



GARY HERBERT.
Governor
GREG BELL
Lieutenant Governor

State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive Director

THAD LEVAR
Deputy Director

THAD LEVAR
Interim Director, Division of Public Utilities

--==-- MEMORANDUM ==--

TO: PUBLIC SERVICE COMMISSION OF UTAH

FROM: DIVISION OF PUBLIC UTILITIES
Thad Levar, Interim Division Director
Bill Duncan, Manager, Telecom & Water Section
Shauna Benvegna-Springer, Utility Analyst

DATE: January 3, 2011

SUBJECT: In the Matter of the Notification of Kane County Water Conservancy District of Ownership of Long Valley Estates Water System

RE: Docket No. 10-2265-01

RECOMMENDATION: CANCEL CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CPCN)

The Utah Division of Public Utilities (Division) recommends the Public Service Commission of Utah (Commission) cancel the Certificate of Public Convenience and Necessity held by Long Valley Estates Water Company, Certificate No. 2265 issued December 4, 2003.

BACKGROUND:

On December 4, 2003, Long Valley Estates Water Company, (Company) was issued a Certificate of Public Convenience and Necessity by the Public Service Commission of Utah in Docket No. 03-2265-01. This authorized the Company to operate as a water corporation, within an area of the State of Utah, described as the Long Valley Ranch Subdivision located in Kane County, Utah.

On April 15, 2009 the Kane County Water Conservancy District (District) issued a letter declaring that as of December 29, 2009, Long Valley Estates Water Company ceased water service operations, the District assumed ownership of the Long Valley Estates Water System and was providing water service to the Long Valley Estates customers.

On December 17, 2010 Ed Robbins, County Attorney for Kane County, submitted a letter to the Division with a copy of the executed Water System Assignment and Bill of Sale of the Long Valley Estates Water Company declaring all assets, liabilities and equity were transferred to the Kane County Water Conservancy District as of October 12, 2010 and that the Company had been dissolved.

All customers were notified of the transfer of ownership and since the Kane County Water Conservancy District is not under the jurisdiction of the Public Service Commission of Utah, the Division recommends the CPCN be cancelled.

cc: Randy Brown, Kane County Water Conservancy District
Ed Robbins, Kane County Attorney
Lynn Overtree, Long Valley Estates Water Company