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Attorney for Idaho Power Company

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)
IDAHO POWER COMPANY FOR APPROVAL)
OF AN EXTENSION OF THE TERM OF)
AN AGREEMENT FOR SUPPLY OF POWER)
AND ENERGY BETWEEN IDAHO POWER)
COMPANY AND THE J.R. SIMPLOT)
COMPANY)
_____)

CASE NO. IPC-E-04-14
APPLICATION

COMES NOW Idaho Power Company ("Idaho Power" or the "Company") and, pursuant to RP 52, hereby applies for an Idaho Public Utilities Commission ("IPUC" or the "Commission") Order approving an extension of the term of the Agreement for Supply of Power and Energy between the J.R. Simplot Company and Idaho Power Company dated August 27, 1973 and as amended.

This Application is based on the following:

I.

The J.R. Simplot Company operates a plant for the production of fertilizer near Pocatello, Idaho (the "Pocatello Facility"). Pursuant to an Agreement for Supply of

Power and Energy between Idaho Power and the J.R. Simplot Company dated August 27, 1973 (the "Agreement"), Idaho Power agrees to supply and the J. R. Simplot Company agrees to purchase electric service from Idaho Power for its Pocatello Facility in accordance with the monthly facilities charge in tariff Schedule 29 and its successor schedules.¹

II.

In accordance with Paragraph 1.1 of the Agreement, Idaho Power timely notified the J.R. Simplot Company in writing of Idaho Power's intent to terminate the Agreement effective June 30, 2004. The Agreement will terminate on that date.

III.

For the past five months, Idaho Power and the J. R. Simplot Company in good faith have been negotiating the terms and conditions of a new agreement for electric service between the parties to replace the existing Agreement. The parties anticipate executing an agreement to replace the existing Agreement in the near future.

IV.

Given the short amount of time expected to finalize and file the new agreement with the Commission, it is the desire of both parties that the existing Agreement be extended for a period of 60 days or until a new agreement is filed and approved by the Commission, whichever occurs first.

¹ The August 27, 1973 Agreement was amended by the parties on December 2, 1974 pursuant to IPUC Order No. 11694; by Letter Agreement dated November 25, 1975; and by an amendatory agreement amendment dated June 23, 1982.

V.

The parties herewith respectfully request that the terms and conditions of the existing Agreement, as amended, remain in full force and effect and that the Term of the Agreement be extended to the earlier of either August 29, 2004 or to a date on which the Commission approves a new agreement between Idaho Power and the J.R. Simplot Company for electric service in accordance with tariff Schedule 29 and its successor schedules.

VI.

Service of pleadings, exhibits, orders and other documents relating to this proceeding should be served on the following:

Monica B. Moen, Attorney II
Barton L. Kline, Senior Attorney
Idaho Power Company
P.O. Box 70
Boise, Idaho 83707

Ric Gale
VP, Regulatory Affairs
Idaho Power Company
P.O. Box 70
Boise, Idaho 83707

NOW, THEREFORE, based on the foregoing, Idaho Power Company hereby requests that the Commission issue its Order approving an extension of the Term of the existing Agreement between the parties to the earlier of either August 29, 2004 or to a date on which the Commission approves a new agreement for electric service between Idaho Power and the J.R. Simplot Company.

Respectfully submitted this 15th day of June 2004.



MONICA B. MOEN
Attorney for Idaho Power Company

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 15th day of June 2004, I served a true and correct copy of the within and foregoing APPLICATION upon the following named parties by the method indicated below, and addressed to the following:

David Hawk
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

<input type="checkbox"/>	Hand Delivered
<input checked="" type="checkbox"/>	U.S. Mail
<input type="checkbox"/>	Overnight Mail
<input type="checkbox"/>	FAX



MONICA B. MOEN