



RECEIVED  
FILED



2005 APR -7 AM 10:15

IDAHO PUBLIC  
UTILITIES COMMISSION

STATE OF IDAHO

OFFICE OF THE ATTORNEY GENERAL

LAWRENCE G. WASDEN

April 6, 2005

John F. Magnuson  
PO Box 2350  
1250 Northwood Center Court, Suite A  
Coeur d'Alene, ID 83816

**Re: Application of Round Mountain, LLC for a Certificate of Public Convenience and Necessity – Case No. GNR-W-03-1**

Dear Mr. Magnuson:

Mr. Smith, Mr. Fuss, and Ms. Nordstrom who were previously assigned to this matter are no longer with the Commission. I am a Deputy Attorney General with the Commission and have taken over the legal responsibilities of this case.

My understanding is that Round Mountain filed an Application for a Certificate of Public Convenience and Necessity for the operation of a water system with the Commission on August 1, 2003. On October 20, 2003, the Commission received a letter from Charles R. Potts, Jr. on behalf of Round Mountain requesting all activities be stopped for 90 days. This would allow him to explore the possibility of turning over the water system to the Elkhorn Ranch Homeowners Association, for their ownership and operation. This was confirmed in a letter from you dated December 19, 2003 that stated, "The system owner has determined to elect, under Section 2.M of the CC&R's, to convey the system to a private non-profit homeowners association in perpetuity. I expect that the documentation memorializing this transaction will be complete within the next 45 days." The last update in our files is September 2004, where Staff indicated that you stated the transition to the homeowner's association would be completed by December 31, 2004.

Could you please send an update to the Commission Secretary regarding the status of the transfer of the water system to the homeowner's association, and provide the supporting documentation?

Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Donovan E. Walker".

Donovan E. Walker  
Deputy Attorney General