

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)	
EAGLE WATER COMPANY, INC. TO AMEND)	CASE NO. EAG-W-03-1
CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY NO. 278.)	NOTICE OF APPLICATION
)	
)	NOTICE OF MODIFIED
)	PROCEDURE
)	
)	NOTICE OF COMMENT/
)	PROTEST DEADLINE

YOU ARE HEREBY NOTIFIED that on August 22, 2003, Eagle Water Company, Inc. (Eagle Water; Company) filed an Application with the Idaho Public Utilities Commission (Commission) requesting authorization to amend and revise its Certificate of Public Convenience and Necessity No. 278 (as amended) by enlarging and extending its certification service area boundaries to include the Ada County Commercial Subdivision of Petticoat Junction. Petticoat Junction is located on the northeast corner of the intersection of State Highway 44 and State Highway 55, just east of the City of Eagle in Ada County. The Petticoat Junction Subdivision is more particularly described as a re-subdivision of a parcel of land all located in Lot 21 of Brose Second Subdivision, also in the Northwest ¼ of the Southwest ¼ of Section 14, Township 4 North, Range 1 East, Boise-Meridian, Ada County, Idaho. Reference Application, Exhibit B vicinity map, and Exhibit C Plat Map; *Idaho Code* § 61-526; Commission Rules of Procedure, IDAPA 31.01.01.112.

Eagle Water represents that the developer of Petticoat Junction, Mr. Peter Cintorino, has requested that Eagle Water provide water service. A copy of the developer's request is attached to the Company's Application. Eagle Water represents that it has an adequate source of supply to serve the area. Service to Petticoat Junction will be provided through Eagle Water's "Lakeland Subdivision main" which runs east to west on State Street/State Highway 44. Extension of service to Petticoat Junction by Eagle Water will require excavation; installation of mains, fire hydrants and service meter boxes; bedding; backfill, compaction; inspection; and testing. The estimated construction cost for this project is \$31,000 to \$33,000, all of which will

be paid by the developer pursuant to Eagle Water's standard "Main Extension Contract" as provided for in its tariff on file with the Commission. Eagle Water proposes to begin construction in September 2003 and complete construction in October 2003. The proposed expansion will add four commercial customers to Eagle Water's customer base. The estimated average monthly gross revenue per such customer is \$150. The Company contends that the construction and expansion will have no effect on its revenue requirements.

Eagle Water submits that the extension of its facilities to serve Petticoat Junction is consistent with the public convenience and necessity. Eagle Water requests that its Application be processed pursuant to Modified Procedure, i.e., by written submission rather than by hearing. Reference Commission Rules of Procedure, IDAPA 31.01.01.201-204.

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filings of record in Case No. EAG-W-03-1. The Commission has preliminarily found that the public interest in this matter may not require a hearing to consider the issues presented, and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. Reference Commission Rules of Procedure, IDAPA 31.01.01.201-204.

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. Reference IDAPA 31.01.01.203.

YOU ARE FURTHER NOTIFIED that **the deadline for filing written comments or protests** with respect to Eagle Water's Application and the use of Modified Procedure in Case No. EAG-W-03-1 is **Monday, September 25, 2003**.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the deadline, the Commission may consider the matter on its merits and may enter its Order without a formal hearing. If comments or protests are filed within the deadline, the Commission will consider them and in its discretion may set the matter for hearing or may decide the matter and issue its Order based on the written positions before it. Reference IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that written comments concerning Case No. EAG-W-03-1 should be mailed to the Commission and the Company at the addresses reflected below.

COMMISSION SECRETARY
IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074

Street Address for Express Mail:

472 W WASHINGTON ST
BOISE, ID 83702-5983

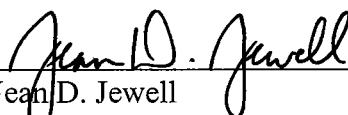
MOLLY O'LEARY
RICHARDSON & O'LEARY, PLLC
99 E. STATE STREET, SUITE 200
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EAGLE, ID 83616
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All comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.state.id.us. 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 e-mail address listed above.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing

YOU ARE FURTHER NOTIFIED that the Application in Case No. EAG-W-03-1 may be viewed www.puc.state.id.us by clicking on "File Room" and "Water Cases," or can be viewed during regular business hours at the Idaho Public Utilities Commission, 472 West Washington Street, Boise, Idaho.

DATED at Boise, Idaho this 5th day of September 2003.



Jean D. Jewell
Commission Secretary

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NOTICE OF MODIFIED PROCEDURE
NOTICE OF COMMENT/ PROTEST DEADLINE