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RECEIVED

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AZ CORP COMMISSION
DOCKET CONTROL

October 1, 2012

Arizona Corporation Commission

DOCKETED

OCT 01 2012



Ms. Kay Mecca
Docket Administrator
Docket Control
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Re: **Inadvertent disclosure of confidential information**
Water Utility of Greater Tonopah
Docket No. W-02450A-12-0312

Dear Ms. Mecca:

It is come to our attention that we inadvertently included a confidential document as an attachment to the document we filed in this docket on September 26, 2012 entitled "Response in Opposition to Application for Leave to Intervene of New World Properties, Inc." The confidential document is Exhibit D, the First American Title Trust Agreement. We request that this confidential document be removed from the document, and be replaced with the attached Substitute Exhibit D, two "Special Warrantee Deeds" dated December 31, 2008.

We regret the error on our part and the inconvenience that it has caused, and we appreciate your cooperation in this matter. Please contact me at 602.256.6100 if you have any questions.

Very truly yours,

Timothy J. Sabo
For the firm

TJS:da

Enclosure

cc: ACC Docket Control (original and 13 copies)
Garry D. Hays, Esq.
Maureen Scott, Esq.
Wesley C. Van Cleve, Esq.

SUBSTITUTE

“EXHIBIT D”

When recorded, return to:

Wayne A. Smith
Jennings, Strouss & Salmon, P.L.C.
201 E. Washington Street, 11th Floor
Phoenix, Arizona 85004-2385

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ma

1/2 443-5120036

SPECIAL WARRANTY DEED

Effective Date: December 31, 2008

County and State where Real Property is located: Maricopa County, Arizona

GRANTOR: GERALDINE SHIRLEY ODOM, as Trustee of Odom Family Survivor's Trust, UAD December 5, 1977
800 West Palo Brea Drive
Litchfield Park, AZ 85340

GRANTEE: First American Title as Trustee under its Trust No. 8559
c/o New World Properties
8540 E. McDowell Road, Lot 90
Mesa, Arizona 85207

Subject Real Property (Legal Description): See Exhibit "A" attached hereto and incorporated herein.

For Valuable Consideration, Grantor conveys to Grantee the Subject Real Property, together with all rights and privileges appurtenant or to become appurtenant to the Subject Real Property on the Effective Date, subject to all taxes and assessments, easements, rights-of-way, restrictions and other matters of record. Grantor hereby binds themselves and their successors to warrant and defend the title, against all acts of the Grantors herein and no other, subject to the matters above set forth.

* The following information is provided in compliance with A.R.S. § 33-404: The beneficiary of the Odom Family Survivor's Trust under Agreement dated December 5, 1977 is Geraldine Shirley Odom, whose address is c/o Shirley Odom, 800 West Palo Brea Drive, Litchfield Park, AZ 85340.

* The beneficiaries of the First American Title Trust No. 8559, is F.S.Law, L.L.C., whose address is c/o 8540 E. McDowell Road Lot 90 Mesa, Arizona 85207, The Leung Family Limited Partnership, L.L.P., whose address is c/o 8540 E. McDowell Road Lot 90 Mesa, Arizona 85207, and M. Chandler Brown Company, LLC, whose address is 8540 E. McDowell Road Lot 90 Mesa, Arizona 85207.

GRANTOR:

GERALDINE SHIRLEY ODOM, as Trustee of Odom Family Survivor's Trust, UAD December 5, 1977

By: Geraldine Shirley Odom
Geraldine Shirley Odom, Trustee

Unofficial Document

STATE OF ARIZONA)
) ss.
County of Maricopa)

On this 29th day of December, 2008, before me, a Notary Public, personally appeared Geraldine Shirley Odom, Trustee of ODOM FAMILY SURVIVOR'S TRUST, known to me or satisfactorily proven to be the person whose name is subscribed to this instrument, who acknowledged that she executed this instrument for the purposes stated herein.

Lia Cleaver-Bascombe
Notary Public

My Commission Expires:

July 27, 2010

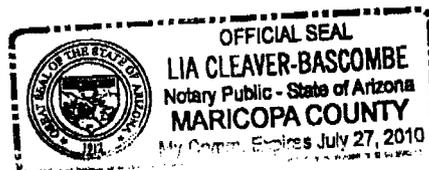


EXHIBIT "A"**LEGAL DESCRIPTION****PARCEL NO. 2:**

THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 5:

THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION;
Unofficial Document

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST = SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29; AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITH THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30, WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94 FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 30;

THENCE WEST ALONG THE NORTH SECTION LINE 511 FEET;

THENCE SOUTH 90 FEET;

THENCE WEST 50 FEET;

THENCE SOUTH 1098 FEET;

Unofficial Document

THENCE EAST ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY) TO A POINT COMMON TO SECTIONS 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST;

THENCE NORTH ALONG THE EAST SECTION LINE TO THE POINT OF BEGINNING.

PARCEL NO. 6:

THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST=SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29.

Unofficial Document

When recorded, return to:

First American Title as Trustee under Trust No. 8559
c/o New World Properties
8540 E. McDowell Road, Lot 90
Mesa, Arizona 85207

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7/2 443-5120036

SPECIAL WARRANTY DEED

Effective Date: December 31, 2008

**County and State where
Real Property is located:** Maricopa County, Arizona

GRANTOR: JESSE WILLIAM ODOM, as Trustee of The JESSE
WILLIAM ODOM TRUST DATED October 17, 1984
14133 W. Green Hollow Terrace
Litchfield, AZ 85340

GRANTEE: First American Title as Trustee under Trust No. 8559
c/o New World Properties
8540 E. McDowell Road, Lot 90
Mesa, Arizona 85207

**Subject Real Property
(Legal Description):** See Exhibit "A" attached hereto and incorporated herein.

For Valuable Consideration, Grantor conveys to Grantee the Subject Real Property, together with all rights and privileges appurtenant or to become appurtenant to the Subject Real Property on the Effective Date, subject to all taxes and assessments, easements, rights-of-way, restrictions and other matters of record. Grantor hereby binds themselves and their successors to warrant and defend the title, against all acts of the Grantors herein and no other, subject to the matters above set forth.

* The following information is provided in compliance with A.R.S. § 33-404: The beneficiary of the JESSE WILLIAM ODOM TRUST, dated October 17, 1984 is:

Jesse William Odom, whose address is c/o Jesse Odom, 14133 West Green Hollow Terrace, Litchfield Park, AZ 85340.

* The beneficiaries of the First American Title Trust No. 8559, is F.S.Law, L.L.C., whose address is c/o 8540 E. McDowell Road, Lot 90, Mesa, Arizona 85207, The Leung Family Limited Partnership, L.L.P., whose address is c/o 8540 E. McDowell Road, Lot 90, Mesa, Arizona 85207, and M. Chandler Brown Company, LLC, whose address is 8540 E. McDowell Road, Lot 90, Mesa, Arizona 85207.

GRANTOR:

THE JESSE WILLIAM ODOM FAMILY TRUST,
dated October 17, 1984

By: Jesse William Odom
Jesse William Odom, Trustee

Unofficial Document

STATE OF ARIZONA)
) ss.
County of Maricopa)

On this 29th day of December, 2008, before me, a Notary Public, personally appeared Jesse William Odom, as Trustee of the JESSE WILLIAM ODOM FAMILY TRUST, dated October 17, 1984, known to me or satisfactorily proven to be the person whose name is subscribed to this instrument, who acknowledged that he/she executed this instrument for the purposes stated herein.

Lia Cleaver Bascombe
Notary Public

My Commission Expires:

July 27, 2010



EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL NO. 1:

THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER SECTION 20, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 3:

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 4:

THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THOSE PORTIONS Unofficial Document WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30, WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94 FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THAT PORTION OF SAID NORTHWEST QUARTER OF SAID SECTION 29, WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 20.

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