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FENNEMORE CRAIG
A Professional Corporation
Patrick J. Black (No. 017141)
3003 North Central Avenue, Suite 2600
Phoenix, Arizona 85012
Telephone (602) 916-5000

2011 JUL 29 P 12: 57

Arizona Corporation Commission
DOCKETED

JUL 29 2011

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY 

Attorney for Rio Rico Utilities, Inc.

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF RIO RICO UTILITIES, INC. FOR AN
EXTENSION OF AN EXISTING
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER UTILITY
SERVICE IN SANTA CRUZ COUNTY,
ARIZONA

DOCKET NO. WS-02676A-11-0134

**NOTICE OF FILING
CERTIFICATION OF
PUBLICATION AND PROOF OF
MAILING**

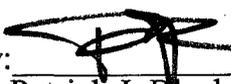
Pursuant to the Procedural Order dated June 20, 2011, Rio Rico Utilities, Inc. (the "Company") hereby submits this Notice of Filing Certification of Publication and Proof of Mailing in the above-captioned matter.

On July 8, 2011 notice was published in the *Nogales International*. The affidavit of Eliza Bermudez, Agent to the Publisher of the *Nogales International*, is attached as **Exhibit 1**.

On July 6, 2011, the Company mailed notice to the property owners. The affidavit of Julie Baldwin is attached as **Exhibit 2**.

RESPECTFULLY SUBMITTED this 29th day of July, 2011.

FENNEMORE CRAIG, P.C.

By: 
Patrick J. Black
Attorney for Rio Rico Utilities Inc.

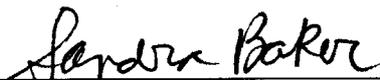
1 ORIGINAL and 13 copies filed
2 this 29th day of July, 2011 with:

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

7 COPY of the foregoing hand-delivered
8 this 29th day of July, 2011 to:

9 Belinda Martin
10 Hearing Division
11 Arizona Corporation Commission
12 1200 W. Washington St.
13 Phoenix, AZ 85007

14 Bridget Humphrey, Esq.
15 Legal Division
16 Arizona Corporation Commission
17 1200 W. Washington St.
18 Phoenix, AZ 85007

19 By: 
20 2440841.1/080191.0007

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EXHIBIT

1

STATE OF ARIZONA)
)
) SS
COUNTY OF SANTA CRUZ)

AFFIDAVIT OF PUBLICATION
ELISA BERMUDEZ

being first

Duly sworn, deposes and says: That (he) (she) is the Agent to the Publisher of the NOGALES INTERNATIONAL newspaper printed and published two days week in the City of Nogales, County of Santa Cruz, State of Arizona. That the notice, a copy of which is hereto attached, described as follows:

DOCKET NO. WS-02676A-11-0134

was printed and published in the regular and entire issue of said
NOGALES INTERNATIONAL for 1 issues, that the first was
made on the 8th day of JULY 20 11
and the last publication thereof was made on the 8th day of
JULY 20 11 that said publication
was made on each of the following dates, to wit:

07/08/11

Request of FENNEMORE CRAIG, P.C.

NOGALES INTERNATIONAL
268 W VIEW POINT, NOGALES, AZ 85621 (520)375-5760
By

Subscribed sworn to before me this 8th day of JULY
20 11

Manuel C. Coppola
Notary Public
Santa Cruz County, Arizona
My Comm. Expires 02-26-15

**PUBLIC NOTICE OF HEARING
ON THE APPLICATION OF
RIO RICO UTILITIES, INC. FOR
AN EXTENSION OF AN
EXISTING CERTIFICATE OF
CONVENIENCE AND NECESSITY
TO PROVIDE WATER UTILITY
SERVICE IN SANTA CRUZ
COUNTY, ARIZONA**

DOCKET NO. WS-02676A-11-0134

On March 25, 2011, Rio Rico Utilities, Inc. ("Applicant") filed an application with the Arizona Corporation Commission ("Commission") for an extension of its Certificate of Convenience and Necessity. If the application is granted, the Applicant would be the exclusive provider of water service within the requested area, and would be required to provide service on the terms and conditions as established by the Commission.

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and in Tucson, at 400 West Congress Street, Suite 218, Tucson, Arizona, and at the offices of the Applicant, 1060 Yavapai Drive, Suite 9, Rio Rico, Arizona 85648. The application is also available on the Commission's website, www.azcc.gov, using the eDocket link.

The Commission will hold a hearing on this matter beginning August 30, 2011, at 10:00 a.m. or as soon thereafter as is practical, at the Commission's Tucson offices, Room 222, 400 West Congress Street, Tucson, Arizona 85701. Public comment will be taken on the

first day of the hearing. Written public comments may be submitted via email (publiccomment@azcc.gov) or by mailing a letter referring Docket Number WS-02676A-11-0134 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 in Tucson at (520) 624-6550.

The law provides for an open public hearing at which, under appropriate circumstances, interested persons may intervene in the proceedings and participate as a party. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to Applicant or its counsel and to all parties of record. The motion must, at the minimum, contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different from that of the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer or potential customer of the Applicant, a member or shareholder of the Applicant, etc).
3. A statement certifying that a copy of the 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 July 29, 2011. 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 Commission's webpage at <http://www.azcc.gov/utility/forms/index.htm>. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

If you have any questions about this application, you may contact Applicant at 1060 Yavapai Drive, Suite 9, Rio Rico, Arizona 85648. If you want further information on intervention or have questions on how to file comments, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or in Tucson at (520) 624-6550.

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 Shaylin Bernal, ADA Coordinator, voice phone number 602/542-3931, E-mail: SABernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

Pub. 7/08/11

Notary Public in and for the County of Santa Cruz, State of Arizona

My Commission Expires: 2/26/15

EXHIBIT

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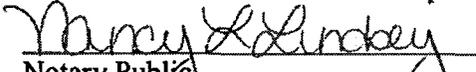
AFFIDAVIT OF JULIE BALDWIN

Julie Baldwin, being duly sworn, deposes and says:

- 1. I am a resident of Maricopa County, Arizona, over 18 years of age, and make this affidavit based on my own personal knowledge.
- 2. I am the Development Services Coordinator for Liberty Water Co.
- 3. Pursuant to the Procedural Order issued June 20, 2011 ("Order"), on July 6, 2011 Rio Rico Utilities, Inc. sent to property owners via Certified Mail notice of the hearing set for August 30, 2011. Supporting documentation is attached as Exhibit A.
- 4. In further accordance with the Order, the Company submits this affidavit of mailing.

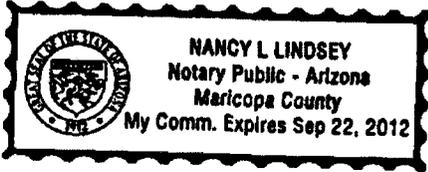

Julie Baldwin

SUBSCRIBED and sworn to before me this 26th day of July, 2011.


Notary Public

My Commission Expires:

Sept. 22, 2012
2435991.1



EXHIBIT

A

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
	B. Received by (Printed Name) D. Deiby	C. Date of Delivery 7/8/11
1. Article Addressed to: Title Security Agency of Arizona, Inc. 7810 E. Broadway Tucson, AZ 85710	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label) 7010 2780 0000 2622 1983		
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-154		

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
	B. Received by (Printed Name) JOHN C. TODD	C. Date of Delivery 7-8-11
1. Article Addressed to: John C. Todd 422 North 5 th Avenue Tucson, AZ 85705	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label) 7010 2780 0000 2622 1976		
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-154		

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
	B. Received by (Printed Name)	C. Date of Delivery
1. Article Addressed to: Windward Partners XIV, LLC c/o Michael Horowitz Oxford Capital Partners, LLC 2100 McKinney Ave, Suite 1450 Dallas, TX 75201	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number 7010 2780 0000 2622 1983		
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-154		