

ORIGINAL

NEW APPLICATION



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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

- KRISTIN K. MAYES, CHAIRMAN
- GARY PIERCE
- PAUL NEWMAN
- SANDRA D. KENNEDY
- BOB STUMP

IN THE MATTER OF THE JOINT APPLICATION OF EAST SLOPE WATER COMPANY, INC.; INDIADA WATER COMPANY, INC.; and ANTELOPE RUN WATER COMPANY FOR APPROVAL OF TRANSFER OF ASSETS AND CERTIFICATES OF CONVENIENCE AND NECESSITY

- Docket No W-01906A-10-0171
- Docket No W-02031A-10-0171
- Docket No W-02327A-10-0171

JOINT APPLICATION FOR APPROVAL OF TRANSFER OF ASSETS AND CERTIFICATES OF CONVENIENCE AND NECESSITY

Pursuant to Arizona Corporation Commission ("Commission") rules and procedures, East Slope Water Company, Indiada Water Company, and Antelope Run Water Company ("Companies" or "Applicants"), hereby jointly submit the Application for Approval of the Transfer of Assets and Certificates of Convenience and Necessity (CC&Ns) of Antelope Run Water Company and Indiada Water Company to East Slope Water Company. If this Application is approved, these three water companies will be consolidated into one entity, the East Slope Water Company, an Arizona corporation (a C-Corp).

These systems are in close proximity to each other in Sierra Vista, Arizona. All three of these Companies are owned and/or closely held by Bob Watkins and his family.

1 Further, all three of these Companies are managed and operated by Southwestern Utility
2 Management, Inc. Consistent with Commission policy, the Companies' owners and
3 managers believe that consolidating these systems into one entity will allow the
4 Companies to save money by operating more efficiently and consequently is in the best
5 interest of the customers.
6

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8 APPLICATION

9 A. The names, addresses and telephone numbers of the Applicants are:

10 **East Slope Water Company**
11 **P.O. Box 85160**
12 **Tucson, Arizona 85754**
13 **(520) 623-5172**

14 **Indiada Water Company**
15 **P.O. Box 85160**
16 **Tucson, Arizona 85754**
17 **(520) 623-5172**

18 **Antelope Run Water Company**
19 **P.O. Box 85160**
20 **Tucson, Arizona 85754**
21 **(520) 623-5172**

22 B. If doing business under a name other than the Applicant name specify:

23 **Not Applicable.**

24 C. The Applicants are held as follows:

25 **East Slope Water Company, an Arizona C-Corp**

26 **Indiada Water Company, an Arizona S-Corp**

27 **Antelope Run Water Company, held by East Slope Water Company and/or**
28 **Bob Watkins**

1 D. List the name, address and telephone number of the attorney for the Applicant:

2 **Steve Wene**
3 **Moyes Sellers & Sims**
4 **1850 N. Central Avenue, Ste. 1100**
5 **Phoenix, Arizona 85004**
6 **(602) 604-2189**

7 E. List the name, address and telephone number of the management contact:

8 **Bonnie O'Connor**
9 **Southwestern Utility Management, Inc.**
10 **P.O. Box 85160**
11 **Tucson, Arizona 85754**
12 **(520) 623-5172**

13 F. The name, address and telephone number of the Purchaser/transferee is:

14 **East Slope Water Company**
15 **P.O. Box 85160**
16 **Tucson, Arizona 85754**
17 **(520) 623-5172**

18 G. List the name and telephone number of the purchaser's/transferee's representative:

19 **Bonnie O'Connor**
20 **Southwestern Utility Management, Inc.**
21 **P.O. Box 85160**
22 **Tucson, Arizona 85754**
23 **(520) 623-5172**

24 H. The Purchaser is an:

25 **Arizona Corporation (C-Corp).**

26 I. The purpose for the sale is due to:

27 **Consolidate the Companies to become more cost efficient through economies**
28 **of scale and reduced administration.**

J. Provide a copy of the following documents:

1. Sales or purchase agreement

1
2 **The intent is to merge the Companies with East Slope Water Company, Inc.,**
3 **continuing to exist. The articles of merger will be filed with the Commission**
4 **if and when the Commission approves the transfer. Therefore, a purchase**
5 **agreement is not necessary. However, the Companies will provide the**
6 **Commission written documentation of the intent to merge or transfer is**
7 **requested.**

8
9 2. Court order (if condemnation)

10 **Not Applicable.**

11 3. Corporate Resolution authorizing the liquidation of the assets, if required
12 by the Articles of Incorporation

13 **To be late filed.**

14 K. Have all customer security deposits been refunded?

15 **No. All security deposits will be transferred to the Purchaser for refund**
16 **pursuant the current terms and conditions.**

17 L. Are there any refunds due on Main Extension Agreements?

18 **Any and all refunds due now or in the future will be transferred to the**
19 **Purchaser for refund pursuant the agreement's terms and conditions.**

20 M. Are there any refunds due on meter and service line installations?

21 **Yes, and any and all refunds due now or in the future will be transferred to**
22 **the Purchaser for refund pursuant the applicable terms and conditions.**

23 DATED April 30, 2010.

24 **MOYES SELLERS & SIMS**

25 

26 Steve Wene
27 1850 North Central Avenue, Suite. 1100
28 Phoenix, AZ 80004
(602) 604-2189

1 **Original and thirteen copies filed**
2 **April 30, 2010, with:**

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

7 Donnelly Herbert
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