

John L. Munsch
Attorney

724-838-6210
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September 23, 2011

VIA OVERNIGHT DELIVERY SERVICE

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, Pennsylvania 17120

Re: Application of Pennsylvania Electric Company Under 15 Pa. C.S. §1511(c) For A Finding And Determination That The Service To Be Furnished By The Applicant Through Its Proposed Exercise Of The Power Of Eminent Domain To Acquire A Right-Of-Way and Easement Over And Across The Lands Of J. Roy & Joyce Bence In East St. Clair Township, Bedford County For The Proposed Bedford North-Osterburg East HV Transmission Line Project Situated in Bedford and East St. Clair Townships, Bedford County, Pennsylvania Is Necessary Or Proper For the Service, Accommodation, Convenience Or Safety Of The Public

Dear Secretary Chiavetta:

Enclosed please find the above-captioned **Application of Pennsylvania Electric Company** for approval of its exercise of the power of eminent domain to obtain right of way for location, construction and maintenance of the Company's proposed Bedford North-Osterburg East 115 HV Transmission Line. A check for the filing fee is also enclosed.

Please note that the Application contains a **Motion to Consolidate** the Eminent Domain Application with the related transmission line siting Application of Pennsylvania Electric Company at Commission Docket No. A-2011-2247862. The related transmission line siting Application requests approval of the Company's proposed Bedford North-Osterburg East 115 HV Transmission Line.

The transmission siting Application has been referred to Administrative Law Judge Mary D. Long.

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Rosemary Chiavetta, Secretary

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Copies of this Application for approval of its exercise of the power of eminent domain have been served upon the affected landowner and upon parties to the Siting Application at Docket No A-2011-2247862 in the manner shown on the Certificate of Service attached hereto.

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SECRETARY'S BUREAU

Very truly yours,


John L. Munsch
Attorney

JLM:jss

Enclosures

cc: Paul Diskin, Manager, Bureau of Fixed Utility Services (w/encl.)
Certificate of Service

**Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Pennsylvania Electric :
Company Under 15 Pa. C.S. §1511(c) :
For A Finding And Determination That :
The Service To Be Furnished By The :
Applicant Through Its Proposed :
Exercise Of The Power Of Eminent :
Domain To Acquire A Right-Of-Way :
and Easement Over And Across The :
Lands Of J. Roy & Joyce Bence In East : Docket No.
St. Clair Township, Bedford County For :
The Proposed Bedford North-Osterburg :
East HV Transmission Line Project :
Situated in Bedford and East St. Clair :
Townships, Bedford County, :
Pennsylvania Is Necessary Or Proper For :
The Service, Accommodation, :
Convenience Or Safety Of The Public :

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**APPLICATION OF
PENNSYLVANIA ELECTRIC COMPANY
TO EXERCISE THE POWER OF EMINENT DOMAIN
TO ACQUIRE AN EASEMENT AND RIGHT-OF-WAY
ACROSS THE PROPERTY OF
J. ROY & JOYCE BENCE**

TO THE HONORABLE COMMISSION:

Pennsylvania Electric Company (“Penelec”) requests, pursuant to Section 1511(c) of the Pennsylvania Business Corporation Law, 15 PaC.S. §1511(c), that the Pennsylvania Public Utility Commission (“Commission”) find and determine that the service to be furnished by Penelec through its proposed exercise of

eminent domain is necessary or proper for the service, accommodation, convenience or safety of the public. In support of its Application Penelec submits as follows:

I. INTRODUCTION AND OVERVIEW

1. This Application, which includes the accompanying **Exhibits A** through **C**, is filed by Penelec, a public utility that provides electric distribution and transmission service in Pennsylvania under and subject to the jurisdiction of the Commission.

2. The name of the Applicant and the address of its principal business offices are:

Pennsylvania Electric Company
5404 Evans Rd.
Erie, PA 16509

3. Penelec's attorneys in this matter and the persons authorized to receive notices and communications on its behalf are:

John L. Munsch (Attorney I.D. No. 31489)
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
jmunsch@firstenergycorp.com

Anthony C. DeCusatis (Attorney I.D. No. 25700)
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103
(215) 963-5034
adecusatis@morganlewis.com

Penelec also requests that a copy of all notices and communications regarding this matter be sent to:

John T. Toth
Supervisor, Power Line Siting
Energy Delivery Transmission & Substation Design
FirstEnergy Service Company
76 South Main Street, A-GO-3
Akron, Ohio 44308
(330) 384-4564
johntoth@firstenergycorp.com

4. Penelec, a subsidiary of FirstEnergy Corp., is a public utility that delivers electric power to approximately 600,000 customers in a service territory that encompasses about 17,000 square miles within thirty-two Pennsylvania counties, including Bedford County. The Penelec bulk electric system consists of facilities rated at 115 kilovolts (“kV”), 138kV, 230kV, 345kV and 500kV.

5. Section 1511(c) of the Pennsylvania Business Corporation Law, 15 Pa.C.S. §1511(c), requires as a prerequisite to a public utility exercising the power of eminent domain in Pennsylvania that the public utility obtain a finding and determination from the Commission that the exercise of eminent domain for public utility facilities is “necessary or proper for the service, accommodation, convenience or safety for the public.”

6. On June 2, 2011, Penelec filed with the Commission an Application (“Siting Application”) requesting Commission approval for Penelec to locate, construct, operate and maintain a high-voltage (“HV”) transmission line referred to as the “Bedford North-Osterburg East 115 kV HV Transmission Line Project” (“the Project”). The Project’s Siting Application is found at Commission

Docket No. A-2011-2247862. The Siting Application was filed pursuant to Commission regulations at 52 Pa. Code §57.71 *et seq.* and the Interim Guidelines for the Filing of Electric Transmission Line Siting Applications at 52 Pa. Code §69.3101 *et seq.*

7. Penelec has identified those property owners from whom it needs to acquire private right-of-way for the Project, and arrangements have been successfully completed with all property owners with the exception, as of the date of this Application, of three of such owners. Because it appears that mutually acceptable private right-of-way arrangements cannot be negotiated, or cannot be negotiated in a timely fashion, Penelec has determined to seek Commission approval of Penelec's authority to exercise eminent domain. Granting such authority as requested in this Application will facilitate the timely completion of the Project.

8. Penelec has provided the affected property owners with the specific form of notice required by the Commission regulations at 52 Pa. Code § 57.91 and will serve the property owners with this Application prior to hearing, as required by the Commission's regulations at 52 Pa. Code § 57.75(i)(2).

9. Identification of the property owner, and property, potentially impacted by this Application for eminent domain approval is contained in Penelec **Exhibit B**, which accompanies this Application.

10. As it may not be possible for Penelec to site, construct and operate the proposed Project without the exercise of Penelec's eminent domain authority to acquire necessary real property rights, Penelec requests that the Commission

authorize the use of eminent domain, consistent with Section 1511(c) of the Pennsylvania Business Corporation Law.

II. DESCRIPTION OF THE PROJECT

11. Penelec is proposing to build a new transmission line from the existing Bedford North Substation, located on business route 220, north of the Interstate 76 interchange near the Borough of Bedford, Pennsylvania, to an existing transmission line adjacent to the Osterburg East Substation, located on State Route 869, north of Old Route 220 in East St. Clair Township, Pennsylvania.

12. Penelec proposes to extend the existing single circuit Claysburg—Osterburg East 115 kilovolt (kV) high voltage (HV) transmission line to the existing Bedford North Substation. The existing Claysburg—Osterburg East 115 kV HV Transmission Line will be reconfigured outside of the existing Osterburg East Substation and will be extended to the existing Bedford North Substation. The proposed transmission line extension will be approximately 6.1 miles in length. The Project will be constructed on wood poles within a nominal 60-foot-wide right-of-way (ROW), where feasible. A full description of the proposed Project is contained in Penelec's Siting Application.

III. NECESSITY FOR THE PROPOSED LINE

13. The Project is needed to provide reliable electric service for the increasing electricity demand resulting from growth in new homes and

businesses in the Borough of Bedford, Bedford Township and East Saint Clair Township. The growth is occurring primarily in the central business district of the Borough of Bedford; in the area around Exit 146 of the Pennsylvania Turnpike where many restaurants and hotels are located; and east of the Borough of Bedford, towards the Borough of Everett, which is seven miles away. Power that is transmitted at 115 kV is transformed to distribution level voltage at 115/23 kV substations, from which overhead 23 kV distribution circuits distribute power throughout the area. Local pad-mounted or overhead transformers further reduce the voltage for use in local businesses and residential properties

14. The Project is also needed to ensure reliable service under established industry reliability standards that are employed for transmission planning purposes by FirstEnergy Service Company ("FE") in conjunction with, and on behalf of, operating subsidiaries of FirstEnergy Corp.

15. FE/Penelec determined that the Project was the best solution for addressing the various contingencies identified above. However, before reaching that conclusion, FE/Penelec studied other potentially feasible alternatives to address the identified issues. These alternatives are described in the application.

IV. SITING ANALYSIS

16. Penelec conducted an extensive, multi-faceted analysis to select a route for the proposed transmission line that best balances functional requirements, environmental factors, and cost considerations.

17. Penelec retained GAI Consultants, Inc., to prepare a comprehensive study of the projected environmental, social, and economically impacts of the Project and alternative routes. The detailed analysis is located in the Project's Siting Application. Penelec identified the proposed line route, which takes advantage of existing linear features and minimized land use constraints to the extent possible. Penelec also identified four alternative routes that, after thorough analysis, were rejected because of their land use impacts, environmental impacts, and higher construction/ operational costs.

18. Penelec's proposed line route, for which approval is requested herein, is plotted on aerial map in the map pocket of **Exhibit 1** of the Siting Application accompanying the Siting Application and is detailed on pages three thru six. The Project as shown on **Exhibit 1** of the Siting Application will start approximately 120 feet north of the existing Osterburg East Substation where the existing Claysburg-Osterburg East 115 kV HV Transmission Line will be reconfigured in order to connect the Project while providing a radial connection to the Osterburg East substation. From this point the Project proceeds approximately 0.26 miles (1380 feet) in a southerly direction, paralleling the east side of Lumber Street (State Route 889) at which point the street changes name to Kaufman Hollow Road. The Project continues in a southerly direction

paralleling the east side of Kaufman Hollow Road for approximately 0.3 miles (1,580 feet). The Project then turns towards the west, crossing over Kaufman Hollow Road, for approximately 0.12 miles (640 feet). The Project turns to the south/southwest for approximately 1.40 miles (7,380 feet) paralleling the eastern side of Interstate 99/US Route 220. The Project then turns to the west for approximately 0.08 miles (440 feet) crossing over Interstate 99/US Route 220 before continuing in a southern direction, paralleling the western side of Interstate 99/US Route 220, for approximately 0.52 miles (2,735 feet). The Project proceeds to the southeast for approximately 0.11 miles (540 feet), crossing to the east side of Interstate 99/US Route 220, before turning back to the south for approximately 0.32 miles (1,710 feet). The Project continues in a southerly direction for approximately 0.79 miles (4,195 feet) crossing over Younts Road, US Business Route 220 and Bob's Creek Road. The Project turns towards the east for approximately 0.08 miles (420 feet) before turning towards the south, generally paralleling Interstate 99/U.S. Route 220 for approximately 1.84 miles (9,705 feet) crossing over U.S. 220 Business (State Route 56) and County Ridge Road. The Project then turns towards the east for approximately 0.16 miles (870 feet) crossing over US Business Route 220. The Project then turns south for approximately 0.22 miles (1,180 feet) paralleling the east side of U.S. 220 Business to the existing Bedford North Substation.

V. PROPERTY FOR WHICH CONDEMNATION APPROVAL IS SOUGHT AND DESCRIPTION OF RIGHT OF WAY

19. The route of the proposed transmission line crosses a certain tract or tracts of land, a legal description of which is provided in **Exhibit B** to this Application. The name and post office address of the owners of record of said land is: J. Roy & Joyce Bence, 116 Willow Brook Lane, Bedford, Pa 15522. Penelec has endeavored to purchase a right-of-way over the said tract of land for the purposes described above, but has been unable to reach any agreement with the property owner.

20. Penelec desires to enter upon, use, take and appropriate an easement across a portion of the aforesaid land to the extent authorized by law and necessary for its corporate use as a right-of-way for the construction, operation, and maintenance of the proposed Project for the transmission of the electric energy for lights, heat, and power. The description of the right-of-way to be acquired by condemnation is provided in **Exhibit A** to this Application and the description provided in Exhibit A is incorporated herein as if specifically set forth. A map of the right of way to be acquired by condemnation is provided in Exhibit C.

21. The right-of-way sought to be acquired in this Application does not include any streams, rivers, or waterways of the Commonwealth, or property of a public utility, or property used as a burial ground or place of public worship, or a dwelling house or any part of the reasonable curtilage appurtenant thereto. The proposed right-of-way is not inconsistent with, and will not materially interfere with, any existing public use.

**VI. THE REQUIREMENTS FOR CONDEMNATION APPROVAL
HAVE BEEN MET**

22. No other public utility is now furnishing, or has the corporate rights, power, franchise or certification to furnish, the same service as, or service similar to, the service that Penelec will furnish by means of the Project to be constructed over and upon the right-of-way to be acquired as set forth in this Application.

23. The service to be furnished by Penelec, through the proposed Project is necessary or proper for the service, accommodation, convenience or safety of the public for the reasons set forth in this Application and in the Siting Application filed at Docket No. A-2011-2247862.

VII. CONSOLIDATION WITH SITING APPLICATION

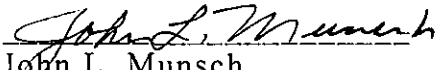
24. Pursuant to 52 Pa. Code §57.75(i)(1) Penelec requests that this Application for the exercise of the power of eminent domain be consolidated with the Siting Application at Commission Docket No. A-2011-2247862. In accordance with the requirements of 52 Pa. Code §57.75(i)(1), Penelec has served a copy of the Siting Application upon other entities having a property interest sought to be acquired by this eminent domain Application.

VIII. CONCLUSION

WHEREFORE Pennsylvania Electric Company respectfully requests that the Pennsylvania Public Utility Commission: (1) consolidate this Application for the exercise of the eminent domain with the Siting Application at Docket No. A-2011-2247862; and (2) find and determine that the service to be furnished by Pennsylvania Electric Company through the proposed exercise of eminent domain, as set forth above, is necessary or proper for the service, accommodation, convenience, or safety of the public and issue a certificate of public convenience therefore.

Respectfully submitted,

Dated: September 22, 2011


John L. Munsch
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
jmunsch@firstenergycorp.com

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Morgan, Lewis & Bockius LLP
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(215) 963-5034
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Page 1 of 3
Parcel Number 32
D.B. Volume 349, Page 230

EXHIBIT A

Easement Area for an electric transmission line crossing the lands of J. Roy & Joyce L. Bence ("Owners"), (Parcel 32).

Situated in the Township of East St. Clair, County of Bedford, Commonwealth of Pennsylvania, Permanent Parcel Number E.07-0.00-194.

The right of way procured by Pennsylvania Electric Company ("Company") is described as follows:

A strip of land of variable width, 30 feet on the southeasterly side and to the southeasterly limits of Interstate 99/U.S. Route 220 on the northwesterly side of a center line, which center line of right of way is described as follows:

The centerline of said right of way enters Owners' premises from the lands of Josephine M. Samudre and Farman G. Batalia, at a point on Owners' westerly property line said point being approximately 35 feet southerly from Owners' southwest property corner, said southwest property corner being located on the southeasterly limits of Interstate 99/U.S. Route 220; thence from this point in a general northeasterly direction across Owners' premises, approximately 1087 feet to an angle point, where said center line of right of way angles to the left approximately 84 degrees; thence from this point in a general northwesterly direction across Owners' premises, approximately 62 feet to a point on Owners' northwesterly property line, said property line also being the southeasterly limits of Interstate 99/U.S. Route 220, said point being approximately 1076 feet northeasterly from Owners' previously described southwest property corner, where said center line of right of way crosses to the limits of Interstate 99/U.S. Route 220.

The right of way shall include the right to erect, inspect, operate, replace, remove, protect, relocate, repair, patrol, add to, and permanently maintain upon, over, under and along the above-described right of way all necessary structures, wires, cables, anchors and other usual fixtures and appurtenances used for or in connection with the transmission and distribution of electric current, including communication facilities, and the right of reasonable ingress and egress upon, over and across said premises for access to and from said right of way, together with the full authority and unqualified right to trim, remove, clear, keep clear, and otherwise control (by such methods as Company, in its sole judgment, may deem necessary or proper, including but not limited to the use of herbicides) any and all trees, underbrush, or other vegetation located within the right of way. Company shall also have the full authority and right, in its sole discretion, to trim remove, clear, keep clear, and otherwise control any or all trees or vegetation adjacent to said right of way that, in the opinion of Company, may interfere or threaten to interfere with the construction, operation, maintenance, or repair of Company's facilities or ingress or egress to, from, or along said right of way.

Except as provided herein, Owners reserve the right to use the lands encumbered by this right of way in any manner that is not inconsistent with the rights of the Company described herein and provided that the location and use of any buildings or other structures do not violate the National Electric Safety Code clearances and the location and use of such improvements are approved by the Company in writing, by separate agreement more specifically defined as an encroachment agreement. Company shall have the full authority and right, in its sole discretion, to remove, or to compel the removal, of any buildings or other structures within the right of way that, in the opinion of the Company, may interfere or threaten to interfere with the construction, operation, maintenance, or repair of Company's facilities or with ingress or egress to, from, or along said right of way. To the extent that any buildings or other structures within the right of right of way must be removed under the terms of the right of way, Owners and successors shall be solely responsible for the cost of removing said buildings or other structures from the right of way, and any damages arising therefrom.

Any right of Company to trim, remove and/or clear any trees, underbrush, vegetation or other buildings or structures as set forth herein, does not create or place a duty upon Company to do so, or shift any duty that the Owner owes to the Company, any third party and/or the general public.

RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS FOR THE COUNTY OF BEDFORD, PENNSYLVANIA, THIS 23rd DAY OF SEPTEMBER, 1971.

Parcel 32

26700
26701
25981

This Deed,

MADEN THIS 18th day of September in the year of our Lord one thousand nine hundred eighty-seven.

BETWEEN JOSEPH F. MOCK and BARBARA K. MOCK, husband and wife, of 4303 Great Oak Road, Rockville, Maryland 20851,

and J. ROY BRUGH and JOYCE L. BRUGH, husband and wife, of R.D. #2, Bedford, Pennsylvania 15522,

WITNESSETH, that in consideration of -- TWENTY SIX THOUSAND NINE HUNDRED -- (\$26,900.00) Dollars, in hand paid the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantees, on contracts by the entirety,

All that certain place, parcel or tract of land already, lying and being in the Township of East St. Clair, County of Bedford and Commonwealth of Pennsylvania, more particularly bounded and described as follows:

BEGINNING at a set iron pipe on line of lands now or formerly of Harry L. Hanks and lands now or formerly of Charles F. Ickes, which said iron pipe is located North 15° 37' West 206.7 feet from a railroad spike in centerline of Legislative Route No. 03100, thence by lands now or formerly of Charles F. Ickes, North 15° 37' West 129.44 feet to a found tack in hub on right-of-way line of Legislative Route No. 1061, Sec. 4A (Public Highway Route 220); thence along Public Highway Route 220 by a left-hand curve whose radius is 3444.34 feet an arc distance of 1077.54 feet to a point on right-of-way of Public Highway Route 220; thence continuing in right-of-way of Public Highway Route 220, the following bearings and distances: North 23° 31' East 367.78 feet; and North 24° 18' East 153.92 feet to a set iron pipe on said right-of-way; thence leaving the right-of-way of Public Highway Route 220 and by lands now or formerly of William H. Vittmer, South 64° 27' West 371.59 feet to a railroad spike in centerline of Township Road No. 343; thence leaving Township Road No. 343 and by lands now or formerly of Donald G. Smith, South 64° 27' East 494.25 feet to a point in Run; thence generally along said Run and by lands now or formerly of Frank J. Fisher, South 25° 56' West 843.48 feet to a railroad spike in L.R. No. 03100; thence along centerline of L.R. No. 03100; North 89° 29' West 144.42 feet to a point in centerline of said L.R. No. 03100; and thence continuing in Run, South 63° 19' West 132.56 feet to a nail in said centerline as its intersection with Township Road No. 343; thence in Township Road No. 343, North 03° 00' East 87.73 feet to a set nail in centerline of Township Road No. 343 in bridge over aforesaid Run; thence leaving Township Road No. 343 and along Run, the following bearings and distances: South 73° 44' West 289.72 feet to point in Run; South 65° 46' West 375.56 feet to point in Run; South 75° 15' West 361.02 feet to point in Run; thence continuing along said Run by lands now or formerly of Harry L. Hanks, South 30° 37' West 391.70 feet to a set iron pipe on line of lands now or formerly of Charles F. Ickes, the place of BEGINNING. CONTAINING 35.875 Acres according to a survey and division made by Norman S. Van Why, R.S. on August 29, 1967, a draft of which is recorded herewith and made part hereof.

For Draft See Plat Book 4, Page 74.
THIS part of a larger place, parcel or tract of land title to which became vested in Joseph F. Mock, et ux., Grantors herein, by Deed of Dorothy Phillips Mock, et vir, dated December 21, 1973, and recorded in the Office of the Register of Deeds in and for Bedford County, PA, in Deed Book Vol. 315, page 427.

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SECRETARY'S BUREAU

AND the said grantors hereby conveyed and agree that they will convey generally the property hereby conveyed.
This document may not sell, convey, transfer, include or issue the title to the land and right of support underneath the surface land described or referred to herein, and the owner or owners of such coal may have the complete legal right to remove all of such coal, and in that connection, damage may result to the surface of the land, and any house, building or other structure on or in such land. The inclusion of this notice does not enlarge, restrict or modify any legal rights or estates otherwise created, transferred, accepted or reserved by this instrument.

IN WITNESS WHEREOF, said grantors have hereunto set their hands and seals the day and year first above written.

Witness, Sealed and Withdrawn
in the Presence of
Joseph P. Hoch
Barbara E. Hoch
Barbara E. Hoch

State of Pennsylvania
County of Bedford
On this the 18th day of September, 1987, before me,
the undersigned officer, personally appeared Joseph P. Hoch and Barbara E. Hoch

known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.
Joseph P. Hoch
Notary Public
My Commission Expires 7/1/90

REALTY TRANSFER TAX
EAST ST. CLAIR TOWNSHIP
PAID: \$134.50
DATE: SEPTEMBER 25, 1987
Donald H. Fisher
RECORDER

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE
REALTY TRANSFER TAX
CHESTNUT RIDGE SCHOOL DISTRICT
PAID: \$134.50
DATE: SEPTEMBER 25, 1987
Donald H. Fisher
RECORDER

I do hereby certify that the parties hereto and complete past office address
of the within named grantor is: R.D. #2, Bedford, PA 15222.

Sept. 25, 1987

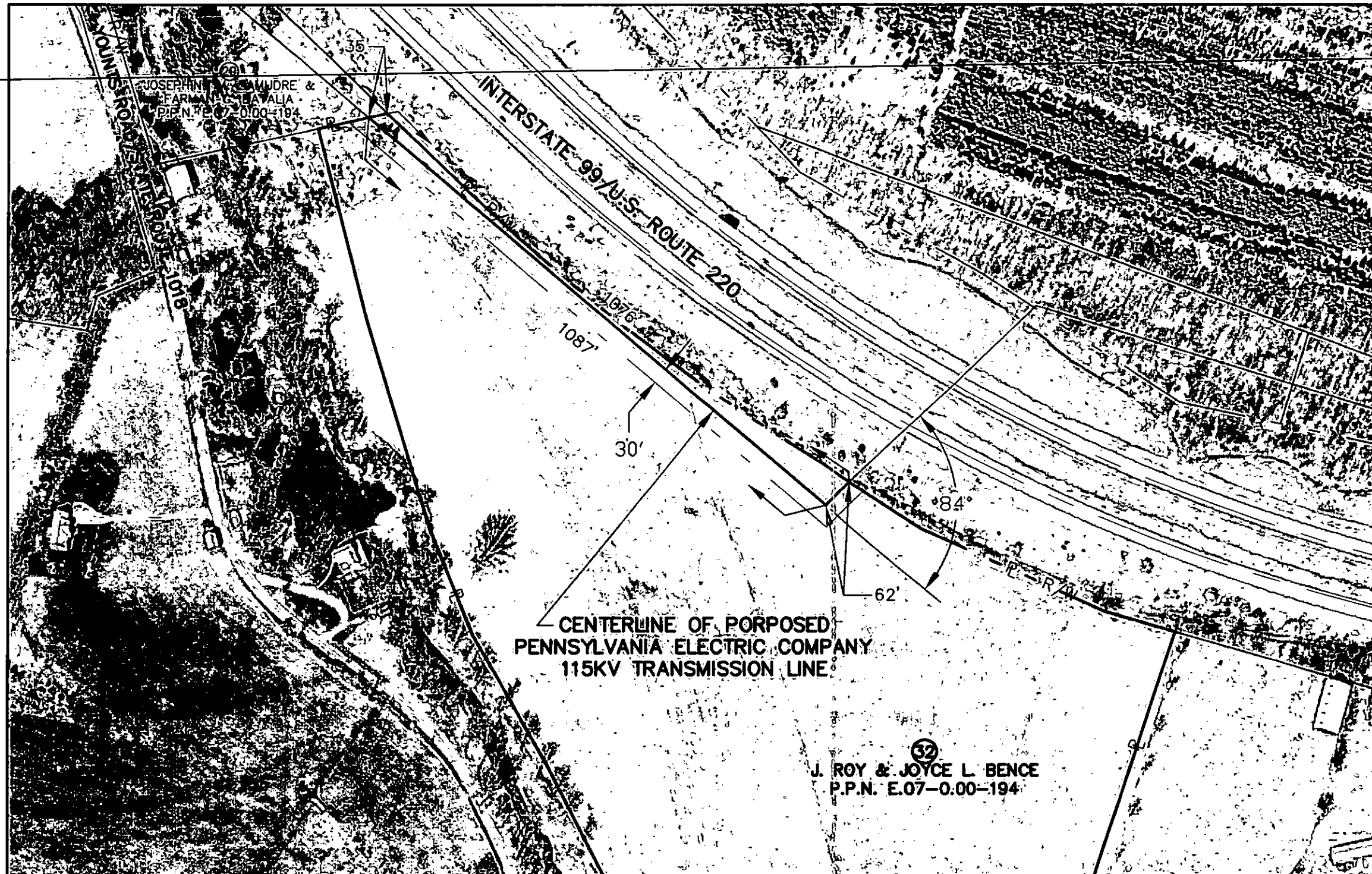
J. D. [Signature]
Attorney for Grantor

Deed
JOSEPH F. BUCK, et al.
had
J. BOY STEIN, et al.
Deed
WARRANTY

COMMONWEALTH OF PENNSYLVANIA
County of Bedford
RECORDED
RECORDED on this 25th day of September
A. D. 1987, in the Recorder's Office of said County, in Book No. 249
Vol. 249, Page 230
187 SEP 28 AM 9:55
Recorder of Deeds
BEDFORD COUNTY, PA
18-0000
Given under my hand and the seal of the said office, the date above written.
Donald H. Fisher Recorder

TOWNSHIP OF EAST ST. CLAIR
 COUNTY OF BEDFORD
 PENNSYLVANIA

1 inch = 200 ft.



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PARCEL 32
 PARCEL ID E.07-0.00-194
 BEDFORD NORTH-OSTERBURG EAST 115KV

PROPOSED PENNSYLVANIA ELECTRIC COMPANY RIGHT OF WAY ACROSS THE LANDS OF:
J. ROY & JOYCE L. BENCE
 BEING PART OF THE TOWNSHIP OF EAST ST. CLAIR, COUNTY OF BEDFORD,
 COMMONWEALTH OF PENNSYLVANIA

LEGEND

⌒ ----- PROPERTY LINE
 R/W ----- ROAD RIGHT OF WAY

ACREAGE
 PROPOSED PENNSYLVANIA ELECTRIC COMPANY
 RIGHT OF WAY _____ 1.36 ACRES

EASEMENT DRAWING

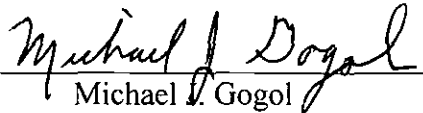
DWG. NO.	REFERENCE	REV.	DATE	BY	APP.	DESCRIPTION	ISSUE DATE:	DR. KCH 5/2011	C.E. ME 09-60	ORDER NO. 13120915	WBS R/W	SCALE 1"=200'	OPERATING CO. PENELEC	DWG NO. TZ-1983-B	SHEET	REV.
							<input type="checkbox"/> CONSTRUCTION <input type="checkbox"/> AS BUILT <input type="checkbox"/> RECORD	CHK. RPK 5/2011					FirstEnergy Transmission Design			

COMMONWEALTH OF PENNSYLVANIA)
 :
 COUNTY OF WESTMORELAND)

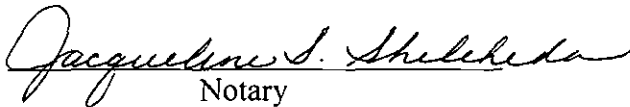
ss.

Application of Pennsylvania Electric :
Company Under 15 Pa. C.S. §1511(c) :
For A Finding And Determination That :
The Service To Be Furnished By The :
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Lands Of J. Roy & Joyce Bence In East : Docket No.
St. Clair Township, Bedford County For :
The Proposed Bedford North-Osterburg :
East HV Transmission Line Project :
Situated in Bedford and East St. Clair :
Townships, Bedford County, :
Pennsylvania Is Necessary Or Proper For :
The Service, Accommodation, :
Convenience Or Safety Of The Public :

I, Michael J. Gogol, being duly sworn according to law, depose and say that I am a Manager, Transmission Design for FirstEnergy Service Company; that I am authorized to make this affidavit on behalf of Pennsylvania Electric Company; and that the facts set forth in the Application for Eminent Domain are true and correct to the best of my knowledge, information and belief and I expect Pennsylvania Electric Company to be able to prove the same at any hearing hereof.


Michael J. Gogol

Sworn to and subscribed before
me this 22nd day of September, 2011.


Notary

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Jacqueline S. Sheleheda, Notary Public
City of Greensburg, Westmoreland County
My commission expires May 16, 2014

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Pennsylvania Electric Company :
Under 15 Pa. C.S. §1511(c) For A Finding And :
Determination That The Service To Be Furnished By :
The Applicant Through Its Proposed Exercise Of The :
Power Of Eminent Domain To Acquire A Right-Of- :
Way and Easement Over And Across The Lands Of : Docket No.
J. Roy & Joyce Bence In East St. Clair Township, :
Bedford County For The Proposed Bedford North- :
Osterburg East HV Transmission Line Project :
Situated in Bedford and East St. Clair Townships, :
Bedford County, Pennsylvania Is Necessary Or :
Proper For The Service, Accommodation, :
Convenience Or Safety Of The Public :

CERTIFICATE OF SERVICE

I hereby certify that I have this 23rd day of September served a true and correct copy of the **Application of Pennsylvania Electric Company and Motion to Consolidate** upon the individuals listed.

Via FEDEX

Administrative Law Judge Mary D. Long
Piatt Place, Suite 220
301 5th Avenue
Pittsburgh, PA 15222

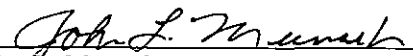
Anthony C. DeCusatis
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K&L Gates LLP
17 North Second Street
18th Floor
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VIA Cert Mail; Return Receipt Requested

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691 Kaufman Hollow Road
Bedford, PA 15522

J. Roy Bence
116 Willow Brook Lane
Bedford, PA 15522


John L. Munsch, Attorney

RECEIVED

SEP 23 2011

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commiss
400 NORTH ST
COMMONWEALTH KEYSTONE BUILDING
HARRISBURG, PA 17120

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Dept #

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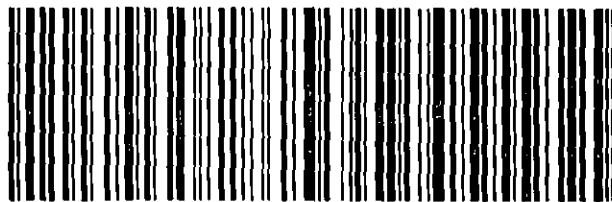
ASR

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For information or return here.