

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION )**  
**OF IDAHO POWER COMPANY FOR )** **CASE NO. IPC-E-10-05**  
**APPROVAL OF A FIRM ENERGY SALES )**  
**AGREEMENT FOR THE SALE AND )** **NOTICE OF APPLICATION**  
**PURCHASE OF ELECTRIC ENERGY )**  
**BETWEEN IDAHO POWER COMPANY )** **NOTICE OF**  
**AND RIVERSIDE INVESTMENTS, LLC )** **MODIFIED PROCEDURE**  
)  
) **NOTICE OF**  
) **COMMENT/PROTEST DEADLINE**

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YOU ARE HEREBY NOTIFIED that on March 9, 2010, Idaho Power Company (Idaho Power; Company) filed an Application with the Idaho Public Utilities Commission (Commission) requesting approval of a March 8, 2010, Firm Energy Sales Agreement (Agreement) between Idaho Power and Riverside Investments, LLC (Riverside).

**AGREEMENT**

Riverside is the owner/developer of a 450 kW hydro-generation facility (Arena Drop) located near Parma, Idaho in an area more particularly described as near Stephan Lane in Section 5, Township 4 N, Range 5 W, Canyon County, Boise Meridian. Riverside warrants that it is a qualified small power generation facility (QF) as defined in Sections 201 and 210 of the Public Utility Regulatory Policies Act of 1978 (PURPA) and the implementing regulations of the Federal Energy Regulatory Commission (FERC), 18 C.F.R. § 292. ¶ 3.2.

The purchase price for Riverside generation is the non-levelized published avoided cost rates currently established by the Commission for monthly energy deliveries of less than 10 average megawatts (aMW). Order Nos. 30744, 30738 and 30415; Agreement Article VII. Should the facility exceed 10 aMW on a monthly basis, Idaho Power will accept the energy (Inadvertent Energy) that does not exceed the Maximum Capacity Amount (.52 MW), but will not purchase or pay for this Inadvertent Energy. ¶ 7.5.

The term of the Agreement is 20 years. ¶ 5.1. The scheduled Operation Date for Arena Drop is July 15, 2010. If the facility has not achieved its Operation Date prior to 90 days past that date, Delay Liquidated Damages of \$45 per nameplate kW rating will be assessed and collected from the facility. ¶ 5.3.2. In addition, as specified in ¶ 5.7, within 30 days of the date

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of the Commission Order approving this Agreement, Riverside shall post security of \$45 per nameplate kW rating.

Idaho Power represents that an interconnection feasibility study was not required for the Arena Drop facility. A final Facility Study was completed on March 4, 2010. All applicable interconnection charges and monthly operation and maintenance charges under Schedule 72 will be assessed and collected from Riverside.

The Idaho Power/Riverside Firm Energy Sales Agreement will not become effective until the Commission has approved all of the Agreement's terms and conditions and declared that all payments the Company makes to Riverside for purchases of energy will be allowed as prudently incurred expenses for ratemaking purposes. ¶ 20.

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filings of record in Case No. IPC-E-10-05. The Commission has preliminarily found that the public interest in this matter may not require a hearing to consider the issues presented and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. Reference Commission Rules of Procedure, IDAPA 31.01.01.201-204.

YOU ARE FURTHER NOTIFIED that the **deadline for filing written comments or protests** with respect to Idaho Power's Application and the use of Modified Procedure in Case No. IPC-E-10-05 is **Thursday, April 1, 2010**.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the deadline, the Commission may consider the matter on its merits and may enter its Order without a formal hearing. If comments or protests are filed within the deadline, the Commission will consider them and in its discretion may set the matter for hearing or may decide the matter and issue its Order based on the written positions before it. Reference IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that written comments concerning Case No. IPC-E-10-05 should be mailed to the Commission and the Company 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 E. Walker  
Barton L. Kline  
Idaho Power Company  
PO Box 70  
Boise, ID 83707-0070

E-mail: [dwalker@idahopower.com](mailto:dwalker@idahopower.com)  
[bkline@idahopower.com](mailto:bkline@idahopower.com)

Randy C. Allphin  
Contract Administrator  
Idaho Power Company  
PO Box 70  
Boise, ID 83707-0070  
E-mail: [rallphin@idahopower.com](mailto:rallphin@idahopower.com)

Street Address for Express Mail:

1221 W. Idaho Street  
Boise, ID 83702

All 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 in Case No. IPC-E-10-05 may be viewed at [www.puc.idaho.gov](http://www.puc.idaho.gov) by clicking on "File Room" and "Electric Cases," or can be viewed during regular business hours at the Idaho Public Utilities Commission, 472 West Washington Street, Boise, Idaho and at the general business office of Idaho Power Company, 1221 West Idaho Street, Boise, Idaho.

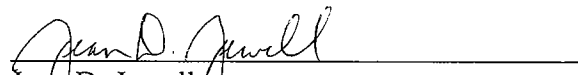
DATED at Boise, Idaho this 17<sup>th</sup> day of March 2010.

  
JIM D. KEMPTON, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
MACK A. REDFORD, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

bls/O:IPC-E-10-05\_sw