BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)

WARM SPRINGS MESA, INC. TO REVISE)CASE NOS.WSM-W-95-2

AND INCREASE RATES CHARGED FOR )WSM-W-95-3

WATER SERVICE.)

                                                                    )ORDER NO. 26017

On April 21, 1995 and April 28, 1995, this Commission received two Applications from Warm Springs Mesa, Inc. in Case Nos. WSM-W-95-2 and WSM-W-95-3, for authority to increase its rates and charges effective May 31, 1995.  After reviewing the Applications, we make the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

I

Warm Springs Mesa has submitted proposed schedules of rates and charges for water service to become effective on and after May 31, 1995.  The Applications are of sufficient importance and complexity to require the Commission’s investigation of the reasonableness of the proposed rates.

II

The Commission will be unable to consider the Applications in Case Nos. WSM-W-95-2 and WSM-W-95-3 before May 31, 1995 because of the complexity of the evidence presented by the Applications and previously scheduled hearings and other demands on the Commission’s time.

CONCLUSIONS OF LAW

I

The Idaho Public Utilities Commission has jurisdiction over Warm Springs Mesa and its Applications by virtue of Title 61, Idaho Code, and the Rules of Procedure of the Idaho Public Utilities Commission, IDAPA 31.01.01000 et seq.

II

The Commission has authority under Idaho Code § 61-622 to suspend the rates that are the subject of the Applications for a period of thirty (30) days plus five (5) months, or less if the Commission acts sooner, from the proposed effective date of May 31, 1995.

III

It is necessary to suspend the rates in these Applications for a period of ninety (90) days, or less if the Commission acts sooner, from the effective date of May 31, 1995 to allow the Commission to hear the evidence to be presented in this matter and to consider and determine the issues presented in these Applications.

O R D E R

IT IS THEREFORE ORDERED that the proposed schedules of rates and charges for water service in Case Nos. WSM-W-95-2 and WSM-W-95-3 should be, and hereby are, suspended for a period of ninety (90) days from May 31, 1995, or until such time as the Commission may issue an Order accepting or rejecting or modifying the Applications in these matters.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this              day of May 1995.

RALPH NELSON, PRESIDENT

MARSHA H. SMITH, COMMISSIONER

DENNIS S. HANSEN, COMMISSIONER

ATTEST:

Myrna J. Walters

Commission Secretary

JR/O-WSM-W-95-2