

INTERVENTION
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Attorneys for Vanguard Properties, Inc.,
Road Runner Resorts, LLC, CMR Casa Grande, LLC,
and Florence Copper, Inc.

Arizona Corporation Commission
DOCKETED

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**BEFORE THE ARIZONA POWER PLANT AND
TRANSMISSION LINE SITING COMMITTEE**

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

Docket No. L00000B-04-0126

Case No.126

**NOTICE OF INTENT TO
INTERVENE AND BECOME A
PARTY AND APPLICATION FOR
PERMISSION TO DO SO ON
ACCELERATED BASIS**

Vanguard Properties, Inc., Road Runner Resorts, LLC, CMR Casa Grande, LLC and

BRYAN CAVE LLP
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1 Florence Copper, Inc. (collectively, "Vanguard") by and through its counsel Steven A.
2 Hirsch and Rodney W. Ott of Bryan Cave LLP, hereby gives notice of its desire and intent
3 to intervene as a party and/or make a limited appearance in this proceeding pursuant to
4 A.R.S. § 40-360.05 and Arizona Administrative Code R14-3-204. Vanguard is the owner
5 and developer of Merrill Ranch, containing approximately 6,000 acres in the area of
6 Florence, Arizona that are zoned for approximately 25,000 residential units and significant
7 commercial development in "Area C" of the pending application. The Applicant's preferred
8 alignment, which Vanguard supports, would skirt but not physically take property of Merrill
9 Ranch as presently configured. However, the "Eastern Alternative Alignment" route cuts
10 almost exactly through the middle of Merrill Ranch and has significant environmental
11 compatibility impacts that the Committee should review.

12 Recent events have raised concerns that the Eastern Alternative Alignment may be
13 considered by the Committee without the benefit of an explanation of the impact of that
14 alignment on Vanguard's Merrill Ranch development and Florence in general. Although
15 Vanguard is aware that the application has been pending for some time, it seeks accelerated
16 leave to be permitted to intervene and would submit as its sole witness Mr. Harrison Merrill,
17 principal of Merrill Ranch, who will present a concise explanation of the history of the
18 development of the Ranch, its current zoning, planned uses and densities, and the impact of
19 the Eastern Alternative Alignment on this and surrounding projects and on Florence. At this
20 time, Vanguard anticipates submitting only a limited number of exhibits illustrating those
21 development plans for the Committee's benefit. Mr. Merrill would be available to testify
22 during the upcoming presentation of Intervenor's cases in the Area C portion of the hearing,
23 if given leave to do so. Vanguard submits that accelerated granting of intervenor status as
24 requested would be in the public interest, would not prejudice any other Intervenor, Staff or

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1 Applicant, and would serve to aid the Committee in considering the appropriate alignment
2 of the transmission line in this portion of Area C.

3 DATED this 7th day of March, 2005.

4 BRYAN CAVE LLP

5
6 By 

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12 ORIGINAL and 25 copies filed
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- 26 Walker Butte 300, L.L.C., Walker Butte Granite,L.L.C.
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- 28 Skousen & Highway 87, L.L.C.;
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12 Operated by FG Partners, LLP ("Francisco Grande");
13 The Maha Ganapati Temple of Arizona (the "Temple");
14 Sun Valley Farms Unit 5 Homeowners' Association,
15 Inc. ("Sun Valley HOA"); Karolyn Clough, and individual,
16 Wanda Wood, an individual, Jean Stout, and individual,
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18 And Jackie Guthrie, and individual ("Impacted Neighbors")

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