



MODRALL SPERLING
L A W Y E R S

June 26, 2026

Filing Via PRC 360

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Ms. Melanie Sandoval
Records Bureau Chief
New Mexico Public Regulation Commission
1120 Paseo de Peralta
P.O. Box 1269
Santa Fe, NM 87504

Re: *In the Matter of the Application of New Mexico Water Service Company
for Approval of Revised Rates Pursuant to Advice Notice No. 23,
Fourteenth Revised Rate Nos. 1, 2, and 4 and First Revised Rate No. 5*

Dear Ms. Sandoval:

Enclosed for filing is New Mexico Water Service Company's ("New Mexico Water") above-referenced Application.

New Mexico Water filed the following documents electronically for the Commission's consideration:

- Application
- Advice Notice No. 23, Fourteenth Revised Rate No.1, Fourteenth Revised Rate No.2, Fourteenth Revised Rate No.4 and First Revised Rate No.5 – Sewer Utility Capacity Charge
- Attachment A to Application – Proposed Notice
- Attachment B to Application – 17.13.930 NMAC Schedules
- Direct Testimony of Cynthia Apodaca
- Direct Testimony of Chris Ekrut with Exhibits
- Direct Testimony of Gregory D. Shimansky with Exhibits
- Direct Testimony of Dale Tafoya with Exhibits
- Direct Testimony of Zachary C. Wright with Exhibits
- Certificate of Service

New Mexico Water requests all notices, pleadings, documents and other communications regarding this filing be sent to the following individuals as counsel for New Mexico Water:

Modrall Sperling
Roehl Harris & Sisk P.A.

500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
www.modrall.com

Maria O'Brien
Benjamin C. Rossi
500 Fourth Street, N.W., Suite 1000
P.O. Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800
mobrien@modrall.com
benjamin.rossi@modrall.com

The filing fee of \$25.00 for the application and \$1.00 for each requested rate change is being mailed to you at the above address. If you have any questions or require additional information, please do not hesitate to contact me at (505) 848-1803.

Sincerely,



Maria O'Brien

Enclosures

Cc: Certificate of Service

**IN THE MATTER OF NEW MEXICO WATER
SERVICE COMPANY'S APPLICATION FOR
APPROVALS OF REVISED RATES
PURSUANT TO ADVICE NOTICE NO. 23,
FOURTEENTH REVISED RATE NOS. 1, 2,
AND 4 AND FIRST REVISED RATE NO. 5**

**NEW MEXICO WATER SERVICE COMPANY,
APPLICANT.**

**NEW MEXICO WATER SERVICE COMPANY,
APPLICANT.**

1

I. GENERAL MATTERS

1. NMWSC is a regulated water and wastewater public utility providing service in six water divisions and one sewer division in the state of New Mexico. Those water divisions are Rio Water, Elephant Butte and Meadow Lake Water, Cypress Gardens Water, Sandia Knolls and Juan Thomas Water, Indian Hills Water, and Morningstar Water. The company has one sewer division in Valencia County with two wastewater plants, Rio ("Rio") and Rio Del Oro ("RDO"). The two plants and service there from comprise one rate district, the Rio Sewer District. The Rio plant serves the municipality of Rio Communities and the Rio Grande Industrial Park; the Rio Del Oro plant serves areas outlying Rio Communities in Valencia County.

2. In calendar year 2024, NMWSC's sewer utility (total from both wastewater plants) served more than 1,500 but less than 5,000 customers. During that calendar year and the three preceding calendar years, NMWSC's sewer utility had revenues in excess of \$1,785,000 but less than \$2,040,000. Accordingly, NMWSC's sewer utility is a Class B sewer utility as defined in NMSA 1978, Section 62-8-7.1(A).

3. The address of NMWSC's principle office is:

New Mexico Water Service Company
Chad Meadors, Interim General Manager
401 Horner St.
Rio Communities, New Mexico 87002
Telephone (505) 864-2218

4. The name, address and telephone numbers of NMWSC's attorney who should receive all notices, pleadings, discovery requests/responses and other documents related to this case is:

Maria O'Brien
Benjamin C. Rossi
Modrall, Sperling, Roehl, Harris & Sisk, P.A.
500 Fourth Street, N.W., Suite 1000
P. O. Box 2168
Albuquerque, New Mexico 87103-2168

Telephone (505) 848-1800
mobrien@modrall.com
benjamin.rossi@modrall.com

II. PROPOSED RATE INCREASES TO SEWER BASE RATES

5. NMWSC provides sewer service to Rio Communities and the Rio Grande Industrial Park through its Rio Communities plant (“Rio”) and to outlying areas in Valencia County with its Rio Del Oro (“RDO”) plant. NMWSC has serviced these areas under a uniform sewer tariff as the Rio Sewer District for the entire period of its ownership – since 2002.

6. The current sewer rates were established under Advice Notice No. 20, effective October 14, 2024, which implemented previously approved rates.

7. The current sewer tariff, set out in NMWSC’s Thirteenth Revised Rate Nos. 1, 2, and 4 – Sewer Service Tariff, consists of: (1) a monthly fixed customer charge that varies by meter size and customer class, and (2) a uniform volumetric commodity charge applied to monthly billed usage. A Return Flow Use Credit is also applied against the volumetric commodity charge.

8. NMWSC proposes to maintain its existing uniform tariff structure with three modifications. First, the fixed monthly customer charge for the 5/8-inch meter is proposed to be adjusted to maintain the current mix of fixed cost recovery as generated by the current rate structure. Second, the fixed charges for larger meter sizes are scaled from the 5/8-inch charge using meter equivalency factors consistent with the American Water Works Association (“AWWA”) M1 Manual. Third, the volumetric commodity charge is proposed to be increased by approximately ten percent (10%) to recover the remaining revenue requirement. The Return Flow Use Credit is proposed to remain unchanged. *See* Attachment B, Schedule N-3.

9. The purpose of the proposed rate increases is to align rates with the projected cost of providing sewer service over the future Test Year—a twelve-month period ending June 30,

2027—including the cost of capital additions needed to meet permitted treatment capacity and serve currently known new residential growth.

10. NMWSC proposes a total revenue requirement of approximately \$2.73 million for the future Test Year, representing an increase of approximately \$234,000, or roughly 9.4%, over revenues at current rates. *See* Attachment B, Schedule A-1.

11. The Test Year revenue requirement was developed by adjusting base period results to reflect: (1) adjustments within the base period; (2) Linkage Period adjustments that update base period results through June 30, 2026, reflecting six months of activity; and (3) pro forma known and measurable adjustments that update the Linkage Period through the end of the Test Year. The revenue requirement includes operation and maintenance expenses, depreciation and amortization expenses, taxes other than income tax, income tax, and a return on the Company's invested capital.

12. A detailed breakdown of the proposed revenue requirement is presented and justified in the Direct Testimony of Chris Ekrut filed with this Application.

13. Pursuant to 17.13.930 NMAC, NMWSC completed a cost-of-service study allocating the Test Year revenue requirement among the areas served by the RDO and Rio plants within the Rio Sewer District, and within each division among the residential, commercial, and industrial customer classes. *See* Attachment B, Schedule M-1.

14. NMWSC does not use the class cost-of-service results to set class-specific rates in this proceeding. NMWSC proposes to maintain its long-standing uniform tariff structure across both service areas and all customer classes, with fixed charges scale by meter size using AWWA M1-consistent equivalency factors. The cost-of-service study informs the reasonableness of the uniform tariff and supports the aforementioned meter equivalency scaling.

15. The class cost-of-service analysis shows that at current rates, certain customer classes are not recovering their full cost of service. Current rates are recovering disproportionately from smaller residential customers and less from larger commercial and industrial customers.

16. Because the classes are under-recovering under current rates are concentrated in larger meter sizes, NMWSC's proposed rate design applies AWWA M1-consistent meter equivalency factors to the fixed monthly customer charge. This has the effect of increasing the fixed charge on larger meter sizes more than the fixed charge on the 5/8-inch residential meter, shifting a larger share of fixed-cost recovery onto the meter sizes that are currently under-recovering.

17. With respect to revenue recovery through fixed charges versus volumetric charges, the proposed rate design preserves the existing balance between fixed and volumetric rate recovery generated by current rates. While the cost-of-service study would support a larger share of revenue recovered through volumetric charges, implementing that reallocation in this proceeding would produce wide variations in customer bills relative to current rates. Thus, to moderate customer rate impacts, NMWSC has preserved the existing fixed-to-volumetric mix.

18. Under the proposed tariff, a typical residential customer at the 5/8-inch meter size with average monthly usage of 4,000 gallons will see a monthly bill increase of approximately 5.9%.

19. While commercial and industrial customers will see greater percentage increases on the fixed charge for larger meter sizes, this reflects that the proposed rate design moves the class contribution closer to cost of service while preserving the uniform tariff structure that applies a single set of rates to all customers across both the Rio and RDO service areas.

20. The Fourteenth Revised Rate Nos. 1, 2, and 4 will result in fair, just and reasonable charges for residential, commercial, and industrial sewer service customers.

III. PROPOSED INCREASE IN THE SEWER UTILITY CAPACITY CHARGE

21. The Commission first approved NMWSC's Sewer Utility Capacity Charge in 2002 on application by Rio Grande Utility Corporation, NMWSC's predecessor.

22. The Sewer Utility Capacity Charge applies only to new customers requesting a connection to NMWSC's sewer system. The UCC – Sewer was approved and designed to provide for charges sufficient to address the costs associated with extending sewer service, including any necessary increases in system capacity to serve new connections, sufficient to avoid imposing such costs on existing customers. Fundamentally, the fee's purpose is to assign the fair share of necessary improvements and increased capacity to those requesting new connections necessitating those improvements and increased capacity.

23. The UCC – Sewer has not been increased since it was first approved in 2002. Since 2002, the costs of materials to maintain capacity, upgrade capacity and make improvements to capacity necessary to serve new connections has increased significantly. The existing UCC – Sewer no longer provides for charges sufficient to address costs associated with extending sewer service to new customers.

24. Advice Notice No. 23 and First Revised Rate No. 5-Cancelling Original Rate No. 5 Sewer Utility Capacity Charge submitted and filed with this Application set forth the proposed revised UCC – Sewer. NMWSC proposes a uniform, system-wide UCC of \$9,769 per Equivalent Dwelling Unit ("EDU"), applicable to all new sewer connections in both the RDO and Rio service areas.

25. The proposed UCC – Sewer is calculated by dividing the growth-related capital additions required to service new connections in the RDO and Rio service areas by the number of new EDUs seeking connection. The resulting figure is then reduced by a credit reflecting each new connection’s proportional share of existing net plant investment.

26. The proposed revised charges relative to the existing charges (stricken) for new sewer connections is set forth in the following Table 1:

Table 1 – Existing charges compared to proposed revised charges

METER SIZE	FEE
5/8	\$866 \$9,769
¾	\$1,329 \$14,653.50
1	\$2,215 \$24,422.50
1.5	\$4,430 \$48,845
2	\$7,088 \$78,152
3	\$14,174 \$156,304
4	\$22,150 \$244,225
6	\$44,300 \$488,450
8	\$70,880 \$781,520

27. The revised charges reflected in Table 1 will provide for improvements necessary to serve new connections to the sewer system by upgrading the RDO plant, including through expansion of MBR basins and appurtenances; installation of a new influent lift station and force main; installation of a new influent pump station; expansion of existing the anoxic basin; upgrades to the disinfection and effluent pumping system; and upgrades to the treatment plant’s electrical, instrumentation and controls. The revised charge also reflects the anticipated improvements necessary to support improvements necessary for the Rio wastewater plant to support new development. As explained in the testimony of Chris Erkut, the proposed UCC is calculated taking into account both known and anticipated improvements to both plants, maintaining the Rio Sewer

District as one ratemaking district, as this provides long term benefits to both RDO and Rio plant customers.

28. The First Revised Rate No. 5 – Sewer Capacity Charge will result in no increases to base rates, fees or charges for existing customers.

29. The First Revised Rate No. 5 – Sewer Capacity Charge will result in fair, just and reasonable charges for those seeking new sewer connections by allocating the cost of new connections to those requesting new service while accounting for the cost of existing and necessary upgrades attributable to existing customers.

IV. REFUND OF RULE-19 SPECIAL CONTRACT FEES

30. As related in the Direct Testimony of Greg D. Shimansky, this general rate case arises out of an earlier case in which New Mexico Water sought to increase only its Rate No. 5 – Sewer Capacity Charge. As a condition of dismissal of that case, the Commission’s Order Partially Granting Rehearing, Case No. 25-00035-UT (Mar. 27, 2026), required New Mexico Water to amend any special contracts for sewer connections in Rio Communities to reflect the current, unrevised Rate No. 5 – Sewer Capacity Charge, subject to truing up the actual cost of connection determined herein. In addition, the Order required New Mexico Water to refund any fees paid to New Mexico Water in excess of the unrevised Rate No. 5 during the pendency of this case. The Commission set May 8, 2026 as the deadline for such refunds.

31. Pursuant to the Order, on May 15, 2026, New Mexico Water filed an Affirmation of Compliance with the Commission’s Order, certifying that it has offered appropriate refunds to parties to whom the Commission’s special contract order applied.

32. Pursuant to the Commission's Order, New Mexico Water intends, if necessary, to amend its special contracts with the parties identified in its Affirmation of Compliance upon a Commission determination of the actual cost of connection.

33. This Application is accompanied and supported by the testimonies of Cynthia Apodaca, Chris Ekrut, Gregory D. Shimansky, Dale Tafoya, and Zachary C. Wright. A Proposed Form of Notice is attached to this Application as Attachment A. Schedules required under 17.13.930 NMAC are attached as Attachment B. Advice Notice No. 23 and Fourteenth Revised Rate Nos. 1, 2, and 4, and First Revised Rate No. 5 – Sewer Utility Capacity Charge are submitted and filed with this Application.

34. This Application and Sewer Advice Notice No. 23 and the attached sewer rate schedules have been served on the Attorney General of New Mexico, Commission Staff and parties to NMWSC's last sewer rate case, Case No. 25-00035-UT.

WHEREFORE, NMWSC respectfully requests the Commission enter its order determining that:

A. NMWSC's Fourteenth Revised Rate Nos. 1, 2, and 4 and First Revised Rate No. 5, which are attached to Advice Notice No. 23, are fair, just and reasonable, and the Commission should authorize and approve NMWSC's implementation of Fourteenth Revised Rate Nos. 1, 2, and 4 and First Revised Rate No. 5 pursuant to Advice Notice No. 23; and

B. Based on these determinations, the Commission should grant such other approvals, authorizations, and relief as it deems necessary or appropriate in relation to this Application.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Maria O'Brien

Maria O'Brien, Esq.
Benjamin Rossi, Esq.
500 Fourth Street, N.W., Suite 1000
P.O. Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800

*Attorneys for Applicant,
New Mexico Water Service Company*

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF NEW MEXICO WATER
SERVICE COMPANY’S APPLICATION FOR
APPROVALS OF REVISED RATES
PURSUANT TO ADVICE NOTICE NO. 23,
FOURTEENTH REVISED RATE NOS. 1, 2,
AND 4 AND FIRST REVISED RATE NO. 5**

NEW MEXICO WATER SERVICE COMPANY,

APPLICANT.

Case No. _____

PROPOSED FORM OF NOTICE

NOTICE of the following matters pertaining to the above-captioned case pending before the New Mexico Public Regulation Commission (“NMPRC” or the “Commission”) is provided as follows:

1. On ____, 2026, New Mexico Water Service Company (“New Mexico Water”) filed with the Commission an Application requesting the Commission approve New Mexico Water’s Fourteenth Revised Rate Nos. 1, 2, and 4, and First Revised Rate No. 5, pursuant to Advice Notice No. 23.
2. The proposed rate increases are necessary to align rates with the projected cost of providing sewer service, including the cost of capital additions needed to meet permitted treatment capacity and serve currently known new residential growth.
3. Further information regarding this case may be obtained by contacting New Mexico Water or the Commission at the addressed and telephone numbers below.
4. The Commission assigned Case No. _____ to this proceeding and has appointed _____ to be the Hearing Examiner in this case.
5. The Hearing Examiner has established the following procedural schedule and hearing

date in this case.

(a) A public hearing in this case will be held at _____ am/pm on _____, 2026 at the NMPRC for the purpose of hearing and receiving testimony, exhibits and arguments in order to determine whether the PFAS treatment facilities and financing should be approved by the Commission;

(b) Any person who desires to become a party in the case must file a motion for leave to intervene in conformity with NMPRC Rules of Procedure 1.2.2.23(A) and (B) NMAC. Persons who wish to provide comments on this case without becoming a party may do so without filing a motion to intervene;

(c) The Commission Utility Division Staff and any intervenor shall file testimony on or before _____, 2026;

(d) Any rebuttal testimony shall be filed on or before _____, 2026; and

(f) A procedural conference to consider matters related to the filing will be held at the Commission's offices at _____ am/pm on _____, 2026.

(g) The procedural dates and requirements of this case are subject to further order of the Commission or Hearing Examiner. Interested persons should contact the Commission for confirmation of the hearing date, time and place for these proceedings since hearings are on occasion rescheduled.

(h) Any interested person may contact the Commission's offices, telephone number 888-427-5772. This case has been docketed as Case No. _____ and any inquiries should refer to that number.

(i) Interested persons may also examine NMWSC's Application and all other

pleadings, testimony, exhibits and other documents filed in the public record for this case on the Commission's website at <https://edocket.nmprc.state.nm.us>.

(j) The Commission's Rules of Procedure (1.2.2.1 NMAC) shall apply to this proceeding except as modified by order of the Commission or Hearing Examiner. A copy of the rules may be obtained from the offices of the Commission or at <http://164.64.110.134/parts/title01/01.002.0002.html>.

(k) Anyone filing pleadings, documents or testimony in this case shall comply with the Commission's electronic filing policy, as amended from time to time. This includes filings in .pdf format, with electronic signatures, sent to the Records Bureau's email address, as set out on the Commission's website, at: prc.records@prc.nm.gov, within regular business hours of the due date. Documents received after business hours will be considered as filed the next business day. Regular business hours are from 8:00 a.m. to 5:00 p.m. Mountain Time. Parties shall serve a copy on all parties of record and Staff in the manner specified on the most recent Certificate of Service for this case. All filings shall be e-mailed on the date they are filed with the Commission. Any such filings shall also be e-mailed to the Hearing Examiner at _____. All documents emailed to the Hearing Examiner shall include Word files if created in that format.

(l) Any person whose testimony has been pre-filed shall attend the hearing and submit to examination under oath.

(m) Any interested person may appear at the time of hearing and make a written or oral comment pursuant to 1.2.2.23(F) NMAC without becoming an Intervenor.

(n) Interested persons may also send written comments, which shall reference NMPRC Case No. _____. Such comments will not be considered as evidence in this proceeding.

(o) Additional details regarding this proceeding and its procedural requirements are set

forth in the Hearing Examiner's _____, 2026 Procedural Order.

ANY PERSON WITH A DISABILITY REQUIRING SPECIAL ASSISTANCE IN ORDER TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE COMMISSION AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF THE HEARING.

Issued at Santa Fe, New Mexico, on _____, 2026.

NEW MEXICO PUBLIC REGULATION COMMISSION

Hearing Examiner

**NEW MEXICO WATER SERVICE COMPANY
SEWER**

ADVICE NOTICE

Page 1 of 1

Advice No. 23

Date: June 26, 2026

NEW MEXICO PUBLIC REGULATION COMMISSION

New Mexico Water Service Company hereby gives notice to the public and the Commission of the filing and publishing of the following changes in tariff schedules which are attached hereto:

Rate No.	Title of Sheet	Canceling Rate No.	Date Effective
Fourteenth Revised Rate No. 1	Residential Sewer Service	Thirteenth Revised Rate No. 1	June 1, 2027
Fourteenth Revised Rate No. 2	Commercial Sewer Service	Thirteenth Revised Rate No. 2	June 1, 2027
Fourteenth Revised Rate No. 4	Institutional Sewer Service	Thirteenth Revised Rate No. 4	June 1, 2027
First Revised Rate No. 5	Sewer Utility Capacity Charge	Original Rate No. 5	June 1, 2027

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER**

SEWER SERVICE RATE SCHEDULES

TABLE OF CONTENTS

Rate No.	Title
Fourteenth Revised Rate No. 1	Residential Sewer Service X
Fourteenth Revised Rate No. 2	Commercial Sewer Service X
First Revised Rate No. 3	Other Charges
Fourteenth Revised Rate No. 4	Institutional Sewer Service X
First Revised Rate No. 5	Sewer Utility Capacity Charge X

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 1
CANCELING THIRTEENTH REVISED RATE NO. 1

RESIDENTIAL SEWER SERVICE**

Page 1 of 2

APPLICABILITY:

This rate is applicable for sewer service for all single family residences.

TERRITORY:

All single family residences provided with sewer service within the Rio Sewer District.

MONTHLY RATES:

Customer Charge: \$34.25

X

Plus Commodity Charge:

\$7.91 for each 1,000 gallons of average monthly winter water use, prorated per 100 gallons. **X**

Average winter water use determined from billings for the residence made in each January, February, and March period. Monthly charge adjusted on billings made each April and would be constant through March of the following year.

Rates when average monthly winter water use is not known:

If a customer 1) occupies a newly constructed residence or has not established a winter quarter average, or 2) does not receive water service from New Mexico Water Service Co., the monthly Rate will be the average of all the billings for residential customers for which average monthly winter water use information is available.

Minus Return Flow Use Credit:

\$.174 for each 1,000 gallons of average monthly winter water use, prorated per 100 gallons.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 1
CANCELING THIRTEENTH REVISED RATE NO. 1**

RESIDENTIAL SEWER SERVICE

Page 2 of 2

MONTHLY MINIMUM:

Customer Charge plus applicable taxes.

TERMS OF PAYMENT:

All bills under this rate are due and payable when rendered and become delinquent twenty (20) calendar days thereafter.

TERMS AND CONDITIONS:

New Mexico Water Service Co.'s filed rules apply to service under this schedule.

TAX ADJUSTMENT CLAUSE:

Billings under this schedule may be increased by an amount equal to the taxes payable under the Gross Receipts and Compensation Tax Act and all other taxes, fees or charges (exclusive of ad valorem taxes and state and federal income taxes) payable by New Mexico Water Service Co. and levied or assessed by any governmental authority on the utility service rendered, or on the right or privilege of rendering the service, or on any object or event incidental to the rendition of this service.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 2
CANCELING THIRTEENTH REVISED RATE NO. 2**

COMMERCIAL SEWER SERVICE

Page 1 of 2

APPLICABILITY:

This rate is applicable for sewer service for all customers except for residential (Rate No. 1) and institutional (Rate No. 4) customers.

TERRITORY:

All customers provided with sewer service, except residential and schools within the Rio Sewer District.

MONTHLY RATES:

Customer Charge based on size of water meter as follows:

<u>Water Meter Size (inches)</u>	<u>Customer Charge</u>	
5/8	\$ 34.25	X
3/4	\$ 51.37	X
1	\$ 85.62	X
1 1/2	\$ 171.25	X
2	\$ 274.00	X
3	\$ 548.00	X
4	\$ 856.24	X
6	\$ 1,712.49	X
8	\$ 2,739.98	X

Where meter size is indicated by two sizes, the larger size will be used to determine the Customer Charge. For example, the Customer Charge for a customer with a ¾-inch X 1-inch meter will be based on a 1-inch meter.

Plus Commodity Charge:

\$7.91 for each 1,000 gallons of average monthly winter water use, prorated per 100 X gallons.

Average winter water use determined from customer billings made in each January, February, and March period. Monthly charge adjusted on billings made each April and would be constant through March of the following year.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 2
CANCELING THIRTEENTH REVISED RATE NO. 2**

COMMERCIAL SEWER SERVICE

Page 2 of 2

Rates when average monthly winter water use is not known:

The initial monthly rate will be established by estimating average monthly winter water use. This will be determined by the utility company using information readily available to it, and information provided by the customer. Once actual average monthly winter use is known, the utility company will prepare an adjusted customer billing or credit, as applicable, for the difference between the initial rate and the actual rate for all months in which the initial monthly rate was applied.

Charges in addition to those indicated above for customers having sewage with characteristics differing from normal domestic sewage, such as wastewater with an elevated biochemical oxygen demand or industrial wastewater containing heavy metals or other unusual constituents, or wastewater having unusually high intermittent flows:

110 percent of all costs incurred by company for collection, treatment, sampling, analysis, monitoring, administration, professional services, facilities, and equipment which would not have been incurred if customer's sewage had been normal domestic sewage.

Minus Return Flow Use Credit:

\$.174 for each 1,000 gallons of average monthly winter water use, prorated per 100 gallons.

MONTHLY MINIMUM:

Customer Charge plus applicable taxes.

TERMS OF PAYMENT:

All bills under this rate are due and payable when rendered and become delinquent twenty (20) calendar days thereafter.

TERMS AND CONDITIONS:

New Mexico Water Service Co.'s filed rules apply to service under this schedule.

TAX ADJUSTMENT CLAUSE:

Billings under this schedule may be increased by an amount equal to the taxes payable under the Gross Receipts and Compensation Tax Act and all other taxes, fees or charges (exclusive of ad valorem taxes and state and federal income taxes) payable by New Mexico Water Service Co. and levied or assessed by any governmental authority on the utility service rendered, or on the right or privilege of rendering the service, or on any object or event incidental to the rendition of this service.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 4
CANCELING THIRTEENTH REVISED RATE NO. 4

INSTITUTIONAL SEWER SERVICE**

Page 1 of 2

APPLICABILITY:

This rate is applicable for sewer service for all schools.

TERRITORY:

All institutional customers provided with sewer service within the Rio Sewer District.

MONTHLY RATES:

Customer Charge based on size of water meter as follows:

<u>Water Meter Size (inches)</u>	<u>Customer Charge</u>	
5/8	\$ 34.25	X
3/4	\$ 51.37	X
1	\$ 85.62	X
1 1/2	\$ 171.25	X
2	\$ 274.00	X
3	\$ 548.00	X
4	\$ 856.24	X
6	\$ 1,712.49	X
8	\$ 2,739.98	X

Where meter size is indicated by two sizes, the larger size will be used to determine the Customer Charge. For example, the Customer Charge for a customer with a 3/4-inch X 1-inch meter will be based on a 1-inch meter.

Plus Commodity Charge:

\$7.91 for each 1,000 gallons of average monthly winter water use, prorated per 100 gallons. X

Average winter water use determined from customer billings made in each January, February, and March period. Monthly charge adjusted on billings made each April and would be constant through March of the following year.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY
SEWER
FOURTEENTH REVISED RATE NO. 4
CANCELING THIRTEENTH REVISED RATE NO. 4**

INSTITUTIONAL SEWER SERVICE

Page 2 of 2

Rates when average monthly winter water use is not known:

The initial monthly rate will be established by estimating average monthly winter water use. This will be determined by the utility company using information readily available to it, and information provided by the customer. Once actual average monthly winter use is known, the utility company will prepare an adjusted customer billing or credit, as applicable, for the difference between the initial rate and the actual rate for all months in which the initial monthly rate was applied.

Charges in addition to those indicated above for customers having sewage with characteristics differing from normal domestic sewage, such as wastewater with an elevated biochemical oxygen demand or industrial wastewater containing heavy metals or other unusual constituents, or wastewater having unusually high intermittent flows:

110 percent of all costs incurred by company for collection, treatment, sampling, analysis, monitoring, administration, professional services, facilities, and equipment which would not have been incurred if customer's sewage had been normal domestic sewage.

Minus Return Flow Use Credit:

\$.174 for each 1,000 gallons of average monthly winter water use, prorated per 100 gallons.

MONTHLY MINIMUM:

Customer Charge plus applicable taxes.

TERMS OF PAYMENT:

All bills under this rate are due and payable when rendered and become delinquent twenty (20) calendar days thereafter.

TERMS AND CONDITIONS:

New Mexico Water Service Co.'s filed rules apply to service under this schedule.

TAX ADJUSTMENT CLAUSE:

Billings under this schedule may be increased by an amount equal to the taxes payable under the Gross Receipts and Compensation Tax Act and all other taxes, fees or charges (exclusive of ad valorem taxes and state and federal income taxes) payable by New Mexico Water Service Co. and levied or assessed by any governmental authority on the utility service rendered, or on the right or privilege of rendering the service, or on any object or event incidental to the rendition of this service.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

**NEW MEXICO WATER SERVICE COMPANY - SEWER
FIRST REVISED RATE NO. 5
CANCELING ORIGINAL RATE NO. 5**

SEWER UTILITY CAPACITY CHARGE

APPLICABILITY:

Applicable to all new sewer customers.

TERRITORY:

Rio Sewer District

SEWER UTILITY CAPACITY CHARGE:

At the time of making application, the customer will be required to pay a Sewer Utility Capacity Charge of:

<u>METER SIZE</u>	<u>FEE</u>
<u>5/8</u>	<u>\$9,769</u>
<u>3/4</u>	<u>\$14,653.50</u>
<u>1</u>	<u>\$24,422.50</u>
<u>1.5</u>	<u>\$48,845</u>
<u>2</u>	<u>\$78,152</u>
<u>3</u>	<u>\$156,304</u>
<u>4</u>	<u>\$244,225</u>
<u>6</u>	<u>\$488,450</u>
<u>8</u>	<u>\$781,520</u>

X
X
X
X
X
X
X
X
X
X

MONTHLY MINIMUM:

Not Applicable.

TAX ADJUSTMENT CLAUSE:

Billings under this schedule may be increased by an amount equal to the taxes payable under the Gross Receipts and Compensation Tax Act and all other taxes, fees or charges (exclusive of ad valorem taxes and state and federal income taxes) payable by New Mexico Water Service Co. and levied or assessed by any governmental authority on the utility service rendered, or on the right or privilege of rendering the service, or on any object or event incidental to the rendition of this service

TERMS OF PAYMENT:

All bills under this rate are due and payable when rendered.

TERMS AND CONDITIONS:

New Mexico Water Service Co.'s filed rules apply to service under this schedule.

ADVICE NOTICE NO. 23
NEW MEXICO WATER SERVICE CO.



Gregory D. Shimansky, Vice President Rates and Regulatory Affairs

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF NEW MEXICO WATER
SERVICE COMPANY'S APPLICATION FOR
APPROVALS OF REVISED RATES
PURSUANT TO ADVICE NOTICE NO. 23,
FOURTEENTH REVISED RATE NOS. 1, 2,
AND 4 AND FIRST REVISED RATE NO. 5**

Case No. _____

**NEW MEXICO WATER SERVICE COMPANY,

APPLICANT.**

CERTIFICATE OF SERVICE

I CERTIFY that on this date I filed with the PRC360 system, and sent the following as indicated below, a true and correct copy of the Application of New Mexico Water Service Company for Approval of Revised Rates Pursuant to Advice Notice No. 23, Fourteenth Revised Rate Nos. 1, 2, and 4, and First Revised Rate No. 5; the Direct Testimony and Attachments of Cynthia Apodaca, Chris Ekrut, Greg Shimansky, Dale Tafoya, Zachary Wright; and this Certificate of Service to:

Via Mail:

Jeffrey Taylor, Esq.
Office of the Attorney General
PO Drawer 1508
Santa Fe NM, 87504-1508

By Email:

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DATED this 26th day of June, 2026.

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Maria O'Brien
Maria O'Brien, Esq.