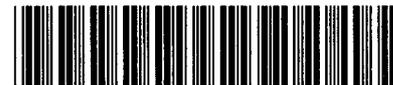


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Phoenix, Arizona 85004
Telephone: (602) 230-0030

Attorneys for WILHOIT WATER COMPANY,
INC

DOCKETED BY

BEFORE THE ARIZONA CORPORATION COMMISSION

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR RETROACTIVE APPROVAL OF A
FINANCING APPLICATION

DOCKET NO. W-02065A-07-0306

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A FINANCING
APPLICATION

DOCKET NO. W-02065A-07-0307

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A PERMANENT
RATE INCREASE

DOCKET NO. W-02065A-07-0312

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR THE APPROVAL OF A FINANCING
APPLICATION.

DOCKET NO. W-02065A-08-0138

DECISION NO. 71234

REQUEST TO MODIFY DECISION

The Company, Inc., requests that the Arizona Corporation Commission reopen the above referenced Dockets to modify Decision 71234, pursuant to ARS § 40-252.

The Company applied for and was approved for a loan in the amount of \$145,877 from the Water Infrastructure Finance Authority of Arizona (WIFA) to pay for the new storage capacity.

1 Prior to the closing of the loan, the United States Environmental Protection
2 Agency issued a memorandum declaring that all loans issued by WIFA must comply with
3 Davis-Bacon Act Wage Requirements. To comply with all of the requirements of Davis-
4 Bacon, the contractor selected by the Company was forced to revise the costs needed to
5 install the new storage capacity.

6 The additional costs to comply with Davis-Bacon requirements and newly
7 imposed Arizona Department of Environment Quality review fees amount to \$14,123.
8 The Company now requires authority to borrow \$160,000 to complete the storage project.

9 The Company has had discussions with WIFA officials who indicate that the
10 additional funds to pay for the project would be available if the additional debt authority
11 is received from the Commission.

12 The Company respectfully requests the Commission reopen the above referenced
13 Dockets to modify Decision 71234 to consider an increase the debt authorization.

14
15 DATED this 10th day of March, 2010.

16
17 MARTIN & BELL, L.L.C.

18
19 By 

20 Douglas G. Martin
21 365 East Coronado Road, Suite 200
22 Phoenix, Arizona 85004
23 Attorneys for Wilhoit Water Company, Inc.

24 ORIGINAL filed with copies
25 mailed/delivered this 10th day
26 of March, 2010 to:

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