

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF) CASE NO. PAC-E-05-9
PACIFICORP FOR APPROVAL OF A POWER)
PURCHASE AGREEMENT FOR THE SALE) NOTICE OF APPLICATION
AND PURCHASE OF ELECTRIC ENERGY)
BETWEEN PACIFICORP AND) NOTICE OF MODIFIED
SCHWENDIMAN WIND LLC) PROCEDURE
)
)

)
ORDER NO. 29862

On August 15, 2005, PacifiCorp filed an Application for approval of a Power Purchase Agreement for the sale and purchase of electric energy between PacifiCorp and Schwendiman Wind LLC ("Schwendiman"). The Agreement is dated July 19, 2005.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that under the Agreement, Schwendiman will sell and PacifiCorp will purchase electric energy generated by the Schwendiman Wind Facility ("Facility") near Idaho Falls, Idaho. Schwendiman intends to design, construct, install, own, operate, and maintain the Facility.

YOU ARE FURTHER NOTIFIED that Schwendiman intends to operate the Facility as a qualified small power production facility (QF) under PURPA. The wind power will not be firm and the Agreement is for a 20-year term.

YOU ARE FURTHER NOTIFIED that the Facility will have a nameplate capacity rating of 17.5 megawatts (MW). Under the Agreement, Schwendiman will be required to provide certain data to PacifiCorp in order that PacifiCorp may determine whether, under normal or average conditions, the Facility will not exceed 10 aMW on a monthly basis. Furthermore, the parties agree that should the Facility exceed 10 aMW on a monthly basis, PacifiCorp will accept the energy but will not purchase or pay for the accepted, excess energy.

YOU ARE FURTHER NOTIFIED that the Application includes a letter from Brian D. Jackson on behalf of the Schwendiman Wind Project. Mr. Jackson is the project engineer for Schwendiman. His letter asserts that Schwendiman meets the grandfathering requirements from Order No. 29839 (Case No. IPC-E-05-22). On August 22, 2005, Mr. Jackson sent a letter to the Commission Staff requesting expedited treatment of the Application.

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
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NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the Application in this case and has preliminarily determined that the public interest in this matter may not require a formal hearing to consider the issues presented. The Commission will process this Application under **Modified Procedure** pursuant to its Procedural Rules 201-202, IDAPA 31.01.01.201-.202. The Commission notes that Modified Procedure and written comments have proven to be an effective means of obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that the **deadline for filing written comments** in support or opposition to the Application and the use of Modified Procedure in this case is fourteen (14) days from the service date of this Order. 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 the Applicant 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 83702-5983

PacifiCorp
Lisa Nordstrom
Dean Brockbank
PacifiCorp
825 NE Multnomah, Suite 1800
Portland, OR 97232
E-mail: lisa.nordstrom@pacificorp.com
dean.brockbank@pacificorp.com

Bruce Griswold
Manager, Origination
PacifiCorp
825 NE Multnomah, Suite 1800
Portland, OR 97232
E-mail: bruce.griswold@pacificorp.com

Schwendiman Wind
Brian D. Jackson, P.E.
7800 Alfalfa Lane
Melba, ID 83641
E-mail: brian@clever-ideas.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 email may do so by accessing the Commission's home page located at 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 the Applicants 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 may consider the matter on its merits and may enter its Order without a formal hearing. If written comments or protests are received within the deadline, the Commission will consider them and in its discretion may set the matter for hearing. IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers and exhibits have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. The Application is also available on the Commission's website, www.puc.idaho.gov by 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 61 of the Idaho Code and specifically *Idaho Code* § 61-503 and 16 U.S.C. § 824a-3(b). The Commission may enter any final Order consistent with its authority under Title 61.

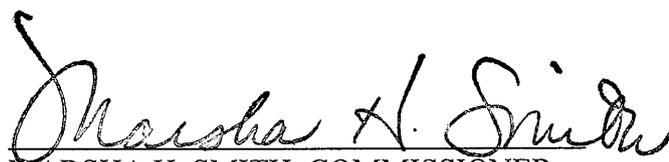
YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

ORDER

IT IS HEREBY ORDERED that the Application be processed by Modified Procedure, IDAPA 31.01.01.201 - .204. Persons interested in submitting written comments in this matter must do so no later than fourteen (14) days from the service date of this Order.

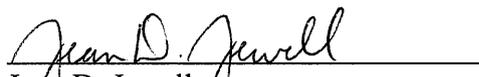
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 30th
day of August 2005.


PAUL KJELLANDER, PRESIDENT


MARSHA H. SMITH, COMMISSIONER

Out of the Office on this Date
DENNIS S. HANSEN, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

O:PAC-E-05-09_kdp

NOTICE OF APPLICATON
NOTICE OF MODIFIED PROCEDURE
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