



Pacific Power | Utah Power
Rocky Mountain Power
825 NE Multnomah
Portland, Oregon 97232

January 16, 2009

***VIA ELECTRONIC FILING
AND OVERNIGHT DELIVERY***

Oregon Public Utility Commission
550 Capitol Street NE, Ste 215
Salem, OR 97301-2551

Attention: Vikie Bailey-Goggins, Administrator
Regulatory and Technical Support

RE: **Docket UA _____ - Application of PacifiCorp**

Enclosed for filing by PacifiCorp dba, Pacific Power is an Application for Allocation of Exclusive Service Territory pursuant to ORS 758.435 and OAR 860-025-0020. An original and three (3) copies will be provided via overnight delivery. Please note that Attachments A-1 and A-2 to the filing are only being provided electronically.

Questions with respect to this filing may be directed to Joelle Steward at (503) 813-5542.

Very truly yours,


Andrea L. Kelly
Vice President, Regulation

Enclosures

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UA _____

In the Matter of PACIFICORP, d.b.a.
PACIFIC POWER, Application for
Allocation of Exclusive Service Territory

APPLICATION

1 PacifiCorp, d.b.a. Pacific Power (“Pacific Power” or “Company”), files this
2 Application for Allocation of Exclusive Service Territory (“Application”) pursuant to
3 ORS 758.435 and OAR 860-025-0020 for approval from the Public Utility Commission of
4 Oregon (“Commission”).

5 In support of this Application, the Company states as follows:

6 **I. Introduction**

7 PacifiCorp is an electric public utility subject to the Commission’s jurisdiction.
8 PacifiCorp provides retail electric service to customers in California, Idaho, Oregon, Utah,
9 Washington and Wyoming. In Oregon, the Company provides retail electric service within a
10 defined service territory approved by the Commission. The Company also provides retail
11 electric service to portions of Sherman County, Oregon, which are not currently allocated to
12 any electric utility. With this Application, the Company seeks to exclusively provide retail
13 electric utility service to those areas in Sherman County. For purposes of this Application,
14 the Company will refer to the requested allocated territory as “Hay Canyon.”

15 **II. Applicant**

16 The applicant’s exact name and address of its principal business office are:

17 PacifiCorp
18 825 NE Multnomah Street
19 Portland, OR 97232

1 **III. Communications and Notices**

2 Communications regarding this Application should be addressed to:

Oregon Dockets	Michelle Mishoe
PacifiCorp	PacifiCorp
825 NE Multnomah, Suite 2000	825 NE Multnomah, Suite 1800
Portland, OR 97232	Portland, Oregon 97232
Phone: 503.813.5542	Phone: 503.813.5977
Email: oregondockets@pacificorp.com	Email: michelle.mishoe@pacificorp.com

3 Additionally, the Company requests that all data requests regarding this Application
4 be sent to the following:

5 By email (preferred): datarequest@pacificorp.com

6 By regular mail: Data Request Response Center
7 PacifiCorp
8 825 NE Multnomah, Suite 2000
9 Portland, Oregon 97232

10 Informal questions may be directed to Joelle Steward, Oregon Regulatory Affairs
11 Manager at 503-813-5542.

12 **IV. Application Requirements under OAR 860-025-0020**

13 **A. Map of PacifiCorp’s Oregon Service Area**

14 Maps depicting the general location and boundaries of the Company’s Oregon service
15 territories are on file with the Commission, and there have been no material changes since
16 that filing. Additionally, the maps are large and cumbersome. For these reasons, the
17 Company respectfully requests a waiver of this filing requirement.

18 **B. Map Showing Location of Customers and Facilities in Territory For Which**
19 **Applied**

20 A map depicting the location of Pacific Power’s customers and facilities in the
21 territory that is the subject of this Application is attached as Attachment A-1. A map
22 depicting the Company’s existing service territory boundaries and new service territory

1 boundaries is included as Attachment A-2. A map depicting the towns around the Hay
2 Canyon area is Attachment A-3.

3 **C. Description of Exclusive Service Area**

4 A metes and bounds description of the territory being requested for allocation to
5 Pacific Power is attached as Attachment B-1 and B-2. Attachment B-1 contains a redlined
6 version of the current metes and bounds description to show the revisions necessary to
7 achieve the requested service territory allocation. Attachment B-2 contains a clean metes and
8 bounds description for the requested service territory allocation.

9 **D. Facts Showing PacifiCorp is Lawfully and in Good Faith Providing Exclusive**
10 **Electric Utility Service within the Described Area and that no Other Person is**
11 **Providing A Similar Utility Service Within the Described Area**

12 The Hay Canyon territory is comprised of approximately 10 square miles of largely
13 rural terrain. Pacific Power currently provides residential and/or agricultural electric service
14 to four customers in the Hay Canyon territory. Additionally, Pacific Power is installing a V-
15 Phase line to provide service to portions of a 17-turbine wind generation farm being
16 constructed by Iberdrola Renewables in the Hay Canyon area. The Company has obtained the
17 necessary easements to operate its facilities in the Hay Canyon area. Also, the Company
18 entered into a franchise agreement with the City of Wasco, which is located in the Hay
19 Canyon area.

20 Two other retail electric service providers, Wasco Electric Cooperative, Inc.
21 (“Wasco”) and Columbia Basin Electric Cooperative, Inc (“Columbia Basin”) hold service
22 territory either immediately adjacent or in proximity to the Hay Canyon area. Portions of
23 Wasco’s service territory abut the Hay Canyon area and several of Wasco’s distribution lines
24 cross to the north and south of the Hay Canyon area. However, Wasco does not currently

1 serve any customers within the Hay Canyon area. The Commission’s order allocating service
2 territory to Wasco specifically excluded the Hay Canyon area.¹ Columbia Basin’s service
3 territory is in proximity to the Hay Canyon area. Additionally, the Bonneville Power
4 Authority (“BPA”) provides transmission service in the Hay Canyon area and Wasco’s
5 immediately adjacent service territory. However, neither Columbia Basin nor BPA provide
6 retail electric service to customers in the Hay Canyon area.

7 Pacific Power is the only retail electric service supplier providing service in the Hay
8 Canyon area and is currently expanding its facilities to accommodate other customers in the
9 area. The Company has obtained the necessary property rights and has entered into service
10 agreements to provide service within the Hay Canyon area. Pacific Power is in the best
11 position to provide exclusive electric service to the Hay Canyon area. Pacific Power has
12 contacted both Wasco and Columbia Basin about this matter and is not aware objections to
13 this Application.

14 **E. Additional Information**

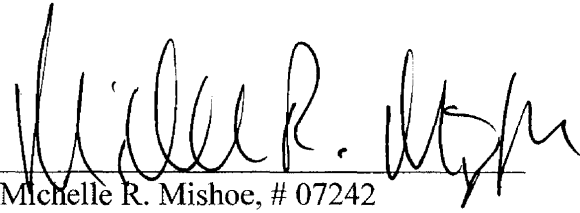
15 Pacific Power is not aware of anything that would impede its ability to provide
16 electric service to the Hay Canyon area. In addition to the information provided above, the
17 Company is not aware of any legal actions or disputes that would impede the Company’s
18 ability to provide service to the Hay Canyon area.

19 For all of these reasons, it is appropriate to grant authority to Pacific Power to provide
20 exclusive electric service to the Hay Canyon area.

21 WHEREFORE, PacifiCorp respectfully requests an order approving this Application
22 for Allocation of Exclusive Service Territory.

¹ Docket UF 2613, Order #43481, pp. 11-38.

DATED: January 16, 2009.

A handwritten signature in black ink, appearing to read "Michelle R. Mishoe". The signature is written in a cursive style with a horizontal line underneath it.

Michelle R. Mishoe, # 07242
Pacific Power

Counsel for PacifiCorp

Attachment A-1

Hay Canyon Distribution Map

Provided on enclosed CD

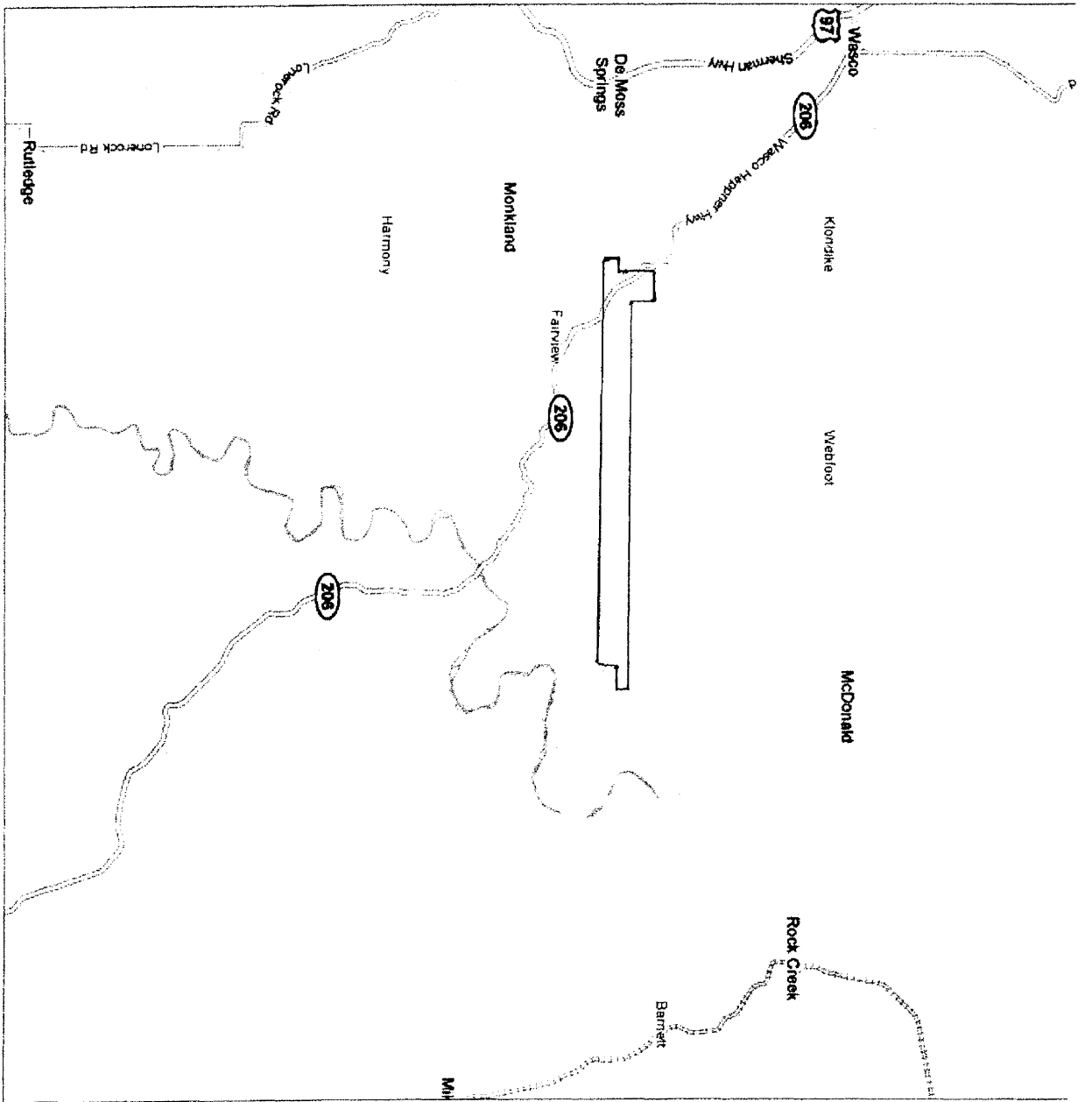
Attachment A-2

Hay Canyon Allocated Boundary

Provided on enclosed CD

Attachment A-3

Map Depicting Towns around Hay Canyon



Attachment B-1

Metes and Bounds Description – Red-Line

Pacific Power Hay Canyon Service Territory

Beginning at the west quarter corner of Sec. 25, T. 1 N., R. 17 E., Willamette Meridian; thence east to the east quarter corner of said Sec. 25; thence south to the southeast corner of said Sec. 25; thence east to the northeast corner of Sec. 31, T. 1 N., R. 18 E.; Thence East along the section line for one mile to the NE corner of section 32, T. 1N., R. 18 E., thence South to the west one quarter corner of section 33, T. 1N., R. 18 E.; thence East for eight miles along the midsection line to the East one quarter corner of section 34, T. 1 N., R.19 E.; thence South to the SE corner of section 34, T. 1 N., R. 19 E.; thence West along the section line to a point 660' East of the SW corner of said section 34; Thence South to East-West centerline of section 3, T. 1 S., R. 19 E.; thence West along the midsection line to the center of section 6,T. 1 S., R. 18 E.; thence North to the North quarter corner of said section 6;

~~thence south to the east quarter corner of said Sec. 31; thence west to the west line of the east half of the east half of said Sec. 31; thence south to the south line of said Sec. 31; thence west to the south quarter corner of said Sec. 31; thence south to the center of Sec. 6, T. 1 S., R. 18 E.;~~

thence west to the west line of the east half of the east half of Sec. 1, T. 1 S., R. 17 E.; thence south to the north line of the south half of the south half of said Sec. 1; thence west to the west line of said Sec. 1; thence south to the southwest corner of said Sec. 1; thence west to the southwest corner of Sec. 2, T. 1 S., R. 17 E.; thence north to the northwest corner of said Sec. 2; thence east along the Township line to the east line of the west half of the west half of Sec. 35, T. 1 N., R. 17 E.; thence north to the east-west

center line of said Sec. 35; thence east to the west line of the east half of the east half of said Sec. 35; thence north to the north line of said Sec. 35; thence east to the southwest corner of Sec. 25, T. 1 N., R. 17 E.; thence north to the west quarter corner of said Sec. 25, in T. 1 N., R. 17 E., W. M., the point of beginning of Area B-5.

Attachment B-2

Metes and Bounds Description – Clean

AREA B-5

Beginning at the west quarter corner of Sec. 25, T. 1 N., R. 17 E., Willamette Meridian; thence east to the east quarter corner of said Sec. 25; thence south to the southeast corner of said Sec. 25; thence east to the northeast corner of Sec. 31, T. 1 N., R. 18 E.; Thence East along the section line for one mile to the NE corner of section 32, T. 1N., R. 18 E., thence South to the west one quarter corner of section 33, T. 1N., R. 18 E.; thence East for eight miles along the midsection line to the East one quarter corner of section 34, T. 1 N., R.19 E.; thence South to the SE corner of section 34, T. 1 N., R. 19 E.; thence West along the section line to a point 660' East of the SW corner of said section 34; Thence South to East-West centerline of section 3, T. 1 S., R. 19 E.; thence West along the midsection line to the center of section 6,T. 1 S., R. 18 E.; thence North to the North quarter corner of said section 6; thence west to the west line of the east half of the east half of Sec. 1, T. 1 S., R. 17 E.; thence south to the north line of the south half of the south half of said Sec. 1; thence west to the west line of said Sec. 1; thence south to the southwest corner of said Sec. 1; thence west to the southwest corner of Sec. 2, T. 1 S., R. 17 E.; thence north to the northwest corner of said Sec. 2; thence east along the Township line to the east line of the west half of the west half of Sec. 35, T. 1 N., R. 17 E.; thence north to the east-west center line of said Sec. 35; thence east to the west line of the east half of the east half of said Sec. 35; thence north to the north line of said Sec. 35; thence east to the southwest corner of Sec. 25, T. 1 N., R. 17 E.; thence north to the west quarter corner of said Sec. 25, in T. 1 N., R. 17 E., W. M., the point of beginning of Area B-5.