

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME NOV 18 2008

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF BENEFICIAL USE FOR A WATER RIGHT PERMIT DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right and file proof of beneficial use of water. There is a FILING FEE of \$50.00 to be included with this form when filed with IDWR.

Permit No. 87-11631 Date Proof is Due: ON OR BEFORE JANUARY 1, 2009
Name(s) of Permit Holder: RICHARD BRANDAN CONNIE BRANDAN
Address: 9902 WILSON CEMETERY LANE City WILSON State ID Zip 83641
Telephone No. 208-485-2529 Email: _____

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

NONE PHYSICALLY. WE HAVE HAD 2 LOCATIONS "WITCHED" TO LOCATE
THE BEST POSSIBLE SOURCE OF WATER. WE HAVE OBTAINED ESTIMATES FROM
WELL DRILLER(S) & FROM LAYERS OF IDAHO TO OUTFIT THE WELL (PUMP &
AND/OR)
Costing \$ 0

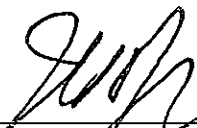
The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

IDAHO POWER COMPANY IS PURSUING & HAS EXERCISED AN OPTION TO
PURCHASE AND (AS YET) UNSURVEYED PORTION OF THIS PROPERTY AS PART OF
THE TREASURE VALLEY ENERGY PLAN. THEY PLAN TO MOVE THE POWERLINE
THAT WOULD SERVICE IRRIGATION PUMP & HAVE NOT YET DETERMINED THE
EXACT LOCATION OF THAT LINE. THEY PLAN TO CONSTRUCT A SUB STATION ON
Permit holder(s) request an extension to DECEMBER 31, 2012. THE PROPERTY AND
NEED TO LOCATE 3 EASEMENTS ON OUR ADJACENT PROPERTY ON WHICH TO
CONSTRUCT Connie Brandan Richard Brandan 11-14-08
DISTRIBUTION LINES (Signature) If other than permit holder, Power of Attorney must be supplied. (Date)
TO FEED THE ELECTRICAL NEEDS OF TREASURE VALLEY.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to January 1, 2014.

Signed this 30th day of December, 2008


JEFF PEPPERSACK, Chief
Water Allocation Bureau

Connie Brandau
9902 Wilson Cemetery Lane
Wilson, ID 83641

November 12, 2008

Idaho Dept of Water Resources
Attn: Deborah Gibson, Admin. Assistant I
322 East Front Street
P. O. Box 83720
Boise, ID 83720-0098

Dear Ms. Gibson,

Thank you for taking the time to speak to me concerning Permit No. 57-11631, Proof Due Notice/Request For Extension of Time. At this time we are submitting your form "Request For Extension of Time".

Immediately following our application for permit I was diagnosed with breast cancer, August 2003. We received a Permit Approval Notice dated January 21, 2004. The years 2003 and 2004 were "wasted" with surgeries, chemotherapy and paying medical bills.

With our financial and health affairs back in order we resumed our quest. In 2005 we had the area "witched" to try to locate an adequate water source in an appropriate area. We were successful in that endeavor, but then needed to procure an easement for a power line to serve the well sight. The property over which we required an easement was being listed for sale. We ended up buying the property in July 2005.

I had contacted Layne of Idaho and received an estimate for outfitting the proposed well dated May 5, 2005, copy attached. We contacted well drillers for estimates of drilling costs, requesting a window of time in which they would be available and discussed drilling permit requirements.

We received a letter from Idaho Power in September 2007, copy attached. At our first meeting with Idaho Power representatives we were told that they needed a "willing seller" but that if they found an appropriate sight for construction of a transmission station they could invoke "emminent domain".

We were verbally assured that if we could work out an option to purchase agreement that they intended to close on the property they wanted to purchase from us before the end of summer. IpCo signed and recorded an option to purchase which expires December 31, 2008, copy attached. The option was contingent upon approval of a

Conditional Use Permit by Owyhee County Planning and Zoning, for which a public hearing took place in July 9, 2008, decision recorded October 2, 2008 (Owyhee County Instrument # 266379) whose appeal time ended October 21, 2008. Idaho Power also acquired an option to purchase power line easements on our adjacent property which is contingent upon final sale, copy attached.

The power line that would service our new pump/well site will have to be relocated by Idaho Power. They have not yet determined the exact relocation area because that will be determined by the final design of the actual 70 +/- acres of fenced substation.

In addition our permit is for supplemental irrigation water for late season use, when the live flow water from Reynolds Creek is not available. So even if we could get the well drilled, outfitted and pumping water prior to 12/31 (which is still a possibility) we would still not be able to prove beneficial use until late summer or fall of 2009.

We received a letter Oct. 23, 2008 from Idaho Power informing us that Idaho Power "would like to exercise the Option to Purchase" copy attached.

We ask for a request for extension of time in which to resolve Idaho Power Company's requirements in acquiring a portion of our property as it pertains to the Treasure Valley Energy Plan, information included, and our Permit 57,11631.

Respectfully,

Connie Brandau
Connie Brandau

Richard Brandau
Richard Brandau



LAYNE OF IDAHO, INC.

P.O. BOX 1005 • NAMPA, IDAHO 83653
TELEPHONE (208) 466-7376 • FAX (208) 466-5078

ESTIMATE

TO *Connie Brandau*

495-2529

Date *5/5/05*

Reference

*New well pump
& panel*

GENTLEMEN:

WE ARE PLEASED TO SUBMIT THE FOLLOWING ESTIMATE:

450 gpm @ 150 TDH

Quantity	Specifications	Unit Price	Total Price
1	20 hp 460 V 3Ø U.S. motor w/ SRC + 12" BD		
1	3 stage 9RCH O/L bowl aery		
1	6x12 Discharge head w/stuffing box		
125'	6 x 2 x 1 3/16 CT+S		
1	Oil pot w/dripper		
1	20 hp panel w/mast. installed		
1	Set pump, clutch, wire & start		
* I (we) certify to have the authority to make this purchase for the buyer and acknowledge and agree to the maximum legal rate of interest to be assessed on any unpaid amounts after (30) thirty days from date of invoice, and that said charges on payment of interest does not provide for automatic deferred payments, or alter any terms outlined on the reverse side of this estimate and order.			

Subject to conditions stated on reverse side.

TERMS:

DELIVERY:

We hereby accept your proposal

on _____ 19__

Signed _____

By _____

STATE SALES TAX _____

* TOTAL PRICE

\$ 13,225.00

LAYNE OF IDAHO, INC.

By *Steve Cook*

ESTIMATE

September 26, 2007

Richard Brandau
9902 Wilson Cemetery Rd
Melba, Idaho 83641

Re: Proposed Purchase of a Substation Site

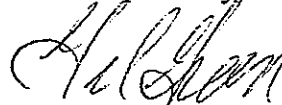
Dear Mr. Brandau,

I am writing this letter as an introduction of a proposal concerning a parcel of the land you own in Owyhee County, Idaho. Idaho Power Company (IPC) has identified an area in Canyon or Owyhee County as a site for the future location of a substation. This substation is planned to begin operation in 2010. The selection of this site is based upon several factors, including the proximity of electrical loads, access to transmission lines, zoning, minimal environmental impacts, and economic feasibility. The basic process of site acquisition involves the identification of preferred locations, determination of required site size, investigation into city/county jurisdictional approval requirements, estimation of the market value of the site, and most importantly, the legal and economic feasibility of purchasing the site.

By contacting you and other property owners in the area, IPC has initiated the site selection process described above. We have determined the required size to be approximately one hundred sixty acres identified the preferred locations to be near an intersection. Before we begin application for a Conditional Use Permit from County Planning and Zoning, we must have a landowner willing to sell IPC a parcel.

IPC is very interested in purchasing some of your property near the preferred location. The property meets our location criteria, and we would want to work with you on a purchase agreement if possible. I will be contacting you soon to set up an appointment to discuss IPC's plans and possibility of purchasing a parcel of land from you. After reviewing this letter, if you have any questions or need additional information, feel free to call me directly at (208) 388-2795 between 6:00 am and 3:00 pm (MDT).

Respectfully,



Recording Requested by and after Recording Return to:
Attn: Gil Green, Land Management Services,
Idaho Power Company
P.O. Box 70
Boise, Idaho 83707

MEMORANDUM OF OPTION TO PURCHASE PROPERTY

This Memorandum of Option to Purchase ("**Memorandum**") is dated as of this 24th day of April, 2008 and is entered into between Richard H. and Connie M. Brandau, husband and wife, whose address is 9902 Wilson Cemetery Lane, Wilson, Idaho 83641, ("**Seller**"), and Idaho Power Company, an Idaho corporation, whose address is 1221 W. Idaho St., Boise, Idaho 83702 its licensees, successors, and assigns (collectively, "**Buyer**").

1. The Property. The property that is the subject of this Memorandum consists of approximately 107 acres located in the County of Owyhee, State of Idaho and is an irregular parcel of land lying West of Highway 78 located in the S½ NW¼, S½ NE¼, N½ SW¼, Section 11, Township 1 South, Range 03 West, Boise Meridian, Owyhee County, Idaho (the "**Property**"). The Property is part of a larger parcel of real property owned by Seller lying West of Highway 78 in Sections 2 and 11, Township 1 South Range 3 West, Boise Meridian, Owyhee County, Idaho, (the "**Seller's Property**").

2. The Agreement. Seller has granted to Buyer an exclusive Option to Purchase the above-described Property pursuant to the terms described in that certain Option to Purchase entered into by the parties on April 1, 2008 ("**Option to Purchase**"). Certain provisions of the Option to Purchase also respect other portions of the above-described Seller's Property outside the Property.

3. Term of the Option. The term of the Option to Purchase ("**Option Term**") commenced on April 1, 2008 and expires on December 31, 2008.

4. Successors and Assigns. The Option to Purchase is binding on the heirs, successors, assigns and personal representatives of the parties thereto.

5. Terms and Conditions of Property Option. All terms and conditions of the Option to Purchase as set forth therein are incorporated herein by reference with the same force and effect as if fully set forth herein.

6. Purpose of Memorandum. The purpose of this Memorandum is to provide constructive notice of the parties' rights and interests as set forth in the Option to Purchase and to provide constructive notice of all of the provisions of the Option to Purchase. This Memorandum is prepared for purposes of recordation only and in no way modifies the provisions of the Option to Purchase. In the event of any conflict between this Memorandum and the terms of the Option to Purchase, the terms of the Option to Purchase shall control.

IN WITNESS WHEREOF, Seller and Buyer have executed this
Memorandum as of the date set forth above.

SELLER:

By: Connie M. Brandau
Connie M. Brandau

By: Richard H. Brandau
Richard H. Brandau

BUYER: Idaho Power Company

By: Lisa A. Grow

Its: VP, Delivery Eng. & Ops

Recording Requested by
and after Recording Return to:
Attn: Gil Green
Land Management Services,
Idaho Power Company
P.O. Box 70
Boise, Idaho 83707

**MEMORANDUM OF OPTION TO PURCHASE
TRANSMISSION LINE EASEMENTS**

This Memorandum of Option to Purchase Transmission Line Easements ("**Memorandum**") is dated as of this 24th day of April 2008 and is entered into between Richard H. and Connie M. Brandau, husband and wife, whose address is 9902 Wilson Cemetery Lane, Wilson, Idaho 83641, ("**Seller**"), and Idaho Power Company, an Idaho corporation, whose address is 1221 W. Idaho St., Boise, Idaho 83702 its licensees, successors, and assigns (collectively, "**Buyer**").

1. The Property. The property that is the subject of this Memorandum is a portion of a parcel of real property located in the County of Owyhee, State of Idaho and more particularly described as a portion of Sections 2 and 11, Township 1 South, Range 3 West, located West of Highway 78, Boise Meridian, Owyhee County, Idaho, (collectively, the "**Property**").

2. The Agreement. Seller has granted to Buyer an exclusive option to purchase three easements for transmission line purposes and other related purposes over portions of the above-described Property pursuant to the terms described in that certain Option to Purchase Transmission Line Easements entered into between the parties on March 26, 2008 ("**Easement Option**").

3. Term of Easement Option/Extensions. The term of the Easement Option ("**Option Term**") commenced on March 26, 2008 and expires on December 31, 2010. Buyer has the right to extend the Option Term for an additional year (until December 31, 2011). The Buyer's exercise of the Easement Option is contingent upon Buyer's exercise of that certain Option to Purchase a portion of a neighboring parcel of property executed between Seller and Buyer on April 1, 2008, a Memorandum of which is being recorded concurrently with this Memorandum.

4. Successors and Assigns. The Easement Option is binding on the heirs, successors, assigns and personal representatives of the parties thereto.

5. Terms and Conditions of Easement Option. All terms and conditions of the Easement Option are incorporated herein by reference with the same force and effect as if fully set forth herein.

6. Purpose of Memorandum. The purpose of this Memorandum is to provide constructive notice of the parties' rights and interests as set forth in the Easement Option and to provide constructive notice of all of the provisions of the Easement Option. This Memorandum is prepared for purposes of recordation only and in no way modifies the provisions of the Easement Option. In the event of any conflict between the terms of this Memorandum and the terms of the Easement Option, the terms of the Easement Option shall control.

IN WITNESS WHEREOF, Seller and Buyer have executed this Memorandum as of the date set forth above.

SELLER:

By: Connie M. Brandau
Connie M. Brandau

By: Richard H. Brandau
Richard H. Brandau

BUYER: Idaho Power Company

By: Julia A. Grow

Its: VP, Delivery, Eng & Ops



OCTOBER 23, 2008

Richard and Connie Brandau
9902 Wilson Cemetery Lane
Wilson, Idaho 83641

Dear Richard and Connie:

Idaho Power Company has received a Conditional Use Permit to use the parcel of your land in Section 11, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho on which it has an option to Purchase. This letter is to inform you that Idaho Power Company's would like to exercise the Option to Purchase entered into April 1, 2008:

I will be contacting you to complete our agreements and work toward completing the purchase of the property.

If you have any questions, call me at (208) 388-2795.

Sincerely,


Gil Green

Received 10-24-08
by regular mail
(CB)

Saved to MSB
342-7278

GIL GREEN SR/WA
Real Estate Specialist
phone: (208) 388-2795, cell (208) 890-7738
Fax: (208) 388-2795

P.O. Box 70 (83707)
1221 W. Idaho St.
Boise, ID 83702



Treasure Valley Electrical Plan

A community advisory committee (CAC) worked with Idaho Power from August 2005 through October 2006 to create a long term plan to address the Treasure Valley's high voltage transmission and substation needs.

The CAC met monthly with Idaho Power and learned about electrical systems, power supply, transmission and more. By 2012 Idaho Power will need to add new electrical facilities specifically to meet Treasure Valley growth. Options and ideas the CAC considered included:

- Generation located in the valley
- New high voltage transmission lines to the valley, and
- Managing or reducing the demand for electricity.

Idaho Power engaged many stakeholders and representatives for this community advisory process. CAC members included:

- Regional transportation and growth planners
- Various city and county planners and mayors
- Representatives from city councils and county commissions
- Advocacy and special interest groups
- Treasure Valley business leaders
- Residents

The following links and documents are provided for your information. Please note: the presentation materials below do not necessarily reflect the opinions of Idaho Power, but are presented here as a part of the public process.

- CAC Roster
- Information Archive
- Public Meeting Schedule
- Video News Stories
- Treasure Valley Electrical Plan brochure (PDF, 864KB)
- Final Report (PDF, 4.3M)

For more information about the TVEP, e-mail Kent McCarthy.

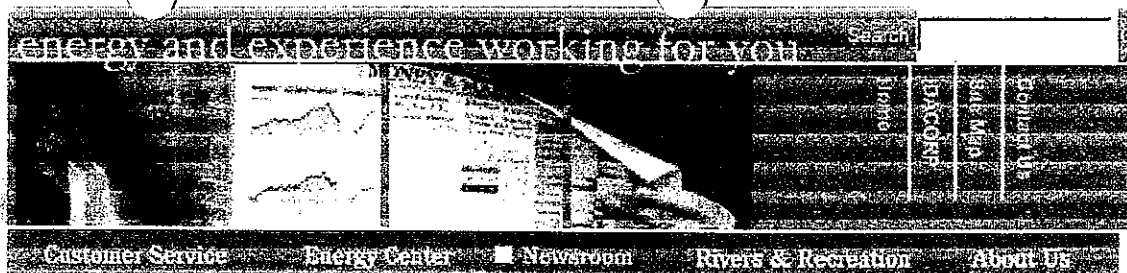
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SHE-

Hot Topics
Update
Customer Connection
News Releases
Project News
Growth
Wood River Plan
Treasure Valley Plan
Amity
Beacon Light
Cambridge-McCall
Carlsborg
Cherry
Columbia
Eckert Substation
Happy Valley
Horseshoe Bend
Lake Fork
Petaluma
Willis
Media Contacts
Direct LINK Sign Up
Direct LINK E-Mail Change



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[Happy Valley](#)

[Horsehead Road](#)

[Lake Fork](#)

[Polleline](#)

[Willis](#)

[Media Contacts](#)

[Direct LINK Sign Up](#)

[Direct LINK E-Mail Change](#)

Planning For Growth

Check out our e-news video clip on Planning For Growth in the Treasure Valley (June 2005).

Idaho Power planning engineers anticipate an annual average growth rate of approximately two to three percent throughout the company's service area.

They look at high growth areas and at the system's overall performance to target the most effective location for new facility additions to meet growth requirements.

When siting new facilities, Idaho Power considers where the population base is and where main electrical load, or demand, is located. That in turn drives where the power lines and substations must be located and constructed. Based on those projections, Idaho Power, together with local jurisdictions and customers, devises a construction strategy to stay ahead of the growth curve.

The company invests tens of millions of dollars annually in distribution, transmission, and substation projects. In the past five years, Idaho Power has invested over \$445 million – nearly a half billion dollars – in new facilities and projects related to growth and customer need.

Necessary public involvement and permitting processes take place as the need for particular projects grow near.

Grid expansion often follows transportation corridors and, where possible, the company tries to locate in areas that minimize the impact on residential and prime agricultural areas.

When siting new facilities, the company considers load proximity, access to electric transmission and distribution lines, public concern, site preparation, transportation access, cost, zoning, security, environmental impact, system reliability and voltage regulation in determining new facility locations.

Check out our FAQs (Frequently Asked Questions and Answers) about Power Lines.

Treasure Valley Electrical Plan

Idaho Power is responding to record growth in Ada and Canyon counties with the Treasure Valley Electrical Plan, a 25-year plan to ensure sufficient power for the valley.

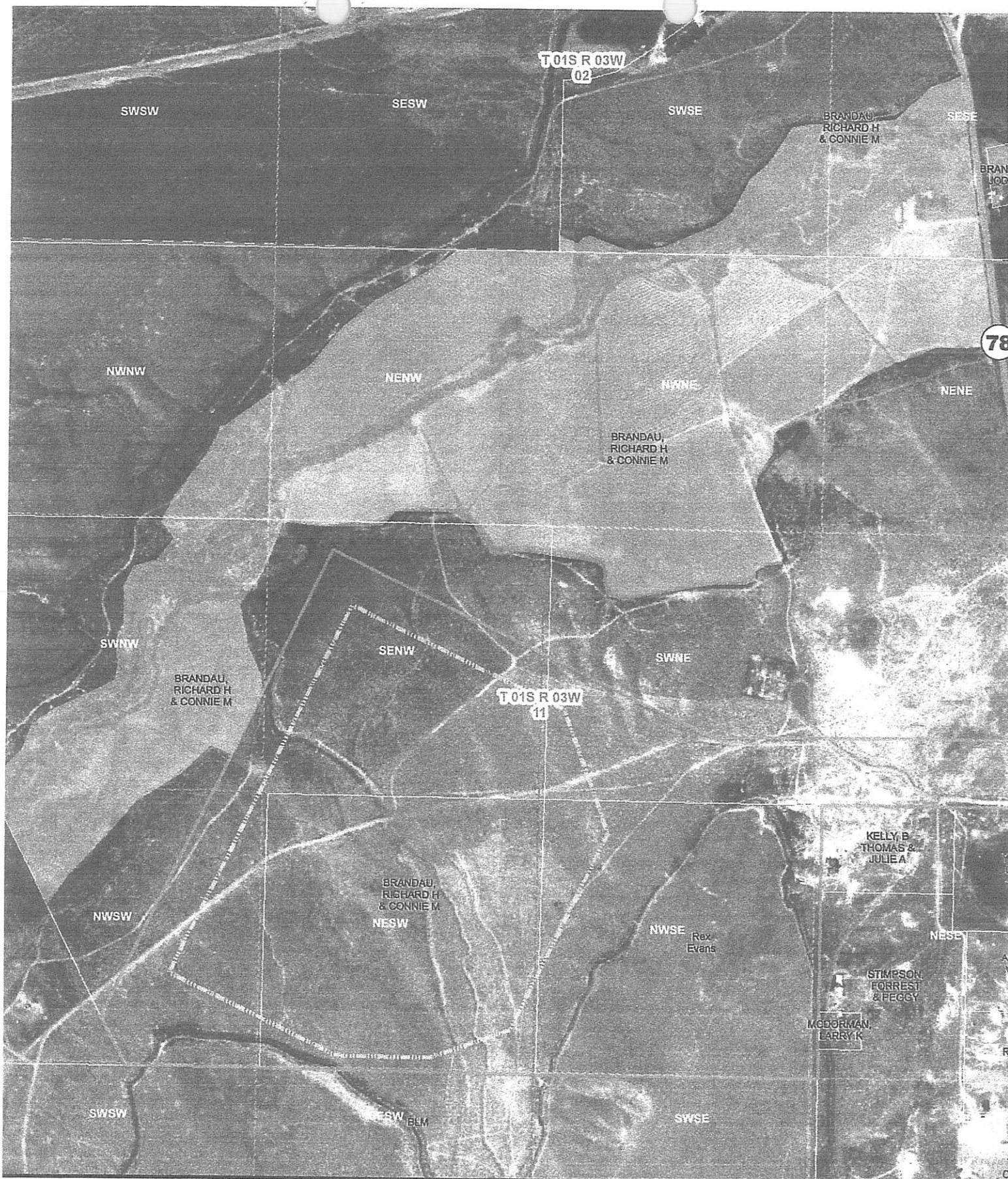
Watch an Idaho Power e-news on Planning For Growth in the Treasure Valley.

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HQ!



Hemingway Substation

Exhibit A - Agricultural Area

Township 1S Range 3W Section 11

Feature Legend

No Structure Area	GPS Station Fence	Township	Q Section
Potential Site	Section	QSection	