

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF VEOLIA WATER)	CASE NOS. VEO-W-25-03
IDAHO, INC. AND CAPITOL WATER)	CAP-W-25-01
CORPORATION’S JOINT APPLICATION)	
FOR AMENDMENT OF VEOLIA WATER)	
IDAHO, INC.’S CERTIFICATE OF PUBLIC)	ORDER NO. 36764
CONVENIENCE AND NECESSITY)	
)	

On July 30, 2025, Veolia Water Idaho, Inc. (“Veolia”) and Capitol Water Corporation (“Capitol”) (collectively “Companies”) applied to the Idaho Public Utilities Commission (“Commission”) requesting approval of the transfer of a portion of property within Capitol’s certificated service territory to Veolia.

On August 22, 2025, the Commission issued a Notice of Application and Notice of Modified Procedure, establishing public comment and Company reply comment deadlines. Order No. 36737. Staff filed the only comments.

Based on our review of the record, the Commission now issues this Final Order approving the Application and directing the Companies to take further action as described below.

THE APPLICATION

The Companies requested that the Commission approve the transfer of the property located at 6625 W. Ustick Road in Boise, ID (“Property”) from Capitol’s service territory to Veolia’s service territory. Application at 1. The Companies represented that the developer of the Property requested that Capitol provide water service to the Property. *Id.* at 2. Capitol stated that costly upgrades would be needed to provide the required fire-flow rate of 950 gallons per minute or greater to the Property. *Id.* Veolia represented that its system could readily provide the required fire-flow rate. *Id.* The Companies and the developer believed it would be in the public interest to transfer the right to serve customers at the Property to Veolia, and that the customers within the Property would receive adequate service from Veolia if the transfer was approved. *Id.* at 3.

STAFF COMMENTS

Staff recommended the Commission approve the Companies' request to transfer the Property, outlined by the legal description and geo-physical map included as Exhibit 1 in the Application, from Capitol's service territory to Veolia. Staff Comments at 4. Staff further recommended that the Commission order Veolia to submit an amended Certificate of Public Convenience and Necessity ("CPCN") No. 143 to include the Property (identified in Exhibit 1 of the Application), and order Capitol to submit an amended CPCN No. 239 reflecting the removal of the Property, through a compliance filing. *Id.*

Staff reviewed the Application and agreed that it would be in the public interest to allow Capitol to transfer the proposed service territory—currently within Capitol's certificated area—to Veolia's service territory. *Id.* at 2. Staff based its analysis on several criteria: (1) whether Veolia could provide adequate service and meet the City of Boise's fire-flow requirements for the Property; (2) whether all buildings and potential customer sites were fully separated within the Property; (3) whether both Companies and the developer agreed to the transfer; and (4) whether the legal description matched the territory shown on the accompanying map. *Id.* at 2-3.

Staff believed that Capitol was unable to meet the City's fire-flow requirements for the proposed development without incurring significant cost and delay, whereas Veolia, whose system is adjacent to the area, could meet the requirements in a timely and cost-effective manner. *Id.* at 3. Staff also believed that Veolia's system had available capacity to serve up to 12,600 more customers without infrastructure improvements, and the proposed development would add only ten customers. *Id.*

Staff stated that the structures within the proposed service territory were separate from those that would remain in Capitol's territory, ensuring what Staff believed were clear service boundaries. *Id.* Staff agreed with the applicants' position that the proposed transfer was the most appropriate and mutually beneficial solution, and no other customers would be affected. *Id.* at 4.

Finally, Staff stated that the legal description and map in Exhibit 1 of the Application accurately identified the area to be transferred, which aligned with parcel No. R0387280110—Lots 6, 7, and 8 of Block 2 in the Jay Amyx Subdivision No. 4—totaling approximately 0.6 acres. *Id.*

COMMISSION FINDINGS AND DECISION

The Commission has jurisdiction over the Companies and the issues presented in this case pursuant to *Idaho Code*, Title 61, specifically *Idaho Code* §§ 61-104, 61-125, 61-129, and 61-526.

Having reviewed the record, the Commission finds it fair, just, reasonable, and in the public interest to approve the Companies' request to transfer the Property from Capitol's CPCN No. 239 to Veolia's CPCN No. 143. The Companies agreed to transfer this portion of Capitol's service territory to Veolia and, considering Veolia's ability to meet the required fire-flow rate. Likewise, we find it is in the interest of the customers to transfer service.

To ensure the Companies' CPCNs continue to accurately reflect their respective certificated areas, we direct each Company to submit a compliance filing amending their respective CPCN's to memorialize the approved transaction. These updates shall be filed with the Commission within 15 days of the service date of this Order as a compliance filing.

ORDER

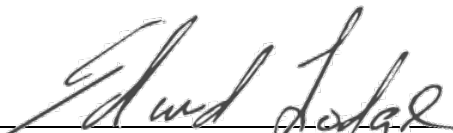
IT IS HEREBY ORDERED that the Companies' request to transfer the Property from Capitol's service territory to Veolia's service territory, is approved.

IT IS FURTHER ORDERED that Capitol submit a compliance filing amending CPCN No. 239 to remove the Property from Capitol's service territory within 15 days of the service date upon this Order.

IT IS FURTHER ORDERED that Veolia submit a compliance filing amending CPCN No. 143 to add the Property to Veolia's service territory within 15 days of the service date upon this Order.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order regarding any matter decided in this Order. Within seven (7) 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 September, 2025.


EDWARD LODGE, PRESIDENT


JOHN R. HAMMOND JR., COMMISSIONER


DAYN HARDIE, COMMISSIONER

ATTEST:


Laura Calderon Robles
Interim Commission Secretary

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