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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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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 COOPER-
ATIVE, 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 CONSTRUC-
TION OF TRANSMISSION LINES FROM
PINAL WEST TO THE BROWNING SUB-
STATION AND OTHER INTERCONNEC-
TION COMPONENTS IN PINAL AND
MARICOPA COUNTIES, ARIZONA.

Docket No. L00000B-04-0126

Case No. 126

APPLICANT'S BRIEF ON THE APPLICATION
FOR REHEARING BY PULTE HOMES

This brief is filed per the direction of the Commission at its September 28, 2005

Open Meeting.

1 permit it to evaluate the proposed corridor widening or to consider particular
2 alignments. The initial reaction of the State Land Department is that it would be
3 concerned about and would need to evaluate an alignment that cut diagonally
4 through its parcel.

5 **Position of SRP**

6 Generally SRP prefers wider corridors, as this provides maximum flexibility, and
7 for this reason SRP is generally supportive of the proposal. SRP has two concerns. The
8 first is that no final alignment interferes with its planned crossing of the Gila River. The
9 second is that SRP wants to encourage the three affected landowners to agree on an
10 alignment that is acceptable to each of them, and to SRP and to the Town of Florence.

11 SRP therefore suggests that the request for a wider corridor be granted, subject to
12 this condition

13
14 31. For the segment of the approved corridor lying between Node 81/UPRR on
15 the north and a point approximately 10,800 feet south along the north bank of the
16 Gila River, the approved corridor shall be 1000 feet on the center line unless by
17 November 1, 2006 Pulte Homes, Vanguard Properties, the State Land Department,
18 Salt River Project and the Town of Florence agree on a specific alignment within
19 the wider corridor approved by the Commission. The alignment shall not interfere
20 with Applicant's proposed crossing of the Gila River.

21 **Summary**

22 In summary SRP supports the widening of the corridor as suggested by Pulte, but
23 requests that the wider corridor only be available for use upon the agreement of a final
24 alignment among Pulte, Vanguard, the State Land Department, Town of Florence and
25
26

1 SRP. Absent agreement on an alignment, the available corridor will remain at 1000 feet.

2 Dated this 11th day of October, 2005.

3 JENNINGS, STROUSS & SALMON, P.L.C.

4
5 By 

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10 Attorneys for Applicant

11 ORIGINAL and 40 copies of the
12 foregoing filed on this 11th day of
13 October, 2005 with

14 Docket Control
15 Arizona Corporation Commission
16 1200 W. Washington
17 Phoenix, AZ 85007

18 Copy of the foregoing delivered
19 electronically and mailed on this 11th day
20 of October, 2005, to:

21 All parties of record

22
23 By 