knew
2 where the property was at.

3 Q. When you first talked to Mr. Kaveney, did you
4 have any documents to show him such as plans or legal
5 descriptions or anything like that?

6 A. No, just told him the crossroads. So it's a very
7 small area out there, but he knows where everything's at.

8 Q. Was Mr. Kaveney the first person you told where
9 the property was situated?

10 A. I can't recall.

11 Q. What prompted you to talk to Mr. Thomas?

12 A. Well, actually I was directed to talk to
13 Mr. Thomas by Mark Kaveney.

14 Q. Okay.

15 A. And it was regarding initially there was sewer
16 capacity for the development and then there wasn't. At that
17 point in time, I inquired about utilizing septic systems on the
18 lots, and my first inquiry went to Yuma County to Rick Stacks
19 because we had already started designing a subdivision for
20 6,000 square foot lots, and I knew that 6,000 square foot lots
21 wouldn't cut if for septic.

22 And at that point in time, I know that ADEQ was
23 going through some changes for septic tanks whereby they were
24 scrutinizing them in different ways than they had in the past
25 as far as like the designs that were available, the lot size

1 that were available. So there was a lot of that going on.

2 So when I talked to Rick Stacks, I started
3 pursuing that as a possibility of, you know, providing some
4 type of sewer, slash, septic for each lot. And somehow or
5 another, the conversation came up with Mark about a package
6 plant. He had mentioned a package plant, and I didn't really
7 have any experience with that. So I didn't know what the
8 details were involved.

9 So he asked me to call Dusty Thomas. So I called
10 Dusty, and we spoke probably for about a half an hour to an
11 hour what a package plant was, what the details were involved
12 with getting one because I thought maybe it was one of those
13 things where you could put it on -- I could put it on the
14 backside of the property and dedicate, you know, a couple acres
15 to it and that could be a relief for sewage for my property.

16 Well, it turned out that that conversation
17 actually went nowhere because it wasn't going to be viable.
18 Number one, Dusty had mentioned that. After we talked about
19 the theoretical possibilities of doing it and the things that
20 are involved with it, I was also within the franchise district
21 of Far West Water. So he said that he didn't think that it
22 would pass. And then we talked about, you know, how to dispose
23 sewage and the details involved with kind of being your own
24 sewer company and all this stuff and I just -- it was way too
25 much to be involved for that small of a parcel and it didn't

1 make any sense financially or personally.

2 So after that conversation, that pretty much shed
3 light on going back to the septic situation.

4 Q. Mr. Thomas told you that your property was in the
5 franchise district for Far West Water?

6 A. Yeah.

7 Q. And he used those terms?

8 A. Pretty much, yeah.

9 Q. Said you really couldn't have your own package
10 plant because you were within their franchise?

11 A. That's what my understanding was. The way that
12 he explained it was a person couldn't go within like the city
13 of Yuma and open up their own water company and start servicing
14 different areas in the city of Yuma, and that's just like the
15 foothills area. I couldn't go out there or any individual or
16 company couldn't just come right out to the foothills and just
17 start opening up sewer treatment plants and water treatment
18 plants and start, you know, serving customers within a certain
19 area which in this case was Far West area.

20 Q. How many conversations did you have with
21 Mr. Thomas?

22 A. I think it was just that one. There may have
23 been a follow-up. There may have been a follow-up with him
24 regarding just that conversation, you know, if I had a
25 follow-up question I didn't have answered right or something

1 like that, but that was it. That one conversation was
2 basically the only communication I ever had with that guy.

3 Q. Do you know when it was?

4 A. I can't recall, no.

5 Q. Was it in 2004, 2005?

6 A. It wasn't in 2005. It was in 2004. It would
7 have had to have been sometime in that same time frame in the
8 summer to the fall of 2004, somewhere in that time frame.

9 Q. Did you ask Mr. Thomas as to why there was no
10 longer capacity for sewer for your subdivision?

11 A. No. I just was told that there wasn't.

12 Q. Did you ask Mr. Thomas whether or not he could
13 intercede to have you hooked up anyway?

14 A. No. When they told me there wasn't any, I
15 assumed there wasn't any. The explanation was they could only
16 do so many thousands of gallons a day and they just didn't have
17 capacity for any more hook-ups.

18 Q. When you said "they" --

19 A. Far West Water, I'm sorry.

20 Q. But who is "they?" That's not just the company.
21 There had to be a person that was talking to you. Was that
22 Mr. Kaveney?

23 A. Basically the conversation with Kaveney and Dusty
24 Thomas was there's no capacity. Initially, it was Mark
25 Kaveney.

1 Q. Okay.

2 A. He initially said there was no capacity, and

3 obviously I was concerned because I had already closed on this

4 property, and it was very expensive property and, you know,

5 there's a certain time frame whereby you'd like to start

6 development. And now all of a sudden there's no sewer

7 available and that threw a monkey wrench in my spokes.

8 Q. Before you purchased the property, did you

9 receive anything in writing other than Exhibit A from Far West

10 Water and Sewer?

11 A. Yeah. I think there were a couple of documents

12 that they had given me.

13 Q. Is it anywhere in your documents that you

14 produced?

15 A. I can't recall if it was before I closed or right

16 after I closed, but I can look I guess.

17 Q. And in your memory, what type of documents were

18 these?

19 A. Let me back up. Did you say before I closed on

20 the property or after?

21 Q. Before.

22 A. I don't recall anything before I closed on the

23 property from Far West Water. Let me ask you to rephrase the

24 question or restate it, please.

25 Q. Okay. Before you closed on the property in

1 February of 2004, did you receive anything in writing from Far

2 West Water and Sewer other than Exhibit 1?

3 A. The best way for me to answer that is it's

4 possible. And without me being able to thumb back through the

5 documents to look at specific dates as to whether or not I got

6 them right before we closed or right after, I couldn't answer

7 that right now.

8 Q. You closed in February of 2004.

9 A. Uh-huh.

10 Q. During the rest of the year of 2004, did you

11 receive any documentation from Far West Water and Sewer?

12 A. I can't recall whether I did or did not without

13 looking through documents to verify dates.

14 Q. When you produced documents in response to a

15 request from Far West Water and Sewer, did you produce all the

16 documents that you could find at that time?

17 A. Yes.

18 Q. And do you believe that there's some documents

19 that you did not produce?

20 A. No.

21 Q. So if this other correspondence that you say you

22 may or may not have, if you have the correspondence, it would

23 be in your production of documents that you gave to Far West

24 Water and Sewer on January 6th?

25 A. Correct. And right now I'm looking for these

1 documents that I've given you.

2 Q. Okay.

3 A. Here's a letter from -- that's dated January 8th,

4 2004, and it's to myself from Mark Kaveney.

5 Q. Okay.

6 A. So I would say that this document right here, I

7 can't specifically remember receiving this from Mark Kaveney.

8 Q. What exhibit is that?

9 A. It's Exhibit 4 in my testimony, yeah.

10 Q. Okay. Now, you said you don't remember ever

11 receiving this letter?

12 A. I had the letter in my file, but it wasn't

13 signed. So I don't know if Mark handed it to me or if he

14 mailed it unsigned or whatever, but I remember receiving a

15 letter outlining costs involved. So I'm going to assume that

16 this is the letter right here.

17 Q. I note that the last page of Exhibit 1 has a Far

18 West Water and Sewer logo on the top.

19 A. Okay.

20 Q. Did you receive a letter from Mr. Kaveney or

21 somebody else like the letter of January 8, 2004, that actually

22 had a Far West Water and Sewer logo?

23 A. I received a letter from Mark Kaveney similar to

24 this one in 2005.

25 Q. I'm talking about this Exhibit 4 that you have to

1 your testimony. This does not have a logo on it. So is this

2 the letter you said that you received or did you receive to

3 your knowledge something else?

4 A. No, the Exhibit 4 is the letter that I received.

5 Q. But you don't remember receiving it, or did I get

6 that wrong?

7 A. No, I didn't say I don't remember. I'm saying

8 that this document right here with these figures on it, I

9 recall the figures. I recall a document outlining costs. And

10 so this January 8th, 2004, document is the document I'm

11 referring to when I talk about that.

12 Q. Does the Exhibit 4 in anywhere show what

13 development it's referring to?

14 A. No.

15 Q. Does Exhibit 4 in anywhere say that it actually

16 does have sewer capacity?

17 A. No.

18 Q. Did you have discussions with Mr. Kaveney prior

19 to January 2004?

20 A. Yes.

21 Q. And this letter of January of 2004 was prior to

22 the time that you purchased the property?

23 A. Yes.

24 Q. In response to receiving this letter, what action

25 did you take?

1 A. I didn't take any action. I was actually
2 surprised that the costs were what they were because initially
3 I was told the costs were substantially less than that.

4 Q. Did you know at the time you received this letter
5 that there was going to be a fee for Southwest Gas?

6 A. No.

7 Q. Did you know at the time that you received this
8 letter that there was a penalty for not having enough hook-ups
9 for APS?

10 A. No.

11 Q. But you questioned this one?

12 A. Excuse me, let me back up on Southwest Gas. I
13 may have known about Southwest Gas having a charge upfront, but
14 I know that APS did not have a charge -- I don't know the
15 situation with APS at that time, but I know that I think it was
16 Southwest Gas, on the date of this letter, I can't be specific
17 whether it was before or after that letter, but sometime at
18 some point in time Southwest Gas informed me that there was
19 going to be a cost involved.

20 Q. On Exhibit 4 to your testimony, do you remember
21 whether or not it was mailed to you or hand-delivered to you by
22 somebody?

23 A. I can't recall.

24 Q. The first line says, "As per your request."

25 A. Yes.

1 Q. What was your request?
2 A. Just any costs, just to verify any costs that
3 were involved with developing the property.

4 Q. Had you received any particular cost from
5 Mr. Campbell before this?

6 A. No.

7 MR. CAPESTRO: Just a moment. Off the record.

8 (Discussion off the record.)

9 Q. (By Mr. Capestro) I believe you stated that you
10 were surprised at the numbers in Exhibit 4; is that correct?

11 A. Right.

12 Q. Because they were different from what you had
13 been told before?

14 A. Correct.

15 Q. What had you been told before and by whom?

16 A. I don't recall by whom, if it was exactly Murphy
17 Campbell or Mark Kaveney, but the costs that I had recalled
18 were \$50 and \$25. I can't remember if the 50 was for the sewer
19 and water, but the water or sewer both, and/or, water and/or
20 sewer both 50 and 25.

21 Q. So the letter in Exhibit 4 was in response to you
22 asking the question again?

23 A. No. I don't know why it says, "As per your
24 request," but, you know, when you go through a process of
25 developing property, you like to know what all your costs are

1 because you have to attribute for them and you have to also in
2 some cases inform your lender. And so when I got these new
3 costs, I was surprised.

4 Q. Well, had Mr. Kaveney told you on the phone about
5 these costs?

6 A. I hadn't been informed of these costs until I
7 would assume when I got this letter.

8 Q. And you don't remember asking him to send you a
9 letter?

10 A. Not specifically, no.

11 Q. And do you remember getting anything in writing
12 showing that these fees of 25 and \$50 would be charged?

13 A. No.

14 Q. Between the time that you had Exhibit 1, received
15 Exhibit 1 from Mr. Murphy Campbell and this letter that's shown
16 as Exhibit 4, how many times did you have any conversations
17 with Mr. Kaveney?

18 A. I don't know, probably between five and ten.

19 Q. How many of them were in person?

20 A. Between three and five.

21 Q. Were they at his office or were these social
22 occasions?

23 A. Well, Mark Kaveney and I didn't know each other.
24 So it obviously wasn't a social occasion. So it wasn't at his
25 office. Mark and I always met in the field.

1 Q. Other than Sierra Ridge, did you work with
2 Mr. Kaveney on any other project?

3 A. Never.

4 Q. When you were building homes, did you ever meet
5 Mr. Kaveney other than at Sierra Ridge?

6 A. No.

7 Q. When you were building homes other than at Sierra
8 Ridge, did you build any of them within the city of Yuma?

9 A. Yes.

10 Q. Did the City of Yuma charge any fee for sewer,
11 upfront fee?

12 A. I don't recall sewer. I recall water meter
13 hook-ups. Sewer hook-ups, I can't recall.

14 Q. And what were the water meter hook-ups?

15 A. I'd say around a thousand dollars.

16 Q. That's just a guess?

17 A. Yeah. I did a few homes in the city of Yuma. So
18 as time went on over the few years, I know that their rates
19 went up. So, I mean, what could have been the first water
20 meter might have been under a thousand eventually crept up to
21 a thousand, maybe 1200 bucks or something like that. So, you
22 know, they just were going through in that period of time, I
23 mean, there was a lot of activity with construction, so ...

24 Q. Do you know what the water fee hook-up is, if
25 there is one, for the City of Yuma at the present time?

1 A. No.

2 Q. Do you know what the sewer fee is at the present

3 time?

4 A. I don't.

5 Q. The fees set forth in Exhibit 4, I believe that

6 that's somewhere around \$900; is that correct?

7 A. For the water line tap fee, it's 900 and sewer it

8 says 950.

9 Q. Okay. So at that time the City was charging a

10 water fee of approximately the same amount, around a thousand

11 dollars?

12 A. Yeah, I would say, yeah.

13 Q. Okay. And you don't remember at that time

14 whether or not there was a sewer fee?

15 A. I can't recall.

16 Q. When was the first time you met Mr. Kaveney?

17 A. It would have been the late summer to the fall of

18 '03.

19 Q. Did you meet Mr. Kaveney at the project?

20 A. The first time I met him it was at the site. The

21 first time I spoke to him I can't recall if it was in person or

22 on the phone.

23 Q. Now, you've talked to him a number of times. Do

24 those -- I believe you said up to 10 times?

25 A. Between five and ten.

1 Q. Okay. Does that include times after you started

2 building homes or are all these times before you started

3 building homes?

4 A. From the first time that I became acquainted with

5 Mark, either in person or on the phone sometime in mid to late

6 '03, I talked to him not continually, but I talked to him more

7 frequently as we were developing the property.

8 And then after we were developing the property,

9 it got to the development of the property as far as water,

10 sewer, putting the roads in, starting to construct houses, I

11 don't recall any conversations. If there were any, it was just

12 maybe one or two, probably until -- when I started actually

13 physically constructing houses out there, I didn't talk to Mark

14 for a while. I was knee-deep in getting a lot of other things

15 going.

16 Q. When was the first time that you delivered any

17 plans concerning this development to Far West Water and Sewer?

18 A. I can't be sure when. And I didn't deliver the

19 plans. The engineer did. So it would be a question for him.

20 Q. You never brought any to him?

21 A. No.

22 Q. How did Mr. Kaveney know what you were going to

23 be doing out there without plans?

24 A. Just discussed it with him.

25 Q. Did you tell him how many lots there were going

1 to be?

2 A. I don't remember specifically telling him how

3 many lots there were going to be initially, no.

4 Q. Did Mr. Kaveney ever tell you prior to your

5 exhibits concerning capacity dated in January of '05, did he

6 ever tell you before that time that Far West had the capacity

7 to serve you?

8 A. You said January of '05. Did you mean '04?

9 Q. Huh-uh. The first letter I have for capacity is

10 January '05.

11 A. Oh, the capacity. Oh, okay. I thought you meant

12 this letter here, okay.

13 So you asked me prior to that did he tell me --

14 did he reference that they had capacity?

15 Q. That's correct.

16 A. Yes.

17 Q. When?

18 A. It was prior to this letter, January of 2004.

19 Q. What did he say to you?

20 A. Just through all of the different various

21 discovery process I was going through with all the utilities,

22 it came about that there was not only water, but sewer was

23 available to the property and that there was capacity available

24 for sewer.

25 Q. And at this time it was before he received any

1 plans?

2 A. Correct.

3 Q. And at this time it was before Mr. Kaveney knew

4 the number of lots that were going to be there?

5 A. I can't tell you if he knew the number of lots

6 that were going to be there or not. I'm not sure.

7 MR. CAPESTRO: Let's mark this as the next

8 exhibit.

9 (Exhibit No. 2 marked for identification.)

10 MR. CROCKETT: Can we take a five-minute break?

11 MR. CAPESTRO: Sure.

12 (Recess taken from 10:58 a.m. to 11:03 a.m.)

13 Q. (By Mr. Capestro) Show you Exhibit No. 2.

14 A. Okay.

15 Q. Do you recognize that document?

16 A. Yes, I do.

17 Q. And what is that?

18 A. That is a preliminary layout of lot designs for

19 Sierra Ridge.

20 Q. What is the date on that?

21 A. The fax from Yuma Territorial Engineering to

22 myself is November 20th, 2003.

23 And I'd like to clarify something.

24 Q. Yes.

25 A. When you -- in a previous question you had asked

1 me about submitting plans to Far West Water or Mark Kaveney.

2 Q. Correct.

3 A. Prior to a certain date.

4 Q. Uh-huh.

5 A. The plans that I thought that you were referring

6 to were blueprint plans like plats on a 2-foot by 3-foot, you

7 know, like a finished product.

8 Q. Okay.

9 A. And so a copy of this preliminary layout was

10 given to Mark just as a reference point as to what we were

11 trying to do there.

12 Q. When you say "this," you're referring to

13 Exhibit 2?

14 A. Correct.

15 Q. Now, I see it says option B on it.

16 A. Uh-huh.

17 Q. Was there an option A?

18 A. Option A had, and I couldn't find it, but it had

19 a similar layout, but the streets were more cut up and I didn't

20 like it. So it was disregarded. So this was the one that

21 stayed in the file as the main one they were going to proceed

22 with.

23 Q. How many lots do you have in Sierra Ridge I?

24 A. 113.

25 Q. And this one shows 206 lots.

1 A. Correct.

2 Q. Is that the entire development?

3 A. For Phase I, yes. There's a vacant 10 acres at

4 this time in the back, which is Phase II. That's platted for

5 60 lots.

6 Q. I'm trying to come up to the 206 lots.

7 A. Okay.

8 Q. So you have 113 lots.

9 A. Uh-huh.

10 Q. And then you've got 60 lots.

11 A. Correct. That's 173.

12 Q. Where are the other -- where's the rest of the

13 206?

14 A. This layout had to be changed when I was told

15 that the sewer capacity was no longer available. So we had to

16 revert back to a different design to accommodate the

17 possibility of using septic systems. So I lost the yield on

18 the lots.

19 Q. And you no longer have A?

20 A. No.

21 Q. And you believe you gave a document like this to

22 Mr. Kaveney?

23 A. I did.

24 MR. CAPESTRO: Off the record.

25 (Discussion off the record.)

1 (Exhibit No. 3 marked for identification.)

2 Q. (By Mr. Capestro) Option B, what's shown there, I

3 believe we were asking if that's Phase I, II, III, whatever it

4 is.

5 A. This would be Phase I, which the way this is

6 situated is utilizing almost identically the same amount of

7 land that we have out there right now for Phase I.

8 Q. Which is 113 lots, not 206?

9 A. Correct.

10 Q. Show you Exhibit 3. Do you recognize this

11 document?

12 A. Yeah.

13 Q. This is signed by I believe Edwina Vogal?

14 A. Vogal.

15 Q. After receipt of this document, did you talk to

16 Ms. Vogal?

17 A. Let me see the document, please. I can't recall

18 if I specifically talked to her after the date of this

19 document.

20 Q. And it says Edwina Vogal is a regional WQP

21 coordinator at ADEQ, correct?

22 A. Uh-huh.

23 Q. Had you sent her something to review?

24 A. The scenario behind that letter has to do with

25 our request to have -- to utilize septic systems on the 113

1 lots. And initially, I'm going to speak -- Rick Stacks is

2 going to have to specifically answer these questions if you

3 want them real specific. I'm going to speak in general terms

4 here.

5 Q. Okay.

6 A. Rick Stacks of Yuma County Health Department,

7 going back to right around this time frame here, was from what

8 I recall was like a delegated authority for ADEQ in the Yuma

9 County area. And so when the inquiries with Yuma County came

10 about for use of the septic systems on the lots, Rick Stacks

11 had indicated that he could sign off on behalf of ADEQ because

12 he was a delegated authority for our area.

13 So he worked with our engineer or my engineer

14 from Yuma Territorial with I guess what they call a 208 form.

15 And at that time, I wasn't very familiar with it at all about

16 this process. So Rick Stacks had actually signed off on the

17 whole deal, and then it came about that somehow or another it

18 had to go through the office up here at ADEQ.

19 So looking back on it, it would have been -- and

20 I was out of the loop with most of this documentation as far as

21 like Yuma Territorial giving it to Rick Stacks, Rick Stacks

22 giving it back to Yuma Territorial, you know, what was required

23 to get things going. Francisco Galindo handled that from Yuma

24 Territorial.

25 And it came about that evidently there was a

1 miscommunication between this Edwina Vogan and maybe another
2 person up here at ADEQ in the Phoenix office and Rick Stacks
3 whereby the paperwork should have come to ADEQ up here first
4 and then go down to Rick Stacks second, but it went to Rick
5 Stacks first and came to ADEQ second, but it didn't seem to be
6 a big deal to them. So I just went with the flow and just did
7 whatever they wanted me to do to get all the paperwork handled
8 to get the septic systems approved.

9 Q. Do you know what a 208 plan is?

10 A. Not exactly, no.

11 Q. Do you know if that has anything to do with
12 septic systems?

13 A. I'm not sure. I believe it does.

14 Q. It's addressed to Brian Householder, Yuma
15 Territorial Engineering. Is the address incorrect?

16 A. I don't know why she put that there.

17 Q. And she refers to you as Brian. So did you have
18 some conversations with her other than this?

19 A. I don't even know. Let me see that real quick.
20 See, this letter went to Francisco Galindo's office at Yuma
21 Territorial. So my name I guess was on the paperwork, but she
22 was communicating with this letter to Yuma Territorial
23 Engineering because they had their fax number on the
24 documentation I guess because that fax number at the top there
25 is not mine. That's Yuma Territorial's. It's 539-0150. So

1 why Edwina sent it there, I'm not really sure.

2 Q. I'd like you to read this into the record for me,
3 please.

4 A. You would like me to read it?

5 Q. Uh-huh.

6 A. "Hi, Brian. Thank you for being so patient.
7 Here's an update. I tried to call Jennifer Albers," it's
8 A-L-B-E-R-S, "to get her comment on the Sierra Ridge
9 subdivision, but she is out of the office all week. Part of
10 the 208 review is the collaboration between partners in the
11 planning process, which in this case is Yuma County (the
12 Designated Planning Agency) and the City of Yuma, the
13 Designated Management Agency (DMA). Yuma County has provided
14 their comment and support for this project, due to the nature
15 of proposed dry sewerage. I need to have an official comment
16 from the City of Yuma because the project will be located in
17 the City's planning area, even though the area is currently
18 being served by a private utility. The City will ultimately be
19 responsible for wastewater management for that area in the
20 future. If I could have until Tuesday when I return to the
21 office to complete the 208 I would appreciate that. I am also
22 having" -- excuse me. "I am also waiting on information
23 concerning the stage of development for the new plant. If you
24 have any questions, you may reach me at 602-771-4606 or at
25 emv@azdeq.gov. Thank you, Edwina Vogan."

1 Q. Even though it went to Yuma Territorial
2 Engineers, at some time you saw this document?

3 A. Yes.

4 Q. Do you remember when you saw it for the first
5 time?

6 A. Not a specific day, but I'm sure it was right
7 around that time frame because we were trying to process the
8 paperwork to get everything through the County and ADEQ for the
9 utilization of septic systems.

10 Q. Do you know what the comment referred to when the
11 City will ultimately be responsible for wastewater management
12 for the area in the future?

13 A. Yes.

14 Q. What does that mean?

15 A. I specifically remember talking to Edwina Vogan
16 and Rick Stacks about this.

17 Q. What is that?

18 A. I guess this is a statewide requirement. I guess
19 each municipality has to have a plan, a master plan, and I
20 think the City of Yuma's went out to at that time was 2010 and
21 they -- and I can't be specific on this. I'm just speaking in
22 general terms here. The City of Yuma when they formulate these
23 plans, they have to incorporate areas they may annex in the
24 future, et cetera, et cetera.

25 So I guess the area of the foothills is within

1 this master plan. This is what my understanding was. And
2 being that this property, specifically this property was also
3 in this foothills area that was in the master plan, if there
4 was anything to be done with the dry sewerage, the City of Yuma
5 would have to look at it. And if it was going to be a property
6 that they may annex, then they would have a say in I guess the
7 process.

8 Ultimately, that's not what the case was. The
9 City of Yuma contacted me and if I remember right the guy's
10 name was Hank Baer. I think he's the supervisor of the sewer
11 division. And they said that they will not be annexing
12 anything in that area, that they kind of drew their line I
13 think at 9 E or 9 1/2 E and that was it, that since they would
14 probably never consider annexing that portion of the foothills
15 that they would just sign off on whatever the ADEQ needed them
16 to sign off on so we could proceed forward with the private
17 utility company.

18 Q. Did you contact Mr. Baer?

19 A. I can't remember if he called me or I called
20 him.

21 Q. Did he ever sign off for ADEQ?

22 A. I have no idea.

23 Q. There's another comment in here. "I am also
24 waiting for information concerning the stage of development for
25 the new plant." Do you have any idea what new plant she was

1 talking about?

2 A. She's talking about the new sewer plant that the
3 City of Yuma has recently developed over on Avenue 6 E.

4 Q. And 40th?

5 A. And 40th.

6 Q. Is that where your sewage was going to ultimately
7 go if they annexed?

8 A. I can't speculate on annexation or where the
9 sewer would go, no. I didn't have that conversation.

10 Q. When did you have the conversation with Mr. Baer
11 saying they were not going to annex?

12 A. Just shortly after that letter. Well, let's put
13 it this way. He didn't specifically say they wouldn't annex
14 that because he can't speak on behalf of annexation. He can
15 only speak on typically where they're going to serve sewer in
16 that region out there.

17 And, you know, when I spoke to him, I don't know
18 if he had to report to somebody else within the City of Yuma or
19 not. He just called me up and just said that this is something
20 that they're not even eyeballing. So it's not going to be a
21 problem for them to sign off on it.

22 My concern was at that time I remember just
23 thinking, okay, is this going to take a month, six months for
24 these guys to get this thing through. How long is this going
25 to take because it went pretty, you know, the time frame was

1 relatively short with Rick Stacks and Francisco handling the
2 paperwork for the septic and then all of a sudden we have this
3 thing come up, and I didn't know how long the delay was going
4 to be. Obviously I wouldn't want to sit on it for six months
5 to a year and have to go through a big process.

6 Q. When you're talking about how long would it take,
7 are you talking about approval of your septic tanks or are you
8 talking about whether or not they were going to take it over
9 with the new plant?

10 A. No, the approvals for the septic tanks. There
11 was no doubt in my mind that they weren't going to take that
12 over with -- the City of Yuma wasn't going to -- there was no
13 doubt in my mind that they had any interest at all in that
14 property or any other properties from that conversation with
15 Hank Baer from about Avenue 9 or 9 1/2 E coming to the east.

16 Q. One moment. I'm looking for a document he
17 produced.

(Exhibit No. 4 marked for identification.)

18 Q. (By Mr. Capestro) Exhibit No. 4 is another
19 document that you produced based upon our request. Can you
20 take a look at that document? Do you recognize it?

21 A. Yes, I do.

22 Q. When did you obtain a copy of this document?

23 A. Can't be for sure, but I think it was in the
24 summer of 2006 or maybe the fall of 2006.
25

1 Q. How did you obtain it?

2 A. I contacted ADEQ and I wanted some records.

3 Q. What did you ask for?

4 A. I actually asked them for SMRF reports, and they
5 photocopied stuff in the file because I paid them to photocopy
6 file documents, and that was in the stuff that they photocopied
7 for me.

8 Q. What file did you ask them to photocopy?

9 A. This was all done on the phone. So I can't
10 remember exactly what I asked them to copy, but I just told
11 them who I was and what the situation was and I wanted
12 information on the Palm Shadows Sewer Treatment Plant.

13 Q. You referred to SMRF reports. What's a SMRF
14 report?

15 A. Well, the documents that I got from ADEQ showed
16 flow readings, daily flow readings that were to be reported to
17 ADEQ on a quarterly basis.

18 Q. Is that a SMRF report?

19 A. That's my understanding, yeah. That's S-M-R-F.

20 Q. Besides Exhibit 4, and you just testified you
21 received some quarterly reports, what else did you receive from
22 ADEQ?

23 A. I received what?

24 Q. You said you received some reports. You referred
25 to them as SMRF reports.

1 A. Oh, okay.

2 Q. What else did you receive?

3 A. Well, the SMRF reports had one page would be flow
4 readings for that month. And, you know, along with that
5 document, I think they had testing if I'm not mistaken for
6 various bacteria and stuff like that that may or may not have
7 been present. I can't recall what labs were testing, but I
8 remember labs that were showing test results for different
9 things. That document that you're holding right now.

10 Q. Any other memos?

11 A. No, not that I can recall.

12 Q. In response to our request for documents you
13 produced this memorandum. Is there a reason you did not
14 produce the SMRF reports?

15 A. I don't have them anymore.

16 Q. Okay. Now, when you talked to Mr. Hank Baer, you
17 believe it was right after this memo sometime in November of
18 2004?

19 A. Uh-huh, yes.

20 Q. Take a look again at Exhibit No. 4, and is there
21 a date on that page?

22 A. January 26, 2005.

23 Q. Would you read the last paragraph?

24 A. It says "Palm Shadows" --

25 Q. The last, very last paragraph itself.

1 A. This one or this one?

2 Q. That one, very last paragraph.

3 A. "Facility desires to close this facility and

4 connect with a 1/2 mile pipeline to the City of Yuma. They are

5 proposing to maintain control and maintenance of the sewer

6 lines and to meter this to Yuma. They maintain that the plant

7 was originally built to be a temporary facility for these

8 purposes and now is the time to connect to Yuma. They would

9 need to get a general permit for collection systems and lift

10 stations for these purposes."

11 Q. Now, this is after your conversation with Hank

12 Baer?

13 A. Yeah, quite some time.

14 Q. So but you've testified it was clear in your mind

15 that the City of Yuma would never take this over?

16 A. From that conversation I had with him, very

17 clear.

18 Q. You've also produced --

19 (Exhibit No. 5 marked for identification.)

20 Q. (By Mr. Capestro) That's Exhibit No. 5. Did you

21 also receive that document from ADEQ?

22 A. Now that I see it, this came with that package,

23 that packet I mentioned.

24 Q. Okay.

25 A. I just forgot about it.

1 Q. And that's a memo from whom?

2 A. It's a memo from Donald Bell to Mark Kaveney.

3 Q. Can you read the memo from Mr. Kaveney to

4 Mr. Bell?

5 A. It says, "Hi, Don. FYI, I just got approval from

6 our company to approach the City of Yuma regarding taking our

7 wastewater from the Palm Shadows WWTP service area. I have

8 notified our liaison for the City and he said he would start

9 negotiations. He hopefully will have something in a week or

10 so. He along with the rest of us realize the importance of

11 sending this flow to the City by this summer. Hopefully, all

12 will go as smooth as possible. If this does fall into place,

13 we will be looking at a closure at Palm Shadows."

14 Q. Now, that was from Mr. Kaveney to Mr. Bell?

15 A. Correct.

16 Q. And it's dated 2-10-05?

17 A. That's correct.

18 Q. This again is after your conversations with

19 Mr. Baer?

20 A. Correct.

21 Q. Did you have any conversations with Mr. Kaveney

22 about his belief that they were going to hook up the flows that

23 now go to Palm Shadows to the City of Yuma?

24 A. I never had any conversations with him regarding

25 that at all until it would have been like right around the

1 summer 2006 after we were told that we cannot construct any

2 more houses.

3 Q. Let's go back a bit. Earlier you said that Far

4 West told you they didn't have capacity, and you had

5 conversations with both Mr. Kaveney and with Mr. Thomas about

6 lack of capacity and you going into maybe your own package

7 plant or septic tanks; is that correct?

8 A. That's right.

9 Q. And then sometime later Mr. Kaveney tells you now

10 we have capacity, meaning Far West, correct?

11 A. Correct.

12 Q. And he never mentioned to you that the way he was

13 getting capacity was going to the City?

14 A. Never. Matter of fact, it's in my prefiled

15 testimony that I was shocked and I even asked Mark, I was like

16 how did you guys all of a sudden find capacity?

17 Q. And what did he tell you?

18 A. He said, "Don't worry about it. We have it."

19 Q. Just like that?

20 A. Just like that.

21 Q. And this was after you had questioned him upon

22 fees; is that correct?

23 A. Correct.

24 Q. And that was after you had contacted the ACC

25 questioning what he was doing?

1 A. Pertaining to?

2 Q. Fees?

3 A. Correct.

4 Q. And that was after the memo that said he didn't

5 have capacity?

6 A. Correct. I had no privy to these memos. What

7 was going on behind closed doors was not public information,

8 so ...

9 Q. Were the two of you friends in some way?

10 A. No.

11 Q. Do you know why he changed his attitude?

12 A. Toward what?

13 Q. Capacity versus no capacity?

14 A. I don't know. You'd have to talk to him.

15 Q. You were at his deposition.

16 A. Correct.

17 Q. He said that you asked him to do him a favor.

18 A. I asked him to do me a favor?

19 Q. Correct.

20 A. Okay. What was that?

21 Q. Give a letter that he had capacity so you could

22 move forward.

23 A. That's not true at all.

24 Q. You heard his testimony?

25 A. I heard his testimony, but that's not true.

1 Q. So he was not doing you a favor?

2 A. Not under those circumstances he sure wasn't

3 doing me a favor.

4 Q. He also testified that Mr. Thomas told him to do

5 it. Did you ask Mr. Thomas to do you a favor?

6 A. First of all, I don't recall the testimony that

7 you're referring to. So you're going to have to be more

8 specific on that.

9 Q. I believe that Mr. Kaveney said that he did this

10 on instructions from Mr. Thomas. I may or may not be right,

11 but that's my belief of what he said.

12 A. Okay.

13 Q. My question is did you ask Mr. Thomas to do you a

14 favor?

15 A. Never.

16 (Exhibit No. 6 marked for identification.)

17 Q. (By Mr. Capestro) Show you Exhibit No. 6. What

18 is that document?

19 A. The header on this says County Approval

20 Subdivision to be -- the word's whited out. It says S-E-R-V

21 blank. I think it would mean Served By Individual On-Site

22 Wastewater Treatment Facilities.

23 Q. What's the date on that?

24 A. This was signed on 10-8-04.

25 Q. Did you see a document, that document after it

1 was signed by apparently RJ Stacks?

2 A. Yes.

3 Q. What did you do with that document, if anything?

4 A. I didn't do anything with this document. I just

5 saw that it existed and that's it.

6 Q. And do you know if this document was sent to

7 anybody?

8 A. I know this document was sent to Yuma Territorial

9 Engineering.

10 Q. Okay.

11 A. And I believe that Yuma Territorial Engineering

12 and/or this document went to the Phoenix department at ADEQ.

13 Beyond that, I have no idea if anybody else was sent this.

14 Q. Why would it go to ADEQ, do you know?

15 A. This is the document that I referenced earlier

16 pertaining to that Edwina Vogan exhibit, and this document here

17 is the document whereby Rick Stacks, there was a question of

18 whether or not he had the delegated authority to be the signer

19 to allow septic systems. And then it was to go to Phoenix or

20 not or the Phoenix department of ADEQ was to sign it first and

21 Rick was to sign it second. So this was a part of that little

22 circle there where there was some confusion between the Yuma

23 County Health Department, Rick Stacks specifically, and the

24 Phoenix department at ADEQ as to who had authority to --

25 Q. This apparently is a form --

1 A. -- to start this process.

2 Q. This apparently is a form that Mr. Stacks would

3 fill out.

4 A. It's not apparently. It is.

5 Q. Okay. And take a look at the bold type in the

6 middle --

7 A. Yeah.

8 Q. -- of it where it starts with "An approval"?

9 A. Uh-huh.

10 Q. Would you read that, please?

11 A. "An approval of sanitary facilities for

12 subdivision must be issued by the Arizona Department of

13 Environmental Quality before application can be made to the

14 delegated agency to obtain approval of septic system or other

15 individual on-site wastewater treatment facilities for specific

16 lots within the subject subdivision."

17 Q. That's sufficient. Isn't that pretty clear that

18 ADEQ has to approve it before a delegated authority can act?

19 A. It's very clear. It's very clear.

20 Q. So were you testifying that Mr. Stacks wasn't

21 sure if he could approve it or not?

22 A. What I'm testifying to is when the inquiry went

23 to Yuma County about the possibility of utilizing septic

24 systems, the process started through Rick Stacks. And Yuma

25 Territorial Engineering was involved in the process, and we

1 were basically, through the inquiry process and the paperwork

2 process, we were told that this right here is what we needed to

3 do.

4 Somehow or another, I don't know if it was Rick

5 Stacks, I believe Rick Stacks contacted the Phoenix department

6 of ADEQ and found out that he had things -- had the process a

7 little bit backwards. And so he rerouted the process through

8 the ADEQ department which got Edwina Vogan and whoever else in

9 her department involved, and subsequently they did whatever

10 paperwork that went along with this document to make it whole.

11 Q. Would you read the last sentence of that

12 paragraph also?

13 A. "According to A.A.C. R18-9-A301(D)" -- is that I

14 or 1?

15 MR. CROCKETT: Letter I.

16 THE WITNESS: The letter I in parentheses, lower

17 case letter E in parentheses, looks like lower case I in

18 parentheses, comma, "no residential construction can proceed

19 until a septic system or other individual on-site wastewater

20 treatment facilities have been issued a provisional

21 verification of general permit conformance."

22 Q. (By Mr. Capestro) Did you receive a provisional

23 verification of general permit conformance?

24 A. I believe so.

25 Q. Is that in some of the documents that you have

1 here?

2 A. I believe I gave you those when I delivered them

3 to your office.

4 MR. CAPESTRO: These are three in order.

5 (Exhibit Nos. 7 and 8 marked for identification.)

6 Q. (By Mr. Capestro) You've got 7 and 8 together.

7 A. Okay.

8 Q. Take a look at No. 8.

9 A. Okay.

10 Q. What is that?

11 A. It says waste quality -- or excuse me. Water

12 Quality Management Plan Consistency Review Form.

13 Q. Is that a form that you filled out?

14 A. I didn't fill this out, no.

15 Q. Now, I stapled those two together because I

16 believe you said they went together. Do we have it in the

17 correct order?

18 A. I'm going to say yes.

19 Q. It doesn't have numbers on it.

20 A. Yeah.

21 Q. I'm not sure if one goes after the other.

22 A. Yeah. I'm going to say, yes, they go together.

23 Q. Take a look at No. 7.

24 A. Okay.

25 Q. And that's three pages and those have numbers 1,

1 2, and 3 on the bottom. And apparently page number 3 is

2 identical to the page number 2 on your other document.

3 A. I don't see any duplicates on any of these

4 pages.

5 Q. They're not the same?

6 A. No.

7 Q. Take a look at 8 again. What is it that you have

8 that shows that those two are together as part of the same?

9 A. If you read the bottom here, you can see that

10 even though the date is cut off they're dated it looks to be

11 December 0 something, 2004, and the time on this one here says

12 10:22 and this one says 10:22. So that's how I came that those

13 were together.

14 Q. Would you take a moment between -- let's go off

15 the record. Let's make sure we have these in the right order.

16 That's the way they came to me, and I don't see numbers on one

17 versus the other and I can't tell the way they were produced.

18 A. I did the best I could. I mean, I can go to ADEQ

19 and ask them to give me these documents in order for you if you

20 want me to or you can request it from them or whatever and then

21 you can get everything matched up, but I did the best I could.

22 This is what I had in my file. So I just matched them up the

23 best I could for you.

24 Q. Well, the problem is one way it looks like it's

25 an approval of a 208 plan.

1 A. It's a 2 what?

2 Q. 208 plan. It's not inconsistent with a 208. The

3 other way, it has a septic system on the top and the other one

4 has a blank. I'm trying to find out whether or not there was

5 an actual approval for your septic tanks, and I can't tell with

6 the numbering on those documents.

7 A. Oh, I understand. I'm sorry, I can't. The only

8 thing I can say is if you look at the --

9 MR. CROCKETT: Wait, wait, wait. Are we back on

10 the record?

11 THE COURT REPORTER: I never went off.

12 MR. CROCKETT: We're fine.

13 THE WITNESS: The only thing I can say is if you

14 look right here, this is a perfect match for date, time, and

15 everything. So that's why I came up with these two being

16 together and this one's checked approved.

17 Q. (By Mr. Capestro) What is approved?

18 A. Well, who signed this, Edwina Vogan?

19 Q. Yes.

20 A. She checked approved as the project is and then

21 it says not inconsistent with the certified 208 plan.

22 Q. Right. So is that for the water or is that for

23 sewer?

24 A. This is so I can utilize septic. It says here

25 conventional septic tank on each lot.

1 Q. If those two go together?

2 A. Excuse me?

3 Q. If those two go together?

4 A. Oh, yeah, I agree.

5 Q. Okay. Now, let's go back to I believe it's 6,

6 the one there.

7 A. Okay.

8 Q. There's something in handwriting by whoever

9 filled this out.

10 A. Uh-huh.

11 Q. Do you know whose handwriting that is?

12 A. Rick Stacks.

13 Q. Are you able to read the comments?

14 A. Yeah, I think I can read them. They're blurry,

15 but I can read them.

16 Q. Would you read them into the record?

17 A. "Collection of storm water will take place in

18 retention basins located throughout subdivision. No onsite

19 retention will take place. Sewer is not available in the

20 foreseeable future, initialed RS."

21 Q. Who, if you know, who told Mr. Stacks that sewer

22 is not available in the foreseeable future?

23 A. I have no clue. You'd have to ask him.

24 Q. But near the time that this was signed on

25 10-8-04, you were aware that sewer was not available for the

1 foreseeable future?

2 A. Why he wrote foreseeable future, I'm not really
3 sure why he wrote that sentence on there. The only thing I
4 know is the Far West Water representative came back to me and
5 just said that there wasn't any capacity and I was moving
6 forward with septic systems, this is what Rick Stacks wrote
7 down. I don't know why he wrote it. I don't know who he
8 talked to about this. You'd have to ask him.

9 Q. And when Mr. Kaveney told you now there is, you
10 didn't question it?

11 A. Oh, yeah, I questioned it. I sure did question
12 it.

13 Q. Did you ask him where was it coming from?

14 A. Well, my question was because I was kind of
15 ticked off in a sense because we had capacity and then all of a
16 sudden we didn't, which, you know, that's the way the cookie
17 crumbles so we just go with it. And I spent several thousand
18 dollars to do perc tests for septic. I lost a big yield on my
19 lots, a big yield which financially just, you know, hurts. I
20 had to develop plans to accommodate smaller lots. I paid to
21 develop those and those were flush, and I went and developed
22 new and bigger plans to fit bigger lots and to make it make
23 sense. And I had gone through the whole process, paid fees,
24 time involved with the stopping and going from sewer not
25 available, available, not available, whatever, to doing septic

1 tanks. And then all of a sudden, I get a call out of the blue
2 that says we've got capacity for you. I was like that's nice.
3 Well, I guess I'll take it, you know, obviously, but I was
4 like, you know, how do you all of a sudden come up with
5 capacity? I've gone through all this paperwork here and I've
6 taken all this time and spent all this money and now all of a
7 sudden we have capacity. He just said, "Don't worry about it.
8 You got it." So that's how it went down.

9 Q. Did you get any bids from anyone for the cost of
10 septic tanks installed?

11 A. I was going to do it myself under my license.

12 Q. Did you get any bids for the actual cost of a
13 septic tank?

14 A. The cost, the wholesale cost of the materials?

15 Q. Yeah, the septic tank and materials.

16 A. Leach lines and rock and whatnot?

17 Q. Correct.

18 A. Yeah, I had contacted a few entities that sold
19 the tanks and leach lines and whatnot.

20 Q. How much would it have cost you for materials?

21 A. Let's see. Probably between 800 and a thousand
22 bucks, maybe \$1100, something like that.

23 Q. You could get the tank and all the materials for
24 all that?

25 A. Yeah. Back then, I think the tanks were running

1 4-, 5-, 600 bucks and you got leach lines and the rock material
2 and paper, you know, and a few other miscellaneous things that
3 don't amount to a whole lot of money. So that's about right.

4 Q. Were you at any time required to have
5 nitrate-removing septic tanks?

6 A. For this project or just anytime at all in the
7 past?

8 Q. For this project.

9 A. No, that was never discussed, but this is one of
10 those things where times were kind of turbulent for septic
11 tanks and there was discussion with Rick Stacks as to the
12 sizing of leaching lines were changing. It was all in the
13 midst of these things that ADEQ was reviewing and they were
14 basically trying to get away from septic tanks as what it comes
15 down to from what I understand. They didn't want to do them if
16 they didn't have to, but they would because it was allowed.

17 And so at that point in time when I was at this
18 stage right here, it wasn't a requirement, but Rick had
19 mentioned it and he didn't have a time frame as to when it may
20 come up or may not come up. We had just kind of briefly talked
21 about it and it was kind of swirling in the air at that time.

22 Q. Are you saying that there was no requirement for
23 a nitrate-removing septic tank for this project?

24 A. I just answered that question, Andy. I just told
25 you.

1 Q. I heard a long answer that it may come up and
2 might not come up. I want to clarify that.

3 A. Like I said, at this particular time as I recall,
4 it wasn't required.

5 Q. I got the impression earlier that you may have
6 installed nitrate-removing septic tanks in the past?

7 A. Never have. It wasn't required.

8 Q. I know not for this one. For any project?

9 A. No.

10 Q. Have you ever priced a nitrate-removing septic
11 tank?

12 A. No. I've had discussion with a gentleman from
13 Bill's Backhoe and Darren at PU Septic and I know that they're
14 a little bit more expensive.

15 Q. Any idea how much?

16 A. I think it adds probably -- I don't know
17 specifically. We didn't talk dollars, but I think several
18 thousand dollars.

19 Q. Once you received approval to go ahead with a
20 sewer system, did you leave the lots the same size?

21 A. Yeah.

22 Q. As you did for the septic tanks?

23 A. Yes.

24 Q. Why?

25 A. I had already gone through all the platting

1 processes with the County, paperwork for the subdivision
2 through every entity that was required and the time involved
3 with going, you know, getting in front of the Board of
4 Supervisors and processing the paperwork with the County and
5 anybody else that was involved with this platting process. And
6 I had already spent money to have some of this stuff done here,
7 which is shown on Exhibit 2. Then I had to shift gears to go
8 to what we have now as far as like the development, you know,
9 road designs.

10 At this point in time, we had gone way deep into
11 the process for developing the property. I mean, we're
12 knee-deep in it, and I also have a lender to consider. I have
13 a time frame with the lender whereby I have a land loan that,
14 you know, we're looking to transfer into a development loan.
15 So I have to consider that.

16 So I was looking at, you know, everything that
17 had been processed, approved, the money I've already spent,
18 more money I had to spend, the time involved with the delay
19 trying to do this septic tank deal, and I just decided, you
20 know, I'm just going to go with this right now because it's
21 sitting right here in front of me and I can go right now. I
22 don't have to wait another eight months or a year or more to
23 get back in front of the County supervisors to re-plate this
24 subdivision.

25 Q. When did you first provide plans and

1 specifications to the County showing the bigger lots, do you
2 know?

3 A. I couldn't answer that.

4 Q. Was that in 2004?

5 A. It would have been the latter part, middle to
6 latter part of '04 I guess because this is right around the
7 time Rick Stacks is signing paperwork. So we were getting that
8 whole process going. So we were shifting gears and starting to
9 redesign the plat on the subdivision to get this thing
10 rolling. So I guess it would have been around that time
11 frame.

12 Q. Did you have any letter of water adequacy from
13 ADWR at that time?

14 A. ADWR, let's see. So the answer to that question
15 is yes. I just wanted to verify that's what that document
16 was. I didn't know for sure if that was it.

17 MR. CAPESTRO: Why don't you mark this as next in
18 order.

19 (Exhibit No. 9 marked for identification.)

20 Q. (By Mr. Capestro) Take a look at that document.
21 Do you recognize that document?

22 A. Yes.

23 Q. And what is that document?

24 A. It's an Arizona Department of Water Resources
25 Office of Assured and Adequate Water Supply.

1 Q. What's the date on it?

2 A. August 16th, 2004.

3 Q. Prior to that date, did you receive any
4 documentation from Far West Water concerning an assured supply
5 of water?

6 Let me tell you right now the documents that you
7 gave me start in 2005. I don't have 2004.

8 A. Can I go off the record real quick?

9 Q. You can do anything you want.

10 (Discussion off the record.)

11 THE WITNESS: Can you restate your question,
12 please?

13 Q. (By Mr. Capestro) Did you receive any
14 documentation from Far West Water and Sewer prior to August of
15 2004 concerning water supply and the ability to service you?

16 A. I can't recall.

17 MR. CAPESTRO: Off the record.

18 (Discussion off the record.)

19 (Recess taken from 12:05 p.m. to 1:03 p.m.)

20 Q. (By Mr. Capestro) Do you know when you started
21 building your first home at Sierra Ridge?

22 A. I think it was in the summer of '05.

23 Q. And by that time --

24 A. It may have been April or May, but sometime
25 between April, May, June, July, somewhere in there.

1 Q. Your plot was already approved by that time by
2 the County?

3 A. Yeah. I had to go through whatever process they
4 required. And they actually -- once we got to a certain point,
5 although all the roads and the curbs weren't in, once I got to
6 a certain point, they told me that I was able to submit for
7 building permits and I could build as the roads were being put
8 in. Kind of, that was kind of their --

9 Q. Did you file a public report?

10 A. Yeah, everything was completed.

11 Q. When you said that you could start doing things
12 while you're still putting the roads in, did you have to file a
13 bond to be able to do that?

14 A. Yeah, I think it was an insurance bond for like
15 over a million bucks.

16 (Exhibit No. 10 marked for identification.)

17 Q. (By Mr. Capestro) Would you take a look at that
18 document, and it's part of the documents that you submitted in
19 my request for document production. What is that?

20 A. It says -- the header says Yuma County, Arizona,
21 Department of Development Services. It says Discharge
22 Authorization For a Sewage Collection System.

23 Q. Now, does it have a completion date on there?

24 A. The word completion is not on here anywhere I
25 think for completion date. There's an affirmation date.

1 Q. What is that?

2 A. July 16th, 2005.

3 Q. What's the date of the approval by, I believe it

4 was approved by Mr. Stacks?

5 A. The date that he signed this and did whatever he

6 did with it was dated 4-12-2007.

7 Q. Do you know why that was issued in April of

8 2007?

9 A. I have a roundabout answer for you, but if you

10 want specifically to know why, you would have to contact Rick

11 Stacks.

12 Q. Well --

13 A. Do you want me to give you my roundabout?

14 Q. Best I can do.

15 A. The County, once I start my one-year warranty

16 period with them from what I understand from the time the

17 warranty period is started and completed, when the warranty

18 period is completed, then they process paperwork. And then

19 from what a gentleman by the name of Arturo at the Yuma County

20 explained to me, because I was surprised to see this date on

21 this document also, was that they then take this paperwork with

22 a bunch of other paperwork that they have compiled and they

23 give it to the Board of Supervisors. And after, you know, Rick

24 signs it, it goes to the Board of Supervisors for approval or

25 whatever and then they process it and it takes whatever time it

1 takes to get there.

2 Q. So, in other words, you're saying that it was

3 completed prior to the date on there as April 12th, 2007?

4 A. Oh, yeah.

5 Q. And that's for the sewer?

6 A. Sewage collection system, right.

7 Q. Do you know when the sewage collection system was

8 completed?

9 A. Well, we have leakage tests on here April 5th,

10 '05. So it would have been somewhere in that time frame.

11 (Exhibit No. 11 marked for identification.)

12 Q. (By Mr. Capestro) Follow-up as to when it was the

13 sewer was completed, I want to show you Exhibit 11. Have you

14 seen that before?

15 A. Yeah, I've seen this before.

16 Q. Okay. And that is a letter from whom?

17 A. This is from Rex Noll who is the owner of Noll

18 Construction to Yuma Territorial Engineering.

19 Q. And what is that letter about?

20 A. Would you like me to read it?

21 Q. Would you, please?

22 A. "Dear Sir." Back up, it's regarding Sierra Ridge

23 Subdivision sewer and water construction. "Dear Sir, this

24 letter is being forwarded to you to certify that all water and

25 sewer construction at the above-mentioned subdivision was

1 constructed according to the plans that you provided and there

2 was no deviation from the plans. Therefore, you may complete

3 your letter of certification for the subdivision."

4 Q. What's the date of that letter?

5 A. It's dated December 8th, '05.

6 Q. Is that the date of completion of the water and

7 sewer?

8 A. I don't believe so. I think it was quite a few

9 months before that.

10 Q. I'm trying to figure out whether or not

11 everything was completed in December and you were starting

12 construction before that or not, and that's why I have been

13 questioning the ones in '07 and at the end of '05. Did you

14 start construction of homes before the water and sewer system

15 was completed?

16 A. You can't.

17 Q. So do you know why there was a letter dated

18 12-5-05?

19 A. I don't know why he dated that. You'd have to

20 ask Rex Noll and Yuma Territorial Engineering why that date is

21 pertaining to that date. But realistically, if you read this

22 letter, it doesn't say when the water and sewer construction

23 was completed. You're just going off the date of the letter.

24 Q. That's right. There's no date in there at all

25 and that's what I'm trying to ask.

1 A. So ...

2 (Exhibit No. 12 marked for identification.)

3 Q. (By Mr. Capestro) What is that document?

4 A. Once again, the header is Yuma County, Arizona,

5 Department of Development Services. It says the Approval of

6 Construction. In parentheses it has the letters AOC.

7 Q. And is that for water?

8 A. Yes.

9 Q. Can I see it? Once again, it's signed April

10 12th, '07. Do you know why it was signed at that time?

11 A. It goes back to the same explanation I gave you

12 on Exhibit No. 10.

13 Q. Same thing?

14 A. Yeah.

15 Q. It looks like a copy was sent to ADEQ. Do you

16 know if that was the first notification ADEQ got that it was

17 approved?

18 A. I don't know.

19 Q. It also shows that the -- you had received a

20 certificate of approval to construct of the water on 12-9-04.

21 Do you see it?

22 A. Yeah.

23 Q. Okay. On 12-9-04, did you have anything in

24 writing on the water once again from Far West Water saying that

25 they would accept you into the system?

1 A. I can't recall.

2 Q. If you had a copy of it right now, would it have

3 been in the documents that you produced?

4 A. If I had a copy, yes.

5 Q. Okay.

6 (Exhibit Nos. 13 and 14 marked for

7 identification.)

8 Q. (By Mr. Caestro) No. 13?

9 A. It's a Water Service Agreement and Sewer Service

10 Agreement.

11 Q. Okay. And that was for Sierra Ridge I and II?

12 A. Correct.

13 Q. And then Exhibit No. 14 is Sierra Ridge Number

14 III?

15 A. That's correct.

16 Q. Now, I understand from your testimony that I and

17 II became I and II became -- III became II; is that correct?

18 A. I and II became I and III became II, that's

19 correct.

20 Q. Did you ever notify anybody at Far West Water and

21 Sewer that you combined I and II together and then you changed

22 III to II?

23 A. Just to clarify, I didn't combine them, the

24 County did.

25 Q. Okay.

1 A. They made that executive decision. And the

2 answer to your question is yes.

3 Q. Who did you notify?

4 A. Mark Kaveney.

5 Q. Did you ask for a new certificate for I and a new

6 certificate for II?

7 A. No. Just Sierra Ridge I and II pertained to 113

8 lots. So, as I recall, it wasn't really an issue.

9 Q. Have you ever worked for the Jacobson Companies?

10 A. Never.

11 Q. If you take a look at the very top of these, it

12 looks like it's faxed from Jacobson Companies?

13 A. Yeah, I saw that.

14 Q. Any idea why it was faxed from Jacobson

15 Companies?

16 A. I don't know. I was given these from Mark

17 Kaveney. So I imagine he probably got the faxes from Jacobson

18 Companies. I don't know.

19 Q. Did Jacobson Companies fill these out?

20 A. I sat there and watched Mark fill in the blanks.

21 So just from what I've seen of all the documents with Mark

22 Kaveney, this is all his handwriting.

23 Q. I believe he's testified that it's his

24 handwriting.

25 A. Yeah, so ...

1 Q. So you didn't pick these up from Jacobson?

2 A. Oh, no.

3 Q. And that your engineer doesn't work for

4 Jacobson?

5 A. Well, you'd have to ask him. As far as I know,

6 the answer to that question would be no, but has he worked for

7 him in the past or did he work for him on the side, I don't

8 know.

9 (Exhibit No. 15 marked for identification.)

10 Q. (By Mr. Caestro) What is that letter?

11 A. This letter is -- this letter came about because

12 Far West Water refused to give us sewer hook-ups on homes that

13 we'd already started -- that had been permitted and began

14 construction that were contracted for by private parties prior

15 to indication that there were not going to be any more building

16 permits allowed for construction on anything feeding into the

17 Palm Shadows Sewer Treatment Plant.

18 Q. Look at page 2 of that document. What property

19 is that?

20 A. It's lot number 51 in Sierra Ridge.

21 Q. Was that ultimately hooked up for sewer and

22 water?

23 A. Yes, it was.

24 Q. Next one, what lot is that?

25 A. Lot 71, Sierra Ridge.

1 Q. Was that hooked up for water and sewer?

2 A. Yes.

3 Q. Next one?

4 A. Lot 81.

5 Q. Was that hooked up for water and sewer?

6 A. Yes.

7 Q. Next one?

8 A. Lot 105.

9 Q. And was that hooked up?

10 A. Yes.

11 Q. I don't think that should have been attached. Is

12 that Mr. Shapiro's? Yeah.

13 Did you request in writing that any other lots be

14 hooked up?

15 A. Prior to this or after?

16 Q. After that. What's the date on the letter?

17 A. It's dated 6-1-06. And the answer to your

18 question is I don't know if I requested any other sewer tie-ins

19 with a letter after this date. I don't know if these were my

20 final four or if I had other ones in progress. I can't

21 recall.

22 Q. Okay. Do you know of any lots that you requested

23 sewer hook-up in writing that were not hooked up?

24 A. No. Everything ultimately was hooked up in due

25 time.

1 (Exhibit No. 16 marked for identification.)
 2 Q. (By Mr. Capestro) No. 16, is that a document you
 3 prepared?
 4 A. Yes.
 5 Q. Is that your handwriting on it?
 6 A. Yes.
 7 Q. What was the source of lots and numbers that you
 8 have on there for you to be able to prepare that document?
 9 A. Well, from the time that it was indicated to
 10 myself and a few other developers that tie into the Palm
 11 Shadows Sewer Treatment Plant, we were told there was no more
 12 capacity. Therefore, no more building permits would be
 13 allowed. I mean, that's pretty much point blank the way it
 14 was. And if we wanted to have a building permit, the County
 15 said that we had to go to the Far West Water office, receive a
 16 letter that basically stated they had capacity, and that they
 17 would in turn authorize a building permit. But this wasn't
 18 going to happen because they were at capacity and they had
 19 percolation pond problems, et cetera.
 20 But over the course of due time, being that I
 21 live out there and I kind of, you know, work the area, I would
 22 see houses being constructed which actually didn't sit real
 23 well with me, you know, because I figured no capacity is no
 24 capacity.
 25 Q. Uh-huh.

1 A. So, in my mind, I'm trying to think, figure out,
 2 you know, if Company A, Company B, Company C, Company D, or
 3 whoever is not allowed to hook up or do any more construction,
 4 why are we allowing anybody else to do it?
 5 Q. Now you -- can you read your handwriting on
 6 there?
 7 A. Uh-huh.
 8 Q. Can you read that into the record, please?
 9 A. It just says, "Per our conversation, Far West
 10 continues to allow hook-ups to Palm Shadows and these site
 11 addresses are included in the hook-ups after this supposed
 12 shut-down," question mark, question mark, question mark. "No
 13 capacity is no capacity. So why and how is this going on and
 14 why can't Jacobson, Newson, and myself hook up if this is going
 15 on? Please get back to me with an explanation. Thank you."
 16 Q. Did Mr. Stacks get back to you?
 17 A. Yeah, it was kind of a brief conversation. It
 18 was pretty much if these homes are coming in with letters or
 19 whatever, then they are allowed to give building permits to
 20 them I guess. So, I mean, it was one of those things that I
 21 think he was just kind of following procedure with Far West and
 22 ADEQ.
 23 Q. I see you have not only addresses but you have
 24 some other comments on there, and that's permit number and date
 25 of issue?

1 A. Right.
 2 Q. Did he respond to you with permit numbers and
 3 date of issue?
 4 A. No. Actually, I told him I would actually go
 5 down to the Yuma County Department of Development Services and
 6 get with another person, and he said that he doesn't handle
 7 that. I would have to get with somebody else. So I just kind
 8 of let it ride and just see where this thing goes and decided
 9 just not to spend the time on it just yet.
 10 Q. You've said that, you know, how come Jacobson and
 11 Newson can't hook up. Do you know if any of those properties
 12 were owned by Jacobson Companies?
 13 A. Some of them may or may not have been, but I
 14 wasn't really sure. So the comment just went on there because
 15 I knew that at the time Jacobson was not, as were Newson Homes
 16 and myself, were not being able to gain any permits because
 17 there was no permission from Far West Water. There was no
 18 capacity, but I was just watching this construction going on.
 19 So I don't know who owned what. I was just writing down
 20 addresses.
 21 Q. Do you know if any of those were from Newson?
 22 A. I know that there were three that were recently
 23 built by Newson Homes. I also know that from a conversation
 24 with I think Rick Stacks, also may have been somebody else at
 25 the County, that they had classified those three homes as

1 models. And so, therefore, they were able to build the homes
 2 and construct them and whatnot because they were models. So I
 3 don't know what the -- how that works. I don't even know if
 4 those three addresses were on here either, Andy. I'm just not
 5 sure.
 6 Q. Do you know if Happy Trails is on septic or on
 7 sewer?
 8 A. I'm not sure about that.
 9 Q. Do you know if any of those properties there are
 10 on the city water?
 11 A. Everything on this list right here is not on city
 12 sewer. There are some properties in Vista Del Sol that were on
 13 city water. There were a few houses being constructed in Vista
 14 Del Sol which is city water and Far West water, slash, Palm
 15 Shadows sewer.
 16 Q. Do you know which ones?
 17 A. I'd have to go back and review which one of these
 18 landed in that Vista Del Sol, but I know there's a few on
 19 here.
 20 Q. Then you have a note on the bottom that says
 21 Rancho Rialto. What does that mean?
 22 A. Well, from the time I got shut down, and once
 23 again I'm going back to no capacity is no capacity, right
 24 across Avenue 12 B, which is, you know, a couple hundred feet
 25 right from my entrance to my subdivision, I'm watching, you

1 know, manufactured home after manufactured home over the course
2 of the next few years just rolling right in there hooking up
3 and people living in them. So I'm trying to figure out if
4 there's no capacity, how are we having new construction? I
5 consider that new consideration because it didn't exist at the
6 time of shut-down.

7 Q. Do you know what the sewer and water setup is in
8 Rancho Rialto?

9 A. I talked to the owner.

10 Q. Yeah.

11 A. About what it was and without him being specific
12 about what it was, he did say that the sewer system, that he's
13 tied into Palm Shadows.

14 Q. But do you know if he's on a commercial main
15 going in there or if he's on separate?

16 A. I'm not really sure about that.

17 Q. And the water itself, do you know if he's on a
18 commercial main or separate?

19 A. I'm not sure about that either.

20 Q. Do you know if any of these homes that you said
21 were built were in the same situation as you were which already
22 had a permit and just completed construction?

23 A. It's a possibility, but the reason these
24 addresses are on here I would lean strongly toward it's more of
25 an improbability than a possibility.

1 (Exhibit No. 17 marked for identification.)

2 Q. (By Mr. Capestro) What is this document?

3 A. It just has my name and address at the top of
4 it. I don't know what it is and I don't know who generated
5 it. I didn't generate that document.

6 Q. I see a KAV on the bottom.

7 A. My indication from my legal counsel is that you,
8 your company, provided this to him when he requested the data
9 request.

10 Q. I just thought there might be some other reason
11 that you included that.

12 A. You asked me for things that I had in the Palm
13 Shadows, so I gave it back to you.

14 (Exhibit No. 18 marked for identification.)

15 Q. (By Mr. Capestro) No. 18, do you recognize that
16 letter?

17 A. Yes, I do.

18 Q. And that's a letter from Jay Shapiro?

19 A. That's correct.

20 Q. What's the date on that letter?

21 A. May 10th, 2006.

22 Q. Did you respond to that letter in writing?

23 A. Yeah, after a few phone calls I did.

24 Q. And what was your response to him?

25 A. It was mixed. I think there was an email

1 somewhere in our documents here.

2 Q. Did you produce that?

3 A. Something you gave us or something or ...

4 MR. CAPESTRO: I don't remember seeing it.

5 MR. CROCKETT: There is --

6 MR. CAPESTRO: May have been in Mark's
7 documents.

8 MR. CROCKETT: I think the email that
9 Mr. Householder is referring to was in the documentation that
10 Far West Water and Sewer produced in connection with
11 discovery.

12 MR. CAPESTRO: I'm aware of that one. I was
13 wondering if there was something else that he produced or if
14 that's the only documentation.

15 MR. CROCKETT: I am not aware of anything that he
16 produced responsive to Mr. Shapiro in writing.

17 MR. CAPESTRO: Is that the one where our first
18 conversation was nice but everything else deteriorated?

19 THE WITNESS: Uh-huh.

20 MR. CROCKETT: That sounds like a paraphrase of
21 some of the contents of that email.

22 MR. CAPESTRO: That's softer.

23 Q. (By Mr. Capestro) Did you ever send any
24 documentation to Mr. Shapiro so that he would proceed to
25 putting together a line extension agreement?

1 A. No, I did not.

2 Q. Did you send any money to Mr. Shapiro?

3 A. No.

4 Q. In your direct testimony, you talked about having
5 losses.

6 A. Uh-huh.

7 Q. How did you calculate your losses?

8 A. Well, I can start with the leases that I had
9 extended over a period of time, you know, was led to believe
10 that we would be back online in a few months and that didn't
11 happen. The 41,900 and some odd dollars to APS which would
12 have not been a payment had I been able to proceed as normal,
13 you know, process of building the homes. 15 cancelled
14 contracts.

15 Q. Let's stop right there for a second, 15 cancelled
16 contracts. Do you have those contracts?

17 A. I've got them in -- I think my real estate agent
18 has contracts, yeah. I don't know if we discarded them. I'm
19 not sure. I'm pretty sure we got them though.

20 Q. If you have them, can you give them to counsel
21 and have him produce them?

22 A. Sure.

23 Q. How did you cancel the contracts, through
24 letters?

25 A. It was -- some of it was verbal, I mean, and some

1 of it -- I think most of it was verbal. I don't remember
2 sending anybody a letter, just get on the phone. When you go
3 through that process of working with somebody to build them a
4 house and you basically work with them for hours to build them
5 a house, you pretty much get to know them personally and so a
6 phone call was more appropriate.

7 Q. How does this work, that you have a contract to
8 build on a lot that you own and you transfer ownership after
9 the building's through or do you transfer ownership to them to
10 begin with?

11 A. They don't receive ownership until they close
12 escrow. The title company does the transferring of the
13 paperwork and whatnot.

14 Q. So is the close of escrow before or after the
15 building has gone up?

16 A. The close of escrow is after the building is
17 constructed.

18 Q. And when a building is constructed, do you
19 finance it or does the buyer finance it?

20 A. If they're paying cash, they will fund the house
21 themselves. Or if they've gone to a lender and they've
22 received some type of an approval, then there would be a
23 financing situation involved with the lender. I did not
24 finance any homes with any of the prospective home buyers.

25 Q. When the prospective home buyer had financing,

1 would that be with a deed of trust against the property?

2 A. No.

3 Q. Is there any security for that financing?

4 A. For myself or for the homeowner?

5 Q. For the lender to the homeowner.

6 A. No, that's basically not how the process works.

7 Q. Tell me how it works.

8 A. Prospective homeowner goes to a lender. They go
9 through a process of approval. They receive their approval and
10 that approval is gained normally because the buyer's worthy of
11 receiving a loan from the lender. That's pretty much normal
12 lending process.

13 And then the home's constructed, and at the close
14 of escrow, the homeowner will put forth any funds that they've
15 worked out with the lender for down payment or their equity.
16 And then the escrow company will receive those funds, and the
17 lender will provide the balance of the funds to the title
18 company through usually wire transfers. And then the title
19 company handles all the transferring of the funds and the
20 paperwork from myself or whoever the lot owner is to the
21 buyer.

22 Q. During construction, do you receive construction
23 draws from the lender?

24 A. I did early on and I did receive some on some of
25 the latter homes, but I was also through the process of just

1 cash flow and just normal business processing, you know, on a
2 daily basis I was able to fund a few homes myself. So I didn't
3 have to pay the lender any construction fees.

4 Q. Why would you be paying the lender construction
5 fees if the --

6 A. Because the lender -- let's say the home costs
7 \$100,000, \$150,000 to construct and I don't have that money in
8 my possession. So I'm going to go to the lender and I'm going
9 to get a construction loan to build that house. They're going
10 to fund me X amount of dollars on that house.

11 Q. I probably --

12 A. You understand?

13 Q. I understand that. My question is when you have
14 a construction loan out there that the buyer has obtained, do
15 you receive construction draws?

16 A. I didn't have the homeowners do construction
17 loans.

18 Q. You build it on your own dime?

19 A. It's six of one, half dozen of the other, however
20 you want to do it. If I have the homeowner go get a
21 construction loan, the paperwork process and the time involved
22 with that for them to qualify for that loan is substantially
23 more complicated and more difficult for the buyer and it's more
24 confusing for them.

25 So when I built a home, I had calculated my

1 pricing to include construction costs. So when the homeowners
2 came in and they purchased a home, they didn't have to worry
3 about the construction financing. I had a line of credit with
4 my lender. And when the homeowner came online, we took their
5 loan approval and we gave it to my lender and then they said,
6 okay, on model X for this Customer A here, we're going to fund
7 you X amount of dollars. And then it would be no different
8 than if I was building an individual's home 60 miles from
9 there, it's a draw system. And then when the home funds, it
10 funds.

11 Q. And your lender had security on your project?

12 A. Right.

13 Q. And there would be release of that particular lot
14 with the home upon close of escrow?

15 A. That's right.

16 Q. And the money that was owed to your lender would
17 be --

18 A. That was part of their collateral.

19 Q. It was a collateral of your lender, not the
20 collateral for the buyer --

21 A. That's right.

22 Q. -- until after the close of escrow?

23 On the contracts that you said that you
24 cancelled, did you have any deposits?

25 A. On most of them, yes.

1 Q. And what happened to those deposits?

2 A. Just returned them.

3 Q. And how much would a normal deposit be?

4 A. We're kind of flexible, but I would take no less

5 than a thousand, but we would ask for 5,000.

6 Q. And was there any start dates or completion dates

7 on any of those contracts?

8 A. I gave the homeowner a window of time, but from

9 my past experience you don't promise something you can't

10 deliver. So basically we gave them a window of time, but there

11 were some stipulations in there I think for delays beyond my

12 control, weather, earthquake, fire, flood, whatever.

13 Q. Were any of the contracts that you had to return

14 signed in 2005?

15 A. There might have been a few, yeah.

16 Q. But you're going to get copies to your counsel?

17 A. Right.

18 Q. Were there any contracts that were signed after

19 October 26th of 2006?

20 A. No. We were effectively shut down by then.

21 MR. CAPESTRO: Off the record.

22 (Recess taken from 1:41 p.m. to 1:57 p.m.)

23 Q. (By Mr. Capestro) Mr. Householder?

24 A. Yes.

25 Q. You got Exhibit 10 in front of you?

1 A. Correct.

2 Q. Do you see the name of the wastewater treatment

3 plant on that document?

4 A. Far West Desert Dunes.

5 Q. Do you know what that is?

6 A. I have no idea.

7 Q. And do you see the capacity?

8 A. It says 3 MGD.

9 Q. 3 million gallons a day?

10 A. Yeah.

11 Q. Do you know what either one of those references

12 refer to?

13 A. I know what 3 MGD is.

14 Q. Do you know which plant has 3 MGD?

15 A. It would probably be the City of Yuma plant, but

16 I don't know why -- I mean, I didn't obviously --

17 Q. This is --

18 A. -- produce this.

19 Q. This is something signed by Mr. Stacks.

20 A. Yeah.

21 Q. Did you give him any of this information?

22 A. No. I don't know what this is. I mean, I know

23 what this is, but I don't know what that --

24 Q. I thought you got frustrated, decided to build

25 yourself a new 3 million gallon a day plant, and called it Far

1 West Desert Dunes.

2 A. I figured -- I wouldn't have done that. Yeah, I

3 have no idea why that's there and who put it there.

4 (Exhibit Nos. 19 and 20 marked for

5 identification.)

6 (Discussion off the record.)

7 Q. (By Mr. Capestro) Exhibit No. 19.

8 MR. BLACK: Is that a new one?

9 MR. CAPESTRO: Yeah.

10 THE WITNESS: Okay.

11 Q. (By Mr. Capestro) What is this?

12 A. Is this a new exhibit?

13 Q. That's a new exhibit.

14 A. This is from the Department of Development

15 Services Yuma County. It says Provisional Verification of

16 General Permit Conformance For Sewage Collection System, Sierra

17 Ridge Number I and II, got my name on it, signed by Rick

18 Stacks, dated December 9th, 2004.

19 Q. Do you know what sewer plant they're referring to

20 in that one?

21 A. Well, the only thing I can tell you is what's

22 written down here. I can tell you it's more than likely Palm

23 Shadows, but you're going to have to talk to Rick Stacks about

24 that and the reason I'm saying that is because the treatment

25 facility permitted design flow says 50,850 gallons per day and

1 that's what is on the capacity assurance information that Mark

2 filled out is that number.

3 Q. The design flow on Palm Shadows is 200,000 per

4 day.

5 A. Yeah, I know, but this 50,000, whether it's the

6 treatment facility or it's what -- that's the number that my

7 subdivision is going to I think at max capacity, going to flow

8 to wherever it's flowing.

9 Q. In other words, you don't really know?

10 A. Oh, I don't know. I'm just speculating here, but

11 once again, that's going to be Rick Stacks can explain that.

12 I'm sure he'll have an explanation.

13 Q. I thought you may have given him something with

14 50,000 on it.

15 A. No. 20.

16 A. Certificate of Approval to Construct Water

17 Facilities.

18 Q. Did you ever give a copy of that to Mr. Kaveney?

19 A. I can't recall, and I can't recall whether or not

20 Rick Stacks did and/or Yuma Territorial Engineering. So I

21 don't know.

22 Q. You don't have any correspondence showing that it

23 was forwarded on to them?

24 A. I don't have any correspondence myself, no.

25 MR. CAPESTRO: All right. Patrick?

1 MR. BLACK: No, no, no.
2 MR. CAPESTRO: He refuses to start badgering you
3 for another hour, so I guess we're through.

4 THE COURT REPORTER: Did you want to read and
5 sign?

6 MR. CROCKETT: Read and sign gives you the
7 opportunity to read it and if there's anything in there that
8 needs to be corrected. Yes, read and sign.

9
10 (The deposition was concluded at 2:04 p.m.)
11
12
13
14
15

16
17 _____
18 BRIAN HOUSEHOLDER
19

20
21
22
23
24
25 GRIFFIN AND ASSOCIATES 602.264.2230

1 STATE OF ARIZONA)
2 COUNTY OF MARICOPA) ss.

3 BE IT KNOWN, that the foregoing deposition was
4 taken by me pursuant to stipulation of counsel; that I, Kristin
5 A. Woodall, RPR, a Certified Court Reporter, in the State of
6 Arizona, and by virtue thereof authorized to administer an
7 oath; that the witness before testifying was duly sworn by me
8 to testify to the whole truth; that the questions propounded by
9 counsel and the answers of the witness thereto were taken down
10 by me in shorthand and thereafter reduced to print by
11 computer-aided transcription under my direction; that signature
12 was requested; that the foregoing 101 pages are a full, true,
13 and accurate transcript of all proceedings and testimony had
14 and adduced upon the taking of said deposition, all to the best
15 of my skill and ability.

16 I FURTHER CERTIFY that I am in no way related to
17 nor employed by any of the parties hereto nor am I in any way
18 interested in the outcome hereof.

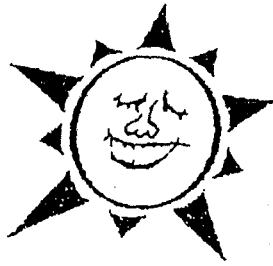
19 DATED at Gilbert, Arizona, this 20th day of
20 January, 2009.
21

22
23 _____
24 KRISTIN A. WOODALL, RPR
25 Certified Court Reporter
Certificate No. 50196

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 1



FAR WEST WATER & SEWER, INC.
12426 S FOOTHILLS BLVD
YUMA AZ 85367

FAX COVER

E. Edochet, M. McC. Gall / Edochet

TO: Brian

FAX: 342-3329

FROM: Ally Campbell

PAGES: _____
INCLUDING COVER

MESSAGE:

Development Procedures

THE FOOTHILLS
Where Everyday's A "Sun" Day

<u>Householder</u>	
Exhibit No.	<u>1</u>
DATE	<u>1/16/09</u>
Kristin A. Woodall, RPR	

FAR WEST WATER & SEWER, INC.

DEVELOPMENT POLICY & PROCEDURES 2003

TO: ALL DEVELOPERS REQUESTING WATER/SEWER SERVICE TO FAR WEST FACILITIES

Far West Water & sewer is authorized and governed by the Arizona Corporation Commission to provide water & sewer utility service within its Certificate of Convenience and Necessity (CC&N) area. Far West does not perform engineering services for developers desiring connection to their facilities. Far West Water & Sewer, prior to service connections for water or sewer, must receive the following:

Water:

- Signed Main Extension Agreement with Developer
- Cost Breakdown of Line Extension & Services
- Engineer's Design Report
- Subdivision Plat (Recorded)
 - 3 copies on Engineering Paper
 - 1 disk copy using AutoCad
- ADEQ Certificate of Approval to Construct
- ADEQ Approval of Construction
- ADWR Water Adequacy Report
- Yuma County Disinfection Test Results
- As-Built Drawings
 - Disk Copy using AutoCad
 - 1 Copy on Engineering Paper
- Engineer's certification of completion and copies of all pressure test results

Sewer:

- Engineer's Design Report
- Subdivision Plat (Recorded)
 - 2 copies on Engineering Paper
 - 1 disk copy using AutoCad
- ADEQ Certificate of Approval to Construct
- ADEQ Approval of Construction
- AS-Built Drawings
 - Disk Copy using AutoCad
 - 1 Copy on Engineering Paper
- Engineer's certification of completion and copies of all leakage test results using latest ADEQ's testing procedure.
- Sewer line certification must be performed after all utilities (gas, phone, cable, electric) are completed and backfilled. No service will be activated until such certification is received.

Engineer-of-record is responsible for compliance with all regulations and testing.

Approved Construction Materials

Water:

- All valves to be Waterous/AFC
- All fire hydrants to be Waterous
- All brass fittings (corporation stops, angle stops) to be James Jones
- All main pipe to be either blue C-900 or DIP
- All service line piping to be Schedule 40 PVC or greater

Valves to be placed at each intersection of main lines and no further apart than 600 feet.

Sewer:

- All main line piping to be green SDR-35 or DIP

After sewer line testing has been completed, any water used must not be released to the existing collection system. All new lines will be flushed and cleaned of any sand or debris prior to using existing collection system.

Construction Notification & Coordination

Far West Water & Sewer is to be notified prior to start of construction and when testing is being conducted. Far West personnel will conduct periodic inspections and notify the engineer-in-charge if any discrepancies or problems are noticed. Far West personnel will have the authority to witness and verify any tests should they desire. Failure to notify Far West during testing will require tests to be redone and verified.

Your adherence to this policy is appreciated. Should you have any questions, please feel free to contact either Murphy Campbell or Dusty Thomas at 342-1238.



FAR WEST WATER & SEWER, INC.

**Check List for Development
Far West Water & Sewer, Inc. Service Area**

Prior to Construction:

1. Submit a set of Yuma County approved plans to Far West Water & Sewer, Inc. for review.
2. Obtain an "Approved Materials List" from Far West Water & Sewer, Inc.
3. Contact Far West Water & Sewer, Inc. at least 48hrs prior to the start of construction to schedule a pre-construction meeting.
4. Water:
 - Submit the following:
 - ADEQ Certificate of Approval to Construct
 - ADWR Water Adequacy Report
5. Sewer:
 - Submit the following:
 - ADEQ Approval of Construction (Sewer)
 - ADEQ Certificate of Approval to Construct

During Construction:

1. Contact Far West Water & Sewer, Inc. for inspections of the following:
 - A. All live line taps
 - B. All blocking (before & after pouring)
 - C. Prior to backfill of main lines
 - D. Prior to backfill of sewer lines and manholes
2. Contact Far West Water & Sewer, Inc. when performing pressure test.
3. Contact Far West Water & Sewer, Inc. for final walk-thru inspection upon completion.

Post Construction:

1. Receive a signed acceptance letter from Far West Water & Sewer, Inc. (see attached)

12486 S. Foothills Blvd. • Yuma, Arizona 85367 • Tel 928-342-1238 • Fax 928-342-7108



FAR WEST WATER & SEWER, INC.

(Date)

Yuma County Development Services
2703 S. Avenue B
Yuma, AZ 85364

RE: (Name of Development)
(Address)
Far West Water & Sewer, Inc Acceptance Letter

To Whom It May Concern:

Far West Water & Sewer, Inc. is granted the Certificate of Convenience and Necessity (CC&N) by the Arizona Corporation Commission to provide water and sewer utility services to: (Name of Development).

All necessary documents, test results, and as-buills have been received by Far West Water & Sewer, Inc., and as such Far West Water & Sewer, Inc. accepts the completed improvements in (Name of Development) into the water and wastewater system. Utility services can be requested for all lots as needed.

Should you have any questions or concerns, please contact me at 928-342-1238.

Sincerely,

Murphy Campbell
General Superintendent

12486 S. Foothills Blvd. • Yuma, Arizona 85367³ • Tel 928-342-1238 • Fax 928-342-7108

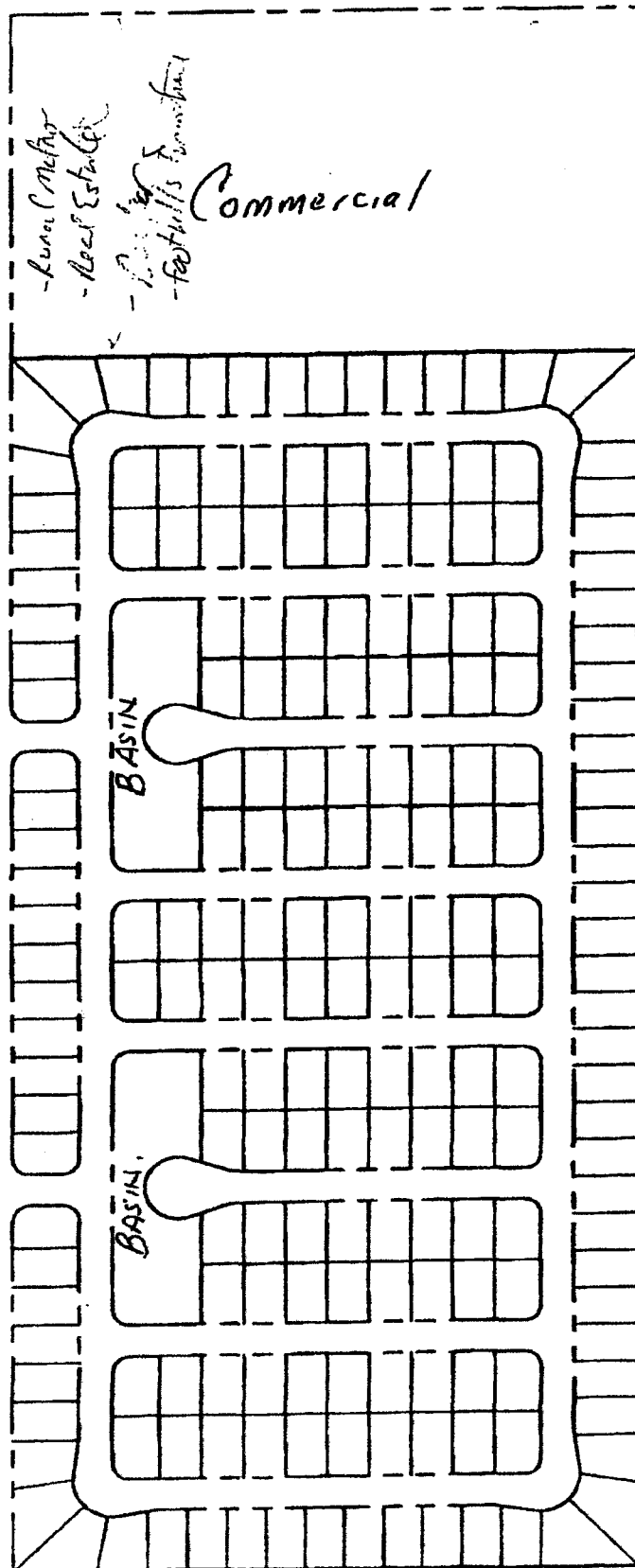
Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 2

FWWS. 1.1 (f)

Frontage Rd.



OPTION B
 206 LOTS
 6000 SF (MIN).

Householder	
Exhibit No.	3
DATE	11/16/09
Kristin A. Woodall, RPR	

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 3

facsimile
TRANSMITTAL

to: Brian Householder, Yuma Territorial Engineering, P.C.
fax #: 1-928-539-0150
re: Sierra Ridge Units 1 and 2 208 review
date: November 23, 2004
pages: 1 pages, including this cover sheet.

Hi Brian,

Thank you for being so patient. Here's an update. I tried to call Jennifer Albers to get her comment on the Sierra Ridge subdivision, but she is out of the office all week. Part of the 208 review is the collaboration between partners in the planning process, which in this case is Yuma County (the Designated Planning Agency) and the City of Yuma, the Designated Management Agency (DMA). Yuma County has provided their comment and support for this project, due to the nature of proposed dry sewerage. I need to have an official comment from the City of Yuma because the project will be located in the City's planning area, even though the area is currently being served by a private utility. The City will ultimately be responsible for wastewater management for that area in the future. If I could have until Tuesday when I return to the office to complete the 208 I would appreciate that. I am also waiting on information concerning the stage of development for the new plant. If you have any questions, you may reach me at (602) 771-4606 or at emv@azdeq.gov. Thank you, Edwina Vogan

Householder	
Exhibit No.	3
DATE	11/23/04
Kristin A. Woodall, RPR	

From the desk of...

Edwina Vogan
Regional WQP Coordinator
ADEQ
1110 W. Washington St.
Phoenix, AZ 85007

602-771-4606
602-771-4528

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 4



Householder	
Exhibit No.	4
DATE	1/16/09
Kristin A. Woodall, RPR	

Memorandum

Date: January 26, 2005
To: file
From: Donald Bell, acting Unit Manager
Subject: Treatment Plants Operated by Far West Utilities and their permitting needs.

I met today, January 26, 2005, with Mark Kaveney, the General Superintendent of Far West Utilities, and with Cliff Devilig, inspector of Water Quality Compliance Unit, here in Phoenix offices Conference Room #5515B from 8:30 to 10:00 am. We discussed the following needs for their permits:

Far West Sewer Plant (Marwood) -APP No. P-102829 permitted for a flow of .34 from an activated sludge Standard Santec plant and they want to construct a clear Solutions modified SBR type WWTP for a designed flow of .5 MGD. The facility received an APP modification on */15/02 for the original plant with Class B Reclaimed water classified in that permit. The Type 2 Reclaimed Water Permit No R-102829 was also issued to Far West Water Co. for this site for Class B water, which would have required a water balance for the .34 volume. Nitrogen is reserved in the discharge monitoring requirements, and the fecal coliform requirements and turbidity appear to be for Class A Reclaimed water (electronic copy reviewed)? There is no GW monitoring required , however a site for a Point of Compliance (POC) was chosen.

ADEQ would need a significant Amendment application for this change. That application should include, among the normal items and fees, the following information:

- \$1000 fee for initial handling;
- Hydrology information indicating the depth to groundwater , direction of flow, and the formation composition below the WWTP and the Reclaimed water sites.;
- Engineering design report for the new treatment system;
- Contingency plans and O&M manuals.
- Two plan maps showing the location of the WWTP, the direction of groundwater flow, the discharge to the reclaimed water system, the sampling points, north arrow, other pertinent landscape items, reclaimed water site.
- Reclaimed water permit application will be required, after the permit is completed, to provide the water balance for the extra volume of effluent.

Section 14 WWTP APP No P-105014 permitted for a designed flow of > 150 MGD (now about .070MGD) and has a 208 plan approval for .450 MGD. Plant has been constructed with one .150 MGD unit and they originally planned to just add units as needed. However, the company now prefers to build a new WWTP with an increased designed flow. They also plan to reduce the treatment to provide for a Class B reclaimed water for the golf courses.

For this purpose they could provide all the changes with one application. However, that application may need to be for a new permit to provide for the new treatment, and to provide for the change to Class B, which is a lower classification than B+ which this plant has presently received. This could be an amendment but we are currently not allowing a reduced reclaimed water Quality? The new permit would show an increased designed flow and a Class Be treatment capability.

Del Oro WWTP APP No. P-101816 has a permitted flow of .070 MGD for an extended aeration type standard Stantec plant. They have an emergency waiver to construct the new SBR Plant up to .150 MGD and they currently have a flow of approximately .160 MGD. Coming to a plant designed for .450 MGD.

They have applied for a significant amendment (May 19, 2003) to change the treatment, increase the flow, re-classify the reclaimed water down to class B. Reclaimed water is currently permitted through the Royal WWTP Reuse permit and is delivered to a common storage pond. That WWTP will be closed and flows directed to this plant. A new Reclaimed Water permit for Class B will be required for this permitted flow after the permit is issued, and that application will require a water balance.

Del Rey WWTP Inventory No. 101814 [there is no APP] is an extended aeration standard Stantec plant with a design flow of .375 MGD. The plan is to take the treatment flow to the Del Rey Plant and to close the Royal Plant (currently flowing about .04 MGD), change the treatment to a CLEAR Solutions SBR type WWTP with enough flow to handle both current flows plus additions. They also plan to change the Reclaimed classification to B instead of B+. There presently is no APP listed under 101814.

They will need to apply for a new WWTP Individual Permit for the change of treatment, for the change of classification, and for the inclusion of flows from both plants. They will need a General APP for the Sewer lines and the lift stations involved. They will need to get a reclaimed water permit and that could be applied for by the Del Oro Golf Course since they are the users of the reclaimed water.

Royal WWTP APP No P-100221 for the extended aeration standard Stantec type plant for a flow of .20 and it currently flows about .004 MGD. They desire to transfer this flow to the Del Rey plant[see above]. They need the general permit for the sewer lines and lift stations to carry the sewage and they need a closure permit for this facility immediately after the transfer.

There is supposedly a reuse permit, but I can find no electronic copy? There is no APP or application for one.

Far West Utilities
January 26, 2005
Page 3 of 3

Seasons WWTP APP No. P-103618 operates a secondary WWTP with a permitted capacity of .050 MGD. The Sludge is hauled offsite to their sludge drying beds location. Discharge is to a percolation pond which is divided into three parts and is cleaned and scarified as needed.

The facility desires to convert to a .150 MGD Clear Solutions SBR type facility. Old permit was written in 1998. No Reuse. Will wish to classify to reuse. Inflow .050 in winter and .012 in the summer.



Palm Shadows WWTP APP No 103608 is an Extended aeration standard Stantec plant with a permitted flow of .200 MGD. Actual flows are approx .150 Mgd. percolation ponds are not percolating (drilling tests indicate they are located over a clay deposit) and they are having trouble in the winter time with Nitrogen and overflow exceedances.

Facility desires to close this facility and connect with a ½ mile pipeline to the City of Yuma. They are proposing to maintain control and maintenance of the sewer lines and to meter this to Yuma. They maintain that the plant was originally built to be a temporary facility for these purposes and now is the time to connect to Yuma. They would need to get a General permit for collection systems and lift stations for these purposes.

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 5

From: Donald Bell
To: Kaveney, Mark
Subject: Re: Palm Shadows

Mark,
Thanks for the update. I will file this. when you know which direction you will be taking for sure, I will send forms and you can get started.

Thanks,
Don Bell

>>> "Mark Kaveney" <mkaveney@thefoothillsonline.com> 2/10/2005 1:12:41 PM >>>
Hi Don,

FYI. I just got approval from our company to approach the City of Yuma regarding taking our wastewater from the Palm Shadows WWTP service area. I have notified our liason for the City and he said he would start negotiations. He hopefully will have something in a week or so. He, along with the rest of us realize the importance of sending this flow to the City by this Summer. Hopefully, all will go as smooth as possible. If this does fall into place, we will be looking at a Closure at Palm Shadows.

Sincerely,
Mark Kaveney

Householder	
Exhibit No.	5
DATE	1/16/07
Kristin A. Woodall, RPR	

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 6

**COUNTY APPROVAL
SUBDIVISION TO BE SERV. BY
INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES
(ADEQ Form 113-S)**

This form is to be filled out, signed and SUBMITTED TO ADEQ in accordance with Arizona Administrative Code (A.A.C.) R18-5-408(E)(3) with any *Application for Approval of Sanitary Facilities for Subdivision* for which the proposed method of wastewater treatment requires owners of some or all lots within the proposed subdivision to install Individual On-Site Wastewater Treatment Facilities.

1. SUBDIVISION NAME: Sierra Ridge Subdivision Phase I & II
(SPECIFIC AS TO UNIT OR PHASE NUMBER)

2. TOTAL NUMBER OF LOTS IN PROPOSED SUBDIVISION: 113

3. TOTAL NUMBER OF LOTS PROPOSED FOR INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES: 113

3. COUNTY STATEMENT OF CONCEPTUAL APPROVAL:

Plans and supporting data for the above project have been reviewed by the

Yuma County Development Services Dept. of Environmental Health
(NAME OF COUNTY HEALTH DEPARTMENT OR OTHER DELEGATED AGENCY)

and county approval of Sierra Ridge Phase I & II subdivision for the use of individual on-site wastewater treatment and disposal systems is granted. AN APPROVAL OF SANITARY FACILITIES FOR SUBDIVISION MUST BE ISSUED BY THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY BEFORE APPLICATION CAN BE MADE TO THE DELEGATED AGENCY TO OBTAIN APPROVAL OF SEPTIC SYSTEM OR OTHER INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES FOR SPECIFIC LOTS WITHIN THE SUBJECT SUBDIVISION. ACCORDING TO A.A.C. R18-9-A301(D)(1)(e)(i), NO RESIDENTIAL CONSTRUCTION CAN PROCEED UNTIL A SEPTIC SYSTEM OR OTHER INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES HAVE BEEN ISSUED A PROVISIONAL VERIFICATION OF GENERAL PERMIT CONFORMANCE.

County Comments: Collection of Stormwater will take place in retention basins located throughout subdivision - No onsite retention will take place. Sewer is not available in the foreseeable future. RS

Continued on Attachment No Yes (Pages)

Name of County Official (type or print) R.J. Stacks, R.S.

Signature of County Official [Signature]

Title of County Official R.J. Stacks, R.S. Environmental Health Manager

Address 2717 S Avenue B

City Yuma, Az. Zip Code 85364

Date 10-8-04

Exhibit No.	<u>Householder</u>
DATE	<u>11/16/09</u>
Kristin A. Woodhill, RPR	

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, ENGINEERING REVIEW DESK
1110 West Washington Street (5415B-3), Phoenix, Arizona 85007 (602)771-4677 1(800)234-5677x4677

ADEQ/WQD-113-S (REV.2/02) J:\WEDR\APPLICATIONS-Subdivisions\CountyConceptualApprovalOfOnsiteSubdivision-113S

Attn: Jeff Cracker Re: Sierra Ridge

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 7

FWWS 1.6(b)

facsimile
TRANSMITTAL

to: Yuma Territorial Engineering
Fred Stevens
fax #: 1-928-329-9097 539-0150
re 208 review for Sierra Ridge Units 1 and 2
date: December 3, 2004
pages: 3 pages, including this cover sheet.

Mr. Stevens,

Enclosed is the 208 review for the Sierra Ridge subdivision. If you have any questions, you may reach me at (602) 771-4606 or at cmv@azdeq.gov. Thank you, Edwina Vogan

Householder	
Exhibit No.	7
DATE	1/16/09
Kristin A. Woodall, RPR	

From the desk of...

Edwina Vogan
Regional WQP Coordinator
ADEQ
1110 W. Washington St.
Phoenix, AZ 85007

602-771-4606
602-771-4528

This facility review is based on information obtained from the 208 Water Quality Management Plan Consistency Review Form, which is completed by the permit writer, and the associated Water Quality Management Plan (WQMP) and amendments, if any, to the WQMP.
 Permit Writer: Unknown Permit Type: General APP 4.01 DPA: Yuma County

Facility Information	Explanation (Provide a brief description, and reference the page number and COG WQMP)
Facility Name and Permit Number:	Sierra Ridge Subdivision Phases I and II - No Eng. Review # - 113 lots on 32.3 acres. Located in the planning area of the City of Yuma. Not listed in the December 2001 Yuma County 2010 Comprehensive Plan, nor the January 1999 Section 208 Wastewater Facilities Plan for the City of Yuma.
Facility Location (Watershed, Lat/Long or Township, Range & Section)	T8S, R21W, S9. Colorado/Lower Gila Watershed.
a. New Facility b. Existing Facility c. New Subdivision	c.
Design Capacity	50,850 gpd - (208 form).
a. Expansion (% _____) b. No Change	N/A
Treatment Method	Individual septic systems (208 form).
a. No change b. Improvement to technology c. High density onsites	N/A
Effluent Disposal Method(s) (if discharge is to a surface water/lake, provide name of surface water)	Septic tank effluent to leach lines (208 form).
a. Change in location b. Change in method c. Additional locations	N/A
Sludge Handling	Each owner will be responsible for operation and maintenance of their system - from NOID Gen. Permit Application (GAP).
Entity Type a. municipality/public utility b. private utility c. semi public (sanitary district) d. other (Homeowners Association, privately owned lot)	d. individual septic systems.
Service Area (attach map & legal description)	See attached map in NOID- GAP.
a. new b. expansion	N/A
Planning Area (attach map & legal description)	N/A
a. new b. expansion	N/A
Designated Management Agency a. is the facility a DMA b. distance to nearest DMA c. ordinance requiring hookup	b. and c. The proposed subdivision is located in the planning area of the City of Yuma (the City), the DMA, and also in the area of the Designated Planning Agency (DPA), Yuma County. The City and Yuma County collaborate on planning decisions for the planning area. For further discussion of this project, see category Other.

Does the facility meet any of the following conditions?

Special Conditions	Explanation
Discharge to a unique water?	N/A
Discharge to an impaired/not attaining water?	N/A
Pollutant load allocations specified in a TMDL?	N/A
Located in a nitrogen management area?	No.
Change in ownership? (Pima County only)	N/A
Other (e.g., compliance issues, site specific standards, etc.)	The project will be located 200 feet from the existing Far West Palm Shadows WWTP, but plant capacity is already committed to other users - (Form 115 - Application for Approval of Sanitary Facilities for Subdivisions). According to a most recent e-mail, Palm Shadows will conduct a feasibility study for a conversion of the plant to a lift station. The developer has stated that the subdivision will be dry sewered so that when sewer becomes available, the subdivision will be able to hook up at that time. ADEQ recommends that the subdivision hookup to adjacent sewer when the sewer connection becomes available.

Based on Section 208 of the Federal Water Pollution Control Act, Arizona Administrative Code R18-9-108(B)(10), and/or the Certified Area WQMP, this application for permit is determined to be:

Determination By:

[Signature]

Date:

12/3/04

Consistent	Not Inconsistent Yes.	Inconsistent	208 Coordinator	Unit Manager	Section Manager
			<i>[Signature]</i>	SC 12/3/04	(10) 12/3/04

*If determination is "inconsistent", an amendment to the Water Quality Management (208) Plan must be processed and submitted for approval by ADEQ.

Route determination to managers, permit writer, and associated Designated Planning Agency (Council of Government, county, etc).

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 8

<u>Householder</u>	
Exhibit No. <u>8</u>	
DATE <u>1/16/09</u>	
Kristin A. Woodall, RPR	

WATER QUALITY MANAGEMENT PLAN (208) CONSISTENCY REVIEW FORM

ADEQ PERMIT WRITER: _____	EXT. NUMBER _____	DEPT _____
WATER PROGRAM PERMITS REQUIRED FOR OVERALL PROJECT (Circle as applicable/Indicate permit number): APP # _____ Reuse # _____ NPDES AZ# _____ 404/401 _____		
Stormwater _____	Provisional Verification _____	Subdivision _____

FACILITY STATUS (Circle as applicable): New Existing Expanded Upgraded Renewal
 Other: _____

FACILITY INFORMATION:

Name: Sierra Ridge Subdivision Address: South Frontage Rd. & Avenue 12E
 Closest City: Yuma County: Yuma
 Township: 9 South Range: 21 West Section: 9

208 Agency (Circle as applicable) CAAG LA PAZ MAG MOHAVE NACOG PAG SEAGO
 YUMA

TYPE OF FACILITY (Circle as applicable): WWTP Sewer Line On-site System
 Other (specify) _____

Treatment Method Summary - sludge & effluent (please be specific): Conventional Septic Tank on each lot.

Disposal Method Summary - sludge & effluent (please be specific): Conventional Leach Lines on each lot.

Average Daily Design Flow (gallons per day or monthly/daily average): 50,850 Gallons Per Day

SERVICE COMMUNITY (Circle as applicable): Mobile Home Park Recreational Vehicle Park Town
 City Subdivision Hotel/Motel/Other: _____

FOR SUBDIVISIONS ONLY: Total Acreage <u>32.3</u> Number of Lots <u>113</u> Avg. Lot Size (Sq.Ft.) <u>8,000</u> SF
Water Service Provided By: <u>Far West Water Sewage Service Provided By: Individual Septic & Sewer Co.</u> <u>Systems on each lot</u>

FOR NPDES USE ONLY: Receiving Water Type/Name: _____
Latitude _____ Longitude _____ INVENTORY NUMBER: _____

FOR ADEQ WATERSHED MANAGEMENT USE ONLY – DO NOT WRITE BELOW LINE

Designated Management Agency: _____

For purpose of the Federal Water Pollution Control Act Section 208, Arizona Administrative Code R18-9-804(I) and (J), and/or R18-9-108 (B)(10), and/or the Certified Area Water Quality Management Plan, this action has been found to be (check applicable response and fill-in blanks):

APPROVED, as the project is:

- 1. Consistent with the EPA certified 208 Plan for:
- 2. Not inconsistent with the certified 208 Plan for: *See 208 Memo 12/3/04*
- 3. Consistent with a County or City Comprehensive or General Plan (in absence of appropriate 208 Plan) Condition(s) of Approval:

NOT APPROVED. See attached explanation, total number of pages _____

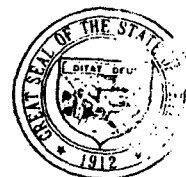
Determination By *Richard W. Logan* Date *12/3/04*
 ADEQ/WQD-208 Page 2 (AWEDR\FOR\15\208\208CONSLFRM) 6/30/01

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 9

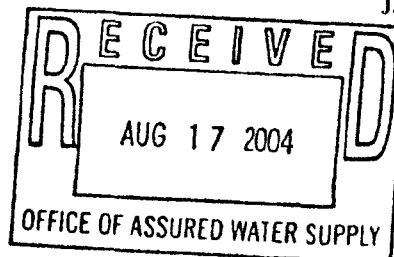
ARIZONA DEPARTMENT OF WATER RESOURCES
Office of Assured and Adequate Water Supply
500 North Third Street, Phoenix, Arizona 85004-3921
Telephone 602 417-2465
Fax 602 417-2467



JANET NAPOLES
Governor
HERB GUENNER
Director

August 16, 2004

Mr. Roy Tanney
Arizona Department of Real Estate
2910 N. 44th Street
Phoenix, Arizona 85018



Water Adequacy Report #22-401419
Subdivision Name: Sierra Ridge
Owner: Brian Householder
Number of lots: 171
County: Yuma
Township 09 S Range 21 W Section 09

Water provided by: Far West Water & Sewer
Water Type: Colorado River water
Current water depth: N/A
Estimated 100-year depth: 0 - 0
Current decline rate: N/A
Basin: Yuma

Dear Mr. Tanney:

Pursuant to A.R.S. § 45-108, the Department of Water Resources has reviewed the available information pertaining to the water supply for the above-referenced subdivision. This letter constitutes the Department's report on the subdivisions water supply as required by A.R.S. § 45-108(A).

Adequacy of the 100-year water supply was reviewed by the Department with regard to physical, legal and continuous availability, and to determine if the water supply is of adequate quality. Information available to the Department indicates that the applicant has satisfied the adequate water supply requirements as set forth in A.A.C. R12-15-715 *et seq.* Therefore, the Department of Water Resources finds the water supply to be adequate to meet the subdivision's projected needs. Any change to the subdivision or its water supply plans may invalidate this decision.

This letter is being forwarded to your office as required by A.R.S. § 45-108. This law requires the developer to hold the recordation of the subdivision's plat until receipt of the Department's report on the subdivision's water supply. By copy of this report, the Yuma County Recorder is being officially notified of the developer's compliance with the law. If you have any questions, please contact Alan Dulaney at (602) 417-2465.

Sincerely,

Frank Putman
~~Acting Assistant Director~~

FP/AD/ef
700051

cc: Yuma County Planning and Zoning
Yuma County Recorder
Francisco Galindo
Alan R. Dulaney, ADWR

Householder	
Exhibit No.	9
DATE	1/16/09
Kristin A. Woodall, RPR	

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 10



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES

2351 W. 26th Street, Yuma, Arizona 85364
 Phone: (928) 817-5000
 Fax: (928) 817-5020

Monty M. Stansbury, AICP
 Director

Householder
Exhibit No. 10
DATE 11/16/09
<small>Knowlton & Associates, P.C.</small>

DISCHARGE AUTHORIZATION
FOR A SEWAGE COLLECTION SYSTEM
TYPE 4.01 GENERAL PERMIT

Permittee Information:		County: Yuma	
Name: Brian Householder		ADEQ File No.: PR04-0497	
Address: 11858 Via Loma Vista Yuma, AZ 85367		Project Name: Sierra Ridge #1 & 2	
Project Type(s):		Project Location: S. Avenue 12E & South Frontage Road	
<input checked="" type="checkbox"/> Gravity		Project Description: Install new waterline and sewer line for 113 lot residential subdivision	
<input type="checkbox"/> Lift Station			
<input type="checkbox"/> Force Main			
<input type="checkbox"/> Other:			
Design Documents Approved for Construction		WWTP Name: Far West Desert Dunes WPCF	Treatment Facility Permitted Design Flow: 3 MGD
Document	Date	APP Number: P105005	System Capacity Affirmation Date: 07/16/2005
Request for Discharge Authorization	04/11/07	Sewage Collection System Capacity Affirmation Date: 07/16/2005	
Deflection Tests	04/05/05	Location of Downstream End of System Proposed Herein:	
Uniform Slope Tests		Township: 9S	Range: 21W
		Section: 9	¼ ¼ ¼
Leakage Tests	04/05/05	Latitude: 32° 40'	9.0"N
As-built Plans		Longitude: 114° 25'	34.5"W
Other Document(s):		Description of Area Served by Project: Install new waterline and sewer line for 113 lot residential subdivision	
<p>Discharge Authorization: This Discharge Authorization is issued in accordance with Arizona Administrative Code Title 18, Chapter 9, Article 3, Part A, Section A301. The permittee is authorized to discharge from the facility at the location specified herein under terms and conditions of the general permit and applicable requirements of Arizona Revised Statutes Title 49, Chapter 2, and Arizona Administrative Code Title 18, Chapter 9.</p>			
 Rick Stacks, R.S.		Environmental Health Manager	04/12/2007
		Title	Date

Revised March 2006

Monty M. Stansbury, AICP
 Planning Director
 Planning & Zoning
 Fax: (928) 817-5157

Curtis Canler
 Chief Building Official
 Building Safety
 Fax: (928) 817-5050

Roger A. Patterson, PE
 County Engineer/FCM
 Engineering Division/Flood Control District
 Fax: (928) 817-5109

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 11

12-8-05

To: Yuma Territorial Engineering

From: Noll Construction

Re: Sierra Ridge Subdivision Sewer & Water Construction

Dear Sir,

This letter is being forwarded to you to certify that all Water & Sewer Construction at the above-mentioned subdivision was constructed according to the plans that you provided and there was no deviation from the plans. Therefore, you may complete your letter of certification for the subdivision.

Cordially,


Rex Noll

Huscholder	
Exhibit No.	11
DATE	1/16/09
Kristin A. Woodall, RPR	

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 12



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES

2351 W. 26th Street, Yuma, Arizona 85364

Phone: (928) 817-5000

Fax: (928) 817-5020

Monty M. Stansbury, AICP
Director

Handwritten form with fields: Householder, Exhibit No. 12, DATE 11/16/09, Kristin A. Woodall, RPR

APPROVAL OF CONSTRUCTION (AOC)

Project Name: Sierra Ridge #1 & 2
Project Description: Install 2,947 lf 6" and 3,836 lf of 8" water line
Location: S. Avenue 12E & South Frontage Road
Project Owner: Brian Householder
Address: 11858 Via Loma Vista

Yuma County Development Services (YC DDS) hereby issues an Approval of Construction for this facility based on the following provisions of the Arizona Administrative Code (A.A.C.) R18-4-507 et seq.

On 12/09/2004, (YC DDS) issued a Certificate of Approval to Construct for the referenced project.

On 04/12/2007, Certificate of Completion and testing results were submitted to YC DDS

On 04/11/2005, Francisco Galindo, P.E. certified the following:

- A final construction inspection was conducted on 04/09/2005
The referenced project was constructed according to the approved plans and specifications and YC DDS's Certificate of Approval to Construct;
Water system pressure and leakage tests were conducted on 04/05/2005 and the results were within the allowable leakage rates;
The water distribution system was disinfected according to an ADEQ-approved method; and
Microbiological samples were collected and analyzed by Agri-Trend, The sample results were negative for total coliform.

This Approval of Construction authorizes the owner to begin operating the above-described facilities as represented in the approved plans on file with YC DDS. Be advised that A.A.C. § R18-4-124 requires the owner of a public water system to maintain and operate all water production, treatment and distribution facilities in accordance with ADEQ Safe Drinking Water Rules.

YC DDS File Number: PR04-0497

Signature of Rick Stacks, R.S.

Rick Stacks, R.S.
Environmental Health Manager

04/12/2007
Date Approved

cc: County Planning and Zoning Department
ADEQ - DWFEIU
Facility File YC DDS

P:\Bldg_Safety\Eav_Health\EH Letters\Plans Review\AOC\2007\Sierra Ridge 1&2 (113)(04).doc

Monty M. Stansbury, AICP
Planning Director
Planning & Zoning
Fax: (928) 817-5157

Curtis Cansler
Chief Building Official
Building Safety
Fax: (928) 817-5050

Roger A. Patterson, PE.
County Engineer/FCM
Engineering Division/Flood Control District
Fax: (928) 817-5109

2 d

Yuma Territorial Engineers 928-539-0150

May 01 07 11:09a

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 13

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, OFFICE OF WASTE AND WATER QUALITY MANAGEMENT
2005 N. Central Avenue - Phoenix, Arizona 85004

WATER SERVICE AGREEMENT AND SEWER SERVICE AGREEMENT

To be filled out and signed, where appropriate, and submitted with application

WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #1 & #2

NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.

NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05

Name MARK KAUGNEY

[Signature]

TYPE OR PRINT

SIGNATURE

Title GENERAL SUPERINTENDENT

Address 12486 S. Foothills Blvd.

City Yuma, Arizona 85387

SEWER SERVICE AGREEMENT An unconditional agreement has been made between the owners of:

SIERRA RIDGE #1 & #2

NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.

NAME OF SEWER SYSTEM OR MUNICIPALITY

to provide sewer service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05

Name MARK KAUGNEY

[Signature]

TYPE OR PRINT

SIGNATURE

Title GENERAL SUPERINTENDENT

Address 12486 S. Foothills Blvd.

City Yuma, Arizona 85387

Householder
Exhibit No. <u>13</u>
DATE <u>1/16/09</u>
Kristin A. Woodall, RPR

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 14

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, OFFICE OF WASTE AND WATER QUALITY MANAGEMENT
2005 N. Central Avenue - Phoenix, Arizona 85004

WATER SERVICE AGREEMENT AND SEWER SERVICE AGREEMENT

To be filled out and signed, where appropriate, and submitted with application

WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #3

NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.

NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name MARK KAUGNEY [Signature]
TYPE OR PRINT SIGNATURE
Title GENERAL SUPERINTENDENT
Address 12486 S. Foothills Blvd.
City Yuma, Arizona 85367

SEWER SERVICE AGREEMENT An unconditional agreement has been made between the owners of:

SIERRA RIDGE #3

NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.

NAME OF SEWER SYSTEM OR MUNICIPALITY

to provide sewer service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name MARK KAUGNEY [Signature]
TYPE OR PRINT SIGNATURE
Title GENERAL SUPERINTENDENT
Address 12486 S. Foothills Blvd.
City Yuma, Arizona 85367

AD500W004 (12/7-07)

Householder
Exhibit No. <u>14</u>
DATE <u>1/16/09</u>
Kristin A. Woodall, RPR

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 15

FWWS 1.2 c

6-1-06

To: Far West Water
Attn: Mark Kaveney / Jay Shapiro

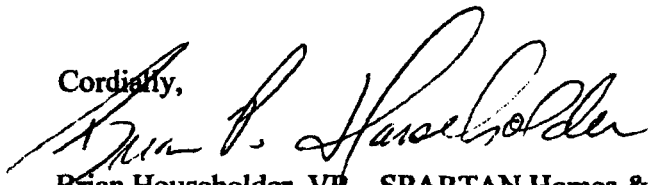
From: Brian Householder - SPARTAN Homes & Const., Inc.

Re: Sewer Tie-Ins @ Sierra Ridge - lots 51,71,81 & 105

Gentleman,

SPARTAN Homes & Const., Inc requests of Far West Water & Sewer Co. to inspect & grant the sewer tie-ins @ the following job sites @ Sierra Ridge. These four homes were permitted in February or early March 2006, which is well in advance of the PALM SHADOWS capacity issues and the "Authorization Letter Request" requirement, which arose Late April / Early May 2006. Home buyers have construction loan interest payments, loan locks expiring, leases, and sales of existing homes pending. I believe you have the capacity to allow these sewer tie-ins, therefore it is in everyone's best interest to accommodate this request as soon as possible.

Cordially,



Brian Householder, VP - SPARTAN Homes & Construction, Inc.

Attn.
Jeff
Crockoff

Householder
Exhibit No. 15
DATE 1/11/09
Kristin A. Woodall, RPR

FWWS 1.1

**Spartan Homes and Construction
Sierra Ridge**

Spartan Homes and Construction requests the permission of Far West Water and Sewer Co. to grant tie in to sewer for this single family residence.

Lot # 51 in Sierra Ridge subdivision.

Address: 11266 S. Sally Drive.

Thank you,



**Jeff Clarkson
Coordinator Spartan Homes and Construction**

Questions call:
Jeff 345-3241

FWWS 1.1

**Spartan Homes and Construction
Sierra Ridge**

**Spartan Homes and Construction requests the permission of Far West Water
and Sewer Co. to grant tie in to sewer for this single family residence.**

Lot # 71 in Sierra Ridge subdivision.

Address: 11351 S. Avenida La Primera.

Thank you,



Jeff Clarkson

Coordinator Spartan Homes and Construction

**Questions call:
Jeff 345-3241**

FWWS 1.1

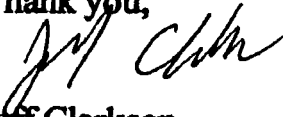
**Spartan Homes and Construction
Sierra Ridge**

**Spartan Homes and Construction requests the permission of Far West Water
and Sewer Co. to grant tie in to sewer for this single family residence.**

Lot # 81 in Sierra Ridge subdivision.

Address: 11317 S. Lynn Drive.

Thank you,



Jeff Clarkson

Coordinator Spartan Homes and Construction

**Questions call:
Jeff 345-3241**

FWWS 1.1

**Spartan Homes and Construction
Sierra Ridge**

**Spartan Homes and Construction requests the permission of Far West Water
and Sewer Co. to grant tie in to sewer for this single family residence.**

Lot # 105 in Sierra Ridge subdivision.

Address: 12150 E. 35th Street.

Thank you,



Jeff Clarkson

Coordinator Spartan Homes and Construction

**Questions call:
Jeff 345-3241**

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 16

Householder
Exhibit No. 16
DATE 1/16/09
Kristin A. Woodall, RPR

	Address	Permit #	Date of Issue
11459	Avenida Compadres		
11469	Avenida Compadres		
11479	Avenida Compadres		
10195	E. 35th Street		
10203	E. 35th Street		
10213	E. 35th Street		
11625	E. 35th Street		
11626	E. 35th Street		
10204	35th Place		
10214	35th Place		
10224	35th Place		
10234	35th Place		
10244	35th Place		
10146	35th Place		
10219	35th Place		
10229	35th Place		
10239	35th Place		
10121	35th Place		
10112	E. 36th Street		
10182	E. 36th Street		
10213	E. 36th Place		
10214	E. 36th Place		
10116	E. 37th Street		
10175	E. 37th Place		
10185	E. 37th Place		
10212	E. 37th Place		
10253	E. 37th Place		
11713	Chapparal Drive		
11723	Chapparal Drive		
11733	Chapparal Drive		
11823	Chapparal Drive		
11833	Chapparal Drive		
11853	Chapparal Drive		
Nat'l Bank	at 40th Street		
Happy Trails	at Fortuna Rd.		

ATTN: Ricki Stacks

From: BRIAN Householder

Per our conversation,
 Fair West continues to
 allow hook-ups to Palm
 Shallows & these site
 addresses are included
 in the hook-ups after
 the supposed shut-down???

NO CAPACITY is NO
capacity - so why
 & how is this going on,
 and why can't Jacobson,
 now son & myself hook-up
 if this is going on?
 Please get back to me w/
 explanation. Thank you

+ RANCHO RIALTO
 30-40 MAG Hookup above Hookup

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 17

Brian Householder
 11858 Via Loma Vista
 Yuma AZ 85367
 928-342-3329

SIERRA RIDGE 1

PALM SHADOWS WWTP

LOT #	PAID	DATE	CONNECTION DATE:
1			8/16/2005
2			9/14/2005
3			9/7/2005
4			9/9/2005
5			6/8/2005
6			11/17/2005
7			8/16/2005
8			8/16/2005
9			9/9/2005
10			1/13/2006
11			2/23/2006
12			
13			
14			9/7/2005
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			4/20/2006
29			2/23/2006
30			1/17/2006
31			
32			
33			4/17/2006
34			
35			
36			4/10/2006
37			
38			
39			
40			9/9/2005
41			12/21/2005
42			9/7/2005
43			8/15/2005
44			8/16/2005
45			9/30/2005
46			8/16/2005

Exhibit No. 17
 DATE 11/16/09
 Kristin A. Woodall, RPR
 Householder

Brian Householder
 11858 Via Loma Vista
 Yuma AZ 85367
 928-342-3329

SIERRA RIDGE 1

LOT #	PAID	DATE
47		10/31/2005
48		11/16/2005
49		2/23/2006
50		10/31/2005
51		2/23/2006
52		
53		
54		
55		
56		9/9/2005
57		
58		8/16/2005
59		8/16/2005
60		8/15/2005
61		8/16/2005
62		1/11/2006
63		4/20/2006
64		1/11/2006
65		11/21/2005
66		11/17/2005
67		11/17/2005
68		3/7/2006
69		
70		3/8/2006
71		3/7/2006
72		
73		
74		9/7/2005
75		1/11/2006
76		11/17/2005
77		
78		9/9/2005
79		9/2/2005
80		12/08/05
81		2/23/2006
82		
83		1/11/2006
84		9/26/2005
85		
86		2/23/2006
87		
88		
89		
90		
91		
92		

Brian Householder
 11858 Via Loma Vista
 Yuma AZ 85367
 928-342-3329

SIERRA RIDGE 1

PALM SHADOWS WWTP

LOT #	PAID	DATE	CONNECTION DATE:
93			
94			2/23/2006
95			3/8/2006
96			3/8/2006
97			
98			
99			2/23/2006
100			
101			
102			
103			2/9/2006
104			3/8/2006
105			3/8/2006
106			
107			
108			
109			
110			3/7/2006
111			3/7/2006
112			
113			9/9/2005

Total Owed \$ 107,350.00 113 Lots
 Total Paid \$ -
 Balance Due \$ 59,850.00 63 Lots

KAV0228

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 18

FENNEMORE CRAIG, P.C.

3003 North Central Avenue, Suite 2600
Phoenix, Arizona 85012-2913
(602) 916-5000

Jay L. Shapiro
Direct Phone: (602) 916-5366
Direct Fax: (602) 916-5566
jshapiro@fcclaw.com

Law Offices
Phoenix (602) 916-5000
Tucson (520) 879-6800
Nogales (520) 761-4215
Lincoln (402) 323-6200

May 10, 2006

Mr. Brian Householder
Spartan Homes & Construction
11858 Via Loma Vista
Yuma, AZ 85367

Householder	
Exhibit No.	18
DATE	1/10/09
Kristin A. Woddall, RPR	

Re: Extension of Water and Sewer Utility Service by Far West Water & Sewer Company to Sierra Ridge Development, Phases I and II

Dear Mr. Householder:

This firm represents Far West Water & Sewer Company ("Far West"). Far West has asked us to take the lead in negotiating an agreement to extend service to the Sierra Ridge subdivision (the "Development"). We understand that the Development is located within Far West's CC&N and is expected to contain 113 and 60 lots in Phases I and II, respectively.

The first step is an engineering analysis to determine the effect of extending water and sewer service to the Development. A system-wide engineering analysis is already underway and Far West needs a development plan for the Development as soon as possible so it can include the Development in its analysis. Thereafter, Far West will be able to allocate the costs of off-site facilities necessary to serve the Development on a pro-rata basis. Far West understands that you have already designed and constructed the on-site facilities necessary for Far West to provide water and wastewater utility service. Those on-site facilities will have to be conveyed to Far West, following approval by Far West and all applicable governing jurisdictions.

The parties will enter into written facilities extensions agreements, one for water and one for sewer. These agreements will govern the formal conveyance of the on-site facilities via bill of sale along with all necessary warranties, easements and rights-of-way. The agreements will also address the Development's allocated share of the cost of off-site facilities as well as refunds of any and all advances in aid of construction for facilities construction. Additional advances in aid of construction based on a percentage of the facilities costs will be made for administration and overhead, including third-party costs for engineering and inspection, accounting and legal. After all the necessary arrangements have been made and all approvals obtained, service can be extended subject to individual water and sewer utility service applications being required for each new customer to receive service.

FENNEMORE CRAIG, P.C.

Mr. Brian Householder

May 10, 2006

Page 2

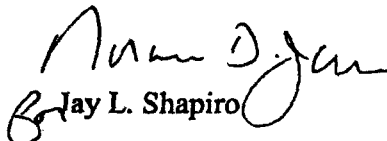
Prior to the commencement of preparation of an extension agreement, Far West requires a deposit in the amount of \$15,000 for administrative and overhead costs including legal, engineering and related fees associated with the extension of water and sewer utility service to the Development. The deposit will be credited against the total amount of administrative costs that will be required under the extension agreements. This deposit will also be included in the amount advanced and will be subject to refund.

The deposit should be forwarded directly to the attention of Debbie Smith on behalf of Far West along with a copy of this letter signed by the developer acknowledging receipt and acceptance of the terms and conditions contained herein. As mentioned, Far West will also need a copy of the most recent development plan.

Finally, you inquired about the status of additional capacity for Far West's Palm Shadows treatment facility. Far West is in the process of designing and installing improvements that will allow additional wastewater flows to be treated at Palm Shadows, among other Far West treatment facilities. Far West presently estimates the Palm Shadows facility will be able to serve additional connections in the Fall of 2006. Your full and timely cooperation in the process outlined herein will help Far West meet this goal.

Meanwhile, please feel free to contact me if you have any questions or require any additional information.

Very truly yours,


Jay L. Shapiro

JSHA/mlh

cc: Andrew Capestro
Mark Kaveney

ACKNOWLEDGED AND APPROVED:

Spartan Homes & Construction, Inc.

By: _____

Its: _____

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 19



DEPARTMENT OF DEVELOPMENT SERVICES
2703 S. Avenue B • Yuma, Arizona 85364

Householder
Exhibit No. 19
DATE 1/16/09
Kristin A. Woodall, RPR

DIRECTOR
(928) 329-2700
FAX: (928) 726-5626

Provisional Verification of General Permit Conformance
for Sewage Collection System
General Permit 4.01

Applicant Information:		File No. PR04-0497	
Name	Brian Householder	Project Name: Sierra Ridge #1 & 2	
Address	11858 Via Loma Vista Yuma, AZ. 85367		
Project Type(s)		Project Location (street names/intersections) S. Avenue 12E & South Frontage Road	
<input checked="" type="checkbox"/>	Gravity	Project Description: Install 5,944 lf 8" PVC sewer line to serve a 113 residential subdivision	
<input type="checkbox"/>	Lift Station		
<input type="checkbox"/>	Forcemain		
<input checked="" type="checkbox"/>	Other:		
Wastewater System Name: Far West		Treatment Facility Permitted Design Flow:	
Wastewater System Number:		50850 gallons per day	
System Inventory Number: To be assigned		System Capacity Affirmation, Date:	
Design Documents Approved for Construction		Site Information:	
Document	Date	County: Yuma	
Notice of Intent to Discharge	10/05/2004	Location of Downstream End of system proposed herein:	
Site Plan	10/06/2004		
Design Plan	10/06/2004	Latitude: 32 40' 9.0"N	
Operation & Maintenance Plan	10/06/2004	Longitude: 114 25' 34.5"W	
Other Document(s):		Legal Description of area served by project:	
		Township: 9S	Range: 21W Section: 9
<p>Provisional Verification of General Permit Conformance: This Provisional Verification of General Permit Conformance is issued in accordance with Arizona Administrative Code Title 18, Chapter 9, Article 3, Part A, Section A301. The applicant is authorized to construct the facility at the location specified herein under terms and conditions of the requested general permit and applicable requirements of Arizona Revised Statutes Title 49, Chapter 2, and Arizona Administrative Code Title 18, Chapter 9. The applicant has two years from the approval date of this document to complete construction and submit the applicable verification documents specified in A.A.C. R18-9-E301(E). Construction shall conform with the approved design documents.</p>			
 Rick Stacks, R.S.		Environmental Health Manager Title 12/09/2004 Date	

Morty M. Stansbury
Planning Director
Planning & Zoning
(928) 329-2300
FAX (928) 317-8302

Curtis Casler
Chief Building Official
Building Safety
(928) 329-2292
FAX (928) 726-5801

TDD
(928) 329-2304

Roger A. Patterson, P.E.
County Engineer/FCM
Engineering Division
(928) 329-2300
FAX (928) 726-5626

Flood Control District
(928) 329-2302
FAX (928) 726-5626

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Brian Householder
Deposition Exhibits

Exhibit 20



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES

2703 S. Avenue B • Yuma, Arizona 85364

Householder
Exhibit No. 20
DATE 1/16/09
Kristin A. Woodall, RPR
Harold Aldrich Director
(928) 329-2300
FAX: (928) 726-5626

CERTIFICATE OF APPROVAL TO CONSTRUCT WATER FACILITIES

Table with 2 columns: Field Name and Value. Fields include YCDDS FILE NO: PR04-0497, SYSTEM NAME: Far West, SYSTEM NUMBER: 14004, PROJECT NAME: Sierra Ridge #1 & 2, PROJECT OWNER: Brian Householder, OWNER'S ADDRESS: 11858 Via Loma Vista, Yuma, AZ. 85367, PROJECT LOCATION: S. Avenue 12E & South Frontage Road, PROJECT DESCRIPTION: Install 2,947 lf of 6" and 3,836 lf of 8" water line

Approval to construct the above-described facilities, as represented in the approved plan documents on file at the Yuma County Department of Development Services (YCDDS), is hereby given subject to the following Provisions:

- 1. Notice shall be given to the Yuma County Department of Development Services when construction of the project begins to allow for inspection during construction per A.R.S. Section 49-104.B.10.
2. The Project Owner shall retain a professional engineer as soon as possible to provide detailed construction inspections of this project. Upon completion of construction the engineer shall fill out the Engineers Certificate of Completion (attached), and forward it to the Yuma County Department of Development Services. If all requirements have been completed this office will issue a Certificate of Approval of Construction.
3. Operation of a newly constructed facility shall not begin until this Department has issued a Certificate of Approval of Construction.
4. In accordance with the requirements of Arizona Administrative Code Section R18-4-119, fittings and valves shall conform to NSF Standard 61 and or bear the NSF-pw seal of approval.
5. A "Final Design Report" containing information as stipulated in Engineering bulletin 10 chapter 1, section D.1, shall be submitted to ADEQ and YCDDS by the engineer upon completion of the waterline. Use of the waterline is contingent upon approval of the "Final Design Report".

The State law, A.R.S. §49-104.B.10, requires that construction of the project must be in accordance with rules and regulations of the Arizona Department of Environmental Quality. If construction has not started within one year of the date of this approval, this certificate will be void and a written extension of time shall be required.

By: [Signature] December 9, 2004
Rick Stacks, R.S.
Environmental Health Manager

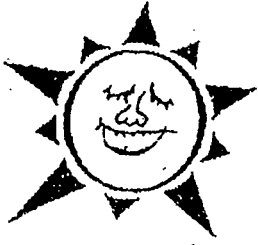
**Exhibits from
MARK KAVENEY
deposition
held on November 21, 2008**

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 1

2261782.1



FAR WEST WATER & SEWER, INC.
12486 S Foothills Blvd
YUMA AZ 85367

FAX COVER

E. Eddochet, Ariz. Gov / Eddochet

TO: Brown

FAX: 342-3329

FROM: Ally Campbell

PAGES: _____
INCLUDING COVER

MESSAGE:

Development Procedures

THE FOOTHILLS
Where Everyday's A "Sun" Day

DEPOSITION
EXHIBIT
1

FAR WEST WATER & SEWER, INC.**DEVELOPMENT POLICY & PRODEDURES 2003**

TO: ALL DEVELOPERS REQUESTING WATER/SEWER SERVICE TO FAR WEST FACILITIES

Far West Water & sewer is authorized and governed by the Arizona Corporation Commission to provide water & sewer utility service within its Certificate of Convenience and Necessity (CC&N) area. Far West does not perform engineering services for developers desiring connection to their facilities. Far West Water & Sewer, prior to service connections for water or sewer, must receive the following:

Water:

- Signed Main Extension Agreement with Developer
- Cost Breakdown of Line Extension & Services
- Engineer's Design Report
- Subdivision Plat (Recorded)
 - 3 copies on Engineering Paper
 - 1 disk copy using AutoCad
- ADEQ Certificate of Approval to Construct
- ADEQ Approval of Construction
- ADWR Water Adequacy Report
- Yuma County Disinfection Test Results
- As-Built Drawings
 - Disk Copy using AutoCad
 - 1 Copy on Engineering Paper
- Engineer's certification of completion and copies of all pressure test results

Sewer:

- Engineer's Design Report
- Subdivision Plat (Recorded)
 - 2 copies on Engineering Paper
 - 1 disk copy using AutoCad
- ADEQ Certificate of Approval to Construct
- ADEQ Approval of Construction
- AS-Built Drawings
 - Disk Copy using AutoCad
 - 1 Copy on Engineering Paper
- Engineer's certification of completion and copies of all leakage test results using latest ADEQ's testing procedure.
- Sewer line certification must be performed after all utilities (gas, phone, cable, electric) are completed and backfilled. No service will be activated until such certification is received.

Engineer-of-record is responsible for compliance with all regulations and testing.

Approved Construction Materials

Water:

- All valves to be Waterous/AFC
- All fire hydrants to be Waterous
- All brass fittings (corporation stops, angle stops) to be James Jones
- All main pipe to be either blue C-900 or DIP
- All service line piping to be Schedule 40 PVC or greater

Valves to be placed at each intersection of main lines and no further apart than 600 feet.

Sewer:

- All main line piping to be green SDR-35 or DIP

After sewer line testing has been completed, any water used must not be released to the existing collection system. All new lines will be flushed and cleaned of any sand or debris prior to using existing collection system.

Construction Notification & Coordination

Far West Water & Sewer is to be notified prior to start of construction and when testing is being conducted. Far West personnel will conduct periodic inspections and notify the engineer-in-charge if any discrepancies or problems are noticed. Far West personnel will have the authority to witness and verify any tests should they desire. Failure to notify Far West during testing will require tests to be redone and verified.

Your adherence to this policy is appreciated. Should you have any questions, please feel free to contact either Murphy Campbell or Dusty Thomas at 342-1238.



FAR WEST WATER & SEWER, INC.

**Check List for Development
Far West Water & Sewer, Inc. Service Area**

Prior to Construction:

1. Submit a set of Yuma County approved plans to Far West Water & Sewer, Inc. for review.
2. Obtain an "Approved Materials List" from Far West Water & Sewer, Inc.
3. Contact Far West Water & Sewer, Inc. at least 48hrs prior to the start of construction to schedule a pre-construction meeting.
4. Water:
 - Submit the following:
 - ADEQ Certificate of Approval to Construct
 - ADWR Water Adequacy Report
5. Sewer:
 - Submit the following:
 - ADEQ Approval of Construction (Sewer)
 - ADEQ Certificate of Approval to Construct

During Construction:

1. Contact Far West Water & Sewer, Inc. for inspections of the following:
 - A. All live line taps
 - B. All blocking (before & after pouring)
 - C. Prior to backfill of main lines
 - D. Prior to backfill of sewer lines and manholes
2. Contact Far West Water & Sewer, Inc. when performing pressure test.
3. Contact Far West Water & Sewer, Inc. for final walk-thru inspection upon completion.

Post Construction:

1. Receive a signed acceptance letter from Far West Water & Sewer, Inc. (see attached)

12486 S. Foothills Blvd. • Yuma, Arizona 85367 • Tel 928-342-1238 • Fax 928-342-7108



FAR WEST WATER & SEWER, INC.

(Date)

Yuma County Development Services
2705 S. Avenue B
Yuma, AZ 85364

RE: (Name of Development)
(Address)
Far West Water & Sewer, Inc Acceptance Letter

To Whom It May Concern:

Far West Water & Sewer, Inc. is granted the Certificate of Convenience and Necessity (CC&N) by the Arizona Corporation Commission to provide water and sewer utility services to: (Name of Development).

All necessary documents, test results, and as-builts have been received by Far West Water & Sewer, Inc., and as such Far West Water & Sewer, Inc. accepts the completed improvements in (Name of Development) into the water and wastewater system. Utility services can be requested for all lots as needed.

Should you have any questions or concerns, please contact me at 928-342-1238.

Sincerely,

Murphy Campbell
General Superintendent

12486 S. Foothills Blvd. • Yuma, Arizona 85367 • Tel 928-342-1238 • Fax 928-342-7108

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 2

2261782.1



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES
 2703 S. Avenue B • Yuma, Arizona 85364

Harold Aldrich
 Director
 (928) 329-2300
 FAX: (928) 726-5626

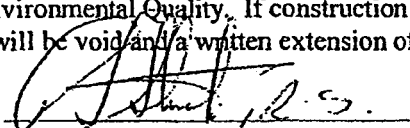
CERTIFICATE OF APPROVAL TO CONSTRUCT WATER FACILITIES

YCDDS FILE NO:	PR04-0497
SYSTEM NAME:	Far West
SYSTEM NUMBER:	14004
PROJECT NAME:	Sierra Ridge #1 & 2
PROJECT OWNER:	Brian Householder
OWNER'S ADDRESS:	11858 Via Loma Vista, Yuma, AZ. 85367
PROJECT LOCATION:	S. Avenue 12E & South Frontage Road
PROJECT DESCRIPTION:	Install 2,947 lf 6" and 3,836 lf of 8" water line

Approval to construct the above-described facilities, as represented in the approved plan documents on file at the Yuma County Department of Development Services (YCDDS), is hereby given subject to the following Provisions:

1. Notice shall be given to the Yuma County Department of Development Services when construction of the project begins to allow for inspection during construction per A.R.S. Section 49-104.B.10.
2. The Project Owner shall retain a professional engineer as soon as possible to provide detailed construction inspections of this project. Upon completion of construction the engineer shall fill out the Engineers Certificate of Completion (attached), and forward it to the Yuma County Department of Development Services. If all requirements have been completed this office will issue a Certificate of Approval of Construction.
3. Operation of a newly constructed facility shall not begin until this Department has issued a Certificate of Approval of Construction.
4. In accordance with the requirements of Arizona Administrative Code Section R18-4-119, fittings and valves shall conform to NSF Standard 61 and or bear the NSF-pw seal of approval.
5. A "Final Design Report" containing information as stipulated in *Engineering bulletin 10 chapter 1, section D.1*, shall be submitted to ADEQ and YCDDS by the engineer upon completion of the waterline. Use of the waterline is contingent upon approval of the "Final Design Report".

The State law, A.R.S. §49-104.B.10, requires that construction of the project must be in accordance with rules and regulations of the Arizona Department of Environmental Quality. If construction has not started within one year of the date of this approval, this certificate will be void and a written extension of time shall be required.

By:  December 9, 2004
 Rick Stacks, R.S.
 Environmental Health Manager

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 3

2261782.1

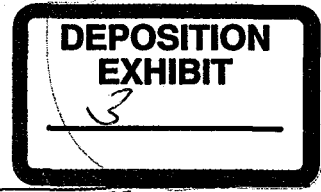


Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES
 2703 S. Avenue B • Yuma, Arizona 85364

Harold Aldrich
 Director
 (928) 329-2300
 FAX: (928) 726-5626

**Provisional Verification of General Permit Conformance
 for Sewage Collection System
 General Permit 4.01**

Applicant Information:		File No. PR04-0497	
Name	Brian Householder	Project Name: Sierra Ridge #1 & 2	
Address	11858 Via Loma Vista Yuma, AZ. 85367		
Project Type(s)		Project Location (street names/intersections) S. Avenue 12E & South Frontage Road	
<input checked="" type="checkbox"/>	Gravity	Project Description: Install 5,944 lf 8" PVC sewer line to serve a 113 residential subdivision	
<input type="checkbox"/>	Lift Station		
<input type="checkbox"/>	Forcemain		
<input checked="" type="checkbox"/>	Other:		
Wastewater System Name: Far West		Treatment Facility Permitted Design Flow:	
Wastewater System Number:		50850 gallons per day	
System Inventory Number: To be assigned		System Capacity Affirmation, Date:	
Design Documents Approved for Construction		Site Information:	
Document	Date	County: Yuma	
Notice of Intent to Discharge	10/05/2004	Location of Downstream End of system proposed herein:	
Site Plan	10/06/2004		
Design Plan	10/06/2004	Latitude:	32 40' 9.0"N
Operation & Maintenance Plan	10/06/2004	Longitude:	114 25' 34.5"W
Other Document(s):		Legal Description of area served by project:	
		Township: 9S	Range: 21W Section: 9
<p>Provisional Verification of General Permit Conformance: This Provisional Verification of General Permit Conformance is issued in accordance with Arizona Administrative Code Title 18, Chapter 9, Article 3, Part A, Section A301. The applicant is authorized to construct the facility at the location specified herein under terms and conditions of the requested general permit and applicable requirements of Arizona Revised Statutes Title 49, Chapter 2, and Arizona Administrative Code Title 18, Chapter 9. The applicant has two years from the approval date of this document to complete construction and submit the applicable verification documents specified in A.A.C. R18-9-E301(E). Construction shall conform with the approved design documents.</p>			
 Rick Stacks, R.S.		Environmental Health Manager Title	
		12/09/2004 Date	



Monty M. Stansbury
 Planning Director
 Planning & Zoning
 (928) 726-2300

Curtis Candler
 Chief Building Official
 Building Safety
 (928) 329-2292

TDD

Engineering Division
 (928) 329-2300

Roger A. Patterson, P.E.
 County Engineer/FCM

Flood Control District
 (928) 329-2302

KAV0007

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 4

2261782.1

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, OFFICE OF WASTE AND WATER QUALITY MANAGEMENT
2005 N. Central Avenue - Phoenix, Arizona 85004

WATER SERVICE AGREEMENT AND SEWER SERVICE AGREEMENT

To be filled out and signed, where appropriate, and submitted with application

WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #1 & #2
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name: MARK KAUNEY [Signature]
TYPE OR PRINT SIGNATURE
Title: GENERAL SUPERINTENDENT
Address: 12486 S. Foothills Blvd.
City: Yuma, Arizona 85387

SEWER SERVICE AGREEMENT An unconditional agreement has been made between the owners of:

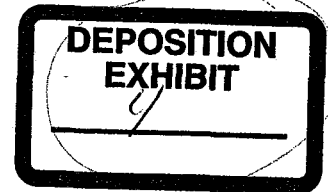
SIERRA RIDGE #1 & #2
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF SEWER SYSTEM OR MUNICIPALITY

to provide sewer service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name: MARK KAUNEY [Signature]
TYPE OR PRINT SIGNATURE
Title: GENERAL SUPERINTENDENT
Address: 12486 S. Foothills Blvd.
City: Yuma, Arizona 85387



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, OFFICE OF WASTE AND WATER QUALITY MANAGEMENT
2005 N. Central Avenue - Phoenix, Arizona 85004

WATER SERVICE AGREEMENT AND SEWER SERVICE AGREEMENT

To be filled out and signed, where appropriate, and submitted with application


WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #1 & #2
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 - Name: MARK KAVNEY 
TYPE OR PRINT SIGNATURE
Title: GENERAL SUPERINTENDENT
Address: 12486 S. Foothills Blvd.
City: Yuma, Arizona 85367

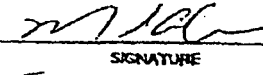
SEWER SERVICE AGREEMENT An unconditional agreement has been made between the owners of:

SIERRA RIDGE #1 & #2
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF SEWER SYSTEM OR MUNICIPALITY

to provide sewer service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 - Name: MARK KAVNEY 
TYPE OR PRINT SIGNATURE
Title: GENERAL SUPERINTENDENT
Address: 12486 S. Foothills Blvd.
City: Yuma, Arizona 85367

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 5

2261782.1

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER QUALITY DIVISION
1110 WEST WASHINGTON STREET - PHOENIX, ARIZONA 85007

DRINKING WATER SERVICE AGREEMENT

To be completed and signed, where appropriate, and submitted with the APPLICATION FOR APPROVAL OF SANITARY FACILITIES FOR SUBDIVISIONS

DRINKING WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #112

NAME OF SUBDIVISION

and:

FALL WEST WATER & SEWER, INC

NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operation of the system:

Date

1-29-05

Name

MARK KAVENEY

TYPE OR PRINT

SIGNATURE

[Signature]

Title

GENERAL SUPERINTENDENT

Address

12486 S. FOOTBRIDGE BLVD

City

YUMA AZ 85367

j:\WEDR\Applications-DrinkingWater\DrinkingWaterServiceAgreement (10/03)

DEPOSITION
EXHIBIT

5

KAV0010

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER QUALITY DIVISION
1110 WEST WASHINGTON STREET - PHOENIX, ARIZONA 85007

DRINKING WATER SERVICE AGREEMENT

To be completed and signed, where appropriate, and submitted with the APPLICATION FOR APPROVAL OF SANITARY FACILITIES FOR SUBDIVISIONS

DRINKING WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

Sierra Ridge Subdivision Phase 1 and 2

NAME OF SUBDIVISION

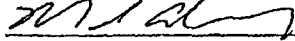
and: Far West Water & Sewer, Inc.

NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operation of the system:

Date 10-1-04

Name MARK KAVENEY 
TYPE OR PRINT SIGNATURE

Title GENERAL SUPERINTENDENT

Address 12486 S. FOOTBALL BLVD

City YUMA AZ 85367

j:\WEDRA\applications-DrinkingWater\DrinkingWaterServiceAgreement (10/03)

KAV0011

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 6

2261782.1



**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
CAPACITY ASSURANCE
for
Sewage Collection System**

J:\shared\WEDRIA\APPLICATIONS-CollectionSystems\Notice Of Intent To Discharge -CAPACITY ASSURANCE for Sewage Collection System 2/27/03

Instructions: The owner or operator of the downstream sewage collection system must complete and submit this Capacity Assurance Form to comply with Arizona Administrative Code (AAC) R18-9-E301(C)(2) when the proposed sewage collection system is under different ownership or control.

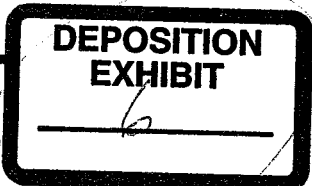
<p>1a. Proposed System or Expansion Design Flow:</p> <p>Project Name <u>SIERRA RIDGE 192</u></p> <hr/> <p>Design Flow: <u>.024</u> (MGD)</p>	<p>1b. Proposed Sewage Collection System:</p> <p>Name: <u>MARK KAUNEY</u></p> <p>Position: <u>GENERAL SUPERINTENDENT</u></p> <p>Responsible Agency: <u>FAR WEST WATER & SEWER</u></p> <p>Address: <u>12486 S. FOOTBALL BLVD</u> <u>YUMA AZ 85367</u></p> <p>Telephone No. ⁹²⁸<u>305-0302</u> Fax No. ⁹²⁸<u>305-0990</u></p>
<p>2a. Downstream Sewage Collection System Capacity:</p> <p>Capacity Downstream from point where new system or expansion is connected: <u>.200</u> (MGD).</p> <p>Total flow approved to be connected upstream from point of connection: <u>* 0</u> (MGD).</p> <p><u>* CONNECTION IS AT HIGHEST UPSTREAM POINT</u></p>	<p>2b. Downstream Sewage Collection System:</p> <p>Name: <u>MARK KAUNEY</u></p> <p>Position: <u>GENERAL SUPERINTENDENT</u></p> <p>Responsible Agency: <u>FAR WEST WATER & SEWER</u></p> <p>Address: <u>12486 S. FOOTBALL BLVD</u> <u>YUMA AZ 85367</u></p> <p>Telephone No. ⁹²⁸<u>305-0302</u> Fax No. ⁹²⁸<u>305-0990</u></p>

Capacity is expressed in million gallons per day (MGD). Design Flow is based on the design flow for the proposed new system, such as a subdivision submitted in accordance with AAC R18-9-E301, or system expansion.

3. Capacity Assurance: To be completed by owner/operator identified in item "2b" above.

I, MARK KAUNEY, certify that the sewer collection system identified in item "2b" can maintain the performance standards required under A.A.C. R18-9-E301(B) for the increased flow from the proposed system or expansion identified in item "1a". I am aware that there are significant penalties for submitting false information including permit revocation as well as the possibility of fine and imprisonment for knowing violations.

[Signature] _____ Date 1-29-05



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 7

2261782.1



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

Sewage Treatment Facility CAPACITY ASSURANCE

J:\shared\WBDR\APPLICATIONS-CollectionSystems\Notice Of Intent To Discharge -CAPACITY ASSURANCE for Sewage Treatment Facility 2/27/03

Instructions: The owner or operator of the downstream sewage treatment facility must complete and submit this Capacity Assurance Form to comply with Arizona Administrative Code (AAC) R18-9-E301(C)(1).

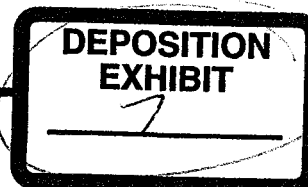
1. Sewage Treatment Facility: Name: PALM SHADOWS WWTP, APP (Aquifer Protection Permit) Number: P 103608, AZPDES Permit Number: , ADEQ Site Code: , Address: 9700 E. 40TH ST, YUMA AZ 85367, Telephone No. , Fax No.
2. Owner/Operator for Facility Operation: Name: MARK KAVENEY, Position: GENERAL SUPERINTENDENT, Firm Name: FAR WEST WATER/SEWER, Address: 12486 S. FOOTBALL BLVD, YUMA AZ 85367, Telephone No. 924-305-0302, Fax No. 928-305-0990
3. Facility Capacity: Current 208 Plan* Approved Capacity: .200 (MGD), Constructed Capacity: .200 (MGD), APP Approved Capacity: .200 (MGD), AZPDES Discharge Limit: NA (MGD), Operational Flow: .092 (MGD)
4. Proposed Subdivision or other project: Name: SIERRA RIDGE 142, Design Flow: .024 (MGD), Provide list of all previously approved subdivisions, commercial and industrial customers and associated design flows. Total Design Flow Connected to Facility: .153 (MGD)

Capacity is expressed in million gallons per day (MGD) based on the monthly average capacity of the facility. Operational Flow is expressed in MGD based on the maximum monthly average flow for the last 12 months. Design Flow is based on the design flow for the proposed subdivision as submitted in accordance with AAC R18-9-E301.

5. Facility Plan and Schedule to Construct Additional Capacity: (Provide detail if total design flow connected to facility is greater than APP approved capacity)

6. Capacity Assurance: To be completed by owner/operator identified in item "2" above. I, MARK KAVENEY, affirm that the additional volume of sewage delivered to the facility by the sewer collection system serving the proposed subdivision will not cause any flow or effluent quality limits of the facility's individual permit to be exceeded. I am aware that there are significant penalties for submitting false information including permit revocation as well as the possibility of fine and imprisonment for knowing violations. Signature: [Signature], Date: 1-29-05

1110 West Washington Street, 5415B-3 Phoenix, Arizona 85007 (602)771-4677 1(800)234-5677 Ext. 771-4677



KAV0013

YUMA TERRITORIAL ENGINEERING
VISION AND EXCELLENCE IN CIVIL ENGINEERING

FAX TRANSMITTAL

TO:	Mark Kaveney	FROM:	Fred Stevens Jr, ELT.
COMPANY:	FAR WEST WATER & SEWER CO.	DATE:	March 3, 2005
FAX NUMBER:	(928) 342-7108	TOTAL NO. OF PAGES INCLUDING COVER:	2
SUBJECT:	Sierra Ridge	YTS JOB NUMBER	0434

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY FOR YOUR INFO.

NOTES/COMMENTS:

Mark,

Please receive the attached copy of the revised capacity assurance form I sent to ADEQ for your records.

If you have any questions, please call our office at 928-329-9097.

1420 S. 5TH AVENUE • YUMA, ARIZONA 85364 • PHONE (928) 329-9097 • FAX (928) 539-0150

KAV0014



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

Sewage Treatment Facility CAPACITY ASSURANCE

Arizona WEDRIA APPLICATIONS - Collection Systems Notice Of Intent To Discharge - CAPACITY ASSURANCE for Sewage Treatment Facility 2-2-2010

Instructions: The owner or operator of the downstream sewage treatment facility must complete and submit this Capacity Assurance Form to comply with Arizona Administrative Code (AAC) R18-9-E301(C)(1).

1. Sewage Treatment Facility: Name: <u>PALM SHADOWS WWTP</u> APP (Aquifer Protection Permit) Number: P <u>103608</u> AZPDES Permit Number: _____ ADEQ Site Code: _____ Address: <u>9700 E. 40TH ST</u> <u>YUMA AZ 85367</u> Telephone No. _____ Fax No. _____	2. Owner/Operator for Facility Operation: Name: <u>MARK KAVENEY</u> Position: <u>GENERAL SUPERINTENDENT</u> Firm Name: <u>FAR WEST WATER/SEWER</u> Address: <u>12486 S. FOOTBALL BLVD</u> <u>YUMA AZ 85367</u> Telephone No. <u>928 305-0302</u> Fax No. <u>928 305-0990</u>
3. Facility Capacity: Current 208 Plan* Approved Capacity: <u>.200</u> (MGD) Constructed Capacity: <u>.200</u> (MGD) APP Approved Capacity: <u>.200</u> (MGD) AZPDES Discharge Limit: <u>.14</u> (MGD) Operational Flow: <u>.092</u> (MGD) <small>*Areawide Wastewater Management Plan, per Section 208 of the Clean Water Act (State only capacity indicated in current approved plan on file with the Designated Management Agency)</small>	4. Proposed Subdivision or other project: Name: <u>SIERRA RIDGE 142</u> Design Flow: <u>.051</u> (MGD) Provide list of all previously approved subdivisions, commercial and industrial customers and associated design flows. Total Design Flow Connected to Facility: <u>.180</u> (MGD)

Capacity is expressed in million gallons per day (MGD) based on the monthly average capacity of the facility. Operational Flow is expressed in MGD based on the maximum monthly average flow for the last 12 months. Design Flow is based on the design flow for the proposed subdivision as submitted in accordance with AAC R18-9-E301.

5. Facility Plan and Schedule to Construct Additional Capacity: (Provide detail if total design flow connected to facility is greater than APP approved capacity)

6. Capacity Assurance: To be completed by owner/operator identified in Item "2" above.

I, MARK KAVENEY, affirm that the additional volume of sewage delivered to the facility by the sewer collection system serving the proposed subdivision will not cause any flow or effluent quality limits of the facility's individual permit to be exceeded. I am aware that there are significant penalties for submitting false information including permit revocation as well as the possibility of fine and imprisonment for knowing violations.

Signature: [Signature] Date: 1-29-05

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 8

2261782.1

FAR WEST WATER & SEWER, INC.
MEMORANDUM

TO: DUSTY THOMAS
FROM: MARK KAVENEY
SUBJECT: SIERRA RIDGE - TENTATIVE
DATE: JULY 2, 2004
CC: FILE

Dusty,

The attached tentative plat is unsatisfactory due to the available sewage capacity that remains at the Palm Shadows WWTP. Along with the already committed sewage capacity, we are having serious issues with the effluent disposal capabilities. Last winter we experienced, on two occasions, effluent pond overflow. This condition will only be worse this coming season. We are currently looking into a temporary fix to our effluent disposal needs for the upcoming season, and hope to find a permanent resolve in the near future. If you have any questions, please contact me.

Thank You,

Mark Kaveney

**DEPOSITION
EXHIBIT**

8

KAV0016

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 9

2261782.1

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, OFFICE OF WASTE AND WATER QUALITY MANAGEMENT
2005 N. Central Avenue - Phoenix, Arizona 85004

WATER SERVICE AGREEMENT AND SEWER SERVICE AGREEMENT

To be filed out and signed, where appropriate, and submitted with application

WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #3
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name MARK KAUFNEY [Signature]
TYPE OR PRINT SIGNATURE
Title GENERAL SUPERINTENDENT
Address 12486 S. Foothills Blvd.
City Yuma, Arizona 85367

SEWER SERVICE AGREEMENT An unconditional agreement has been made between the owners of:

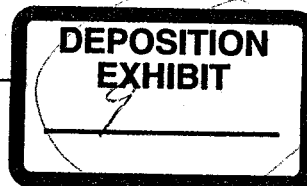
SIERRA RIDGE #3
NAME OF SUBDIVISION

and the Far West Water & Sewer Inc.
NAME OF SEWER SYSTEM OR MUNICIPALITY

to provide sewer service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operating the system.

Date: 1-28-05 Name MARK KAUFNEY [Signature]
TYPE OR PRINT SIGNATURE
Title GENERAL SUPERINTENDENT
Address 12486 S. Foothills Blvd.
City Yuma, Arizona 85367



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER QUALITY DIVISION
1110 WEST WASHINGTON STREET - PHOENIX, ARIZONA 85007

DRINKING WATER SERVICE AGREEMENT

To be completed and signed, where appropriate, and submitted with the APPLICATION FOR APPROVAL OF SANITARY FACILITIES FOR SUBDIVISIONS

DRINKING WATER SERVICE AGREEMENT - An unconditional agreement which is effective this date has been made between the owners of:

SIERRA RIDGE #3

NAME OF SUBDIVISION

and:

PAUL WEST WATER & SEWER, INC.

NAME OF WATER SYSTEM OR MUNICIPALITY

to provide water service to each and every lot in accordance with the design shown on the attached plats of the subdivision.

The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operation of the system:

Date 1-29-05

Name MARK KAVENEY [Signature]

TYPE OR PRINT

SIGNATURE

Title GENERAL SUPERINTENDENT

Address 12406 S. FOOTHILL BLVD

City YUMA AZ 85367



**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
CAPACITY ASSURANCE
for
Sewage Collection System**

J:\azured\WEDRIA\APPLICATIONS-CollectionSystems\Notice Of Intent To Discharge -CAPACITY ASSURANCE for Sewage Collection System 2/27/03

Instructions: The owner or operator of the downstream sewage collection system must complete and submit this Capacity Assurance Form to comply with Arizona Administrative Code (AAC) R18-9-E301(C)(2) when the proposed sewage collection system is under different ownership or control.

<p>1a. Proposed System or Expansion Design Flow:</p> <p>Project Name: <u>SIERRA RIDGE 3</u></p> <hr/> <p>Design Flow: <u>.013</u> (MGD)</p>	<p>1b. Proposed Sewage Collection System:</p> <p>Name: <u>MARK KAVENEY</u></p> <p>Position: <u>GENERAL SUPERINTENDENT</u></p> <p>Responsible Agency: <u>FAR WEST WATER & SEWER</u></p> <p>Address: <u>12486 S. FOOTBALL BLVD</u> <u>YUMA AZ 85367</u></p> <p>Telephone No. <u>928 305-0302</u> Fax No. <u>928 305-0990</u></p>
<p>2a. Downstream Sewage Collection System Capacity:</p> <p>Capacity Downstream from point where new system or expansion is connected: <u>.200</u> (MGD).</p> <p>Total flow approved to be connected upstream from point of connection: <u>at 0</u> (MGD).</p> <p>* CONNECTION IS AT THE HIGHEST UPSTREAM POINT.</p>	<p>2b. Downstream Sewage Collection System:</p> <p>Name: <u>MARK KAVENEY</u></p> <p>Position: <u>GENERAL SUPERINTENDENT</u></p> <p>Responsible Agency: <u>FAR WEST WATER & SEWER</u></p> <p>Address: <u>12486 S. FOOTBALL BLVD</u> <u>YUMA AZ 85367</u></p> <p>Telephone No. <u>928 305-0302</u> Fax No. <u>928 305-0990</u></p>

Capacity is expressed in million gallons per day (MGD). Design Flow is based on the design flow for the proposed new system, such as a subdivision submitted in accordance with AAC R18-9-E301, or system expansion.

3. Capacity Assurance: To be completed by owner/operator identified in item "2b" above.

I, MARK KAVENEY, certify that the sewer collection system identified in item "2b" can maintain the performance standards required under A.A.C. R18-9-E301(B) for the increased flow from the proposed system or expansion identified in item "1a". I am aware that there are significant penalties for submitting false information including permit revocation as well as the possibility of fine and imprisonment for knowing violations.

Signature: [Signature] Date: 1-29-05



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

Sewage Treatment Facility CAPACITY ASSURANCE

J:\shared\WEDRV\APPLICATIONS-Collection Systems\Notice Of Intent To Discharge -CAPACITY ASSURANCE for Sewage Treatment Facility 2/27/03

Instructions: The owner or operator of the downstream sewage treatment facility must complete and submit this Capacity Assurance Form to comply with Arizona Administrative Code (AAC) R18-9-E301(C)(1).

Form with 4 sections: 1. Sewage Treatment Facility (Name: Palm Shadows WWTP, APP Number: P 102608, AZPDES Permit Number, ADEQ Site Code, Address: 9700 E. 40th St, Yuma AZ 85367, Telephone/Fax No.); 2. Owner/Operator for Facility Operation (Name: Mark Kaveney, Position: General Superintendent, Firm Name: Palm West Water & Sewer, Inc., Address: 12486 S. Footmill Blvd, Yuma AZ 85367, Telephone/Fax No.); 3. Facility Capacity (Current 208 Plan* Approved Capacity: 1,200 MGD, Constructed Capacity: 1,200 MGD, APP Approved Capacity: 1,200 MGD, AZPDES Discharge Limit: N/A MGD, Operational Flow: .092 MGD); 4. Proposed Subdivision or other project (Name: Sierra Male #3, Design Flow: .013 MGD, Total Design Flow Connected to Facility: .153 MGD, note: 213.87 GPD/Lot).

Capacity is expressed in million gallons per day (MGD) based on the monthly average capacity of the facility. Operational Flow is expressed in MGD based on the maximum monthly average flow for the last 12 months. Design Flow is based on the design flow for the proposed subdivision as submitted in accordance with AAC R18-9-E301.

5. Facility Plan and Schedule to Construct Additional Capacity: (Provide detail if total design flow connected to facility is greater than APP approved capacity)

6. Capacity Assurance: To be completed by owner/operator identified in Item "2" above. I, Mark Kaveney, affirm that the additional volume of sewage delivered to the facility by the sewer collection system serving the proposed subdivision will not cause any flow or effluent quality limits of the facility's individual permit to be exceeded. I am aware that there are significant penalties for submitting false information including permit revocation as well as the possibility of fine and imprisonment for knowing violations. Signature: [Signature], Date: 1-29-05

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 10

2261782.1

APR-06-2005 13:18

Y C DEV. SERVICES

528 728 5881 P. 02/92



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES
2703 S. Avenue B • Yuma, Arizona 85384

Harold Atchih
Director
(928) 339-3300
FAX: (928) 728-5826

CHLORINE RESIDUAL TEST

LOCATION: Sierra Ridge Subdivision, Yuma, AZ 85367

DATE: 29 March 2005

TIME: 1000

ADEQ NUMBER: WL-SR05-0027
WL-SR05-0028

PIPE LENGTH: 3000'
3000'

PIPE SIZE: 6"
8"

NAME OF CONTRACTOR: Noll Construction Co.
ADDRESS: 12471 S Proantage Rd, Yuma, AZ 85367

Note: A total of ten (10) tests were conducted on this system.

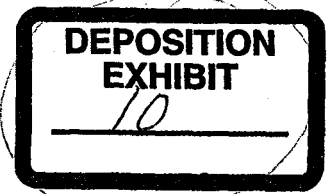
THE FOLLOWING IS THE RESULTS OF THE TEST:

Table with 2 columns: TIME and PPM. Rows include ONE MINUTE, TWO MINUTES, THREE MINUTES, FOUR MINUTES, and FIVE MINUTES, all with PPM values >200.

SIGNATURE:

Handwritten signature of Steven M.stead

Steven M.stead
Environmental Health Technician



County Administrator
Planning, Economic
Development & Building
(928) 339-3300
FAX: (928) 728-5881

County Engineer
Public Works Department
Building Division
(928) 339-3300
FAX: (928) 728-5881

TDD
(928) 339-3304

Engineering Division
(928) 339-3300
FAX: (928) 728-5826

Food Control Division
(928) 339-3300
FAX: (928) 728-5826
TOTAL P. 02

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 11

2261782.1

NOLL CONST



AGRI-TREND LLC

4341 East 30th Place • Yuma, Arizona 85365 • (928) 317-1127 • Fax: (928) 317-1329

Rex Noll
12471 South Frontage Rd.
Yuma, AZ 85367

System ID _____ System name Far West Water

03 / 29 / 05 12:15 (24 hr clock) Sample Date Sample Time
Owner/Contact Person Name Mart Kaveney

(928) 342-3344 Owner/Contact Person Phone Number
(928) 342-3347 Owner/Contact Person Fax Number

Sampler Name Rex Noll

Sierra Ridge Sub Lot # 85
Sampling Site ID

MICROBIOLOGICAL ANALYSIS

Analysis Method	Contaminant Name	Test Start Date / Time	Test Result	Analysis Run Date / Time	Result CFU/100 mL
Broadway et al	Total Coliform	03 / 29 / 05 1330	1330	03 / 30 / 05 1330	Absent

LABORATORY INFORMATION

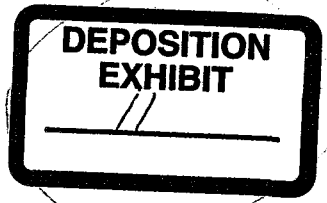
Specimen Number 5089-7

ID Number: (AZ0677) Name: Agri-Trend Laboratory

Comments: _____

Authorized Signature: [Signature]

Date	Time	Sample Relinquished By	Samples Received By
03/29/05	12:15	Rex Noll	[Signature]
03/29/05	10:1	[Signature]	[Signature]





AGRI-TREND LLC

4341 East 30th Place • Yuma, Arizona 85365 • (928) 317-1127 • Fax: (928) 317-1329

Rex Noll
12471 South Frontage Rd.
Yuma, AZ 85367

System ID _____
03 / 29 / 05 1215 (24 hr clock)
Sample Date Sample Time

(928) 342-3344
Owner/Contact Phone Number

Far West Water
System name _____
Mark Kavoney
Owner/Contact Person Name _____

(928) 342-3347
Owner/Contact Person Fax Number

Rex Noll
Sampler Name _____
Sierra Ridge Sub Lot # 85
Sampling Site ID _____

MICROBIOLOGICAL ANALYSIS

Analysis Method	Contaminant Name	Test Start Date / Time	Analysis Run Date / Time	Result
Broadway et al	Total Coliform	03 / 29 / 05 1330	03 / 30 / 05 1330	Absent

LABORATORY INFORMATION

Specimen Number
6088-7

ID Number: [AZ0677] Name: [Agri-Trend Laboratory]

Comments: [_____]

Authorized Signature: [*Jolene G. L.*]

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 12

2261782.1

YUMA TERRITORIAL ENGINEERING, P.C.

1420 S. 5th Avenue
Yuma, Arizona 85364
Ph. (928) 329-9097
Fax (928) 539-0150

**WATER LINE PRESSURE TEST
VERIFICATION**

Project Information

Project Name Sierra Ridge Subdivision Phase I

Contractor Name Noll Construction Co.

Project # 0434

Date 4/5/05

Initial Pressure 150 psi

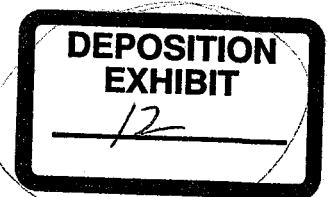
Initial Time 12:03 P.M.

Final Pressure 150 psi

Final Time 2:03 P.M.

Additional Information Entire System was tested at one time.

No Leakage observed.



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 13

2261782.1

YUMA TERRITORIAL ENGINEERING, P.C.
VISION AND EXCELLENCE IN CIVIL ENGINEERING

FAX TRANSMITTAL

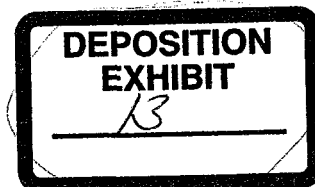
TO:	Brian Householder	FROM:	Francisco Galindo
COMPANY:	Spartan Homes and Construction	DATE:	April 11, 2005
FAX NUMBER:	342-3329	TOTAL NO. OF PAGES INCLUDING COVER:	9
SUBJECT:	Sierra Ridge Sewer Testing	YTE JOB NUMBER	0434

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY FOR YOUR INFO.

NOTES/COMMENTS:

Included are the watertline pressure test results gravity sewer exfiltration test results for the entire subdivision except for the sewer sections described in the Engineer's Certificate of Testing.

1420 S. 5TH AVENUE • YUMA, ARIZONA 85364 • PHONE (928) 329-9097 • FAX (928) 539-0150
e-mail: ytey@c2i2.com



KAV0025



YUMA TERRITORIAL ENGINEERING, P.C.
Vision and Excellence in Civil Engineering

ENGINEER'S CERTIFICATE OF TESTING

Project Name: Sierra Ridge Subdivision Phase 1

Contractor's Name: Noll Construction Co.

Project Location: S. Frontage Road and Avenue 12E

Yuma Territorial Project No. 0434

Project Description: Construct approximately 5,460 LF of 8" PVC sewer line, 3,315 LF 6" PVC waterline, 3,709 LF 8" PVC waterline.

This is to certify the I, Francisco Galindo, a Professional Engineer registered in the State of Arizona (Registration No. 23226) to the best of my knowledge and belief or that of my inspector, know that testing on the above-described project has been substantially completed, and materials used and installed are in conformance with the approved plans and specifications.

Exfiltration, pressure testing, and bacteriological, chlorination residual results are included. Deflection testing of the sewer lines is still required. 170 LF of 8" sewer main located at the north end of Sally Drive and 382 LF of 8" sewer main located in both Cul-de-sacs on Sally Dr. still require low-pressure air testing.

Testing and were witnessed by:
Francisco Galindo, P.E., Fred Stevens Jr., E.I.T., Vidal Ochoa, Yuma Territorial Engineering.

Date of this Certification April 8, 2005

Signature Francisco Galindo
Francisco Galindo, P.E.



Engineer's Address: Yuma Territorial Engineering, P.C.
1420 S. 5th Avenue
Yuma, Arizona 85364

1420 SOUTH 5TH AVENUE • YUMA, ARIZONA 85364 • PHONE: (928) 329-9097 • FAX: (928) 539-0150

KAV0026

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 14

2261782.1

**SIERRA RIDGE UNIT I
LOW PRESSURE AIR TEST
JOB # 0434
SEWER LINE TESTING DATE 3/31/05**

**LOCATION Sally Drive MH #19 to MH # 20 LENGTH 280 LF DURATION(8 MIN)
SIZE: 8" PVC**

START TIME: 9:47 AM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 9:55 AM
FINAL PRESSURE: 5.0 PSI

**LOCATION 35TH Street MH #19 to MH #5 LENGTH 416.22 LF DURATION (13 MIN)
SIZE: 8" PVC**

START TIME: 10:20 AM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 10:33 AM
FINAL PRESSURE: 5.0 PSI

**LOCATION 34th Place MH #20 to MH #6 LENGTH 416.23 LF DURATION(13 MIN)
SIZE: 8" PVC**

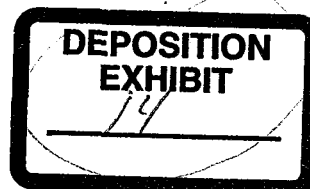
START TIME: 12:28 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 12:41 PM
FINAL PRESSURE: 5.0 PSI

**LOCATION La Primera Av. MH #6 to MH #7 LENGTH 280 LF DURATION(8 MIN)
SIZE: 8" PVC**

START TIME: 1:03 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 1:11 PM
FINAL PRESSURE: 5.0 PSI

**LOCATION 33RD Place MH #8 to MH #9 LENGTH 260 LF DURATION (8 MIN)
SIZE: 8" PVC**

START TIME: 2:36 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 2:44 PM
FINAL PRESSURE: 5.0 PSI



**SIERRA RIDGE UNIT I
LOW PRESSURE AIR TEST
JOB # 0434
SEWER LINE TESTING DATE 3/31/05**

**LOCATION 33RD Place MH #9 to MH #10 LENGTH 156.23 LF DURATION(8 MIN)
SIZE: 8" PVC**

START TIME: 3:00 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 3:08 PM
FINAL PRESSURE: 5.0 PSI

**LOCATION Sally Drive MH #10 to MH #11 LENGTH 260 LF DURATION(8 MIN)
SIZE: 8" PVC**

START TIME: 3:26 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 3:34 PM
FINAL PRESSURE: 5.0 PSI

**LOCATION 33RD Street MH #11 to MH #12 LENGTH 340 LF DURATION(9 MIN)
SIZE: 8" PVC**

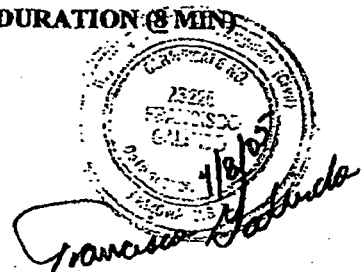
START TIME: 3:51 PM
INITIAL PRESSURE: 4.0 PSI Passed
FINAL TIME: 4:00 PM
FINAL PRESSURE: 4.0 PSI

**LOCATION 33RD Street MH#12 to MH#13 LENGTH 341.23 LF DURATION(9 MIN)
SIZE: 8" PVC**

START TIME: 4:19 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 4:28 PM
FINAL PRESSURE: 5.0 PSI

**LOCATION Helen Drive MH #13 to MH #14 LENGTH 260 LF DURATION(8 MIN)
SIZE: 8" PVC**

START TIME: 4:43 PM
INITIAL PRESSURE: 5.0 PSI Passed
FINAL TIME: 4:51 PM
FINAL PRESSURE: 5.0 PSI



**SIERRA RIDGE UNIT I
 LOW PRESSURE AIR TEST
 JOB # 0434
 SEWER LINE TESTING DATE 3/31/05**

**LOCATION 33RD Place MH #14 to MH #8 LENGTH 270 LF DURATION(8 MIN)
 SIZE: 8" PVC**

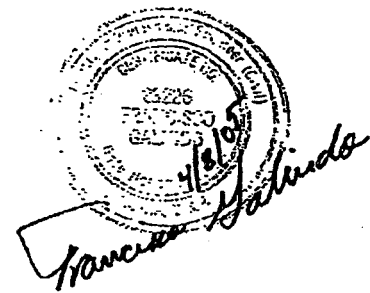
START TIME: 5:05 PM
 INITIAL PRESSURE: 5.0 PSI Passed
 FINAL TIME: 5:13 PM
 FINAL PRESSURE: 5.0 PSI

**LOCATION Helen Drive MH #15 to MH #16 LENGTH 500 LF DURATION(13 MIN)
 SIZE: 8" PVC**

START TIME: 6:06 PM
 INITIAL PRESSURE: 4.0 PSI Passed
 FINAL TIME: 6:19 PM
 FINAL PRESSURE: 4.0 PSI

**LOCATION Lynn Drive MH#9 to MH#21 LENGTH 190 LF DURATION(8 MIN)
 SIZE: 8" PVC**

START TIME: 6:38 PM
 INITIAL PRESSURE: 4.5 PSI Passed
 FINAL TIME: 6:46 PM
 FINAL PRESSURE: 4.5 PSI



SIERRA RIDGE UNIT I
LOW PRESSURE AIR TEST
JOB # 0434
SEWER LINE TESTING DATE 4/05/05

LOCATION La Primera Av. MH #5 to MH #6 LENGTH 280LF DURATION (8 MIN)
SIZE: 8" PVC

START TIME: 12:12 PM
INITIAL PRESSURE: 5.0 PSI

Passed

FINAL TIME: 12:20 PM
FINAL PRESSURE: 4.0 PSI

LOCATION La Primera Av. MH#7 to MH# 8 LENGTH 448.13 LF DURATION (13 MIN)
SIZE: 8" PVC

START TIME: 10:28 AM
INITIAL PRESSURE: 5.0 PSI

Passed

FINAL TIME: 10:41 PM
FINAL PRESSURE: 4.0 PSI

LOCATION Hellen Drive MH #14 to MH #15 LENGTH 500 LF DURATION (16 MIN)
SIZE: 8" PVC

START TIME: 1:04 PM
INITIAL PRESSURE: 5.0 PSI

Passed

FINAL TIME: 1:20 PM
FINAL PRESSURE: 5.0 PSI



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 15

2261782.1

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
 CERTIFICATE OF APPROVAL OF SANITARY FACILITIES FOR SUBDIVISION**

SUBDIVISION: Sierra Ridge-Phase 1&2, (Lots 1 - 113)		ADEQ FILE NO: 20040788 ADEQ SITE CODE: 50623000
LOCATION: South Avenue 12E. & South Frontage Road		
TOWN: Foothills		COUNTY: Yuma
SECTION 9	TOWNSHIP 9S	RANGE 21W
SUBDIVIDER: Brian Householder, 11858 Via Loma Vista		
Water Supply By: Far West Water Company (PWS No. 14-004)		
Sewage Disposal By: Palm Shadows WWTP (P103608)		
Garbage Disposal By: Suburban Sanitation		

The sanitary facilities of water supply, sewage disposal and garbage disposal as represented by the approved plan documents on file with the Arizona Department of Environmental Quality are hereby approved subject to the following Provision:

No "discharge" to the "waters of the United States" pursuant to Sections 301, 309, 402, 404, and 502 of the federal Clean Water Act (CWA) are authorized by this approval. If this project results in discharge to these waters, CWA permits are necessary before commencing the discharge, pursuant to the Code of Federal Regulations Titles 33 and/or 40. Any construction in a watercourse shall comply with all terms and conditions of the Section 404 Permit program which is administered by the U.S. Army Corps of Engineers.

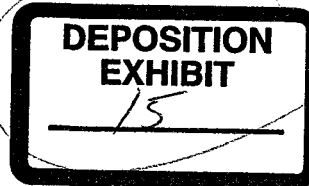
This Certificate of Approval does NOT constitute an Individual or General Aquifer Protection Permit for the sewage collection system incorporated in this subdivision (see separate Provisional Verification of General Permit Conformance).

Stephen A. Owens, Director
 Arizona Department of Environmental Quality

By: *[Signature]*
 For Michele Robertson, Manager
 Residential and Industrial Wastewater Unit
 Water Permits Section, Water Quality Division

4/15/05
 Date Approved

CERTIFICATE DISTRIBUTION
 Original Certificate and Plat:
 Engineering Review File No: 20040788
 Engineer: Fred Stevens, Yuma Territorial Engineering



KAV0031

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 16

2261782.1



Yuma County, Arizona
DEPARTMENT OF DEVELOPMENT SERVICES

2351 W. 26th Street, Yuma, Arizona 85364
Phone: (928) 817-5000
Fax: (928) 817-5020

Monty M. Stansbury, AICP
Director

APPROVAL OF CONSTRUCTION (AOC)

Project Name: Sierra Ridge #1 & 2
Project Description: Install 2,947 lf of 6" and 3,836 lf of 8" water line
Location: S. Avenue 12E & South Frontage Road
Project Owner: Brian Householder
Address: 11858 Via Loma Vista

Yuma County Development Services (YC DDS) hereby issues an Approval of Construction for this facility based on the following provisions of the Arizona Administrative Code (A.A.C.) R18-4-507 et seq.

On 12/09/2004, (YC DDS) issued a Certificate of Approval to Construct for the referenced project.

On 04/12/2007, Certificate of Completion and testing results were submitted to YC DDS

On 04/11/2005, Francisco Galindo, P.E. certified the following:

- A final construction inspection was conducted on 04/09/2005
The referenced project was constructed according to the approved plans and specifications and YC DDS's Certificate of Approval to Construct;
Water system pressure and leakage tests were conducted on 04/05/2005 and the results were within the allowable leakage rates;
The water distribution system was disinfected according to an ADEQ-approved method; and
Microbiological samples were collected and analyzed by Agri-Trend, The sample results were negative for total coliform.

This Approval of Construction authorizes the owner to begin operating the above-described facilities as represented in the approved plans on file with YC DDS. Be advised that A.A.C. § R18-4-124 requires the owner of a public water system to maintain and operate all water production, treatment and distribution facilities in accordance with ADEQ Safe Drinking Water Rules.

YC DDS File Number: PR04-0497

[Signature]

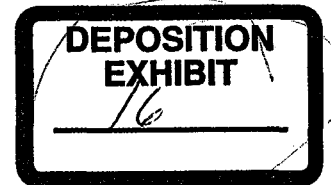
Rick Stacks, R.S.
Environmental Health Manager

04/12/2007

Date Approved

cc: County Planning and Zoning Department
ADEQ - DWFEIU
Facility File YC DDS

P:\Bldg_Safety\Env_Health\EH Letters\Plans Review\AOC's\2007\Sierra Ridge 1&2 (113)(04).doc



Monty M. Stansbury, AICP
Planning Director
Planning & Zoning
Fax: (928) 817-5157

Curtis Cansler
Chief Building Official
Building Safety
Fax: (928) 817-5050

Roger A. Patterson, P.E.
County Engineer/FCM
Engineering Division/Flood Control District
Fax: (928) 817-5109

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 17

2261782.1

APR-03-2007 FRI 02:33 PM

ENGP

FAX No. 19288113100

Apr 15 05 01:36p

Spartan

9283423329

P. 1



FAR WEST WATER & SEWER, INC.

April 14, 2005

Yuma County Development Services
2703 S. Avenue B
Yuma, AZ 85364

RE: Far West Water & Sewer, Inc. Acceptance Letter
Sierra Ridge Units 1 & 2

To Whom It May Concern:

Far West Water & Sewer, Inc. is granted the Certificate of Convenience and Necessity (CC&N) by the Arizona Corporation Commission to provide water and sewer utility services to Sierra Ridge Units 1 & 2.

All necessary documents, test results, and as-built drawings have been received by Far West Water & Sewer, Inc., and as such, Far West Water & Sewer, Inc. accepts the completed improvements into the water and wastewater system. Utility services can be requested for all lots as needed.

Should you have any questions or concerns, please contact me at 928-342-1238.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Kaveney".

Mark Kaveney
General Superintendent

13157 E. 44th Street • Yuma, Arizona 85367 • Tel 928-342-1238 • Fax 928-342-7108

Received 04-15-06 01:10pm

From-9283423329

To-Yuma County Developm Page 001

DEPOSITION
EXHIBIT

17

KAV0033

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 18

2261782.1



FAR WEST WATER & SEWER, INC.

October 8, 2006

Mr. Brian Householder
Sierra Ridge

RE: Main Line Extension Agreement

Dear Brian,

I am in the midst of generating a Main Line Extension Agreement for you regarding Sierra Ridge 1 & 2. This agreement will pay you back for the infrastructure you installed in your subdivision. The payback is based on usage over a period of 10 years for water, and 20 years for sewer. The water agreement falls under ACC rules and regulations; and must be submitted by Far West Water & Sewer for ACC approval. The sewer agreement is strictly between the Developer and Far West Water & Sewer, not governed by the ACC. Upon completion of the agreements; I will request your signature so I can submit to the ACC.

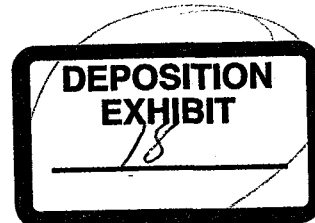
As I have been generating the Main Line Extension Agreement, I have noticed that I am missing some of the required documents to complete the agreement. You submitted to me in March of this year the "Engineers Estimated Costs" for Sierra Ridge. What I need from you or your engineer is the "Actual" costs for the infrastructure that you installed. This would include, but not be limited to, any and all invoices relative to this project. It would be of great help if you or your engineer could separate the water from the sewer, as this will allow for a more timely generation of the agreement. Also, I noticed that all of the documents you have already submitted to me are regarding Sierra Ridge 1. No where is there any indication of Sierra Ridge 2.

I would like to get this Main Line Extension Agreement implemented as soon as possible, as I am sure you would like to see the same. Your help and cooperation in this matter will be beneficial to both of us and greatly appreciated.

If you should have any other questions or concerns, please contact me at (928) 342-1238.

Sincerely,

Mark Kaveney
General Superintendent



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 19

2261782.1

COMMISSIONERS
JEFF HATCH-MILLER - Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES



BRIAN C. McNEIL
Executive Secretary

ARIZONA CORPORATION COMMISSION

February 8, 2005

Mr. Mark Kaveney
Far West Water & Sewer, Inc.
12486 South Foothills Boulevard
Yuma, Arizona 85367

Dear Mr. Kaveney:

The enclosed Main Extension Agreement between Far West Water & Sewer, Inc., and AB-SUB Development, Inc. has met the provisions of A.A.C. R14-2-406, or company approved tariffs, and is approved, excepting those provisions, if any, not within the jurisdiction of the Arizona Corporation Commission.

A copy of this agreement will remain on file in the Utilities Division's Central Files.

Sincerely,

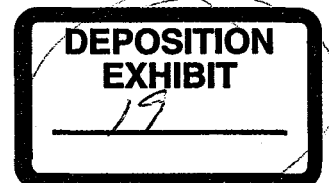
Bradley G. Morton

Bradley G. Morton
Public Utility Consumer Service Analyst II
Utilities Division

BGM:cal

Enclosures

cc: Brian Bozzo



COPY

FAR WEST WATER & SEWER, INC

WATER MAIN EXTENSION AGREEMENT

This agreement, made and entered into this 31 day of January, 2005, by and between Far West Water & Sewer, Inc. (hereinafter referred to as "the Company", and AB-SUB Development, Inc. (hereinafter referred to as "the Applicant") whose address is

11463 S. Foothills Blvd
Yuma, AZ 85367

WITNESSETH:

1. The Company will inspect, approve, and accept, subject to Policy #1215-96, an extension to its water distribution facilities as follows:

Estrella at Mesa Del Sol Unit 2

- A. Map of extension area attached
- B. Estimated Start Date: August 2004
- C. Estimated Completion Date: January 2005

2. The Applicant will install water line improvements according to Far West Water's specifications and practices. Upon receipt of Far West Water Acceptance Letter for the improvements, and the signing of this agreement, the Company will agree to repay to the Applicant as a Refundable Advance in Aid of Construction, the total amount of \$166,364.00). (One hundred sixty six thousand three hundred sixty four and xx/100.) Receipt of which is hereby acknowledged by the Company, which represents (description and cost involved):

A. Materials: 5478' 6" C900, 16 6" valves, 2007' 8" C900, 7 8" valves, 1410' 12" C900, 3 12" valves, 8 fire hydrants, 126 services, 5 type "B" blowoffs

B. Labor: See attached cost sheet

3. Refunds for advances in aid of construction pursuant to this agreement shall be made in accord with the following method: The Company shall each year pay to the party making an advance under a main extension agreement, or that party's assignees or other successors in interest where the Company has received

Only the cover page of this agreement is being filed with the ACC on November 30, 2009.

A full copy of the agreement has been provided to counsel for Spartan Homes and is being provided to the Hearing Officer.

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 20

2261782.1

FAR WEST WATER & SEWER, INC

COPY

SEWER MAIN EXTENSION AGREEMENT

This agreement, made and entered into this 25 day of January, 2005, by and between Far West Water & Sewer, Inc. (hereinafter referred to as "the Company"), and H&S Developers (hereinafter referred to as "the Applicant") whose address is

12486 S. Foothills Blvd
Yuma, AZ 85367

WITNESSETH:

1. The Company will inspect, approve, and accept an extension to its sewer collection facilities as follows:

Dominos Lift Station

- A. Map of extension area attached
 - B. Estimated Start Date: July 1999
 - C. Estimated Completion Date: July 1999
2. The Applicant will install sewer line improvements according to Far West Water's specifications and practices. Upon receipt of Far West Water Acceptance Letter for the improvements, and the signing of this agreement, the Company will agree to repay to the Applicant as a Refundable Advance in Aid of Construction, the total amount of \$10,000.00). (Ten thousand and xx/100.) Receipt of which is hereby acknowledged by the Company, which represents (description and cost involved):
 - A. Materials: 1 Sewage lift station
 - B. Labor: See attached cost sheet
 3. Refunds for advances in aid of construction pursuant to this agreement shall be made in accord with the following method: The Company shall each year pay to the party making an advance under a main extension agreement, or that party's assignees or other successors in interest where the Company has received notice and evidence of such assignment of succession, an amount equal to five per cent (5%) of the total gross annual revenue from sewer fees to each bonafide

DEPOSITION
EXHIBIT

20

KAV0074

**Only the cover page of this
agreement is being filed with the
ACC on November 30, 2009.**

A full copy of the agreement has been
provided to counsel for Spartan Homes and
is being provided to the Hearing Officer.

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 21

2261782.1

**COUNTY APPROVAL
SUBDIVISION TO BE SERV. BY
INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES
(ADEQ Form 113-S)**

This form is to be filled out, signed and SUBMITTED TO ADEQ in accordance with Arizona Administrative Code (A.A.C.) R18-5-408(E)(3) with any Application for Approval of Sanitary Facilities for Subdivision for which the proposed method of wastewater treatment requires owners of some or all lots within the proposed subdivision to install Individual On-Site Wastewater Treatment Facilities.

1. SUBDIVISION NAME: Sierra Ridge Subdivision Phase I & II
(SPECIFIC AS TO UNIT OR PHASE NUMBER)
2. TOTAL NUMBER OF LOTS IN PROPOSED SUBDIVISION: 113
3. TOTAL NUMBER OF LOTS PROPOSED FOR INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES: 113
3. COUNTY STATEMENT OF CONCEPTUAL APPROVAL:

Plans and supporting data for the above project have been reviewed by the

Yuma County Development Services Dept. of Environmental Health
(NAME OF COUNTY HEALTH DEPARTMENT OR OTHER DELEGATED AGENCY)

and county approval of Sierra Ridge Phase I & II subdivisions for the use of individual on-site wastewater treatment and disposal systems is granted. AN APPROVAL OF SANITARY FACILITIES FOR SUBDIVISION MUST BE ISSUED BY THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY BEFORE APPLICATION CAN BE MADE TO THE DELEGATED AGENCY TO OBTAIN APPROVAL OF SEPTIC SYSTEM OR OTHER INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES FOR SPECIFIC LOTS WITHIN THE SUBJECT SUBDIVISION. ACCORDING TO A.A.C. R18-5-408(D)(1)(G), NO RESIDENTIAL CONSTRUCTION CAN PROCEED UNTIL A SEPTIC SYSTEM OR OTHER INDIVIDUAL ON-SITE WASTEWATER TREATMENT FACILITIES HAVE BEEN ISSUED A PROVISIONAL VERIFICATION OF GENERAL PERMIT CONFORMANCE.

County Comment: Collection of Stormwater will take place in retention basins located throughout subdivision - No onsite retention will take place. Sewer is not available in the susceptible area. RS

Continued on Attachment No Yes (Pages)

Name of County Official (type or print) R.J. Stacks, R.S.

Signature of County Official [Signature]

Title of County Official R.J. Stacks, R.S. Environmental Health Manager

Address 2717 S. Avenue B

City Yuma, AZ Zip Code 85364

Date 10-8-04

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, ENGINEERING REVIEW DESK
1110 West Washington Street (5415B-3), Phoenix, Arizona 85007 (602)771-4677 1(800)234-5677x4677

ADEQ/WQD-113-S (REV.2/02) IAWEDRA APPLICATIONS-Subdivisions/County Conceptual Approval/Oncite Subdivision-113S

Attn: Jeff Cravetto Re: Sierra Ridge



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

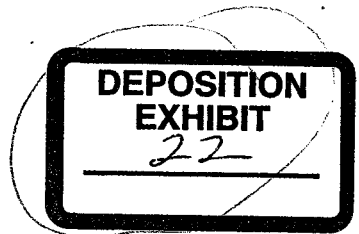
Exhibit 22

2261782.1

5473

LOT 0001
 ADDRESS 12136 E 33rd St.
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 10-11-05
 INITIAL RD
 PASS OR FAIL PASS
 INSPECTION DATE 10/11/05
 COMMENT _____

L
N



FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5473

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No.:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____
12136 E 33rd St SR 0001

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No.:** _____
Eliminator _____ _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 10/11/05 **Approved By FWS:** [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

SIERRA LOT 2

5964

PIDGVE ADDRESS 12148 E. 33RD ST.

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 1-9-06

INITIAL BS

PASS OR FAIL PASS

INSPECTION DATE 1-9

COMMENT _____

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

5964

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 12148 E. 33RD ST Subdivision#: SIERRA PIDGVE Lot#: 2

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-9-06 Approved By FWS: Pass [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent:

Signature:

Date:

5771

LOT 3
 ADDRESS 12160 E 33rd St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-15-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-15-05
 COMMENT _____

Q
 W

FAR WEST SEWER

5771

12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address:	Subdivision#:	Lot#:
<u>12160 E 33rd St</u>	<u>SR</u>	<u>3</u>
Contractor's Name:	Address:	City:
<u>Eliminator</u>		
State/Zip:	Tel. No:	
	<u>343-9929</u>	

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: Pass 11-15-05 Approved By FWS: Pass Braden Steinhilber

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5474

LOT 0004
 ADDRESS 12172 E 33rd St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 10-11-05
 INTITIAL KO
 PASS OR FAIL Pass
 INSPECTION DATE 10/11/05
 COMMENT _____

V
S

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5474

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____
12172 E 33rd St SR 0004

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____
Eliminator 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 10/11/05 **Approved By FWS:** [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

5770

LOT 5

ADDRESS 12184 E 33rd St

CONTRACTOR Eliminator

PHONE# 343-9929

REQUEST DATE 11-15-05

SR
S

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 11-15-05

COMMENT _____

FAR WEST SEWER

5770

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____

12184 E 33rd St SR 5

Contractor's Name: Eliminator Address: _____ City: _____ State/Zip: _____ Tel. No: _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 Approved By FWS: Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

SIERRA
PUDWE

LOT 6

5903

ADDRESS 12190 E. 33RD ST

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 1-9-06

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 1-9-06

COMMENT _____

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

5963

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 12190 E. 33RD ST. Subdivision#: SIERRA PUDWE Lot#: 6

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-9-06 Approved By FWS: Pass Bradley Skinkach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

S767

LOT SR 0007
 ADDRESS 12202 E 33rd St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-3-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-3
 COMMENT _____

✓
 ∩

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5767

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____

12202 E 33rd St SR 7

Contractor's Name: Eliminator **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-3 Approved By FWS: Pass Bradley

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5768

LOT SR 0008
 ADDRESS 12224 E 33rd St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-05-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-3
 COMMENT _____

✓
 ✓

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5768

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____
12224 E 33rd St SR 8

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____
Eliminator _____ _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-3 Approved By FWS: Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT 9
 ADDRESS 12236 E 33rd St.
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-15-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-15-05
 COMMENT _____

5772

SR

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5772

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____

12236 E 33rd St SR 9

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Eliminator

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 Approved By FWS: Pass Brady Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5789

SEPT LOT 11
 ADDRESS 11229 HEVEN DR
 CONTRACTOR ELIMINATOR
 PHONE# 343-9729
 REQUEST DATE 2-21-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 2-21-06
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5789

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 11229 HEVEN DR **Subdivision#:** SEPT PLOT **Lot#:** 11

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9729

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 2-21-06 **Approved By FWS:** Pass Bradley Skindred

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5499

SIERRA LOT 14
 RIDGE ADDRESS 11259 HELEN DR
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 12-13-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 12-13
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5499

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____
11259 HELEN DR SIERRA RIDGE 14

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____
ELIMINATOR _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 12-13 Approved By FWS: Pass BS

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

LOT 29
 ADDRESS 11378 Helen Dr.
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 3-27-06
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 3-27-06
 COMMENT lateral is under Driveway

4964

SR

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4964

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____

11378 Helen Dr SR 29

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Eliminator _____ _____ _____ 343-992

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Steinhilber

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

LOT 30
ADDRESS 11362 Helen Dr.
CONTRACTOR Eliminator
PHONE# 343-9929
REQUEST DATE 3-27-06
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 3-27
COMMENT _____

4963

SR

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4963

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____

11362 Helen Dr SR 30

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Eliminator _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Steinback

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

SIERRA

5956

RIDGE LOT 33

ADDRESS 11328 HELEN DR

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 4/17/06

INITIAL KWO

PASS OR FAIL Pass

INSPECTION DATE 4/17/06

COMMENT _____

FAR WEST SEWER

5956

12456 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 11328 HELEN DR Subdivision#: SIERRA RIDGE Lot#: 33

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 4/17/06 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5838

SIERRA RIDGE

LOT 36
 ADDRESS 11284 HELEN DR
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 1-12-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 1-18-06
 COMMENT Plugged 10' - 1-12-06 BS

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5838

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 11284 HELEN DR **Subdivision#:** SIERRA RIDGE **Lot#:** 36

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-18-06 **Approved By FWS:** Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5475

LOT 39
 ADDRESS 12222 E 33rd PL
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 10-11-05
 INITIAL KO
 PASS OR FAIL Pass
 INSPECTION DATE 10/11/05
 COMMENT _____

S
S

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5475

INSPECTION RELEASE

Owner's Name:	Address:	City:	State/Zip:	Tel. No:
Job Address:	Subdivision#:	Lot#:		
<u>12222 E 33rd PL</u>	<u>SR</u>	<u>0039</u>		
Contractor's Name:	Address:	City:	State/Zip:	Tel. No:
<u>Eliminator</u>				<u>343-9929</u>

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 10/11/05 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

5775

LOT 40
 ADDRESS 12233 E 33rd St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-15-05
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-15-05
 COMMENT _____

OK
 S

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5775

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____

12233 E 33rd St SR 40

Contractor's Name: Eliminator **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 Approved By FWS: Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County! The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

SIERRA LOT 41

5498

PIDGE ADDRESS 12201 E. 33RD ST

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 12-13-05

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 12-13

COMMENT Col 3 cap #10

FAR WEST SEWER

5498

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:

12201 E. 33RD ST

SIERRA RIDGE

41

Contractor's Name: Address: City: State/Zip: Tel. No:

ELIMINATOR

343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 12-13

Approved By FWS: Pass Brad St

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent:

Signature:

Date:

LOT 42
ADDRESS 12195 E 33rd St
CONTRACTOR Eliminator
PHONE# 343-9929
REQUEST DATE 11-15-05
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 11-15
COMMENT _____

5769

SR

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

5769

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____

12195 E 33rd St SR 42

Contractor's Name: Eliminator Address: _____ City: _____ State/Zip: _____ Tel. No: _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 Approved By FWS: Pass Brady, Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5476

LOT 43
 ADDRESS 12183 E 33rd St.
 CONTRACTOR Eliminator
 PHONE# 343 9929
 REQUEST DATE 10-11-05
 INTITIAL ko
 PASS OR FAIL not Pass
 INSPECTION DATE 10/11/05
 COMMENT _____

✓
 7

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5476

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address:	Subdivision#:	Lot#:
<u>12183 E 33rd St</u>	<u>SR</u>	<u>0043</u>
Contractor's Name:	Address:	City:
<u>Eliminator</u>		
		State/Zip:
		<u>343-9929</u>
		Tel. No:

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 10/11/05 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

SIERRA
RAPIDS

LOT 44
ADDRESS 12171 E. 33RD ST.
CONTRACTOR ELIMINATOR
PHONE# 343-9929
REQUEST DATE 9/27/05
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 9-27
COMMENT _____

5752

FAR WEST SEWER

5752

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____
12171 E. 33RD ST SIERRA RAPIDS 44

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____
ELIMINATOR _____ _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-27 Approved By FWS: Pass Bradley Steinbock

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

KAV0195

5753

SIERRA LOT 45
 RIDGE ADDRESS 12159 E. 33RD ST
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 9/21/05
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 9-27
 COMMENT

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5753

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:
 12159 E. 33RD ST SIERRA RIDGE 45

Contractor's Name: Address: City: State/Zip: Tel. No:
 ELIMINATOR 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-27 Approved By FWS: Pass Brandon St

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

SIERRA LOT 40
RIDGE

5154

ADDRESS 12447 E. 33RD ST

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 9/27/05

INITIAL BS

PASS OR FAIL PASS

INSPECTION DATE 9/27/05

COMMENT

FAR WEST SEWER

5754

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:
12447 E. 33RD ST SIERRA RIDGE 40

Contractor's Name: Address: City: State/Zip: Tel. No:
ELIMINATOR

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-27 Approved By FWS: Pass Brad Stone

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

4997

SEWER
 LOT 18
 ADDRESS 11230 SAVANNAH DR.
 CONTRACTOR ELIMINATOR
 PHONE# 343-9729
 REQUEST DATE 2-21-06
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 2-21-06
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

4997

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 11230 SAVANNAH DR. **Subdivision#:** SIERRA RIDGE **Lot#:** 18

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9729

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 2-21-06 **Approved By FWS:** Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT 49
ADDRESS 11242 Sally Dr
CONTRACTOR Eliminator
PHONE# 343-9929
REQUEST DATE 3-27-06
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 3-27-06
COMMENT _____

4965

SR

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4965

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 11242 Sally Dr Subdivision#: SR Lot#: 49

Contractor's Name: Eliminator Address: _____ City: _____ State/Zip: _____ Tel. No: _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Skinner

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

LOT 50
ADDRESS 11250 SALLY DR
CONTRACTOR ELIMINATOR
PHONE# 343-9929
REQUEST DATE 2-21-06
INITIAL BS
PASS OR FAIL PASS
INSPECTION DATE 2-21-06
COMMENT _____

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4998

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 11250 SALLY DR **Subdivision#:** SIERRA KIDNEY **Lot#:** 50

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 2-21-06 **Approved By FWS:** PASS Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5773

LOT 56

ADDRESS 11269 Sally Dr

CONTRACTOR Eliminator

PHONE# 343-9929

REQUEST DATE 11-15-05

INITIAL BS

Handwritten initials

PASS OR FAIL Pass

INSPECTION DATE 11-15-05

COMMENT Flushed

FAR WEST SEWER

5773

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:

11269 Sally Dr SR 56

Contractor's Name: Address: City: State/Zip: Tel. No:

Eliminator

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 Approved By FWS: Pass Brady Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

SIERRA RIDGE

LOT 58
ADDRESS 12140 E. 33RD PL
CONTRACTOR ELIMINATOR
PHONE# 343-9929
REQUEST DATE 9/21/05
INITIAL JS
PASS OR FAIL Pass
INSPECTION DATE 9-26
COMMENT: NO INSPECTION MADE
Cut 3 Cap Charge \$10.00

5755

SHOULD BE
UN-BURIED AND
PERMITS SHOULD
BE OUT THERE
PER "ANGEL"
(GOOD LUCK!)

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

5755

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:
12140 E. 33RD PL. SIERRA RIDGE 58

Contractor's Name: Address: City: State/Zip: Tel. No:
ELIMINATOR 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-26 Approved By FWS: Pass Bon

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

SIERRA
RIDGE

LOT 59

5756

ADDRESS 1258 E. 33RD PL

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 9/21/05 - 9/27/05

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 9-27

COMMENT No tunneling allowed unsafe

FAR WEST SEWER

5756

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#: 1258 E. 33RD PL DAVE 59

Contractor's Name: Address: City: State/Zip: Tel. No: ELIMINATOR 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-27 Approved By FWS: Pass Bud Seibach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

WHITE: Far West Sewer

YELLOW: Yuma County

PINK: Owner

KAV0203

SIERRA
PIDGE

5157

LOT 600
ADDRESS 12170 E. 33RD PL
CONTRACTOR ELIMINATOR
PHONE# 343-9929
REQUEST DATE 9/21/05
INITIAL RS
PASS OR FAIL PASS
INSPECTION DATE 9-26
COMMENT _____

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238
Sewer Plant (928) 345-0672

5757

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 12170 E. 33RD PL **Subdivision#:** SIERRA PIDGE **Lot#:** 600

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-26 **Approved By FWS:** Pass Ben

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

5758

JERRA RIDGE

LOT 61
 ADDRESS 12182 E. 33RD PL
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 9/29/05
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 9-27
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5758

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 12182 E. 33RD PL **Subdivision#:** JERRA RIDGE **Lot#:** 61

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 9-27 **Approved By FWS:** Bradley Steinbock Pass

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

5975

APPA LOT 62
 1 DNE ADDRESS 12194 E. 33RD PL
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 3-21-00
 INTIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 3-21-00
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5975

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 12194 E. 33RD PL **Subdivision#:** SIERRA RIDGE **Lot#:** 02

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-21-00 **Approved By FWS:** Pass Brian [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

800 PM LOT WT
 ADDRESS 11205 KASINDA DR PRINCE
 CONTRACTOR ELIMINATOR
 PHONE# 342-9929
 REQUEST DATE 2-21-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 2-21
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

4999

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** SIEKRA **Lot#:** WT
11205 KASINDA DR PRINCE PRINCE

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 342-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 2-21-06 Approved By FWS: Pass Bradley Steinback

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

SIERRA
RIDGE

LOT 05

5826

ADDRESS 11273 AVENIDA LA PRIMERA

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 1-18-00

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 1-18-06

COMMENT _____

FAR WEST SEWER

5826

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____
11273 AVENIDA LA PRIMERA SIERRA RIDGE 05

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____
ELIMINATOR _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-18-06 Approved By FWS: Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

5839

SIERRA RIDGE

LOT 600
 ADDRESS 11287 AVENIDA LA PRIMERA
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 1-12-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 1-12-06
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5839

INSPECTION RELEASE

Owner's Name:	Address:	City:	State/Zip:	Tel. No:
Job Address:	Subdivision#:	Lot#:		
<u>11287 AVENIDA LA PRIMERA</u>	<u>SIERRA RIDGE</u>	<u>600</u>		
Contractor's Name:	Address:	City:	State/Zip:	Tel. No:
<u>ELIMINATOR</u>				<u>343-9929</u>

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-12-06 Approved By FWS: Pass, Brady Skindahl

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5840

SIERRA RIDGE

LOT 67
 ADDRESS 11293 AVENIDA LA PRIMERA
 CONTRACTOR ELMINATOR
 PHONE# 343-9929
 REQUEST DATE 1-12-00
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 1-12-06
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5840

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____
11293 AVENIDA LA PRIMERA SIERRA RIDGE 107

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____
ELMINATOR _____ _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-12-06 **Approved By FWS:** Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT 68 4962
ADDRESS 11315 Avenida La Primera
CONTRACTOR Eliminator
PHONE# 343-9929
REQUEST DATE 3-27-06
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 3-27-06
COMMENT Water is in front of garage

SR

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4962

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#: 11315 Avenida La Primera SR 68

Contractor's Name: Address: City: State/Zip: Tel. No: Eliminator 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Steen

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

LOT 70
ADDRESS 11339 Avenida La Primavera
CONTRACTOR Eliminator
PHONE# 343-9929
REQUEST DATE 3-27-06
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 3-27-06
COMMENT _____

4966

SR

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

4966

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____
11339 Avenida La Primavera SR 70
Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____
Eliminator _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

LOT 5776 74 5776
 ADDRESS 11304 Avenida La Primavera
 CONTRACTOR Eliminator
 PHONE# 343-4929
 REQUEST DATE 11-15-08
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-15-05
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5776

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____

11304 Avenida La Primavera 74
Contractor's Name: Eliminator **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 **Approved By FWS:** Pass Bradley Skindahl

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

SIERRA LOT 175
RIDGE

ADDRESS 11290 AVENIDA LA PRIMERA

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE ~~1-18-00~~

INITIAL BS

PASS OR FAIL ~~Pass~~ Pass 3-21

INSPECTION DATE ~~1-18-00~~

COMMENT Plugged 10' Seal

CANNOT LOCATE BRIS WITH 5827
RE-INSPECTION # 5976

3-13-06 - Jonelle
Advised to contact
Water or sewer with
Votseck Corp. We will
be advised in advance
when they will be dig
the work so.

3/16/06 - Jonelle called about
getting someone to vac. with
advise when scheduled

3/20/06 - Emory Bleasdale
NPL replacing sewer at this
lot and # 76 total #
2016-032001167.0

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

5976

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: 11290 AVENIDA LA PRIMERA Subdivision#: SIERRA RIDGE Lot#: 175

Contractor's Name: ELIMINATOR Address: City: State/Zip: Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-21-06 Approved By FWS: Pass Randy Skibik

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

SIERRA
RIDGE

LOT 78
ADDRESS 11207 LYNN DR
CONTRACTOR ELIMINATOR
PHONE# 343-9929
REQUEST DATE 12-13-05
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 12-13
COMMENT _____

5496

FAR WEST SEWER
12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

5496

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 11207 LYNN DR Subdivision#: SIERRA RIDGE Lot#: 78

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 12-13 Approved By FWS: Pass (Bradley Steinbald)

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5477

LOT 79
 ADDRESS 11281 Lynn Dr
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 10-11-05
 INITIAL KO
 PASS OR FAIL Pass
 INSPECTION DATE 10/11/05
 COMMENT _____

K
J

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5477

INSPECTION RELEASE

Owner's Name:	Address:	City:	State/Zip:	Tel. No:
Job Address:	Subdivision#:	Lot#:		
<u>11281 Lynn Dr</u>	<u>SR</u>	<u>0079</u>		
Contractor's Name:	Address:	City:	State/Zip:	Tel. No:
<u>Eliminator</u>				<u>343-9929</u>

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 10/11/05 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

WHITE: Far West Sewer YELLOW: Yuma County PINK: Owner

5987

SIERRA RIDGE

LOT 80
 ADDRESS 11303 LYNN DR
 CONTRACTOR ELIMINATOR
 PHONE# 343-9929
 REQUEST DATE 1-12-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 1-12-06
 COMMENT _____

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

5987

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: 11303 LYNN DR **Subdivision#:** SIERRA RIDGE **Lot#:** 80

Contractor's Name: ELIMINATOR **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-12-06 **Approved By FWS:** Pass [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT 83
 ADDRESS 12148 E 34th PL
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 3-6-06
 INITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 3-06-06
 COMMENT _____

4911

R
S

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

4971

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address:	Subdivision#:	Lot#:		
<u>12148 E 34th PL</u>	<u>SR</u>	<u>83</u>		
Contractor's Name:	Address:	City:	State/Zip:	Tel. No:
<u>Eliminator</u>				<u>342-9929</u>

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-6-06 Approved By FWS: Pass Bradley Steinbrin

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

SIERRA LOT 84
PIDGE

5962

ADDRESS 12130 E. 34TH PL

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 1-9-06

INITIAL BS

PASS OR FAIL Pass

INSPECTION DATE 1-9-06

COMMENT _____

FAR WEST SEWER

5962

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 12130 E. 34TH PL Subdivision#: SIERRA PIDGE Lot#: 84

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 1-9-06 Approved By FWS: Bnd St

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5955

SIERRA

R/D

LOT 94
ADDRESS 12149 E. 34TH PL

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 4/17/04

INITIAL kw-8

PASS OR FAIL Pass

INSPECTION DATE 4/17/04

COMMENT _____

FAR WEST SEWER

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

5955

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: 12149 E. 34TH PL Subdivision#: SIERRA RIDGES Lot#: 94

Contractor's Name: ELIMINATOR Address: _____ City: _____ State/Zip: _____ Tel. No: 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 4/17/04 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

5954

SIERRA
RIDGE LOT

95

ADDRESS 12161 E. 34th Pl

CONTRACTOR ELIMINATOR

PHONE# 343-9929

REQUEST DATE 4/17/00

INITIAL KWO

PASS OR FAIL Pass

INSPECTION DATE 4/17/06

COMMENT Lots of water + mud - Flushed

FAR WEST SEWER

5954

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: Address: City: State/Zip: Tel. No:

Job Address: Subdivision#: Lot#:

12161 E. 34th Pl

SIERRA RIDGE 95

Contractor's Name: Address: City: State/Zip: Tel. No:
ELIMINATOR 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 4/17/06 Approved By FWS: [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: Signature: Date:

4969

LOT 98
 ADDRESS 11363 Avenida La Primera
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 3-21-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 3-21-06
 COMMENT _____

SR

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

4969

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____

11363 Avenida La Primera SR 98

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Eliminator 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-21-06 Approved By FWS: Pass. [Signature]

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT SR 0110
ADDRESS 12139 E 35th ST.
CONTRACTOR E. Linton
PHONE# 343-9929
REQUEST DATE 3-27-06
INITIAL BS
PASS OR FAIL Pass
INSPECTION DATE 3-27-06
COMMENT lateral is under the Driveway

4967

SR

FAR WEST SEWER

4967

12486 Foothills Blvd., Yuma, AZ 85367
Office (928) 342-1238

INSPECTION RELEASE

Owner's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____

Job Address: _____ Subdivision#: _____ Lot#: _____
12139 E 35th ST SR 110

Contractor's Name: _____ Address: _____ City: _____ State/Zip: _____ Tel. No: _____
E. Linton _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-27-06 Approved By FWS: Pass Bradley Steinhardt

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ Signature: _____ Date: _____

LOT SR 111 4970
 ADDRESS 12151 E 35th St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 3-21-06
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 3-21-06
 COMMENT _____

2
S

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238

4970

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____
12151 E 35th St SR 111

Contractor's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____
Eliminator _____ _____ _____ 343-9929

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 3-21-06 Approved By FWS: Pass Bradley Stibart

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

LOT 113
 ADDRESS 12175 E 35th St
 CONTRACTOR Eliminator
 PHONE# 343-9929
 REQUEST DATE 11-15-05
 INTITIAL BS
 PASS OR FAIL Pass
 INSPECTION DATE 11-15-05
 COMMENT _____

5774

FAR WEST SEWER
 12486 Foothills Blvd., Yuma, AZ 85367
 Office (928) 342-1238
 Sewer Plant (928) 345-0672

5774

INSPECTION RELEASE

Owner's Name: _____ **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

Job Address: _____ **Subdivision#:** _____ **Lot#:** _____

12175 E 35th St SR 113

Contractor's Name: Eliminator **Address:** _____ **City:** _____ **State/Zip:** _____ **Tel. No:** _____

FAR WEST SEWER INSPECTION: Allow 24 hrs. for inspection. Monday through Friday, 8 a.m. to 3 p.m. ONLY. Site must be excavated. Pipe must be cut and clear. Service must be ready to connect.

Date: 11-15-05 **Approved By FWS:** Pass Bradley Steinbach

PROVISIONS: This approved release must be presented at Final Inspection by Yuma County. The issuance of this release shall not be construed to release the owner or the owner's agents from the obligation to comply with the provisions of all laws and ordinances, including federal, state and local jurisdictions, which regulate construction and performance of construction.

I hereby certify that I am the owner or duly authorized owner's agent, that I have read this release and all information is correct. I further certify that I have read, understand and will comply with all of the provisions outlined above.

Owner or Agent: _____ **Signature:** _____ **Date:** _____

Brian Householder
 11858 Via Loma Vista
 Yuma AZ 85367
 928-342-3329

SIERRA RIDGE 1

LOT #	PAID	DATE
47		10/31/2005
48		11/16/2005
49		2/23/2006
50		10/31/2005
51		2/23/2006
52		
53		
54		
55		
56		9/9/2005
57		
58		8/16/2005
59		8/16/2005
60		8/15/2005
61		8/16/2005
62		1/11/2006
63		4/20/2006
64		1/11/2006
65		11/21/2005
66		11/17/2005
67		11/17/2005
68		3/7/2006
69		
70		3/8/2006
71		3/7/2006
72		
73		
74		9/7/2005
75		1/11/2006
76		11/17/2005
77		
78		9/9/2005
79		9/2/2005
80		12/08/05
81		2/23/2006
82		
83		1/11/2006
84		9/26/2005
85		
86		2/23/2006
87		
88		
89		
90		
91		
92		

Brian Householder
11858 Via Loma Vista
Yuma AZ 85367
928-342-3329

SIERRA RIDGE 1

PALM SHADOWS WWTP

LOT #	PAID	DATE	CONNECTION DATE:
93			
94			2/23/2006
95			3/8/2006
96			3/8/2006
97			
98			
99			2/23/2006
100			
101			
102			
103			2/9/2006
104			3/8/2006
105			3/8/2006
106			
107			
108			
109			
110			3/7/2006
111			3/7/2006
112			
113			9/9/2005

Total Owed \$ 107,350.00 113 Lots
Total Paid \$
Balance Due \$ 59,850.00 63 Lots

KAV0228

Brian Householder
 11858 Via Loma Vista
 Yuma AZ 85367
 928-342-3329

SIERRA RIDGE 1

PALM SHADOWS WWTP

LOT #	PAID	DATE	CONNECTION DATE:
1			8/16/2005
2			9/14/2005
3			9/7/2005
4			9/9/2005
5			6/8/2005
6			11/17/2005
7			8/16/2005
8			8/16/2005
9			9/9/2005
10			1/13/2006
11			2/23/2006
12			
13			
14			9/7/2005
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			4/20/2006
29			2/23/2006
30			1/17/2006
31			
32			
33			4/17/2006
34			
35			
36			4/10/2006
37			
38			
39			
40			9/9/2005
41			12/21/2005
42			9/7/2005
43			8/15/2005
44			8/16/2005
45			9/30/2005
46			8/16/2005

Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 23

2261782.1

January 8, 2004

Mr. Brian Householder

RE: Water and Sewer Fees

Dear Mr. Householder,

As per your request, the following are the required fees for establishing water and sewer service within your proposed development:

Sewer Capacity Fee: \$950.00 per lot

Water Line Tap Fee: \$900.00 per lot

The Water and Sewer main lines shall be installed at the expense of the developer. This expense will be paid back to the developer over a ten year period through a Line Extension Agreement. The Water and Sewer mains shall carry a one year warranty by the developer. After the one year warranty period, the Water and Sewer mains shall be deeded to Far West Water and Sewer, Inc.

As the lots are developed, the following fees will be required:

Water meter installation fee: \$330.00

Account establishment fee: \$25.00

Sewer Service establishment fee: \$20.00

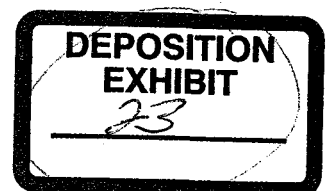
Account establishment fee: \$30.00

Please note that Sewer service requires a minimum fee of \$240.00 per year. This is payable at \$20.00 per month. Water base fees are \$15.53 per month plus a usage fee of \$1.63721 per 1000 gallons.

If you should have any other questions or concerns, please contact me at (928) 342-1238.

Sincerely,

Mark Kaveney
General Superintendent



Far West Water & Sewer, Inc.
Docket No. WS-03478A-08-0256

Mark Kaveney
Deposition Exhibits

Exhibit 24

2261782.1

July 9, 2004

Mr. Brian Householder
Sierra Ridge

RE: Intent to Serve
Sewer Service

Dear Mr. Householder,

Far West Water and Sewer, Inc. will provide sewer service to the Sierra Ridge proposed development and enter into a sewer service agreement after the following requirements have been met:

Far West Water & Sewer, Inc. has assured that the Palm Shadows WWTP has adequate capacity for the proposed development ; *and*

Far West Water & Sewer, Inc. has assured that the Palm Shadows WWTP has an adequate and ADEQ approved means of wastewater effluent disposal.

If you should have any other questions or concerns, please contact me at (928) 342-1238.

Sincerely,

Mark Kaveney
General Superintendent

