



**IDAHO  
POWER**

An IDACORP Company

IDAHO POWER COMPANY  
P.O. BOX 70  
BOISE, IDAHO 83707

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IDAHO PUBLIC  
UTILITIES COMMISSION

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March 14, 2003

*IPC-E-03-04*

Paul Kjellander, President  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, Idaho 83720-0074

Re: Property Sale of Idaho Power's Surplus Buildings

Dear Mr. Kjellander:

Idaho Power is in the process of disposing of three buildings which the Company no longer uses in its utility operation, i.e., the Homedale Operations Center Building; the Cambridge Operations Center Building; and the Homedale Office Building. The Company does not believe that the sale of these buildings falls within the provisions of § 61-328, Idaho Code, which requires Commission approval before Idaho Power can sell property used in the generation, transmission, distribution or supply of electric power and energy.

For your convenience, I have attached a copy of a letter concerning the sale of the Idaho Power legal building the Company received from Ms. Marsha Smith when she was President of the Idaho Public Utilities Commission.

It would be appreciated if the Commission could provide me a letter to the effect that § 61-328, Idaho Code is not applicable to this transaction.

Cordially,

John R. Gale

JRG:jb

Attachment

c: Donald L. Howell, IPUC



**Idaho Public Utilities Commission**  
Statehouse  
Boise, Idaho 83720-6000

Marsha H. Smith  
President

Cecil D. Andrus  
Governor

July 7, 1992

L. R. Gunnoe  
President and Chief Operating Officer  
Idaho Power Company  
PO Box 70  
Boise, ID 83707-0070

RE: Sale of Office Building at 222 North 13th Street, Boise, Idaho -  
Idaho Power Legal Building

Dear Mr. Gunnoe:

The Commission recently received your letter informing us of Idaho Power's proposed sale of its office building at 222 North 13th Street, Boise, Idaho. It is our opinion that an office building is not property used in the generation, transmission, distribution or supply of electric power and energy and is therefore outside the scope of *Idaho Code* § 61-328, which requires the Commission's approval before an electric utility's sale of property used in the generation, transmission, distribution or supply of electric power and energy. Accordingly, Idaho Power may sell the building without the Commission's prior approval under *Idaho Code* § 61-328, subject, of course, to appropriate accounting and ratemaking treatment after the sale is consummated.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Marsha H. Smith".

Marsha H. Smith  
President

MG:jr/M-3267