

ORIGINAL INTERVENTION



BEFORE THE CORPORATION COMMISSION

Commissioners
GARY PIERCE – Chairman
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Arizona Corporation Commission
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JUN 07 2012

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IN THE MATTER OF THE
APPLICATION FOR APPROVAL
OF A RATE INCREASE
BY MONTEZUMA RIMROCK
WATER COMPANY, LLC

W-04254A-12-0207

Motion to Intervene

I live in Montezuma Rimrock's service area and have a direct and substantial interest in this application for approval of a rate increase. My property is within 200 feet of the Company's Well #4. At some point in the future, I may become a customer of the Company if my private well is rendered useless by the Company's proposed operation of Well #4. I built my house and drilled a private well in 1997, several years before the Company established water service in my section of the Montezuma Estates.

I have been granted Intervener status in two other cases involving Montezuma Rimrock: W-04254A-08-0361/0362 and W-04254A-11-0296. I have also filed a Formal Complaint against Montezuma Rimrock in W-04254A-11-0323. In addition, I have a civil law suit in Yavapai County Superior Court against Montezuma Rimrock and Yavapai County concerning the Yavapai County Water Code and its application to the Company's Well No. 4 (No. P1300CV201000585).

Intervener requests that Montezuma Rimrock Dockets W-04254A-12-0204, W-04254A-12-0205, W-04254A-12-0206 and W-04254A-12-0207 be consolidated as one case and that a formal evidentiary hearing be held. Such a hearing is necessary because the financing requests brought forth in W-04254A-12-0204, W-04254A-12-0205 and W-04254A-12-0206 all stem from actions the Company took to assume Long Term Debt without Commission approvals in W-04254A-08-0361/0362. The financing applications, in turn, will have a direct impact on the Company's Application for a Rate Increase in W-04254A-12-0207.

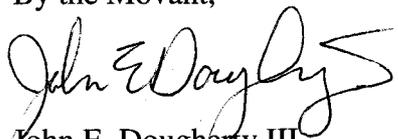
An evidentiary hearing is also necessary because the Company intends to operate Well No. 4 to provide necessary water flow and pressure for the Arsenic Treatment Facility. The National Park Service and a Commissioner have both requested that an evidentiary hearing be held in W-04254A-08-0361/0362. The same issues that applied in that docket

remain in the Company's latest series of financing applications and application for a rate increase.

It is also notable that Montezuma Rimrock's Rate Increase application W-04254A-12-0207 does not address the "Water Services Agreement" between Ms. Patricia Olsen and Montezuma Rimrock to cover the costs of the Arsenic Treatment Facility, which Ms. Olsen has installed and is operating *without* a Yavapai County Use Permit for Well No. 4.

Nor has Montezuma Rimrock filed a new "Water Services Agreement" in W-04254A-08-0361/0362, as promised by Company Counsel during the last procedural conference. A major part of the financing for the ATF, therefore, remains missing from all the active dockets.

By the Movant,



John E. Dougherty III

PO Box 501
Rimrock, AZ 86335

I certify that a copy of this Motion to Intervene has been mailed on June 6, 2012 to the Applicant:

Ms. Patricia Olsen
Montezuma Rimrock Water Company
P.O. Box 10
Rimrock, AZ 86335