

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 219

In the Matter of)	
)	KLAMATH WATER USERS
PACIFICORP, dba PACIFIC POWER)	ASSOCIATION PETITION TO
)	INTERVENE
Application to Implement the Provisions)	
of Senate Bill 76.)	
)	

Pursuant to ORS § 756.525 and OAR § 860-012-0001, the Klamath Water Users Association (“KWUA”) hereby submits this Petition to Intervene in the above-captioned proceeding and seeks party status as provided in OAR § 860-011-0035. In support of this Petition, KWUA states as follows:

1. The name and address of KWUA as a party of record in this proceeding is:

Greg Addington
Executive Director
Klamath Water Users Association
P.O. Box 1402
Klamath Falls, OR 97601

Larry Cable and Richard Lorenz of Cable Huston Benedict Haagensen & Lloyd, LLP will represent KWUA in this proceeding. All documents related to this proceeding should be served on KWUA’s attorneys at the following address:

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2. KWUA is a nonprofit corporation comprised of nearly 20 public agencies, including irrigation districts and similar entities, and individuals and businesses located in and around the Klamath River Basin in Southern Oregon and Northern California. In addition, the members of districts comprising KWUA include individual irrigators on roughly 200,000 acres of land.

3. Many KWUA members in Oregon, and the individual irrigators, purchase electricity from PacifiCorp under Schedule 41. Although the rates of many of KWUA's members are currently mitigated by operation of ORS 757.227, these rate-payers are transitioning to the full Schedule 41 rate.

4. KWUA, for itself and its members, was directly involved in the negotiation of the Klamath Hydroelectric Settlement Agreement ("KHSA"). The KHSA established a process for the potential removal of facilities at PacifiCorp's Klamath Hydroelectric Project ("Project"). KWUA and many of its individual members are parties to the KHSA, and support its provisions.

5. Pursuant to ORS 757.736(2), PacifiCorp seeks to impose two surcharges on its Oregon retail electric rates. The purpose of the surcharges is to fund the costs for removal of a portion of the Project, including the J. C. Boyle Dam, Copco 1 Dam, Copco 2 Dam, and Iron Gate Dam. On March 18, 2010, PacifiCorp initiated this proceeding to allow the Commission to determine whether these surcharges result in retail rates that are fair, just and reasonable.

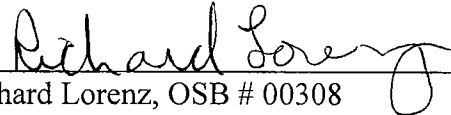
6. As both retail ratepayers and stakeholders in the KHSA, KWUA and its members have a direct and substantial interest in this proceeding that will not be adequately represented by any other party.

7. KWUA's participation in this proceeding will assist the Commission in resolving the issues, and will not unreasonably broaden the issues, unduly burden the record, or delay the proceeding. It is in the public interest to allow KWUA to intervene in this proceeding.

WHEREFORE, KWUA respectfully requests leave to intervene and requests all the rights of a party in this proceeding.

DATED this 1st day of April, 2010.

Respectfully submitted,



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Of Attorneys for
Klamath Water Users Association

CERTIFICATE OF SERVICE

I CERTIFY that I have on this day served the foregoing document **KLAMATH WATER USERS ASSOCIATION'S PETITION TO INTERVENE** on all parties of the record listed on the Service list below, in this proceeding via electronic mail and/or via mailing a copy properly addressed with first class postage prepaid.

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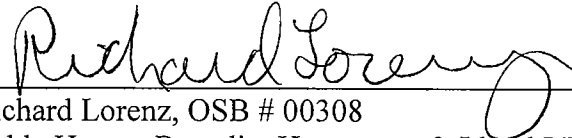
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Dated in Portland, Oregon, this 1st day of April, 2010.



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