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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UP 173

In the Matter of PORTLAND GENERAL)	
ELECTRIC COMPANY's Amended Application)	ORDER
for Sale of Property at Coyote Springs and an)	
Associated Contract with an Affiliate,)	
)	

DISPOSITION: AMENDED APPLICATION GRANTED

On June 19, 2000, the Commission received an amended application from Portland General Electric Company, filed pursuant to ORS 757.480 and OAR 860-027-0025, requesting approval to enter into certain agreements with an affiliate, Enron North America (ENA) and agreements to sell PGE's rights, title and interest to a second generating unit located, and not yet constructed, at the Coyote Springs (Coyote Springs 2) generating station. PGE is also requesting approval of a limited purpose and limited duration transfer of PGE's 50 percent undivided interest in certain common facilities at the Coyote Springs (Coyote Springs 1) common facilities.

Based on a review of the amended application and the Commission's records, the Commission finds that the amended application satisfies applicable statutes and administrative rules. At its Public Meeting on July 10, 2000, the Commission adopted the Staff's recommendation to approve PGE's third amended application as proposed. Staff's recommendation is attached as Appendix A and is incorporated by reference.

OPINION

Jurisdiction

ORS 757.005 defines a public utility as anyone providing heat, light, water, or power service to the public in Oregon. Portland General Electric Company is a public utility subject to the Commission's jurisdiction.

Applicable Law

ORS 757.480 provides that, except for water utilities, a public utility doing business in Oregon shall first obtain Commission approval for any transaction to sell, lease, assign or otherwise dispose of property of such public utility necessary or useful in the performance of its duties to the public or any part thereof of a value in excess of \$100,000.

OAR 860-027-0025 specifies the information a public utility must submit when it makes application to sell or lease its property. This amended application contains the necessary information.

The proposed sale involves property which has a value in excess of \$100,000 and is no longer useful for providing utility services to the public. Commission approval of the accounting treatment for this transaction does not constitute approval for ratemaking purposes. There is no indication that the proposed sale will impair the Company's ability to provide public utility service in Oregon.

CONCLUSIONS

1. The Company is a public utility subject to the jurisdiction of the Public Utility Commission of Oregon.
2. The Company's proposed transaction meets the requirements of ORS 757.480.
3. The amended application should be granted.

ORDER

IT IS ORDERED that the amended application of Portland General Electric Company for authority to sell certain utility property in Oregon is granted, subject to the conditions stated in Appendix A.

Made, entered and effective _____.

BY THE COMMISSION:

Vikie Bailey-Goggins
Commission Secretary

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A party may appeal this order to a court pursuant to ORS 756.580.