

July 13, 2022

UE-220533

***VIA ELECTRONIC FILING***

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COMMISSION

**RE: Docket UE-22 \_\_\_\_\_—Affiliated Interest Filing—PacifiCorp and  
Huntington-Cleveland Irrigation Company**

Under the provisions of RCW 80.16.020 and in accordance with WAC 480-100-245, PacifiCorp dba Pacific Power & Light Company (PacifiCorp), provides notice of an affiliated interest transaction with the Huntington-Cleveland Irrigation Company (HCIC) to enter into two lease and management agreements (collectively, the Agreements) for leases of water shares from HCIC needed to ensure the continued safe operation of PacifiCorp’s Huntington Thermal Plant (Huntington Plant) in Emery County, Utah. Verified copies of the confidential Agreements are included with this notice as Confidential Attachment A and Confidential Attachment B.

PacifiCorp is a wholly owned indirect subsidiary of Berkshire Hathaway Energy Company (BHE). PacifiCorp holds a 34.1 percent voting shareholder interest in HCIC. RCW 80.16.010 includes in its definition of “affiliated interest,” “every corporation five percent or more of whose voting securities are owned by any person or corporation owning five percent or more of the voting securities of such public service company or by any person or corporation in any such chain of successive ownership of five percent or more of voting securities.” Therefore, PacifiCorp’s ownership interest in HCIC creates an affiliated interest relationship between PacifiCorp and HCIC.

HCIC owns water rights and several reservoirs on Huntington Creek and its tributaries which it uses to supply irrigation, municipal and industrial water to its shareholders. PacifiCorp owns the Huntington Plant together with certain water rights and shares of stock in Huntington-Cleveland for use at the Huntington Plant. Because of a period of extended drought PacifiCorp requires that water be available in addition to its owned water rights and shares to safely operate the Huntington Plant. Accordingly, the first agreement between the parties provides for the lease of a further 2,694 acre-feet of 2022 Class A and Class B allocated water. A second agreement secures 68.15 acre-feet more 2022 Class A and Class B allocated water.

Entering into the Agreements with HCIC is in the public interest because the allotments of water will sustain the operation of PacifiCorp the Huntington Plant during a period of drought. Thus securing the additional water mitigates the risk of disruption or impairment of PacifiCorp’s services to its customers. Moreover, the Agreements carry the understanding that any lease water not put to use by PacifiCorp on February 28, 2023, would revert back to HCIC for use in

