

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Transfer of Ownership of )  
Wolf Creek Ranch Water System to )  
Jordanelle Special Service District )

DOCKET NO. 09-2393-01

ORDER CANCELLING  
CERTIFICATE 2393

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ISSUED: May 26, 2009

By The Commission:

This matter is before the Commission on the Jordanelle Special Service District's (District) assumption of ownership of the Wolf Creek Ranch Water System (Water System). The Division of Public Utilities (Division) filed its Recommendation on April 23, 2009, recommending the Commission cancel the certificate of public convenience and necessity (CPCN) of the water system, given that it is no longer a private water company. In support of its Recommendation, the Division stated as follows:

On July 3, 2003, Wolf Creek Ranch Water System (Company) was issued a Certificate of Public Convenience and Necessity by the Public Service Commission of Utah in Docket No. 02-2393-01. . . .

On March 17, 2009 the Jordanelle Special Service District (District) issued a letter declaring that the District assumed ownership and was the governing body of the Wolf Creek Ranch Water System. The District believes the water system is no longer classified as a privately owned class C water system and requested the water system be exempt from regulation by the Public Service Commission of Utah.

On April 20, 2009 Douglas K. Anderson, Manager of Wolf Creek Ranch Water System, submitted a letter to the Commission declaring all assets, liabilities and equity were transferred to the Jordanelle Special Service District per their contract agreement dated October 5, 2007, and that the Company has dissolved. Mr. Anderson writes that "the transfer of operations went smoothly" and "there were no comments, responses or any issues whatsoever that have come to my attention regarding the transfer."

All customers were notified by letter of the transfer of ownership on or about December 1, 2007. Since the water system is no longer privately owned and the Jordanelle Special Service District is not under the jurisdiction of the Public Service Commission of Utah, the Division recommends the CPCN be cancelled.

*Division Recommendation, pp.1-2.*

Given the facts submitted by the Division, the Commission finds that the water system is no longer privately owned and is no longer under the Commission's jurisdiction. As such, it does not require a CPCN, which should be canceled. Therefore, the Commission orders as follows:

1. The CPCN of the water system is cancelled;
2. Pursuant to Sections 63G-4-301 and 54-7-15 of the Utah Code, an aggrieved party may request agency review or rehearing within 30 days after issuance of this Order by filing a written request with the Commission. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission does not grant a request for review or rehearing within 20 days after the filing of the request, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a petition for review with the Utah Supreme Court within 30 days after final agency action. Any petition for review must comply with the requirement of Sections 63G-4-401 and 63G-4-403 of the Utah Code and the Utah Rules of Appellate Procedure.

DOCKET NO. 09-2393-01

-3-

DATED at Salt Lake City, Utah, this 26<sup>th</sup> day of May, 2009.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#61983