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Division of Public Utilities

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ACTION REQUEST RESPONSE

To: **Public Service Commission**

From: Division of Public Utilities
Chris Parker, Director
Energy Section
Marlin H. Barrow, Technical Consultant
Artie Powell, Manager

Date: March 14, 2012

Subject: Action Request in Docket 12-031-T02, Mt Wheeler Power Co. Inc.

ISSUE:

On February 24, 2012, Mt. Wheeler Power Co. Inc (Mt. Wheeler) submitted to the Utah Public Service Commission (Commission) for acknowledgement, revised Rule No. 23, Irrigation Service, On the same date, the Commission issued an Action Request to the Division in this matter. This is the Division's response to that Action Request.

RECOMMEND ACKNOWLEDGEMENT:

The Division recommends the Commission acknowledge Mt. Wheeler's Revised Rule No. 23, with the effective date of February 14, 2012.

DISCUSSION:

Pursuant to Utah Code 54-7-12-(6), Mt. Wheeler's management has filed with the Commission, the above revised rules.

Mt. Wheeler's revised Rule No. 23, Irrigation Service has removed the requirement for a contract, changed the language in Section 5. Safety Requirement under b. Metering and d. Mortor Protection and changed in Section 6. Secondary Capacitors, motor horsepower ratings that require capacitors from a minimum of 75 hp to 35 hp.

The Division recommends the Commission acknowledge Mt. Wheeler's revised Rules No. 23 with the effective date of February 14, 2012 and make it available for public inspection.

CC: Randy Ewell, General Manager, Mt. Wheeler Power Co.

Marialie Martinez, DPU

Mike Peterson, Director Utah REA

Michele Beck, OCS