BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING

IN THE MATTER OF THE APPLICATION
OF LAKE WATER COMPANY LLC, FOR
A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY TO
EXTEND ITS UTILITY SERVICE AREA

DOCKET NO. 80012-9-WA-15
(RECORD NO. 14303)

ORDER APPROVING APPLICATION AND GRANTING A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
(Issued February 22, 2016)

This matter is before the Wyoming Public Service Commission (Commission) upon the application of Lake Water Company, LLC (Lake Water), for authority to transfer all of Remington Ridge H2O’s (Remington H2O) assets and infrastructure related to Remington Ridge Subdivision (Remington Ridge) to Lake Water, as more fully described below.


2. On December 18, 2015, Lake Water filed an application requesting Commission authority for a Certificate of Public Convenience and Necessity (CPCN) for the expansion of its service area to include Remington Ridge. Remington Ridge consists of 80 acres of land described as portions of Section 11, Township 29 North, and Range 68 West, in Platte County, Wyoming. On December 21, 2015, Lake Water supplemented its application to address deficiencies in the original application. On January 22, 2016, Lake Water filed proposed Tariff Sheets to reflect expansion of its service area into Remington Ridge.

3. In its supplemental filing, Lake Water provided the current estimated profit and loss statement and balance sheet as of December 16, 2015. Lake Water also provided the estimated profit and loss statement with the expansion into Remington Ridge for 2016. In addition, Lake Water provided a copy of the Purchase Agreement as part of its application.

4. Lake Water is proposing to purchase the potable water system and easements from Remington H2O, a developer of Remington Ridge in Platte County Wyoming. With the acquisition, Lake Water will provide water to Remington Ridge. Currently, Remington H2O has 15 customers with 14 lots remaining, for a potential of 29 total customers. Lake Water is financing the purchase with a $125,000 fixed rate loan at 5.05% interest for 7 years.

5. Lake Water’s existing water source is from two wells permitted to appropriate 27 gallons per minute (gpm). The purchase of Remington H2O’s potable water system will include one existing well permitted to appropriate 70 gpm. The combined wells will increase capacity to 97 gpm, reduce the likelihood of a water shortage for Lake Water’s current service area, and supply sufficient water for both areas in the future. Connecting the two systems is expected to be completed by the spring of 2016.

6. On January 27, 2016, the Commission received a signed Affidavit listing the current Lake Water and prospective Remington Ridge customers who were served Notice of the application.
by United States Postal Service, first class mail, on December 29, 2015. The Notice period expired on January 22, 2016 without any comment, intervention or request for hearing.

7. This matter came before the Commission for consideration at its properly noticed open meeting of February 4, 2016. Craig Evert, Owner/Operator, appeared telephonically for Lake Water. There were no commenters on the telephone or in person. Evert provided a summary of the application generally describing the information set forth in paragraphs 2 through 5 above. Staff recommended approval of the application.

8. Based on the representations of the Applicant, and the analysis and recommendations from the Commission Staff, the Commission finds and concludes that the application conforms to the requirements of Commission Rule § 209, is in the public interest and should be approved. The Commission further finds that Lake Water properly applied for a CPCN under Commission Rule § 204, and granting the CPCN is in the public interest.

IT IS THEREFORE ORDERED:

1. Pursuant to open meeting action taken on February 4, 2016, the application for the transfer of assets, infrastructure and business of Remington Ridge H2O to Lake Water Company, LLC, and for a certificate of public convenience and necessity for Lake Water’s Remington Ridge service territory, is approved.

2. This Order is effective immediately.

MADE and ENTERED at Cheyenne, Wyoming, on February 22, 2016.

PUBLIC SERVICE COMMISSION OF WYOMING

ALAN B. MINIER, Chairman

WILLIAM F. RUSSELL, Deputy Chairman

KARA BRIGHTON, Commissioner

Attest:

JOHN S. BURBRIDGE, Assistant Secretary