

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE APPLICATION</b>	)	<b>CASE NO. IPC-E-08-09</b>
<b>OF IDAHO POWER COMPANY FOR</b>	)	
<b>APPROVAL OF A FIRM ENERGY SALES</b>	)	<b>NOTICE OF APPLICATION</b>
<b>AGREEMENT WITH DF-AP #1 LLC</b>	)	
	)	<b>NOTICE OF</b>
	)	<b>MODIFIED PROCEDURE</b>
	)	
	)	<b>ORDER NO. 30570</b>

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**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that on April 28, 2008, Idaho Power Company ("Idaho Power" or "Company") filed an Application with the Commission seeking approval of its Firm Energy Sales Agreement ("Agreement") with DF-AP #1 LLC ("DF-AP").

YOU ARE FURTHER NOTIFIED that the parties entered into the aforementioned Agreement on April 21, 2008.

YOU ARE FURTHER NOTIFIED that the Agreement states that Idaho Power shall purchase a specified amount of electric energy generated by the Big Sky West Dairy Digester Generation Facility ("Big Sky") near Gooding, Idaho.

YOU ARE FURTHER NOTIFIED that the Big Sky facility qualifies as a small power production facility under the applicable provisions of the Public Utility Regulatory Policies Act of 1978 ("PURPA") and will provide a total of 1.5 MW of nameplate generation.

YOU ARE FURTHER NOTIFIED that the Agreement was entered into pursuant to the terms and conditions of prior Commission Orders; will have a 20-year term of effectiveness; utilizes the non-levelized published avoided-cost rates established by the Commission for energy deliveries of less than 10 average MW; and will be effective only once all of its terms and conditions are approved by the Commission as allowable expenses for ratemaking purposes.

YOU ARE FURTHER NOTIFIED that DF-AP will begin delivering energy to Idaho Power's system on November 21, 2008 and has set apart February 14, 2009 as its Scheduled Operation Date.

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YOU ARE FURTHER NOTIFIED that DF-AP must meet certain requirements and preconditions under the Agreement before Idaho Power is obligated to accept any energy deliveries from DF-AP and that Idaho Power agrees to monitor for compliance with these terms.

YOU ARE FURTHER NOTIFIED that all applicable interconnection charges and monthly operation and maintenance charges under Schedule 72 will be assessed to DF-AP and administered by Idaho Power's delivery business unit.

### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the service date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and Idaho Power at the addresses reflected below:

Commission Secretary  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, ID 83720-0074

Street Address for Express Mail:

472 W. Washington Street  
Boise, ID 83702-5918

Donovan Walker  
Barton L. Kline  
Idaho Power Company  
PO Box 70  
Boise, Idaho 83707  
E-mail: [dwalker@idahopower.com](mailto:dwalker@idahopower.com)  
[bkline@idahopower.com](mailto:bkline@idahopower.com)

Randy C. Allphin  
Senior Planning Administrator  
Idaho Power Company  
PO Box 70  
Boise, Idaho 83707  
E-mail: [rallphin@idahopower.com](mailto:rallphin@idahopower.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Comments and Questions" icon, and complete the comment form, using the case number as it appears on the front of this document. These comments must also be sent to Idaho Power at the e-mail addresses listed above.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

YOU ARE FURTHER NOTIFIED that the Application has been filed with the Commission and is available for public inspection during regular business hours at the Commission offices. The Application is also available on the Commission's Website at [www.puc.idaho.gov](http://www.puc.idaho.gov) and then clicking on "File Room" and then "Electric Cases."


YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 62 of the Idaho Code and specifically *Idaho Code* §§ 62-615(i). The Commission may enter any final Order consistent with its authority under Title 62.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

### **ORDER**

IT IS HEREBY ORDERED that this Application will be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 6<sup>th</sup>  
day of June 2008.



MACK A. REDFORD, PRESIDENT

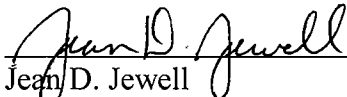


MARSHA H. SMITH, COMMISSIONER



JM D. KEMPTON, COMMISSIONER

ATTEST:



Jean D. Jewell  
Commission Secretary

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