

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION ) CASE NO. FLS-W-19-01**  
**OF FALLS WATER CO., INC. FOR )**  
**APPROVAL OF ACQUISITION OF THE ) NOTICE OF APPLICATION**  
**ASSETS OF THE WATER BUSINESS OF )**  
**TAYLOR MOUNTAIN WATER AND SEWER ) NOTICE OF**  
**DISTRICT ) MODIFIED PROCEDURE**  
)  
)  
) **ORDER NO. 34421**  
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On August 5, 2019, Falls Water Co., Inc. (“Falls Water” or “Company”) filed an Application seeking approval of the Company’s acquisition of Taylor Mountain Water and Sewer District’s<sup>1</sup> assets, and amendment of the Company’s Certificate of Public Convenience and Necessity (“CPCN”) to include the area served by the District.

The Commission now issues this Notice of Application and Notice of Modified Procedure setting comment and reply deadlines.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that Northwest Natural Gas Company is a 160-year old natural gas utility that serves customers in the Pacific Northwest. As part of a recent reorganization, Northwest Natural Gas Company formed the Northwest Natural Holding Company, which holds companies including NW Natural Water Company, LLC and its subsidiary, NW Natural Water of Idaho, LLC. In 2018, the Commission approved NW Natural Water Company, LLC’s acquisition of Falls Water. Order No. 34103.

YOU ARE FURTHER NOTIFIED that Falls Water is a wholly owned subsidiary of NW Natural Water Company, LLC.

YOU ARE FURTHER NOTIFIED that Falls Water seeks to acquire the District’s assets. The Company also seeks to amend its CPCN to add the area served by the District to the Company’s service area.

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<sup>1</sup> An affiliate of Falls Water, Gem State Infrastructure, LLC, is acquiring the assets of the District’s sewer system. As the Commission does not have regulatory authority over sewer systems, Falls Water’s Application covers only the proposed acquisition of the water business assets.

YOU ARE FURTHER NOTIFIED that the District is a special purpose water and sewer district under Chapter 32, Title 42 of Idaho Code, and serves about 158 residential customers and one commercial customer.

YOU ARE FURTHER NOTIFIED that Falls Water is not requesting any changes to rates, rate structure, or other charges in this Application, and states that any future changes would be based on prudently incurred capital expenditures and other accepted ratemaking principles.

YOU ARE FURTHER NOTIFIED that the Application is available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "File Room" tab at the top of the page, then select "Water Cases" and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code and specifically *Idaho Code* §§ 61-502 and 61-503.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

#### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission's Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application **may file a written comment in support or opposition with the Commission by October 30, 2019.** The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Company at the addresses reflected below:

**For the Idaho Public Utilities  
Commission**

Commission Secretary  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, ID 83720-0074

Street Address for Express Mail:

472 W. Washington Street  
Boise, ID 83702-5918

**For Falls Water Co., Inc.:**

Preston N. Carter  
Charlie S. Baser  
Givens Pursley LLP  
601 W. Bannock St.  
Boise, ID 83702

Email: [prestoncarter@givenspursley.com](mailto:prestoncarter@givenspursley.com)  
[charliebaser@givenspursley.com](mailto:charliebaser@givenspursley.com)  
[kendrah@givenspursley.com](mailto:kendrah@givenspursley.com)

Eric W. Nelsen  
Senior Regulatory Attorney  
NW Natural  
220 NW 2<sup>nd</sup> Ave.  
Portland, OR 97209  
Email: [Eric.Nelsen@nwnatural.com](mailto:Eric.Nelsen@nwnatural.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Consumers" tab then click the "Case Comment or Question Form" and complete the comment form using the case number as it appears on the front of this document.

YOU ARE FURTHER NOTIFIED that the Company shall file reply comments, if necessary, **by November 6, 2019**.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

**ORDER**

IT IS HEREBY ORDERED that the Company's Application be processed by Modified Procedure, Rule 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so by October 30, 2019. The Company may file reply comments by November 6, 2019.

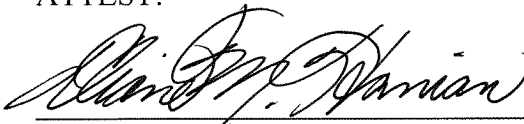
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this *22nd*  
day of August, 2019.

  
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PAUL K. ANDERSON, PRESIDENT

  
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KRISTINE RAPER, COMMISSIONER

  
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ERIC ANDERSON, COMMISSIONER

ATTEST:

  
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Diane M. Hanian  
Commission Secretary

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