

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

In the Matter of the Removal from)	DOCKET UW-081477
Commission Regulation of)	
)	ORDER 01
BASIN CITY WATER COMPANY,)	
)	
)	ORDER REMOVING COMPANY
)	FROM REGULATION; CANCELING
Requesting Removal from)	TARIFF AFTER TRANSFER TO
Commission Regulation)	WATER DISTRICT
.....)	

BACKGROUND

- 1 On March 14, 2008, the Basin City Water and Sewer District of Mesa in Franklin County purchased the outstanding common stock shares and took over operation and ownership of the Basin City Water Company (Basin City Water). On the same day, Basin City Water notified its customers about the transfer of ownership of the water system assets owned by Basin City Water to the Basin City Water and Sewer District. Basin City Water seeks to remove itself from regulation and to cancel its tariff. The water company provided water service to approximately 104 residential customers near Mesa, in Franklin County.
- 2 As a result of a Staff investigation, the Washington Utilities and Transportation Commission (Commission) finds that Basin City Water no longer provides regulated water service. The Commission may remove a water company from regulation under RCW 80.04.010. A water company cannot be removed from regulation without the Commission’s approval. Removing Basin City Water from regulation will be consistent with the public interest, because the water system is now operated and owned by Basin City Water and Sewer District, which is not subject to Commission jurisdiction.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including water companies. *RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.*

- 4 (2) Prior to March 13, 2008, Basin City Water was an investor-owned water company and a public service company subject to Commission jurisdiction.
- 5 (3) The transfer of outstanding common stock shares of Basin City Water to Basin City Water and Sewer District is exempt from Commission regulation under RCW 80.12.020 and RCW 36.96.010 and is not subject to Commission jurisdiction.
- 6 (4) This matter came before the Commission at its regularly scheduled meeting on August 28, 2008.
- 7 (5) After reviewing the information gathered in the investigation, and giving due consideration, the Commission finds it in the public interest to remove Basin City Water from regulation and to cancel the corresponding tariff.

ORDER

THE COMMISSION ORDERS:

- 8 (1) Basin City Water Company is no longer subject to Commission jurisdiction under RCW 80.04.110.
- 9 (2) Basin City Water Company is removed from regulation by this Commission and its current tariff WN-U 01 is canceled as of the effective date of this Order.

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

DATED at Olympia, Washington, and effective August 28, 2008.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary