

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET UW-071357
)	
ROSARIO UTILITIES, LLC)	ORDER 02
)	
Applicant,)	ORDER AMENDING ORDER 01,
)	APPLICATION FOR SALE AND
For the Sale and Transfer of Assets to)	TRANSFER OF ASSETS AND
Washington Water Service Company)	TARIFF ADOPTION
.....)	

BACKGROUND

- 1 On June 22, 2007, Rosario Utilities, LLC (Rosario) and Washington Water Service Company (Washington Water Service), filed with the Washington Utilities and Transportation Commission (Commission) an application for sale and transfer of assets pursuant to RCW 80.12.

- 2 On September 28, 2007, the Commission approved the application for sale and transfer of assets from Rosario to Washington Water Service in Order 01 in Docket UW-071357.

- 3 On October 5, 2007, Washington Water Service submitted a letter to the Commission requesting clarification of Order 01.

- 4 Paragraph 13 of Order 01 (Findings and Conclusions, paragraph 10) reads “Washington Water Service will acquire the water system assets of Rosario for \$937,331, and will assume approximately \$44,144 in State Revolving Fund Loans.” Washington Water Service seeks clarification of whether the \$44,144 of debt is included in the total assets of \$937,331.

FINDINGS AND CONCLUSIONS

- 5 (1) The Washington Utilities and Transportation Commission is an agency of the state of Washington vested by statute with the authority to regulate rates, rules, regulations, practices, accounts, securities, transfers of public service companies and affiliated interest transactions, including water companies. *RCW 80.01.040, RCW 80.04, RCW 80.12, RCW 80.16 and RCW 80.28.*

- 6 (2) Staff has reviewed the documents filed in this matter and recommends the Commission correct Paragraph 13 to read: “Washington Water Service will acquire the water system assets of Rosario for \$893,187 cash paid to Rosario and assumption of approximately \$44,144 in State Revolving Fund Loans, for a total of \$937,331.”
- 7 (3) After reviewing Washington Water Service’s request for clarification filed in Docket UW-071357 on October 5, 2007, and the joint application filed on June 22, 2007, and giving due consideration, the Commission finds it appropriate to clarify and amend our prior order.

ORDER

THE COMMISSION ORDERS:

- 8 (1) Paragraph 13 of Order 01 entered in Docket UW-071357 on September 28, 2007, is modified to read: “Washington Water Service will acquire the water system assets of Rosario for \$893,187 cash paid to Rosario and assumption of approximately \$44,144 in State Revolving Fund Loans, for a total of \$937,331.”
- 9 (2) No material change, revision, or amendment to the joint application and agreement shall become effective without the Commission’s prior written approval.
- 10 (3) This Order shall in no way affect the authority of this Commission over rates, services, accounts, valuations, estimates, or determination of costs, or any matters that may come before it. Nothing in this Order shall be construed as agreement to any estimate or determination of costs, or any valuation of property claimed or asserted.
- 11 (4) The Commission retains jurisdiction over the subject matter and Rosario Utilities, LLC, and Washington Water Service Company to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Executive Secretary to enter this Order.

DATED at Olympia, Washington, and effective November 7, 2007.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary