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April 6, 2007

Mr. Scott Woodbury  
Idaho Public Utilities Commission  
472 W. Washington  
Boise, ID 83720

RE: UWI-W-07-02  
Our File No. 1019.49

Dear Mr. Woodbury:

Enclosed for filing in the above matter please find the original and 3 copies of the City of Eagle's Requests for Production to United Water Idaho and Capital Development, Inc, along with the original and 7 copies of the City of Eagle's Reply to Capital Development, Inc.'s Motion to File Brief on Legal Issues.

An additional copy of each document and this letter are included for return to our office.

Thank you for your assistance.

Sincerely yours,

MOORE SMITH BUXTON & TURCKE, CHTD.



Bruce M. Smith

BMS/dls  
Enclosures

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IDaho PUBLIC UTILITIES COMMISSION



are simply additional matters Capital Development wishes to inject into this proceeding. However, the City agreed to the schedule and hearing date for this and the schedule for the Trailhead Community proceeding, both of which are highly expedited, based on the representations of Capital Development and UWI that no further filings would be forthcoming other than rebuttal submissions. To now allow briefing on vague, unidentified legal issues is prejudicial to the City's interests and impairs its ability to prepare for this hearing as well as the hearing on the Kastera LLC Trailhead Community proceeding (Case No. UWI-W-06-04), which is set for May 30, 2007. If the Commission agrees to accommodate this request and change of position by Capital Development, then the City requests modification of the schedule for this matter such that the City's interests will not be prejudiced. The City is willing to confer with UWI, Capital Development, and Staff regarding modification of the schedule as may be appropriate.

RESPECTFULLY SUBMITTED this <sup>10</sup>\_\_\_\_ day of April, 2007.

MOORE SMITH BUXTON & TURCKE,  
CHARTERED

By: \_\_\_\_\_

  
Bruce M. Smith  
Attorney for City of Eagle, Idaho

**CERTIFICATE OF SERVICE**

I hereby certify that on this 6 day of April, 2007, the foregoing document was served to the following parties by the method indicated below:

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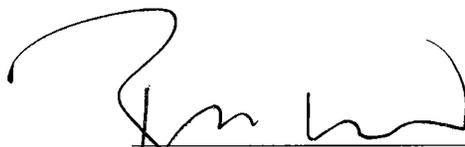
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