



**BISKIND, HUNT & TAYLOR, P.L.L.C.**

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KARRIN KUNASEK TAYLOR, P.C.  
DIRECT: 602/955-3452  
E-MAIL: KARRINT@BISKINDLAW.COM

November 19, 2004

**VIA HAND DELIVERY**

Ernest G. Johnson  
Director of Utilities  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007

Arizona Corporation Commission  
**DOCKETED**

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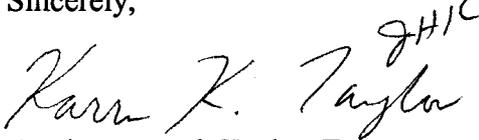
**Re: Arizona Power Plant and Transmission Line Siting Committee (Docket No. L-00000B-04-0126); Motion for Leave to Intervene**

Dear Mr. Johnson:

Attached hereto is a copy of a Motion for Leave to Intervene (the "Motion") to the Arizona Power Plat and Transmission Line Siting Committee relative to its review of a request by Salt River Project Agricultural Improvement and Power District for a Certificate of Environmental Compatibility filed with the Arizona Corporation Commission (the "ACC") as Docket No. L-00000B-04-0126.

We are also filing thirty (30) copies of the Motion with the Docket Control of the ACC.

Sincerely,

  
Karrin Kunasek Taylor, Esq.

enclosure

cc: ACC Docket Control (30 copies)

cc (via U.S. Mail):

Ernest G. Johnson, Director of Utilities, Arizona Corporation Commission  
Laurie Woodall, Esq., Office of the Attorney General  
Kelly J. Barr, Esq., Salt River Project  
Laura Raffaelli, Esq., Salt River Project, Legal Services Department  
Kenneth C. Sundolf, Jr., Esq., Jennings, Strouss and Salmon  
Lisa A. Vandenberg, Esq., Arizona Corporation Commission  
Roger K. Ferland, Esq., Quarles and Brady Streich Lang

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Michelle De Blasi, Esq., Quarles and Brady Streich Lang  
Leonard M. Bell, Esq., Bell Law Office, PC  
Scott McCoy, Esq., City of Case Grande  
Walter W. Meek, Arizona Utility Investors Association  
C. David Martinez, Esq., Pinnacle West Capital Corporation  
Raymond S. Heyman, Esq., Roshka, Heyman & DeWulf  
Lawrence Robertson, Esq.  
George J. Chasse  
James E. Mannato, Town of Florence  
James J. Heiler  
Court S. Rich, Esq., Jordan Bischoff McGuire Rose and Hiser, P.L.C.  
Mark McWhirter, Department of Commerce  
Ray. T Williamson, Arizona Corporation Commission  
Alicia M. Corbett, Esq., Gammage and Burnham, P.L.C.  
John R. Dacey, Esq., Gammage & Burnham, P.L.C.  
David Daley  
Mike Hastings, San Tan Tillage  
Joanne Muscarello, Coolidge Investment Properties, LLC

1 Biskind, Hunt & Taylor, P.L.C.  
11201 North Tatum Boulevard  
2 Suite 330  
Phoenix, AZ 85028  
3 TELEPHONE 602-955-4433

4 Attorneys for Proposed Intervenors  
Karrin Kunasek Taylor, Esq., State Bar No. 016044  
5 William E. Lally, Esq., State Bar No. 022917

6 BEFORE THE ARIZONA

7 POWER PLANT AND TRANSMISSION LINE SITING COMMITTEE

8 IN THE MATTER OF THE APPLICATION )  
OF SALT RIVER PROJECT )  
9 AGRICULTURAL IMPROVEMENT AND )  
POWER DISTRICT ON BEHALF OF )  
10 ITSELF AND ARIZONA PUBLIC SERVICE )  
COMPANY, SANTA CRUZ WATER AND )  
11 POWER DISTRICTS ASSOCIATION, )  
SOUTHWEST TRANSMISSION )  
12 COOPERATIVE, INC. AND TUCSON )  
ELECTRIC POWER IN CONFORMANCE )  
13 WITH THE REQUIREMENTS OF )  
ARIZONA REVISED STATUTES SECTION )  
14 40-360, et. seq., FOR A CERTIFICATE OF )  
ENVIRONMENTAL COMPATIBILITY )  
15 AUTHORIZING THE CONSTRUCTION OF )  
THE PINAL WEST TO SOUTHEAST )  
16 VALLEY/BROWNING PROJECT, )  
INCLUDING THE CONSTRUCTION OF )  
17 TRANSMISSION LINES FROM PINAL )  
WEST TO THE BROWNING SUBSTATION )  
18 AND OTHER INTERCONNECTION )  
COMPONENTS IN PINAL AND )  
19 MARICOPA COUNTIES, ARIZONA. )  
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26 )

Docket No.: L-00000B-04-0126

Case No. 126

MOTION FOR LEAVE TO INTERVENE BY  
MIKE HASTINGS, individually, SAN TAN  
TILLAGE COMPANY, an Arizona  
corporation; DAVID M. AND REBECCA  
DALEY, Husband and Wife; and COOLIDGE  
INVESTMENT PROPERTIES, LLC, an  
Arizona limited liability company

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2  
3 Pursuant to A.R.S. § 40-360.05.A and Arizona Administrative Code R14-3-204, et seq.,  
4 Mike Hastings, individually, and San Tan Tillage Company, an Arizona corporation (collectively  
5 “Hastings”); David M. and Rebecca Daley, husband and wife (“Daley”); and Coolidge  
6 Investment Properties, LLC, an Arizona limited liability company (“CIP”) hereby apply to the  
7 Arizona Power Plant and Transmission Line Siting Committee (the “Committee”) for an order  
8 granting Hastings, Daley and CIP leave to intervene in the above-captioned proceeding. The  
9 Committee should grant Hastings, Daley and CIP leave to intervene because Hastings, Daley and  
10 CIP will be directly and substantially affected by the Preferred Alignment (the “Preferred  
11 Alignment”) proposed by Salt River Project Agricultural Improvement and Power District  
12 (“SRP”) in its Application for a Certificate of Environmental Compatibility (“CEC”) in the  
13 above-captioned matter.

14 Hastings is the President and Chief Executive Officer of San Tan Tillage Company, an  
15 Arizona corporation that owns approximately three hundred and twenty (320) acres of property  
16 located within Pinal County (the “County”). The property is bounded by Kleck Road to the  
17 north, Storey Road on the south and Curry Road on the west (the “Hastings Property”). Hastings  
18 has owned the property since 1985 and utilizes the property for agricultural purposes.

19 Daley is the owner of approximately one hundred and sixty (160) acres of property  
20 currently located within the County. The property is located at the southwest corner of  
21 McCartney Road and Tweedy Road approximately one-half mile east of Curry Road (the “Daley  
22 Property”). The Daley Property has been owned by the Daleys since 1982 and has historically  
23 been used for agricultural purposes.

24 CIP is the owner of approximately four hundred and thirty (430) acres of property located  
25 east and west of Curry Road and north of Val Vista Road (the “CIP Property”) in the County.  
26

1 The Preferred Alignment proposed by SRP and identified in the CEC application is  
2 located adjacent to the Hasting Property along Curry Road between Kleck Road and Storey Road  
3 and is adjacent to the Daley Property along the western edge of the Daley Property between  
4 McCartney Road to a point one-half mile south of McCartney Road. The Preferred Alignment is  
5 also adjacent to the entire eastern edge of the CIP Property in the area north of Val Vista Road.  
6 Given the location of the Preferred Alignment in proximity to the Hastings, Daley and CIP  
7 Properties, the proposed lines will have a direct and substantial impact on the existing and future  
8 development of these properties. Moreover, the Preferred Alignment creates new transmission  
9 line corridors in the immediate area where none currently exist which will have a significant  
10 detrimental impact on the scenic quality of the surrounding area. Finally, during the public  
11 review process conducted by SRP, the Eleven Mile Corner Road Segment Option was designated  
12 as the preferred alignment with the modification to change the Preferred Alignment to Curry  
13 Road occurring after the public process. Thus, property owners in the area were not accorded the  
14 sufficient opportunity to provide input on the newly designated Preferred Alignment.

15 Hastings, Daley and CIP support the Eleven Mile Corner Road Segment Option as  
16 identified in the application for CEC and which is located in the southeastern portion of the  
17 project study area as it poses a significantly smaller impact on the Hastings Property, Daley  
18 Property and CIP Property, will not have the negative visual impacts on the area, and is the most  
19 cost efficient route for SRP and its ratepayers.

20 Hastings, Daley and CIP's intervention in the above referenced matter will not broaden  
21 the issues or cause any undue delay in these proceedings.

22 For the reasons outlined above, Hastings, Daley and CIP respectfully request that the  
23 Committee grant its Motion for Leave to Intervene in this matter and request that it be accorded  
24 all rights as Intervenor in accordance with A.A.C. R14-3-204 et seq. Hastings, Daley and CIP  
25  
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1 Kelly J. Barr, Esq.  
Salt River Project Law Department  
2 P.O. Box 52025 PAB 221  
Phoenix, AZ 85072 -0221  
3

4 Laura Raffaelli, Esq.  
Salt River Project  
5 Legal Services Department  
Mail Station PAB 207  
6 P.O. Box 52025  
Phoenix, AZ 85072-2025  
7 Attorney for Salt River Project

8 Kenneth C. Sundlof, Jr., Esq.  
Jennings, Strouss and Salmon, P.L.C.  
9 201 East Washington Street, 11<sup>th</sup> Floor  
Phoenix, AZ 85004  
10 Attorney for Salt River Project

11 Lisa A. Vandenberg, Esq.  
12 Legal Division  
Arizona Corporation Commission  
13 1200 West Washington Street  
Phoenix, AZ 85007  
14 Attorney for Staff of Utilities Division of the ACC

15 Roger Ferland, Esq.  
Michelle De Blasi, Esq.  
16 Quarles and Brady Streich Lang, LLP  
One Renaissance Square  
17 Two North Central Avenue  
Phoenix, AZ 85004-2391  
18 Attorney for Proposed Intervenor Del Mar Development and Robert and Rob Knorr of Knorr  
19 Farms

20 Leonard M. Bell, Esq.  
Bell Law Office, PC  
21 365 East Coronado, Suite 200  
Phoenix, AZ 85004  
22 Attorney for Proposed Intervenor Casa Grande Mountain Limited Partnership

23 Scott McCoy, Esq.  
24 City of Casa Grande  
510 E. Florence Blvd.  
25 Casa Grande, AZ 85222  
Attorney for Proposed Intervenor City of Casa Grande  
26

1 Walter W. Meek  
2 Arizona Utility Investors Association  
3 2100 North Central Avenue, Suite 210  
4 Phoenix, AZ 85004  
5 Representative for Proposed Intervenor Arizona Utility Investors Association  
6  
7 C. David Martinez, Esq.  
8 Pinnacle West Capital Corporation  
9 P.O. Box 53999, Mail Station 8695  
10 Phoenix, AZ 85072  
11  
12 Raymond S. Heyman, Esq.  
13 Roshka, Heyman & DeWulf  
14 400 E. Van Buren, Suite 800  
15 Phoenix, AZ 85004  
16  
17 Lawrence V. Robertson, Jr., Esq.  
18 Munger Chadwick, P.L.C.  
19 333 N. Wilmont, Suite 300  
20 Tucson, AZ 85711-000  
21  
22 George J. Chasse  
23 5740 E. Via Los Ranchos  
24 Paradise Valley, AZ 85253  
25  
26 James E. Mannato  
27 Florence Town Attorney  
28 775 N. Main St.  
29 P.O. Box 2670  
30 Florence, AZ 85232  
31  
32 James J. Heiler  
33 5800 Kiva Lane  
34 Scottsdale, AZ 85253  
35  
36 Court S. Rich  
37 Jorden Bischoff McGuire Rose & Hiser  
38 7272 E. Indian School Road, Suite 205  
39 Scottsdale, AZ 85251  
40  
41 Mr. Mark McWhirter  
42 Dept. of Commerce  
43 2<sup>nd</sup> Floor North, Suite 220  
44 1700 W. Washington Street  
45 Phoenix, AZ 85007  
46

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Ray T. Williamson, C.E.M.  
Arizona Corporation Commission  
1200 W. Washington Street  
Phoenix, AZ 85007

*Audrey Holt*