

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: BRANDON KARPEN
DEPUTY ATTORNEY GENERAL

DATE: AUGUST 7, 2018

SUBJECT: BAR CIRCLE S WATER COMPANY'S APPLICATION TO EXTEND
WATER LINE; CASE NO. BCS-W-18-01

On July 27, 2018, Bar Circle S Water Company requested approval of the extension of a water line located in Kootenai County.

THE APPLICATION

The extension would provide water to a proposed new subdivision totaling approximately 136 acres with 24 lots, which is being developed by McCarthy Capital, Inc. Application at 3. Bar Circle S Water Company states that the extension will be a looped system with water being supplied by three wells that are in service. Application at 1. Each lot will pay a \$2,500 hook-up fee at closing of the purchase. *Id.* McCarthy Capital, Inc. will transfer water rights to Bar Circle S Water Company. *Id.*

Bar Circle S Water Company provided: 1) a letter from North Idaho Rose LLC stating its intent to sell the real property for the subdivision to McCarthy Capital, Inc., 2) a letter from McCarthy Capital, Inc. requesting the extension, 3) a letter from Rand Wichman Planning requesting the extension, 4) a Preliminary Plat Layout of the proposed subdivision from Johnson Surveying, and 5) Bar Circle S Water Company's proposed rate schedule for the proposed subdivision.

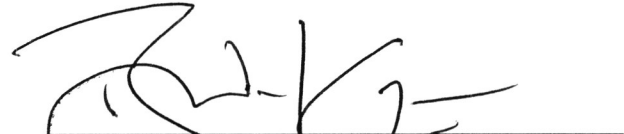
STAFF RECOMENDATION

Staff concurs with the Company's proposal to process this case by modified procedure. However, before suggesting a comment deadline, Staff must review the Application, evaluate anticipated discovery requirements, and consult with the Company. Accordingly, Staff

recommends that the Commission issue a Notice of Application, set an intervention deadline of September 4, 2018, and direct Staff to present the Commission with a proposed comment schedule after conferring with the applicant.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application, set a September 4, 2018, intervention deadline, and after that direct the parties to confer and develop a comment schedule?



Brandon Karpén
Deputy Attorney General

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