

**ACKNOWLEDGEMENT OF TERMINATION  
OF  
CONTRACT TO IMPLEMENT Chapter 259, Sess. Laws, 1983**

In 1983, the Idaho Legislature passed Senate Bill 1180, codified as I.C. §§ 61-539 and 61-540. On October 25, 1984, the State of Idaho, by and through the Governor, John V. Evans and Attorney General Jim Jones, in their official capacities, and Idaho Power Company, by and through James E. Bruce, Chairman of the Board and Chief Executive Officer executed the Contract to Implement Chapter 259, Sess. L. 1983 (also known as the 1180 Contract). Paragraph 7(b) of the 1180 Contract provides that:

this contract shall terminate (1) on the date the contract has been performed according to its terms or (2) on the date any decree entered in Ada County Civil No. 81375 is final following on appeal or expiration of the period for appeal, whichever of the foregoing (1) or (2) occurs later. In the event of termination under paragraph 7(b), this contract shall be null and void on and after the date of termination, except as to paragraphs 1, 2(d), 2(e) and 3 which shall continue in force and effect.

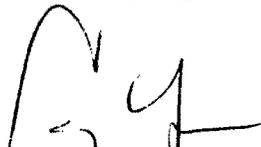
On February 16, 1990, a Consent Judgment was entered in Ada County Civil Case No. 81375 and the time for appeal of the judgment has expired. Additionally, the provisions relating to existing water users referenced in I.C. 61-240, and embodied in the 1180 Contract, have been fully performed through the execution of the Swan Falls Agreement and implementation of the Swan Falls Settlement.

As a result, the undersigned acknowledge and agree that the terms of the 1180 Contract have been performed and that pursuant to paragraph 7(b) the 1180 Contract is terminated and is null and void except as to paragraphs 1, 2(d), 2(e) and 3, which shall continue in force and effect as defined in the *SRBA's Order on State of Idaho's Motion for Partial Summary Judgment on Issue No. 2. Subcase No. 00-91013 (Basin-Wide Issue 13)* (July 12, 2011), attached hereto as Attachment A. The undersigned further acknowledge and agree that the termination of the 1180 Contract does not change, modify, amend or alter the parties' respective rights, duties or obligations under either the Swan Falls Settlement or the 2009 Framework Reaffirming the Swan Falls Settlement.

Each of the undersigned attorneys represents that they have authority to sign this ACKNOWLEDGEMENT OF TERMINATION OF CONTRACT TO IMPLEMENT Chapter 259, Sess. Laws, 1983 on behalf of their respective client.

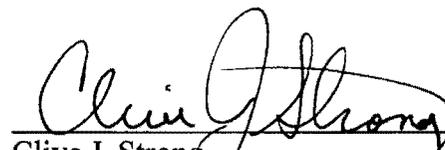
Signed by counsel for Governor, Attorney General and Idaho Power Company

**GOVERNOR**  
State of Idaho

  
\_\_\_\_\_  
Cally Younger  
Legal Counsel

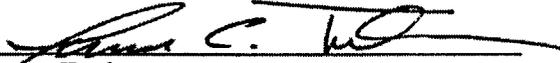
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Date

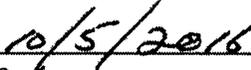
**ATTORNEY GENERAL**  
State of Idaho

  
\_\_\_\_\_  
Clive J. Strong  
Deputy Attorney General

10/3/16  
Date

**IDAHO POWER COMPANY**

  
\_\_\_\_\_  
James Tucker  
Legal Counsel

  
\_\_\_\_\_  
Date