

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER REDFORD
COMMISSIONER RAPER
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: NEIL PRICE
DEPUTY ATTORNEY GENERAL**

DATE: MAY 1, 2015

**SUBJECT: APPLICATION OF FALLS WATER CO., INC. TO AMEND ITS
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; CASE
NO. FLS-W-15-01**

On March 16, 2015, the Commission received an Application from Falls Water Co., Inc. (“Falls Water” or “Company ”) to amend and revise its existing Certificate of Public Convenience and Necessity (CPCN) pursuant to *Idaho Code* § 61-526 and Rule 112 of the Idaho Public Utilities Commission Rule of Procedure.

APPLICATION

Falls Water states that the Company is engaged in a general water business in and about Bonneville County, Idaho, with its principal place of business located at 2180 North Deborah Drive, Idaho Falls, Idaho 83401.

Falls Water’s Application seeks to enlarge and extend the boundary of the area in which it is currently authorized to provide water service. The Company states that its Application is submitted in response to Commission Order No. 32663 requiring Falls Water to amend its CPCN to include customers currently being served by the Company that are outside of its original service area. Falls Water claims that over the past 16 years various developers have built additional residences adjacent to its original service area.

Falls Water’s proposed new service area is adjacent to the City of Ammon, which has its own public water system. The Company attached a Memorandum of Understanding with the City of Ammon delineating an agreed upon service boundary between the City of Ammon’s water system and its own water system. Falls Water states that service to the new areas will be

provided through water mains and service lines installed by various developers through its standard “Main Extension Contract.” Falls Water claims that its revenue requirement will not be affected by the addition of the new service area. Falls Water states that it has an adequate water source to provide service to the amended service area in a safe and reliable manner. Falls Water submits that the extension of its facilities to serve the new service area is consistent with the public convenience and necessity.

Falls Water submitted the following documents in support of its Application: certified copy of the Company’s Articles of Incorporation, including any amendments; map; legal description of the proposed six area groups to be added to their current service area (Exhibit A, Exhibit B-1 through Exhibit B-6 attached); and Memorandum of Understanding with the City of Ammon (Exhibit C).

COMMISSION DECISION

Does the Commission wish to process Falls Water’s Application through Modified Procedure with a 60-day comment period?

Neil Price
Neil Price
Deputy Attorney General

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