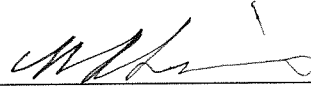


35; and 2) that the application is "in conflict with the public interest" provisions of I.C. § 42-203A (5) (e).

In this case, a representative of DEQ is necessary to address the regulatory response to the requested application and the likelihood that withdrawal from the city's water system would also result in withdrawal from the city's sewer system and, thus, fail to meet DEQ standards for the proposed project.

DATED this 21 day of October, 2011.



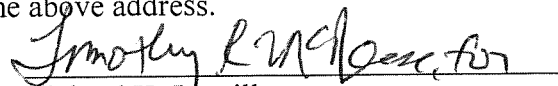
RICHARD K. LINVILLE
City Attorney
City of Idaho City, Idaho

CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of October, 2011, I served a true and correct copy of the foregoing upon:

Marcus, Merrick, Christian & Hardee, LLP
Attn: Barry L. Marcus
737 No. 7th Street
Boise, ID 83706

via U.S. Mail, postage prepaid, at the above address.



Richard K. Linville