Martin E. Hansen, OSB #80052 Attorney for Petitioner LBWS FRANCIS HANSEN & MARTIN LLP 1148 NW Hill Street Bend, OR 97701 (541) 389-5010 (541) 382-7068 (fax) meh@francishansen.com

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

In the Matter of Tariffs for Water Service)	UW 110
in the State of Oregon filed by Long Butte)	
Water System, Inc.)	MOTION FOR INTERIM
)	RELIEF AND RATE INCREASE
)	

Petitioner Long Butte Water System, Inc. requests an Order pursuant to ORS 757.215 authorizing an interim rate schedule pending resolution of this Docket on the following grounds:

- Petitioner requires interim relief because the current rates do not
 adequately meet the operational expenses for the services provided by Petitioner.
 Additional revenue is required on an interim basis while this matter proceeds so that
 petitioner can meet its current operating expenses, as set forth by petitioner in its
 application to increase revenues on file herein.
- 2. Long Butte Water System's application and tariff sheets amply support the requested increased rate schedule. The material submitted by Petitioner supports the increased rates and shows a strong likelihood that the proposed rate increase will be approved.

1 – MOTION FOR INTERIM RELIEF AND RATE INCREASE

3. The intervenors and proposed intervenors in this case have requested and received continuances that have delayed the progress of this docket. Petitioner is

unduly burdened and prejudiced from the resulting delay in the approval of Petitioner's

proposed increased rate schedule.

4. In the event that any portion of the interim rate is found not to be justified

or supported, customers are adequately protected by the provisions of 757.215(5) and

(6) concerning refunds or credits arising from the excess interim rate revenues.

Petitioner requests authorization of an interim rate schedule for services provided

beginning October 1, 2005 that is equal to the rate schedule requested by Petitioner in

their petition for rate increase in this matter. (The proposed interim rate is set forth in

the attached Exhibit 1, "Schedule No. 1 Interim Rate Tariff".) That is, petitioner requests

the authorization of the interim rate of \$50.00 per month for the first 401 cubic feet per

customer, and \$2.30 per each subsequent 100 cubic feet per customer pending

resolution of this docket.

Dated this 27th day of September, 2005.

FRANCIS HANSEN & MARTIN, LLP

/s Martin E. Hansen

Martin E. Hansen, OSB #80052

Of Attorneys for Long Butte Water System

SCHEDULE NO. 1 INTERIM RATE TARIFF

RESIDENTIAL METERED RATES

<u>Available</u> :	To customers of the Utility serving	Whispering Pines Estates, Bend	d. Oregon
and vicinity.	, ,		<u>=</u> , 0.09011,

Applicable: To residential premises.

Base Rate

Service Meter Size	Monthly Base Rate	Usage Allowance	Unit of
5/8 or 3/4 inch	\$50.00	401	□ Cubic feet
3/0 0/ 3/4 (//01)		101	gallons
1 inch	\$		ubic feet
THOI	·		gallons
1½ inches	\$		☐ cubic feet
			gallons

Commodity Usage Rate

Commodity Rate	Per	Number of Units	Unit of Measure	Above	Base Usage Allowance	Unit of Measure
2.30	Per	100	□ cubic feet □ gallons	Above	401	□ cubic feet □ gallons

Special Provisions:

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.

<u> </u>					
	LONG BUTTE WATER SYS	TEM, INC.			
	PATRICK R. HODGE	PRESIDE	NT	 	

- 2. Water used during the construction of buildings, etc., shall be metered. Charges shall be made at the rates specified in this schedule. When setting of a meter is impracticable, the amount of water used shall be estimated, and the charges shall be made at specified rates for the amounts
- 3. This interim tariff shall remain in effect and is subject to refund until a final Commission order is issued in UW 110, establishing an approved permanent rate.

LONG BUTTE WATER SYS	TEM, INC.		
PATRICK R. HODGE	PRESIDENT		
		LONG BUTTE WATER SYSTEM, INC. PATRICK R. HODGE PRESIDENT	DATRICKE

CERTIFICATE OF TRUE COPY

I hereby certify that the foregoing **PETITIONER'S MOTION FOR INTERIM RATE INCREASE** is a true, exact and full copy of the original thereof.

DATED this 29th day of September 2005.

By:
Michael H. McGean, OSB #00473
Of Attorneys for Long Butte Water
System, Inc.

FRANCIS, HANSEN & MARTIN, LLP

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **PETITIONER'S MOTION FOR INTERIM RATE INCREASE** to:

HAND DELIVERED

Timothy Elliott
ELLIOTT ANDERSON LLP
42 NW Greeley Avenue
Bend, OR 97701-2912
541-383-3755
541-330-1480 Fax
timelliott@bendbroadband.com

JASON W JONES
DEPARTMENT OF JUSTICE
REGULATED UTILITY & BUSINESS
1162 COURT ST NE
SALEM OR 97301-4096
jason.w.jones@state.or.us

Public Utility Commission of Oregon Attn: Filing Center PO Box 2148 Salem, OR 97308-2148 PUC.filingcenter@state.or.us (Without attachments)

by causing a full, true, and correct copy thereof to be sent by the following indicated method or methods, on the date set forth below:

- xx by email to the addresses listed above.
- by mailing in a sealed, first-class postage-prepaid envelope, addressed to the last-known office address of the party, and deposited with the United States Postal Service at Bend, Oregon and by e-mail.

DATED this 29th day of September 2005.

FRANCIS, HANSEN & MARTIN, LLP

By: /s Michael McGean
Michael H. McGean, OSB #00473
Of Attorneys for Long Butte Water System, Inc.