

860-036-0715

Applications for Authority to Sell, Lease, Assign, Mortgage, Merge, Consolidate, Terminate, Abandon, or Otherwise Dispose of or Encumber its Property, or to Acquire Stock, Bonds, or Property of Another Public Utility

(1) Requirements of this rule apply to rate-regulated water utilities seeking authority under ORS 757.480 and ORS 757.485. Every applicant shall, at a minimum, utilize the form prescribed below and provide all required information. At its discretion, the Commission may require further or more detailed information.

In the Matter of the Application of (Enter Exact Name of Applicant) for an Order Authorizing (Enter Authority Requested, for example, to Sell, Transfer, Abandon, or Otherwise Dispose of Utility Property) to (Enter Name, Address, and Telephone Number of Purchaser or Other Parties Concerned).

A copy of the contract or other agreement is attached to this application and contains the exact terms and provisions of the document that will be entered into. The Commission will be advised in writing of the exact date the transaction is entered into and that the terms and provisions of the contract or agreement are the same as set forth herein, if this application is approved.

The affected water utility property consists of (explain or describe in general the water utility property).

The sale price of the property is \$_____, payable as set forth in the contract or agreement attached to the application. The net book value of the system is \$_____.

The reasons applicant desires to sell, transfer, or otherwise dispose of its utility property are (list the reasons and any facts supporting these reasons why the transaction is proposed).

The effect(s) of the transaction upon the current customers is (state all effects of the transaction on current customers).

The current customers benefit from this transaction in the following ways: (List and explain all benefits current customers will realize from the transaction.)

The purchasers are financially able and willing to take over and operate the utility property. (State any experience purchasers have that will assist or aid them in the operations of the water utility and the reasons why they desire to acquire the utility property. Attach to the application a financial statement of the purchasers.)

Attached to this application is a copy of all grants of easement(s) to be transferred with the sale of the water system. Also attached is documentation of all water rights to be transferred with the water system.

Wherefore applicant respectfully requests that the Commission enter an appropriate order authorizing the transaction proposed herein.

Name of Utility _____

Dated: _____

Signature of Officer or Owner _____
State of _____) ss.
County of _____)

_____,
(Name of Party signing above)

being first duly sworn, deposes and says he/she is _____ (Title) _____ of
_____ (Name of Utility) _____, the applicant in the foregoing application,
that he/she has read said application, including all exhibits thereto, knows the contents
thereof, and the same are true to the best of his/her knowledge and belief.

(Signature) _____

(Notarial Seal).

(2) In the case of abandonment or termination of service by the water utility, in addition to the requirements in section (1) of this rule, the water utility must provide a description of all alternative water service options available to the customers and the estimated cost to customers of each alternative water service option.

Stat. Auth.: ORS Ch. 183, 756 & 757

Stats. Implemented: ORS 756.040, 757.105, 757.480 & 757.485

Hist.: PUC 13-1997, f. & ef. 11-12-97 (Order No. 97-434); PUC 15-1998, f. & ef. 8-27-98 (Order No. 98-359); PUC 8-2002, f. & ef. 2-26-2002 (Order No. 02-116)