

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

In re Joint Application GA-79236)	
for authority to transfer all rights under)	DOCKET NO. TG-031944
Certificate of Public Convenience and)	
Necessity No. G-18)	ORDER GRANTING
)	APPLICATION
from:)	
)	CANCELLING
Lakewood Refuse Service, Inc.)	CERTIFICATE NO. G-18
)	
to:)	AND
)	
Harold Lemay Enterprises, Inc.)	AMENDING CERTIFICATE
)	NO. G-98
holder of Certificate No. G-98)	
.....)	

- 1* Certificate of Public Convenience and Necessity No. G-18 stands in the name Lakewood Refuse Service, Inc., and authorizes the service therein set forth.
- 2* Certificate of Public Convenience and Necessity No. G-98 stands in the name Harold Lemay Enterprises, Inc., and authorizes the service therein set forth.
- 3* Joint Application GA-79236 has been filed requesting authority to transfer all rights under said Certificate No. G-18 from Lakewood Refuse Service, Inc., to Harold Lemay Enterprises, Inc., holder of Certificate No. G-98.
- 4* It appears that the transfer of rights as herein requested will not be detrimental to interests of the public and that the transferee is fit, willing and able to conduct the involved transportation service.

ORDER

5 WHEREFORE, IT IS ORDERED That the application herein be, and the same is hereby granted and contingent upon the applicant having complied with the provisions of RCW 81.77 and the rules relating to solid waste collection companies, that said Certificate No. G-18 standing in the name of Lakewood

Refuse Service, Inc., be cancelled; and that Certificate No. G-98 standing in the name Harold Lemay Enterprises, Inc., be amended as per the attached Appendix A.

- 6 All parties interested should take notice that the Commission in granting authority for the transfer of rights under a solid waste certificate does not necessarily approve the amount involved in the transaction, nor does it bind itself to recognize such amount in placing a value for ratemaking purposes on the property of the certificate holder.
- 7 The Commission further orders that the tariff filed in connection with this application will become effective at 12:01 a.m. on the day following the service date of this order.

DATED at Olympia, Washington, and effective this 1st day of June, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

APPENDIX A

THIS CERTIFICATE SUBJECT TO MORTGAGE IN FAVOR OF THE U.S. BANK NATIONAL ASSOCIATION AS PARTIAL SECURITY FOR A PROMISSORY NOTE IN THE PRINCIPAL AMOUNT OF \$13,860,000 AUTHORIZED BY COMMISSION ORDER TG-990532 DATED APRIL 14, 1999.

THE MORTGAGE OF CERTIFICATE NO. G-18 STANDING IN THE NAME OF LAKEWOOD REFUSE SERVICE, INC., WAS TRANSFERRED TO HAROLD LEMAY ENTERPRISES, INC., HOLDER OF CERTIFICATE NO. G-98 IN CONJUNCTION WITH TRANSFER OF AUTHORITY.

THE MORTGAGE OF CERTIFICATE G-97 STANDING IN THE NAME OF PACIFIC DISPOSAL, INC., WAS TRANSFERRED TO HAROLD LEMAY ENTERPRISES, INC., HOLDER OF CERTIFICATE NO. G-98 IN CONJUNCTION WITH TRANSFER OF AUTHORITY.

SOLID WASTE GARBAGE COLLECTION SERVICE In that portion of Pierce County described as follows: beginning at the intersection of 72nd Street East and Waller Road; thence south on the centerline of Waller Road to 112th Street; thence east on the centerline of 112th Street (becomes 39th St in Puyallup) to Meridian Street (also State Highway 161); thence south on the centerline of Meridian Street to the Kapowsin Highway; thence east on the centerline of Kapowsin Highway to its point of intersection with Electron County Road (also the north line of Section 5, T17N, R5E); thence east along the centerline of Electron County Road to the Southwest corner of Section 33, T18N, R5E; thence east along the south line of said Section extended to its intersection with the East boundary line of Mt. Rainier National Park (along the south line of Section 34, T18N, R10E); thence south along said boundary to its intersection with the Pierce-Yakima County boundary line; thence south along the Pierce-Yakima County line to the intersection of said line with the Pierce-Lewis County line; thence west along the Pierce-Lewis County line to the intersection of the Thurston-Pierce-Lewis County line; thence northerly along the Thurston-Pierce County line to its intersection with the shoreline of Puget Sound; thence northerly along the east shoreline of Puget Sound (including service to Anderson Island, McNeil Island and Ketron Island) to the intersection with the centerline of Chambers Bay; thence east along the centerline of Chambers Bay to its intersection with the centerline of Chambers Creek; thence following the

centerline of Chambers Creek east to its intersection with the centerline of Leach Creek; thence northerly along the centerline of Leach Creek to its intersection with Alameda Avenue extended; thence north on Alameda Avenue extended to South 48th Street extended west; thence east on South 48th Street extended to its meeting with the centerline of Leach Creek; thence northerly along the centerline of Leach Creek to its intersection with 40th Street; thence east on 40th Street to the intersection with Orchard Street extended; thence north along centerline of Orchard Street extended to the intersection with South 19th Street; thence west along centerline of South 19th Street (also the Tacoma city limits) to the intersection with Day Island Waterway (east side of The Narrows); thence following the shoreline of Puget Sound in a northerly direction to Point Defiance and Commencement Bay; thence following the shoreline of Commencement Bay to its intersection with the west city limits of Tacoma located in Section 21, T21N, R3E; thence following the city limits of Tacoma in a clockwise direction to its intersection with 72nd Street East (also the south line of the northwest quarter of Section 26, T20N, R3E); thence east along said street to its intersection with Waller Rd, the point of beginning.

SOLID WASTE COLLECTION SERVICE In Lewis County.

SOLID WASTE COLLECTION SERVICE in Grays Harbor County.

SOLID WASTE COLLECTION SERVICE in Mason County.

Authority to provide Garbage Collection Service in Mason County, excluding biomedical waste, has been leased to Mason County Garbage Service, Inc. (G-88) under Docket TG-011621 effective February 27, 2002. The lease is for a period of 20 years and will expire February 27, 2022.

SOLID WASTE COLLECTION SERVICE in Thurston County.

REFUSE COLLECTION SERVICE From the Puget Sound Navy Yard at Bremerton to dumps in Kitsap County.

SOLID WASTE COLLECTION SERVICE In that portion of Pacific County described as follows: Starting at a point at the northeast corner of Section 13, T. 15 N., R. 11 W.; thence south along the east line of said Section 13, extended to Tokeland Peninsula (Section 12, T. 14 N., R. 11 W.); thence following the shoreline of Willapa Bay and the Pacific Ocean westerly and northerly to its

intersection with the Pacific-Grays Harbor County line; thence east along said county line to its intersection with the northeast corner of Section 13, T15N, R11W, the point of beginning.

The operating authority held by Harold and Nancy Lemay, d/b/a City Sanitary Company, in Certificate No. G-47, voluntarily cancelled June 1, 2004, by Commission Order TG-040953, is fully duplicated in Certificate No. G-98 held by Harold Lemay Enterprises, Inc.

TO THE EXTENT THAT THE AUTHORITY GRANTED IN THIS ORDER
DUPLICATES ANY AUTHORITY PREVIOUSLY GRANTED OR NOW HELD
SHALL NOT BE CONSTRUED AS CONFERRING MORE THAN ONE
OPERATING RIGHT NOR SHALL ANY DUPLICATING RIGHTS BE
AVAILABLE FOR PURPOSES OF TRANSFER.

TG-031944

06-01-04