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IDAHO PUBLIC
UTILITIES COMMISSION

K. Scott Bruce
Falls Water Co., Inc.
2180 North Deborah Drive
Idaho Falls, ID 83401
Tel. (208) 522-1300
Fax (208) 522-4099
E-mail: scott1@fallswater.com

Representative for Falls Water Co., Inc.

**BEFORE THE
IDAHO PUBLIC UTILITIES COMMISSION**

**APPLICATION OF FALLS WATER CO., INC.)
TO AMEND CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY NO. 236)**

CASE NO. FLS-W-21-03

APPLICATION

Comes now, Falls Water Co., Inc. ("Falls Water" or the "Company"), pursuant to Section 61-526, Idaho Code and Rule 112 of the Idaho Public Utilities Commission Rule of Procedure ("IPUCRP"), applies to the Idaho Public Utilities Commission ("Commission") to amend and revise its Certificate of Public Convenience and Necessity No. 236 by enlarging and extending the boundary of the area in which it is authorized to provide service. In support of this Application, Falls Water submits the following:

I.

Falls Water, a public utility water corporation within the meaning of the Idaho Public Utilities Law, is duly organized and existing under the laws of the State of Idaho and engaged in conducting a general water business in and about Bonneville County, Idaho, having its principal office and place of business at 2180 North Deborah Drive, Idaho Falls, Idaho 83401.

II.

Communication in reference to this Application should be addressed to:

Falls Water Co., Inc.
Attn: K. Scott Bruce
2180 North Deborah Drive
Idaho Falls, ID 83401
E-mail: scott1@fallswater.com

NW Natural Water
Attn: Eric Nelsen
250 SW Taylor Street
Portland, Oregon 97204
eric.nelsen@nwnatural.com
503.610.7618
www.nwnaturalwater.com

III.

A certified copy of Applicant's Articles of Incorporation, together with all amendments to date, is on file with the Commission.

IV.

Applicant owns and operates an extensive integrated water system in Bonneville County and renders general water service within such territory and to the inhabitants thereof.

V.

The area proposed to be served by this Application is surrounded by Falls Water's existing certificated area. A map, Exhibit A, is attached. The legal description for Honey Bee Acres is provided (Exhibit B).

On February 18, 2019, Shane Fitch, Honey Bee Acres' operator, contacted Falls Water about the possibility of connecting their system of 18 connections to the Falls Water system. Honey Bee Acres' operator and leadership wish to no longer be responsible for the water system. None of the other customers are willing to assume the ownership or operational requirements. Their system is entirely surrounded by the Falls Water service area. The Honey Bee Acres system has two (2) small wells and sufficient water rights for the connections on the system. They are currently unmetered customers. The two-inch mainline is galvanized pipe that was installed in the early 1970's (most of the homes were built between 1970 and 1977). Falls Water is willing to absorb the water system and assume ownership of the water system's assets (i.e., wells, pumping equipment, main line, service lines, and water rights currently owned and used by the water system).

Falls Water sought to include Honey Bee Acres in its service area in Case No. FLS-W-19-02. In its Order No. 34614, served in that case on April 2, 2020, the Commission concluded (at page 3): "While the Company appears to be negotiating the sale of the Honey Bee Acres assets to Falls Water, the record indicates no agreement has yet been reached with the owner(s) of Honey Bee Acres. Therefore, it would be premature for us to add Honey Bee Acres to the Company's certificated service territory at this time." The Company has contacted all of the customers in Honey Bee Acres and now each household has signed an easement agreement

consenting to having their home connected to Falls Water's system. Exhibit C is a copy of all signed easements.

Due to the age of the water main and to provide additional looping in that area of the Falls Water system, it is recommended that an eight-inch water main be installed and that ¾" meters be installed for each of the Honey Bee Acres connections. The 8-inch water main installed will benefit the existing customers of Falls Water by providing looping needed to improve fire flows in the area north of Iona Road and west of 45th East.

The existing Falls Water rate tariffs for ¾" meter customers would be used once the customers are connected to the Falls Water system. Falls Water seeks the Commission's approval to connect Honey Bee Acres' water system to its existing water system and include it in Falls Water's service area.

VI.

Any effect on Falls Water's revenue requirements will be addressed in the next rate case filed with the Commission.

VII.

Consistent with its master plan, Falls Water has and will have an adequate source of supply to provide service to the amended service area in a safe and reliable manner.

VIII.

Falls Water submits that the extension of its facilities to serve the amended service area is consistent with the public convenience and necessity. Falls Water has reliably provided water service to the area in the past. As the Idaho Falls region continues to grow, CPCN amendments such as this will provide certainty as to the water service that will be provided to particular areas. It will also allow Falls Water to anticipate and plan for service to additional areas on a forward looking basis.

IX.

Pursuant to IPUCRP Rule 201, Falls Water respectfully requests that this application be processed pursuant to Modified Procedure.

DATED this 15th day of November 2021.

Falls Water Co., Inc.

By K. Scott Bruce
K. Scott Bruce
General Manager

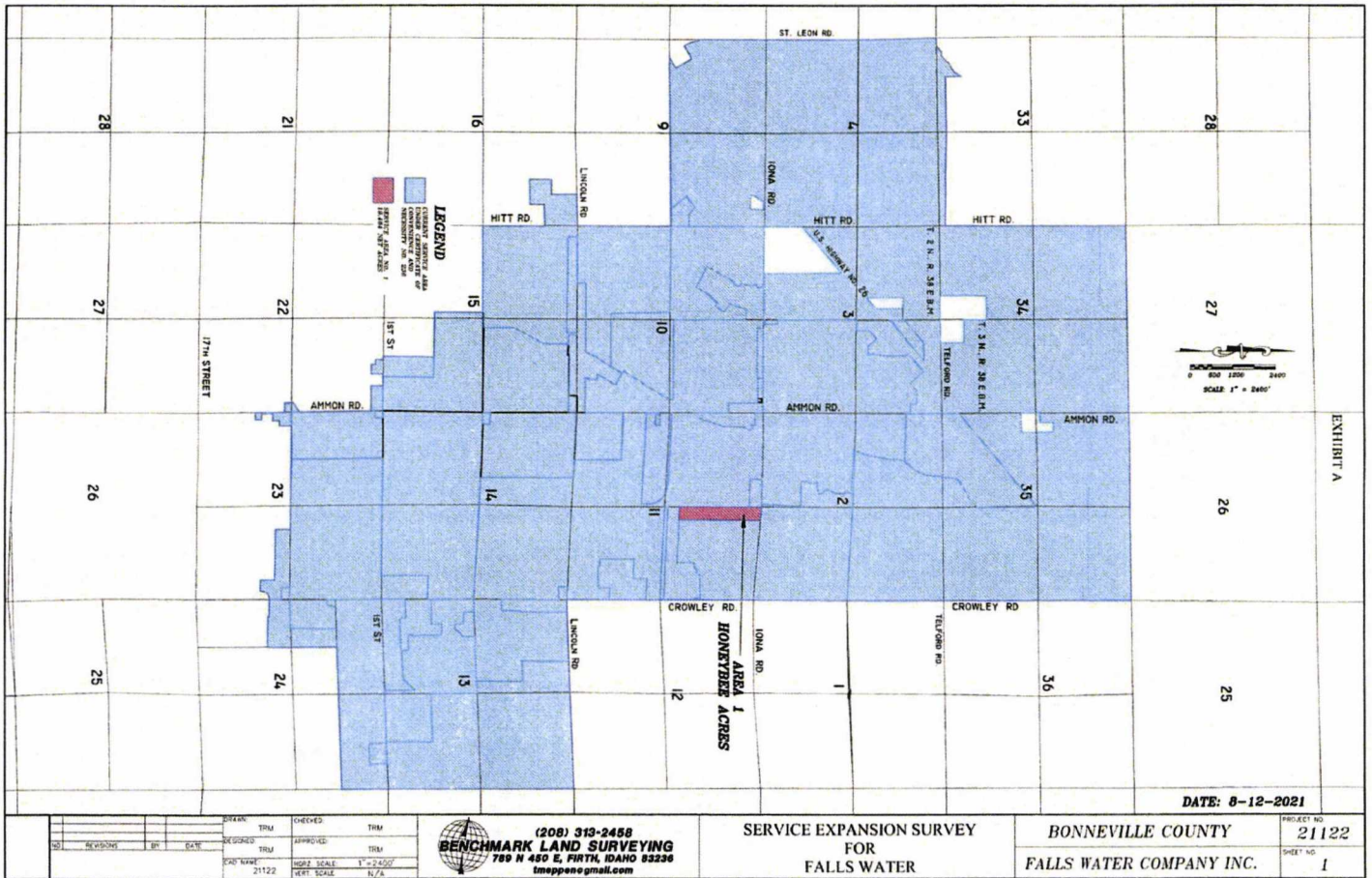




EXHIBIT B

Job No. 19077
8-6-2019
T.R.M.

**LEGAL DESCRIPTION
FOR
FALLS WATER SERVICE AREA
(HONEYBEE ACRES)**

Beginning at the North Quarter corner of Section 11, Township 2 South, Range 38 East of the Boise Meridian, Bonneville County, Idaho and running thence S.84°48'57"E. 379.72 feet along the section line to the east line of Honeybee Acres, Bonneville County, Idaho; thence along said east line the following two (2) courses: (1) S.00°31'24"W. 1591.47 feet; thence (2) S.00°12'05"W. 696.29 feet to the north line of Green Valley Estates, Division No. 2, Bonneville County, Idaho, Instrument No. 1476860; thence N.87°14'24"W. 364.01 feet to the west line of the Northeast Quarter of Section 11, Township 2 North, Range 38 East of the Boise Meridian; thence N.00°03'36"E. 2304.48 feet along said west line to the point of beginning.

Water service area = 19.484 acres.

EXHIBIT C



FALLS WATER COMPANY

2180 N Deborah Dr, Idaho Falls, Idaho 83401

Website: www.fallswater.com

Tel.: (208) 522-1300

Fax: (208) 522-4099

Honey Bee Acres Water Co
Attn: Shane Fitch
3195 N 41st East
Idaho Falls, Idaho 83401

June 26, 2020

Water Service for Honey Bee Acres Water Co

This confirms that Falls Water Company, Inc. (Falls Water) has the ability, capacity, and willingness to provide domestic water utility service to the proposed development, Honey Bee Acres Water Co. (Honey Bee Acres) described as follows:

Beginning at the North Quarter corner of Section 11, Township 2 South, Range 38 East of the Boise Meridian, Bonneville County, Idaho and running thence S.84°48'57"E. 379.72 feet along the section line to the east line of Honeybee Acres, Bonneville County, Idaho; thence along said east line the following two (2) courses: (1) S.00°31'24"W. 1591.47 feet; thence (2) S.00°12'05"W. 696.29 feet to the north line of Green Valley Estates, Division No. 2, Bonneville County, Idaho, Instrument No. 1476860; thence N.87°14'24"W. 364.01 feet to the west line of the Northeast Quarter of Section 11, Township 2 North, Range 38 East of the Boise Meridian; thence N.00°03'36"E. 2304.48 feet along said west line to the point of beginning. Containing approximately 19.484 acres.

This is subject to the following conditions:

1. Installation and extension of Falls Water's water system will be completed by Falls Water and/or its contractor in accordance with Falls Water standards both within the development and connecting to the existing Falls Water system.
2. Approval by the Idaho Public Utilities Commission (IPUC).
3. In accordance with IPUC approved Rates and Tariff for Falls Water Co., Inc.
4. System design and installation approved, inspected and accepted by Idaho Department of Environmental Quality, Falls Water's designated professional engineer, and by Falls Water's own internal staff.
5. Honey Bee Acres agrees to give Falls Water the water right 25-7086, pumps and pumping control equipment, and water main lines that are necessary and useful to operate the water system in its current state. In return for these assets, Falls Water Co., Inc. will install an eight-inch main line and 1" service line connections to each of the existing customers of Honey Bee Acres. The connections will include a meter barrel and metering equipment and new service line will be connected to the customers' existing service line on the home side of the current Honey Bee Acre system's two-inch water main.
6. The Honey Bee Acre customer may opt to pay the contractor installing the service line from Falls Water's main an additional fee to replace the existing service line to the customer's home.
7. The current rates charged by Honey Bee Acres will be charged by Falls Water until such time as the Honey Bee Acres system is physically connected to the Falls Water water system.
8. In accordance with any other lawfully necessary provisions as agreed between Falls Water and Honey Bee Acres.

If construction on the division of this sub-development is not started within one year of the date of this letter the developer or his authorized agent will need to seek a new will serve letter.

Falls Water Co., Inc.

K. Scott Bruce
General Manager

The customers of Honey Bee Acres give their consent and agree with the terms of the acquisition of the Honey Bee Acres water system by Falls Water. The agreement shall be binding upon the heirs, successors, and assigns of the parties hereto.

Owners of 4030 East Iona Road, Idaho Falls, Idaho


Charles Fourman


Debra Fourman

Owner of 4050 East Iona Road, Idaho Falls, Idaho

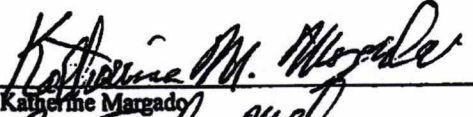

Joan Hanzlik

Owner of 3195 North 41st East, Idaho Falls, Idaho



Michael Shane Fitch

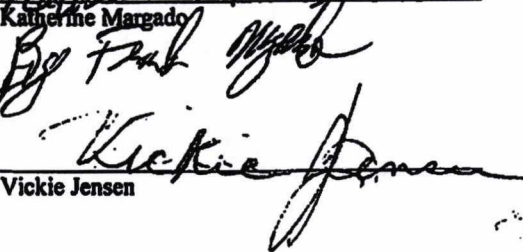
Owners of 3161 North 41st East, Idaho Falls, Idaho


Frank Margado

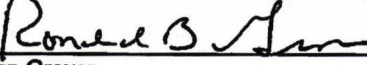

Katherine Margado

Owners of 3121 North 41st East, Idaho Falls, Idaho


Kyle Jensen


Vickie Jensen

Owner of 3091 North 41st East, Idaho Falls, Idaho


Ron Grover

Owner of 3045 North 41st East, Idaho Falls, Idaho



Mickey Woolf

Owners of 3015 North 41st East, Idaho Falls, Idaho


Richard Peterson


Brenda Peterson

Owners of 2979 North 41st East, Idaho Falls, Idaho


James Lee


Carol Lee

Owner of 2949 North 41st East, Idaho Falls, Idaho


Vernon Johnson

Owner of 2905 North 41st East, Idaho Falls, Idaho

Ramon Banks
Ramon Banks

Owner of 2871 North 41st East, Idaho Falls, Idaho

Tyler Jones
Tyler Jones

Owners of 2831 North 41st East, Idaho Falls, Idaho

Shane Bradley
Shane Bradley

Chris D Bradley
Chris Bradley

Owners of 2801 North 41st East, Idaho Falls, Idaho

Jack Caldwell
Jack Caldwell

Sharon Caldwell
Sharon Caldwell

Owner of 2761 North 41st East, Idaho Falls, Idaho

Shawn Abbott
Shawn Abbott

Owner of 2721 North 41st East, Idaho Falls, Idaho

Miguel Labra
Miguel Labra

Owners of 2677 North 41st East, Idaho Falls, Idaho

Sean Peterson
Sean Peterson

Candice Peterson
Candice Peterson

Owners of 2647 North 41st East, Idaho Falls, Idaho

Arturo Flores
Arturo Flores

Donna Flores
Donna Flores