

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE APPLICATION</b>	)	
<b>OF UNITED WATER IDAHO INC. FOR</b>	)	<b>CASE NO. UWI-W-04-4</b>
<b>AUTHORITY TO INCREASE ITS RATES</b>	)	
<b>AND CHARGES FOR WATER SERVICE IN</b>	)	
<b>THE STATE OF IDAHO</b>	)	<b>ORDER NO. 29934</b>
	)	

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On November 21, 2005, United Water Idaho Inc. filed a Petition seeking amendment of the Commission's final Order on reconsideration, Order No. 29871, issued in the Company's recent rate case. The Commission directed the Company in that Order to prepare a conservation plan and submit it for review no later than April 1, 2006. In its Petition, United Water states that it solicited proposals from qualified consulting firms for preparation of a conservation plan. Only one firm submitted a responsive bid, however, and some of the firms indicated the proposed timeframe was too short to complete and file a conservation plan.

United Water asserts in its Petition that preparation of a suitable conservation plan is not feasible by April 1, 2006, and requests that Order No. 29871 be amended to extend the deadline to December 1, 2006. Specifically, United Water proposed the following schedule:

Update to the Commission on status of the ongoing plan revision by:	April 1, 2006
Submit the final revised conservation plan to the Commission by:	December 1, 2006
Commission completes its review of the plan by:	February 1, 2007
United Water begins initial implementation of the revised plan no later than:	June 1, 2007

Commission Rule of Procedure 57 provides 21 days for any party to answer a petition. The period for filing answers terminated on December 12, 2005, and only one response was filed. Idaho Rivers United (IRU) on November 28, 2005 filed a one-sentence answer to United Water's Petition, stating IRU does not oppose the Company's Petition to extend the deadline for submission of a conservation plan.

United Water filed its Petition pursuant to Commission Rule of Procedure 326(b), which states that any person may petition to amend a final Order pursuant to *Idaho Code* § 61-624. That statute provides that the Commission at any time may amend any decision made by it, upon notice to the public utility affected and after opportunity for the utility to be heard as provided in the case of complaints. Complaint cases require that a utility complained against have an opportunity to present evidence at a hearing. Where a utility is itself requesting amendment, there is no hearing requirement, and United Water in its Petition did not request any additional process for the Commission to consider its Petition.

The Commission has determined to approve United Water's Petition to amend Order No. 29871 to extend the deadline for submission of a conservation plan. It is clear from the Petition that it is not feasible for the Company to complete a new plan by the date set in Order No. 29871. Only one party filed an answer to United Water's Petition, expressing support for extension of the deadline. Accordingly, we approve the schedule proposed by the Company in its Petition and therefore issue this Order to amend Order No. 29871.

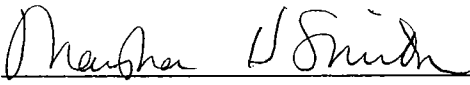
### **ORDER**

IT IS HEREBY ORDERED that Order No. 29871 is amended to extend the filing deadline for United Water to submit a new conservation plan. The Company is directed to provide an update on the status of the conservation planning process to the Commission by April 1, 2006, and to prepare and submit a plan by December 1, 2006.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* § 61-626.

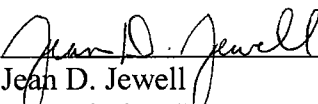
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 28<sup>th</sup>  
day of December 2005.

  
PAUL KJELLANDER, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
DENNIS S. HANSEN, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

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