

# McDevitt & Miller LLP

Lawyers

(208) 343-7500  
(208) 336-6912 (Fax)

420 W. Bannock Street  
P.O. Box 2564-83701  
Boise, Idaho 83702

Chas. F. McDevitt  
Dean J. (Joe) Miller

April 25, 2006

***Via Hand Delivery***

Jean Jewell, Secretary  
Idaho Public Utilities Commission  
472 W. Washington St.  
Boise, Idaho 83720

Re: Case No. UWI-W-06-04

Dear Ms. Jewell:

Enclosed for filing in the above matter please find the original and seven (7) copies of an Application and Request for Modified Procedure

An additional copy of the document and this letter is included for return to me with your file stamp thereon.

Very Truly Yours,

McDevitt & Miller LLP



Dean J. Miller

DJM/hh

APR 25 2006 11:19 AM  
IDaho Public Utilities Commission

Dean J. Miller (ISB No. 1968)  
MCDEVITT & MILLER LLP  
420 West Bannock Street  
P.O. BOX 2564-83701  
Boise, Idaho 83702  
Tel: 208-343-7500  
Fax: 208-336-6912  
joe@mcdevitt-miller.com

FILED  
2006-07-26 11:13  
PUBLIC UTILITIES COMMISSION

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF UNITED WATER IDAHO INC., TO AMEND AND REVISE CERTIFICATE OF CONVENIENCE AND NECESSITY NO 143	) ) ) ) )	<b>CASE NO. UWI-W-06-04</b>  <b>APPLICATION and REQUEST FOR MODIFIED PROCEDURE</b>
---	-----------	--

COMES NOW, UNITED WATER IDAHO INC., hereinafter referred to as "Applicant" or "United Water" and, pursuant to Idaho Code Section 61-526 and IPUCRP 112 and 201, applies to the Commission to amend and revise its Certificate of Convenience and Necessity No. 143, as amended, to include an area located in Ada County Idaho, as hereinafter set forth, and in support of this Application respectfully shows as follows, to-wit:

I.

Applicant is a public utility water corporation within the meaning of the Idaho Public Utility Law, is duly organized and existing under the laws of the State of Idaho and engaged in conducting a general water business in and about Boise City, Ada County, Idaho and in Canyon County, having its principal office and place of business at 8248 West Victory Road, Boise, Idaho 83707.

II.

Communications in reference to this application should be addressed to:

Gregory P. Wyatt  
UNITED WATER IDAHO INC.  
P.O. Box 190420  
Boise, Idaho 83719-0420  
208-362-7327  
208-362-7069 (fax)

Dean J. Miller, Esq.  
MCDEVITT & MILLER LLP  
P.O. Box 2564  
Boise, Idaho 83701  
208-343-7500  
208-336-6912 (fax)

III.

A certified copy of Applicant's Articles of Incorporation, together with all amendments to date, is on file with the Commission.

IV.

For over 100 years, Applicant, together with its predecessors in interest, has owned and operated and now owns and operates an extensive and integrated water system in Boise City, Idaho, and in certain territory within Ada County in the vicinity of, but outside the present corporate limits of said Boise City, and in Canyon County, Idaho and renders general water service within such territory and to the inhabitants thereof.

V.

Applicant's current Certificate is Amended Certificate No. 143.

VI.

By this Application, United Water seeks to add an area known as the Trailhead Community to its certificated service territory. The area is not within the authorized territory of any other public utility water corporation under the jurisdiction of the Commission. The extension requested herein will not interfere with the operations of any other water utility corporation under the jurisdiction of the Commission. There are no known public entities,

persons or corporations with whom the expansion is likely to compete. United Water will provide service to the area pursuant to its Tariff No. 1, General Metered Service, as the same exists or may hereafter be amended. In all respects service will be provided pursuant to United Water's Rules and Regulations as the same are now approved by the Commission or may hereafter may be amended.

VII.

As more fully depicted on the map which is Exhibit A attached hereto, this expansion is located in Ada County, north of the City of Eagle. The developer of the Trailhead Community has requested that United Water extend water service facilities to the area. Water service facilities will be extended to the area pursuant to United Water's Rules and Regulations. The area is described in Exhibit B attached hereto.

IX.

The Applicant submits that the extension is consistent with the public convenience and necessity.

X.

Applicant does not believe that the public interest requires a hearing on the issues presented hereby and requests that the matter be processed by Modified Procedure.

WHEREFORE, Applicant respectfully requests of the Commission:

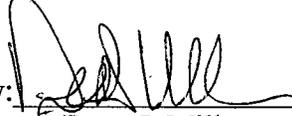
1. That the Commission determine that a hearing is not required herein and process the matter by Modified Procedure.
2. That the Commission approve the expansion of Applicant's service areas as herein requested;

3. That the Commission authorize the preparation and filing of an Amended Certificate No. 143 to include the area described herein; and

4. That the Commission grant such other and further relief as the Commission may determine proper herein.

DATED this 7<sup>th</sup> day of April, 2006.

UNITED WATER IDAHO INC.

By: 

\_\_\_\_\_  
Dean J. Miller  
Attorney for Applicant

**SEE CASE FILE FOR  
EXHIBIT A – THE AREA  
MAP WITH COLORED  
DELINEATIONS**

## **Exhibit B**

### **Description for Trailhead Community**

A Parcel of land being all of the West  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 27; and, all of Section 28;  
all in Township 5 North, Range 1 East, Boise Meridian; Ada County, Idaho.