

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF DRY CREEK WATER</b>	)	<b>CASE NO. DRY-W-25-01</b>
<b>COMPANY LLC’S APPLICATION FOR A</b>	)	
<b>GENERAL RATE CASE</b>	)	<b>NOTICE OF APPLICATION</b>
	)	
	)	<b>NOTICE OF INTERVENTION</b>
	)	<b>DEADLINE</b>
	)	
	)	<b>NOTICE OF SUSPENSION OF</b>
	)	<b>PROPOSED EFFECTIVE DATE</b>
	)	
	)	<b>ORDER NO. 36790</b>

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On September 15, 2025, Dry Creek Water Company LLC (“Company”) applied to the Idaho Public Utilities Commission (“Commission”) requesting authority to increase its rates and charges for providing water service over a three-year period, beginning with an average increase of 6% for residential customers effective October 15, 2025.

The Commission now issues this Notice of the Company’s Application, Notice of Intervention Deadline establishing a 21-day intervention period, and Notice of Suspension suspending the Company’s proposed effective date.

**BACKGROUND**

In Order No. 36430, the Commission granted the Company a Certificate of Public Convenience and Necessity (“CPCN”), and approved the Company’s current tariff and rates, effective January 1, 2025.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that the Company states that it is seeking approval for an increase of its revenue requirement to \$1,637,275 to help it prepare for continued growth and evolving needs of its system. Application at 3–4.

YOU ARE FURTHER NOTIFIED that the Company represents that immediate recovery of the full revenue requirement is not necessary. *Id.* at 5. Therefore, the Company proposes a rate

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increase implemented in phases over a three-year period in an effort to mitigate the impact to customers. *Id.* at 5.

YOU ARE FURTHER NOTIFIED that the Company's proposal includes a monthly fixed fee increase of \$2.85 in 2026, \$3.02 in 2027, and \$3.20 in 2028.<sup>1</sup> *Id.* at 6.

YOU ARE FURTHER NOTIFIED that the Company's proposal includes an increase in the usage rate per 1,000 gallons to \$2.12 in 2026, to \$2.25 in 2027, and to \$2.39 in 2028.<sup>2</sup> *Id.*

YOU ARE FURTHER NOTIFIED that the Company states that the proposed increase would result in an expected rate of return of 7.3% on the Company's investment in used and useful property in 2028. *Id.*

YOU ARE FURTHER NOTIFIED that the Application and supporting documentation have been filed with the Commission and are available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "WATER" icon, select "Open Cases," and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that **the Commission has designated this case as a general rate case**. As such, the Company's intrastate revenue requirement, and every component of it, both rate base and expense, are at issue. The Commission may grant, deny, or modify the revenue requirement requested and may find a revenue requirement different from that proposed by any party is just, fair, and reasonable. IDAPA 31.01.01.124.01.

YOU ARE FURTHER NOTIFIED that all of the Company's retail rates and charges, both recurring and non-recurring, including those of special contract customers, are at issue, and every component of every existing and proposed rate and charge is at issue. The Commission may approve, reject, or modify the rates and charges proposed and may find that rates and charges different from those proposed by any party are just, fair, and reasonable. IDAPA 31.01.01.124.02.

YOU ARE FURTHER NOTIFIED that the Commission may approve, reject, or modify existing or proposed relationships between and among rates and charges within, between, or

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<sup>1</sup> Paragraph 17 of the Company's Application states that both the \$2.85 increase and the \$3.20 increase are to occur in 2026. However, the context suggests the \$3.20 increase is supposed to occur in 2028.

<sup>2</sup> Paragraph 17 of the Company's Application states that both the \$2.12 and \$2.39 rates per 1,000 gallons are to take effect in 2026. However, the context suggests the \$2.39 rate is supposed to take effect in 2028.

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among customer classes or rate groupings and may approve, reject, or modify existing or proposed relationships among and between customer classes or rate groupings. *Id.*

YOU ARE FURTHER NOTIFIED that the Commission may abolish, reduce, or create rate blocks or categories of rates and charges; abolish, create, or reduce components of rates and charges; abolish, reduce, or create customer classes or rate groupings; and abolish, reduce, or create absolute or relative differences among and between existing classes or rate groupings of customers. *Id.*

YOU ARE FURTHER NOTIFIED that the tariffs, practices, rules and regulations, service, instrumentalities, equipment, facilities, classifications, and customer relations of the utility are at issue, and the Commission may address any of them in its order. *Id.*

YOU ARE FURTHER NOTIFIED that the Commission has jurisdiction over the Company, its filing, and the issues pertaining to this case pursuant to Title 61 of the Idaho Code, and that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

#### **SUSPENSION OF PROPOSED EFFECTIVE DATE**

YOU ARE FURTHER NOTIFIED that the Company filed its Application on September 15, 2025, proposing an October 15, 2025, effective date. The Commission finds that the Company's proposed effective date does not provide adequate time for Commission Staff ("Staff"), and interested persons, to evaluate the Company's proposal. Pursuant to *Idaho Code* § 61-622, the Commission suspends the proposed changes for thirty (30) days and five (5) months or until the Commission enters an order accepting, rejecting, or modifying the proposed rate increases.

#### **NOTICE OF INTERVENTION DEADLINE**

YOU ARE FURTHER NOTIFIED that persons desiring to intervene in this matter to obtain parties' rights of participation must file a Petition to Intervene with the Commission pursuant to this Commission's Rules of Procedure 71-73, IDAPA 31.01.01.072-073. **Persons who wish to intervene as a party must file a Petition to Intervene no later than 21 days after the date of service of this Order.** Persons desiring to present their views without parties' rights of

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participation do not have to intervene and may present their comments without prior notification to the Commission or the parties.

YOU ARE FURTHER NOTIFIED that the Commission Secretary shall issue a Notice of Parties after the deadline for intervention has passed. The Notice of Parties shall assign exhibit numbers to each party in this proceeding.

YOU ARE FURTHER NOTIFIED that once the Notice of Parties is issued, Staff will informally confer with the parties to discuss a schedule to process this case and other issues as may be raised by the parties.

YOU ARE FURTHER NOTIFIED that the following persons are designated as the Company's representatives in this matter:

Jennifer Reinhardt-Tessmer  
Kira Dale  
KIRTON MCCONKIE  
1100 W. Idaho St., Ste. 930  
Boise, ID 83702  
Telephone: (208) 370-3325  
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[valtig@kmclaw.com](mailto:valtig@kmclaw.com)

### **ORDER**

IT IS HEREBY ORDERED that the Company's proposed effective date of October 15, 2025, for its proposed rate increases is suspended for thirty (30) days plus five (5) months or until the Commission enters an earlier order accepting, rejecting, or modifying the proposed rate increases.

IT IS FURTHER ORDERED that persons desiring to intervene in this case for the purpose of obtaining parties' rights of participation must file a Petition to Intervene with the Commission, under Rules 71-73, IDAPA 31.01.01.071-073, no later than 21 days after the service date of this Order.

IT IS FURTHER ORDERED that, after the Secretary issues a Notice of Parties, Staff will informally confer with the parties to discuss the appropriate scheduling of this case.

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IT IS FURTHER ORDERED that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should continue to be accomplished electronically when possible. However, voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 6<sup>th</sup> day of October 2025.

  
EDWARD LODGE, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
DAYN HARDIE, COMMISSIONER

ATTEST:

  
Laura Calderon Robles  
Interim Commission Secretary

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