

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

**IN THE MATTER OF THE APPLICATION)
OF UNITED WATER IDAHO INC. TO) CASE NO. UWI-W-05-1
AMEND AND REVISE ITS CERTIFICATE)
OF PUBLIC CONVENIENCE AND) NOTICE OF APPLICATION
NECESSITY NO. 143)
)
) NOTICE OF MODIFIED
) PROCEDURE
)
) ORDER NO. 29745**

On March 15, 2005, United Water Idaho Inc. filed an Application seeking to amend and revise its Certificate of Public Convenience and Necessity in order to expand its service territory. The Company and Commission Staff request that the Application be processed by Modified Procedure. IDAPA 31.01.01.201-204.

THE APPLICATION

YOU ARE HEREBY NOTIFIED that Black Rock LLC, an Idaho corporation, requested that United Water provide domestic water and fire protection service to a proposed residential subdivision, approximately 44 acres in size and located within an area bounded by Eagle Road, Amity Road, Lake Hazel Road, and Locust Grove Road, Ada County. Black Rock LLC is prepared to execute a Water Main Extension Agreement. A map depicting the location of the Black Rock Development, United Water's current certificated boundary, and United Water's proposed certificated boundary was attached to the Company's Application as Exhibit A.

YOU ARE FURTHER NOTIFIED that United Water states that the area they are proposing to serve is not within the authorized territory of any other public utility water corporation under the jurisdiction of the Commission and is covered by United Water's rules and regulations. The Application states that there are no known public utilities, persons, or corporations with whom the expansion is likely to compete, and the requested expansion would not interfere with the operation of any other water utility. United Water proposes to provide service pursuant to its Tariff No. 1, General Metered Service, and in all respects will provide service pursuant to its Rules and Regulations as approved by the Commission.

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YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers, testimonies and exhibits, (if any) have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. The Application and testimonies (excluding exhibits) are also available on the Commission's Website at www.puc.idaho.gov under the "File Room" icon.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filing of record in Case No. UWI-W-05-1. The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented in this case and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. IDAPA 31.01.01.201-204. In so doing, the Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that the Commission may not hold a hearing in this proceeding unless it receives written protests or comments opposing the use of Modified Procedure and stating why Modified Procedure should not be used. IDAPA 31.01.01.203.

YOU ARE FURTHER NOTIFIED that if no protests or written comments are received within the deadline, the Commission will consider the matter and enter its Order without a hearing. If protests or comments are filed within the deadline, the Commission will consider them and may, in its discretion, set the matter for hearing or decide the matter and issue its Order on the basis of the written positions before it. IDAPA 01.01.01.204.

NOTICE OF COMMENT/PROTEST DEADLINE

YOU ARE FURTHER NOTIFIED that **the deadline for filing written comments or protests** with respect to the Application and the Commission's use of Modified Procedure in Case No. UWI-W-05-1 **is 21 days from the service date of this Order**. Persons desiring a hearing must specifically request a hearing in their written protests or comments.

YOU ARE FURTHER NOTIFIED that written comments concerning this case should be mailed to the Commission and to the Company at the addresses reflected below.

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise, ID 83720-0074

Street Address For Express Mail:
472 W. Washington Street
Boise, ID 83702-5983

Dean J. Miller, Esq.
McDevitt & Miller LLP
PO Box 2564
Boise, ID 83701
E-mail joe@mcdevitt-miller.com

Gregory P. Wyatt
United Water Idaho Inc.
PO Box 190420
Boise, ID 83719-0420
E-mail greg.wyatt@unitedwater.com

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's homepage located at www.puc.idaho.gov. Click the "Comments and Questions" icon, and complete the comment form, using the case number as it appears on the front of this document. These comments must also be sent to the Applicant at the addresses listed above.

FINDINGS AND CONCLUSIONS

The Idaho Public Utilities Commission has jurisdiction over United Water Idaho Inc., its Application to amend and revise its Certificate of Public Convenience and Necessity, and the issues involved in this case by virtue of Title 61, Idaho Code, specifically *Idaho Code* §§ 61-129, 61-124, 61-125, 61-526, and the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented in this case, and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. IDAPA 31.01.01.201-204. In so doing, the Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

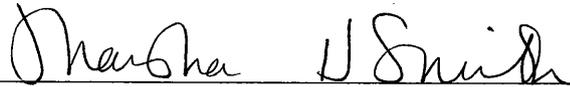
ORDER

IT IS HERBY ORDERED that this case be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.

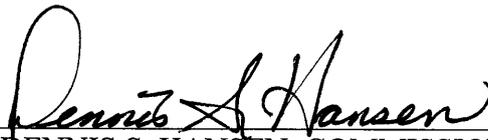
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 31st
day of March 2005.



PAUL KJELLANDER, PRESIDENT

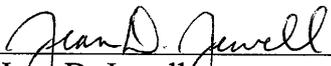


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

O:UWIW0501_dw

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