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BEFORE THE ARIZONA CORPORATION
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Arizona Corporation Commission
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COMMISSIONERS

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GARY PIERCE

AZ CORP COMMISSION
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IN THE MATTER OF THE
APPLICATION OF PERKINS
MOUNTAIN UTILITIES COMPANY
FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MOHAVE COUNTY.

DOCKET NO. W-20380A-05-0490

IN THE MATTER OF THE
APPLICATION OF PERKINS
MOUNTAIN UTILITIES COMPANY
FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY
IN MOHAVE COUNTY.

DOCKET NO. SW-20379A-05-0489

**NOTICE OF FILING SUPPLEMENT
TO APPLICATION TO:**

(1) AMEND THE LEGAL DESCRIPTION FOR THE CC&N TERRITORY IN SECTION 30 AT THE VILLAGES AT WHITE HILLS; AND

(2) ADD A NEW LEGAL DESCRIPTION FOR THE PROPERTY OF INTERVENOR SPORTS ENTERTAINMENT TO BE INCLUDED IN THE CC&N SUBJECT TO AN ORDER PRELIMINARY

On November 30, 2007, Perkins Mountain Water Company and Perkins Mountain Utility Company (collectively the "Applicants") filed with the Arizona Corporation Commission ("Commission") an Amendment to the Applications for Certificates of Convenience and Necessity ("CC&N") (the "Amended Application"). On March 28, 2008, the Commission's Utilities Division ("Staff") filed its Amended Staff Report recommending approval, with conditions, of the Amended Application. Attachment E to the Amended Staff Report contains maps and legal descriptions for the CC&N areas covered by the Amended Application.

Snell & Wilmer

LLP
LAW OFFICES
One Arizona Center, 400 E. Van Buren
Phoenix, Arizona 85004-2202
(602) 382-6000

1 The Amended Staff Report states that Intervenor Sports Entertainment owns
2 approximately 120 acres in Section 30, Township 27 North, Range 20 West, in the
3 White Hills area of Mohave County, Arizona (the "Sports Entertainment Property"),
4 and that Sports Entertainment requested that its property be included in the CC&Ns
5 issued to the Applicants. The Amended Staff Report further states and recommends (as
6 a condition of approval of the Amended Application) that the inclusion of the Sports
7 Entertainment Property in the Applicants' CC&Ns for The Villages at White Hills is in
8 the public interest since the Sports Entertainment Property is contiguous to the proposed
9 CC&N areas and should, therefore, be included in the Applicants' CC&Ns.¹

10 Subsequent to the issuance of the Amended Staff Report, Applicants have had
11 discussions with Staff regarding the Sports Entertainment Property. Applicants and
12 Staff agree that the Sports Entertainment Property may be included in the CC&Ns of the
13 Applicants subject to an Order Preliminary pending submission of an analysis of
14 adequate water supply issued by the Arizona Department of Water Resources
15 demonstrating the availability of adequate water for the Sports Entertainment Property.
16 Accordingly, Applicants hereby supplement the Amended Application by submitting
17 the following:

18 (1) **Exhibit A** which is an amended legal description for the Applicants'
19 proposed CC&N in Section 30, Township 27 North, Range 20 West (within The
20 Villages at White Hills). This legal description replaces and supersedes the legal
21 description captioned The Villages at White Hills CC&N Sewer/Water Boundary-Legal
22 Description (Revised 8-3-05) which is attached as Attachment E to the Amended Staff
23 Report.

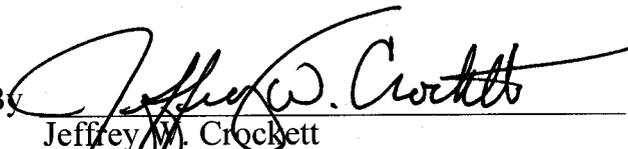
24 (2) **Exhibit B** which is a map and legal description of the Sports Entertainment
25 Property in Section 30, Township 27 North, Range 20 West, that would be included in
26 the Applicants' CC&Ns pursuant to an Order Preliminary.

27 ¹ The Amended Staff Report recommends that the Applicants be required to file an amended legal
28 description for The Villages at White Hills to include the Sports Entertainment Property in the water and
wastewater CC&Ns within 15 days of the effective date of the decision in this matter.

1 RESPECTFULLY SUBMITTED this 25th day of April, 2008.

2 SNELL & WILMER L.L.P.

3
4 By


Jeffrey M. Crockett

Bradley S. Carroll

One Arizona Center

400 E. Van Buren

Phoenix, AZ 85004-2202

Attorneys for Perkins Mountain Water Company and

Perkins Mountain Utilities Company

8
9 ORIGINAL and 25 copies filed
this 25th day of April, 2008, with:

10 Docket Control
11 Arizona Corporation Commission
12 1200 West Washington
Phoenix, Arizona 85007

13 COPY of the foregoing hand-delivered
this 25th day of April, 2008, to:

14 Dwight D. Nodes, Assistant Chief Administrative Law Judge
15 Hearing Division
16 Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

17 Robin Mitchell, Staff Attorney
18 Legal Division
19 Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

20 Ernest Johnson, Director
21 Steve Olea
22 Blessing Chukwu
23 Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

24 COPY of the foregoing mailed
25 this 25th day of April, 2008, to:

26 Booker T. Evans, Jr., Esq.
27 Kimberly A. Warshawski, Esq.
Greenberg Traurig, L.L.P.
2375 East Camelback Road, Suite 700
28 Phoenix, Arizona 85016

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L.L.P.

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Scott Fisher
Sports Entertainment
808 Buchanan Blvd., Ste. 115-303
Boulder City, Nevada 89005

By 
8750832.1

EXHIBIT A

**WHITE HILLS CC&N
LEGAL DESCRIPTION**

Revised 4-25-08

TOWNSHIP 27 NORTH, RANGE 20 WEST; G. & S.R.M., MOHAVE COUNTY, AZ

SECTION 16; EXCEPT THE NW $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, & THE E $\frac{1}{2}$ OF THE NE $\frac{1}{4}$;
THE W $\frac{1}{2}$ OF THE W $\frac{1}{2}$ OF SECTION 17;

SECTION 20;

SECTION 21, EXCEPT THE SW $\frac{1}{4}$, & THE S $\frac{1}{2}$ SW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$;

SECTION 23, EXCEPT THE FOLLOWING DESCRIBED PARCEL OF LAND:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 23; THENCE NORTH 89°37'39" WEST, 26.97 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 41°25'03" EAST, 35.78 FEET; THENCE SOUTH 48°34'57" WEST, 599.97 FEET; THENCE NORTH 41°25'03" WEST, 572.03 FEET; THENCE SOUTH 89°37'39" EAST, 804.69 FEET TO THE POINT OF BEGINNING;

A PORTION OF SECTION 30 DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 30; THENCE SOUTH 00°20'39" WEST, ALONG THE EAST LINE OF SAID SECTION 30, A DISTANCE OF 2,643.00 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 00°23'02" WEST, CONTINUING ALONG THE EAST LINE OF SAID SECTION 30, A DISTANCE OF 2,643.32 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 30; THENCE NORTH 89°35'14" WEST, ALONG THE SOUTH LINE OF SAID SECTION 30, A DISTANCE OF 1,320.53 FEET; THENCE NORTH 00°21'33" EAST A DISTANCE OF 1,321.78 FEET; THENCE NORTH 89°34'57" WEST A DISTANCE OF 1,321.09 FEET; THENCE NORTH 00°21'05" EAST A DISTANCE OF 1,321.89 FEET; THENCE NORTH 89°34'40" WEST A DISTANCE OF 2,594.41 FEET TO THE WEST QUARTER CORNER OF SAID SECTION 30; THENCE NORTH 00°28'34" EAST, ALONG THE WEST LINE OF SAID SECTION 30, A DISTANCE OF 584.12 FEET; THENCE NORTH 68°00'04" EAST A DISTANCE OF 1,556.41 FEET; THENCE NORTH 21°59'56" WEST A DISTANCE OF 522.91 FEET TO A POINT ON THE CENTERLINE OF WHITE HILLS ROAD; THENCE NORTH 68°00'04" EAST, ALONG THE CENTERLINE OF WHITE HILLS ROAD, A DISTANCE OF 792.50 FEET; THENCE SOUTH 21°59'56" EAST A DISTANCE OF 1,045.32 FEET; THENCE NORTH 68°00'04" EAST A DISTANCE OF 792.50 FEET; THENCE NORTH 21°59'56" WEST A DISTANCE OF 522.91 FEET; THENCE NORTH 68°00'04" EAST A DISTANCE OF 2,255.01 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 30; THENCE SOUTH 89°37'46" EAST, ALONG THE NORTH LINE OF SAID SECTION 30, A DISTANCE OF 244.18 FEET TO THE POINT OF BEGINNING.

TOWNSHIP 27 NORTH, RANGE 21 WEST, G. & S.R.M., MOHAVE COUNTY, AZ

A PORTION OF THE E $\frac{1}{2}$ OF SECTION 25 DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SAID SECTION 25; THENCE SOUTH 00°28'58" WEST, ALONG THE EASTERLY LINE THEREOF, 2,643.95 FEET TO THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE $\frac{1}{4}$); THENCE NORTH 89°33'42" WEST, ALONG THE SOUTHERLY LINE THEREOF, 164.23 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT; OF WHICH THE RADIUS POINT LIES SOUTH 74°14'59" WEST, A RADIAL DISTANCE OF 5,821.58 FEET, SAID POINT BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 95; THENCE NORTHERLY ALONG THE ARC, ALONG SAID EASTERLY RIGHT-OF-WAY LINE, THROUGH A CENTRAL ANGLE OF 07°34'58", A DISTANCE OF 770.46 FEET; THENCE NORTH 23°19'59" WEST, CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, 2,685.36 FEET TO THE CENTERLINE OF WHITE HILLS ROAD (O.R. 274/50-97); THENCE NORTH 68°20'45" EAST, ALONG SAID CENTERLINE, 1,632.40 FEET TO THE EASTERLY LINE OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SAID SECTION 25; THENCE SOUTH 00°28'34" WEST, ALONG SAID EASTERLY LINE, 1,151.09 FEET TO THE POINT OF BEGINNING.

EXHIBIT B

ORDER PRELIMINARY

SPORTS ENTERTAINMENT PROPERTY

LEGAL DESCRIPTION

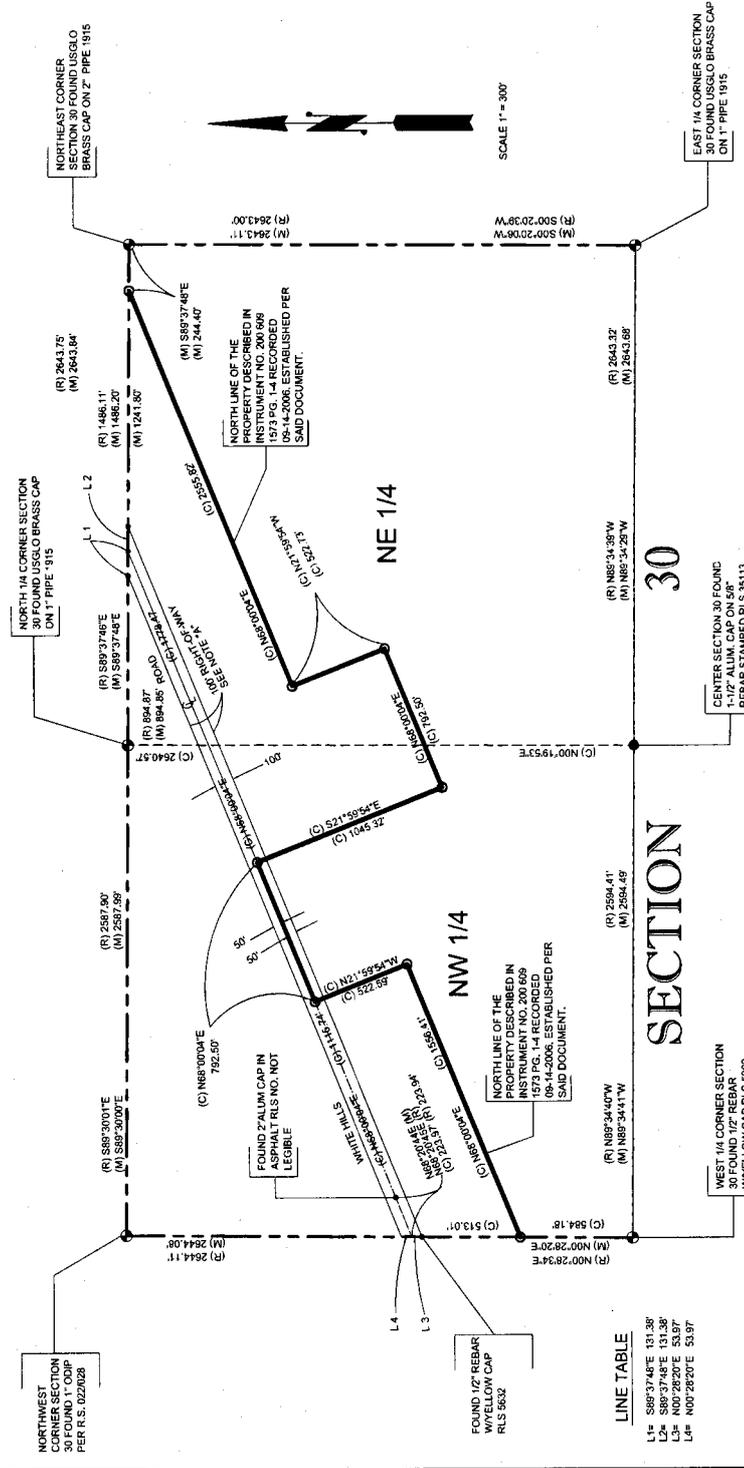
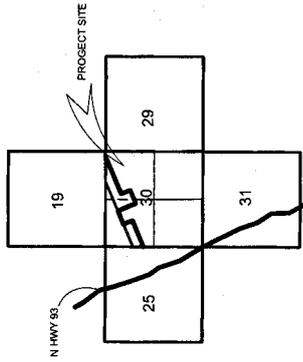
4-25-08

That portion of Section 30, Township 27 North, Range 20 West, G. & S.R. Meridian, Mohave County, Arizona described as follows:

BEGINNING at the Northwest Corner of said Section 30; THENCE South $00^{\circ}23'34''$ West, along the West Line of said Section 30, a distance of 2,059.98 feet; THENCE North $68^{\circ}00'04''$ East a distance of 1,556.41 feet; THENCE North $21^{\circ}59'56''$ West a distance of 522.91 feet to a point on the Centerline of White Hills Road; THENCE North $68^{\circ}00'04''$ East, along the Centerline of White Hills Road, a distance of 792.50 feet; THENCE South $21^{\circ}59'56''$ East a distance of 1,045.32 feet; THENCE North $68^{\circ}00'04''$ East a distance of 792.50 feet; THENCE North $21^{\circ}59'56''$ West a distance of 522.91 feet; THENCE North $68^{\circ}00'04''$ East a distance of 2,255.01 feet to a point on the North Line of said Section 30; THENCE North $89^{\circ}37'46''$ West, along the North Line of said Section 30, a distance of 2,399.57 feet; THENCE North $89^{\circ}30'01''$ West, continuing along the North Line of said Section 30, a distance of 2,587.80 to the POINT OF BEGINNING.

RECORD OF SURVEY

OF GOVERNMENT LOT 2, NORTHWEST ONE QUARTER, NORTHEAST ONE QUARTER OF SECTION 30, TOWNSHIP 27 NORTH, RANGE 20 WEST, GILA & SALT RIVER MERIDIAN, MOHAVE COUNTY, ARIZONA.
 NOVEMBER 22, 2006.



NOTES

NOTE: A 100' FOOT RIGHT-OF-WAY FOR ROADWAY PURPOSES SHOWN AS WHITE HILLS ROAD PER SURVEY ID: 19418 RECORDED AT FEE NO. 97-19666 MOHAVE COUNTY RECORDED OFFICE.

RECORDERS CERTIFICATE:

FILED AND RECORDED AT THE REQUEST OF RAYMOND W. STADLER ON THIS _____ DAY OF _____ 2008
 IN _____ COUNTY, ARIZONA.
 DEPUTY RECORDER _____ RECORDER _____
 RECEPTION NO. _____

CERTIFICATION:

I, RAYMOND W. STADLER, OF KINGMAN ARIZONA, A REGISTERED LAND SURVEYOR, HEREBY CERTIFY THAT THIS PLAN REPRESENTS THE RESULTS OF FIELD SURVEY CONDUCTED UNDER MY PERSONAL SUPERVISION AND SHOWS THE TRUE AND ACCURATE POSITION FOR THE BOUNDARIES THEREON, AND IS TO THE BEST OF MY KNOWLEDGE TRUE AND ACCURATE BASED ON MY SURVEY AND RECORDS, IF ANY ARE IN EXISTENCE OF THE LANDS SHOWN HEREON AND COMPLIES WITH THE REQUIREMENTS OF A.R.S. 35-105 AND A.R.S. 35-108

RAYMOND W. STADLER R.L.S. 17507

PREPARED BY:
 SUNLAND & ASSOCIATES
 715 E. ANDY DEVINE DR.
 KINGMAN, ARIZONA 86401
 TEL: (920) 855-0962

PREPARED FOR:
 AMERICAN LAND MANAGEMENT, LLC
 4730 S. FORT APACHE ROAD
 SUITE 300
 LAS VEGAS, NEVADA 89147

PURPOSE OF SURVEY:

THIS SURVEY WAS PERFORMED TO DETERMINE THE NORTH PROPERTY LINE DESCRIBED ON INSTRUMENT NO. 200 659 1573 RECORDED SEPTEMBER 14, 2006 SITUATED ALONG THE NORTHWEST QUARTER, NORTH EAST QUARTER OF SECTION 30, TOWNSHIP 27 NORTH, RANGE 20 WEST OF GILA & SALT RIVER MERIDIAN, MOHAVE COUNTY ARIZONA.

BASIS OF BEARINGS:

THE BEARING OF N89°00'04\"/>

LINE TABLE

- L1= S88°37'48\"/>
- L2= S88°37'48\"/>
- L3= N00°28'20\"/>
- L4= N02°28'20\"/>

LEGEND:

- FOUND MONUMENTS AS NOTED.
- FD. MONUMENTS AS NOTED.
- SET 5/8\"/>
- CENTER LINE.
- C.L.= CALCULATED POSITION.
- M= MEASURE FIELD.
- R= RECORD INFORMATION PER R.L.S. 022/028