

January 15, 2013

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

Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive SW
PO Box 47250
Olympia, WA 98504-7250

Attention: David W. Danner
Executive Secretary

RE: Affiliated Interest Filing for PacifiCorp

Dear Mr. Danner:

Pursuant to RCW 80.16.020 and in accordance with WAC 480-100-245, PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp or Company) submits for filing an original and two copies of its affiliated interest filing with BNSF Railway Company (BNSF). A verified copy of the Right of Way Easement (Easement) between PacifiCorp and BNSF, Work Order No. 05679950, is enclosed as Attachment A.

PacifiCorp is a wholly-owned indirect subsidiary of MidAmerican Energy Holdings Company (MEHC). MEHC is a subsidiary of Berkshire Hathaway, Inc. BNSF is also a subsidiary of Berkshire Hathaway, Inc. RCW 80.16.020 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, Berkshire Hathaway, Inc.'s ownership interest in MEHC and BNSF creates an affiliated interest.

The Company provides retail electric service to BNSF's depot located in Yakima, Washington. BNSF is relocating a section of its tracks leading to the depot to accommodate the City of Yakima's street improvement project near the depot. As a result, the Company must relocate a portion of the underground facilities used to serve BNSF at this location, which requires a new easement. Without the Easement, the Company's ability to provide adequate, safe, and reliable service to its customers would be diminished.

Typically, BNSF charges \$3000 to \$5000 for easement agreements of this nature. However, because the Easement is needed so that the Company can provide electric service to BNSF, there will be no charge for the Easement. There is a \$600 application fee that was paid by the City of Yakima.

Washington Utilities and Transportation Commission
January 15, 2013
Page 2

Obtaining the Easement is in the public interest because it allows the Company to install and maintain facilities necessary to provide electric service and to meet its obligation to provide safe and reliable electric service. Not having the Easement would mean that PacifiCorp would not be able to meet its obligation to provide electric service. As the property owner, BNSF is the only entity that can provide this Easement to the Company. Additionally, the Easement allows the Company to provide electric service to BNSF.

Also included with this filing is a notarized verification from Michelle R. Mishoe, Legal Counsel, PacifiCorp, regarding the Easement.

Please contact Bryce Dalley at (503) 813-6389 if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "William R. Griffith" followed by a stylized flourish.

William R. Griffith
Vice President, Regulation

Enclosures

WASHINGTON AFFILIATED INTEREST FILING

RIGHT OF WAY EASEMENT

Return to: Pacific Power
500 N Keys Road
Yakima, WA 98901

CC#: 11531 WO#: 05679950
Tracking #:

RIGHT OF WAY EASEMENT

For value received, **BNSF RAILWAY COMPANY, a Delaware corporation** ("Grantor"), hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **70** feet in length and **10** feet in width, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchor, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in **Yakima** County, State of **Washington**, more particularly described as follows and/or shown on Exhibit **A** attached hereto and by this reference made a part hereof:

A portion of:

That property located within the W ½ NW ¼ of Section 19, in T13N, R19E of the Willamette Meridian, Yakima County, Washington, as depicted on Exhibit A.

Assessor's Parcel No. 191319-23017

Together with the right of ingress and egress, for Grantee, its contractors, or agents, to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment, material or vegetation of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials (other than agricultural crops), on or within the boundaries of the easement right of way. Subject to the foregoing limitations, the surface of the right of way may be used for agricultural crops and other purposes not inconsistent, as determined by Grantee, with the purposes for which this easement has been granted.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this Agreement. Each party further waives any right to consolidate, or to request the consolidation of, any

action in which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.

Prior to entering the Premises, Grantee shall and shall cause its contractor to comply with all Grantor's applicable safety rules and regulations.

Grantee shall notify Grantor's Roadmaster, *Mr. Andrew Vulgas* at *602 W 3rd Street, Ellensburg, WA, 98926*, telephone *(206) 625-6880* or cell *(503) 799-4042*, at least ten (10) business days prior to construction of the electric supply line and prior to entering the Premises for any subsequent maintenance thereon. Notwithstanding the foregoing sentence, Grantee may enter the Premises as reasonably necessary to respond to emergencies or outages without providing notice to Grantor.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns and shall run with the land.

Dated this 20th day of December, 2012.

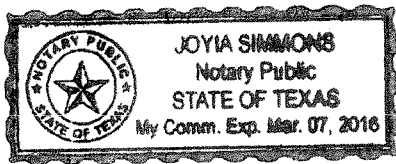
Carrie Thompson

**Carrie Thompson,
Manager – Land Revenue Management**

REPRESENTATIVE ACKNOWLEDGEMENT

State of TEXAS }
County of TARRANT } SS.

This instrument was acknowledged before me on this 20th day of December, 2012,
by Carrie Thompson, as Manager-Land Revenue Mgmt.
Name of Representative Title of Representative
of BNSF Railway Company.
Name of Entity on behalf of whom this instrument was executed



Joyia E. Simmons
Notary Public
My commission expires: 3/7/16

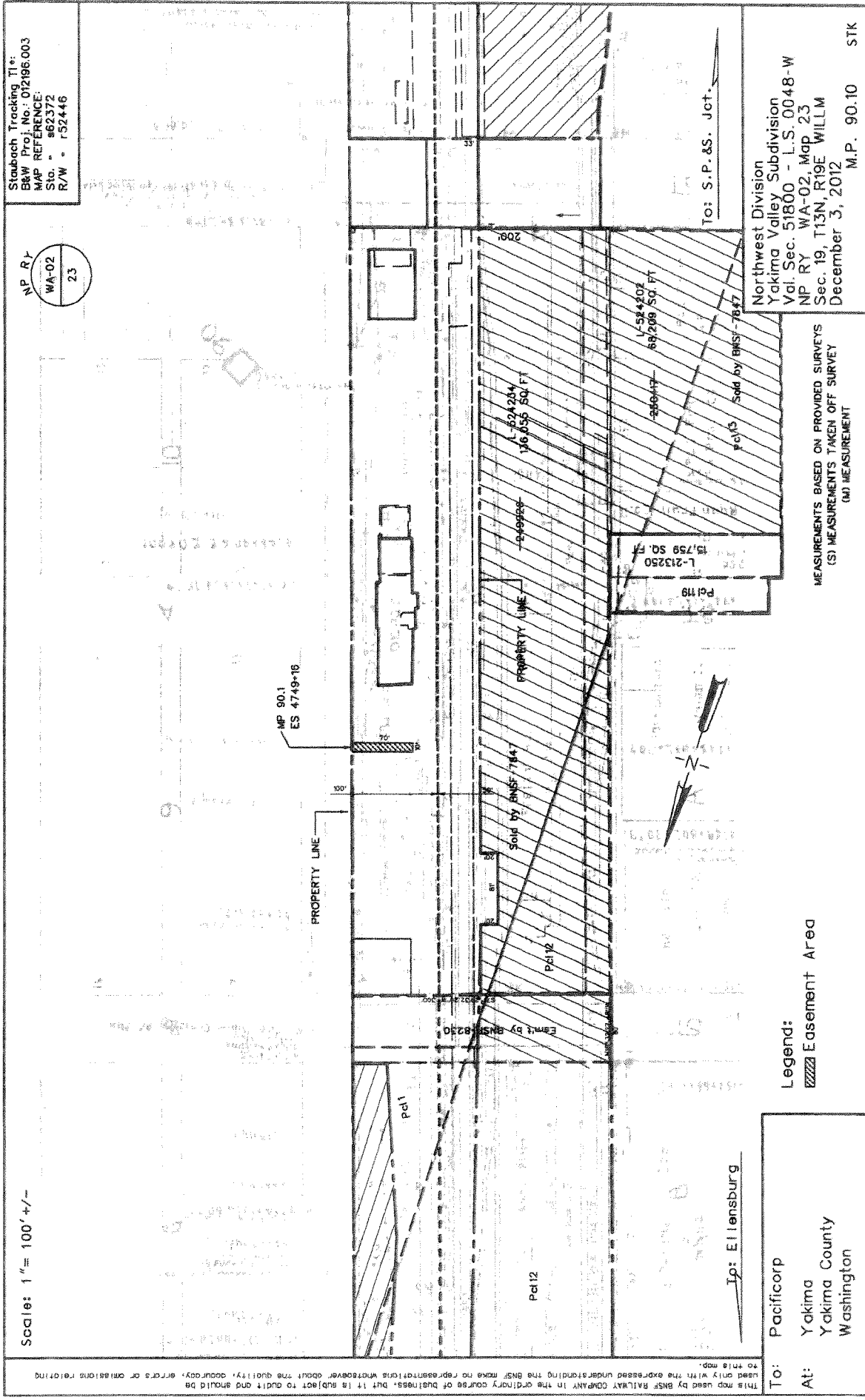
EXHIBIT "A"

Staubach Tracking Trl.
 B&W Proj. No.: 012196.003
 MAP REFERENCE:
 Stn. - 962372
 R/W - 152446

NP RY
 WA-02
 23

Scale: 1" = 100' +/-

This map used by BNSF RAILWAY COMPANY in the ordinary course of business, but it is subject to audit and should be used only with the expressed understanding the BNSF make no representations whatsoever about the quality, accuracy, errors or omissions relating to this map.



To: S.P.&S. Jct.

Northwest Division
 Yakima Valley Subdivision
 Val. Sec. 51800 - L.S. 0048-W
 NP RY WA-02, Map. 23
 Sec. 19, T13N, R19E WILLM
 December 3, 2012 M.P. 90.10 STK

MEASUREMENTS BASED ON PROVIDED SURVEYS
 (S) MEASUREMENTS TAKEN OFF SURVEY
 (M) MEASUREMENT

Legend:
 [Hatched Box] Easement Area

To: Pacifcorp
 At: Yakima
 Yakima County
 Washington

DRAWING NO. 3-56486

WASHINGTON AFFILIATED INTEREST FILING

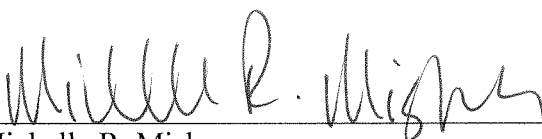
VERIFICATION

VERIFICATION

I, Michelle R. Mishoe, am legal counsel PacifiCorp and am authorized to make this verification on its behalf. Based on my personal knowledge about the attached Right of Way Easement, I verify that the Right of Way Easement is a true and accurate copy of the original.

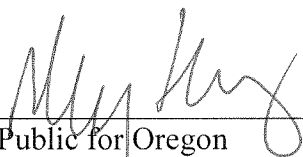
I declare upon the penalty of perjury, that the foregoing is true and correct.

Executed on January 15, 2013 at Portland, Oregon.



Michelle R. Mishoe
Legal Counsel
Pacific Power

Subscribed and sworn to me on this 15 day of January, 2013.



Notary Public for Oregon

My Commission expires: May 17, 2015

