

Joshua D. Johnson (OSB No. 106893)  
RACINE, OLSON, NYE,  
BUDGE & BAILEY, CHARTERED  
101 South Capitol Blvd., Suite 300  
Boise, Idaho 83702  
Telephone: (208) 395-0011  
Fax: (208) 433-0167  
E-mail: [jdj@racinelaw.net](mailto:jdj@racinelaw.net)

Attorneys for Intervenor  
Oregon Irrigation Pumpers Association, Inc.

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

In the Matter of IDAHO POWER	)	UE 233
COMPANY	)	
	)	PETITION TO INTERVENE OUT OF TIME
Request for General Rate Revision	)	AND WAIVER OF PAPER SERVICE
_____	)	

COMES NOW, the Oregon Irrigation Pumpers Association, Inc. (“OIPA”), pursuant to ORS § 756.525 and OAR 860-001-0300, and by this Petition asks the Public Utility Commission of Oregon (“Commission”) for leave to intervene herein out of time and to appear and participate as a party herein, and as basis therefor states as follows:

1. The contact information of the petitioner is:

Oregon Irrigation Pumpers Association, Inc.  
c/o William L. Johnson  
5088 Vine Road  
Ontario, Oregon 97918  
[bill@sagefarms.com](mailto:bill@sagefarms.com)  
Telephone: (208) 707-0445

Copies of all pleadings, production requests, production responses, Commission Orders and other documents should be provided to:

Joshua D. Johnson (OSB No. 106893) (W)  
Racine, Olson, Nye, Budge & Bailey, Chtd.  
101 So. Capitol Blvd., Suite 300  
Boise, Idaho 83702  
Telephone: (208) 395-0011  
Fax: (208) 433-0167  
[jdj@racinelaw.net](mailto:jdj@racinelaw.net)

Anthony J. Yankel (W)  
Utility Net Inc.  
29814 Lake Road  
Bay Village, Ohio 44140  
tony@yankel.net  
Tele: (440) 892-1222  
Fax: (440) 808-1450

3. OIPA is an Oregon nonprofit corporation whose members are Schedule 24 customers of Idaho Power in Oregon. OIPA's membership currently includes over 30 Schedule 24 customers at this time, and is growing. OIPA's purpose is to promote the proper utilization of ground and surface water for irrigation purposes and to ensure that its members receive high quality electricity service, at the lowest reasonable cost.
4. OIPA has a direct and substantial interest in this proceeding as its members' electricity rates are directly affected by the outcome of this proceeding.
5. OIPA intends to fully participate as appropriate in any and all proceedings in this matter, including but not limited to review of filings and pleadings, submitting comments, conducting discovery, presenting testimony and evidence, and cross-examining witnesses. The nature and quality of evidence which this intervenor will introduce is dependent upon the nature and affect of other evidence in this proceeding.
6. Without the opportunity to intervene, OIPA would be without a manner or means of participating in this proceeding which may have a material impact on its members' electric rates and the terms and conditions of service. OIPA has special knowledge and expertise that would assist the Commission in resolving the issues in this proceeding, including knowledge revenue and rate spread elements of Idaho Power's case in general and as applied to the irrigation customer class.

8. OIPA acknowledges that this Petition is filed out of time to the extent that it is filed after the deadline for filings petitions to intervene set in procedural order entered in this case on August 23, 2011. However, OIPA requests leave to intervene out of time on the grounds that ORS § 756.525 permits intervention in Commission proceedings at any time prior to close of the record, and that granting OIPA's petition to intervene at this time will not unduly broaden the issues or prejudice any party to this case.

9. OIPA hereby waives paper service in these proceedings.

WHEREFORE, OIPA respectfully requests that the Commission grant its Petition to Intervene in these proceedings and to appear and participate in all matters as may be necessary and appropriate and to present evidence, submit comments, call and examine witnesses, present argument at any hearing that may occur, and to otherwise fully participate in these proceedings.

DATED this 27<sup>th</sup> Day of October, 2011.

RACINE OLSON NYE BUDGE & BAILEY, CHTD.

By: \_\_\_\_\_ /S/  
Joshua D. Johnson  
OSB No. 106893  
Attorneys of Oregon Irrigation Pumpers Association,  
Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 27<sup>th</sup> day of October, 2011, I served a true and correct copy of the above and foregoing document to the following person(s) as follows:

LISA D. NORDSTROM	[ ]	U. S. Mail
CHRISTA BEARRY		Postage Prepaid
IDAHO POWER COMPANY	[ ]	Hand Delivery
PO BOX 70	[ x ]	Electronic Mail
BOISE, IDAHO 83707-0070	[ ]	Facsimile
<a href="mailto:lnordstrom@idahopower.com">lnordstrom@idahopower.com</a>		
<a href="mailto:cbearry@idahopower.com">cbearry@idahopower.com</a>		

LISA F RACKNER	[ ]	U. S. Mail
MCDOWELL RACKNER & GIBSON PC		Postage Prepaid
419 SW 11 <sup>TH</sup> AVE., SUITE 400	[ ]	Hand Delivery
PORTLAND, OR 97205	[ x ]	Electronic Mail
<a href="mailto:lisa@mcd-law.com">lisa@mcd-law.com</a>	[ ]	Facsimile

STEPHANIE S. ANDRUS	[ ]	U. S. Mail
ASSISTANT ATTORNEY GENERAL		Postage Prepaid
PUC STAFF-DEPARTMENT OF JUSTICE	[ ]	Hand Delivery
BUSINESS ACTIVITIES SECTION	[ x ]	Electronic Mail
1162 COURT ST NE	[ ]	Facsimile
SALEM, OR 97301-4096		
<a href="mailto:stephanie.andrus@state.or.us">stephanie.andrus@state.or.us</a>		

GORDON FEIGNER	[ ]	U. S. Mail
ROBERT JENKS		Postage Prepaid
G. CATRIONA MCCrackEN	[ ]	Hand Delivery
CITIZEN'S UTILITY BOARD OF OREGON	[ x ]	Electronic Mail
610 SW BROADWAY, STE 400	[ ]	Facsimile
PORTLAND, OR 97205		
<a href="mailto:gordon@oregoncub.org">gordon@oregoncub.org</a>		
<a href="mailto:bob@oregoncub.org">bob@oregoncub.org</a>		
<a href="mailto:catriona@oregoncub.org">catriona@oregoncub.org</a>		

JUDY JOHNSON	[ ]	U. S. Mail
CARLA BIRD		Postage Prepaid
PUBLIC UTILITY COMMISSION OF	[ ]	Hand Delivery
OREGON	[ x ]	Electronic Mail
PO BOX 2148	[ ]	Facsimile
SALEM, OR 97308-2148		
<a href="mailto:judy.johnson@state.or.us">judy.johnson@state.or.us</a>		
<a href="mailto:carla.bird@state.or.us">carla.bird@state.or.us</a>		

