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**IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

IDAHO POWER COMPANY,

Plaintiff,

v.

STATE OF IDAHO; C.L. "BUTCH" OTTER,
Governor of the State of Idaho; LAWRENCE G.
WASDEN, Attorney General of the State of Idaho;
IDAHO DEPARTMENT OF WATER
RESOURCES; and DAVID TUTHILL, Director,
Idaho Department of Water Resources

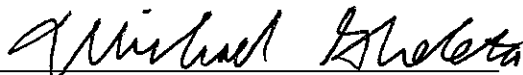
Defendants.

Consolidated Subcase No. 00-92023
(92-23)

**NOTICE OF SUBMISSION OF
AMENDED AFFIDAVIT OF MICHAEL
A. GHELETA IN SUPPORT OF IDAHO
POWER COMPANY'S OPENING
BRIEF IN SUPPORT OF MOTION FOR
PARTIAL SUMMARY JUDGMENT ON
RECHARGE SUBORDINATION**

Idaho Power Company hereby submits the Amended Affidavit of Michael A. Gheleta in Support of Idaho Power Company's Opening Brief in Support of Motion for Partial Summary Judgment on Recharge Subordination. The Affidavit amends paragraph 11 regarding Exhibit J to correct a reference to a proceeding. Exhibit J, referenced in Idaho Power's Opening Brief as Statement of Mr. C.J. Strike, President of Idaho Power Company, at a hearing before the Hydroelectric Commission of Oregon on September 15, 1947 is in fact testimony of R.P. Parry, Idaho Power Company, on H.R 5743 before the Subcommittee on Irrigation and Reclamation of the House Committee on Interior and Insular Affairs, 82d Cong. 780-781 (1952), which quotes testimony of Mr. C.J. Strike, President of Idaho Power Company at a hearing of the Hydroelectric Commission of Oregon (Sept. 15, 1947).

Dated this 28th day of October, 2008.

By: 

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of October 2008, I caused to be served a true and correct copy of the foregoing **NOTICE OF SUBMISSION OF AMENDED AFFIDAVIT OF MICHAEL A. GHELETA IN SUPPORT OF IDAHO POWER COMPANY'S OPENING BRIEF IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT ON RECHARGE SUBORDINATION** by the method indicated below, and addressed to each of the following:

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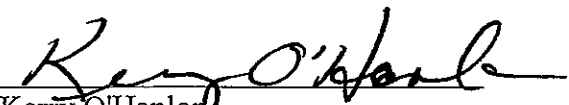
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