

February 22, 2023

VIA ELECTRONIC FILING

Amanda Maxwell
Executive Director and Secretary
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, Washington 98503-1036

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State Of WASH.
UTIL. AND TRANSP.
COMMISSION

Re: Docket UE-_____—Affiliate Interest Filing—PacifiCorp and BNSF Railway Company

Under the provisions of RCW 80.16.020 and in accordance with WAC 480-100-245, PacifiCorp dba Pacific Power & Light Company (PacifiCorp or Company), provides notice of an affiliated interest transaction with BNSF Railway Company (BNSF) for a License for Electric Supply Line Across or Along Railway Property (Permit #22W-16005) (License) allowing PacifiCorp to construct and maintain an electric supply line containing a maximum of four (4) conductors, together with its supporting or containing structures, across or along Licensor’s rail corridor at or near the station of Mabton, County of Yakima, State of Washington, Line Segment 0048, Mile Post 52.02 as shown on the Drawing No. 86383, dated December 5, 2022, included with the License as Exhibit “A”. Accompanying this Notice as Attachment A is a verified copy of the proposed License. Also included with this filing is a verification from Scott A. Mease, Property Agent, regarding the License.

PacifiCorp is a wholly-owned indirect subsidiary of Berkshire Hathaway Energy Company (BHE). BHE is a subsidiary of Berkshire Hathaway, Inc. BNSF is also a subsidiary of Berkshire Hathaway, Inc. 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, the ownership interest of Berkshire Hathaway, Inc., in BHE and in BNSF creates an affiliated interest relationship between PacifiCorp and BNSF.

BNSF uses standardized pricing for these types of permits. PacifiCorp will pay \$13,473.00 for the 25-year License, which includes the application fee, annual permit fee, and insurance. Obtaining this License is in the public interest because it allows PacifiCorp to work on facilities at or near the Mabton station. This work is necessary to construct facilities as required by the project. Without the License, PacifiCorp cannot meet its obligation to provide safe and reliable electric service. As the property owner, BNSF is the only entity that can provide the License to PacifiCorp.

