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IDAHO PUBLIC
UTILITIES COMMISSION

Attorneys for Idaho Power Company

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BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IDAHO POWER COMPANY,)	CASE NO. IPC-E-04-04
)	
Complainant,)	
)	
v.)	JOINT MOTION FOR ACCEPTANCE
)	OF SETTLEMENT
CITY OF EAGLE, IDAHO,)	
)	
Respondent.)	
_____)	
)	
EAGLE RIVER, LLC,)	
)	
Intervenor.)	
)	
_____)	

COMES NOW, Idaho Power Company ("Idaho Power" or the "Company"), the City of Eagle, Idaho (the "City"), Eagle River, LLC ("Eagle River") and the Idaho Public Utilities Commission Staff ("Staff") who are collectively referred to herein as the "Parties" and individually as a "Party" and, and in accordance with RP 056 and RP 271-280, hereby

JOINT MOTION FOR ACCEPTANCE OF SETTLEMENT

move the Commission for an Order accepting the settlement negotiated by the Parties as embodied in the Stipulation which is attached to this Motion as Exhibit 1. This Motion is based on the following:

I.

In Order No. 29465 and following the September 9, 2004 public hearing on this matter, the Commission encouraged the Parties to continue their negotiations to resolve Idaho Power's complaint. The Parties to this matter desire to resolve by settlement the issues regarding the alignment, materials to be used and the cost to the City to construct a portion of the 138-kV transmission line extension through the City of Eagle and to place a portion of the Company's distribution facilities underground. The Parties entered into settlement discussions that resulted in the execution of the Stipulation.

II.

The Parties negotiated the Stipulation as an integrated settlement document. The Parties request that the Stipulation be entered into the record as evidence in this proceeding. The Parties agree that the Stipulation is in the public interest and that all of the terms of the Stipulation are fair, just and reasonable. The Parties support adoption of the Stipulation and acceptance of the Stipulation by the Commission with the intention that settlement will allow Idaho Power to proceed to construct a 138-kV transmission line through the City.

III.

In its Notice of Public Workshop and Notice of Hearing issued on April 14, 2004 via Order No. 29465, the Commission set September 9, 2004 as the date for a technical hearing and a public hearing. Those hearings have been conducted and testimony has been

entered into the record in this case. If the Commission desires testimony in support of this Motion and the settlement between the Parties, the Parties are willing to provide such testimony. Otherwise, the Parties request that the Stipulation be entered into the record as evidence in this proceeding and that the Commission give expeditious consideration of this matter to permit design of the proposed facility and an opportunity to order materials to assure construction of this project by May 2005.

NOW, THEREFORE, the Parties hereto request that the Commission give expeditious consideration of this matter and issue its Order accepting the Stipulation in full settlement of the issues raised in Case No. IPC-E-04-04 relating to the alignment, materials to be used and the cost to the City to construct a portion of the of the 138-kV transmission line extension through the City of Eagle and to place a portion of the Company's existing distribution lines underground.

Respectfully submitted this 16th day of November 2004.



MONICA MOEN
Attorney for Idaho Power Company

SUSAN E. BUXTON
Attorney for City of Eagle, Idaho

B. NEWAL SQUYRES
Attorney for Eagle River, LLC

DONALD L. HOWELL, II
Deputy Attorney General
Attorney for IPUC Staff

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Attorney for Idaho Power Company



SUSAN E. BUXTON
Attorney for City of Eagle, Idaho

MARY V. YORK
Attorney for Eagle River, LLC

DONALD L. HOWELL, II
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Deputy Attorney General
Attorney for IPUC Staff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16th day of November 2004, I served true and correct copies of the above and foregoing JOINT MOTION FOR ACCEPTANCE OF SETTLEMENT to the following parties:

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