

THE DAILY TERRITORIAL



0000135443

ORIGINAL

AFFIDAVIT OF PUBLICATION

STATE OF ARIZONA }
 } ss.
COUNTY OF PIMA }

Monica Akyol, being first duly sworn, deposes and says that (s)he is the Inside Sales Manager of THE DAILY TERRITORIAL, a daily newspaper printed and published in the County of Pima, State of Arizona, and of general circulation in the City of Tucson, County of Pima, State of Arizona and elsewhere, and hereto attached:

NOTICE OF HEARING May 17, 2012
TIERRA LINDA WATER COMPANY, INC
Gary Smith/ transfer
W-20689A-11-0252 and W-20810A-11-0252)

was printed and published correctly in the regular and entire issue of said THE DAILY TERRITORIAL for 1 issues; that was first made on the 14th day of March, 2012 and the last publication thereof was made on the 15th day of March, 2012; that said publication was made on each of the following dates, to-wit:

3/15/12

Arizona Corporation Commission
DOCKETED

MAR 28 2012

DOCKETED BY *mm*

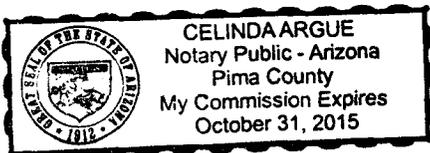
ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

2012 MAR 28 A 11: 20

RECEIVED

at the Request of: Smyth Utility Management

by *[Signature]*, Inside Sales Manager, subscribed and sworn to before me this 15th day of March, 2012.



[Signature]

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

My commission expires 10/31/2015

**NOTICE OF HEARING
PUBLIC NOTICE OF HEARING ON 1)
THE APPLICATION OF GARY SMYTH
TO TRANSFER WATER SYSTEM
ASSETS AND CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
TIERRA LINDA WATER COMPANY,
INC., AND 2) THE APPLICATION OF
TIERRA LINDA WATER COMPANY,
INC. FOR AUTHORIZATION TO ISSUE
STOCK TO ACQUIRE WATER SYSTEM
ASSETS AND CERTIFICATE OF
CONVENIENCE AND NECESSITY.
(Docket Nos. W-20689A-11-0252 and
W-20810A-11-0252)**

Summary

On June 24, 2011, Gary Smyth filed with the Arizona Corporation Commission ("Commission") an application for approval to transfer water system assets and Certificate of Convenience and Necessity ("CC&N") to Tierra Linda Water Company, Inc., and, in the same application, Tierra Linda Water Company, Inc. requested Commission authorization to issue stock to acquire the water system assets and CC&N. (Together, Gary Smyth and Tierra Linda Water Company are referred to as the "Applicants"). The Commission's Utilities Division ("Staff") has not yet made a recommendation regarding the Applicant's application, and 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 Applicant's offices at 4010 East Illinois #100, Tucson, Arizona, 85714 and at 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) using the e-docket function.

Arizona Corporation Commission Public Hearing Information

The Commission will hold a hearing on this matter beginning May 17, 2012, 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 e-mail (visit http://www.azcc.gov/division/utilities/forms/public_comment.pdf for instructions), or by mailing a letter referencing Docket Numbers W-20689A-11-0252 and W-20810A-11-0252 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 (602) 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 May 1, 2012. 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 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 May 1, 2012. 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/division/utilities/forms.asp>. The granting of intervention, among other things, entitles a party to present sworn evidence at the 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.

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, voice phone number (602)542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

**PUBLISH: The Daily Territorial
March 15, 2012**