



subject to refund, an annual revenue increase of approximately \$2,500,000, or a net<sup>1</sup> increase of approximately 5.6%, which does not exceed 15% of the public utility's annual gross intrastate operating revenues or \$2,500,000, whichever is less; and

**WHEREAS**, Commission Staff has reviewed the Application and its attachments, including a proposed form of rate refunding bond and tariff sheets, and has recommended the approval of the Application;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. That the Commission finds, pursuant to 26 *Del. C.* § 306(c), that United Water Delaware Inc. has the statutory right, on and after the expiration of sixty (60) days from the filing of its rate increase application, to place into effect temporary rates, subject to refund, so long as such temporary rates do not exceed the lesser of fifteen percent (15%) of the Company's annual gross intrastate operating revenues or Two and a Half Million Dollars (\$2,500,000), and provided that the Commission approve as reasonable the amount of the bond and the surety thereon.

2. That the Commission hereby approves as reasonable the form of rate refunding bond attached to the application filed by United Water Delaware Inc. on March 19, 2009, in the principal amount of One Million, Five Hundred Seventy-Five Thousand Dollars (\$1,575,000), and further waives the requirement for a surety on such rate refunding bond to further guarantee the repayment of the interim rates collected

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<sup>1</sup>As explained in the Application, the Distribution System Improvement Charge will be reset to zero; thus, on a net basis, the impact of the increase proposed on United's overall base revenue and customer bills would be approximately \$1,315,552 or 5.6%.

pursuant to 26 Del. C. § 306(c). A duly executed rate refunding bond without surety shall be filed prior to April 7, 2009.

3. That the proposed temporary rates set forth above in the application of United Water Delaware Inc. and in its revised tariff leaves are reasonably designed to produce, on an annual basis, less than Two and a Half Million Dollars (\$2,500,000) and less than fifteen percent (15%) of the gross annual intrastate operating revenues of United Water Delaware Inc., and may, therefore, be placed into effect on April 14, 2009, under 26 Del. C. § 306(c), subject to any refund as the Commission may hereafter Order.

4. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae  
Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

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Commissioner

ATTEST:

/s/ Karen J. Nickerson  
Secretary