

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

WJ 16

In the Matter of)	
)	
FISH MILL LODGES WATER SYSTEM)	ORDER
)	
Assertion of Jurisdiction pursuant to ORS 757.)	
)	

DISPOSITION: JURISDICTION ASSERTED

Pursuant to ORS Chapters 756 and 757, the Public Utility Commission of Oregon (Commission) regulates privately-owned water companies providing service directly or indirectly to or for the public. *See* ORS 757.005. The Commission regulates service quality (water quality, water pressure, customer service, and plant maintenance) for certain private water companies designated as public utilities. *See* ORS 757.040. Additionally, any water utility serving fewer than 500 customers may, at any time, file a petition with the Commission for full rate regulation of the water utility. *See* ORS 757.061(6)(a).

FINDINGS OF FACT

Fish Mill Lodges Water System (Fish Mill) is a public utility pursuant to ORS 757.005 and ORS 757.061(5), located near Westlake, Oregon, serving less than 500 customers. As a public utility, Fish Mill is subject to the Commission service regulation and annual fee.

On August 16, 2007, the Commission received a written petition from Fish Mill requesting full utility rate regulation. Pursuant to ORS 757.061(6)(a) and OAR 860-036-0420, upon receipt of such petition, the Commission will issue an order within 30 days of the filing date asserting regulation. Therefore, with the issuance of this order, Fish Mill will become a financially regulated water utility subject to all Commission rate and service regulation.

On August 16, 2007, the Commission received a copy of the customers' Notice of Request for Rate Regulation, dated August 15, 2007. Fish Mill's notice to its customers appears to be a proper notice and complies with all notice requirements as stated in OAR 860-036-0420.

CONCLUSION OF LAW

Fish Mill Lodges Water System is a financially regulated public utility under ORS 757.005 and is subject to service and financial regulation pursuant to ORS 757.061.

ORDER

IT IS ORDERED that:

1. Fish Mill Lodges Water System is a fully regulated utility pursuant to ORS 757.005 and 757.061.
2. Fish Mill Lodges Water System shall file appropriate tariffs within 60 days of the date of this order.
3. Fish Mill Lodges Water System's current rates are deemed interim rates, subject to refund. Commission approved rates will be determined in a subsequent rate proceeding.

Made, entered, and effective SEP 10 2007.



Lee Sparling

Lee Sparling
 Director
 Utility Program

A party to this docket may request reconsideration pursuant to ORS 756.561. The request must be filed within 60 days of the date of service of this order and include information that demonstrates that Fish Mill is not subject to Commission jurisdiction.

A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.