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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL CENTER
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CASE/COMPANY NAME:

DOCKET NO. L-00000P-99.0098

DUKE ENERGY MARICOPA LLC 2001 APR 23 P 4 24 (Decision No: 62995)

AZ CORP COMMISSION
DOCUMENT CONTROL

D/B/A: _____

NATURE OF ACTION OR DESCRIPTION OF DOCUMENT Please mark the item that describes the nature of the case/filing:

01 NEW APPLICATIONS

- | | | | |
|--------------------------|--|--------------------------|---|
| <input type="checkbox"/> | NEW CC&N | <input type="checkbox"/> | MAIN EXTENSION |
| <input type="checkbox"/> | RATES | <input type="checkbox"/> | CONTRACT/AGREEMENTS |
| <input type="checkbox"/> | INTERIM RATES | <input type="checkbox"/> | COMPLAINT (Formal) |
| <input type="checkbox"/> | CANCELATION OF CC&N | <input type="checkbox"/> | RULE VARIANCE/WAIVER REQUEST |
| <input type="checkbox"/> | DELETION OF CC&N TERRITORY | <input type="checkbox"/> | SITING COMMITTEE CASE |
| <input type="checkbox"/> | EXTENSION OF CC&N (TERRITORY) | <input type="checkbox"/> | SMALL WATER COMPANY -SURCHARGE (Senate Bill 1252) |
| <input type="checkbox"/> | TARIFF - NEW (NEXT OPEN MEETING) | <input type="checkbox"/> | NOTICE OF OPPORTUNITY |
| <input type="checkbox"/> | REQUEST FOR ARBITRATION
(Telecommunication Act) | <input type="checkbox"/> | SALE OF ASSETS & TRANSFER OF OWNERSHIP |
| <input type="checkbox"/> | FULLY OR PARTIALLY | <input type="checkbox"/> | SALE OF ASSETS & CANCELLATION OF CC&N |
| <input type="checkbox"/> | ARBITRATED INTERCONNECTION | <input type="checkbox"/> | FUEL ADJUSTER/PGA |
| <input type="checkbox"/> | AGREEMENT (Telecom. Act) | <input type="checkbox"/> | MERGER |
| <input type="checkbox"/> | VOLUNTARY INTERCONNECTION | <input type="checkbox"/> | FINANCING |
| <input type="checkbox"/> | AGREEMENT (Telecom. Act) | <input type="checkbox"/> | MISCELLANEOUS |

Arizona Corporation Commission
DOCKETED

APR 23 2001

DOCKETED BY sd

X 02 REVISIONS/AMENDMENTS TO PENDING OR APPROVED MATTERS

APPLICATION
COMPANY _____
DOCKET NO. _____

TARIFF
PROMOTIONAL
DECISION NO. _____
DOCKET NO. _____
X COMPLIANCE
DECISION NO. 62995
DOCKET NO. _____

MISCELLANEOUS FILINGS

- | | | | |
|--------------------------|---------------------------------|--------------------------|---|
| <input type="checkbox"/> | 04 AFFIDAVIT | <input type="checkbox"/> | 29 STIPULATION |
| <input type="checkbox"/> | 12 EXCEPTION | <input type="checkbox"/> | 38 NOTICE OF INTENT
(Only notification of future action/no action necessary) |
| <input type="checkbox"/> | 18 REQUEST FOR INTERVENTION | <input type="checkbox"/> | 43 PETITION |
| <input type="checkbox"/> | 48 REQUEST FOR HEARING | <input type="checkbox"/> | 46 NOTICE OF LIMITED APPEARANCE |
| <input type="checkbox"/> | 24 OPPOSITION | <input type="checkbox"/> | OTHER |
| <input type="checkbox"/> | 50 COMPLIANCE ITEM FOR APPROVAL | <input type="checkbox"/> | Specify _____ |

Dated: 4/23/01

Thomas H. Campbell/Lewis and Roca LLP
Print Name of Applicant/Company/contact person
Attorneys for Duke Energy Maricopa LLC

PLEASE SEE NOTICE ON REVERSE SIDE

RECEIVED ORIGINAL

2001 APR 23 P 4: 24

AZ CORP COMMISSION
DOCUMENT CONTROL
BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
Chairman

JIM IRVIN
Commissioner

MARC SPITZER
Commissioner

Arizona Corporation Commission
DOCKETED

APR 23 2001

DOCKETED BY	
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IN THE MATTER OF THE APPLICATION
OF DUKE ENERGY MARICOPA, LLC IN
CONFORMANCE WITH THE
REQUIREMENTS OF ARIZONA REVISED
STATUTES 40-360.01, et seq., FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AUTHORIZING
CONSTRUCTION OF NATURAL GAS
FIRED, COMBINED CYCLE
GENERATING FACILITIES AND
ASSOCIATED TRANSMISSION LINE
NEAR ARLINGTON IN MARICOPA
COUNTY, ARIZONA.

CASE NO. 98

DOCKET NO. L-00000P-99-0098

Decision No: 62995

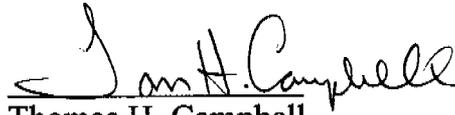
NOTICE OF FILING LETTER

Duke Energy Maricopa, LLC is filing the enclosed April 12, 2001 letter from Mr. Rufus Kellam to Ms. Kelly Barr at the request of Arizona Power Plant and Transmission Line Siting Committee (the "Committee"). The attached letter is an exhibit in Salt River Project's Application for a Certificate of Environmental Compatibility for the Hassayampa Switchyard project (Docket No: L-00000B-01-0110).

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RESPECTFULLY SUBMITTED this 23rd day of April, 2001.

LEWIS AND ROCA LLP



Thomas H. Campbell
Michael L. Denby
40 N. Central Avenue
Phoenix, Arizona 85004

Attorneys for Duke Energy Maricopa LLC

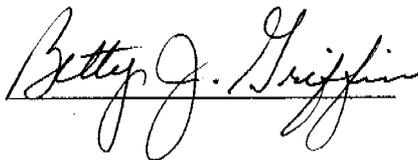
ORIGINAL and twenty-five (25) copies
of the foregoing filed this 23rd day
of April, 2001, with:

Utilities Division – Docket Control
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

COPY of the foregoing hand-
delivered this 23rd day of April,
2001, to:

Laurie Woodall, Chair
Arizona Power Plant and Transmission Line Siting Committee
Office of the Attorney General
1275 W. Washington Street
Phoenix, Arizona 85007

Teena Wolfe, Legal Division
Arizona Corporaton Commission
1200 W. Washington Street
Phoenix, Arizona 85007





Duke Energy Maricopa, LLC
P.O. Box 26
Arlington, Arizona 85322
623/327-1314 OFFICE
623/327-1315 FAX

April 12, 2001

Ms. Kelly J. Barr
Manager of Regulatory Affairs
And Contracts
SALT RIVER PROJECT
P.O. Box 52025
Mail Station PAB 221
Phoenix, Arizona 85072

Re: Hassayampa Switchyard

Dear Ms. Barr:

Duke Energy owns property that is located on the south side of Elliot Road abutting the eastern boundary of the proposed Hassayampa Switchyard (the "Abutting Property"). The purpose of this letter is to confirm that Duke Energy has no intention of developing our Abutting Property with any residential use inasmuch as residential uses may be incompatible with the Hassayampa Switchyard. In fact, Duke Energy is willing to record Covenants, Conditions, and Restrictions ("CC&R's") against our Abutting Property whereby such CC&R's would expressly preclude residential uses on our Abutting Property. We will prepare the CC&R's so that they are enforceable by the owner of the Hassayampa Switchyard and recorded with the Maricopa County Recorder.

Please give me a call if you have questions or need additional information.

Sincerely,

A handwritten signature in cursive script that reads 'Rufus D. Kellam'.

Rufus Kellam