

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

Idaho Power Company, et al.  
Docket No. ER06-293-000  
January 19, 2006

Steptoe & Johnson  
1330 Connecticut Avenue, N.W.  
Washington, D.C. 20036-1795

Attention: Gary A. Morgans, Esquire  
Attorney for Idaho Power Company

Reference: Capacitor Joint Ownership Agreement

Dear Mr. Morgans:

On December 6, 2005, you submitted for filing, on behalf of Idaho Power Company (Idaho Power), Northwestern Corporation (Northwestern), and PacifiCorp, a Capacitor Joint Ownership Agreement (Joint Ownership Agreement) among Idaho Power, NorthWestern and PacifiCorp (collectively, Parties). The Parties state that the Joint Ownership Agreement provides for the purchase, construction, and installation of several shunt Capacitor Banks which the Parties will jointly own and be jointly responsible for the associated operation and maintenance costs.<sup>1</sup> Waiver of the Commission's notice requirements pursuant to section 35.11 of the Commission's rules and regulations (18 C.F.R. § 35.11) is granted and the Joint Ownership Agreement is accepted for filing, effective December 7, 2005, as requested. The rate schedule designations submitted with the filing are correct.

The filing was noticed on December 19, 2005, with comments, protests, or motions to intervene due on or before December 27, 2005. No protests or comments were received. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification or any rule, regulation or practice

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<sup>1</sup> The Parties have specified the percentage shares of the facilities as follows: Idaho Power - 31.6%; NorthWestern - 31.6%; and PacifiCorp - 36.8%.

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affecting such rate or service contained in your tariff; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or any which may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against Idaho Power Company, Northwestern Corporation and PacifiCorp.

This action is taken pursuant to the authority delegated to the Director, Division of Tariffs and Market Development - West, under 18 C.F.R. § 375.307 of the Commission's Regulations. This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Steve Rodgers, Director,  
Division of Tariffs and Market  
Development – West

cc: All Parties