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Attorneys for the Town of Carefree

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AZ CORP COMMISSION
DOCUMENT CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE
APPLICATION OF BLACK
MOUNTAIN SEWER COMPANY, AN
ARIZONA CORPORATION, FOR A
DETERMINATION OF THE FAIR
VALUE OF ITS UTILITY PLANT
AND PROPERTY AND FOR
INCREASES IN ITS RATES AND
CHARGES FOR UTILITY SERVICES
BASED THEREON.

No. SW-02361A-05-0657

**APPLICATION TO INTERVENE OF
THE TOWN OF CAREFREE**

I.

The Town of Carefree ("Town") hereby applies to the Arizona Corporation Commission (the "Commission") for an order granting it leave to intervene in the above-captioned proceeding.

II.

The Town is a customer of Black Mountain Sewer Company and will be directly and substantially affected by a decision or order of the Commission in this matter and, therefore, it is necessary and proper that the Town intervene in this proceeding.

III.

The Town also has a direct and substantial interest in ensuring that its residents are provided quality utility services for a competitive price and, therefore, it is necessary and proper that the Town intervene in this proceeding.

IV.

In order to protect its interests as well as those of the residents of the Town, the

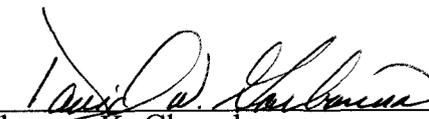
1 Town must thoroughly examine the materials presented by the Company, and must
2 cross-examine the witnesses appearing on behalf of the Company and any other parties.
3 Additionally, the Town may present testimony and exhibits of its own in any hearings
4 conducted by the Commission in this matter.

5 V.

6 The name, mailing addresses and telephone number of the person upon whom
7 service of all documents is to made is: Thomas K. Chenal, Mohr, Hackett, Pederson,
8 Blakley & Randolph, P.C., 7047 East Greenway Parkway, Suite 155, Scottsdale, AZ
9 85254.

10 RESPECTFULLY submitted this 16 day of February, 2006.

11 MOHR, HACKETT, PEDERSON, BLAKLEY
12 & RANDOLPH, P.C.

13
14 By 

15 Thomas K. Chenal
16 David. W. Garbarino
17 Suite 155
7047 East Greenway Parkway
Scottsdale, Arizona 85254
Attorneys for the Town of Carefree

18 ORIGINAL and 13 COPIES
19 of the foregoing filed this 16th
day of February, 2006 with:

20 Arizona Corporation Commission
21 Docket Control
22 1200 Washington Street
Phoenix, AZ 85007

23 COPY of the foregoing mailed this
16th day of February, 2006 to:

24 The Honorable Teena Wolfe
25 Administrative Law Judge
26 Hearing Division
27 Arizona Corporation Commission
1200 Washington Street
Phoenix, AZ 85007

28 ///
///

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Legal Division
2 Arizona Corporation Commission
1200 Washington Street
3 Phoenix, AZ 85007

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Utilities Division
5 Arizona Corporation Commission
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