

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING

IN THE MATTER OF THE JOINT )  
APPLICATION OF HAPPY VALLEY )  
PIPELINE, AND HAPPY VALLEY )  
WATER IMPROVEMENT AND SERVICE )  
DISTRICT FOR AUTHORITY TO SELL )  
THE ASSETS OF THE UTILITY AND )  
CANCEL THE CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY )

DOCKET NO. 80001-8-WA-22  
(RECORD NO. 17157)

NOTICE OF APPLICATION  
(Issued September 14, 2022)

Pursuant to the Wyoming Administrative Procedure Act and the Wyoming Public Service Commission (Commission) Rules, the Commission hereby gives notice that Happy Valley Pipeline Company (HVPC) and Happy Valley Water Improvement and Service District (District) (Collectively the Companies) filed a Joint Application requesting authority to sell HVPC's assets to the District and cancel HVPC's Certificate of Public Convenience and Necessity (CPCN), pursuant to the provisions of Wyo. Stat. § 37-2-205

1. On August 15, 2022, the Companies filed their Joint Application requesting Commission authority to sell HVPC's assets to the District and cancel HVPC's CPCN. In accord with the terms of the Asset Purchase Agreement (Agreement) dated July 27, 2022, the District intends to acquire substantially all of HVPC's assets including the water supply well and facilities, used or useful, or intended to be used in the operation of the water system. Further, HVPC will cease to exist as it relinquishes its CPCN and the District will own and operate the water distribution system providing non-regulated water utility service. The Companies also requests that HVPC's CPCN be cancelled since the District intends to provide water service as an unregulated entity.

2. The Companies aver that the infrastructure for the assets is aging and in need of rehabilitation and upgrades. The Companies state that the water well will continue to be used for the beneficial use of the water supply user. The District has worked with engineers to assess the needs of its members and community, and has requested funding from the Wyoming Water Development Commission to improve the water system and secure additional sources of water supply. The District has applied for funding to expand its boundaries to incorporate an adjacent water utility service known as the Osmond System. At this time, the District does not seek to revise water rates and will continue to charge rates consistent with HVPC's tariffs until such time as new rates are developed.

3. The Companies aver that approval of the proposed transaction and the transfer of the system from HVPC to the District will result in no functional change to the operation of the water distribution services in Wyoming and therefore, will have no adverse effect on the public. The Companies stated that the request to cancel HVPC's CPCN is supported because the District

has the financial ability and operational resource to continue operation of the water system. The Companies further state that the community has a need for continued water service.

4. This is not a complete description of the Application. Interested persons may inspect the Application at the Commission's offices in Cheyenne during regular business hours or online at: <http://dms.wyo.gov/external/publicusers.aspx> (enter Record No. 17157).

5. Anyone desiring to file a statement, intervention petition, protest or request for a public hearing in this matter must file in writing with the Commission on or before October 14, 2022. A proposed intervention or request for hearing must set forth the grounds and the position and interest of the petitioner in this proceeding. Please reference Docket No. 80001-8-WA-22 in your correspondence.

6. If you wish to intervene in this matter or request a public hearing which you will attend and you require reasonable accommodation for a disability, call the Commission at (307) 777-7427 or write to the Commission, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002. Communications-impaired persons may also contact the Commission by accessing Wyoming Relay at 711.


7. Public notice of the Application and this proceeding shall be provided by mailing a copy of this Order to each Happy Valley customer, and issuance of a notice including paragraphs 1 through 7 by the Commission's email notification system. Any interested person may subscribe to receive the Commission's email notifications at:  
[https://public.govdelivery.com/accounts/WYPSC/subscriber/topics?qsp=CODE\\_RED](https://public.govdelivery.com/accounts/WYPSC/subscriber/topics?qsp=CODE_RED)

8. This *Notice of Application* is effective immediately.

MADE and ENTERED at Cheyenne, Wyoming, on September 14, 2022.

BY ORDER OF THE COMMISSION:



  
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IVAN H. WILLIAMS, Assistant Secretary  
Wyoming Public Service Commission  
2515 Warren Avenue, Suite 300  
Cheyenne, Wyoming 82002

**CERTIFICATE OF SERVICE**

I hereby certify that on September 14, 2022, a copy of the Commission's *Notice of Application* was sent via electronic mail or U.S. Postal Service to the following:

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Happy Valley Customer List

  
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