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THIS AMENDMENT:

Passed as amended by _____

_____ Not Offered _____ Withdrawn

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HEARING DIVISION PROPOSED AMENDMENT # 1

TIME/DATE PREPARED: 9:00 a.m./March 18, 2002

COMPANY: Beaver Dam Water Company

AGENDA ITEM NO. U-14

DOCKET NO. W-03067A-01-0343

OPEN MEETING DATE: March 19 and 20, 2002

Page 5, Line 24; INSERT the following new Findings of Fact and renumber accordingly:

“30. The proposed extension area currently served by the District was originally certificated to Mesquite Farmstead Water Association (“Mesquite”) in Commission Decision No. 56317 (January 12, 1989).

31. Mesquite was dissolved, and its assets and liabilities transferred to the District, on July 1, 1993. The District has been providing water service to Mesquite’s service territory since that date.

32. The District appeared at the hearing, and supports the extension of Beaver Dam’s service territory under its CC&N to include the area that is currently served by the District, but certificated to the now-defunct Mesquite.

33. With the extension of Beaver Dam’s CC&N to include the proposed extension area currently served by the District, the CC&N of the now-defunct Mesquite should be revoked.”

Page 5, Line 26; INSERT the following and renumber accordingly:

“a) that the Commission cancel the CC&N of the Mesquite Farmstead Water Association;”

Page 6, Line 7 ½; REPLACE “Findings of Fact No. 30” with “Findings of Fact No. 34”

Arizona Corporation Commission

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Page 6, Line 8 ½; DELETE:

“areas, and the issuance of a CC&N for the area described in Exhibit A is in the public interest”

and REPLACE WITH:

“areas. It is therefore in the public interest to revoke the CC&N of the now-defunct Mesquite and to issue a CC&N to Beaver Dam for the areas described in Exhibit A.”

Page 6, Line 15 ½; INSERT after “Beaver Dam”: “and Mesquite”

Page 6, Line 18 ½; INSERT the following new Conclusions of Law Nos. 4 and 5, and renumber accordingly:

“4. The District, Mesquite’s successor in interest, had notice and an opportunity to be heard on the revocation of Mesquite’s CC&N as required by law.

5. Mesquite is defunct, and therefore not a fit and proper entity to provide water utility service to the proposed extension area currently served by the District.”

Page 6, Line 22 ½; REPLACE “Findings of Fact No. 30” with “Findings of Fact No. 34”

Page 7, Line 7; INSERT new Ordering Paragraph as follows:

“IT IS FURTHER ORDERED that the Certificate of Convenience and Necessity originally granted to Mesquite Farmstead Water Association in Commission Decision No. 56317 (January 12, 1989) is hereby revoked.”