

**BEFORE THE HEARING OFFICER PANEL
FOR THE OREGON WATER RESOURCES COMMISSION**

In the Matter of Klamath Adjudication	)	
Contest 2058, in the name of Pacific Power	)	SETTLEMENT AGREEMENT
and Light Co., <i>Claimant and Contestant</i>	)	

The Oregon Water Resources Department by and through the Agency Representative, Director, and PacifiCorp, Claimant and Protestant, do hereby agree and stipulate as follows:

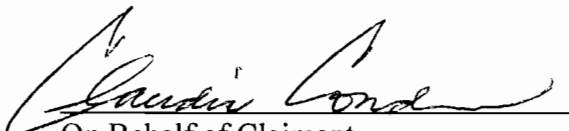
Stipulated Facts

1. On January 31, 1991, PacifiCorp, doing business as Pacific Power and Light Co., ("Claimant") submitted a statement and proof of claim to the Oregon Water Resources Department ("Department") for 0.2 cubic feet per second (cfs) from Hayden Creek for irrigation purposes as part of the Klamath adjudication.
2. On October 4, 1999, the Adjudicator preliminarily approved the claim to the extent of 0.1 cfs in the Department's preliminary evaluation.
3. On May 5, 2000, the Claimant submitted to the Department a contest to the preliminary evaluation of claim 220, contesting the reduction in rate and demanding a hearing.
4. The Claimant and the Department discussed settlement of this contest. The Claimant and Department agree that a resolution of the issue raised by this contest would be resolved pursuant to the terms outlined below.

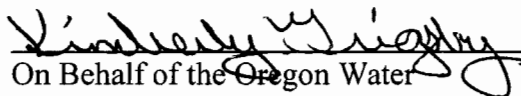
Terms of the Agreement

1. The parties to this Agreement waive the opportunity to a contested case hearing for contest 2058 and any right to judicial review of this Agreement.

2. In signing this Agreement, the Claimant withdraws their contest and request for hearing for Claim 220/Contest 2058.
3. The Adjudication staff shall recommend to the Adjudicator that Claim 220 be approved as part of the findings of fact and order of determination for 0.1 cfs.


On Behalf of Claimant

October 31, 2001
Date


On Behalf of the Oregon Water
Resources Department

July 12, 2001
Date