

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF FALLS WATER CO.,) CASE NO. FLS-W-20-04
INC.’S APPLICATION FOR APPROVAL OF)
ACQUISITION OF THE ASSETS OF) ORDER NO. 35409
MORNING VIEW WATER COMPANY)
)

On July 31, 2020, Falls Water Co., Inc. (“Company”) applied for Commission approval of the Company’s acquisition of the water system assets of Morning View Water Company (“Morning View”). The Company also asked for approval to transfer Morning View’s certificate of public convenience and necessity (“CPCN”) to Falls Water.

On September 9, 2020, the Commission issued a Notice of Application and Modified Procedure.

On October 7, 2020, the Commission held a telephonic customer hearing. No customers attended the hearing. Staff filed written comments, and the Company filed reply comments. No customer comments were filed.

On November 13, 2020, the Commission approved the Company’s acquisition of Morning View and the transfer of Morning View’s CPCN to the Company. Order 34833. The Company was directed to work with Staff in filing a tariff combining former Morning View service territory customers and the Company’s existing customers.

On May 6, 2022, the Company filed conforming tariffs—Schedule Five and Six—that included a new schedule for previous Morning View service territory customers.

On May 10, 2022, Staff submitted a Decision Memorandum recommending the Commission accept the Company’s tariffs as filed and cancel Morning View’s tariffs, effective immediately.

COMMISSION DECISION AND FINDINGS

The Commission has jurisdiction over this matter and the issues in this case under Title 61 of the Idaho Code. Specifically, the Commission regulates “public utilities,” including “water corporations” that serve the public or some portion thereof for compensation. *See Idaho Code* §§ 61-125, -129, and -501.

We find that the Company complied with our directive in Order No. 34833. We accept the Company's tariffs as filed and find that Morning View's tariffs shall be canceled, effective immediately

ORDER

IT IS HEREBY ORDERED that the Company's Tariffs—Schedule Five and Six—are accepted and Morning View's tariffs are canceled, effective immediately.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within 21 days of the service date of this Order. Within seven days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code § 61-626.*

DONE by order of the Idaho Public Utilities Commission at Boise, Idaho this 23rd day of May 2022.



ERIC ANDERSON, PRESIDENT

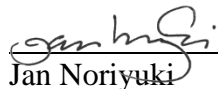


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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