

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE REQUEST OF )  
ARTESIAN WATER COMPANY, INC. TO )  
ABANDON THE CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY FOR NEW )  
CASTLE COUNTY TAX MAP PARCEL NUMBERS )  
10-48.30-003 THROUGH 10-48.30-015, 10- )  
48.30-022 THROUGH 10-48.30-035, 10- )  
48.30-037 THROUGH 10-48.30-042, AND )  
10-48.30-048 THROUGH 10-48.30-050 BY )  
CERTIFICATE NUMBER 85-WS-03 (MAY 14, )  
1985) AND THE APPLICATION OF UNITED )  
WATER DELAWARE INC. FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY TO )  
PROVIDE WATER SERVICES PURSUANT TO 26 )  
DEL. C. § 203C (FILED JUNE 29, 2009) )

PSC DOCKET NO. 09-CPCN-27  
( "MERIDIAN CROSSING  
SUBDIVISION" )

**ORDER NO. 7650**

**GRANTING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
TO PROVIDE PUBLIC WATER UTILITY SERVICES**

This 22<sup>nd</sup> day of September, 2009, the Commission finds, determines, and Orders the following:

1. On June 29, 2009, United Water Delaware, Inc. ("United" or "Applicant") filed an application ("Application") with the Commission seeking a Certificate of Public Convenience and Necessity ("CPCN") to expand its facilities and operations in order to provide water services to thirty-six parcels of land in the Meridian Crossing Subdivision located in Bear, New Castle County, Delaware ("Proposed Service Area"). The basis for the Application is United's possession of the petitions requesting water services signed by all of the owners of the parcels of land comprising the Proposed Service Area in accordance with 26 Del. C. § 203C(e)(1)b. With its Application,

United filed evidence that it had mailed to all of the landowners in the Proposed Service Area notice of its application and the options available to affected landowners.

2. The Proposed Service Area in this matter is located in the water service territory of Artesian Water Company, Inc. ("Artesian") which was granted by granted by the Department of Natural Resources and Environmental Control ("DNREC") by Certificate No. 85-WS-03 (May 14, 1985). On July 29, 2009, Artesian filed a written request with the Commission seeking to abandon its CPCN for the specific area in United's application.

3. The Commission Staff has completed its review and investigation of the Application and the Applicant. In a September 8, 2009 Memorandum to the Commission, Staff reports that United's Application meets all requirements for the granting of a CPCN under 26 Del. C. § 203C and the Commission's *Regulations Governing Water Utilities Including the Public Service Commission's Jurisdiction to Grant and Revoke Certificates of Public Convenience and Necessity*, and recommends approval of the Application.

3. For these reasons, the Commission finds that United has met all requirements for the granting of a CPCN and, therefore, the Commission shall approve the Application as filed in PSC Docket No. 09-CPCN-27 on June 29, 2009.

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

1. That, pursuant to 26 Del. C. § 203A(c)(3), to the extent it is consistent with this Order, the request for abandonment filed by

Artesian Water Company, Inc. on July 29, 2009 is hereby granted, and the parcels of land identified by New Castle County Tax Map Parcel Numbers. 10-48.30-003 through 10-48.30-015, 10-48.30-022 through 10-48.30-035, 10-48.30-037 through 10-48.30-042, and 10-48.30-048 through 10-48.30-050 be hereby removed from the service territory granted to Artesian Water Company, Inc. by Certificate Number 85-WS-03 on May 14, 1985.

2. That, pursuant to 26 *Del. C.* § 203C(e), a Certificate of Public Convenience and Necessity is granted to United Water Company Inc., to serve the area more specifically identified by New Castle County Tax Map Parcel Numbers 10-48.30-003 through 10-48.30-015, 10-48.30-022 through 10-48.30-035, 10-48.30-037 through 10-48.30-042, and 10-48.30-048 through 10-48.30-050.

3. That United Water Delaware Inc., shall comply with any and all federal, state, county, and local statutes, ordinances, orders, regulations, rules, and permit conditions that are applicable, or may become applicable, to any matter involving water utility services provided to the service territory granted by this Certificate of Public Convenience and Necessity.

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/ Dallas Winslow\_\_\_\_\_  
Commissioner

\_/s/ Jeffrey J. Clark\_\_\_\_\_  
Commissioner

ATTEST:

/s/ Katie Rochester\_\_\_\_\_  
Acting Secretary