

Service Date: October 10, 1978

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application )  
of MARTIN CITY WATER COMPANY for ) DOCKET NO. 6470  
Authority to Discontinue Opera- )  
tions. ) ORDER NO. 4320a

FINDINGS OF FACT

1. By letter dated October 24, 1976, Russell L. Baeth of Martin City, Montana, the proprietor of the Martin City Water Company, sought authorization from this Commission to discontinue service.

2. The Commission on November 5, 1976, accepted Mr. Baeth's letter as an application to discontinue service.

3. A Notice of Public Hearing was published in the Hungry Horse News and the Kalispell Daily-Inter Lake.

4. On December 17, 1976, Commissioner George Turman, serving as hearing examiner, conducted a hearing on the discontinuance application. The hearing was held at the Vets Hall in Martin City, and was attended by approximately twenty-five interested parties.

5. On February 9, 1977 Proposed Order No. 4320 was issued.

6. Mr. Wes Johnson purchased the Martin City Water Company from Mr. Russell Baeth as of July 1, 1977.

CONCLUSIONS OF LAW

1. The Martin City Water Company is a public utility supplying water to customers in the State of Montana.

2. The Martin City Water Company is subject to the jurisdiction of this Commission under Section 70-101, RCM 1947, et seq.

ORDER

1. The Commission, pursuant to Findings of Fact No. 6, hereby ORDERS that Docket No. 6470 BE CLOSED.

DONE IN OPEN SESSION at Helena, Montana, this 2nd day of

October, 1978 by a vote of 4 - 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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P.J. Gilfeather, Commissioner

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Thomas J. Schneider, Commissioner

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James R. Shea, Commissioner

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George Turman, Commissioner

ATTEST:

Joyce R. Baumberger  
Acting Secretary

Madeline L. Cottrill  
Secretary

(SEAL)

NOTICE: You are entitled to judicial review of the final decision in this matter. If no Motion For

Reconsideration is filed, judicial review may be obtained by filing a petition for review within thirty (30) days from the service of this order. If a Motion For Reconsideration is filed, a Commission order is final for purpose of appeal upon the entry of a ruling on that motion, or upon the passage of ten (10) days following the filing of that motion. cf. The Montana Administrative Procedure Act, esp. Section 82-4216, RCM 1947; and Commission. Rules of Practice and Procedure, esp. 38-2.2(64)-P2750, ARM.