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IDAHO PUBLIC  
UTILITIES COMMISSION

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Attorneys for Capital Development, Inc.

**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**

**CASE NO. UWI-W-07-02**

**REPLY OF CAPITAL  
DEVELOPMENT, INC. TO THE CITY  
OF EAGLE'S MOTION TO VACATE  
HEARING**

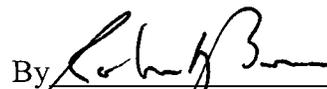
Intervenor Capital Development, Inc., the developer of the real property that is the subject of the above-captioned matter, for and as its full reply to the City of Eagle's Motion to Vacate Hearing, filed September 13, 2007, hereby incorporates by reference (i) the Direct Supplemental Testimony of J. Ramon Yorgason in Support of Applicant United Water Idaho Inc., filed September 17, 2007, and (ii) the Initial Reply of Capital Development, Inc. to the City of Eagle's Motion to Vacate Hearing, filed September 14, 2007.

**REPLY OF CAPITAL DEVELOPMENT, INC. TO THE CITY OF  
EAGLE'S MOTION TO VACATE HEARING - 1**

BOI\_MT2:665194.1

RESPECTFULLY SUBMITTED this 19th day of September 2007.

MOFFATT, THOMAS, BARRETT, ROCK &  
FIELDS, CHARTERED

By 

Robert B. Burns – Of the Firm  
Attorneys for Capital Development, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 19th day of September 2007, I caused a true and correct copy of the foregoing **REPLY OF CAPITAL DEVELOPMENT, INC. TO THE CITY OF EAGLE'S MOTION TO VACATE HEARING** to be served by the method indicated below, and addressed to the following:

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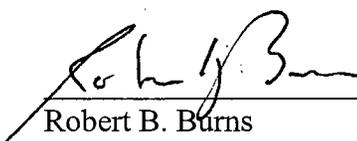
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