

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

-----

In the Matter of the Petition of the DIVISION OF  
PUBLIC UTILITIES for cancellation of the Certificate  
of Public Convenience and Necessity of SHERADEN  
HILLS WATER USERS ASSOCIATION

)  
)  
)  
)  
)

DOCKET NO. 02-2193-01  
REPORT AND ORDER

-----

ISSUED: March 8, 2002

SYNOPSIS

Sheraden Hills Water Users Association having requested that its certificate of public convenience and necessity be canceled, the Commission so orders.

-----

By The Commission:

PROCEDURAL HISTORY

On August 25, 1993, Dennis and Sherry Floyd filed an application for authority to provide culinary water service in the Sheraden Hills Subdivision in Iron County, Utah. The application was given Docket No. 93-2193-01. After some correspondence between the Utah Division of Public Utilities (Division) and the Floyds, a replacement application was filed on June 2, 1994, in the name of Sheridan (now Sheraden) Hills Water Users Association. The case was converted into an informal proceeding and no hearing was held. The Commission granted Certificate of Public Convenience and Necessity No. 2755 on July 7, 1994.

Sheraden Hills was authorized:

To operate as a water corporation serving the following-described area: State of Utah: Sheraden Hills Subdivision, Iron County, Utah, according to the official plat thereof of record in the Records of Iron County, Utah.

Sheraden Hills contemplated shifting ownership voting control to lot owners with the sale of lots. The water system would eventually become owned by the water users and then at the appropriate time it would seek exemption from Commission regulation as a mutually owned water system.

The Commission has received a memorandum from the Division with a letter attached from Sheraden Hills stating that it would like to have its certificate cancelled. The letter states that the subdivision has combined with Enoch City and the water rights and water system have been deeded to the city. Sheraden Hills has apparently never served any customers. However, two homes are under construction and will be hooked up to city water. The Division has recommended that the Commission cancel the certificate of public convenience and necessity issued to Sheraden Hills Water Users Association.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

Certificate of Public Convenience and Necessity No. 2755 issued to Sheraden Hills Water Users Association by Commission order dated July 7, 1994, in Docket No. 93-2193-01, be and hereby is canceled.

Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure to do so will forfeit the right to appeal to the Utah Supreme Court.

DATED at Salt Lake City, Utah, this 8<sup>th</sup> day of March 2002.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary

G#28543