

Service Date: March 25, 1986

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

IN THE MATTER Of The Application)
Of The CITY OF BOZEMAN To Increase) UTILITY DIVISION
Water Rates And To Modify Rules And) DOCKET NO. 85.6.23
Regulations.) ORDER NO. 5184a

FINDINGS OF FACT

1. On March 17, 1986, the City of Bozeman (Applicant or City) filed a Petition for Reconsideration of this Commission's Order No. 5184. In its petition the Applicant alleges that the Commission in its Order No. 5184 failed to grant sufficient revenues to meet the requirements of its bond indenture. Specifically the Applicant alleges that the revenues authorized by the Commission are not sufficient to allow the City to meet the bond indenture requirement that it generate net revenues in an amount equal to 125% of the maximum principal and interest payment due on the outstanding bond.

2. The Commission in its Order No. 5184 dedicates a section of the order to a discussion of the Applicant's debt service and its requirements and is of the opinion that the discussion in that section fully addresses the items presented by the Applicant in its Petition for Reconsideration. The Commission, therefore, finds that the Applicant's Petition for Reconsideration should be denied, since the Commission's Order No. 5184 clearly sets out its determinations relative to debt service requirements.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding. Title 69, Chapters 3 and 7, MCA.

2. The Montana Public Service Commission has afforded all interested parties in this proceeding proper notice and an opportunity to participate. Section 69-3-303, MCA, Title 2, Chapter 4, MCA.

3. The rates approved herein are reasonable, just and proper. Section 69-3-201, MCA.

ORDER

1. The City of Bozeman's Petition for Reconsideration is hereby DENIED.

DONE IN OPEN SESSION at Helena, Montana, this 24th day of March, 1986, by a 5 to 0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

CLYDE JARVIS, Chairman

HOWARD L. ELLIS, Commissioner

TOM MONAHAN, Commissioner

DANNY OBERG, Commissioner

JOHN B. DRISCOLL. Commissioner

ATTEST:

Trenna Scoffield
Secretary
(SEAL)

NOTE: Any interested reconsider this filed within ten party may request the Commission to decision. A

motion to reconsider must be (10) days. See
38.2.4806, ARM.