

ORIGINAL

# WINCHESTER WATER



0000120243

7925 N. Oracle Road, #A26

Tucson, AZ 85704

Home Office (602) 578-5220

Billing (520) 208-4139

Arizona Corporation Commission

DOCKETED

NOV 24 2010

DOCKETED BY *[Signature]*

November 15, 2010

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

Re: Winchester Water Company, LLC  
Docket No.: W-04081A-10-0145  
Procedural Order

Gentlemen:

Enclosed please find the original and 13 copies of the Affidavit of Publication stating that the notice as specified in the Procedural Order was published on November 6, 2010, as required.

Winchester Water Company, LLC also mailed a copy of the notice to each of its customers as specified in the Procedural Order. This notice was an insert with the customers' bills mailed on November 8, 2010. A copy of that insert is attached along with a copy of a mailing envelope showing the postmark of November 8<sup>th</sup>.

We are filing these documents as certification of mailing and publication as required in the Procedural Order.

If you have any questions or need anything further, please contact us at (520) 575-0600 or (520) 208-4139.

RECEIVED

2010 NOV 24 A 9 36

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

Sincerely,

Charles D Cardinal  
Managing Partner

Encl

**AFFIDAVIT OF PUBLICATION**

STATE OF ARIZONA )  
 )ss.  
COUNTY OF COCHISE )

PAMELA M. MCELROY

*Pamela M. McElroy*

being first

duly sworn, deposes and says: That (he) (she) is the Agent to the Publisher of the SIERRA VISTA HERALD and the BISBEE DAILY REVIEW newspapers printed and published six days a week in the County of Cochise, State of Arizona, and of general circulation in the cities of Sierra Vista and Bisbee, County of Cochise, State of Arizona and elsewhere, and hereto attached

**PUBLIC NOTICE**

**PUBLIC NOTICE OF THE HEARING ON THE APPLICATION OF WINCHESTER WATER COMPANY, LLC, FOR APPROVAL OF SALE OF ASSETS AND TRANSFER OF CERTIFICATE OF CONVENIENCE AND NECESSITY. (Docket No. W-04081A-10-0145)**

Summary  
On April 15, 2010, Winchester Water Company, LLC ("Applicant"), filed with the Arizona Corporation Commission ("Commission") an application for approval to sell its water system assets and transfer its Certificate of Convenience and Necessity to Phil Auerhheimer and Phyllis Auerhheimer. The Commission's Utilities Division ("Staff") has recommended approval of the Applicant's application. The Commission is not bound by the proposals made by the Applicant, Staff, or any intervenors. The Commission will issue a decision regarding the Applicant's application following consideration of testimony and evidence presented at an evidentiary hearing.

How You Can View or Obtain a COPY of the Application  
Copies of the application are available at the office at 7608 N La Cholla Blvd, Tucson, Arizona, and the Commission's offices at 1200 West Washington, Phoenix, Arizona, and the Commission's Tucson offices at 400 West Congress, for public inspection during regular business hours and on the internet via the Commission website ([www.azcc.gov](http://www.azcc.gov)) using the e-docket function. Arizona Corporation Commission Public Hearing Information

The Commission will hold a hearing on this matter beginning December 7, 2010, at 10:00 a.m., at the Commission's offices, 400 West Congress, Room 222, Tucson, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted via email visit

[http://www.azcc.gov/divisions/utilities/forms/public\\_comments.pdf](http://www.azcc.gov/divisions/utilities/forms/public_comments.pdf) for instructions), or by mailing a letter referencing Docket Number W-04081A-10-0145 to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washing-

PUBLIC NOTICE OF THE HEARING, REF: WINCHESTER WATER COMPANY, LLC W-04081A-10-0145

was printed and published correctly in the regular and entire issue of said SIERRA VISTA HERALD and BISBEE DAILY REVIEW for 1 issues, that the first was

made on the 6th day of NOVEMBER 20 10

and the last publication thereof was made on the 6th day of

NOVEMBER 20 10 that said publication was made on each of the following dates, to wit:

11/06/10

Request of

**Sierra Vista Herald  
Bisbee Daily Review**

By

*[Signature]*

Subscribed sworn to before me this 6th day of NOVEMBER 20 10



Notary Public in and for the County of Cochise, State of Arizona

My Commission Expires:

*5/21/12*

My Commission Expires:

5/21/12

for instructions), or by mailing a letter referencing Docket Number W-0408 1A-10-0145 to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007. If you require assistance, you may contact the Consumer Services Section at (800) 222-7000 or (520) 628-6550.

**About Intervention**

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you would like to intervene, you must file a written motion to intervene with the Commission no later than November 19, 2010. You must send copies of the motion to the Applicant or its counsel, and to all parties of record in the case. Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and the name, address, and telephone number of any party upon whom documents are to be served in your place, if desired;
2. A short statement of your interest in the proceeding (e.g., a customer of the Applicant, a shareholder of the Applicant, etc.); and
3. A statement certifying that a copy of your motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 19, 2010. If representation by counsel is required by Rule 31 of the Rules of the Arizona Supreme Court, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor. For information about requesting intervention, visit the Arizona Corporation Commission's webpage at <http://www.azcc.gov/divisions/utility/forms.asp>. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, a failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

**ADA/Equal Access Information**

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator Shaylin Bernal, E-mail [SBernal@azcc.gov](mailto:SBernal@azcc.gov), voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange accommodation.

Winchester Water Company LLC  
7925 N Oracle Road, #A202  
Tucson, AZ 85704

Phil Auernheimer  
7925 N Oracle Rd., #A202  
Tucson, AZ 85704

Important Water Company  
Notice Enclosed



TUCSON AZ 857  
NOV 20 10 31 AM '04

85704+6260



**PUBLIC NOTICE OF THE HEARING ON THE APPLICATION OF  
WINCHESTER WATER COMPANY, LLC,  
FOR APPROVAL OF SALE OF ASSETS AND TRANSFER OF  
CERTIFICATE  
OF CONVENIENCE AND NECESSITY.  
(Docket No. W-04081A-10-0145)**

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