

ORIGINAL



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John Dougherty
PO Box 501
Rimrock, AZ 86335
Intervener

AZ 0000
DOCKET 0000

2013 JAN 15 09:10:40

BEFORE THE ARIZONA CORPORATION COMMISSION

Commissioners

BOB STUMP – Chairman
GARY PIERCE
SUSAN BITTER SMITH
BRENDA BURNS
BOB BURNS

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

W-04254A-12-0204
W-04254A-12-0205
W-04254A-12-0206
W-04254A-12-0207

**NOTICE OF FILING THIRD DATA
REQUEST WITH MONTEZUMA**

By the Intervener:

Intervener hereby submits a copy of his Third Data Request sent by Certified Mail/Return Receipt Requested on January 15, 2013 to Ms. Patricia Olsen, Montezuma Rimrock Water Company, PO Box 10, Rimrock, AZ 86335.

Submitted on January 15, 2013 by

John E. Dougherty III
Intervener

Arizona Corporation Commission
DOCKETED

JAN 15 2013

DOCKETED BY

I certify that a copy of this Notice has been mailed on January 15, 2013 to:

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

Daniel Pozefsky
RUCO
1110 W. Washington St.
Suite 220
Phoenix, AZ 85007

Janice Alward
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

Steve Olea
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

Lyn Farmer
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

January 15, 2013

Ms. Patricia Olsen
MRWC
PO Box 10
Rimrock, AZ 86335

Certified Mail and Via email: Pasty@montezumawater.com

Re: Intervener John E. Dougherty's Third Set of Data Requests to Montezuma Rimrock Water Company, ACC Docket No. W-4254A-12-0204, 0205, 0206 and 0207

Attached is John E. Dougherty's Third Set of Data Requests to the Montezuma Rimrock Water Company. Mr. Dougherty should expect to receive the Company's response on or before January 25, 2013.

These requests are continuing in nature. Accordingly, the Company is requested to supplement prior responses if it receives or generates additional information, reports, or other data within the scope of these data requests between the time of the original response and any hearing that may be scheduled in connection with these dockets.

Please provide one copy of the requested data directly to:

Mr. John E. Dougherty
PO Box 501
Rimrock, Arizona, 86335

Or, please set up a time to review records in your office at the soonest possible date. If you have any questions, please do not hesitate to contact me. Thank you for your time and cooperation.

Very truly yours,



John E. Dougherty

Cc: Arizona Corporation Commission Docket Control
W-4254A-12-0204
W-4254A-12-0205
W-4254A-12-0206
W-4254A-12-0207

**MONTEZUMA RIMROCK WATER COMPANY
DOCKET NO. W-4254A-12-0204, 0205, 0206 and 0207**

**INTERVENER JOHN E. DOUGHERTY'S
THIRD SET OF DATA REQUESTS**

9. The complete, unredacted copy of the lease agreement identified in a May 9, 2012 Uniform Commercial Code filing at the Arizona Secretary of State (attached) identified as Lease No. 001-0796680-001, dated April 3, 2012.
10. The complete (all five pages), unredacted copy of a lease agreement identified as No. 796680.001 between the Company and Financial Pacific Leasing, LLC dated May 2, 2012 that was docketed by the Company on Oct. 25, 2012.
11. All communications, written and electronic, between the Company and Financial Pacific Leasing and Wells Fargo Capital Finance, LLC from January 1, 2012 through January 15, 2013 concerning a lease for Arsenic Treatment Equipment.
12. The complete, unredacted copy of the lease agreement, including the lease number, between the Company and Nile River Leasing, LLC for an Arsenic Building Plant Building dated March 22, 2012 that was docketed by the Company on Oct. 25, 2012.
13. The complete, unredacted copy of the "Delivery and Acceptance Certificate" between Montezuma Rimrock Water Company, LLC as lessee and Nile River Leasing, LLC as Lessor for the Arsenic Building Plant dated May 10, 2012 that was docketed by the Company on Oct. 25, 2012.
14. The complete, unredacted monthly bank statements showing withdrawals from the bank card ending in xxxxxxxxxxxx1762 for all payments made to Financial Pacific Leasing, LLC for contract No. 001-0796680-001 in 2012 and 2013.
15. All communications, written and electronic, between the Company and Nile River Leasing and Odyssey Equipment Financing Company from Nov. 1, 2011 through January 15, 2013.
16. All communications, written and electronic, between the Company and Kevlor Design Group, LLC of Atlanta, GA, related to Proposal KDG012712 and a Purchase Contract for an Arsenic Treatment System from September 1, 2011 through January 15, 2013.

Two Pages

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SECRETARY OF STATE

2012 MAY -9 AM 11:33

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)
 Phone:(800) 331-3282 Fax: (818) 662-4141

B. SEND ACKNOWLEDGEMENT TO: (Name and Address) 11250 FINANCIAL PACI

CT Lien Solutions 32694128
 P.O. Box 29071
 Glendale, CA 91209-9071 AZAZ

FILED 10:15AM 000002 #3320
 MISS LETICIA
 F-000250
 UCC 1/9/12P COLL \$9.00
 CHECK \$9.00

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME
 MONTEZUMA RIMROCK WATER COMPANY LLC

OR

1b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

1c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
 4599 E GOLDMINE RD RIMROCK AZ 86335 USA

1d. SEE INSTRUCTIONS ADD'L INFO RE ORGANIZATION DEBTOR 1e. TYPE OF ORGANIZATION 1f. JURISDICTION OF ORGANIZATION 1g. ORGANIZATIONAL ID #, if any
 LLC AZ L10787594 NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME

OR

2b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

2c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

2d. SEE INSTRUCTIONS ADD'L INFO RE ORGANIZATION DEBTOR 2e. TYPE OF ORGANIZATION 2f. JURISDICTION OF ORGANIZATION 2g. ORGANIZATIONAL ID #, if any
 NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME
 Wells Fargo Capital Finance, LLC

OR

3b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

3c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
 P.O. BOX 4568 FEDERAL WAY WA 98001 USA

4. This FINANCING STATEMENT covers the following collateral:

All equipment and other personal property, now or hereafter the subject of that certain Lease Agreement, relating to Lease 001-0796680-001, dated 04/03/2012, between the Secured Party as Lessor and Debtor as Lessee, together with all attachments, additions, accessories, substitutions and replacements thereto, and any and all insurance and other proceeds of the foregoing.

5. ALTERNATIVE DESIGNATION (if applicable) LESSEE/LESSOR CONSIGNEE/CONSIGNOR BAILEE/BAILOR SELLER/BUYER AG. LIEN NON-UCC FILING

6. This FINANCING STATEMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. Attach Addendum (if applicable) 7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) (optional) All Debtors Debtor 1 Debtor 2 (ADDITIONAL FEE)

8. OPTIONAL FILER REFERENCE DATA
 32694128 MONTEZUMA RIMROCK WATER COMPANY LLJ6680-001

FILING OFFICE COPY - NATIONAL UCC FINANCING STATEMENT (FORM UCC1) (REV. 05/22/02)

Prepared by CT Lien Solutions, P.O. Box 29071, Glendale, CA 91209-9071 Tel (800) 331-3282

FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME		
2b. 9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

10. MISCELLANEOUS

32694128-AZ-0

11250 FINANCIAL PACI

File with: Arizona 001-0796680-001 MONTEZUMA RIMROCK WATER COMPANY LL

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME						
OR	11b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
11c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
11d. SEE INSTRUCTION	ADDL INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION		11g. ORGANIZATIONAL ID #, if any	<input type="checkbox"/> NONE

12. ADDITIONAL SECURED PARTY'S or ASSIGNOR S/P's NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME Financial Pacific Leasing, LLC						
OR	12b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
12c. MAILING ADDRESS P.O. BOX 4568			CITY FEDERAL WAY	STATE WA	POSTAL CODE 98063-4568	COUNTRY

13. This FINANCING STATEMENT covers timber to be cut or as-extracted collateral or is filed as a fixture filing.

14. Description of real estate:

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

16. Additional collateral description:

17. Check only if applicable and check only one box.
Debtor is a Trust or Trustee acting with respect to property held in trust or Decedent's Estate

18. Check only if applicable and check only one box.
 Debtor is a TRANSMITTING UTILITY
 Filed in connection with a Manufactured-Home Transaction
 Filed in connection with a Public-Finance Transaction

FILING OFFICE COPY - NATIONAL UCC FINANCING STATEMENT ADDENDUM (FORM UCC1Ad) (REV. 05/21/09)

Prepared by CT Lien Solutions, P.O. Box 20071
Glendale, CA 91209-9071 Tel (800) 331-3282

