

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Proposed Transfer
of)
Sewer Operations from WOLF)
CREEK)
WATER AND SEWER COMPANY)

DOCKET NO. 05-071-01
ORDER AMENDING
CERTIFICATE NO. 2545

SYNOPSIS

The Commission approves the proposed amendment of the Wolf Creek Water and Sewer Company Certificate of Convenience and Necessity to remove authorization to provide sanitary sewer services.

ISSUED: March 4, 2005

By The Commission:

On February 18, 2005, the Wolf Creek Sewer Improvement District (Wolf Creek SID), represented by Mr. Steven Roberts, submitted a memorandum to the Division of Public Utilities (Division) notifying the Division that at its board meeting held on February 9, 2005, Wolf Creek SID agreed to take over sewer operations from the Wolf Creek Water and Sewer Company (Wolf Creek Water) effective January 1, 2005.

On February 24, 2005, the Division filed a memorandum recommending that Wolf Creek Water's Certificate of Convenience and Necessity No. 2545 be amended to exclude authorization to provide sanitary sewer service. The Division notes that Utah Code Annotated '54-2-1(19)(b) excludes conservancy districts, improvement districts and other governmental units created or organized under any general or special law of the State from the definition of a Sewerage corporation@ subject to Commission regulation.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

! WOLF CREEK WATER AND SEWER COMPANY'S Certificate of Convenience and Necessity No. 2545 is amended to remove any authorization to provide sanitary sewer service.

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

Dated at Salt Lake City, Utah, this 4th day of March, 2005.

/s/ Ric Campbell, Chairman

/s/ Constance B. White, Commissioner

/s/ Ted Boyer, Commissioner

Attest:

/s/Julie Orchard
Commission Secretary

G#43123