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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

2014 AUG 22 10:05 AM
ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

AUG 22 2014

ORIGINAL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF LIBERTY UTILITIES (LITCHFIELD PARK WATER AND SEWER), CORP. FOR APPROVAL OF AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE IN MARICOPA COUNTY, ARIZONA.

DOCKET NO. W-01427A-14-0134

IN THE MATTER OF THE APPLICATION OF LIBERTY UTILITIES (LITCHFIELD PARK WATER AND SEWER), CORP. FOR APPROVAL OF AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER UTILITY SERVICE IN MARICOPA COUNTY, ARIZONA.

DOCKET NO. SW-01428A-14-0180

IN THE MATTER OF THE APPLICATION OF VALLEY UTILITIES WATER COMPANY, INC. FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE IN MARICOPA COUNTY, ARIZONA.

DOCKET NO. W-01412A-14-0262

NOTICE OF FILING AFFIDAVITS OF MAILING AND PUBLICATION OF PUBLIC NOTICE

Pursuant to the Procedural Order for consolidated cases dated August 7, 2014, Valley Utilities Water Company, Inc. ("VUWCO"), through its undersigned counsel, submits the attached Affidavit of Mailing and Affidavit of Publication.

VUWCO mailed a copy of the Notice to all property owners/customers on August 14, 2014. A copy of VUWCO's Affidavit of Mailing signed by Robert Prince is attached as Exhibit A.

1 VUWCO published the Notice in the August 15, 2014 edition of the *West Valley Business*
2 publication. A copy of the Affidavit of Publication is attached as Exhibit B.

3 DATED this 22ND day of August, 2014.

4 MUNGER CHADWICK, P.L.C.

5 

6 Robert J. Metli
7 2398 E. Camelback Road, Suite 240
8 Phoenix, Arizona 85016
9 Attorneys for Applicant Valley Utilities
10 Water Company, Inc.

11 Original and 13 copies of the foregoing
12 filed this 22nd day of August, 2014, with:

13 Docket Control
14 ARIZONA CORPORATION COMMISSION
15 1200 West Washington Street
16 Phoenix, Arizona 85007

17 Copies of the foregoing mailed
18 this 22nd day of August, 2014, to:

19 Patrick Black
20 FENNEMORE CRAIG, P.C.
21 2394 E. Camelback Road, Suite 600
22 Phoenix, Arizona 85016

23 Sasha Paternoster
24 Administrative Law Judge
25 ARIZONA CORPORATION COMMISSION
26 1200 West Washington Street
Phoenix, Arizona 85007

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

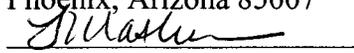


Exhibit A

AFFIDAVIT OF MAILING

Robert L. Prince, being duly sworn, deposes and says:

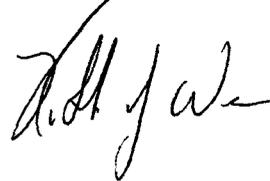
1. I am a resident of the State of Arizona, Maricopa County, over 18 years of age and make this affidavit based on my own personal knowledge.
2. I am the President of Valley Utilities Water Co., Inc. (the "Company").
3. Pursuant to the Procedural Order dated August 7, 2014, on Thursday August 14, 2014, the Company mailed to all property owners in the proposed CC&N extension area a copy of the public notice regarding the hearing on the application of the Company for approval of extension of its CC&N to provide water service. A copy of the notice and certified mail receipts are attached.
4. Pursuant to the order, the Company submits this proof of mailing.

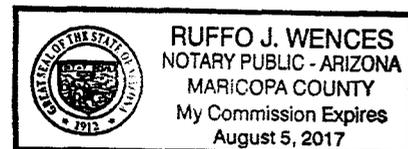

 Robert L. Prince

STATE OF ARIZONA)
) ss.
 COUNTY OF MARICOPA)

The above-described instrument was acknowledged before me this 15th day of August, 2014 by Robert L. Prince, President of Valley Utilities Water Co., Inc.

My Commission Expires: August 5th 2017





**PUBLIC NOTICE OF HEARING ON THE APPLICATION OF VALLEY
UTILITIES WATER COMPANY, INC. FOR APPROVAL OF AN EXTENSION
OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE
WATER SERVICE IN MARICOPA COUNTY, ARIZONA.
DOCKET NO. W-01412A-14-0262**

On April 17, 2014, Liberty Utilities (Litchfield Park Water and Sewer), Corp. ("Liberty" or "Company") filed with the Arizona Corporation Commission ("Commission"), in Docket No. W-01427A-14-0134, an application requesting Commission approval of an extension of its current Certificate of Convenience and Necessity ('CC&N') to provide water utility service to an area known as Marbella Ranch in Maricopa County, Arizona ("Water Docket"). On June 3, 2014, Liberty filed with the Commission, in Docket No. SW-01428A-14-0180, an application requesting Commission approval of an extension of its current wastewater CC&N to provide wastewater utility service to Marbella Ranch ("Wastewater Docket").

On July 10, 2014, Valley Utilities Water Company, Inc. ("Valley") filed a competing application in Docket No. W-01412A-14-0262, which requests an extension of Valley's water CC&N to provide service to the Marbella Ranch ("Valley Docket").

Subsequently, all three dockets were consolidated for purposes of resolving the matters.

The Commission's Utilities Division Staff ("Staff") has not yet made a recommendation regarding the applications, and the Commission is not bound by the proposals made by Valley, Staff, or any intervenors. The Commission will issue a Decision regarding the applications following consideration of testimony and evidence presented at an evidentiary hearing. A copy of the Valley application is available at Valley's offices at 6808 North Dysart Road, Suite 112, Glendale, Arizona 85307, and at the Commission's offices at 1200 West Washington Street, Phoenix, Arizona, for public inspection during regular business hours, and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a hearing on the consolidated matters on **September 24, 2014, at 10:00 a.m.**, at the Commission's offices, in Hearing Room No. 1, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken **on the first day** of the hearing. You may also file written comments electronically by going to the Commission's homepage at www.azcc.gov and clicking on the "Submit a Public Comment" button or by mailing a letter referencing Docket No. W-01427A-14-0134, et al, to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission no later than **September 3, 2014**, and send a copy of the motion to Valley or their counsel and to all parties of record. Your motion to intervene must contain the following:

1. The name, address, and telephone number and the name, address, and telephone number of any party upon whom service of documents is to be made, if not yourself;
2. A short statement of your interest in the proceeding (e.g., a customer of the Company etc.);
3. A statement certifying that you have mailed a copy of the motion to intervene to Valley or its counsel and to all parties of record in the case; and
4. If the proposed intervenor is not represented by an attorney who is an active member of the Arizona State Bar, and is not an individual representing himself or herself, information and any appropriate documentation demonstrating the intervenor's compliance with Arizona Supreme Court Rules 31,38, and 42, as applicable.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **September 3, 2014**. For information about requesting intervention, visit the Commission's website at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the applications or from filing written comments in the record of the case.

If you have any questions concerning Valley's application, you may contact Valley at (623)935-1100. If you wish to file written comments on the applications or want further information on intervention, you may contact the Consumer Services Section of the Commission at 1200 W. Washington St., Phoenix, AZ 85007, or call 1-800-222-7000.

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

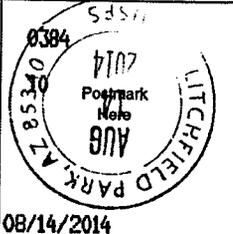
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| Postage | \$ | \$0.49 |
| Certified Fee | | \$3.30 |
| Return Receipt Fee (Endorsement Required) | | \$2.70 |
| Restricted Delivery Fee (Endorsement Required) | | \$0.00 |
| Total Postage & Fees | \$ | \$6.49 |



Sent To
El Paso Natural Gas Co. LLC
 Street, Apt. No.,
 or PO Box No. **2 North Nevada**
 City, State, ZIP+4
Colorado Springs CO 80903

PS Form 3800, August 2006 See Reverse for Instructions

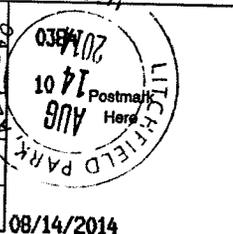
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|---|----|--------|
| Postage | \$ | \$0.49 |
| Certified Fee | | \$3.30 |
| Return Receipt Fee (Endorsement Required) | | \$2.70 |
| Restricted Delivery Fee (Endorsement Required) | | \$0.00 |
| Total Postage & Fees | \$ | \$6.49 |



Sent To
TRS 8 LLC **STE 215**
 Street, Apt. No.,
 or PO Box No. **18835 N. Thompson Peak Pkwy**
 City, State, ZIP+4
Scottsdale AZ 85255

PS Form 3800, August 2006 See Reverse for Instructions

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> |
| <p>1. Article Addressed to:</p> <p>TRS 8, LLC 18835 N. Thompson Peak Pkwy Ste 215 Scottsdale AZ 85255</p> | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail™ <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |
| <p>2. Article Number (Transfer from service label)</p> | <p>7014 1200 0000 5186 4245 <u>145</u></p> |
| <p>PS Form 3811, July 2013 Domestic Return Receipt</p> | |

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) 80903 C. Date of Delivery</p> |
| <p>1. Article Addressed to:</p> <p>El Paso Natural Gas CO LLC 2 North Nevada Colorado Springs CO 80903</p> | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |
| <p>2. Article Number (Transfer from service label)</p> | <p>7014 1200 0000 5186 4238</p> |
| <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p> | |

Exhibit B

WEST VALLEY BUSINESS

1050 E. Riley Dr., Avondale, AZ 85323 ♦ (623) 535-8439 ♦ Fax: (623) 935-2103

AFFIDAVIT OF PUBLICATION

State of Arizona

County of Maricopa

I, Elliott Freireich, publisher of West Valley View and West Valley Business, newspapers of general circulation in Avondale, Buckeye, Goodyear, Litchfield Park and Tolleson, Arizona, attest that the legal advertisement for

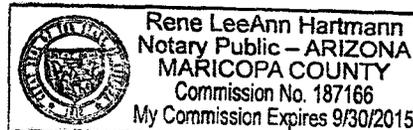
Valley Utilities Water Company
Public Notice - Public Notice of Hearing on the
Application for approval of an extension of its
Certificate of Convenience and Necessity to provide
water service in Maricopa County, Ticket No. W-01412A-14-0262
Hearing will be held on September 24, 2014, 10:00 AM at the
will be /has been published on August 15, 2014 Commissioner's office

EJF
Elliott Freireich
President, West Valley View Inc.

August 15, 2014
Date

SUBSCRIBED AND SWORN BEFORE ME ON THE
15 Day of August (Month) 2014 (YEAR)

Notary Signature Rene LeeAnn Hartmann



Public Notice

**PUBLIC NOTICE OF HEARING
ON THE APPLICATION
OF VALLEY UTILITIES
WATER COMPANY,
INC. FOR APPROVAL
OF AN EXTENSION OF
ITS CERTIFICATE OF
CONVENIENCE AND
NECESSITY TO PROVIDE
WATER SERVICE IN
MARICOPA COUNTY,
ARIZONA.
DOCKET NO.
W-01412A-14-0262**

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to allow time to arrange the accommodation.

Published in the West Valley View, and the West Valley Business on August 15, 2014.