

ORIGINAL
MEMORANDUM



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TO: Linda Jaress
Executive Consultant III
Utilities Division

FROM: Barb Wells
Information Technology Specialist
Utilities Division

THRU: Del Smith
Engineering Supervisor
Utilities Division

DATE: December 21, 2005

RE: **DIVERSIFIED WATER UTILITIES, INC. (DOCKET NO. W-02859A-04-0844)**
SECOND AMENDED LEGAL DESCRIPTION

The area requested by Diversified for an extension has been plotted with no complications using an amended legal description, which has been docketed. This legal description is attached and should be used in place of the first amended description submitted to the application and attached to my memo dated December 14, 2004.

Also attached is a copy of the map for your files.

:bsw

Attachments

cc: Docket Control
Mr. William Sullivan
Mr. John Chelus
Ms. Deb Person (Hand Carried)
File

AZ CORP COMMISSION
DOCUMENT CONTROL

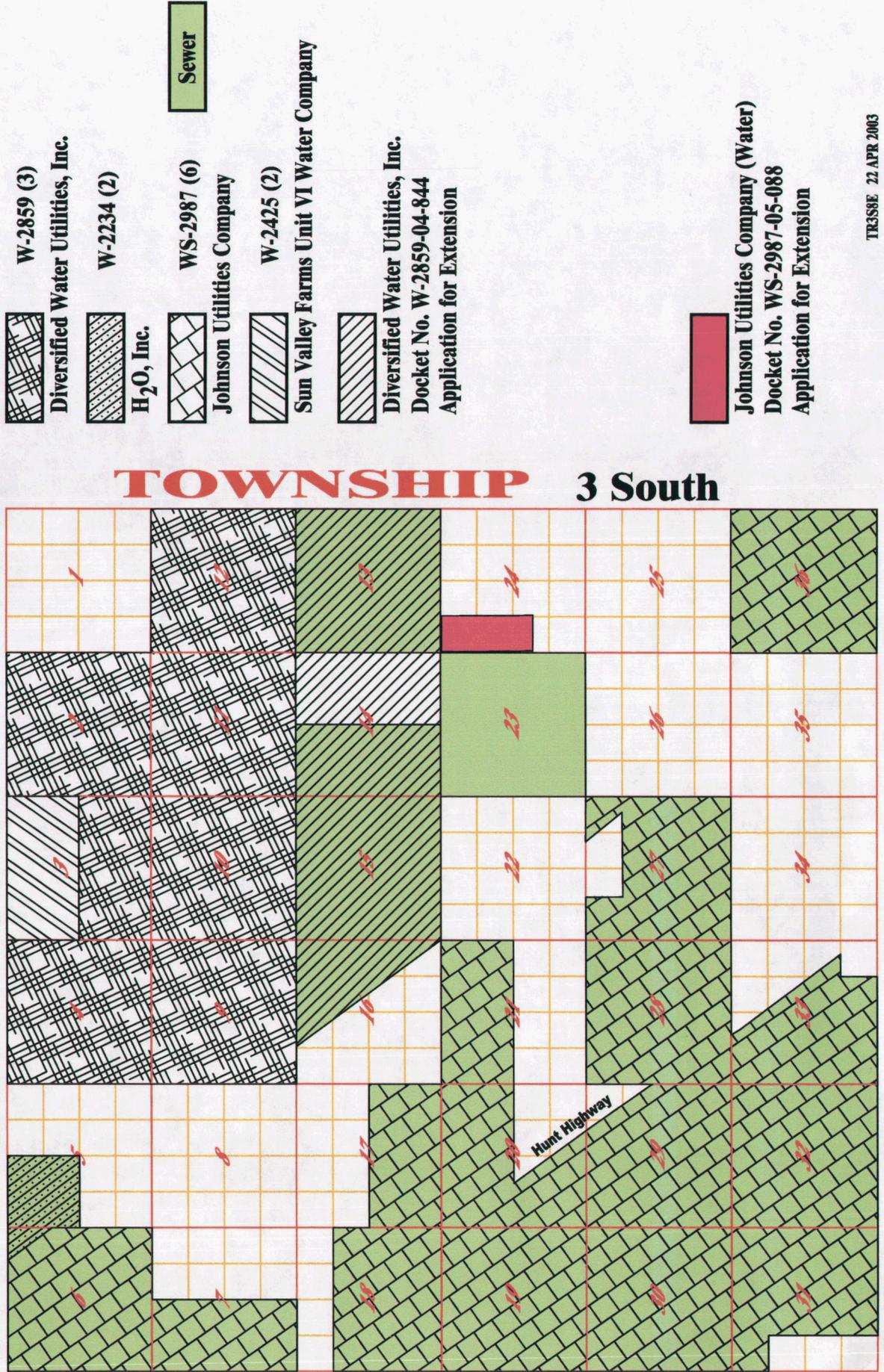
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RECEIVED

COUNTY of Pinal

RANGE 8 East

TOWNSHIP 3 South



1 June 7, 2005 and filed in this docket on June 30, 2005 with the Joint Settlement Statement of
2 JUC and Diversified) to define the "Expanded Area" as Sections 13, 14, 15 and that portion
3 of Section 16 East of the Union Pacific Railroad right-of-way, all within T3S, R8E, Pinal
4 County, Arizona and excluding Section 23, T3S, R8E, Pinal County, Arizona.
5

6 2. Pinal County is experiencing phenomenal development. The Expanded
7 Area is in the direct path of that development. Most of the Expanded Area is part of a Master
8 Planned Development approved by the Pinal County Board of Supervisors as the Bella Vista
9 Farms Development.

10 3. No public or private utility is authorized to provide domestic water
11 service within the Expanded Area.
12

13 4. The Commission has previously recognized a need for utility service
14 within all or portions of the Expanded Area with regard to sewer service (Decision No.
15 64042, amending Decision No. 63960). It is unfathomable that a need for sewer service
16 exists in an area, without a concomitant need for water service.
17

18 5. During the proceeding that resulted in the issuance of Decision No.
19 64062, "Ms. Aleman testified that her company, SPI, is in the process of co-developing parcel
20 2, Bella Vista Farms ('Bella Vista'), an area which lies partially in Diversified's existing
21 certificated area and also outside of its certificated area, but contiguous to Diversified's
22 southern boundary." Finding of Fact 29, Decision No. 64062.

23 6. Ms. Aleman further testified that Bella Vista "is to be a master planned
24 development completed 'hopefully within the next three years or so.'" She described the
25 development as consisting of 3,800 acres which is controlled by SPI and other developers