

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

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| IN THE MATTER OF THE APPLICATION OF |) | |
| IDAHO POWER COMPANY FOR APPROVAL |) | CASE NO. IPC-E-04-13 |
| OF A REVISION TO A SCHEDULE 86 |) | |
| UNIFORM AGREEMENT FOR THE |) | |
| PURCHASE OF POWER BETWEEN IDAHO |) | |
| POWER COMPANY AND THE |) | ORDER NO. 29534 |
| LEWANDOWSKI FARMS. |) | |

On July 30, 2001, the Idaho Public Utilities Commission (Commission) in Case No. IPC-E-01-22, Order No. 28795, approved a tariff Schedule 86 Non-Firm Energy Purchase Agreement (Agreement) between Idaho Power Company (Idaho Power; Company) and Lewandowski Farms (Lewandowski).

Lewandowski is a developer of wind generating facilities located near Simco Road east of Boise in Elmore County, Idaho, in an area more particularly described as the Northwest Quarter of Section 23, Township 1 South, Range 4 East, Boise-Meridian, Elmore County, Idaho. The Lewandowski wind generation project is a qualified small power production facility (QF) under the applicable provisions of the Public Utility Regulatory Policies Act of 1978 (PURPA). Pursuant to Agreement, the purchase price will be in accordance with Option A under Section 1 of Idaho Power electric tariff Schedule 86.

On September 16, 2002, Lewandowski Farms and Idaho Power agreed to a certain minor technical modification to Exhibit A to the approved Agreement (Revised Exhibit A). A copy of Revised Exhibit A to the Agreement was filed with the Commission for its information.

Idaho Power in a June 04, 2004 filing with the Commission in Case No. IPC-E-04-13 reports that Lewandowski Farms has requested a material revision to Revised Exhibit A of the approved Agreement. Lewandowski Farms requests that two (2) additional 108 kW wind generation units be included in the facility's description to bring the total number of wind generation units at the facility to three (3) 108 kW wind generation units. The addition of two more generation units at this facility requires Idaho Power to modify the interconnection, special facilities and metering equipment as described within Revised Exhibit A. Idaho Power has filed a Second Revised Exhibit A to the Agreement containing the agreed upon generation unit additions and the associated interconnection, special facilities and meter equipment

modifications. All applicable interconnection charges and monthly operation and maintenance charges under Schedule 72 resulting from the proposed modifications will be assessed Lewandowski Farms.

Idaho Power requests a Commission Order (1) rescinding Revised Exhibit A to the previously approved Agreement between Idaho Power and Lewandowski Farms in its entirety; (2) approving the Second Revised Exhibit A without change or condition to replace Revised Exhibit A; and (3) declaring that all additional payments for purchases of energy under the Agreement as a result of the Second Revised Exhibit A be allowed as prudently incurred expenses for ratemaking purposes.

ORDER

The Commission has reviewed the Idaho Power/Lewandowski Farms Schedule 86 Non-Firm Energy Agreement and Second Revised Exhibit A. We find that the revised Agreement contains non-firm energy rates conforming to posted rates and applicable Commission Orders. We find it reasonable to allow payments made under the revised Agreement as prudently incurred expenses for ratemaking purposes. We also find that it is appropriate to approve the revised Agreement without further notice.

CONCLUSIONS

The Idaho Public Utilities Commission has jurisdiction over Idaho Power Company, an electric utility, pursuant to the authority and power granted it under Title 61 of the Idaho Code and the Public Utility Regulatory Policies Act of 1978 (PURPA).

The Commission has the authority under PURPA and the implementing regulations of the Federal Energy Regulatory Commission (FERC) to set avoided costs, to order electric utilities to enter into fixed term obligations for the purchase of energy from Qualified Facilities, and to implement FERC rules.

ORDER

In consideration of the foregoing, IT IS HEREBY ORDERED and the Commission does hereby approve the May 28, 2004, Second Revised Exhibit A to Idaho Power/Lewandowski Farms Schedule 86 Non-Firm Energy Purchase Agreement and the rescission of Revised Exhibit A.

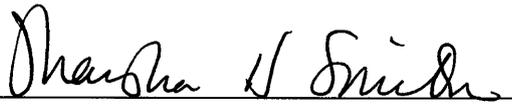
THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) may petition for reconsideration within twenty-one (21) days of the

service date of this Order with regard to any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* § 61-626.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 28th day of June 2004.



PAUL KJELLANDER, PRESIDENT

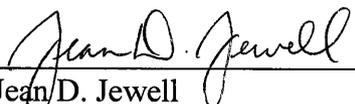


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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