

## DECISION MEMORANDUM

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

**FROM:** NEIL PRICE  
DEPUTY ATTORNEY GENERAL

**DATE:** JUNE 9, 2011

**SUBJECT:** APPLICATION OF RESORT WATER COMPANY FOR THE DE-ANNEXATION  
OF A PORTION OF ITS SERVICE TERRITORY, CASE NO. RES-W-11-01

On November 12, 2010, the Commission received a letter from Spires Water Co. (“Spires”) seeking assistance from Commission Staff in their effort to acquire a portion of the service territory of Mountain Utility Company/Resort Water Company (“Resort Water” or “Company”). Spires attached several exhibits, including maps and correspondence between representatives of both Companies. *See* Spires Letter, Exhibits A-D.

On January 24, 2011, the Commission received a letter from Resort Water President Tom Trulock requesting authority to de-annex a portion of the Company’s Commission-approved service territory. Specifically, Resort Water has agreed to transfer “Lots 6, 7, 8, 9, 10 Block E, plus the adjoining un-platted 2.3 acre piece of land, all of the Crystal Springs Subdivision” to Spires Water Co. Resort Water Letter at 1.

### STAFF RECOMMENDATION

Staff has reviewed Resort Water’s Application and recommends that it be processed through Modified Procedure. Staff believes that a 21-day comment period is appropriate.

### COMMISSION DECISION

Does the Commission wish to process Resort Water’s Application through Modified Procedure and issue a Notice of Application and Modified Procedure with a 21-day comment period?

  
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Neil Price  
Deputy Attorney General