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ORIGINAL

Date: March 25, 2013

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.
(661) 633-

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0007

Smith vs. Payson Water Co.

By:

Robert T. Hardcastle

Arizona Corporation Commission
DOCKETED
MAR 26 2013

Docketed by: *LM*

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DOCKET 007
AZ CORP COM

BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

Bob Stumpf, Chairman
Gary Pierce, Commissioner
Brenda Burns, Commissioner
Susan Bitter Smith, Commissioner
Bob Burns, Commissioner

IN THE MATTER OF J. ALAN SMITH)	Docket No. W-03514A-12-0007
COMPLAINANT)	
)	REPLY TO COMPLAINANT’S
)	MOTION TO COMPEL
VS.)	RESPONSES TO DATA
)	REQUESTS AND SUBPOENA
PAYSON WATER CO., INC.,)	DUCES TECUM
<u>RESPONDENT</u>)	

On June 9, 2011 Complainant Smith filed informal complaint 2011-95692 alleging wrongful disconnection of his water service under a Stage 3 mandatory water curtailment condition.

On December 14, 2011 informal complaint 2011-95692 was closed after the Complainant and Payson Water Co. agreed to a refund of \$200 related to reconnection of his water service. According to Staff, Complainant Smith was “pleased” to learn from Staff of the account adjustment (see Staff Report dated July 30, 2012).

On January 10, 2012 Complainant Smith (hereafter “Complainants”) filed a Formal Complaint into Docket No. W-03514A-12-0007 based on previously submitted informal complaint number 2011-99889.

On February 2, 2012 Payson Water Co filed an Answer to the Complaint and a Motion to Dismiss.

1 On February 16, 2012 Complainant filed a Reply to Payson Water Co.'s Answer.

2 On February 23, 2012 a Procedural Order was issued scheduling a procedural
3 conference for March 9, 2012.

4 On March 9, 2012 a Procedural Conference was conducted with the Parties.

5 On March 29, 2012 Payson Water Co. filed a supplemental Motion to Dismiss.

6 On March 30, 2012 Payson Water Co. filed a Motion to Quash Brooke Utilities,
7 Inc. as a party to the Complaint.

8 On April 3, 2012 Complainant filed a Response and Objection to Respondent's
9 Motion to Quash Brooke Utilities, Inc. as a party to the Complaint.

10 On April 3, 2012 Complainant filed a Response and Objection to Respondent's
11 Motion to Dismiss and Motion to Deny.

12 On April 9, 2012 Payson Water Co. filed a Reply to Complainant's Response to
13 Payson Water Co.'s Motion to Dismiss and Motion to Deny.

14 On April 9, 2012 Payson Water Co. also filed a Reply by Payson Water Co. to
15 Complainant's Response and Objection to Respondent's Motion to Quash Brooke
16 Utilities, Inc. as a Party to the Complaint.

17 On April 13, 2012 Complainant filed a Response and Objection to Respondent's
18 Reply to Complainant's Response to Respondent's Motion to Dismiss and Deny.

19 On April 20, 2012 the Utilities Division of the Arizona Corporation Commission
20 ("Staff") filed a Notice of Filing regarding the status of a subpoena issued to Martin's
21 Trucking.

22 On May 3, 2012 Staff filed a Status of Mediation indicating that a settlement was
23 not reached by the parties and requested a hearing be scheduled.

24 On June 18, 2012 a Procedural Order was issued which set forth the hearing date
25 of August 7, 2012 and the compliance dates and deadlines as it relates to this Docket. In
26 addition, the Procedural Order provided that Payson Water Co. and Staff shall file
27 responsive rejoinder testimony no later than July 30, 2012 (see Procedural Order at page
28 2, lines 19-20).

1 On July 18, 2012 Complainant Smith filed a Notice of Complainant's Initial
2 Discovery and Disclosure.

3 On July 23, 2012 Complainant Smith filed a Notice of Complainant's Second
4 Discovery and Disclosure.

5 On July 30, 2012 Payson Water Co. timely filed its Rejoinder Testimony.

6 On July 30, 2012 the Utilities Division of the Commission's Staff timely filed its
7 Staff Response.

8 On July 30, 2012 Payson Water Co. filed its Supplemental Motion to Quash
9 Brooke Utilities, Inc. as a party to this Complaint.

10 On July 31, 2012 Payson Water Co. filed its Initial Disclosure and Discovery
11 pleading.

12 On August 1, 2012 Payson Water Co. filed its Supplemental Motion to Dismiss the
13 Complaint.

14 On August 2, 2012 Payson Water Co. filed its Initial Notice of Disclosure.

15 On August 6, 2012 Payson Water Co. filed its Supplemental Motion to Dismiss the
16 Complaint.

17 On August 7, 2012 Complainant filed its Motion to Continue Hearing on the
18 Complaint.

19 On August 7, 2012 a Hearing was conducted where various pending Motions were
20 heard, argued, and ruled upon. The Administrative Law Judge ruled that Payson Water
21 Co.'s Motion to Quash Brooke Utilities, Inc. as a Party to the Complaint would be
22 granted subject to the same conditions granted under Docket No. W-03514A-12-008. The
23 Administrative Law Judge also denied Payson Water Co.'s Supplemental Motion to
24 Dismiss. The Administrative Law Judge also granted Complainant's Motion to Continue
25 Hearing on the Complaint for a period not to exceed 90 days. The Administrative Law
26 Judge did not issue a dispositive ruling on Complainant's Motion to Compel compliance
27 with its Subpoena of witness Jim Pearson previously filed in this matter.

28 On August 7, 2012 Complainant filed its Fourth Notice of Discovery and
29 Disclosure.

1 On August 7, 2012 Complainant filed on behalf of prospective intervenor Tresca
2 an Application for Intervention and Motion to Intervene into Docket No. W-03514A-12-
3 0007.

4 On August 7, 2012 Complainant filed its Response and Objection to Respondent's
5 Motion to Dismiss and Motion to Deny.

6 On August 8, 2012 Complainant filed its Notice of Service of Subpoena dated
7 August 2, 2012 on Payson Water Co., Inc.

8 On August 9, 2012 Payson Water Co. filed its Objection to acceptance of Dennis
9 B. Treca as an intervenor.

10 On August 9, 2012 Payson Water Co. filed its Motion to Dismiss a Portion of the
11 Complaint.

12 On August 10, 2012 Payson Water Co. filed its Objection to Complainant's Fourth
13 Discovery and Disclosure.

14 On August 16, 2012 Payson Water Co. timely filed its responses to Complainant's
15 Subpoena dated August 2, 2012.

16 On August 20, 2012 Complainant filed its Response to Respondents Objection to
17 Tresca Application for Intervention.

18 On August 20, 2012 Complainant filed its Response to Respondents Motion to
19 Dismiss a Portion of the Complaint and Motion to Deny.

20 On August 20, 2012 Complainant filed its Response to Respondents Objection to
21 Complainant Fourth Discovery and Disclosure and Motion to Deny.

22 On August 21, 2012 Payson Water Co. filed its Reply to Complainant's Response
23 to Respondents Motion to Dismiss a Portion of the Complaint.

24 On September 4, 2012 Complainant filed its Response to Respondents Reply to
25 Complainant's Challenge to Motion to Dismiss a Portion of the Complaint.

26 On September 6, 2012 Payson Water Co. filed its Motion to Quash Subpoena.

27 On September 13, 2012 Complainant filed its Response and Objection to
28 Respondents Motion to Quash the Subpoena.

1 On September 13, 2012 individual Mary Hansen filed her Application for
2 Intervention and Motion to Intervene.

3 On September 13, 2012 the Administrative Law Judge filed the Commission's
4 Procedural Order setting a date of September 28, 2012 for the Procedural Conference.

5 On September 24, 2012 Complainant files its Motion to Initiate and Action in the
6 Superior Court to Compei Jim Pearson [and other parties to compel them] to Comply
7 with the Subpoenas Served Upon Them.

8 On October 2, 2012 counsel for Complainant, Michael J. Harper, filed his Notice
9 of Appearance on Behalf of Smith.

10 On January 2, 2013 Payson Water Co. filed its Motion to Dismiss the Complaint.

11 On January 10, 2013 Complainant filed its Notice of Submission of Demand for
12 Compliance with Subpoenas and Request for Issuance of a Procedural Order Directing
13 Compliance Proceedings in Superior Court as they pertain to Jim Pearson.

14 On January 10, 2013 Complainant filed its Response to Motion to Dismiss.

15 On February 27, 2013 the Administrative Law Judge of the Commission sets a date
16 of March 14, 2013 as a date to hear argument and discuss the status of various pending
17 Motions including Complaint's Motion of January 10, 2013.

18 On February 28, 2013 Complainant filed its Renewed Request for procedural
19 Conference.

20 On March 14, 2013 a Procedural Conference was conducted as previously set to
21 discuss the status of Jim Pearson and other parties compliances with previously issued
22 Subpoena Duces Tecum.

23 On March 20, 2013 the Administrative Law Judge of the Commission filed its
24 Order Compelling Compliance with Subpoena Duces Tecum.

25 On March 26, 2013 Payson Water Co. filed its Response to this Complainant's
26 Motion.

27
28 **I. COMPLAINANT'S MIS-CHARACTERIZATION OF PAYSON WATER**
29 **CO.'S SUBPOENA AND DATA REQUEST COMPLIANCE.**

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On March 21, 2013 Payson Water Co. received Complainant’s Motion to Compel Response to Data Requests and Subpoenas Duces Tecum (the “Motion”). As such Payson Water Co. brings to the Commission’s attention Complainant’s near final statement of the Motion that “[I]t is telling that, despite the number of requests above, Respondent has provided not a single document in response” (see Motion, page 10, lines 1-12). Complainant requires the preceding pages to point out various subpoenas and data requests that he would like for the Commission to believe were disregarded or ignored. This conclusion is inaccurate, at best, and disingenuous, at worst. It is simply not the case.

Perhaps Complainant is confused. Generally, most responses to data requests and other orders compelling document production are, as a practical matter, informally exchanged between the parties without being filed in the docket. Complainant should consult his own files to discern that Payson Water Co. has complied with Commission issued subpoenas and each data request issued by Complainant.¹ Most clearly obvious is that data submission made in the Gehring et al Docket dated March 27, 2012 – almost a year ago (see attached Exhibit 1). This timely compliance filing by Payson Water Co. includes consumption calculations for numerous months of the period April through September 2011 (the “Augmentation Period”), relevant Pearson Water Co. water hauling invoices, and supporting water hauling logs, upon which the invoices were based, of the water that was hauled to the Mesa del Caballo water system during the Augmentation Period. As such, Complainant’s conclusionary statement regarding Payson Water Co.’s non-compliance is simply not accurate.

It should also be noticed to the Commission that the Gehring Docket contains more than a hundred documents exchanged or presented between the parties; accepted dozens of documents included as hearing exhibits and as part of the record; took testimony from

¹ It should be noted that no subpoenas or data requests have been issued or received by Payson Water Co. in Docket No. W-03514A-12-0008 (Smith) but that various requests for document production were received, and complied with, in Docket No. W-03514A-12-0007 (Gehring). At the hearing of August 7, 2012 the Administrative Law Judge of the Commission took Administrative Notice of the Gehring Docket and merged it with the Smith Docket.
Docket No. W-03514A-12-0007

1 approximately six witnesses; and produced transcripts from nearly 16 hours of testimony
2 of evidentiary proceedings during the Gehring Docket. It should also be noted that
3 transcripts of the proceedings and admitted evidentiary exhibits have been available to
4 Complainant since at least August 20, 2012. In Complainant's Motion, he fails to
5 reference whether or not he has researched the transcripts for the required documents that
6 are now part of the record.

7 On August 7, 2012 Complainant disclosed at Hearing that he did not feel
8 "comfortable or competent" to represent himself in this matter. Complainant requested a
9 continuance not to exceed 90 days in order for him to finalize arrangements to retain
10 counsel and allow counsel sufficient time to "come up to speed" with the Smith and
11 Gehring Dockets. The Administrative Law Judge granted Complainant's Motion to
12 Continue Hearing on the Complaint for a period not to exceed 90 days.

13 Subsequently, on October 2, 2012 counsel for Complainant, filed his Notice of
14 Appearance on Behalf of Smith at a Procedural Conference. At the Conference counsel
15 for Complainant reasonably admitted that he had been recently retained in representation
16 of Complainant and had not had an opportunity to fully apprise himself of the documents,
17 transcripts, exhibits, and testimony of the Gehring Docket. As such, counsel for
18 Complainant indicated that he would require the next thirty days or so to research the
19 record and determine what documents were required and what additional evidentiary
20 information may be necessary – statement was made **nearly five months ago**.

21 Payson Water Co. has timely complied with a Data Request from Commission
22 Staff as well dated April 13, 2012 (see attachment Exhibit 2) which was copied to
23 Complainant as well. Much of the information requested by Staff is the same, or similar
24 to the various data requests, received from Complainant.

25 As such, the evidentiary record and Data Request responses provided by Payson
26 Water Co. to Staff and gathered during the trying of the Gehring matter was sufficient
27 enough for Staff's witness to conclude that Payson Water Co. had calculated the various
28 month's augmentation charges to customers accurately and in accordance with
29 Commission Decision No. 71902. It seems fair and reasonable that such a bountiful

1 provision of information in the record is more than sufficient for Complainant to answer
2 the pertinent questions related to its case.

3 It seems clear that Complainant has not made a thorough assessment of the
4 available evidentiary record in this matter and desires Payson Water Co. to serve as its
5 administrative function in delivering documents that have previously been submitted or
6 otherwise have been part of the record in the Gehring Docket for as long as nine months.

7 As with multiple other redundant documentation requests made by Complainant
8 throughout the Gehring Docket, the Motion should be denied as the record is replete with
9 sufficient information for Complainant to address the questions it has in this matter.

10 **II. DOCKET CONTAINS NUMEROUS MOTIONS, RESPONSES, AND**
11 **REPLIES FILED BY BOTH PARTIES THAT WERE NEVER RULED**
12 **UPON AND ADMINISTRATIVELY DENIED PURSUANT TO THE**
13 **INITIAL PROCEDURAL ORDER.**
14

15 The initial Procedural Order dated March 19, 2012 in the Gehring Docket included the
16 provision:

17 **“IT IS FURTHER ORDERED that any Motions which**
18 **are filed in this matter and which are not ruled upon by**
19 **the Commission within 20 calendar days of the filing of**
20 **the Motion shall be deemed denied.”** *(emphasis added)*
21

22 A review of the Docket reveals that numerous Motion, Responses, and Replies were
23 filed in the Gehring Docket and never ruled upon. As such, Motions, Responses, and
24 Replies were deemed denied. These denials included Complainant’s previous Motions to
25 require compliance with subpoenas and data requests.

26 **III. COMPLAINANT HAS FAILED TO COMPLY WITH PAYSON WATER**
27 **CO.’S REQUEST FOR DOCUMENT PRODUCTION.**
28

29 It is indeed ironic that Complainant’s Motion requests the Commission to compel
30 Payson Water Co. to comply with previously issued subpoenas and data requests. The
31 reality is that it is the Complainant that has not complied at all, or sufficiently
32 complied, or conditionally complied, or otherwise ignored Payson Water Co.’s five

1 requests for data requests. Payson Water Co. finally resorted to supplanting
2 administratively denied Motions for compliance through the expiration of an Order, as
3 provided in the initial Procedural Order, with Hearing testimony, evidence, and
4 documents included as part of the Hearing dates in June 2012. Although Payson Water
5 Co. repeatedly expressed its frustration to the Administrative Law Judge at the lack of
6 administrative decisions on pending Motions and the lack of cooperation by the
7 Complainant, it proceeded to Hearing with its best effort and gained the necessary
8 information to support its case.

9 On the contrary, Complainant has consistently complained about documents,
10 testimony, and witnesses it doesn't have as if the existence of even more information will
11 ultimately prove its case. Complainant has had the same documents, testimony, and
12 evidence that the other parties have had in this case, including Commission Staff, but for
13 some reason believes more information, more documents, more witnesses, more evidence
14 will, somehow, change the facts already in evidence to produce a different outcome.

15 It was the Complainant at Hearing that finally answered the Administrative Law
16 Judge's closing question as to whether or not he had anything further at this time that
17 Complainant answered, "we have nothing else".

18 In numerous instances throughout the Gehring Docket the Complainant has defied
19 providing responses to data requests or, even worse, has provided unilateral conditional
20 and contingent responses as if he were the final trier of fact in this case. Some examples
21 of these responses are provided below (see attachment Exhibit 3):

- 22 • "You have already been supplied with that information" (Complainant
23 Data Request Reply to question P1.21).
- 24 • "As soon as Jim Pearson and Martin Zabala comply with the
25 Subpoena I will comply with your Data Request". (Complainant Data
26 Request Reply to question P1.21.3).
- 27 • "Presently, I cannot comply with your request as I have not yet
28 completed my analysis of the hauling logs, well reports, and billing

1 cycle comparisons² so you will have to wait for that response”
2 (Complainant reply to Data Request question 2.0).
3

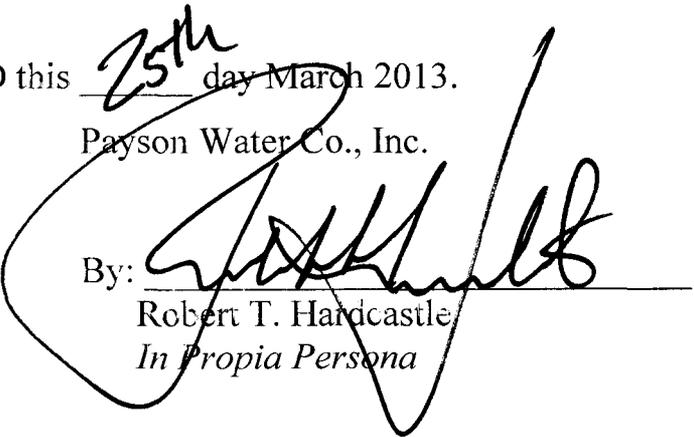
4 **IV. CONCLUSION**

5 Complainant’s Motion should be denied because it represents more redundant requests
6 for document production that has either (1) already been timely provided, (2) has been
7 produced at Hearing, (3) has already been made part of the record, or (4) far exceeds the
8 boundaries of requests for information that are pertinent to the case. These types of
9 exhaustive informational and documentary requests were prevalent throughout the
10 Gehring Docket. As previously stated, the exhaustive Gehring Docket contains hundreds
11 of pages of documents and evidences that was sufficient for Payson Water Co. to prove
12 its case and Commission Staff to conclude that Payson Water Co.’s accurate and required
13 treatment of the provisions and requirements of Decision No. 71902.

14 Payson Water Co. respectfully requests that Complainant’s Motion be denied.
15

16 RESPECTFULLY SUBMITTED this 25th day March 2013.

17 Payson Water Co., Inc.

18
19 By: 

20 Robert T. Hardcastle
21 *In Propria Persona*
22

23 ORIGINAL and 13 copies filed
24 this 25th day March 2013, with:
25

26 **Docket Control**
27 **Arizona Corporation Commission**
28 **1200 West Washington St.**
29 **Phoenix, AZ 85007**
30

31 And copies mailed to the following:
32

² This is an object's admission by Complainant that as early as March 30, 2012 Complainant received and had in its possession sufficient records to perform some level of compliance analysis.
Docket No. W-03514 A-12-0067

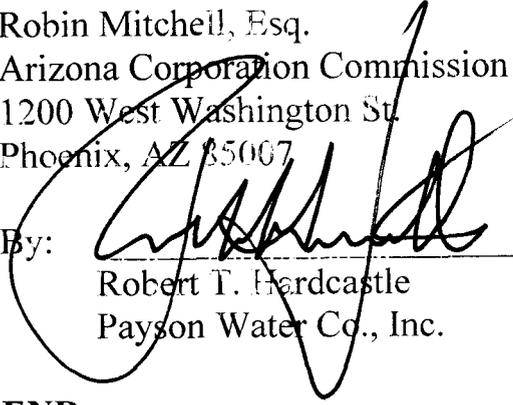
1 Dwight Nodes, Administrative Law Judge
2 HEARING DIVISION
3 Arizona Corporation Commission
4 1200 West Washington St.
5 Phoenix, AZ 85007

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7 Michael J. Harper
8 Walker & Harper
9 111 West Cedar Ln., Suite C
10 Payson, AZ 85541

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12 Janice Alward, Chief Counsel
13 Legal Division
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18 Steve Olea
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24 Robin Mitchell, Esq.
25 Arizona Corporation Commission
26 1200 West Washington St.
27 Phoenix, AZ 85007

28
29 By: 
30 Robert T. Harcastle
31 Payson Water Co., Inc.

32
33 **END**

EXHIBIT 1

24

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookeutilities.com

March 27, 2012

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541

Bobby and Lois Jones
7325 No. Caballero
Payson, AZ 85541

In re: **ACC Docket No. W-03514A-12-0008**

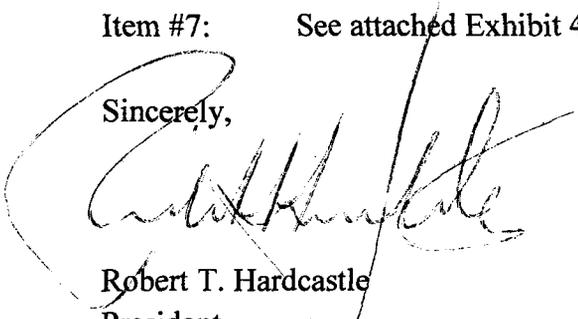
Parties,

Pursuant to the Subpoena in the above referenced matter received March 19, 2012 please find our responses, as follows, on behalf of Payson Water Co., Inc.

- Item #1: See attached Exhibit 1
- Item #2: See attached Exhibit 2; see Motion to Modify Subpoena
- Item #3:

April-May 2011	0 gallons
May-June 2011	135,400 gallons
June-July 2011	189,700 gallons
July-August 2011	134,200 gallons
August-September 2011	206,500 gallons
September-October 2011	42,100 gallons
- Item #4: See Motion to Modify Subpoena
- Item #5: See attached Exhibit 3
- Item #6: See attached Exhibit 3
- Item #7: See attached Exhibit 4

Sincerely,


Robert T. Hardcastle
President

EC: Gehring file

Cc: RM, ACC

EXHIBIT 1

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption April-May 2011

Document Number	Reading Date	Consumption
BILL00000347467	5/20/2011	1,440
BILL00000347468	5/20/2011	0
BILL00000347469	5/20/2011	707
BILL00000347470	5/20/2011	4,490
BILL00000347471	5/20/2011	2,193
BILL00000347472	5/20/2011	1,367
BILL00000347473	5/20/2011	1,388
BILL00000347474	5/20/2011	2,529
BILL00000347475	5/20/2011	72
BILL00000347476	5/20/2011	738
BILL00000347477	5/20/2011	2,281
BILL00000347478	5/20/2011	2,049
BILL00000347479	5/20/2011	-5
BILL00000347480	5/20/2011	3,329
BILL00000347481	5/20/2011	944
BILL00000347482	5/20/2011	2,988
BILL00000347483	5/20/2011	1,532
BILL00000347484	5/20/2011	758
BILL00000347485	5/20/2011	670
BILL00000347486	5/20/2011	0
BILL00000347487	5/20/2011	1,656
BILL00000347488	5/20/2011	732
BILL00000347489	5/20/2011	0
BILL00000347490	5/20/2011	0
BILL00000347491	5/20/2011	2,549
BILL00000347492	5/20/2011	1,997
BILL00000347493	5/20/2011	5
BILL00000347494	5/20/2011	2,338
BILL00000347495	5/20/2011	459
BILL00000347496	5/20/2011	1,156
BILL00000347497	5/20/2011	732
BILL00000347498	5/20/2011	521
BILL00000347499	5/20/2011	340
BILL00000347500	5/20/2011	557
BILL00000347501	5/20/2011	1,362
BILL00000347502	5/20/2011	722
BILL00000347503	5/20/2011	2,518
BILL00000347504	5/20/2011	2,167
BILL00000347505	5/20/2011	1,801
BILL00000347506	5/20/2011	0

BILL00000347507	5/20/2011	5,692
BILL00000347508	5/20/2011	2,286
BILL00000347509	5/20/2011	4,025
BILL00000347510	5/20/2011	3,969
BILL00000347511	5/20/2011	361
BILL00000347512	5/20/2011	2,560
BILL00000347513	5/20/2011	1,589
BILL00000347514	5/20/2011	2,018
BILL00000347515	5/20/2011	185
BILL00000347516	5/20/2011	861
BILL00000347517	5/20/2011	2,513
BILL00000347518	5/20/2011	216
BILL00000347519	5/20/2011	469
BILL00000347520	5/20/2011	4,242
BILL00000347521	5/20/2011	3,101
BILL00000347522	5/20/2011	1,630
BILL00000347523	5/20/2011	1,775
BILL00000347524	5/20/2011	3,323
BILL00000347525	5/20/2011	3,313
BILL00000347526	5/20/2011	908
BILL00000347527	5/20/2011	118
BILL00000347528	5/20/2011	1,419
BILL00000347529	5/20/2011	939
BILL00000347530	5/20/2011	1,584
BILL00000347531	5/20/2011	2,240
BILL00000347532	5/20/2011	2,353
BILL00000347533	5/20/2011	0
BILL00000347534	5/20/2011	1,403
BILL00000347535	5/20/2011	1,703
BILL00000347536	5/20/2011	3,817
BILL00000347537	5/20/2011	1,171
BILL00000347538	5/20/2011	1,945
BILL00000347539	5/20/2011	1,357
BILL00000347540	5/20/2011	3,194
BILL00000347541	5/20/2011	650
BILL00000347542	5/20/2011	629
BILL00000347543	5/20/2011	2,405
BILL00000347544	5/20/2011	41
BILL00000347545	5/20/2011	4,516
BILL00000347546	5/20/2011	1,481
BILL00000347547	5/20/2011	1,527
BILL00000347548	5/20/2011	273
BILL00000347549	5/20/2011	784
BILL00000347550	5/20/2011	1,527
BILL00000347551	5/20/2011	578
BILL00000347552	5/20/2011	304
BILL00000347553	5/20/2011	2,136

BILL00000347554	5/20/2011	0
BILL00000347555	5/20/2011	0
BILL00000347556	5/20/2011	2,229
BILL00000347557	5/20/2011	0
BILL00000347558	5/20/2011	2,343
BILL00000347559	5/20/2011	2,110
BILL00000347560	5/20/2011	1,842
BILL00000347561	5/20/2011	2,508
BILL00000347562	5/20/2011	330
BILL00000347563	5/20/2011	139
BILL00000347564	5/20/2011	0
BILL00000347565	5/20/2011	1,801
BILL00000347566	5/20/2011	2,885
BILL00000347567	5/20/2011	0
BILL00000347568	5/20/2011	15
BILL00000347569	5/20/2011	846
BILL00000347570	5/20/2011	3,845
BILL00000347571	5/20/2011	2,074
BILL00000347572	5/20/2011	0
BILL00000347573	5/20/2011	56
BILL00000347574	5/20/2011	25
BILL00000347575	5/20/2011	2,136
BILL00000347576	5/20/2011	2,776
BILL00000347577	5/20/2011	1,507
BILL00000347578	5/20/2011	1,016
BILL00000347579	5/20/2011	2,018
BILL00000347580	5/20/2011	1,512
BILL00000347581	5/20/2011	4,387
BILL00000347582	5/20/2011	1,821
BILL00000347583	5/20/2011	836
BILL00000347584	5/20/2011	3,132
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BILL00000347820	5/20/2011	1,372
BILL00000347821	5/20/2011	1,264
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BILL00000347824	5/20/2011	1,713
BILL00000347825	5/20/2011	108
BILL00000347826	5/20/2011	1,052
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FNAL00000002244	5/10/2011	1,060
FNAL00000002253	5/19/2011	2,670
FNAL00000002254	5/19/2011	300
FNAL00000002258	5/20/2011	190
FNAL00000002271	5/30/2011	4,180
FNAL00000002272	5/30/2011	6,370

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption May-June 2011

Document Number	Reading Date	Consumption
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BILL00000352606	6/22/2011	8,030
BILL00000352607	6/22/2011	260
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BILL00000352609	6/22/2011	4,340
BILL00000352610	6/22/2011	4,700
BILL00000352611	6/22/2011	0
BILL00000352612	6/22/2011	5,780
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BILL00000352618	6/22/2011	900
BILL00000352619	6/22/2011	2,240
BILL00000352620	6/22/2011	0
BILL00000352621	6/22/2011	3,370
BILL00000352622	6/22/2011	11,550
BILL00000352623	6/22/2011	60
BILL00000352624	6/22/2011	560
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BILL00000352633	6/22/2011	980
BILL00000352634	6/22/2011	1,400
BILL00000352635	6/22/2011	3,020
BILL00000352636	6/22/2011	1,690
BILL00000352637	6/22/2011	4,540
BILL00000352638	6/22/2011	5,940

BILL00000352639	6/22/2011	4,910
BILL00000352640	6/22/2011	0
BILL00000352641	6/22/2011	8,410
BILL00000352642	6/22/2011	4,740
BILL00000352643	6/22/2011	8,690
BILL00000352644	6/22/2011	10,210
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BILL00000352648	6/22/2011	2,260
BILL00000352649	6/22/2011	2,890
BILL00000352650	6/22/2011	1,750
BILL00000352651	6/22/2011	4,970
BILL00000352652	6/22/2011	4,660
BILL00000352653	6/22/2011	9,410
BILL00000352654	6/22/2011	8,860
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BILL00000352665	6/22/2011	2,620
BILL00000352666	6/22/2011	6,010
BILL00000352667	6/22/2011	0
BILL00000352668	6/22/2011	2,900
BILL00000352669	6/22/2011	3,110
BILL00000352670	6/22/2011	6,410
BILL00000352671	6/22/2011	1,910
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BILL00000352682	6/22/2011	400
BILL00000352683	6/22/2011	1,550
BILL00000352684	6/22/2011	3,240
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BILL00000352694	6/22/2011	3,510
BILL00000352695	6/22/2011	3,900
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BILL00000352697	6/22/2011	2,710
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BILL00000352720	6/22/2011	1,780
BILL00000352721	6/22/2011	4,330
BILL00000352722	6/22/2011	0
BILL00000352723	6/22/2011	80
BILL00000352724	6/22/2011	5,920
BILL00000352725	6/22/2011	3,910
BILL00000352726	6/22/2011	3,090
BILL00000352727	6/22/2011	5,760
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BILL00000352745	6/22/2011	2,599
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BILL00000352822	6/22/2011	2,350
BILL00000352823	6/22/2011	4,180
BILL00000352824	6/22/2011	5,340
BILL00000352825	6/22/2011	960
BILL00000352826	6/22/2011	4,030
BILL00000352827	6/22/2011	3,930

BILL00000352828	6/22/2011	6,390
BILL00000352829	6/22/2011	0
BILL00000352830	6/22/2011	1,550
BILL00000352831	6/22/2011	2,370
BILL00000352832	6/22/2011	3,620
BILL00000352833	6/22/2011	0
BILL00000352834	6/22/2011	4,230
BILL00000352835	6/22/2011	4,740
BILL00000352836	6/22/2011	7,040
BILL00000352837	6/22/2011	2,780
BILL00000352838	6/22/2011	4,460
BILL00000352839	6/22/2011	8,010
BILL00000352840	6/22/2011	1,470
BILL00000352841	6/22/2011	2,230
BILL00000352842	6/22/2011	7,150
BILL00000352843	6/22/2011	2,900
BILL00000352844	6/22/2011	5,800
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BILL00000352847	6/22/2011	6,150
BILL00000352848	6/22/2011	2,760
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BILL00000352853	6/22/2011	3,860
BILL00000352854	6/22/2011	5,090
BILL00000352855	6/22/2011	1,900
BILL00000352856	6/22/2011	1,420
BILL00000352857	6/22/2011	8,020
BILL00000352858	6/22/2011	60
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BILL00000352860	6/22/2011	3,120
BILL00000352861	6/22/2011	2,590
BILL00000352862	6/22/2011	10,470
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BILL00000352864	6/22/2011	6,830
BILL00000352865	6/22/2011	1,820
BILL00000352866	6/22/2011	5,550
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BILL00000352871	6/22/2011	7,210
BILL00000352872	6/22/2011	970
BILL00000352873	6/22/2011	3,540
BILL00000352874	6/22/2011	5,260

BILL00000352875	6/22/2011	460
BILL00000352876	6/22/2011	3,860
BILL00000352877	6/22/2011	3,180
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BILL00000352881	6/22/2011	4,480
BILL00000352882	6/22/2011	1,650
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BILL00000352886	6/22/2011	3,440
BILL00000352887	6/22/2011	550
BILL00000352888	6/22/2011	5,220
BILL00000352889	6/22/2011	0
BILL00000352890	6/22/2011	4,290
BILL00000352891	6/22/2011	2,920
BILL00000352892	6/22/2011	2,720
BILL00000352893	6/22/2011	5,190
BILL00000352894	6/22/2011	20
BILL00000352895	6/22/2011	3,280
BILL00000352896	6/22/2011	3,370
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BILL00000352898	6/22/2011	5,730
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BILL00000352902	6/22/2011	2,140
BILL00000352904	6/22/2011	1,940
BILL00000352905	6/22/2011	4,020
BILL00000352906	6/22/2011	3,830
BILL00000352907	6/22/2011	3,210
BILL00000352908	6/22/2011	4,930
BILL00000352909	6/22/2011	14,110
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BILL00000352917	6/22/2011	550
BILL00000352918	6/22/2011	3,620
BILL00000352919	6/22/2011	3,390
BILL00000352920	6/22/2011	3,860
BILL00000352921	6/22/2011	5,090
BILL00000352922	6/22/2011	10,090

BILL00000352923	6/22/2011	4,200
BILL00000352924	6/22/2011	3,490
BILL00000352925	6/22/2011	3,200
BILL00000352926	6/22/2011	3,190
BILL00000352927	6/22/2011	320
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BILL00000352932	6/22/2011	2,930
BILL00000352933	6/22/2011	5,030
BILL00000352934	6/22/2011	0
BILL00000352935	6/22/2011	3,940
BILL00000352936	6/22/2011	0
BILL00000352937	6/22/2011	4,200
BILL00000352938	6/22/2011	5,470
BILL00000352939	6/22/2011	350
BILL00000352940	6/22/2011	3,300
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BILL00000352945	6/22/2011	1,590
BILL00000352946	6/22/2011	3,050
BILL00000352947	6/22/2011	0
BILL00000352948	6/22/2011	4,380
BILL00000352949	6/22/2011	3,400
BILL00000352950	6/22/2011	970
BILL00000352951	6/22/2011	1,860
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BILL00000352954	6/22/2011	960
BILL00000352955	6/22/2011	2,390
BILL00000352956	6/22/2011	6,110
BILL00000352957	6/22/2011	3,140
BILL00000352958	6/22/2011	2,250
BILL00000352959	6/22/2011	3,850
BILL00000352960	6/22/2011	1,040
BILL00000352961	6/22/2011	300
BILL00000352962	6/22/2011	4,120
BILL00000352963	6/22/2011	10
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BILL00000353360	6/22/2011	5,080
FNAL00000002286	6/2/2011	370
FNAL00000002314	6/29/2011	0
FNAL00000002322	6/29/2011	200

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption June-July 2011

Document Number	Reading Date	Consumption
READ00000329205	7/1/2011	0
READ00000329206	7/7/2011	0
READ00000330392	7/1/2011	0
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READ00000331011	7/16/2011	5,490
READ00000331012	7/16/2011	6,880
READ00000331013	7/16/2011	4,300
READ00000331015	7/16/2011	2,740
READ00000331016	7/16/2011	4,470
READ00000331017	7/16/2011	2,870
READ00000331018	7/16/2011	4,100
READ00000331020	7/16/2011	6,680
READ00000331021	7/16/2011	680
READ00000331022	7/16/2011	5,180
READ00000331023	7/16/2011	1,700
READ00000331024	7/16/2011	6,860
READ00000331025	7/16/2011	760
READ00000331026	7/16/2011	1,650
READ00000331027	7/16/2011	6,070
READ00000331028	7/16/2011	3,690
READ00000331029	7/16/2011	5,280
READ00000331030	7/16/2011	6,830
READ00000331032	7/16/2011	4,930
READ00000331035	7/16/2011	4,880
READ00000331036	7/16/2011	5,020
READ00000331039	7/16/2011	-80
READ00000331040	7/16/2011	190
READ00000331041	7/16/2011	3,930
READ00000331042	7/16/2011	1,860
READ00000331043	7/16/2011	1,980
READ00000331044	7/16/2011	4,620
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READ00000331048	7/16/2011	4,720
READ00000331049	7/16/2011	4,870
READ00000331051	7/16/2011	5,620
READ00000331052	7/16/2011	2,530

READ00000331053	7/16/2011	770
READ00000331054	7/16/2011	1,140
READ00000331055	7/16/2011	2,850
READ00000331056	7/16/2011	340
READ00000331057	7/16/2011	3,310
READ00000331058	7/16/2011	2,220
READ00000331059	7/16/2011	4,670
READ00000331060	7/16/2011	5,490
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READ00000331063	7/16/2011	4,660
READ00000331064	7/16/2011	1,590
READ00000331065	7/16/2011	0
READ00000331066	7/16/2011	6,340
READ00000331067	7/16/2011	4,610
READ00000331068	7/16/2011	3,730
READ00000331069	7/16/2011	1,600
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READ00000331072	7/16/2011	3,370
READ00000331073	7/16/2011	280
READ00000331074	7/16/2011	680
READ00000331075	7/16/2011	3,360
READ00000331076	7/16/2011	3,260
READ00000331078	7/16/2011	3,860
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READ00000331092	7/16/2011	1,040
READ00000331093	7/16/2011	1,160
READ00000331095	7/16/2011	2,660
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READ00000331103	7/16/2011	1,810

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READ00000331105	7/16/2011	4,570
READ00000331106	7/16/2011	8,100
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READ00000331124	7/16/2011	20
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READ00000331126	7/16/2011	13,960
READ00000331127	7/16/2011	12,700
READ00000331128	7/16/2011	870
READ00000331129	7/16/2011	240
READ00000331130	7/16/2011	1,560
READ00000331132	7/16/2011	2,490
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READ00000331157	7/16/2011	2,470

READ00000331158	7/16/2011	360
READ00000331159	7/16/2011	3,760
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READ00000331162	7/16/2011	4,650
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READ00000331165	7/16/2011	7,250
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READ00000331177	7/16/2011	750
READ00000331178	7/16/2011	1,580
READ00000331180	7/16/2011	3,050
READ00000331181	7/16/2011	2,750
READ00000331182	7/16/2011	8,210
READ00000331183	7/16/2011	3,370
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READ00000331398	7/16/2011	1,840
READ00000331399	7/16/2011	300
READ00000331400	7/16/2011	100
READ00000331401	7/16/2011	10
READ00000331402	7/16/2011	4,270
READ00000331403	7/16/2011	4,210
READ00000331404	7/16/2011	1,210
READ00000331405	7/16/2011	11,330
READ00000331406	7/16/2011	5,170
READ00000331407	7/16/2011	2,660
READ00000331408	7/16/2011	4,800
READ00000331409	7/16/2011	1,500
READ00000331410	7/16/2011	4,560
READ00000331413	7/16/2011	5,040
READ00000331414	7/16/2011	2,630

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption July-August 2011

Document Number	Reading Date	Consumption
READ00000332511	08/01/2011	100
READ00000332512	08/01/2011	11,490
READ00000332547	08/02/2011	590
READ00000332556	08/03/2011	120
READ00000335436	08/10/2011	4,690
READ00000335442	08/09/2011	10
READ00000337060	08/17/2011	1,510
READ00000337061	08/17/2011	10,060
READ00000337062	08/17/2011	3,920
READ00000337063	08/17/2011	12,120
READ00000337064	08/17/2011	8,978
READ00000337065	08/17/2011	6,210
READ00000337067	08/17/2011	2,990
READ00000337068	08/17/2011	3,430
READ00000337069	08/17/2011	4,420
READ00000337070	08/17/2011	8,068
READ00000337072	08/17/2011	9,548
READ00000337073	08/17/2011	1,090
READ00000337074	08/17/2011	3,810
READ00000337076	08/17/2011	8,648
READ00000337077	08/17/2011	610
READ00000337078	08/17/2011	1,930
READ00000337079	08/17/2011	6,470
READ00000337080	08/17/2011	6,434
READ00000337081	08/17/2011	13,850
READ00000337082	08/17/2011	6,740
READ00000337083	08/17/2011	30
READ00000337084	08/17/2011	2,080
READ00000337087	08/17/2011	6,364
READ00000337088	08/17/2011	3,210
READ00000337091	08/17/2011	6,010
READ00000337092	08/17/2011	40
READ00000337093	08/17/2011	3,060
READ00000337094	08/17/2011	640
READ00000337095	08/17/2011	2,700
READ00000337096	08/17/2011	3,990
READ00000337097	08/17/2011	6,160
READ00000337098	08/17/2011	3,270
READ00000337099	08/17/2011	3,100
READ00000337100	08/17/2011	4,340

READ00000337101	08/17/2011	6,450
READ00000337103	08/17/2011	5,260
READ00000337104	08/17/2011	2,920
READ00000337105	08/17/2011	1,500
READ00000337106	08/17/2011	1,500
READ00000337107	08/17/2011	1,050
READ00000337108	08/17/2011	660
READ00000337109	08/17/2011	4,300
READ00000337110	08/17/2011	1,740
READ00000337111	08/17/2011	1,040
READ00000337112	08/17/2011	3,290
READ00000337113	08/17/2011	1,580
READ00000337114	08/17/2011	2,360
READ00000337115	08/17/2011	3,960
READ00000337116	08/17/2011	1,680
READ00000337117	08/17/2011	2,450
READ00000337118	08/17/2011	8,798
READ00000337119	08/17/2011	4,330
READ00000337120	08/17/2011	3,800
READ00000337121	08/17/2011	580
READ00000337122	08/17/2011	570
READ00000337123	08/17/2011	1,380
READ00000337124	08/17/2011	11,140
READ00000337125	08/17/2011	180
READ00000337126	08/17/2011	620
READ00000337127	08/17/2011	2,250
READ00000337128	08/17/2011	1,970
READ00000337130	08/17/2011	1,400
READ00000337132	08/17/2011	4,384
READ00000337133	08/17/2011	3,120
READ00000337134	08/17/2011	2,130
READ00000337135	08/17/2011	4,840
READ00000337136	08/17/2011	10,840
READ00000337137	08/17/2011	9,178
READ00000337138	08/17/2011	10,138
READ00000337139	08/17/2011	2,410
READ00000337141	08/17/2011	280
READ00000337142	08/17/2011	1,490
READ00000337143	08/17/2011	930
READ00000337144	08/17/2011	3,550
READ00000337145	08/17/2011	2,610
READ00000337147	08/17/2011	2,830
READ00000337149	08/17/2011	14,570
READ00000337150	08/17/2011	4,250
READ00000337151	08/17/2011	2,490
READ00000337152	08/17/2011	4,940
READ00000337153	08/17/2011	5,484

READ00000337154	08/17/2011	3,370
READ00000337155	08/17/2011	910
READ00000337156	08/17/2011	4,240
READ00000337157	08/17/2011	5,920
READ00000337158	08/17/2011	5,040
READ00000337159	08/17/2011	4,030
READ00000337161	08/17/2011	6,540
READ00000337162	08/17/2011	10
READ00000337163	08/17/2011	2,830
READ00000337164	08/17/2011	1,690
READ00000337165	08/17/2011	5,934
READ00000337166	08/17/2011	2,810
READ00000337167	08/17/2011	2,670
READ00000337168	08/17/2011	4,120
READ00000337169	08/17/2011	5,980
READ00000337170	08/17/2011	1,240
READ00000337171	08/17/2011	2,130
READ00000337172	08/17/2011	64,580
READ00000337173	08/17/2011	4,150
READ00000337174	08/17/2011	1,760
READ00000337176	08/17/2011	1,180
READ00000337177	08/17/2011	1,240
READ00000337178	08/17/2011	10,430
READ00000337179	08/17/2011	8,838
READ00000337180	08/17/2011	620
READ00000337182	08/17/2011	1,830
READ00000337184	08/17/2011	1,370
READ00000337186	08/17/2011	6,144
READ00000337188	08/17/2011	2,820
READ00000337190	08/17/2011	3,250
READ00000337191	08/17/2011	1,110
READ00000337193	08/17/2011	3,690
READ00000337194	08/17/2011	6,170
READ00000337195	08/17/2011	2,410
READ00000337196	08/17/2011	3,680
READ00000337197	08/17/2011	6,205
READ00000337198	08/17/2011	2,320
READ00000337199	08/17/2011	4,620
READ00000337200	08/17/2011	1,720
READ00000337203	08/17/2011	3,420
READ00000337204	08/17/2011	3,100
READ00000337205	08/17/2011	4,900
READ00000337206	08/17/2011	8,288
READ00000337207	08/17/2011	2,830
READ00000337208	08/17/2011	6,144
READ00000337209	08/17/2011	2,580
READ00000337210	08/17/2011	720

READ00000337211	08/17/2011	4,570
READ00000337212	08/17/2011	10
READ00000337213	08/17/2011	70
READ00000337214	08/17/2011	6,360
READ00000337215	08/17/2011	70
READ00000337216	08/17/2011	1,850
READ00000337217	08/17/2011	6,540
READ00000337218	08/17/2011	10
READ00000337219	08/17/2011	390
READ00000337220	08/17/2011	4,230
READ00000337222	08/17/2011	4,200
READ00000337223	08/17/2011	1,610
READ00000337224	08/17/2011	1,110
READ00000337225	08/17/2011	4,600
READ00000337226	08/17/2011	60
READ00000337227	08/17/2011	3,840
READ00000337228	08/17/2011	3,000
READ00000337229	08/17/2011	80
READ00000337230	08/17/2011	1,570
READ00000337231	08/17/2011	10
READ00000337232	08/17/2011	3,060
READ00000337233	08/17/2011	3,100
READ00000337234	08/17/2011	10,010
READ00000337235	08/17/2011	3,460
READ00000337236	08/17/2011	1,810
READ00000337237	08/17/2011	6,000
READ00000337238	08/17/2011	2,500
READ00000337239	08/17/2011	4,830
READ00000337241	08/17/2011	4,990
READ00000337242	08/17/2011	1,700
READ00000337243	08/17/2011	720
READ00000337244	08/17/2011	10
READ00000337245	08/17/2011	5,940
READ00000337246	08/17/2011	2,040
READ00000337247	08/17/2011	10,170
READ00000337248	08/17/2011	1,360
READ00000337249	08/17/2011	1,440
READ00000337250	08/17/2011	8,958
READ00000337251	08/17/2011	2,460
READ00000337252	08/17/2011	3,480
READ00000337253	08/17/2011	8,108
READ00000337254	08/17/2011	4,080
READ00000337255	08/17/2011	1,960
READ00000337258	08/17/2011	4,310
READ00000337259	08/17/2011	3,140
READ00000337260	08/17/2011	2,290
READ00000337262	08/17/2011	4,600

READ00000337263	08/17/2011	2,630
READ00000337264	08/17/2011	1,640
READ00000337265	08/17/2011	3,860
READ00000337266	08/17/2011	2,450
READ00000337267	08/17/2011	5,784
READ00000337268	08/17/2011	2,570
READ00000337269	08/17/2011	2,990
READ00000337270	08/17/2011	3,560
READ00000337271	08/17/2011	8,978
READ00000337273	08/17/2011	1,130
READ00000337274	08/17/2011	110
READ00000337275	08/17/2011	1,300
READ00000337276	08/17/2011	1,060
READ00000337277	08/17/2011	5,790
READ00000337278	08/17/2011	660
READ00000337279	08/17/2011	2,000
READ00000337280	08/17/2011	430
READ00000337281	08/17/2011	3,300
READ00000337282	08/17/2011	6,184
READ00000337284	08/17/2011	3,130
READ00000337286	08/17/2011	70
READ00000337287	08/17/2011	13,730
READ00000337288	08/17/2011	2,180
READ00000337289	08/17/2011	6,174
READ00000337290	08/17/2011	2,030
READ00000337291	08/17/2011	6,830
READ00000337292	08/17/2011	10,148
READ00000337293	08/17/2011	5,070
READ00000337294	08/17/2011	3,090
READ00000337296	08/17/2011	8,178
READ00000337297	08/17/2011	3,490
READ00000337298	08/17/2011	5,924
READ00000337299	08/17/2011	1,790
READ00000337301	08/17/2011	2,380
READ00000337302	08/17/2011	2,780
READ00000337303	08/17/2011	3,500
READ00000337304	08/17/2011	1,960
READ00000337305	08/17/2011	2,440
READ00000337306	08/17/2011	40
READ00000337307	08/17/2011	3,320
READ00000337309	08/17/2011	3,280
READ00000337310	08/17/2011	4,680
READ00000337311	08/17/2011	110
READ00000337312	08/17/2011	540
READ00000337314	08/17/2011	2,690
READ00000337315	08/17/2011	9,858
READ00000337316	08/17/2011	3,340

READ00000337317	08/17/2011	6,340
READ00000337318	08/17/2011	5,882
READ00000337319	08/17/2011	4,050
READ00000337320	08/17/2011	1,480
READ00000337321	08/17/2011	3,610
READ00000337322	08/17/2011	5,788
READ00000337323	08/17/2011	6,314
READ00000337326	08/17/2011	4,870
READ00000337327	08/17/2011	3,850
READ00000337328	08/17/2011	2,540
READ00000337329	08/17/2011	390
READ00000337331	08/17/2011	3,760
READ00000337332	08/17/2011	840
READ00000337333	08/17/2011	3,010
READ00000337334	08/17/2011	4,070
READ00000337335	08/17/2011	5,850
READ00000337336	08/17/2011	1,080
READ00000337337	08/17/2011	5,870
READ00000337338	08/17/2011	3,520
READ00000337339	08/17/2011	730
READ00000337340	08/17/2011	2,210
READ00000337341	08/17/2011	2,770
READ00000337342	08/17/2011	980
READ00000337344	08/17/2011	1,170
READ00000337345	08/17/2011	3,310
READ00000337346	08/17/2011	8,198
READ00000337347	08/17/2011	3,160
READ00000337349	08/17/2011	3,740
READ00000337350	08/17/2011	650
READ00000337351	08/17/2011	2,290
READ00000337353	08/17/2011	470
READ00000337354	08/17/2011	1,230
READ00000337355	08/17/2011	4,180
READ00000337356	08/17/2011	1,600
READ00000337357	08/17/2011	1,060
READ00000337360	08/17/2011	2,030
READ00000337362	08/17/2011	2,800
READ00000337363	08/17/2011	2,440
READ00000337364	08/17/2011	3,350
READ00000337365	08/17/2011	2,230
READ00000337368	08/17/2011	8,038
READ00000337369	08/17/2011	2,990
READ00000337370	08/17/2011	740
READ00000337371	08/17/2011	2,660
READ00000337372	08/17/2011	1,130
READ00000337373	08/17/2011	6,840
READ00000337375	08/17/2011	1,330

READ00000337377	08/17/2011	760
READ00000337378	08/17/2011	6,190
READ00000337379	08/17/2011	5,514
READ00000337380	08/17/2011	1,220
READ00000337383	08/17/2011	6,218
READ00000337384	08/17/2011	6,424
READ00000337385	08/17/2011	1,110
READ00000337386	08/17/2011	3,880
READ00000337387	08/17/2011	2,560
READ00000337388	08/17/2011	1,580
READ00000337389	08/17/2011	3,370
READ00000337390	08/17/2011	10,760
READ00000337391	08/17/2011	9,128
READ00000337392	08/17/2011	3,430
READ00000337393	08/17/2011	250
READ00000337395	08/17/2011	2,910
READ00000337396	08/17/2011	650
READ00000337397	08/17/2011	2,670
READ00000337398	08/17/2011	2,850
READ00000337400	08/17/2011	2,920
READ00000337401	08/17/2011	1,220
READ00000337402	08/17/2011	1,750
READ00000337403	08/17/2011	3,130
READ00000337404	08/17/2011	2,510
READ00000337405	08/17/2011	3,680
READ00000337406	08/17/2011	1,740
READ00000337407	08/17/2011	930
READ00000337408	08/17/2011	6,124
READ00000337409	08/17/2011	6,720
READ00000337410	08/17/2011	1,720
READ00000337411	08/17/2011	4,180
READ00000337413	08/17/2011	9,288
READ00000337414	08/17/2011	3,140
READ00000337415	08/17/2011	150
READ00000337416	08/17/2011	5,740
READ00000337417	08/17/2011	8,138
READ00000337419	08/17/2011	3,920
READ00000337421	08/17/2011	6,239
READ00000337422	08/17/2011	4,370
READ00000337425	08/17/2011	3,330
READ00000337426	08/17/2011	3,730
READ00000337427	08/17/2011	4,600
READ00000337428	08/17/2011	3,200
READ00000337429	08/17/2011	3,330
READ00000337430	08/17/2011	5,515
READ00000337431	08/17/2011	6,204
READ00000337432	08/17/2011	1,320

READ00000337433	08/17/2011	2,360
READ00000337434	08/17/2011	1,160
READ00000337435	08/17/2011	1,080
READ00000337436	08/17/2011	9,178
READ00000337437	08/17/2011	2,080
READ00000337438	08/17/2011	1,820
READ00000337441	08/17/2011	630
READ00000337442	08/17/2011	1,200
READ00000337443	08/17/2011	80
READ00000337445	08/17/2011	3,390
READ00000337446	08/17/2011	2,890
READ00000337447	08/17/2011	2,520
READ00000337448	08/17/2011	5,040
READ00000337449	08/17/2011	150
READ00000337450	08/17/2011	2,230
READ00000337451	08/17/2011	1,290
READ00000337452	08/17/2011	350
READ00000337453	08/17/2011	70
READ00000337454	08/17/2011	3,330
READ00000337455	08/17/2011	3,000
READ00000337456	08/17/2011	1,290
READ00000337457	08/17/2011	9,550
READ00000337458	08/17/2011	5,940
READ00000337459	08/17/2011	2,380
READ00000337460	08/17/2011	5,790
READ00000337461	08/17/2011	1,050
READ00000337462	08/17/2011	6,200
READ00000337465	08/17/2011	5,790
READ00000337466	08/17/2011	2,620
READ00000337468	08/17/2011	2,710
READ00000337469	08/17/2011	1,990
READ00000337470	08/17/2011	60
READ00000338697	08/17/2011	4,090

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption August-September 2011

Document Number	Reading Date	Consumption
READ00000342688	9/6/2011	1,020
READ00000342690	9/6/2011	1,100
READ00000342693	9/7/2011	520
READ00000342695	9/5/2011	1,050
READ00000342696	9/7/2011	1,440
READ00000342706	9/1/2011	1,090
READ00000343650	9/16/2011	6,327
READ00000343651	9/16/2011	7,200
READ00000343652	9/16/2011	3,410
READ00000343653	9/16/2011	7,140
READ00000343654	9/16/2011	6,307
READ00000343655	9/16/2011	6,790
READ00000343657	9/16/2011	2,500
READ00000343658	9/16/2011	2,070
READ00000343659	9/16/2011	3,510
READ00000343660	9/16/2011	7,240
READ00000343662	9/16/2011	6,500
READ00000343663	9/16/2011	4,020
READ00000343664	9/16/2011	3,330
READ00000343665	9/16/2011	60
READ00000343666	9/16/2011	6,760
READ00000343667	9/16/2011	670
READ00000343668	9/16/2011	1,610
READ00000343669	9/16/2011	3,310
READ00000343670	9/16/2011	6,490
READ00000343671	9/16/2011	5,460
READ00000343672	9/16/2011	6,650
READ00000343674	9/16/2011	2,130
READ00000343677	9/16/2011	5,480
READ00000343678	9/16/2011	2,010
READ00000343681	9/16/2011	2,960
READ00000343683	9/16/2011	3,020
READ00000343684	9/16/2011	170
READ00000343685	9/16/2011	1,830
READ00000343686	9/16/2011	4,070
READ00000343687	9/16/2011	1,850
READ00000343688	9/16/2011	3,540
READ00000343689	9/16/2011	1,600
READ00000343690	9/16/2011	4,020
READ00000343691	9/16/2011	6,817

READ00000343693	9/16/2011	4,710
READ00000343695	9/16/2011	2,510
READ00000343696	9/16/2011	1,780
READ00000343697	9/16/2011	330
READ00000343698	9/16/2011	1,010
READ00000343699	9/16/2011	3,160
READ00000343700	9/16/2011	1,810
READ00000343701	9/16/2011	2,150
READ00000343702	9/16/2011	5,380
READ00000343703	9/16/2011	990
READ00000343704	9/16/2011	930
READ00000343705	9/16/2011	3,590
READ00000343706	9/16/2011	7,112
READ00000343707	9/16/2011	300
READ00000343708	9/16/2011	3,090
READ00000343709	9/16/2011	3,780
READ00000343710	9/16/2011	3,860
READ00000343711	9/16/2011	480
READ00000343712	9/16/2011	60
READ00000343713	9/16/2011	1,450
READ00000343714	9/16/2011	3,330
READ00000343715	9/16/2011	630
READ00000343716	9/16/2011	700
READ00000343717	9/16/2011	1,520
READ00000343718	9/16/2011	1,810
READ00000343720	9/16/2011	4,630
READ00000343721	9/16/2011	150
READ00000343722	9/16/2011	1,730
READ00000343723	9/16/2011	2,860
READ00000343724	9/16/2011	2,980
READ00000343725	9/16/2011	6,380
READ00000343726	9/16/2011	8,760
READ00000343727	9/16/2011	6,697
READ00000343728	9/16/2011	9,520
READ00000343729	9/16/2011	1,650
READ00000343731	9/16/2011	570
READ00000343732	9/16/2011	1,260
READ00000343733	9/16/2011	590
READ00000343734	9/16/2011	3,030
READ00000343735	9/16/2011	2,510
READ00000343737	9/16/2011	2,540
READ00000343739	9/16/2011	5,230
READ00000343740	9/16/2011	2,820
READ00000343741	9/16/2011	2,050
READ00000343742	9/16/2011	4,110
READ00000343743	9/16/2011	4,780
READ00000343744	9/16/2011	4,490

READ00000343745	9/16/2011	1,290
READ00000343746	9/16/2011	3,190
READ00000343747	9/16/2011	4,470
READ00000343748	9/16/2011	5,400
READ00000343749	9/16/2011	3,220
READ00000343751	9/16/2011	6,590
READ00000343752	9/16/2011	30
READ00000343753	9/16/2011	2,800
READ00000343754	9/16/2011	1,770
READ00000343755	9/16/2011	7,260
READ00000343756	9/16/2011	5,370
READ00000343757	9/16/2011	2,680
READ00000343758	9/16/2011	4,540
READ00000343759	9/16/2011	4,080
READ00000343760	9/16/2011	1,340
READ00000343761	9/16/2011	2,380
READ00000343762	9/16/2011	17,840
READ00000343763	9/16/2011	3,470
READ00000343764	9/16/2011	700
READ00000343766	9/16/2011	1,780
READ00000343767	9/16/2011	1,500
READ00000343768	9/16/2011	8,170
READ00000343769	9/16/2011	9,790
READ00000343770	9/16/2011	470
READ00000343771	9/16/2011	300
READ00000343772	9/16/2011	1,480
READ00000343774	9/16/2011	960
READ00000343776	9/16/2011	5,640
READ00000343777	9/16/2011	760
READ00000343778	9/16/2011	3,080
READ00000343780	9/16/2011	3,020
READ00000343781	9/16/2011	1,050
READ00000343783	9/16/2011	3,630
READ00000343784	9/16/2011	6,440
READ00000343785	9/16/2011	2,550
READ00000343786	9/16/2011	4,010
READ00000343787	9/16/2011	4,960
READ00000343788	9/16/2011	2,020
READ00000343789	9/16/2011	4,730
READ00000343790	9/16/2011	1,950
READ00000343791	9/16/2011	790
READ00000343793	9/16/2011	3,040
READ00000343794	9/16/2011	3,840
READ00000343795	9/16/2011	1,440
READ00000343796	9/16/2011	3,090
READ00000343797	9/16/2011	3,370
READ00000343798	9/16/2011	5,070

READ00000343799	9/16/2011	2,560
READ00000343800	9/16/2011	270
READ00000343801	9/16/2011	3,660
READ00000343802	9/16/2011	30
READ00000343803	9/16/2011	60
READ00000343804	9/16/2011	3,900
READ00000343805	9/16/2011	880
READ00000343806	9/16/2011	1,940
READ00000343807	9/16/2011	6,340
READ00000343809	9/16/2011	470
READ00000343810	9/16/2011	4,510
READ00000343812	9/16/2011	4,530
READ00000343813	9/16/2011	1,350
READ00000343814	9/16/2011	1,350
READ00000343815	9/16/2011	4,140
READ00000343816	9/16/2011	300
READ00000343817	9/16/2011	5,220
READ00000343818	9/16/2011	3,020
READ00000343820	9/16/2011	1,440
READ00000343821	9/16/2011	140
READ00000343822	9/16/2011	2,800
READ00000343823	9/16/2011	2,740
READ00000343824	9/16/2011	6,447
READ00000343825	9/16/2011	2,820
READ00000343826	9/16/2011	2,120
READ00000343827	9/16/2011	4,730
READ00000343828	9/16/2011	2,340
READ00000343829	9/16/2011	4,020
READ00000343831	9/16/2011	4,120
READ00000343832	9/16/2011	1,580
READ00000343833	9/16/2011	4,430
READ00000343834	9/16/2011	90
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READ00000343837	9/16/2011	4,680
READ00000343838	9/16/2011	1,190
READ00000343839	9/16/2011	1,860
READ00000343840	9/16/2011	7,390
READ00000343841	9/16/2011	2,220
READ00000343842	9/16/2011	3,170
READ00000343843	9/16/2011	5,360
READ00000343844	9/16/2011	2,240
READ00000343845	9/16/2011	1,940
READ00000343846	9/16/2011	80
READ00000343848	9/16/2011	3,880
READ00000343849	9/16/2011	2,910
READ00000343850	9/16/2011	2,160

READ00000343852	9/16/2011	3,490
READ00000343853	9/16/2011	2,830
READ00000343854	9/16/2011	1,750
READ00000343855	9/16/2011	5,510
READ00000343856	9/16/2011	3,280
READ00000343857	9/16/2011	4,800
READ00000343858	9/16/2011	2,590
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READ00000343860	9/16/2011	2,880
READ00000343861	9/16/2011	6,280
READ00000343863	9/16/2011	950
READ00000343864	9/16/2011	120
READ00000343865	9/16/2011	60
READ00000343866	9/16/2011	2,150
READ00000343867	9/16/2011	3,920
READ00000343869	9/16/2011	7,960
READ00000343870	9/16/2011	620
READ00000343871	9/16/2011	2,420
READ00000343872	9/16/2011	5,180
READ00000343874	9/16/2011	2,690
READ00000343877	9/16/2011	13,310
READ00000343878	9/16/2011	2,200
READ00000343879	9/16/2011	3,000
READ00000343880	9/16/2011	1,520
READ00000343881	9/16/2011	6,699
READ00000343882	9/16/2011	7,630
READ00000343884	9/16/2011	3,070
READ00000343886	9/16/2011	350
READ00000343887	9/16/2011	2,800
READ00000343888	9/16/2011	4,660
READ00000343889	9/16/2011	1,820
READ00000343891	9/16/2011	1,560
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READ00000343893	9/16/2011	3,250
READ00000343894	9/16/2011	980
READ00000343895	9/16/2011	3,620
READ00000343896	9/16/2011	820
READ00000343897	9/16/2011	2,920
READ00000343899	9/16/2011	1,880
READ00000343900	9/16/2011	2,740
READ00000343901	9/16/2011	450
READ00000343902	9/16/2011	450
READ00000343904	9/16/2011	4,810
READ00000343905	9/16/2011	10,000
READ00000343906	9/16/2011	2,220
READ00000343907	9/16/2011	5,640
READ00000343908	9/16/2011	4,550

READ00000343909	9/16/2011	4,470
READ00000343910	9/16/2011	7,030
READ00000343911	9/16/2011	3,400
READ00000343912	9/16/2011	6,117
READ00000343913	9/16/2011	4,780
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READ00000343917	9/16/2011	3,150
READ00000343918	9/16/2011	770
READ00000343919	9/16/2011	750
READ00000343921	9/16/2011	2,940
READ00000343922	9/16/2011	690
READ00000343923	9/16/2011	1,510
READ00000343924	9/16/2011	1,900
READ00000343925	9/16/2011	5,300
READ00000343926	9/16/2011	650
READ00000343927	9/16/2011	5,090
READ00000343928	9/16/2011	2,580
READ00000343929	9/16/2011	440
READ00000343930	9/16/2011	3,220
READ00000343931	9/16/2011	2,380
READ00000343932	9/16/2011	800
READ00000343934	9/16/2011	970
READ00000343935	9/16/2011	2,820
READ00000343936	9/16/2011	4,950
READ00000343937	9/16/2011	3,130
READ00000343939	9/16/2011	2,710
READ00000343940	9/16/2011	700
READ00000343941	9/16/2011	1,800
READ00000343943	9/16/2011	1,010
READ00000343944	9/16/2011	1,070
READ00000343945	9/16/2011	4,030
READ00000343946	9/16/2011	2,520
READ00000343947	9/16/2011	950
READ00000343950	9/16/2011	2,200
READ00000343952	9/16/2011	1,950
READ00000343953	9/16/2011	2,070
READ00000343954	9/16/2011	3,410
READ00000343955	9/16/2011	2,130
READ00000343958	9/16/2011	6,510
READ00000343959	9/16/2011	990
READ00000343960	9/16/2011	630
READ00000343961	9/16/2011	3,020
READ00000343962	9/16/2011	90
READ00000343963	9/16/2011	6,207
READ00000343964	9/16/2011	200
READ00000343965	9/16/2011	1,150
READ00000343966	9/16/2011	10

READ00000343967	9/16/2011	420
READ00000343968	9/16/2011	7,610
READ00000343969	9/16/2011	4,810
READ00000343970	9/16/2011	1,120
READ00000343971	9/16/2011	1,010
READ00000343973	9/16/2011	3,390
READ00000343974	9/16/2011	4,910
READ00000343975	9/16/2011	520
READ00000343976	9/16/2011	3,920
READ00000343977	9/16/2011	2,140
READ00000343978	9/16/2011	1,400
READ00000343979	9/16/2011	2,650
READ00000343980	9/16/2011	7,810
READ00000343981	9/16/2011	8,710
READ00000343982	9/16/2011	970
READ00000343984	9/16/2011	3,260
READ00000343985	9/16/2011	1,320
READ00000343986	9/16/2011	4,080
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READ00000343989	9/16/2011	3,180
READ00000343991	9/16/2011	1,550
READ00000343992	9/16/2011	2,960
READ00000343993	9/16/2011	1,800
READ00000343994	9/16/2011	3,370
READ00000343995	9/16/2011	1,400
READ00000343996	9/16/2011	1,680
READ00000343997	9/16/2011	6,647
READ00000343998	9/16/2011	6,607
READ00000343999	9/16/2011	4,140
READ00000344001	9/16/2011	6,880
READ00000344002	9/16/2011	3,400
READ00000344004	9/16/2011	3,810
READ00000344005	9/16/2011	6,470
READ00000344007	9/16/2011	3,510
READ00000344008	9/16/2011	3,030
READ00000344009	9/16/2011	4,510
READ00000344010	9/16/2011	3,800
READ00000344013	9/16/2011	3,470
READ00000344014	9/16/2011	3,660
READ00000344015	9/16/2011	4,300
READ00000344016	9/16/2011	2,480
READ00000344017	9/16/2011	4,620
READ00000344018	9/16/2011	3,710
READ00000344019	9/16/2011	5,410
READ00000344020	9/16/2011	1,450
READ00000344021	9/16/2011	2,110
READ00000344022	9/16/2011	2,670

READ00000344023	9/16/2011	3,050
READ00000344024	9/16/2011	6,387
READ00000344025	9/16/2011	1,930
READ00000344026	9/16/2011	1,630
READ00000344029	9/16/2011	570
READ00000344030	9/16/2011	4,030
READ00000344031	9/16/2011	360
READ00000344033	9/16/2011	5,020
READ00000344034	9/16/2011	2,880
READ00000344035	9/16/2011	1,910
READ00000344036	9/16/2011	3,590
READ00000344037	9/16/2011	230
READ00000344038	9/16/2011	1,840
READ00000344039	9/16/2011	660
READ00000344042	9/16/2011	4,830
READ00000344043	9/16/2011	2,760
READ00000344044	9/16/2011	860
READ00000344045	9/16/2011	8,680
READ00000344046	9/16/2011	4,530
READ00000344047	9/16/2011	2,500
READ00000344048	9/16/2011	3,670
READ00000344049	9/16/2011	1,420
READ00000344050	9/16/2011	4,460
READ00000344053	9/16/2011	4,300
READ00000344054	9/16/2011	1,970

Payson Water Co., Inc.
Mesa del Caballo Water System
Customer Consumption September-October 2011

Document Number	Reading Date	Consumption
READ00000344829	10/1/2011	1,150
READ00000344847	10/3/2011	340
READ00000344848	10/1/2011	2,070
READ00000346250	10/3/2011	2,000
READ00000347120	10/1/2011	5,070
READ00000349262	10/12/2011	1,000
READ00000349264	10/7/2011	20
READ00000349760	10/16/2011	3,110
READ00000349761	10/16/2011	2,600
READ00000349762	10/16/2011	6,340
READ00000349763	10/16/2011	5,930
READ00000349764	10/16/2011	4,930
READ00000349766	10/16/2011	2,660
READ00000349767	10/16/2011	3,990
READ00000349768	10/16/2011	4,540
READ00000349769	10/16/2011	7,550
READ00000349771	10/16/2011	7,770
READ00000349772	10/16/2011	680
READ00000349774	10/16/2011	50
READ00000349775	10/16/2011	6,310
READ00000349776	10/16/2011	620
READ00000349777	10/16/2011	1,370
READ00000349778	10/16/2011	2,610
READ00000349779	10/16/2011	6,360
READ00000349780	10/16/2011	5,090
READ00000349781	10/16/2011	6,250
READ00000349782	10/16/2011	10
READ00000349783	10/16/2011	1,490
READ00000349786	10/16/2011	5,770
READ00000349787	10/16/2011	2,880
READ00000349790	10/16/2011	20,700
READ00000349792	10/16/2011	3,070
READ00000349793	10/16/2011	60
READ00000349794	10/16/2011	1,850
READ00000349795	10/16/2011	3,940
READ00000349796	10/16/2011	3,610
READ00000349797	10/16/2011	3,550
READ00000349798	10/16/2011	1,740
READ00000349799	10/16/2011	4,240
READ00000349800	10/16/2011	2,800

READ00000349802	10/16/2011	4,250
READ00000349803	10/16/2011	1,500
READ00000349804	10/16/2011	7,360
READ00000349805	10/16/2011	1,300
READ00000349806	10/16/2011	520
READ00000349807	10/16/2011	740
READ00000349808	10/16/2011	3,230
READ00000349809	10/16/2011	1,890
READ00000349810	10/16/2011	1,870
READ00000349811	10/16/2011	14,640
READ00000349812	10/16/2011	1,450
READ00000349813	10/16/2011	650
READ00000349814	10/16/2011	3,440
READ00000349815	10/16/2011	1,110
READ00000349816	10/16/2011	1,240
READ00000349817	10/16/2011	2,810
READ00000349818	10/16/2011	3,120
READ00000349819	10/16/2011	3,930
READ00000349820	10/16/2011	900
READ00000349821	10/16/2011	40
READ00000349823	10/16/2011	1,050
READ00000349824	10/16/2011	370
READ00000349825	10/16/2011	620
READ00000349826	10/16/2011	1,690
READ00000349827	10/16/2011	2,060
READ00000349829	10/16/2011	1,920
READ00000349830	10/16/2011	150
READ00000349831	10/16/2011	2,460
READ00000349832	10/16/2011	2,490
READ00000349833	10/16/2011	3,130
READ00000349834	10/16/2011	3,240
READ00000349835	10/16/2011	7,520
READ00000349836	10/16/2011	5,560
READ00000349837	10/16/2011	7,670
READ00000349838	10/16/2011	1,690
READ00000349840	10/16/2011	550
READ00000349841	10/16/2011	1,340
READ00000349842	10/16/2011	570
READ00000349843	10/16/2011	1,100
READ00000349844	10/16/2011	2,610
READ00000349846	10/16/2011	2,630
READ00000349848	10/16/2011	14,930
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READ00000349850	10/16/2011	1,710
READ00000349851	10/16/2011	2,770
READ00000349852	10/16/2011	6,390
READ00000349853	10/16/2011	1,980

READ00000349854	10/16/2011	1,480
READ00000349856	10/16/2011	4,930
READ00000349857	10/16/2011	4,960
READ00000349858	10/16/2011	4,720
READ00000349860	10/16/2011	5,160
READ00000349862	10/16/2011	2,860
READ00000349863	10/16/2011	1,970
READ00000349864	10/16/2011	3,240
READ00000349865	10/16/2011	4,550
READ00000349866	10/16/2011	1,790
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READ00000349868	10/16/2011	7,890
READ00000349869	10/16/2011	1,700
READ00000349870	10/16/2011	2,690
READ00000349871	10/16/2011	1,620
READ00000349872	10/16/2011	2,740
READ00000349873	10/16/2011	1,360
READ00000349874	10/16/2011	10
READ00000349875	10/16/2011	1,540
READ00000349876	10/16/2011	1,260
READ00000349877	10/16/2011	8,880
READ00000349878	10/16/2011	8,610
READ00000349879	10/16/2011	450
READ00000349881	10/16/2011	860
READ00000349883	10/16/2011	1,780
READ00000349885	10/16/2011	5,290
READ00000349886	10/16/2011	1,820
READ00000349887	10/16/2011	2,120
READ00000349889	10/16/2011	2,680
READ00000349890	10/16/2011	940
READ00000349892	10/16/2011	4,360
READ00000349893	10/16/2011	5,270
READ00000349894	10/16/2011	3,790
READ00000349895	10/16/2011	3,890
READ00000349896	10/16/2011	5,190
READ00000349897	10/16/2011	2,810
READ00000349898	10/16/2011	4,280
READ00000349899	10/16/2011	280
READ00000349902	10/16/2011	3,180
READ00000349903	10/16/2011	1,220
READ00000349904	10/16/2011	450
READ00000349906	10/16/2011	4,380
READ00000349907	10/16/2011	4,910
READ00000349908	10/16/2011	2,780
READ00000349909	10/16/2011	260
READ00000349910	10/16/2011	5,460
READ00000349911	10/16/2011	200

READ00000349912	10/16/2011	20
READ00000349913	10/16/2011	4,830
READ00000349914	10/16/2011	390
READ00000349915	10/16/2011	1,980
READ00000349916	10/16/2011	6,490
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READ00000349922	10/16/2011	1,400
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READ00000349925	10/16/2011	1,900
READ00000349926	10/16/2011	4,890
READ00000349927	10/16/2011	2,670
READ00000349928	10/16/2011	20
READ00000349929	10/16/2011	1,430
READ00000349931	10/16/2011	2,930
READ00000349932	10/16/2011	3,660
READ00000349933	10/16/2011	6,450
READ00000349934	10/16/2011	2,440
READ00000349935	10/16/2011	2,490
READ00000349936	10/16/2011	4,970
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READ00000349938	10/16/2011	4,650
READ00000349939	10/16/2011	120
READ00000349940	10/16/2011	4,590
READ00000349941	10/16/2011	1,900
READ00000349942	10/16/2011	3,350
READ00000349943	10/16/2011	30
READ00000349944	10/16/2011	5,910
READ00000349945	10/16/2011	2,510
READ00000349946	10/16/2011	3,680
READ00000349947	10/16/2011	1,670
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READ00000349959	10/16/2011	2,200
READ00000349962	10/16/2011	2,570
READ00000349963	10/16/2011	1,540
READ00000349964	10/16/2011	6,570

READ00000349965	10/16/2011	2,230
READ00000349966	10/16/2011	6,550
READ00000349967	10/16/2011	1,880
READ00000349968	10/16/2011	1,480
READ00000349969	10/16/2011	4,170
READ00000349970	10/16/2011	5,910
READ00000349972	10/16/2011	1,090
READ00000349974	10/16/2011	60
READ00000349975	10/16/2011	1,500
READ00000349976	10/16/2011	5,120
READ00000349977	10/16/2011	90
READ00000349978	10/16/2011	3,340
READ00000349979	10/16/2011	520
READ00000349980	10/16/2011	2,170
READ00000349981	10/16/2011	5,100
READ00000349983	10/16/2011	4,200
READ00000349986	10/16/2011	14,180
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READ00000349991	10/16/2011	7,170
READ00000349993	10/16/2011	2,820
READ00000349995	10/16/2011	430
READ00000349996	10/16/2011	2,190
READ00000349997	10/16/2011	5,020
READ00000349998	10/16/2011	1,990
READ00000350000	10/16/2011	1,440
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READ00000350006	10/16/2011	2,800
READ00000350008	10/16/2011	3,710
READ00000350009	10/16/2011	3,400
READ00000350010	10/16/2011	150
READ00000350011	10/16/2011	610
READ00000350013	10/16/2011	4,450
READ00000350014	10/16/2011	6,430
READ00000350015	10/16/2011	2,460
READ00000350016	10/16/2011	4,190
READ00000350017	10/16/2011	5,050
READ00000350018	10/16/2011	3,190
READ00000350019	10/16/2011	5,420
READ00000350020	10/16/2011	3,210
READ00000350021	10/16/2011	6,430

READ00000350022	10/16/2011	4,520
READ00000350025	10/16/2011	3,170
READ00000350026	10/16/2011	3,820
READ00000350027	10/16/2011	780
READ00000350028	10/16/2011	2,210
READ00000350029	10/16/2011	6,320
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READ00000350032	10/16/2011	1,570
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READ00000350038	10/16/2011	1,130
READ00000350039	10/16/2011	2,090
READ00000350040	10/16/2011	2,490
READ00000350041	10/16/2011	940
READ00000350043	10/16/2011	1,310
READ00000350044	10/16/2011	5,390
READ00000350045	10/16/2011	4,390
READ00000350046	10/16/2011	3,380
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READ00000350053	10/16/2011	1,220
READ00000350054	10/16/2011	4,340
READ00000350055	10/16/2011	3,240
READ00000350056	10/16/2011	990
READ00000350059	10/16/2011	1,880
READ00000350061	10/16/2011	1,850
READ00000350062	10/16/2011	2,340
READ00000350063	10/16/2011	2,990
READ00000350065	10/16/2011	2,570
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READ00000350069	10/16/2011	3,090
READ00000350070	10/16/2011	1,290
READ00000350071	10/16/2011	2,590
READ00000350072	10/16/2011	220
READ00000350073	10/16/2011	6,200
READ00000350074	10/16/2011	1,600
READ00000350075	10/16/2011	700
READ00000350077	10/16/2011	390
READ00000350078	10/16/2011	6,710
READ00000350079	10/16/2011	3,890
READ00000350080	10/16/2011	1,060

READ00000350081	10/16/2011	1,250
READ00000350083	10/16/2011	2,420
READ00000350084	10/16/2011	4,110
READ00000350085	10/16/2011	320
READ00000350086	10/16/2011	3,430
READ00000350087	10/16/2011	1,470
READ00000350088	10/16/2011	1,820
READ00000350089	10/16/2011	2,980
READ00000350090	10/16/2011	5,090
READ00000350091	10/16/2011	7,630
READ00000350092	10/16/2011	4,440
READ00000350093	10/16/2011	20
READ00000350095	10/16/2011	2,410
READ00000350096	10/16/2011	80
READ00000350097	10/16/2011	5,960
READ00000350098	10/16/2011	3,010
READ00000350099	10/16/2011	10
READ00000350100	10/16/2011	3,880
READ00000350102	10/16/2011	1,670
READ00000350103	10/16/2011	2,290
READ00000350104	10/16/2011	2,320
READ00000350105	10/16/2011	3,340
READ00000350106	10/16/2011	1,240
READ00000350107	10/16/2011	310
READ00000350108	10/16/2011	4,720
READ00000350109	10/16/2011	2,780
READ00000350110	10/16/2011	3,790
READ00000350111	10/16/2011	3,140
READ00000350113	10/16/2011	7,230
READ00000350114	10/16/2011	5,350
READ00000350116	10/16/2011	3,920
READ00000350117	10/16/2011	5,740
READ00000350119	10/16/2011	3,540
READ00000350121	10/16/2011	3,480
READ00000350122	10/16/2011	2,760
READ00000350124	10/16/2011	110
READ00000350125	10/16/2011	3,410
READ00000350126	10/16/2011	3,170
READ00000350127	10/16/2011	6,680
READ00000350129	10/16/2011	1,810
READ00000350130	10/16/2011	4,730
READ00000350131	10/16/2011	4,830
READ00000350132	10/16/2011	1,590
READ00000350133	10/16/2011	2,060
READ00000350134	10/16/2011	1,840
READ00000350135	10/16/2011	1,820
READ00000350136	10/16/2011	6,890

READ00000350137	10/16/2011	2,370
READ00000350138	10/16/2011	1,300
READ00000350141	10/16/2011	780
READ00000350142	10/16/2011	6,120
READ00000350143	10/16/2011	20
READ00000350145	10/16/2011	8,920
READ00000350146	10/16/2011	1,590
READ00000350147	10/16/2011	4,750
READ00000350148	10/16/2011	4,140
READ00000350149	10/16/2011	70
READ00000350150	10/16/2011	1,560
READ00000350151	10/16/2011	750
READ00000350152	10/16/2011	340
READ00000350153	10/16/2011	30
READ00000350154	10/16/2011	3,200
READ00000350155	10/16/2011	2,470
READ00000350156	10/16/2011	720
READ00000350157	10/16/2011	11,250
READ00000350158	10/16/2011	3,820
READ00000350159	10/16/2011	1,620
READ00000350160	10/16/2011	5,820
READ00000350161	10/16/2011	1,440
READ00000350162	10/16/2011	3,150
READ00000350165	10/16/2011	6,020
READ00000350166	10/16/2011	1,810
READ00000350168	10/16/2011	5,190

EXHIBIT 2

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
6/13/2011	7803

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DEL. <i>13/08-01-7172.00</i>

WATER HAULED	QUANTITY	RATE	AMOUNT
WATER DELIVERED FROM PAYSON TO MESA DEL. ON 06/07/2011 THRU 06/08/2011	11	150.00	1,650.00
TRAVEL TIME 4HRS	4	150.00	600.00
$\frac{\$2250}{71,500 \text{ gallons}} = .0315 \text{ PER GALLON}$			

Total \$2,250.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
6/21/2011	8804

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Water hauled from Payson to Mesa Del 06/19/11 - 06/20/11 (11 loads)			
20 hours at \$150.00/ hr	20	150.00	3,000.00
travel time 4hrs \$150.00/ hr	4	150.00	600.00
Total			\$3,600.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
6/30/2011	8807

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Water hauled from Payson to Mesa Del 06/24/2011 (8 loads)		0.00	0.00
15 hr/150.00	15	150.00	2,250.00
travel time 4 hr/150.00	4	150.00	600.00

Total \$2,850.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/7/2011	8808

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
From Payson to Mesa Dell 07/03/2011 (10 Loads 16 hours 150/HR	16	150.00	2,400.00
TRAVEL TIME \$150/HR	4	150.00	600.00
Total			\$3,000.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/14/2011	8811

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell This invoice is the remainder that is owed on invoice 8803 which was originally billed incorrectly @ \$2,250.00. It was then revised with the correct amount and sent with the original invoice number (8803). We were paid \$2,250.00 which was the incorrect invoice amount. The correct invoice amount was \$3,300.00.		1,050.00	1,050.00
Total			\$1,050.00

13/08-01-7170.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/14/2011	8812

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 06/29/2011 thru 06/30/2011 17 hrs @ \$150.00	17	150.00	2,550.00
Travel Time 4 hrs @ \$150.00	4	150.00	600.00
Total			\$3,150.00

13/08-01-7170.00

PEARSON WATER CO.

P.O. BOX 193
 1120 RODEO RD.
 WILLIAMS, AZ 86046

RECEIVED

AUG 16 2011

BROOKE UTILITIES

Invoice

DATE	INVOICE NO.
8/16/2011	8815

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL <i>13/08-01-7170.00</i>

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/04/2011 thru 08/05/2011 18 hrs @ 150.00	18	150.00	2,700.00
Ttravel time 4 hrs @ 150.00	4	150.00	600.00
Total			\$3,300.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

RECEIVED

AUG 16 2011

BROOKE UTILITIES

Invoice

DATE	INVOICE NO.
8/16/2011	8816

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL 13/08-01-7110.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/11/2011 thru 08/12/2011 19 hrs @ 150.00	19	150.00	2,850.00
Travel time 4 hrs @ 150.00	4	150.00	600.00
Total			\$3,450.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
8/30/2011	8819

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-2170.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/24/2011 thru 08/25/2011 14hrs @ 150.00	14	150.00	2,100.00
travel time 4hrs @ 150.00	4	150.00	600.00

59,700 gals

Total \$2,700.00

PEARSON WATER CO.

P.O. BOX 193
 1120 RODEO RD.
 WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
9/7/2011	8822

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-2170.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Del 08/31/2011 thru 09/01/2011 16 hrs @ 150.00	16	150.00	2,400.00
4 hrs travel time @ 150.00	4	150.00	600.00

59,400

Total **\$3,000.00**

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
9/7/2011	8823

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-7170.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Del 09/05/2011 13 hrs @ 150.00 ✓	13	150.00	1,950.00
4 hrs travel time @150.00	4	150.00	600.00

53,400 gallons

Total \$2,550.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
10/19/2011	8825

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA DELL

13/08-01-2570.00

WATER HAULED	QUANTITY	RATE	AMOUNT
PAYSON TO MESA DELL 09/28/2011	9	150.00	1,350.00
TRAVEL TIME 4 HOURS	4	150.00	600.00
Total			\$1,950.00

BUI HAULING LOG

Date	Driver	Haul From	Haul To	Meter Read Start	Meter Read End	Gallons	CL2 at Source	CL2 at Drop
8-6-11	MIC	Home Regs	Mesa Det.	924100	930190	6090	0.57	0.76
				930190	936150	5960	0.56	0.60
				936150	942152	6006	0.43	0.41
				942156	948130	5974	0.57	0.50
				948130	954175	6045	.48	.46
				954175	960139	5964	.46	.44
8-7-11				960139	968205	6066	.44	.42
				968205	972330	6125	.46	.47
				972330	978410	6080	.52	.54
				978410	984525	6115	.55	.52
				984525	990672	6147	.48	.47
						67570		

M 33

BUI HAULING LOG

Date	Driver	Haul From	Haul To	Meter Read Start	Meter Read End	Gallons	CL2 at Source	CL2 at Drop
8-11	MZ	Harvest	Miss	990600	996700	6100	0.74	2.46
"	"	"	"	996700	1002600	5900	0.60	0.43
"	"	"	"	1002600	1008600	6000	0.57	0.42
"	"	"	"	1008600	1014500	5900	0.61	0.47
"	"	"	"	1014500	1020400	5900	0.58	0.45
"	"	"	"	1020400	1026400	6000	0.62	0.51
"	"	"	"	1026400	1032500	6100	0.58	0.48
"	"	"	"	1032500	1038500	6000	0.62	0.52
"	"	"	"	1038500	1044500	6000	0.60	0.50
"	"	"	"	1044500	1050500	6000	0.64	0.54
"	"	"	"	01056500	01062300	5800	0.61	0.57
						65700		

BUI HAULING LOG

Date	Driver	Haul From	Haul To	Meter Read Start	Meter Read End	Gallons	CL2 at Source	CL2 at Drop
9-30-11	M2	Howe Dept Mensard		01133000	01134000	6000	.89	.69
				01134000	01140000	6000	.43	.40
				01140000	01145900	5900	.51	.48
				01145900	01151700	5800	.62	.59
				01151700	01157600	5900	.50	.51
				01157600	01163600	6000	.48	.49
				01163600	01169500	5900	.47	.45
				01169500	01175500	6000	.52	.48
				01175500	01181400	5900	.45	.49
				01181400	01187400	6000	.56	.51
						59400		

BUI HAULING LOG

Date	Driver	Haul From	Haul To	Meter Read Start	Meter Read End	Gallons	CL2 at Source	CL2 at Drop
6-7-11		Home Depot	meke	5991000	060517	6500	0.54	0.53
6-7-11		}	}	605579	611725	}	0.54	0.53
6-8-11	611125			617140	0.54		0.53	
6-8-11	617140			623145	0.54		0.53	
6-8-11	623145			629262	0.54		0.53	
6-8-11	629262			635398	0.54		0.53	
6-8-11	635398			641332	0.54		0.53	
6-8-11	641332			647456	0.54		0.53	
6-8-11	647456			653483	0.54		0.53	
6-8-11	653483			659417	0.54		0.53	
6-8-11	659417			665500	0.54		0.53	
						53,255		

BUI HAULING LOG

Date	Driver	Haul From	Haul To	Meter Read Start	Meter Read End	Gallons	CL2 at Source	CL2 at Drop
6/19	Chase	Home Depot	Mesa Del	665500	672000	6500		.69
6/19	Chase	Home Depot	Mesa Del	672000	678500	6500	.61	.61
6/19	Chase	Home Depot	Mesa Del	678500	685000	6500	.58	.58
6/19	Chase	Home Depot	Mesa Del	685000	691500	6500	.6	.6
6/20	Chase	Home Depot	Mesa Del	691500	697700	6200	.6	.58
6/20	Chase	Home Depot	Mesa Del	697700	703800	6100	.6	.61
6/20	Chase	Home Depot	Mesa Del	703800	710000	6200	.74	.75
6/20	Chase	Home Depot	Mesa Del	710000	716100	6100	.56	.55
6/20	Chase	Home Depot	Mesa Del	716100	722200	6100	.58	.55
6/20	Chase	Home Depot	Mesa Del	722200	728300	6100	.68	.64
6/20	Chase	Home Depot	Mesa Del	728300	734400	6100	.51	.59
						68700		

EXHIBIT 3

Payson Water Co., Inc.

2009 Well Production

ADWR #	Location	January	February	March	April	May	June	July	August	September	October	November	December
55-560398	WSA Lot 289	0	0	0	0	19280	26210	34090	25300	22970	26890	33500	34260
55-585747	WSA FD 422F	315400	263400	259100	199800	103600	101100	124900	73100	0	0	0	0
55-558967	WSA L164	493090	417960	429410	447480	430980	407200	538860	411010	426070	443180	535130	527080
55-631113	TCT E	92190	870	2410	78590	277500	263660	38270	203080	148040	223600	228040	215120
55-500270	TCT E	32420	180	500	25830	105630	90620	54960	88450	88520	1500	144420	71560
55-801698	TCT E	0	0	0	0	0	0	0	0	0	0	0	0
55-513409	Caballero 422D	145460	122290	120810	121040	112260	122910	168630	92620	116400	119090	139200	137530
55-801699	L17	0	0	0	120	0	0	0	0	480	0	80	50
55-631112	L17	0	0	0	0	0	0	0	0	0	0	0	0
55-556148	East Barranca	145950	327700	356440	452750	399110	418220	483550	356670	317590	363170	483920	468660

2010 Well Production

ADWR #	Location	January	February	March	April	May	June	July	August	September	October	November	December
55-560398	WSA Lot 289	30840	25610	21520	34310	30920	24550	29650	28760	30500	26700	28280	21950
55-585747	WSA FD 422F	0	500	0	0	253100	119400	148200	149200	142200	131900	135500	129500
55-558967	WSA L164	511660	432870	436540	519710	446630	361820	453900	466510	478490	425260	449650	435450
55-631113	TCT E	182870	104270	104270	195750	111580	157720	208100	143870	134530	113840	119050	116200
55-500270	TCT E	66260	36560	88650	80500	7	68600	75420	67710	78360	65000	81250	74160
55-801698	TCT E	0	0	0	0	0	0	0	0	0	0	0	0
55-513409	Caballero 422D	132520	116900	121490	135760	114040	90670	114460	115980	117420	106270	110970	125080
55-801699	L17	0	0	0	0	0	210	40	10	20	40	0	0
55-631112	L17	0	0	0	0	0	0	0	0	0	0	0	0
55-556148	East Barranca	439120	375540	110690	383320	389730	291660	363460	370050	368140	312930	287550	262280

2011 Well Production

ADWR #	Location	January	February	March	April	May	June	July	August	September	October	November	December
55-560398	WSA Lot 289	25420	21500	24830	27680	33030	32720	31180	34710	31100	31810	31770	31020
55-585747	WSA FD 422F	145400	125200	120100	200	96500	97200	86500	44600	0	0	90900	114900
55-558967	WSA L164	497630	439640	410180	450360	421820	515770	483510	515780	475510	473330	484280	463210
55-631113	TCT E	114470	113610	32340	51010	128360	101640	96450	162940	99170	108820	28280	33140
55-500270	TCT E	75030	76180	34710	69770	69770	106730	78370	86320	61110	71490	17970	38460
55-801698	TCT E	0	0	0	0	0	230	0	0	0	0	0	0
55-513409	Caballero 422D	149560	133450	122510	127420	116830	115390	111460	120160	113730	114100	113610	105500
55-801699	L17	20	10	0	0	10	20	20	10	0	0	0	0
55-631112	L17	0	0	0	0	0	0	0	0	0	0	0	0
55-556148	East Barranca	286580	234170	326850	303820	363920	331840	302120	341900	297650	316920	308090	304310

EXHIBIT 4

Payson Water Co., Inc.

Customer Compliance Issues - Curtailment Fines and Fees- through September 2011

12-Oct-11

ACC Decision Number
Company Name/Docket Number
Compliance Reference
Customer Name:

67821
Payson Water Co. / W-03514A-04-0906

	Fine \$	Importation \$	Balance \$
Paul	\$200	\$0	\$200
Martin	\$200	\$0	\$400
Frausto	\$200	\$0	\$600
Fleishaker	\$200	\$0	\$800
Gehring	\$0	\$0	\$800
Egberty	\$200	\$0	\$1,000
Morris	\$200	\$0	\$1,200
Halsey	\$200	\$0	\$1,400
Romero	\$200	\$0	\$1,600

Account: 4124806498

EXHIBIT 2

27

COMMISSIONERS
GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEY
PAUL NEWMAN
BRENDA BURNS



ERNEST G. JOHNSON
Executive Director

ARIZONA CORPORATION COMMISSION

April 2, 2012

Robert T. Hardcastle
Brooke Utilities, Inc.
P.O. Box 82218
Bakersfield, CA 93380

Via Regular Mail and
Email to: RTH@brookeutilities.com

Re: **Staff's First Set of Data Requests to Payson Water Co., Inc.**
Docket No. W-03514A-12-0008

RECEIVED

APR 03 2012

ARIZONA CORPORATION COMMISSION

Dear Mr. Hardcastle:

Please treat this as Staff's **First Set of Data Requests to Payson Water Co., Inc.** in the above matter.

For purposes of this data request set, the words "Payson Water" "Company," "you," and "your" refer to Payson Water Co., Inc. and any representative, including every person and/or entity acting with, under the control of, or on behalf of Payson Water Co., Inc. For each answer, please identify by name, title, and address each person providing information that forms the basis for the response provided.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please respond within **ten** calendar days of your receipt of the copy of this letter. However, if you require additional time, please let us know.

Please provide one hard copy as well as searchable PDF, DOC or EXCEL files (via email or electronic media) of the requested data directly to each of the following addressees via overnight delivery services to:

- (1) Jeffrey M. Michlik, Utilities Division, Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007 (jmichlik@azcc.gov).
- (2) Robin R. Mitchell, Attorney, Legal Division, Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007 (rmitchell@azcc.gov).

Sincerely,

Robin R. Mitchell
Attorney, Legal Division
(602) 542-6024

RRM:ah

cc: Jeffrey M. Michlik (Via email only)

Encl.

**ARIZONA CORPORATION COMMISSION
STAFF'S FIRST SET OF DATA REQUESTS TO
PAYSON WATER CO., INC.
DOCKET NO. W-03514A-12-0008
APRIL 2, 2012**

Subject: All information responses should ONLY be provided in searchable PDF, DOC or EXCEL files via email or electronic media.

- DRE 1-1 Please submit a schedule showing the augmentation surcharge rate that the Company charged to its Mesa del Caballo ("MDC") customers for each billing cycle between May 1, 2011, and October 30, 2011 ("augmentation period").
- DRE 1-2 Please submit the Company's calculations that resulted in each of the augmentation surcharge rates listed in the answer to DRE 1-1 above. Please include all calculation determinants, including assumptions, and any adjustments made by the Company to calculate the augmentation surcharge rate.
- DRE 1-3 Please submit documentation to support each of the calculations provided in the answer to DRE 1-2. Please include copies of all invoices and any other supporting documentation utilized by the Company to calculate the augmentation surcharge rate.
- DRE 1-4 Please submit a schedule showing the monthly well production from each of the Company-owned wells during the augmentation period.
- DRE 1-5 Please submit a schedule showing the monthly well production received by the Company during the augmentation period from each well for which the Company holds a water sharing agreement.
- DRE 1-6 Please confirm that the monthly augmentation surcharges that the Company charged to its MDC customers during the augmentation period included only water hauling costs for water delivered to the MDC system.
- DRE 1-7 Please identify whether the Company decreased or ceased receipt of water pursuant to its water sharing agreements at any time during the augmentation period. If so, thoroughly detail all reasons why this was done.
- DRE 1-8 Please identify whether any of the Company's wells were taken off line or cut back in production during the augmentation period. If so, thoroughly detail all reasons why this was done.
- DRE 1-9 Please confirm that hauled water was utilized only as a source of last resort for the MDC system during the augmentation period.
- DRE 1-10 Please submit a schedule showing the dates and duration for all curtailment stages implemented during the augmentation period.
- DRE 1-11 Please submit a completed water use data sheet showing the number of customers, gallons sold, gallons pumped and gallons purchased for each month during the 2011 calendar year.
- RRM 1-12 Please provide copies of all data requests issued to and received, including subpoenas, from the Complainants and the responses thereto.

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookeutilities.com

April 13, 2012

Via Overnight Mail and Email to:
rmitchell@azcc.gov and jmicklik@azcc.gov

Robin R. Mitchell
Arizona Corporation Commission
LEGAL DIVISION
1200 West Washington St.
Phoenix, AZ 85007

Jeffrey M. Michlik
Arizona Corporation Commission
LEGAL DIVISION
1200 West Washington St.
Phoenix, AZ 85007

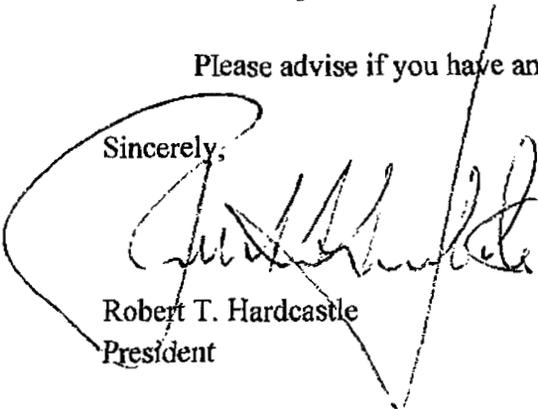
In re: **Payson Water Co.'s Response to Staff's First Set of Data Requests**
Docket No. W-03514A-12-0008

Dear Robin,

Pursuant to the above referenced Data Requests received April 5, 2012, please find attached our responses to same and as provided below:

Please advise if you have any additional questions.

Sincerely,



Robert T. Hardcastle
President

DRE 1-3

Payson Water Co., Inc.

2011 MdC Water Augmentation Worksheet (DRE 1-1, DRE 1-2)

10-Nov-11

	2011				
	<u>May-June</u>	<u>June-July</u>	<u>July-August</u>	<u>August-September</u>	<u>September-October</u>
Pearson invoice 8803		\$2,250.00			
Pearson invoice 8804		\$3,600.00			
Pearson invoice 8807		\$2,850.00			
Pearson invoice 8808		\$3,000.00			
Pearson invoice 8811		\$1,050.00			
Pearson invoice 8812		\$3,150.00			
Pearson invoice 8815			\$3,300.00		
Pearson invoice 8816			\$3,450.00		
Pearson invoice 8819				\$2,700.00	
Pearson invoice 8822				\$3,000.00	
Pearson invoice 8823				\$2,550.00	
Pearson invoice 8825					\$1,950.00
TOP water supply charges	\$0	\$863.77	\$1,221.50	\$855.86	\$0.00
EVP water supply charges	\$0	\$0.00	\$83.84	\$133.60	\$0.00
<i>Net water supply charges</i>	\$0.00	\$863.77	\$1,137.66	\$702.26	\$0.00
<i>Total Water Hauling Costs</i>	\$0.00	\$16,763.77	\$7,887.66	\$8,952.26	\$1,950.00
<i>Total Cost per Gallon</i>	\$0.000000000	\$0.015813808	\$0.0059548430	\$0.0081922562	\$0.0018231796

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
6/15/2011	2803

BILL TO
BROOK UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA DELI <i>13/08-01-7172.00</i>

WATER MAILED	QUANTITY	RATE	AMOUNT
WATER DELIVERED FROM PAYSON TO MESA DELI ON 06/07/2011 THRU 06/08/2011	11	150.00	1,650.00
TRAVEL TIME 4HRS	4	150.00	600.00
$\frac{2250}{71,500 \text{ gallons}} = .0315 \text{ PER GALLON}$			

Total	\$2,250.00
--------------	-------------------

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
6/21/2011	8804

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Water hauled from Payson to Mesa Del 06/19/11 - 06/20/11 (11 loads)			
20 hours at \$150.00/ hr	20	150.00	3,000.00
travel time 4hrs \$150.00/ hr	4	150.00	600.00
Total			\$3,600.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

invoice

DATE	INVOICE NO.
6/30/2011	8807

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Water hauled from Payson to Mesa Del 06/24/2011 (8 loads)		0.00	0.00
15 hr/150.00	15	150.00	2,250.00
travel time 4 hr/150.00	4	150.00	600.00
Total			\$2,850.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/7/2011	8808

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
From Payson to Mesa Dell 07/03/2011 (10 Loads 16 hours 150/HR	16	0.00 150.00	0.00 2,400.00
TRAVEL TIME \$150/HR	4	150.00	600.00
Total			\$3,000.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/14/2011	8311

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 5218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER CALLED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell This invoice is the remainder that is owed on invoice 8803 which was originally billed incorrectly @ \$2,250.00. It was then revised with the correct amount and sent with the original invoice number (8803). We were paid \$2,250.00 which was the incorrect invoice amount. The correct invoice amount was \$3,300.00.		1,050.00	1,050.00
<i>13/08-01-7170.00</i>			
Total			\$1,050.00

PEARSON WATER CO.
 P.O. BOX 193
 1120 RODEO RD.
 WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
7/14/2011	8812

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 06/29/2011 thru 06/30/2011 17 hrs @ \$150.00	17	150.00	2,550.00
Travel Time 4 hrs @ \$150.00	4	150.00	600.00
Total			\$3,150.00

13/08-01-7170.00

PEARSON WATER CO.

P.O. BOX 193
 1120 RODEO RD.
 WILLIAMS, AZ 86046

RECEIVED

AUG 16 2011

BROOKE UTILITIES

Invoice

DATE	INVOICE NO.
8/16/2011	8815

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL <i>7/08-01-7110.00</i>

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/04/2011 thru 08/05/2011 18 hrs @ 150.00	18	150.00	2,700.00
Travel time 4 hrs @ 150.00	4	150.00	600.00
Total			\$3,300.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

RECEIVED

AUG 16 2011

BROOKE UTILITIES

Invoice

DATE	INVOICE NO.
8/16/2011	8816

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL 13/08-01-7110-00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/11/2011 thru 08/12/2011 19 hrs @ 150.00	19	150.00	2,850.00
Travel time 4 hrs @ 150.00	4	150.00	600.00
Total			\$3,450.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
8/30/2011	8819

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-7570.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Dell 08/24/2011 thru 08/25/2011 14hrs @ 150.00	14	150.00	2,100.00
travel time 4hrs @ 150.00	4	150.00	600.00
Total			\$2,700.00

59,700 gallons

412

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
9/7/2011	8822

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-7170-00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Del 08/31/2011 thru 09/01/2011 16 hrs @ 150.00	16	150.00	2,400.00
4 hrs travel time @ 150.00	4	150.00	600.00

59,400

Total \$3,000.00

PEARSON WATER CO.

P.O. BOX 193
1120 RODEO RD.
WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
9/7/2011	8823

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA, DELL

13/08-01-7170.00

WATER HAULED	QUANTITY	RATE	AMOUNT
Payson to Mesa Del 09/05/2011 13 hrs @ 150.00 ✓	13	150.00	1,950.00
4 hrs travel time @150.00	4	150.00	600.00

53,400 gallons

Total \$2,550.00

PEARSON WATER CO.

P.O. BOX 193
 1120 RODEO RD.
 WILLIAMS, AZ 86046

Invoice

DATE	INVOICE NO.
10/19/2011	8825

BILL TO
BROOKE UTILITIES PAYSON WATER COMPANY P O BOX 8218 BAKERSFIELD, CA 93380

DELIVER TO
MESA DELL

13/08-01-2570.00

WATER HAULED	QUANTITY	RATE	AMOUNT
PAYSON TO MESA DELL 09/28/2011	9	150.00	1,350.00
TRAVEL TIME 4 HOURS	4	150.00	600.00
Total			\$1,950.00

TOWN OF PAYSON WATER DEPARTMENT

Customer Maintenance - Master View

Date: 1/9/2012 10:09:52 AM
 User Name: CGildroy
 Account Number: 00009634
 Home Phone: (928) 478-2500 x
 Class: Bulk
 Address: 1010 S STOVER ROAD
 PAYSON, AZ 85541
 Customer Name: PAYSON WATER COMPANY (BROOKE UTIL)
 Work Phone: (928) 231-2035 x
 Billing Status:
 Status: Active
 Billing Type: Normal
 Billing Cycle: Normal

Service Location	Description	12/1/2011	11/1/2011	10/1/2011	9/1/2011	8/1/2011	7/1/2011	6/1/2011	5/1/2011	4/1/2011	3/1/2011	2/1/2011	1/1/2011	12/1/2010	11/1/2010
Charges	26.30	26.30	260.15	1,332.53	1,332.53	855.86	1,221.59	863.77	23.82	23.82	23.82	23.82	23.82	23.82	23.82
Payments	26.30	280.15	1,332.53	855.86	1,221.59	863.77	23.82	23.82	23.82	23.82	743.84	656.86	23.82	23.82	23.82
Service - Service Usage	0	0	42,100	206,500	134,200	189,700	135,400	0	0	0	0	117,200	104,000	0	0

24,200
 500
 6,400
 10,000

Done

DRE 1-4

DRE 1-5

Payson Water Co., Inc.

2011 Well Production (DRE 1-4, DRE 1-5)

ADWR #	Location	May	June	July	August	September	October
55-560398	WSA Lot 289	33030	32720	31180	34710	31100	31810
55-585747	WSA FD 422F	96500	97200	86500	44600	0	0
55-558967	WSA L164	421820	515770	483510	515780	475510	473330
55-631113	TCT E	128360	101640	96450	162940	99170	108820
55-500270	TCT E	69770	106730	78370	86320	61110	71490
55-801698	TCT E	0	230	0	0	0	0
55-513409	Caballero 422D	116830	115390	111460	120160	113730	114100
55-801699	L17	10	20	20	10	0	0
55-631112	L17	0	0	0	0	0	0
55-556148	East Barranca	363920	331840	302120	341900	297650	316920

DRE 1-6

DRE 1-6: Yes

DRE 1-7

DRE 1-7: No

DRE 1-8

DRE 1-8:

No

DRE 1-9

DRE 1-9: Yes

DRE 1-10

1-May	3	75/2/stay 3
2-May	3	62/4/go 4
3-May	3	58/4/stay 3
4-May	3	65/3
5-May	3	68/3
6-May	3	75/2/stay3
7-May	3	81/2/stay 3
8-May	3	78/2/stay3
9-May	3	75/2/stay3
10-May	3	82/2/stay3
11-May	2	82/2
12-May	2	78/2
13-May	2	83/2
14-May	2	80/2
15-May	2	83/2
16-May	2	71/3/stay 2
17-May	2	79/2
18-May	2	81/2
19-May	2	85/1/stay 2
20-May	2	87/1/stay 2
21-May	2	90/1/stay2
22-May	2	89/1/stay2
23-May	2	80/2
24-May	2	79/2
25-May	2	79/2
26-May	2	78/2
27-May	3	81/2/stay 3
28-May	3	81/2/stay 3
29-May	3	79/2/stay 3
30-May	3	81/2/stay 3
31-May	3	78/2/stay3
1-Jun	3	79/2/stay 3
2-Jun	3	76/2/stay 3
3-Jun	3	74/2/stay3
4-Jun	3	79/2/stay 3
5-Jun	3	73/3
6-Jun	3	68/3
7-Jun	3	50/5/go 4
8-Jun	3	76/3/go 3
9-Jun	2	90/1/stay2
10-Jun	2	90/1/stay2
11-Jun	2	83/2
12-Jun	2	76/2
13-Jun	2	69/3/ go 3
14-Jun	3	73/3
15-Jun	3	71/3

16-Jun	3	72/3
17-Jun	3	71/3
18-Jun	3	65/3
19-Jun	3	59/4/go4
20-Jun	3	76/2/go 2
21-Jun	2	90/1/stay2
22-Jun	2	73/3/go 3
23-Jun	3	60/4/go 4
24-Jun	3	57/4/go4
25-Jun	4	97/1/go 3
26-Jun	3	82/2
27-Jun	3	72/3
28-Jun	3	71/3
29-Jun	3	61/4
30-Jun	3	85/1
1-Jul	3	91/1
2-Jul	3	78/2 stay 2
3-Jul	3	72/3
4-Jul	3	77/2/stay3
5-Jul	3	76/2/stay3
6-Jul	3	57/4/ go 4
7-Jul	3	53/4/ go 4
8-Jul	3	81/2/ stay 3
9-Jul	3	79/2/stay 3
10-Jul	3	Levelcon down
11-Jul	3	77/2/stay3
12-Jul	3	79/2/stay 3
13-Jul	2	79/2
14-Jul	2	80/2
15-Jul	2	83/2
16-Jul	2	74/2
17-Jul	2	64/3/go3
18-Jul	3	63/3
19-Jul	3	65/3
20-Jul	3	67/3
21-Jul	3	71/3
22-Jul	3	70/3
23-Jul	3	72/3
24-Jul	3	72/3
25-Jul	3	68/3
26-Jul	3	67/3
27-Jul	3	64/3
28-Jul	3	65/3
29-Jul	3	68/3
30-Jul	3	72/3
31-Jul	3	70/3

1-Aug	3	64/3
2-Aug	3	66/3
3-Aug	3	64/3
4-Aug	3	64/3
5-Aug	3	62/4/ notice for 4
6-Aug	3	58/4/go 4
7-Aug	3	91/1/ go 3
8-Aug	3	88/2/go 2
9-Aug	2	77/2
10-Aug	2	63/3/ go 3
11-Aug	3	59/4/ stay 3
12-Aug	3	99/1
13-Aug	3	90/1/stay 3
14-Aug	3	80/2/stay 3
15-Aug	3	75/2/stay3
16-Aug	3	64/3
17-Aug	3	75/2/stay 3
18-Aug	3	70/3
19-Aug	3	73/3
20-Aug	3	75/2
21-Aug	3	68/3
22-Aug	3	64/3
23-Aug	3	62/3
24-Aug	3	58/4/ stay 3
25-Aug	3	102/1/go 2
26-Aug	2	93/1/stay 2
27-Aug	2	80/2
28-Aug	2	73/3/go3
29-Aug	3	66/3
30-Aug	3	62/4/go 4
31-Aug	4	101/1/go3
1-Sep	3	96/1/go to 2
2-Sep	2	85/1/stay 2
3-Sep	2	79/2
4-Sep	3	74/2/stay3
5-Sep	3	90/1/go2
6-Sep	3	99/1/go 2
7-Sep	2	91/1/stay 2
8-Sep	2	81/2
9-Sep	2	82/2
10-Sep	2	81/2
11-Sep	2	81/2
12-Sep	2	80/2
13-Sep	2	82/2
14-Sep	2	83/1/stay 2
15-Sep	2	82/2

16-Sep	2	80/2
17-Sep	2	82/2
18-Sep	2	80/2
19-Sep	2	79/2
20-Sep	2	79/2
21-Sep	2	81/2
22-Sep	2	77/2
23-Sep	2	80/2
24-Sep	2	80/2
25-Sep	2	71/3 go 3
26-Sep	3	70/3
27-Sep	3	72/3
28-Sep	3	83/2 go 2
29-Sep	3	94/go 2
30-Sep	2	87/1/ stay 2

DRE 1-11

Payson Water Co., Inc.

Responses to ACC Date Requests DRE 1-11 Received April 5, 2012

Docket No. W-03514A-12-008

DRE1-11

4-Apr-12

WATER USE DATA SHEET

Payson Water Co., Inc.

PWS 04-030

<u>Month Year</u>	<u>Customers</u>	<u>Gallons Sold</u>	<u>Gallons Pumped</u>	<u>Gallons Purchased</u>
Feb-11	369	1,312,890	557,420	586,340
Mar-11	367	1,273,325	516,410	555,110
Apr-11	364	971,505	552,020	478,240
May-11	361	1,118,563	678,890	645,690
Jun-11	366	624,064	655,850	601,190
Jul-11	370	1,234,320	588,420	595,090
Aug-11	372	1,324,579	711,330	506,610
Sep-11	369	1,092,771	571,660	505,140
Oct-11	366	1,069,560	611,330	606,950
Nov-11	364	1,023,967	467,950	609,130
Dec-11	365	998,937	481,410	609,130
Jan-12	366	1,001,982	450,940	505,030
Feb-12	367	1,010,069	508,370	662,560

<u>Storage Tank Capacity</u>	<u>Number Each</u>	<u>ADEQ Well ID#</u>	<u>Well GPM</u>
15,000	3	55-631113	4
20,000	1	55-500270	2.4
40,000	1	55-801698	0
		55-801699	0
		55-556312	0
		55-513409	3
		55-556158	8.5

Other Water Sources in GPM:

None

Fire Hydrants in System:

None

Total Water Pumped Last 13 Months:

12,743,642

DRE 1-12

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookeutilities.com

March 28, 2012

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541



Bobby and Lois Jones
7325 No. Caballero
Payson, AZ 85541

In re: ACC Docket No. W-03514A-12-0008

Parties,

Please find attached Payson Water Co.'s FIRST SET OF DATA REQUESTS as it relates to the above reference matter. Pursuant to Procedural Order dated March 19, 2012 at page 2 lines 14-17 your responses to this Data Request are due not later than seven (7) days following receipt of same.

Sincerely,

Robert T. Hardcastle
President

EC: Gehring file

Cc: RM, ACC

Gehring et al vs. Payson Water Co.

Docket No. W-03514-12-008

Payson Water Co.'s ("PYWCo") First Set of Data Requests to Gehring

INSTRUCTIONS AND DEFINITIONS

A. Instructions

1. These Data Requests call for all information, including information contained in documents or stored on computer disks or in computers, which relate to the subject matter of the Data Requests and that is known or available to you.
2. In answering these Requests, Respondent is requested to furnish such information as is available to Respondent, including information that Respondent is able to obtain by due diligence from Respondent's present neighbors, accountants, investigators, consultants, witnesses, agents, or other persons that may have affiliated with or assisted Respondent in the preparation of the Complaint.
3. Where a Data Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion.
4. These Data Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. If you cannot answer a Data Request in full after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Data Request in full, and state what information or knowledge you have concerning the unanswered portions.
6. If, in answering any of these Data Requests, you feel that any Data Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Data Request.
7. If you refuse to respond to any Data Request by reason of a claim of privilege or for any other reason, state the statutory reference asserting support of the privilege in writing and the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond.

B. Definitions

1. The words "and" and "or" should be construed either conjunctively or disjunctively as necessary to include information within the scope of a Request, rather than to exclude information there from.
2. "ACC" means the Arizona Corporation Commission and is used interchangeably with "Commission."
3. "Gehring" means every person connected to the filing of the subject Complaint.
4. "PYWCo" means Payson Water Co., its employees, agents, consultants, representatives, attorneys, officers, Directors, and any other person acting on behalf of PYWCo.
5. The term "correspondence" should be interpreted to include, but not be limited to, all letters, telexes, facsimiles, telegrams, notices, messages, memoranda, e-mail communications and attachments, and other written or electronic or computer generated communications.
6. "Document" means:
 - a. "Documents" refers to all writings and records of every type in your possession, control, or custody, including but not limited to: e-mail communications, PowerPoint presentations, testimony, exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, work papers, engineering diagrams (including "one-line" diagrams), mechanical and electrical recordings, records of telephone and telegraphic communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.
7. "Identify" when used in referring to a person, shall mean to state the following with regard to the person: (a) name; (b) last known address; (c) residence and business telephone numbers; (d) relationship to you; and (e) occupation at the date of these interrogatories.

8. For the purposes of the Complaint the period May 1, 2011 through October 30, 2011 is hereafter referred to as the "Augmentation Period".

DATA REQUEST

- P1.0 As a customer of PYWCo identify the owners, officers, shareholders, or other principles of Houston Mesa General Store ("HMGS").
- P1.0.1 Provide all documents related to the organizational formation of HMGS.
- P1.1 Pursuant to the Nature of Relief Sought items #3 and #7, pages 13-14, provide the statutory reference or decided case authority in reference to the proper application of 10% compounded monthly interest.
- P1.1.1 Demonstrate the mathematics to prove the accuracy of "10% per month compounded monthly" as it relates to "120% APR".
- P1.1.2 Explain your understanding of compounded interest.
- P1.1.3 Where is the understanding referenced in P1.1.2 derived from?
- P1.1.4 Provide copies of all mathematical computations of accurately computing the interest payable under this section as it applies to the water account of HMGS for the period April 2011 through September 2011.
- P1.2 Describe the highest level of education you have obtained.
- P1.2.1 What year did you graduate high school?
- P1.2.2 What was the name of the high school? What city? What state?
- P1.2.2.1 Did you receive a GED from high school?
- P1.2.3 What year did you graduate college?
- P1.2.4 What was the name of the college? What city? What state?
- P1.2.5 What year did you graduate any higher level of educational facility?
- P1.2.6 What are the names of those facilities? What city? What state?
- P1.3 Describe your military service experience.
- P1.3.1 What is the highest rank you received?
- P1.3.2 When were you discharged?
- P1.3.3 Were you honorably discharged?
- P1.3.4 Did you receive any specialized training while in the military?

- P1.4 Describe the nature of your formal legal education.
- P1.4.1 Did you ever attend law school?
- P1.5 Please list and briefly describe all informal complaints or formal complaints brought before the Arizona Corporation Commission (“ACC”) Gehring et al against any entity affiliated with PYWCo or any of its predecessor companies.
- P1.5.1 What years were those complaints brought?
- P1.5.2 What was the outcome of those complaints?
- P1.5.3 Briefly describe the nature of the complaints filed?
- P1.5.4 Describe the final dissolution of the complaint.
- P1.6 Referencing Exhibit D of the Complaint and the document therein titled “Water Augmentation Charges Calculation”, please identify the source of that information?
- P1.6.1 Was the data requested from PYWCo?
- P1.6.2 Was the data supplied by PYWCo?
- P1.6.3 How did you obtain the data?
- P1.6.3 Please provide copies of all letters, memos, notes, electronic mail messages, photocopies, or any other means of communication related to obtaining this information.
- P1.7 Referencing Exhibit H of the Complaint and the document therein titled “Well Production Capacity (GPM) For All Water Sources Within the PWC/MdC System Geographical Boundaries According to 2010 Company Provided & ADWR Well Production Reports”, please identify who compiled or developed this information.
- P1.7.1 Provide copies of all documents in any form related to supporting every water source referenced in this document.
- P1.7.2 Provide copies of every water sharing agreement referenced in this document where PYWCo is a party.
- P1.7.2.1 Provide copies of every water sharing agreement referenced in this document where Brooke Utilities, Inc. is a party.
- P1.7.3 Provide dates each water source referenced therein was measured for productivity.
- P1.7.3.1 Provide the number of times each water source was measured during 2010.

P1.7.3.2 Describe your knowledge, understanding, or evidence that each water source was last measured in 2010 or any earlier date.

P1.7.3.3 Provide your reference or citation to any statute, policy, regulation, rule, or the like that evidences when a water source is required to be measured to be reflected on the document referenced in P1.8

P1.7.4 Provide assumptions, calculations, or worksheets for each water sources monthly yield.

P1.7.5 Provide copies of all documents supporting the actual number of hours each water source operates in production capacity for each month of 2010.

P1.7.6 Provide copies of Gila County ownership documents of each property parcel upon which each referenced water source is located.

P1.7.7 Provide copy of water sharing agreement referenced "R. Norman" and assessor's parcel number 302-34-50.

P1.7.7.1 What is the basis for your belief that PYWCo has entered into a water sharing agreement with Randy Norman?

P1.7.8 Provide the basis or foundation for the conclusion reached in this document that each water source would operate continuously for any monthly period.

P1.8 Describe your employment background since 1970 including years of service; nature of the position held; name of your direct supervisor; name, address, city, state, zip code, telephone number of each employer.

P1.8.1 Are you currently employed?

P1.8.2 What were the circumstances of your employment detachment from each employer referenced in P1.8.

P1.9 INTENTIONALLY LEFT BLANK

P1.10 Describe your position, responsibilities, function, and all other operational and organizational affiliation with the proposed Mesa del Caballo Domestic Water Improvement District ("the District").

P1.10.1 What is the objective or purpose of the organization?

P1.10.2 What is the present formation status of the organization?

P1.10.3 Identify the principle people working on the formation of the organization?

- P1.10.4 How is the organization funded?
- P1.10.5 Does the organization currently serve water to any customers?
- P1.10.6 What is the status of negotiations with Salt River Project (“SRP”) regarding receiving allocations of Cragin water?
- P1.10.7 What is the status of negotiations with Town of Payson (“TOP”) regarding delivery of Cragin water allocations?
- P1.10.8 How would the District become a purveyor of water at Mesa del Caballo (“MdC”)?
- P1.10.9 How would any acquisition or condemnation proceeding be funded which would permit the District to become a purveyor of water?
 - P1.10.9.1 What is the projected cost of acquisition or condemnation of water assets of MdC that would permit the District to become a purveyor of water?
 - P1.10.9.2 How would the acquisition or condemnation of water assets be funded?
 - P1.10.9.3 What would be the delivered cost of water from the District?
 - P1.10.9.4 When will the District begin operations?
 - P1.10.9.5 What experience in operating a water company does the District have?

P1.11 Pursuant to Complaint section A (3), provide a list of “all” customers of PYWCo’s MdC water system that suffered “extreme financial injury, harm, and duress” including evidence of their alleged conditions of suffering.

P1.11.1 Provide an explanation in the form of affidavits or other evidence as to how you are aware of the “extreme financial injury, harm, and duress” suffered by “all” the customers listed in P1.11.

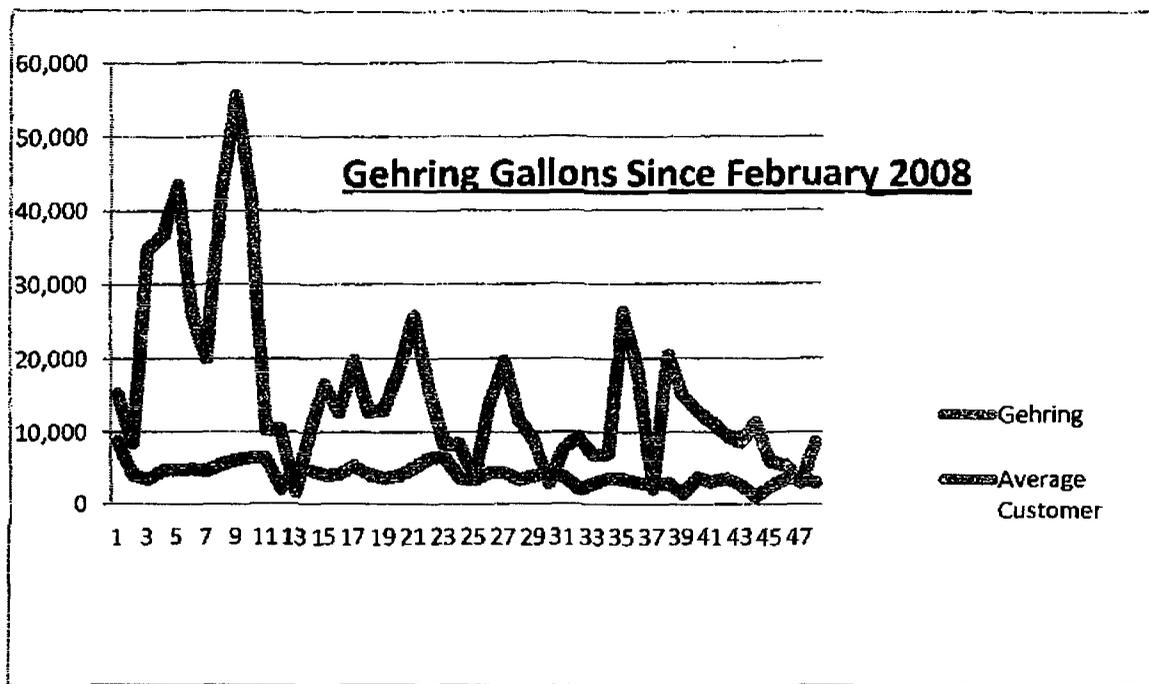
P1.12 Pursuant to Complaint section A (6), provide a list of all water sources other than TOP for water hauled either to MdC or any other water system operated by PYWCo.

P1.12.1 Provide all related documents evidencing water hauled during the Augmentation Period from sources other than TOP to either MdC or any other water system operated by PYWCo.

P1.12.2 Provide an explanation of the term “appears” as it relates to this section.

P1.12.3 Provide evidence of all monthly water sourced from the TOP not hauled to MdC where MdC customers were financially impacted in any manner.

- P1.12.4 Provide evidence as to the location, description, and name of any water system receiving TOP sourced water other than MdC?
 - P1.12.5 Provide all documents, worksheets, calculations, computations, and all other evidence of the financial effect and harm caused monthly to each MdC customer and explain how the amount of harm was calculated.
 - P1.12.6 Provide all documents, worksheets, calculations, computations, and all other evidence of the amount of monthly water allegedly not received by customers of MdC during the Augmentation Period.
 - P1.12.7 Other than transportation charges and any water source charges from TOP, provide a list of any other costs, expenses, or charges being asserted that were wrongly included in the water augmentation amounts collected from customers
- P1.13 Pursuant to Complaint section A (7), provide a list of “other customers” besides Gehring that complained of excessive water augmentation billing for the period July 2011.
- P1.13.1 Provide copies of all documents that evidence the allegation that hauled water augmentation water was not charged to MdC customers on a proportional basis.
 - P1.13.2 Provide a list of the monthly financial impact of each MdC customer that was alleged to have been wrongly affected by this section of the Complaint.
 - P1.13.3 Prior to filing this Complaint is Gehring aware that the proportional financial model of customer water augmentation charges was submitted to the ACC prior to the first water bills sent to customers so that any changes, modifications, corrections, or comments could be provided by ACC?
 - P1.13.4 Provide the names of all PYWCo representatives that “simply lied” about the proportional billing of water augmentation costs during the Augmentation Period.
- P1.14 Pursuant to Complaint section A (8), provide evidence of the monthly “illicit profit” as it relates to customers of MdC during the Augmentation Period.
- P1.15 Pursuant to the graph data below for HMGS, please explain the monthly water consumption for the last 48 months (February 2012 is month 48) as compared to average MdC monthly customer consumption for the same period.



P1.15.1 As it relates to augmented water supplies during the Augmentation Period, provide calculations of the specific effect on required water augmentation attributable to Gehring's excessive use of water during the same period.

P1.16 Pursuant to section A (11) is confusing and circuitous in meaning. Stated in terms of a mathematical expression, provide a formula for the proportional distribution of water augmentation costs for customers during the Augmentation Period pursuant to Decision No. 71902.

P1.17 Pursuant to section B (19), provide documents and all other evidence supporting the conclusion that there were 344 active customers in the MdC water system in July 2011.

P1.18 Pursuant to section B (21), provide an explanation as to the significance of the dates June 1, July 1, August 1, September 1, and October 1 as it relates to the actual TOP service period.

P1.18.1 State your understanding of the calendar dates MdC customer water meters were actual read during the Augmentation Period.

P1.18.2 For the July-August 2011 period how much were MdC customers actually charged for TOP water sources?

P1.18.3 For the August-September 2011 period how much were MdC customers actually charged for TOP water sources?

- P1.18.4 For the September-October 2011 period how much were MdC customer actually charged for the TOP water sources?
- P1.18.5 In Data Requests P1.18.2, P1.18.3, and P1.184 provide your explanation as to why MdC customers were charged any amount different for TOP water sources than the actual amount billed PYWCo?
- P1.18.6 For the Augmentation Period what is the difference, if any, between actual TOP water source charges and the amount *actually* charged MdC customers?
- P1.18.7 To the best of your knowledge did PYWCo *ever* charge MdC customers for the difference between actual TOP water source charges and the amount actually charged MdC customers?
- P1.18.8 For the period September-October 2011 how much did PYWCo not seek to recover from MdC customers?
- P1.18.9 For all months other than the Augmentation Period months, how much has PYWCo charged MdC customers for water augmentation?
- P1.18.10 If TOP charges PYWCo \$6.40 per 1000 gallons for water, what is the highest tiered rate charged any MdC customer by PYWCo?
- P1.18.11 In light of your answers to this section, reiterate your answer regarding "illicit profits" as stated in section A (8).
- P1.19 For all months since August 1996 through April 2011 how much has PYWCo ever charged MdC customers for water augmentation?
- P1.19.1 During that 173 month period how much has PYWCo paid for water augmentation charges for the benefit of MdC customers?
- P1.19.2 To the best of your knowledge has PYWCo *ever* sought repayment of any water augmentation charges prior to May 2011?
- P1.20 Pursuant to section B (23), provide all evidentiary documents supporting the allegation that a contractual relationship exists between PYWCo and Martin's Trucking Service ("Martin's").
- P1.20.1 Provide all evidentiary documents supporting the allegation that a contractual relationship exists between PYWCo and Pearson Water Transportation Co.
- P1.21 Pursuant to section B (25), provide documents and all evidence of the alleged interview conducted with a representative of Martin's.
- P1.21.1 Provide documents and all evidence of Martin's ownership of each piece equipment used in the hauling of water to MdC.

- P1.21.3 Provide specification including gross and tare load capacity measured in gallons of the tanker equipment used in hauling water to MdC.
- P1.21.3 Provide copies of all invoices from Martin's to PYWCo during the augmentation period as they relate to MdC.
- P1.21.4 Provide all documents, including electronic or computerized logging graphs, related to tractor time logs for all trips billed to PYWCo during the Augmentation Period by Martin or any other trucking company.
- P1.21.4 Provide copies of all ADEQ certifications related to the use of Martin's transportation equipment verifying inspection for potable water transportation during the Augmentation Period.

P1.22 As it relates to HMGS, please identify all persons by name, age, gender, and occupation residing on at 8157 Deadeye Rd., Payson, AZ located in the MdC subdivision during the Augmentation Period.

- P1.22.1 Provide a description of every interior water usage source located on the premises stated in P1.22 during the Augmentation Period.
- P1.22.2 Provide a description of every exterior water usage source located on the premises stated in P1.22 during the Augmentation Period.
 - P1.22.2.1 Provide a schedule of the supply diameter size of every exterior water outlet located on the premises stated in P1.22.
 - P1.22.2.2 Provide a photograph of every exterior water outlet currently located on the premises stated in P1.22.
 - P1.22.2.3 Identify and provide specifications of any automated water clocks or devices that automatically control water flow timing located on the premises stated in P1.22.

P1.22.3 If HMGS sells or otherwise supplies ice to customers from its facility located on the premises stated in P1.22, provide a schedule of all ice consumed, sold, or used each month during the Augmentation Period.

P1.23 Pursuant to section B (26)(b) and Decision No. 71902, at page 13 item 7 and page 14 lines 3 through 7, state in the form of a mathematical expression the proportional calculation involving cost recovery of water augmentation costs as provided therein.

P1.23.1 Provide an explanation of the difference between of recovery of water augmentation costs comparing mathematical expressions as provided by Decision and the assertions set forth in section B (26)(b) of the Complaint.

- P1.23.2 Because the water augmentation cost recovery in Decision No. 71902 is based on prior ACC Decision No. 65914, provide a comparative analysis of the mathematical expressions of the two Decisions.
- P1.23.2.1 What different result in water augmentation surcharge between Decision No. 71902 and Decision No. 65914 is computed using a fictitious customer where the customer uses 10,000 gallons; the total water system consumption is 3,500,00 gallons; and, the water augmentation charges are \$29,160 for the period.
- P1.24 Decision No. 71902, Exhibit B, says “The only costs recovered by the company through this interim surcharge will be the cost of the water supply and the transportation costs; there will be no administrative costs or profit of this surcharge” (emphasis added). Provide documents of any nature or kind that evidences the cost the water supply from TOP inclusive of taxes should not be recovered by PYWCo.
- P1.24.1 Provide documents or other evidence that determines taxes related to the TOP water supply should not be classified as an administrative cost for the purposes of this Complaint.
- P1.25 Pursuant to section C, provide an explanation as to the nature of the worksheet, frequently referred throughout this section, and what role it played in determining the proportional distribution of water augmentation costs in MdC during the Augmentation Period.
- P1.26 Pursuant to section D (18), provide an explanation and an example of a “due process mailer” of curtailment plan charges.
- P1.26.1 Provide copies of ACC Decisions related to “rate increases” that would have required a certified mailing notice to customers.
- P1.26.2 Provide citations or other references of any Commission rule or regulation that requires “rate increase” mailings to be sent to customer as certified mail.
- P1.27 INTENTIONALLY LEFT BLANK
- P1.28 Pursuant to section E (20), please provide all necessary documents, records, or explanation supporting the allegations therein, as follows:

- P1.28.1 Provide support for the allegation that ground water wells were intentionally taken off-line or purposely affected so that production was reduced.
- P1.28.2 Provide a schedule of all new wells developed by private property owners in MdC at depths of 400 feet for the period 2009 through 2011, including well bore size, depth, monthly production data, hours of operation, well service records, and an explanation of any interruptions that occurred during that period.
- P1.28.3 Provide a usage report for all new wells developed by private property during this period for their *exclusive* use that produce the “average” production of 604,000 gallons monthly.
 - P1.28.3.1 Provide an explanation for what use a MdC private property owner uses 604,000 gallons of water monthly.
- P1.28.4 Provide a schedule of all water sharing agreement wells during the period 2009-2011 that were not included on PYWCo’s MdC Commission annual reports.
- P1.28.4 Provide the dates, times, and location circumstances that PYWCo refused to answer Gehring’s questions as to why MdC water wells were off-line or intentionally reduced in consumption.
- P1.28.5 Explain how any representative of PYWCo, or any other person, has certainty of “knowledge” that water exists at 400 feet depths in MdC.
- P1.28.6 Explain how any representative of PYWCo, or any other person, has sufficient knowledge to know of the amount of water production available in MdC at 400 feet depth and whether or not such production over the Augmentation Period would be economically justified.
- P1.28.6 Explain the basis for the assumption that MdC wells producing 26.4 gpm produces 1,140,400 gallons monthly.
- P1.28.7 Provide an explanation for your understanding of water loss as it relates to production of wells and consumption by customers.

P1.29 Pursuant to section E (39), provide all documents, quotations, records, and all other evidence supporting the allegation that the Commission was “duped” by representatives of PYWCo, any associates of PYWCo, and members of the MdC Water Committee.

P1.29.1 Pursuant to section E (39), provide all documents, quotations, records, and all other evidence supporting the allegation that PYWCo “clearly” engaged in “deception” of the Commission as it relates to Decision No. 71902.

- P1.30 Pursuant to section E (40), provide a schedule of “[R]esidences” and “customers” of the MdC water system that indicate a “majority” of such parties were opposed to the curtailment provisions of Decision No. 71902.
- P1.30.1 Provide all documents and proof of the “extremely oppressive nature” of the curtailment provisions connected to Decision No. 71902.
- P1.31 Pursuant to section F (46), provide a copy of the video and audio recording referenced therein.
- P1.32 Pursuant to section F (47)(e), provide an explanation as to the source of the documents referred to therein.

END OF FIRST SET OF DATA REQUESTS TO GEHRING

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

GARY PIERCE- Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

IN THE MATTER OF

J. Stephen Gehring, Bobby Jones, Lois Jones
Private Citizens, injured parties,

Complainants,

vs.

PAYSON WATER CO. INC./BROOKE
UTILITIES INC.

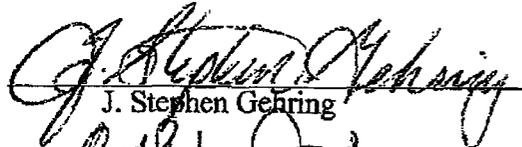
Respondents.

DOCKET NO. W-03514A-12-0008

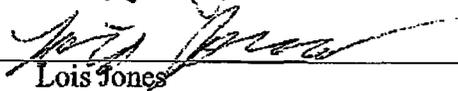
**APPLICATION FOR ADMINISTRATIVE
SUBPOENA DUCES TECUM**

Complainant's J. Stephen Gehring, Bobby Jones and Lois Jones requests the issuance of a subpoena duces tecum to Robert T Hardcastle of the Payson Water Co. Inc./Brooke Utilities Inc., pursuant to A.R.S. §§ 40-241, 40-244, A.A.C. R14-3-109, and Ariz. R. Civ. P. 30 and 45 in connection with the administrative hearing in the above-captioned action.

DATED this 9th day of March, 2012.



J. Stephen Gehring


Bobby Jones


Lois Jones

8157 W. Deadeye Rd.
Payson, Arizona 85541
Telephone: (928) 474-9859
FAX: (928) 474-9799
E-mail: stonemason9859@yahoo.com

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 **COMMISSIONERS**

3 GARY PIERCE- Chairman
4 BOB STUMP
5 SANDRA D. KENNEDY
6 PAUL NEWMAN
7 BRENDA BURNS

8 IN THE MATTER OF

9 J. Stephen Gehring, Bobby Jones, Lois Jones
10 Private Citizens, injured parties,

11 Complainants,

12 vs.

13 PAYSON WATER CO. INC./BROOKE
14 UTILITIES INC.

15 Respondents.

DOCKET NO. W-03514A-12-0008

**ADMINISTRATIVE
SUBPOENA DUCES TECUM**

16 **TO: Robert T. Hardcastle**
17 **Brooke Utilities, Inc./Payson Water Co. Inc.**
18 P. O. Box 82218
19 Bakersfield, CA. 93380

20 YOU ARE HEREBY COMMANDED, pursuant to A.R.S. §§ 40-241, 40-244, A.A.C. R14-3-
21 109 and Ariz. R. Civ. P. 30 and 45 to produce and provide copy no later than Ten Days (10) after
22 receipt of the Subpoena the following documentation to the Complainants; J. Stephen Gehring,
23 Bobby Jones and Lois Jones; at 8157 W. Deadeye Rd., Payson, Arizona 85541 in connection with the
24 administrative proceedings in the above-captioned action and as follows:

- 25 1. The total water consumption/usage by all Customers of the Payson Water Co. Inc.
26 (PWC)/Brooke Utilities Inc.(BUI), Mesa del Caballo System (fully consistent with
27 PWC/BUI Meter readings and billing periods) for the following Billing periods: a) April to
28 May 2011; b) May to June 2011; c) June to July 2011; d) July to August 2011; e) August to
September 2011; and f) September to October 2011.
2. Un-edited and un-altered any and all copies of the Books, papers, documents or other tangible
things, Accounts, Water Hauling Invoices, Bills of Lading, Waybills, and other documents
submitted to Payson Water Co. Inc./Brooke Utilities Inc. by Pearson Water and/or Martin's
Trucking Service for the hauling of water to the Mesa del Caballo and East Verde Park Water

1 Systems as so evidenced in PWC's/BUI's Water Augmentation Charges and Calculations for
2 the periods of May 1, 2011 through October 31, 2011 billing periods and as those other
3 Water Hauling Invoices, Bills of Lading, Waybills and other documents associated therewith
4 and described herein, including but not limited to the following:

5 a. **Invoice No. 8803** alleged for the period 6/7/11 to 6/8/11 and dated 6/13/11 and any
6 Trucking Contractor records associated with this invoice;

7 b. **Invoice No. 8804** alleged for the period 6/19/11 to 6/20/11 and dated 6/21/11 and any
8 Trucking Contractor records associated with this invoice;

9 c. **Invoice No. 8807** alleged for the period 6/24/11 to 6/24/11 and dated 6/30/11 and any
10 Trucking Contractor records associated with this invoice;

11 d. **Invoice No. 8808** alleged for the period 7/3/11 to 7/3/11 and dated 7/7/11 and any Trucking
12 Contractor records associated with this invoice;

13 e. **Invoice No. 8811** alleged for the period 6/7/11 to 6/8/11 and dated 7/14/11 and any
14 Trucking Contractor records associated with this invoice;

15 f. **Invoice No. 8812** alleged for the period 6/29/11 to 6/30/11 and dated 7/14/11 and any
16 Trucking Contractor records associated with this invoice;

17 g. Any and all Invoice alleged for the period 8/4/11 to 8/5/11 and the period 8/11/11 to
18 8/12/11 and any Trucking Contractor records associated with these invoices;

19 h. Any and all other Invoices alleged for the period 8/13/11 to 9/30/11 and any Trucking
20 Contractor records associated with these invoice periods.

21 3. The total amount of water sold to Payson Water Co. Inc./Brooke Utilities Inc., by the Town of
22 Payson Water Department for hauling to the Mesa del Caballo System and its Customers for
23 the Billing periods a) April to May 2011; b) May to June 2011; c) June to July 2011; d) July
24 to August 2011; e) August to September 2011 and f) September to October 2011.

25 4. The location of where any amount of water was acquired, purchased and hauled from any
26 source other than the Town of Payson and hauled to the East Verde Park Water System and its
27 Customers for the Billing periods a) April to May 2011; b) May to June 2011; c) June to July

1 2011; d) July to August 2011; e) August to September 2011 and f) September to October
2 2011;

- 3
- 4 5. Provide a list of all wells (by their well registration numbers) owned by Brookes Utilities Inc.,
5 Payson Water Co. and United Utilities and their exact physical locations within the Mesa del
6 Caballo System, and the production of those wells per monthly bases for the years 2009, 2010
7 and 2011;
- 8 6. Provide a list of all Wells (by their well registration numbers and physical locations) that
9 participate in Water Sharing Agreements with Brooke Utilities Inc./Payson Water Co. Inc.
10 within the Mesa del Caballo System, and the production of those wells per monthly bases for
11 the years 2009, 2010 and 2011.

12 Pursuant to ACC Decision No. 67821 Brooke Utilities Inc./Payson Water Co. Inc. is/are required
13 to comply with the following:

14 “Monies collected under this tariff shall be deposited into a separate interest bearing trust
15 account and used solely for the purposes of paying for importing of water to the Company
16 (such as hauling water or connecting to and buying water from another water system).”

17 “That the Company submit a report to the Utilities Division Compliance Section, beginning
18 October 15, 2005, and on May 15 and October 15 of each year thereafter, that includes a
19 running account of (up to the last day of the previous Month) the following information;”

- 20 a. The name of each customer that has paid the fine;
21 b. The amount of the fine paid by each customer;
22 c. The amount of money used from the account to pay for importing water; and,
23 d. The balance in the account;

- 24 7. YOU ARE COMMANDED to produce and provide copy no later than Ten Days (10) after
25 receipt of the Subpoena the following documentation to the Complainants: Copy of all reports
26 required by ACC Decision No. 67821 and to have been submitted to the Utilities Division
27 Compliance Section by the Company for the following periods and to include the information
28 required above:

27 Persons with a disability may request a reasonable accommodation such as a sign language
28 interpreter, as well as request this document in an alternative format, by contacting Shaylin A. Bernal,
Exccutive Assistant to the Executive Director, voice phone number 602-542-3931, c-mail
sabernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the
accommodation.

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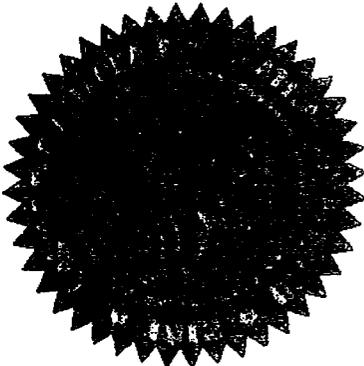
- a) May 15 and October 15 2009;
- b) May 15 and October 15 2010;
- c) May 15 and October 15, 2011; and,
- d) In whose name the interest bearing trust account is.

YOU HAVE BEEN SUBPOENED BY:

J. Stephen Gehring
 Bobby Jones
 Lois Jones
 8157 W. Deadeye Rd.
 Payson, Arizona 85541
 Telephone: (928) 474-9859

DISOBEDIENCE OF THIS SUBPOENA constitutes contempt of the Arizona Corporation Commission and may subject you to further proceedings and penalties under law, pursuant to A.R.S. § 40-424.

Given under by hand the seal of the Arizona Corporation Commission this 9th day of MARCH, 2012.



[Handwritten Signature]
 Ernest G. Johnson, Executive Director
 Arizona Corporation Commission

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 A. Bernal, Executive Assistant to the Executive Director, 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.

27
28

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookcutilities.com

March 28, 2012

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541

Bobby and Lois Jones
7325 No. Caballero
Payson, AZ 85541

In re: **ACC Docket No. W-03514A-12-0008**

Parties,

Please find attached Payson Water Co.'s **SECOND SET OF DATA REQUESTS** as it relates to the above referenced matter. Pursuant to Procedural Order dated March 19, 2012 at page 2 lines 14-17 your responses to this Data Request are due not later than seven (7) days following receipt of same.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your responses.

Sincerely,

Robert T. Hardcastle
President

EC: Gehring file

Cc: RM, ACC

Gehring et al vs. Payson Water Co.
Docket No. W-03514-12-008

Payson Water Co.'s ("PYWCo") Second Set of Data Requests to Gehring

INSTRUCTIONS AND DEFINITIONS

A. Instructions

1. These Data Requests call for all information, including information contained in documents or stored on computer disks or in computers, which relate to the subject matter of the Data Requests and that is known or available to you.
2. In answering these Requests, Respondent is requested to furnish such information as is available to Respondent, including information that Respondent is able to obtain by due diligence from Respondent's present neighbors, accountants, investigators, consultants, witnesses, agents, or other persons that may have affiliated with or assisted Respondent in the preparation of the Complaint.
3. Where a Data Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion.
4. These Data Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. If you cannot answer a Data Request in full after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Data Request in full, and state what information or knowledge you have concerning the unanswered portions.
6. If, in answering any of these Data Requests, you feel that any Data Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Data Request.
7. If you refuse to respond to any Data Request by reason of a claim of privilege or for any other reason, state the statutory reference asserting support of the privilege in writing and the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond.

B. Definitions

1. The words "and" and "or" should be construed either conjunctively or disjunctively as necessary to include information within the scope of a Request, rather than to exclude information there from.
2. "ACC" means the Arizona Corporation Commission and is used interchangeably with "Commission."
3. "Gehring" means every person connected to the filing of the subject Complaint.
4. "PYWCo" means Payson Water Co., its employees, agents, consultants, representatives, attorneys, officers, Directors, and any other person acting on behalf of PYWCo.
5. The term "correspondence" should be interpreted to include, but not be limited to, all letters, telexes, facsimiles, telegrams, notices, messages, memoranda, e-mail communications and attachments, and other written or electronic or computer generated communications.
6. "Document" means:
 - a. "Documents" refers to all writings and records of every type in your possession, control, or custody, including but not limited to: e-mail communications, PowerPoint presentations, testimony, exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, work papers, engineering diagrams (including "one-line" diagrams), mechanical and electrical recordings, records of telephone and telegraphic communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.
7. "Identify" when used in referring to a person, shall mean to state the following with regard to the person: (a) name; (b) last known address; (c) residence and business telephone numbers; (d) relationship to you; and (e) occupation at the date of these interrogatories.

8. For the purposes of the Complaint the period May 1, 2011 through October 30, 2011 is hereafter referred to as the "Augmentation Period".

DATA REQUEST

P2.0 For the purposes of the Complaint provide an explanation of "periodic" water gallons as opposed to "cycle" water gallons (if other than as defined in P2.1 below).

P2.0.1 Throughout the Complaint identify when "periodic" gallons are applicable as opposed to "cycle" gallons, where "periodic" gallons refers to a calendar month and "cycle" gallons refers to mid-month to mid-month billing cycle gallons.

P2.1 Pursuant to section C (38)(c-h) of the Complaint (page 7), a description of Complainant's method of alleged accurate water augmentation cost recovery calculus is provided (the "Gehring Method). Using the Gehring Method exactly as proposed;

P2.1.1 Demonstrate, using worksheets and previously submitted data, how the Gehring method recovers all of PYWCo's scheduled water augmentation costs for the periods May-June 2011, June-July 2011, July-August 2011, August-September 2011, and September-October 2011 as required under Decision No. 71902. Provide the amount of cost recovery of each customer for each month-to-month period with summary totals of cost recovery.

P2.1.2 Does the Gehring Method recover all water augmentation costs under any circumstances? If so, describe in detail the nature of the circumstances under which the Gehring Method recovers the water augmentation costs.

P2.1.3 Is the Gehring Method different from the cost recovery method provided for in Decision No.71902.

END OF SECOND SET OF DATA REQUESTS TO GEHRING

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookeutilities.com

April 10, 2012

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541

Bobby and Lois Jones
7325 No. Caballero
Payson, AZ 85541

In re: **ACC Docket No. W-03514A-12-0008**

Parties,

Please find attached Payson Water Co.'s **THIRD SET OF DATA REQUESTS** as it relates to the above referenced matter. Pursuant to Procedural Order dated March 19, 2012 at page 2 lines 14-17 your responses to this Data Request are due not later than seven (7) days following receipt of same.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your responses.

Sincerely,

Robert T. Hardeastle
President

EC: Gehring file

Cc: RM, ACC

Payson Water Co.'s ("PYWCo") Third Set of Data Requests to Gehring

INSTRUCTIONS AND DEFINITIONS

A. Instructions

1. These Data Requests call for all information, including information contained in documents or stored on computer disks or in computers, which relate to the subject matter of the Data Requests and that is known or available to you.
2. In answering these Requests, Respondent is requested to furnish such information as is available to Respondent, including information that Respondent is able to obtain by due diligence from Respondent's present neighbors, accountants, investigators, consultants, witnesses, agents, or other persons that may have affiliated with or assisted Respondent in the preparation of the Complaint.
3. Where a Data Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion.
4. These Data Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. If you cannot answer a Data Request in full after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Data Request in full, and state what information or knowledge you have concerning the unanswered portions.
6. If, in answering any of these Data Requests, you feel that any Data Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Data Request.
7. If you refuse to respond to any Data Request by reason of a claim of privilege or for any other reason, state the statutory reference asserting support of the privilege in writing and the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond.

B. Definitions

1. The words "and" and "or" should be construed either conjunctively or disjunctively as necessary to include information within the scope of a Request, rather than to exclude information there from.
2. "ACC" means the Arizona Corporation Commission and is used interchangeably with "Commission."
3. "Gehring" means every person connected to the filing of the subject Complaint.
4. "PYWCo" means Payson Water Co., its employees, agents, consultants, representatives, attorneys, officers, Directors, and any other person acting on behalf of PYWCo.
5. The term "correspondence" should be interpreted to include, but not be limited to, all letters, telexes, facsimiles, telegrams, notices, messages, memoranda, e-mail communications and attachments, and other written or electronic or computer generated communications.
6. "Document" means:
 - a. "Documents" refers to all writings and records of every type in your possession, control, or custody, including but not limited to: e-mail communications, PowerPoint presentations, testimony, exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, work papers, engineering diagrams (including "one-line" diagrams), mechanical and electrical recordings, records of telephone and telegraphic communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.
7. "Identify" when used in referring to a person, shall mean to state the following with regard to the person: (a) name; (b) last known address; (c) residence and business telephone numbers; (d) relationship to you; and (e) occupation at the date of these interrogatories.

8. For the purposes of the Complaint the period May 1, 2011 through October 30, 2011 is hereafter referred to as the "Augmentation Period".

DATA REQUEST

- P3.0 As it relates to the Augmentation Period, provide a list of each customer consumption in MdC, sorted from largest user to smallest user, for the periods April-May 2011, May-June 2011, July-August 2011, August-September 2011, and September-October 2011.

- P3.1 As it relates to the Augmentation Period, provide a summary list of each customer consumption in MdC, sorted from largest user to smallest user, for the period April through October 2011.

- P3.2 Provide a reconciled schedule of customer consumption for the periods April-May 2011, May-June 2011, July-August 2011, August-September 2011, and September-October 201, that adjusts monthly water consumption gallons to billing period consumption gallons including calculations that determine the difference, if any, in the comparable number of gallons used for each customer for the compared periods.

END OF THIRD SET OF DATA REQUESTS TO GEHRING

EXHIBIT 3

BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

Gary Pierce, Chairman
Paul Newman, Commissioner
Brenda Burns, Commissioner
Bob Stump, Commissioner
Sandra D. Kennedy, Commissioner

IN THE MATTER OF J. STEPHEN)
GEHRING, BOBBY JONES, AND LOIS)
JONES, COMPLAINANTS)
VS.)
PAYSON WATER CO., INC.,)
RESPONDENT)

Docket No. W-03514A-12-0008
OBJECTION TO
COMPLAINANT’S FIRST
SET OF DATA REQUESTS

Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal complaints number 2011-98439 and 2011-98782. Complainant’s, as part of the Formal Complaint documents submitted in support thereof, have also erroneously included Brooke Utilities, Inc. (“Brooke”) as a party to the Formal Complaint.

On March 9, 2012 a Procedural Conference was conducted at which certain procedural deadlines were established.

On March 19, 2012 a Procedural Order was issued by the Hearings Division of the Commission which set forth various compliance dates to be followed by the parties to the Complaint. Included in the Procedural Order was the memorialization of the agreement made by the parties at the Procedural Conference. This agreement provided that

1 discovery would conclude on May 7, 2012 subject to “normal Commission practice” (see
2 Procedural Order page 2, at lines 4-6). No further explanation was provided by the
3 Commission as to the nature of “normal practice” of the Commission in such
4 circumstances.

5 On May 18, 2012 Complainant mailed by regular U.S. mail its First Set of Data
6 Request (the “Data Request”, see attached Exhibit 1) also dated the same date (see
7 attached Exhibit 2).

8 Previously, on May 15, 2012 Complainant’s filed its Pre-Filed Direct Testimony in
9 which they laid out the nature of their case and the basis for same. The Complainant’s
10 Data Request was filed after their Pre-Filed Direct Testimony seeking additional
11 documentation, evidence, and testimony to, presumably, support their case already filed.

12 On May 24, 2012 the Data Request was received by Payson Water Co., Inc.

13 Respondent Payson Water Co., Inc. objects to the subsequent filing of
14 Complainant’s Data Request after its Pre-Filed Direct Testimony as it is a confusing
15 attempt to seek documentation, evidence, and corroboration of its legal position provided
16 in the Pre-Filed Direct Testimony.

17 Further, Respondent Payson Water Co., Inc. objects to the omission from the
18 Procedural Order as to any explanation of “normal practice” of the Commission as it
19 relates to the observation of compliance discovery deadlines or not. It seems only
20 reasonable that any such direction provided in a Procedural Order should include not less
21 than brief explanations as to what “normal practice” of the Commission refers to for
22 parties to a Complaint representing themselves *In Persona Propria*.

23 Accordingly, Respondent Payson Water Co., Inc. timely provides its response to
24 Complainant’s Data Request as attached hereto (see Exhibit 3).

25 Payson Water Co., Inc. respectfully submits its Objection to Complainant’s Data
26 Request and asks the Commission and the Administrative Law Judge to deny
27 Complainant’s Data Request on the basis of untimely filed without explanation of the
28 “normal practice” of the Commission.

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RESPECTFULLY SUBMITTED this _____ day of May 2012.

Payson Water Co., Inc.

By: _____
Robert T. Hardcastle
In Propria Persona

ORIGINAL and 13 copies filed
this _____ day May, 2012, with:

Docket Control
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

And copies mailed to the following:

Lynn Farmer, Administrative Law Judge
HEARING DIVISION
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

Arizona Reporting Service, Inc.
2200 No. Central Ave. Suite 502
Phoenix, AZ 85004-1481

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541

Bobby Jones
Lois Jones
7325 No. Caballero Rd.
Payson, AZ 85541

1 Janice Alward, Chief Counsel
2 Legal Division
3 Arizona Corporation Commission
4 1200 West Washington St.
5 Phoenix, AZ 85007
6

7 Steve Olea
8 Utilities Division
9 Arizona Corporation Commission
10 1200 West Washington St.
11 Phoenix, AZ 85007
12

13 Robin Mitchell, Esq.
14 Arizona Corporation Commission
15 1200 West Washington St.
16 Phoenix, AZ 85007
17

18 By: _____
19 Robert T. Hardcastle
20 Payson Water Co., Inc.
21

22 **END**
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Date: April 5, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle

BROOKE UTILITIES, INC.

Mailing Address: P.O. Box 82218, Bakersfield, CA 93380
Customer Service Call Center (800) 270-6084

ROBERT T. HARDCASTLE
(661) 633-7551 Fax
RTH@brookeutilities.com

May 27, 2012

J. Stephen Gehring
8157 Deadeye Rd.
Payson, AZ 85541

Bobby and Lois Jones
7325 No. Caballero
Payson, AZ 85541

In re: **ACC Docket No. W-03514A-12-0008**

Parties,

Please find attached Payson Water Co.'s responses to Complainant's First Set of Data Requests.

Sincerely,

Robert T. Harcastle
President

EC: Gehring file

Cc: RM, ACC

1 BEFORE THE ARIZONA CORPORATION COMMISSION

2
3 Robert T. Hardcastle
4 Payson Water Co., Inc.
5 P.O. Box 82218
6 Bakersfield, CA 93380-2218
7 *Representing Itself In Propria Persona*

8
9 COMMISSIONERS

10 Gary Pierce, Chairman
11 Paul Newman, Commissioner
12 Brenda Burns, Commissioner
13 Bob Stump, Commissioner
14 Sandra D. Kennedy, Commissioner

15
16 IN THE MATTER OF J. STEPHEN) **Docket No. W-03514A-12-0008**
17 GEHRING, BOBBY JONES, AND LOIS)
18 JONES, COMPLAINTANTS) **MOTION TO COMPEL**
19) **COMPLAINTANTS TO COMPLY**
20 VS.) **WITH DISCOVERY REQUEST**
21) **FOR FOURTH SET OF DATA**
22 PAYSON WATER CO., INC.,) **REQUESTS**
23 RESPONDENT)

24
25
26 Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal
27 Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal
28 complaints number 2011-98439 and 2011-98782.

29 On March 19, 2012 the Administrative Law Judge assigned in this matter issued a
30 Procedural Order (the “Order”) defining the compliance calendar and time periods for
31 motions, responses, and replies anticipated to be filed by the parties. Among other things
32 the Order also provided and compliance time for all discovery requests at page 2, lines
33 16-17 as follows: “.... and responses to discovery requests shall be made within 7
34 calendar days of receipt.” (emphasis added).

1 On April 20, 2012 Payson Water Co., Inc. ("PYWCo") mailed to Complainant's
2 via certified mail its Fourth Set of Data Requests (the "Data Request") (see attached
3 Exhibit 1).

4 On April 23, 2012 service of PYWCo's Data Request was made upon
5 Complainant's Jones as evidenced by their signature on the U.S. Post Office's Return
6 Receipt dated the same date (see attached Exhibit 2). It should be noted that Gehring did
7 not sign the U.S. Post Office Return Receipt although

8 Complainants continue to defy the Order and have not complied with the Order, in
9 whole or part, and have not requested any extension or variance of the discovery
10 compliance schedule as provided by the Order.

11 As of the date set forth below Complainant's have **NOT** complied with the Order
12 by not timely submitting responses to the Data Request.

13 Respondent PYWCo respectfully requests the Arizona Corporation Commission
14 and the Administrative Law Judge to compel Complainant's to immediately respond to
15 the Data Request as provided in the Order.

16

17 RESPECTFULLY SUBMITTED this _____ day of May 2012.

18 Payson Water Co., Inc.

19

20 By: _____

21 Robert T. Hardcastle

22 *In Propria Persona*

23
24 ORIGINAL and 13 copies filed
25 this _____ day of May, 2012, with:

26
27 **Docket Control**
28 **Arizona Corporation Commission**
29 **1200 West Washington St.**
30 **Phoenix, AZ 85007**

31
32 And copies mailed to the following:

1
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4 Lynn Farmer, Administrative Law Judge
5 HEARING DIVISION
6 Arizona Corporation Commission
7 1200 West Washington St.
8 Phoenix, AZ 85007
9
10 Arizona Reporting Service, Inc.
11 2200 No. Central Ave. Suite 502
12 Phoenix, AZ 85004-1481
13
14 J. Stephen Gehring
15 8157 Deadeye Rd.
16 Payson, AZ 85541
17
18 Bobby Jones
19 Lois Jones
20 7325 No. Caballero Rd.
21 Payson, AZ 85541
22
23 Janice Alward, Chief Counsel
24 Legal Division
25 Arizona Corporation Commission
26 1200 West Washington St.
27 Phoenix, AZ 85007
28
29 Steve Olea
30 Utilities Division
31 Arizona Corporation Commission
32 1200 West Washington St.
33 Phoenix, AZ 85007
34
35 Robin Mitchell, Esq.
36 Arizona Corporation Commission
37 1200 West Washington St.
38 Phoenix, AZ 85007
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40 Patrick Black, Esq.
41 Fennemore Craig
42 3003 No. Central Ave., Suite 2600
43 Phoenix, AZ 85012-2913

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By: _____
Robert T. Hardcastle
Payson Water Co., Inc.

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Date: May 7, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle

PAYSON WATER CO., INC.'S RESPONSES TO
SMITH SUBPOENA DATED AUGUST 17, 2012
ARIZONA CORPORATION COMMISSION
DOCKET NO. W-03514A-12-0007
SMITH vs. PAYSON WATER CO., INC.

At the August 7, 2012 Hearing the Administrative Law Judge stated for the record that he was taking Administrative Notice of all documents in the record under Docket No. W-03514A-12-0008. Accordingly, Payson Water Co. answers the questions related to the Subpoena referenced above as follows:

Answer 1: Certified water operator credentials are public documents and available to Complainant's with no additional assistance from Respondent required.

Answer 2: Water Sharing Agreements are business contracts between private parties that are subject to confidentiality. In whole or part some of these agreements have been disclosed in Docket No. W-03514A-12-0008 and are already available.

Answer 3: Ibid Answer 2.

Answer 4:

1 BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

Gary Pierce, Chairman
Paul Newman, Commissioner
Brenda Burns, Commissioner
Bob Stump, Commissioner
Sandra D. Kennedy, Commissioner

IN THE MATTER OF J. ALAN SMITH) Docket No. W-03514A-12-0007
COMPLAINANT)
) **MOTION TO QUASH**
) **SUBPOENA**
VS.)
)
PAYSON WATER CO., INC.,)
RESPONDENT)

On June 9, 2011 Complainant Smith filed informal complaint 2011-95692 alleging wrongful disconnection of his water service under a Stage 3 mandatory water curtailment condition.

On December 14, 2011 informal complaint 2011-95692 was closed after the Complainant and Payson Water Co. agreed to a refund of \$200 related to reconnection of his water service. According to Staff, Complainant Smith was “pleased” to learn from Staff of the account adjustment (see Staff Report dated July 30, 2012).

On January 10, 2012 Complainant Smith (hereafter “Complainants”) filed a Formal Complaint into Docket No. W-03514A-12-0007 based on previously submitted informal complaint number 2011-99889.

On February 2, 2012 Payson Water Co filed an Answer to the Complaint and a Motion to Dismiss.

1 On February 16, 2012 Complainant filed a Reply to Payson Water Co.'s Answer.

2 On February 23, 2012 a Procedural Order was issued scheduling a procedural
3 conference for March 9, 2012.

4 On March 9, 2012 a Procedural Conference was conducted with the Parties.

5 On March 29, 2012 Payson Water Co. filed a supplemental Motion to Dismiss.

6 On March 30, 2012 Payson Water Co. filed a Motion to Quash Brooke Utilities,
7 Inc. as a party to the Complaint.

8 On April 3, 2012 Complainant filed a Response and Objection to Respondent's
9 Motion to Quash Brooke Utilities, Inc. as a party to the Complaint.

10 On April 3, 2012 Complainant filed a Response and Objection to Respondent's
11 Motion to Dismiss and Motion to Deny.

12 On April 9, 2012 Payson Water Co. filed a Reply to Complainant's Response to
13 Payson Water Co.'s Motion to Dismiss and Motion to Deny.

14 On April 9, 2012 Payson Water Co. also filed a Reply by Payson Water Co. to
15 Complainant's Response and Objection to Respondent's Motion to Quash Brooke
16 Utilities, Inc. as a Party to the Complaint.

17 On April 13, 2012 Complainant filed a Response and Objection to Respondent's
18 Reply to Complainant's Response to Respondent's Motion to Dismiss and Deny.

19 On April 20, 2012 the Utilities Division of the Arizona Corporation Commission
20 ("Staff") filed a Notice of Filing regarding the status of a subpoena issued to Martin's
21 Trucking.

22 On May 3, 2012 Staff filed a Status of Mediation indicating that a settlement was
23 not reached by the parties and requested a hearing be scheduled.

24 On June 18, 2012 a Procedural Order was issued which set forth the hearing date
25 of August 7, 2012 and the compliance dates and deadlines as it relates to this Docket. In
26 addition, the Procedural Order provided that Payson Water Co. and Staff shall file
27 responsive rejoinder testimony no later than July 30, 2012 (see Procedural Order at page
28 2, lines 19-20).

1 On July 18, 2012 Complainant Smith filed a Notice of Complainant's Initial
2 Discovery and Disclosure.

3 On July 23, 2012 Complainant Smith filed a Notice of Complainant's Second
4 Discovery and Disclosure.

5 On July 30, 2012 Payson Water Co. timely filed its Rejoinder Testimony.

6 On July 30, 2012 the Utilities Division of the Commission's Staff timely filed its
7 Staff Response.

8 On July 30, 2012 Payson Water Co. filed its Supplemental Motion to Quash
9 Brooke Utilities, Inc. as a party to this Complaint.

10 On July 31, 2012 Payson Water Co. filed its Initial Disclosure and Discovery
11 pleading.

12 On August 1, 2012 Payson Water Co. filed its Supplemental Motion to Dismiss the
13 Complaint.

14 On August 2, 2012 Payson Water Co. filed its Initial Notice of Disclosure.

15 On August 6, 2012 Payson Water Co. filed its Supplemental Motion to Dismiss the
16 Complaint.

17 On August 7, 2012 Complainant filed its Motion to Continue Hearing on the
18 Complaint.

19 On August 7, 2012 a Hearing was conducted where various pending Motions were
20 heard, argued, and ruled upon. The Administrative Law Judge ruled that Payson Water
21 Co.'s Motion to Quash Brooke Utilities, Inc. as a Party to the Complaint would be
22 granted subject to the same conditions granted under Docket No. W-03514A-12-008. The
23 Administrative Law Judge also denied Payson Water Co.'s Supplemental Motion to
24 Dismiss. The Administrative Law Judge also granted Complainant's Motion to Continue
25 Hearing on the Complaint for a period not to exceed 90 days. The Administrative Law
26 Judge did not issue a dispositive ruling on Complainant's Motion to Compel compliance
27 with its Subpoena of witness Jim Pearson previously filed in this matter.

28 On August 7, 2012 Complainant filed its Fourth Notice of Discovery and
29 Disclosure.

1 On August 7, 2012 Complainant filed on behalf of prospective intervenor Tresca
2 an Application for Intervention and Motion to Intervene into Docket No. W-03514A-12-
3 0007.

4 On August 7, 2012 Complainant filed its Response and Objection to Respondent's
5 Motion to Dismiss and Motion to Deny.

6 On August 8, 2012 Complainant filed its Notice of Service of Subpoena dated
7 August 2, 2012 on Payson Water Co., Inc.

8 On August 9, 2012 Payson Water Co. filed its Objection to acceptance of Dennis
9 B. Treca as an intervenor.

10 On August 9, 2012 Payson Water Co. filed its Motion to Dismiss a Portion of the
11 Complaint.

12 On August 10, 2012 Payson Water Co. filed its Objection to Complainant's Fourth
13 Discovery and Disclosure.

14 On August 20, 2012 Complainant filed its Response to Respondents Objection to
15 Tresca Application for Intervention.

16 On August 20, 2012 Complainant filed its Response to Respondents Motion to
17 Dismiss a Portion of the Complaint and Motion to Deny.

18 On August 20, 2012 Complainant files its Response to Respondents Objection to
19 Complainant Fourth Discovery and Disclosure and Motion to Deny.

20 On August 21, 2012 Payson Water Co. filed its Reply to Complainant's Response
21 to Respondents Motion to Dismiss a Portion of the Complaint.

22 On August 23, 2012 Payson Water Co. filed its Notice of Timely Response to
23 Complainant's Subpoena dated August 2, 2012.

24
25 **I. COMPLAINANT'S CONTINUING ABUSE OF PROCESS**

26 On August 27, 2012 Payson Water Co. received the third subpoena (see attached
27 Exhibit 1) from the Complainant requesting various additional documents which
28 Complainant feigns it does not already have in its possession or has public access to. At
29 the present time the Commission's Executive Director and the Hearing Division are

1 enabling and facilitating Complainant's continuing and ongoing abuse of the Respondent
2 and the Complaint process. On August 7, 2012 the presiding Administrative Law Judge
3 ruled that the Gehring Docket No. W-03514A-12-0007 was to become consolidated as
4 part of the record in the instant Smith Docket. The Gehring Docket already includes
5 hundreds of pages of documents, more than 55 Docket filings, two days of Hearing
6 transcripts and testimony from more than a dozen witnesses. Despite the extensive record
7 already created the Complainant wants more and more evidence they deem essential to
8 proving their case.

9 Respondent Payson Water Co. already timely replied to Complainant's prior subpoena
10 dated just 15 days prior on August 2, 2012. Did Complainant's not request documents in
11 that Subpoena that are just now being regarded as essential to their case? Did they not
12 know of the need for additional documents and evidence referred to in the last subpoena.
13 Did the Complainant's not have a factual basis, supported by evidence, to file the formal
14 Complaint in the first place?

15 On January 10, 2012 the Complainant filed his formal Complaint. The Complaint was
16 supported by various alleged facts, argument and documents attached to the Complainant.
17 It is obvious the Complainant filed a false and unwarranted Complaint if it could not
18 prove its case at that time supported by the facts, documents and evidence in its
19 possession at that time. If the Complainant's case requires the massive amount of
20 additional documents demanded from the Respondent's using the Commission's
21 subpoena powers, as presently described, that are essential to their case then the basis of
22 the original formal Complaint was obviously frivolous, unsupported and unwarranted.

23 24 **II. COMPLAINANT'S CHARADE MUST END**

25 It appears the Commission's Executive Director will issue any subpoenas requested
26 by the Complainant's without a close examination or case management of the facts.
27 When is enough enough? The Commission's Executive Director should consider that
28 both parties were prepared to start the Hearing on the long previously scheduled hearing
29 date of August 7, 2012. In preparation for the Hearing **counsel for Staff did not even**

1 make a single data request of the Respondent requesting additional documents or
2 evidence that could not be provided at the Hearing. Yet, Complainant's cannot prove
3 their own case without mountains of documents, in some cases already provided or
4 available as public documents, in support of a case that best resembles tilting windmills.
5 This abuse must end.

6 Payson Water Co. respectfully requests that the Commission and the
7 Administrative Law Judge quash the subpoena and stop further abuse of a process that
8 Complainant's have obviously redefined as a witch hunt.

9 RESPECTFULLY SUBMITTED this _____ day August 2012.

10 Payson Water Co., Inc.

11

12

By: _____

13

Robert T. Hardcastle

14

In Propria Persona

15

16

ORIGINAL and 13 copies filed

17

this _____ day August 2012, with:

18

19

Docket Control

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Arizona Corporation Commission

21

1200 West Washington St.

22

Phoenix, AZ 85007

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And copies mailed to the following:

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Dwight Nedes, Administrative Law Judge

29

HEARING DIVISION

30

Arizona Corporation Commission

31

1200 West Washington St.

32

Phoenix, AZ 85007

33

34

J. Alan Smith

35

8166 Barranca

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Payson, AZ 85541

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2 Janice Alward, Chief Counsel
3 Legal Division
4 Arizona Corporation Commission
5 1200 West Washington St.
6 Phoenix, AZ 85007

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8 Steve Olea
9 Utilities Division
10 Arizona Corporation Commission
11 1200 West Washington St.
12 Phoenix, AZ 85007

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14 Robin Mitchell, Esq.
15 Arizona Corporation Commission
16 1200 West Washington St.
17 Phoenix, AZ 85007

18
19 By: _____
20 Robert T. Hardcastle
21 Payson Water Co., Inc.

22
23 **END**

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Date: August 1, 2012

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.
(661) 633-7526

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0007

Smith vs. Payson Water Co.

By: _____
Robert T. Hardcastle

BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

Gary Pierce, Chairman
Paul Newman, Commissioner
Brenda Burns, Commissioner
Bob Stump, Commissioner
Sandra D. Kennedy, Commissioner

IN THE MATTER OF J. STEPHEN)	Docket No. W-03514A-12-0008
GEHRING, BOBBY JONES, AND LOIS)	
JONES, COMPLAINANTS)	SUPPLEMENTAL MOTION TO
)	COMPEL COMPLAINANT’S
VS.)	RESPONSE TO THE FIRST AND
)	SECOND SET OF DATA
PAYSON WATER CO., INC.,)	REQUESTS
<u>RESPONDENT</u>)	

Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal Complaint (the “Complaint”) into Docket No. W-03514A-12-0008 based on previously submitted informal complaints number 2011-98439 and 2011-98782.

On March 28, 2012 Respondent Payson Water Co., Inc. (“PYWCo”) mailed to Complainant’s via certified mail its First Set of Data Requests (the “First Data Request”) (see attached Exhibit 1).

On March 31, 2012 service of PYWCo’s First Data Request was made upon Complainant’s and, separately, Jones as evidenced by their signatures on the U.S. Post Office’s Return Receipt dated the same date (see Exhibit 2).

On March 30, 2012 Respondent Payson Water Co., Inc. (“PYWCo”) mailed to Complainant’s via certified mail its Second Set of Data Requests (the “Second Data

1 Request”) (see attached Exhibit 3). Collectively, the First Data Request and the Second
2 Data Request are also hereafter referred to as the “Data Requests”).

3 On April 6, 2012 service of PYWCo’s Second Data Request was made upon
4 Complainant Jones and on April 12, 2012 upon Complainant Gehring as evidenced by
5 their signatures upon the U.S. Post Offices’ Return Receipt dated the same date (see
6 Exhibit 4).

7 Despite failing to comply with the Administrative Law Judge’s Procedural Order
8 dated March 19, 2012 (the “Order”) in this matter which requires discovery compliance
9 as follows: “... and responses to discovery requests shall be made within 7 calendar
10 days of receipt” (emphasis added)., Complainant’s “Response to 1st Set of Data
11 Requests” (the “Response”) was received by PYWCo on April 16, 2012.

12 Unfortunately, Complainant’s Response is entirely unresponsive, unacceptable and
13 unusable. The 11-page document provides or attaches no supporting documents
14 whatsoever. It is filed in narrative form and is replete with accusations, allegations, and
15 unnecessary colorful personal characterizations of PYWCo and its officers and
16 employees. PYWCo’s First Set of Data Requests proffered several requests for
17 documents, copies, and video/audio supporting documentation to substantiate the dozens
18 of conclusionary allegations made in the Complaint. NOT A SINGLE DOCUMENT
19 was provided by the Complainant’s.

20 Additionally, in several instances Complainant’s Response includes replies and
21 answers that make their ability to respond to a Data Request question *dependent* upon a
22 reply to their subpoena served on other third parties. To wit,

23 Data Request Question P1.21:

24 P1.21 Pursuant to section B (25), provide documents and all evidence
25 of the alleged interview conducted with a representative of
26 Martin’s.
27

28 Data Request Question P1.21.3:

29
30 P1.21.3 Provide copies of all invoices from Martin’s to PYWCo during
31 the augmentation period as they relate to MdC.

1 Data Request Question P1.21.4:

2
3 P1.21.4 Provide all documents, including electronic or computerized
4 logging graphs, related to tractor time logs for all trips billed to
5 PYWCo during the Augmentation Period by Martin or any
6 other trucking company.
7

8 Accordingly, Complainant's Response provided the following replies to the above
9 referenced Data Request questions:

10
11 Data Request Reply P1.21:

12
13 P1.21 You have already been supplied with that information.
14

15 Data Request Reply P1.21.3:

16
17 P1.21.3 As soon as Jim Pearson and Martin Zabala comply with the
18 Subpoena.
19

20 Data Request Reply P1.21.4:

21
22 P1.21.4: As soon as Jim Pearson and Martin Zabala comply with the
23 Subpoena.
24

25 It is clear from Complainant's Response that no basis existed at the time the
26 Complaint was filed for the allegation made as it relates to their Complaint. In fact,
27 Complainant admits, as shown above, that it cannot respond to PYWCo's Data Request
28 until it receives a reply from other third parties that have received subpoenas from the
29 Complainants. There are other numerous instances contained in the Response with
30 similar replies.

31 Complainant's also forwarded their responses to the Second Data Request.
32 Complainant's reply to Question 2.0 of the Second Set of Data Requests was as follows:

- 33 • "Presently, I cannot comply with your request as I have not completed my analysis
34 of the hauling logs, well reports and billing cycle comparisons so you will have to
35 wait for that response." (emphasis added) (Complainant's Responses to the
36 Second Set of Data Request, page 11, question P2.0).

1 Obviously, Complainant's responses to the Second Data Request is a unilateral
2 repudiation of the Order and the instructions provided therein.

3 Most troubling is the Complainant's disregard for the professional conduct of
4 parties coming before the Commission. Consistent with other pleadings, filings, and the
5 Complaint itself, Complainants choose to name-call, personally attack, threaten, and
6 disregard the seriousness of the process they enjoy in bringing their Complaint. Only
7 because of the seriousness of this disregard and their unprofessional conduct does
8 PYWCo provide the following references made by the Complainant's in their Response:
9 "wrongfully and maliciously targeting"; "other BUI raped companies"; "employees who
10 really screwed up"; "tied themselves into some real knots"; "I do not and will not be
11 bullied easily"; "do not piss me off too bad"; "what goes around comes around"; "chosen
12 to maliciously assault my life and livelihood"; "your mistake"; "request is not satisfactory
13 for you, that is too bad"; "committed criminal activities against the Complainant"; "look
14 them up for yourself"; "don't waste my time and effort"; "quit playing your deceptive
15 games"; "do not ask me to produce"; "extreme financial injury, harm, and duress";
16 "harass and belittle"; "an atrocity of mankind"; "totally beyond abusive"; "you
17 defrauded"; "I figured out your game"; "constitutes consumer and tax fraud"; "you are
18 just nit pickin'"; "thoroughly sick of the nonsense"; "obtain that information for
19 yourself"; "misled the people"; "rip your head off"; "I am not your secretary, or your
20 woman, or your brat, or your dog, or your employee"; "your precious little MDCWC";
21 and, "why sure, as soon as you fully comply".

22 These discovery disclosures are indicative of the commentary provided by the
23 Complainant's in this matter. There is nothing provided by the Complainant's in the
24 Response that is helpful in PYWCo defending itself from the barrage of accusations and
25 allegations made by Complainants. PYWCo is owed proper responses to its Data
26 Requests and such response has not been provided by the Complainant. Further, and
27 more seriously, the Response clearly indicates that either (a) Complainant's have little or
28 no supporting documentation of its positions and cannot, or will not, provide
29 substantiation of their position to PYWCo, or (b) Complainant's are dependent on other

1 third party sources to (hopefully) provide them with the documentation necessary to
2 substantiate their positions and allegations.

3 PYWCo, again, objects to this unprofessional conduct and non-compliance by the
4 Complainant's. PYWCo respectfully requests the Administrative Law Judge and the
5 Commission order the Complainant's to fully comply with PYWCo's Data Requests or,
6 in the alternative, dismiss the Complaint altogether. Additionally, the Commission should
7 order the Complainant's to conduct themselves with some level of professional decorum
8 before the Commission if they want to enjoy the benefits of due process in arguing their
9 position.

10

11 RESPECTFULLY SUBMITTED this _____ day of April 2012.

12 Payson Water Co., Inc.

13

14 By: _____

15 Robert T. Hardcastle

16 *In Propria Persona*

17

18 ORIGINAL and 13 copies filed
19 this _____ day April 2012, with:

20

21 **Docket Control**
22 **Arizona Corporation Commission**
23 **1200 West Washington St.**
24 **Phoenix, AZ 85007**

25

26 And copies mailed to the following:

27

28 Lynn Farmer, Administrative Law Judge
29 HEARING DIVISION
30 Arizona Corporation Commission
31 1200 West Washington St.
32 Phoenix, AZ 85007

33

34

35 Arizona Reporting Service, Inc.

1 2200 No. Central Ave. Suite 502
2 Phoenix, AZ 85004-1481

3
4 J. Stephen Gehring
5 8157 Deadeye Rd.
6 Payson, AZ 85541

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8 Bobby Jones
9 Lois Jones

10 7325 No. Caballero Rd.
11 Payson, AZ 85541

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13 Janice Alward, Chief Counsel
14 Legal Division
15 Arizona Corporation Commission
16 1200 West Washington St.
17 Phoenix, AZ 85007

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21 Arizona Corporation Commission
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23 Phoenix, AZ 85007

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25 Robin Mitchell, Esq.
26 Arizona Corporation Commission
27 1200 West Washington St.
28 Phoenix, AZ 85007

29
30 By: _____
31 Robert T. Hardcastle
32 Payson Water Co., Inc.

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34 **END**

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Date: April 5, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

9 **COMMISSIONERS**

10 Gary Pierce, Chairman
11 Paul Newman, Commissioner
12 Brenda Burns, Commissioner
13 Bob Stump, Commissioner
14 Sandra D. Kennedy, Commissioner

15
16 IN THE MATTER OF J. STEPHEN)
17 GEHRING, BOBBY JONES, AND LOIS)
18 JONES, COMPLAINANTS)
19)
20 VS.)
21)
22 PAYSON WATER CO., INC.,)
23 RESPONDENT)

Docket No. W-03514A-12-0008

**REPLY TO COMPLAINANT’S
SECOND RESPONSE AND
OBJECTION TO RESPONDENTS
MOTION TO MODIFY
SUBPEONA**

24
25
26 Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal
27 Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal
28 complaints number 2011-98439 and 2011-98782.

29 On March 30, 2012 Respondent’s Payson Water Co., Inc. (“PYWCo”) filed its
30 Motion to Modify Subpoena (“Motion”).

31 On April 4, 2012 Complainant’s filed its “Response and Objection to Respondents
32 Motion to Modify Subpoena, Motion to Deny and Compel Compliance with the
33 Subpoena by Order” (“Gehring’s First Response”).

34 PYWCo did not file a Reply to Gehring’s First Response.

1 On April 9, 2012 Complainant's Gehring filed its "Response and Objection to
2 Respondents Motion to Modify Subpoena, Motion to Deny and Compel Compliance with
3 the Subpoena by Order" ("Gehring's Second Response").

4 In Gehring's Second Response the Complainant's withdraw their previous
5 objection stated in Gehring's First Response due to discovery that PYWCo's citation of
6 the Arizona Rules of Civil Procedure 45 (c)(5)(B) was accurate and correct and that
7 Gehring's objection was erroneous based on its use of an "older version" of the Rules.

8 On March 19, 2012 the Administrative Law Judge issued a Procedural Order (the
9 "Order") that provides guidance on the rules governing the instant matter. In the Order at
10 page 3, lines 6-9, it is clearly stated that following a Motion is a Response which is
11 timely due in five calendar days. Thereafter, following a Response is a Reply which is
12 timely due in five days. In the instant matter, PYWCo did not file a Reply to the
13 Response. Nonetheless, Gehring filed a second Response for the purpose of correcting its
14 prior mis-statements. In Gehring's Second Response no new evidence is provided. There
15 is no further citation, authority, or legal argument offered that was not provided in
16 Gehring's First Response.

17 In Gehring's Second Response the Complainant's continue their circuitous and
18 confusing almost-legal argument. On page 1 Gehring argues that "*What is not known* is
19 the total amount of water bought from TOP [Town of Payson], hauled to the EVP [East
20 Verde Park] System and *billed to the MDC [Mesa del Caballo] System*". (emphasis
21 added). In the very next sentence of Gehring's Second Response, Complainant's argue
22 that "water was hauled from Town of Payson (TOP) to the EVP System and *charged to*
23 *the Customers of the MDC System*". (emphasis added). It seems mind boggling that, on
24 one hand, Gehring complains they did not have necessary information because of
25 PYWCo's Motion but, immediately thereafter, on the other hand, alleges hauled water
26 was charged to customers of Mesa del Caballo. These arguments are exemplary of the
27 pleadings filed by Complainant's in this matter. It should be stated, without additional
28 rigorous examination, that Complainant's pleadings must be considered filled with

1 unproven allegations, accusations, colorful characterizations of PYWCo and its officers,
2 and misapplied adjectives that serve no purpose in a professional proceeding.

3 **RESPONDENTS REPLY TO GEHRING'S SECOND RESPONSE**

4 PYWCo re-states its Motion. Gehring offers no additional argument or evidence as
5 to why the Subpoena should be modified. PYWCo cited the proper Rule that allows
6 omission of any portion of a subpoena request that it objects to in writing.

7 Complainant's continuing fiction of believing Mesa del Caballo customers were
8 charged for water hauled to EVP has no place in the instant matter.

9 PYWCo objects to the production of documents, records, or books pursuant to the
10 requirements of the subpoena, as stated in its Motion, because the production of
11 documents for the EVP System are not relevant to the Complaint filed by the
12 Complainant's and are burdensome to PYWCo.

13 PYWCo owns and operates both the water systems of Mesa del Caballo and
14 the EVP System. The water systems are not contiguous to one another and are separated
15 by a roadway distance of approximately 5.5 miles. Both water systems are served from
16 different ground water sources; have separate and unique customers; have unique public
17 water system numbers assigned by the Arizona Department of Environmental Quality;
18 have different sources of supply; have different water system assets and infrastructure;
19 provide separate annual reporting to the Commission; have different water demand and
20 consumption; have separate and unique water storage facilities; have different sources of
21 electrical utility supply and accounts. In summary these water system are completely
22 separate and distinct from one another but for the common ownership by PYWCo.
23 Complainant's presented no evidence nor raises any objections to the separateness of the
24 water systems. Complainant's make a feeble attempt to somehow connect the two water
25 systems in their allegations of wrong doing.

26 PYWCo argues that the separateness of the two water systems is clearly evidenced
27 by the Commission's own records. PYWCo objects to the demands of the subpoena to
28 produce records related to the EVP System on the basis of it being irrelevant and overly
29 broad in its scope. Complainants have provided no evidence or any proof of wrong doing

1 in the EVP System nor any relationship to the Mesa del Caballo water systems other than
2 their unsubstantiated accusations and allegations referenced in the Complaint.

3 Accordingly, PYWCo reaffirms its arguments in its Motion and compliance with
4 the subpoena in its remaining entirety.

5

6 RESPECTFULLY SUBMITTED this _____ day of April 2012.

7

Payson Water Co., Inc.

8

9

By: _____

10

Robert T. Hardcastle

11

In Propria Persona

12

13 ORIGINAL and 13 copies filed
14 this _____ day of April 2012, with:

15

16 **Docket Control**
17 **Arizona Corporation Commission**
18 **1200 West Washington St.**
19 **Phoenix, AZ 85007**

20

21 And copies mailed to the following:

22

23 Lynn Farmer, Administrative Law Judge
24 HEARING DIVISION
25 Arizona Corporation Commission
26 1200 West Washington St.
27 Phoenix, AZ 85007

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29 Arizona Reporting Service, Inc.
30 2200 No. Central Ave. Suite 502
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21 Patrick Black, Esq.
22 Fennemore Craig
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26 By: _____
27 Robert T. Hardcastle
28 Payson Water Co., Inc.
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Date: April 5, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.
(661) 633-7526

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

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14 Sandra D. Kennedy, Commissioner

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16 IN THE MATTER OF J. STEPHEN)
17 GEHRING, BOBBY JONES, AND LOIS)
18 JONES, COMPLAINTANTS)
19)
20 VS.)
21)
22 PAYSON WATER CO., INC.,)
23 RESPONDENT)

Docket No. W-03514A-12-0008

**MOTION TO COMPEL
COMPLAINTANTS TO COMPLY
WITH DISCOVERY REQUEST
FOR SECOND SET OF DATA
REQUESTS**

24
25
26 Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal
27 Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal
28 complaints number 2011-98439 and 2011-98782.

29 On March 19, 2012 the Administrative Law Judge assigned in this matter issued a
30 Procedural Order (the “Order”) defining the compliance calendar and time periods for
31 motions, responses, and replies anticipated to be filed by the parties. Among other things
32 the Order also provided and compliance time for all discovery requests at page 2, lines
33 16-17 as follows: “.... and responses to discovery requests shall be made within 7
34 calendar days of receipt.” (emphasis added).

1 On March 30, 2012 Payson Water Co., Inc. ("PYWCo") mailed to Complainant's
2 via certified mail its Second Set of Data Requests (the "Data Request") (see attached
3 Exhibit 1).

4 On April 6, 2012 service of PYWCo's Data Request was made upon
5 Complainant's Jones as evidenced by their signature on the U.S. Post Office's Return
6 Receipt dated the same date (see attached Exhibit 2). It should be noted that Gehring did
7 not sign the U.S. Post Office Return Receipt although

8 Clearly Complainant's have not complied with the Order, in whole or part, and
9 have not requested any extension or variance of the discovery compliance schedule as
10 provided by the Order.

11 As of the date set forth below Complainant's have **NOT** complied with the Order
12 by not timely submitting responses to the Data Request.

13 Respondent PYWCo respectfully requests the Arizona Corporation Commission
14 and the Administrative Law Judge to compel Complainant's to immediately respond to
15 the Data Request as provided in the Order.

16
17 RESPECTFULLY SUBMITTED this _____ day of April 2012.

18 Payson Water Co., Inc.

19
20 By: _____
21 Robert T. Hardcastle
22 *In Propria Persona*
23

24 ORIGINAL and 13 copies filed
25 this _____ day of April , 2012, with:

26
27 **Docket Control**
28 **Arizona Corporation Commission**
29 **1200 West Washington St.**
30 **Phoenix, AZ 85007**
31

32 And copies mailed to the following:

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3
4 Lynn Farmer, Administrative Law Judge
5 HEARING DIVISION
6 Arizona Corporation Commission
7 1200 West Washington St.
8 Phoenix, AZ 85007
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10 Arizona Reporting Service, Inc.
11 2200 No. Central Ave. Suite 502
12 Phoenix, AZ 85004-1481
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14 J. Stephen Gehring
15 8157 Deadeye Rd.
16 Payson, AZ 85541
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18 Bobby Jones
19 Lois Jones
20 7325 No. Caballero Rd.
21 Payson, AZ 85541
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23 Janice Alward, Chief Counsel
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25 Arizona Corporation Commission
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29 Steve Olea
30 Utilities Division
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35 Robin Mitchell, Esq.
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40 Patrick Black, Esq.
41 Fennemore Craig
42 3003 No. Central Ave., Suite 2600
43 Phoenix, AZ 85012-2913

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By: _____
Robert T. Hardcastle
Payson Water Co., Inc.

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Date: April 5, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.
(661) 633-7526

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle

1 BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Payson Water Co., Inc.
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

Gary Pierce, Chairman
Paul Newman, Commissioner
Brenda Burns, Commissioner
Bob Stump, Commissioner
Sandra D. Kennedy, Commissioner

IN THE MATTER OF J. STEPHEN) Docket No. W-03514A-12-0008
GEHRING, BOBBY JONES, AND LOIS)
JONES, COMPLAINANTS) **MOTION TO MODIFY**
) **SUBPOENA**
VS.)
)
PAYSON WATER CO., INC.,)
RESPONDENT)

Complainants Gehring and Jones (hereafter “Complainants”) have filed a Formal Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal complaints number 2011-98439 and 2011-98782.

On or about March 19, 2012 Payson Water Co., Inc. (“PYWCo”) was served a subpoena for the production of various documents and records of PYWCo by the Arizona Corporation Commission (the “Commission”) on behalf of the Complainant’s pursuant to A.R.S. §§ 40-241, 40-244, A.A.C. R-14-3-109 and Arizona Rules of Civil Procedure 30 and 45. The production of the documents as required by the subpoena must be submitted not later than March 29, 2012. The subpoena makes reference (see page 1, line 28 and page 2, lines 1 and 24) to PYWCo’s East Verde Park Water System (the “EVP System”).

1 PYWCo objects to the production of documents, records, or books pursuant to the
2 requirements of the subpoena pursuant to Arizona Rules of Civil Procedure 45 (c)(5)(B)
3 because the production of documents for the EVP System are not relevant to the
4 Complaint filed by the Complainant's and are burdensome to PYWCo.

5 Complainant's, as part of the Formal Complaint documents submitted in support
6 thereof, make unsubstantiated allegations of wrong doing, fraud, misrepresentation, and
7 other charges against PYWCo as it relates to the EVP System. Complainant's allegations
8 are accusations without merit and remain completely unsupported with records,
9 documents, or foundation as to why documents of the EVP System should be included in
10 the Complaint and, consequentially, required under the subpoena. Complainant's are
11 **NOT** customers of the EVP System as defined by R-14-2-401 (9).

12 PYWCo owns and operates both the water systems of Mesa del Caballo ("MdC")
13 and the EVP System. The water systems are not contiguous to one another and are
14 separated by a roadway distance of approximately 5.5 miles. Both water systems are
15 served from different ground water sources; have separate and unique customers; have
16 unique public water system numbers assigned by the Arizona Department of
17 Environmental Quality; have different sources of supply; have different water system
18 assets and infrastructure; provide separate annual reporting to the Commission; have
19 different water demand and consumption; have separate and unique water storage
20 facilities; have different sources of electrical utility supply and accounts. In summary
21 these water system are completely separate and distinct from one another but for the
22 common ownership by PYWCo. Complainant's presented no evidence nor raises any
23 objections to the separateness of the water systems. Complainant's make a feeble attempt
24 to somehow connect the two water systems in their allegations of wrong doing.

25 PYWCo argues that the separateness of the two water systems is clearly evidenced
26 by the Commission's own records. PYWCo objects to the demands of the subpoena to
27 produce records related to the EVP System on the basis of it being irrelevant and overly
28 broad in its scope. Complainants have provided no evidence or any proof of wrong doing

1 in the EVP System nor any relationship to the MdC water systems other than their
2 unsubstantiated accusations and allegations referenced in the Complaint.

3 Accordingly, PYWCo's objection should be recognized and the subpoena modified
4 to exclude any references or document production related to the EVP System.

5 Pursuant to Arizona Rules of Civil Procedure 45 (e)(2) a written objection or
6 motion to quash or modify a subpoena does not require compliance with the sections
7 objected to in the subpoena until ruled upon by the authority having jurisdiction.
8 Accordingly, PYWCo's production of records related to its timely response to the
9 subpoena will not include the production of documents of the EVP System.

10
11 RESPECTFULLY SUBMITTED this _____ day of March 2012.

12 Payson Water Co., Inc.

13
14 By: _____
15 Robert T. Hardcastle
16 *In Propria Persona*
17

18 ORIGINAL and 13 copies filed
19 this _____ day March 2012, with:

20
21 **Docket Control**
22 **Arizona Corporation Commission**
23 **1200 West Washington St.**
24 **Phoenix, AZ 85007**

25
26 And copies mailed to the following:

27
28 Dwight Nodes, Administrative Law Judge
29 HEARING DIVISION
30 Arizona Corporation Commission
31 1200 West Washington St.
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33 By: _____
34 Robert T. Hardcastle
35 Payson Water Co., Inc.

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Date: March 27, 2010

To: **Docket Control**
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

From: Robert T. Hardcastle
Payson Water Co., Inc.
(661) 633-7526

FOR FILING ORIGINAL AND 13 COPIES INTO:

DOCKET NO. W-03514A-12-0008

Gehring et al vs. Payson Water Co.

By: _____
Robert T. Hardcastle