

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Letter of Exemption for)
CROSS HOLLOW HILLS WATER)
USERS ASSOCIATION, INC., and)
Cancellation for the Certificate of)
Convenience and Necessity for CROSS)
HOLLOW HILLS JOINT VENTURE)

DOCKET NO. 99-2183-01

ORDER CANCELING AUTHORITY
Certificate No. 2648

ISSUED: April 27, 1999

SYNOPSIS

On the recommendation of the Division of Public Utilities, Utah Department of Commerce, and on the finding that Petitioner has transferred all its utility plant to a non-profit mutual water company exempt from Commission Regulation, the Commission canceled Petitioner's Certificate of Convenience and Necessity.

By The Commission:

PROCEDURAL HISTORY

By memorandum dated April 8, 1999, the Division of Public Utilities, Utah Department of Commerce (DPU), recommended that Petitioner's Certificate of Convenience and Necessity be canceled on the basis that Petitioner no longer operates as a public water corporation as defined by applicable law. DPU further asserts that Petitioner's utility assets have been transferred from Petitioner to CROSS HOLLOW HILLS WATER USERS ASSOCIATION, a non-profit, mutual water company, and that consequently the rationale for any further Commission regulation does not apply. There appearing to be no opposition to the cancellation, we enter the following

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

The Certificate of Convenience and Necessity No. 2648, issued to CROSS HOLLOW HILLS JOINT VENTURE, be, and it is, canceled and annulled, effective the date of this Order.

A letter of exemption be issued to CROSS HOLLOW HILLS WATER ASSOCIATION.

Any person aggrieved by this Order may file a written petition 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 27th day of April, 1999.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary