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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE PETITION OF)	
EDWARDSVILLE WATER CORPORATION, A)	CAUSE NO. 43869
NONPROFIT CORPORATION, FOR AUTHORITY TO)	
ISSUE LONG-TERM DEBT AND FOR APPROVAL OF)	APPROVED: APR 05 2011
A CHANGE IN RATES AND CHARGES)	

BY THE COMMISSION:

Carolene R. Mays, Commissioner
Angela Rapp Weber, Administrative Law Judge

On March 2, 2011, the Indiana Utility Regulatory Commission (“Commission”) issued an Order in this Cause approving a Settlement Agreement entered into by Edwardsville Water Corporation (“Edwardsville”) and the Office of Utility Consumer Counselor (“OUCC”). On March 22, 2011, Edwardsville filed a Verified Petition for Rehearing and Reconsideration (“Petition for Rehearing”) pursuant to 170 IAC 1-1.1-22. Edwardsville explained in the Petition for Rehearing that it would like to submit additional evidence in this Cause which was not previously available.

Pursuant to the March 2, 2011 Order, the Commission permitted Edwardsville to increase its rates by 16.94% and to incur long-term debt to the United States Department of Agriculture – Rural Development (“Rural Development”) in an amount not to exceed \$1,585,000. Edwardsville explained in the evidence presented in this Cause that it intended to use the debt proceeds to construct a one million gallon elevated water storage tank.

The Petition for Rehearing explains that after the conclusion of the Evidentiary Hearing in this Cause, Edwardsville acquired land from the United States Army Corps of Engineers. The parcel of land is the highest point of elevation in Floyd County, Indiana. As a result, Edwardsville can now consider constructing a two million gallon standpipe water storage tank. The Petition for Rehearing explains the standpipe is superior to the elevated tank because it will provide twice as much water storage for backup and emergency supply. Also, the standpipe will be constructed of fiberglass instead of steel, which will reduce maintenance costs and allow for a longer tank life. Edwardsville estimates the cost to construct the standpipe to be \$1,708,500 as opposed to \$1,585,000 to construct the elevated tank. Edwardsville still intends to issue long-term debt through Rural Development to construct the stand pipe.

The evidence concerning the parcel of land and the standpipe, according to the Petition for Rehearing, was not available at the time of the Evidentiary Hearing in this Cause, could not have been discovered with due diligence, and will not be cumulative. The OUCC does not object to the Petition for Rehearing and fully supports the requested relief. Thus, Edwardsville requests the Commission to reopen this Cause for the purposes of rehearing and reconsideration, authorize Edwardsville to complete the standpipe, and permit Edwardsville to incur additional long-term debt in an amount not to exceed \$1,708,500.

The Commission notes that in the Settlement Agreement submitted in this Cause, Edwardsville requested permission to issue long-term debt to Rural Development in an amount not to exceed \$1,585,000 to construct an elevated storage tank. In the Petition for Rehearing, Edwardsville requests authority to issue long-term debt to Rural Development in an amount not to exceed \$1,708,500 to construct a standpipe water storage facility. Thus, Edwardsville is changing its request initially made and approved by the Commission in this Cause. Consequently, rather than a Petition for Rehearing, Edwardsville's immediate request should be considered pursuant to Indiana Code § 8-1-2-72.¹

Having considered the Petition for Rehearing, the Commission reopens this Cause pursuant to Indiana Code § 8-1-2-72 and establishes the following procedural schedule:

1. Edwardsville shall file its supplemental evidence on or before April 12, 2011;
2. The OUCC shall file its supplemental evidence on or before April 22, 2011;
3. Edwardsville shall file its supplemental rebuttal evidence on or before April 26, 2011;
4. An Evidentiary Hearing shall be held in this matter on May 24, 2011 at 1:30 p.m. in Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana.

IT IS THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION, that:

1. Pursuant to Indiana Code § 8-1-2-72, this matter is reopened for the consideration of additional evidence.
2. An Evidentiary Hearing is scheduled in this matter for May 24, 2011 at 1:30 p.m. in Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana.
3. This Order shall be effective on and after the date of its approval.

ATTERHOLT, LANDIS, MAYS, AND ZIEGNER CONCUR; BENNETT ABSENT:

APPROVED: APR 05 2011

I hereby certify that the above is a true and correct copy of the Order as approved.



**Brenda A. Howe,
Secretary to the Commission**

¹ Indiana Code § 8-1-2-72 provides that "the commission may, at any time, upon notice to the public utility and after opportunity to be heard . . . rescind, alter, or amend any order fixing any rate or rates, tolls, charges, or schedules, or any other order made by the commission . . ."