



Before the  
Pennsylvania Public Utility Commission

**Application To Exercise The  
Power Of Eminent Domain To Acquire A  
Right-of-Way And Easement Over  
A Certain Portion Of Lands Of**

**Michael A. Mitch  
and Sue K. Mitch**

**TESTIMONY AND EXHIBITS**

Application Docket No. \_\_\_\_\_

Submitted by: PPL Electric Utilities Corp.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application Of PPL Electric Utilities :  
Corporation Under 15 Pa.C.S. §1511(c) For A :  
Finding And Determination That The Service :  
To Be Furnished By The Applicant Through : Docket No. A-2012-\_\_\_\_\_  
Its Proposed Exercise Of The Power Of :  
Eminent Domain To Acquire A Certain :  
Portion Of The Lands Of Michael A. Mitch :  
and Sue K. Mitch In Paupack Township, :  
Wayne County, Pennsylvania For Siting And :  
Construction Of Transmission Lines :  
Associated With The Proposed Northeast- :  
Reliability Project Is Necessary Or Proper For :  
The Service, Accommodation, Convenience Or :  
Safety Of The Public :

**PPL ELECTRIC UTILITIES CORPORATION**

**STATEMENT NO. MITCH-1**

**TESTIMONY OF COLLEEN KESTER**

1 Q. Please state your name and business address.

2 A. My name is Colleen Kester. My business address is 2 North Ninth Street, Allentown, PA  
3 18101

4

5 Q. By whom are you employed and in what capacity?

6 A. I am employed by PPL Electric Utilities Corporation (“PPL Electric”) as Manager Land /  
7 Land Rights Acquisition. In that position, I am responsible for managing all  
8 Transmission Right of Way Assets for PPL Electric. I currently have a staff of 16 full  
9 time and contract employees to support the right-of-way needs of PPL Electric.

10

11 Q. What is your educational background?

12 A. In 2011 I received a Masters in Business Administration from Kutztown University and  
13 in 1996, I received a Bachelor of Science in Real Estate from Penn State University.

14

15 Q. Are you a member of any professional organizations?

16 A. Yes. I am currently a member of the International Right of Way Association (“IRWA”)  
17 where I hold the SR/WA and RW-NAC Designations. The SR/WA designation stands  
18 for Senior Member, International Right of Way Association. It is the highest professional  
19 designation granted by the IRWA to members who have achieved professional status  
20 through experience, education and examination. The SR/WA designation requires  
21 training and examination in several major right of way disciplines. The SR/WA  
22 designation indicates that the member has more than five years of right of way experience

1 plus formal training in a wide variety of right of way areas and that the individual has  
2 successfully completed the required examination.

3  
4 The R/W-NAC designation means that I have completed the International Right of Way  
5 Association Right of Way Negotiation & Acquisition Certification Program. The  
6 Certification indicates that the individual is a IRWA member in good standing involved  
7 in one of six right of way professional disciplines who has a minimum of two years of  
8 relevant right of way professional experience within the last 5 years and has met the  
9 coursework and examination requirements. The coursework requirements consists of  
10 both core courses and elective courses. The certification requires satisfactory completion  
11 of the certification test administered by the IRWA.

12  
13 Q. Please describe your background and employment history.

14 A. I have been employed by the PPL Electric Utilities in my current position for 13 months.

- 15 • From 2008 until I began my employment with PPL Electric, I was employed by  
16 Buckeye Partners, L.P., in Breinigsville, Pennsylvania, first as Manager, Right of  
17 Way, Permits and One Call and then in 2011 as Senior Manager, Right of Way,  
18 Permits and One Call. In this position, I managed a staff of 13 responsible for system  
19 wide right of way activities, vegetation maintenance, aerial patrol,  
20 engineering/encroachment review and the One Call Department for 25 states, Puerto  
21 Rico and the Bahamas. The system included 10,000 miles of pipeline, more than 100  
22 refined petroleum products terminals and a natural gas storage facility. In addition,  
23 we performed acquisition due diligence examinations for 1,000 miles of pipelines and

1 three terminals from ConocoPhillips in 2009, a petroleum products terminal in Puerto  
2 Rico from Shell, 650 miles of pipeline and 33 terminals from BP North America in  
3 2011 and approximately 200 miles of pipelines and two terminals from ExxonMobile  
4 in 2011.

- 5 • From 2005 through part of 2008, I was employed by Buckeye Partners, L.P., as a  
6 right-of-way agent. There, I managed corporate right of way responsibilities  
7 including right of way acquisitions, leasing, permitting, acquisitions and dispositions  
8 of contaminated residential properties in a five state area.
- 9 • From 2000 to 2005, I was a right of way specialist for Sunoco Logistics, L.P. in  
10 Philadelphia and Sinking Springs, Pennsylvania. There, among other things, I  
11 negotiated valve sites, easements, license, leases and secured permits for various  
12 projects.
- 13 • From 1999 to 2000, I was a real estate appraiser for the Chester County Assessment  
14 Office in West Chester, Pennsylvania.
- 15 • From 1998 to 1999, I worked as a fixed annuities specialist and senior customer  
16 account representative for Firstrust Bank in Exton Pennsylvania.
- 17 • From 1992 to 1998, I worked as an assistant appraiser and property manager for  
18 Commonwealth Appraisal Service in Scranton, Pennsylvania.

19  
20 Q. What are your responsibilities in connection with the Northeast-Pocono Reliability  
21 Project?

22 A. It is my department's responsibility to identify all property owners along the Preferred  
23 Routes for the Northeast-Pocono Reliability Project. We review and determine adequacy

1 of easement rights in areas we plan to use existing rights-of-way, and identify any area  
2 where we will require new or enhanced rights for the Preferred Routes. For the area  
3 where we may need new or enhanced rights-of-way, we attempt to negotiate with these  
4 property owners for the appropriate land rights needed. We also deliver to all property  
5 owners affected by the Preferred Route, literature including but not limited to an EMF  
6 brochure, compatible right-of-way uses, existing right-of-way documentation, pictures of  
7 typical transmission line structures, and other information to help them fully understand  
8 the project. The Right-of-Way Agent will meet with property owners as necessary to  
9 answer questions, address concerns, and/or to resolve issues. The Right-of-Way Agent  
10 provides the property owner with information on how he/she can be contacted at any  
11 time, to answer questions or to address issues or concerns, should any arise. The Right-  
12 of-Way Agent is a direct link for the property owner to communicate with PPL Electric.

13  
14 Q. What are the subjects of your testimony?

15 A. I will describe the property of Michael A. Mitch and Sue K. Mitch in Paupack Township,  
16 Wayne County, Pennsylvania, and describe PPL Electric's proposed right-of-way  
17 easement over said property.

18  
19 Q. Please summarize the Northeast-Pocono Reliability Project.

20 A. The proposed Northeast-Pocono Reliability Project is contained in the "Application of  
21 PPL Electric Utilities Corporation filed Pursuant to 52 Pa. Code Chapter 57, Subchapter  
22 G, for Approval of the Siting and Construction of Transmission Lines Associated with  
23 the Proposed West Pocono 230-69 kV Substation in Buck Township, Luzerne County

1 and the Proposed North Pocono 230-69 kV Substation in Covington Township,  
2 Lackawanna County” (“Siting Application”), which PPL Electric is filing  
3 contemporaneously with the Condemnation Application that is the subject of my  
4 testimony. With the Siting Application, PPL Electric filed Attachments 1-16 and PPL  
5 Electric Statement Nos. 1-6, which provide additional detailed information regarding the  
6 Northeast-Pocono Reliability Project.

7  
8 As explained in Attachment 2 to the Siting Application and PPL Electric Statement No.  
9 2, the direct Testimony of Ms. Krizenoskas, to resolve reliability and planning violations  
10 and to ensure reliable long-term service to customers in the Northeast Pocono region,  
11 PPL Electric proposes to site and construct transmission line connections associated with  
12 two new 230-69 kV transmission substations, the West Pocono 230-69 kV Substation and  
13 North Pocono 230-69 kV Substation. The new Substations will be connected to the  
14 existing 230 kV transmission systems by building an approximately 58-mile new 230 kV  
15 transmission line. The new Substations will be connected to the existing 138/69 kV  
16 transmission system by building approximately 11.3 miles of new 138/69 kV  
17 transmission lines. PPL Electric’s line siting process and the selection of the routes for  
18 the transmission lines associated with the Northeast-Pocono Reliability Project are  
19 explained in Attachment 4 to the Siting Application and PPL Electric Statement No. 4,  
20 the direct testimony of Mr. Baker.

21

1 Q. Does a portion of the proposed routes for the Northeast-Pocono Reliability Project cross  
2 the property of Michael A. Mitch and Sue K. Mitch which is the subject of this  
3 proceeding?

4 A. Yes. The route does cross the property of Michael A. Mitch and Sue K. Mitch, as  
5 described more fully below. PPL Electric has attempted to purchase a right-of-way and  
6 easement over this tract of land for the Northeast-Pocono Reliability Project, but, to date,  
7 has been unable to reach any agreement with the property owners.

8  
9 Q. Have you and/or the Right-of-Way Agents working directly under your supervision been  
10 to the property of Michael A. Mitch and Sue K. Mitch that is the subject of this  
11 proceeding?

12 A. Yes, a Right-of-Way Agent working directly under my supervision has visited the  
13 property.

14  
15 Q. Please describe the property.

16 A. The property consists of 114 acres of relatively flat land divided by a creek crossing.  
17 Zoning is "As Used" in Wayne County.

18  
19 Q. Are there any dwellings located on this property?

20 A. No.

21  
22 Q. Does PPL Electric's proposed right-of-way and easement over the property of Michael A.  
23 Mitch and Sue K. Mitch contain any burial grounds or places of worship?



1 A. No, it does not.

2

3 Q. Please explain PPL Electric Exhibit No. CK-Mitch-1.

4 A. PPL Electric Exhibit No. CK-Mitch-1 is a copy of the Map of PPL Electric's Bulk Power  
5 Transmission System, which shows the proposed Northeast-Pocono Reliability Project.

6

7 Q. Please explain PPL Electric Exhibit No. CK-Mitch-2.

8 A. PPL Electric Exhibit No. CK-Mitch-2 is a copy of the metes-and-bounds description of  
9 the property of Michael A. Mitch and Sue K. Mitch.

10

11 Q. Please explain PPL Electric Exhibit No. CK-Mitch-3.

12 A. PPL Electric Exhibit No. CK-Mitch-3 is a copy of the metes-and-bounds description of  
13 the portion of the property of Michael A. Mitch and Sue K. Mitch over which PPL  
14 Electric seeks a right-of-way and easement.

15

16 Q. Please explain PPL Electric Exhibit No. CK-Mitch-4.

17 A. PPL Electric Exhibit No. CK-Mitch-4 is a copy of the Plan showing the property of  
18 Michael A. Mitch and Sue K. Mitch and the portion of the property over which PPL  
19 Electric proposes to acquire a right-of-way and easement.

20

21 Q. Please explain PPL Electric Exhibit No. CK-Mitch-5

22 A. PPL Electric Exhibit No. CK-Mitch-5 is a copy of the resolutions of the Board of  
23 Directors of PPL Electric authorizing the acquisition of a right-of-way and easement over

1 the portion of the land of Michael A. Mitch and Sue K. Mitch described in PPL Electric  
2 Exhibit No. CK-Mitch-3. Those resolutions remain in effect.

3

4 Q. In your opinion, is the service to be furnished through the condemnation of this property  
5 necessary?

6 A. Yes. The service to be provided by PPL Electric through the proposed transmission lines  
7 and related facilities is necessary or proper for the service, accommodation, convenience  
8 or safety of the public for the reasons set forth in my testimony, in this Condemnation  
9 Application, and in the Siting Application and supporting Attachments and testimony.

10

11 Q. Does this conclude your testimony at this time?

12 A. Yes, it does.

13

**CK – Mitch – 1**



**CK – Mitch – 2**

*Rel*  
**REALTY SERVICES AGENCY, INC.**  
"A Full Service Settlement Company"  
220 Penn Avenue, Suite 200  
Scranton, PA 18503  
(570) 542-2100  
FAX (570) 846-4228

**DEED**

This Deed, made as of the 9<sup>th</sup> day of January, 2004, between

**WAYNE BANK, ADMINISTRATOR** d.b.n.c.t.a. of the Estate of Freda Peifer, deceased, with an address at 717 Main Street, Honesdale,, Wayne County, Pennsylvania, 18431 (hereinafter called the Grantor), of the one part,

**AND**

**MICHAEL A. MITCH and SUE K. MITCH**, his wife, of 165 Finn Swamp Road, Lakeville, Wayne County, Pennsylvania, 18438, hereinafter called the Grantees), of the other part.

**WITNESSETH:**

That in consideration of the sum of Four Hundred Twenty Thousand (\$420,000.00) DOLLARS, and other good and valuable consideration, in hand paid, the receipt whereof is hereby acknowledged, the Grantor does hereby grant and convey to the Grantees, their heirs and assigns:

**ALL THOSE CERTAIN**, pieces or parcels of land situate, lying and being in the Township of Paupack, County of Wayne and State of Pennsylvania, bounded and described as follows:

**PARCEL #1:** Beginning at a heap of stones on the corner of lands formerly of Jacob Meyers in the public road, thence along said road south 47 degrees west twenty seven rods to a corner; thence by lands of Daniel Smith north 49½ degrees west sixty-six rods to a corner; thence by lands formerly of James Cawley north 41 degrees east forty-one rods to a corner in the public road, thence along said road north 49½ degrees west twenty-nine and one-fourth rods to a corner; thence by lands of Peter Bitner north 42 degrees east one hundred and ninety-seven rods to a corner; thence south forty-eight degrees one and one-half rods to a corner; thence south 15 degrees east forty-eight rods to a corner; thence by the lands of the said Jacob Meyers south 42 degrees west one hundred and seventy-one rods to a corner on said public road; thence south 40 degrees west fourteen rods to a certain spring; and thence by same road south 49½ degrees east forty-eight rods to the place of beginning.

**PARCEL #2:** Beginning at a point in the road at the forks of the road near the house formerly of Jacob Meyers; thence along the road leading from said forks to old Wayne and Luzerne Turnpike near the house, formerly of George Wilde, fourteen rods to a post in line of lands formerly of Daniel Smith; thence north 49½ degrees west forty-eight rods to the center of a spring; thence by lands formerly of Henry Oches north 40 degrees east fourteen rods; thence north 42 degrees east one hundred and seventy-one rods to a post and stones corner in the line of lot formerly of Henry

Holden; thence south 18 degrees east sixty-five rods to a stones corner; thence south 51½ degrees west one hundred and thirty-four rods; thence north 49½ degrees west six rods to the place of beginning.

The two parcels described above contain approximately one hundred fourteen (114) acres of land be the same more or less.

Subject to the same conditions, restrictions and reservations as are contained in the chain of title.

Being the same premises conveyed to George Peifer and Freda Peifer, his wife, by deed from First National Bank of Hawley dated June 13, 1935 and recorded in Wayne County Deed Book 139 at page 184. The said George Peifer departed this life on the 2<sup>nd</sup> day of February, 1997 and by operation of law full and complete title became vested in his wife, Freda Peifer. The said Freda Peifer departed this life on the 10<sup>th</sup> day of March 2001 and by Order of Court filed to No. 78 OCD 2002 and dated August 11, 2003 Wayne Bank was appointed Administrator d.b.n.c.t.a..

And the Grantor does hereby warrant specially the property herein conveyed.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hands and seals the day and year first above written.

WAYNE BANK

By: Wayne Wilcha  
Wayne Wilcha,  
Vice-President and Trust Officer

COMMONWEALTH OF PENNSYLVANIA :  
: ss.  
COUNTY OF WAYNE :

On this, the 9th day of January, 2004, before me, the undersigned officer, personally appeared Wayne Wilcha, who acknowledged himself to be the Vice-President and Trust Officer of Wayne Bank, and that he as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as such officer.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

*Megan L. Mounjoy*  
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Megan L. Mounjoy, Notary Public  
Honesdale Boro, Wayne County  
My Commission Expires Dec. 10, 2007  
Member, Pennsylvania Association Of Notaries

I hereby certify the precise residence of the Grantee is

165 Finn Swamp Road  
Lakeville PA 18438  
*Andrew Staudt*  
Attorney for Grantor



I hereby CERTIFY that this document is recorded in the Recorder's Office of Wayne County, Pennsylvania.



*Ringer Golden*  
Ringer Golden  
Recorder of Deeds

20040000491  
Filed for Record in  
WAYNE COUNTY, PA  
SINGER GOLDEN  
01-13-2004 At 10:56 am.  
DEED 28.50  
STATE TAX 4200.00  
LOCAL TAX 4200.00  
OR Volume 2425 Page 349 - 351



**CK – Mitch – 3**

**RIGHT-OF-WAY TO BE CONDEMNED  
OVER PROPERTY OF  
MICHAEL A. MITCH AND SUE K. MITCH**

**Beginning** at a point, said point being located in the Southerly division line of lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 1) and lands now or formerly of the Scranton Council of Boy Scouts of America (DB 123 Pg. 144, Parcel 4). Said point being at the Southwesterly corner of lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 1).

**Thence** along said division line, North fifty-six degrees seventeen minutes forty-three seconds West (N 56°17'43" W) for a distance of seventy-three and forty-four one hundredths feet (73.44') to a point.

**Thence** through lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 1), and continueing through lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 2), running parallel to and at a distance of seventy-five feet (75') perpendicular from the centerline of proposed electric line, the following four (4) courses and distances: **1.** North thirty-three degrees fifty-five minutes fifty-nine seconds East (N 33°55'59" E) sixty-three and twenty-seven one hundredths feet (63.27') more or less to a point. **2.** Crossing Finn Swamp Road and Peiffer Road, North thirty-six degrees forty minutes forty-seven seconds East (N 36°40'47" E) one thousand nine hundred seventy-seven and sixty-eight one hundredths feet (1,977.68') more or less, to a point. **3.** North twenty degrees fifty-one minutes thirteen seconds West (N 20°51'13" W) one thousand six hundred twenty-seven and zero one hundredths feet (1,627.00') more or less, to a point. **4.** North twelve degrees nine minutes twenty-eight seconds East (N 12°09'28" E) two hundred fifty and sixty-four one hundredths feet (250.64') more or less, to a point in the Northerly division line of lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 2) and lands now or formerly of Brookmere Acres (DB 1017 Pg. 130).

**Thence** along said division line, the following two (2) courses and distances **1.** South fifty-four degrees forty-four minutes fifty-one seconds East (S 54°44'51" E) twenty-one and forty-two one hundredths feet (21.42') more or less, to a pile of stacked stones. **2.** Crossing the proposed centerline of electric line at a distance of one hundred and zero one-hundredths feet (100.00') more or less, South twenty-one degrees thirty-

eight minutes thirty seconds East (S 21°38'30" E) two hundred thirty-four and twenty-three one hundredths feet (234.23') more or less, to a point.

**Thence** through lands of Michael A. Mitch and Sue K. Mitch, running parallel to and at a distance of seventy-five feet (75') perpendicular from the centerline of proposed electric line, the following two (2) courses and distances: **1.** South twelve degrees nine minutes twenty-eight seconds West (S 12°09'28" W) three and fifteen one hundredths feet (3.15') more or less to a point. **2.** South twenty degrees fifty-one minutes thirteen seconds East (S 20°51'13" E) one thousand four hundred fifty-one and eighty-four one hundredths feet (1,451.84') more or less to a point in the Easterly division line of lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 2) and lands now or formerly of Marianne Tezak Dell, Et Al.

**Thence** along said dividing line, the following two (2) courses and distances: **1.** South five degrees forty-seven minutes fifty-seven seconds West (S 05°47'57" W) three hundred nineteen and forty-four one hundredths feet (319.44') more or less to a black cherry tree. **2.** South seventeen degrees zero minutes fifty-seven seconds West (S 17°00'57" W) forty-six and ninety-eight one hundredths feet (46.98') to a point.

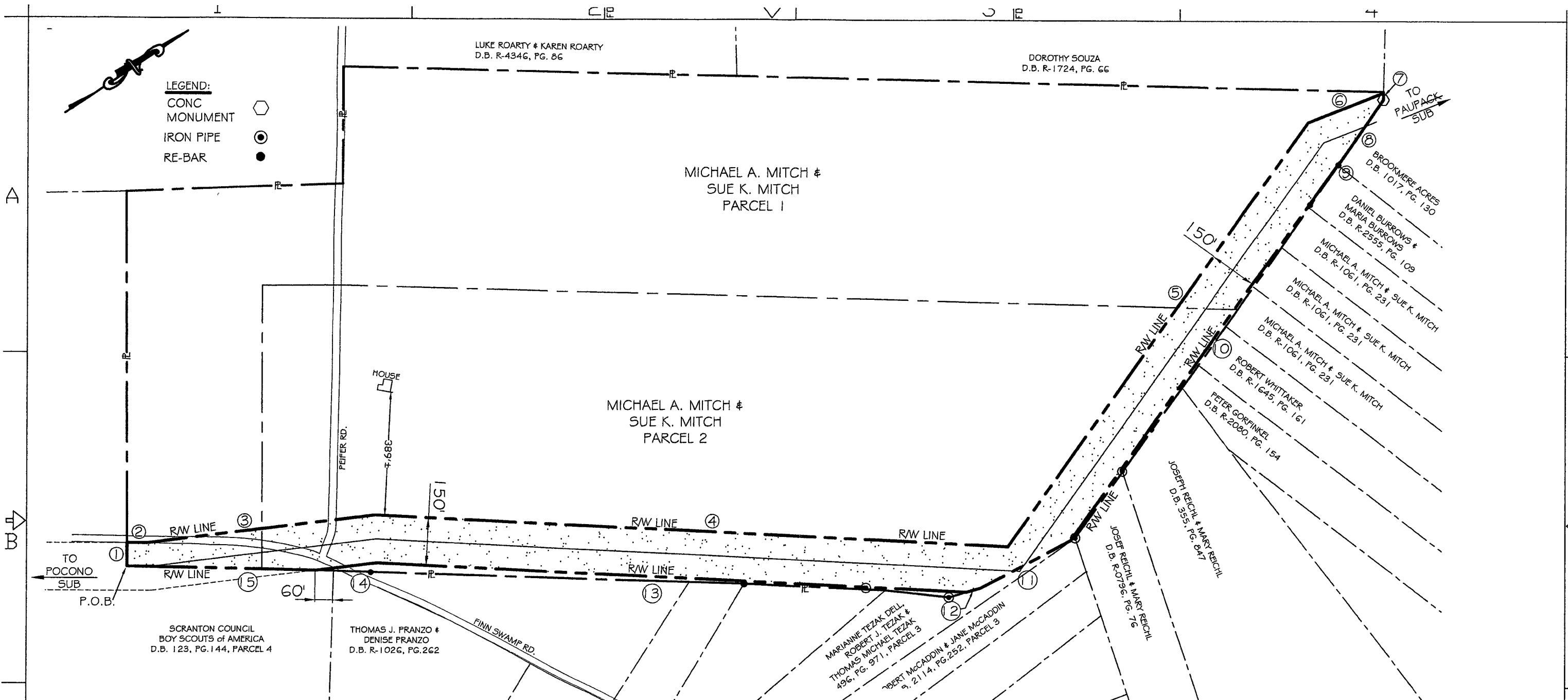
**Thence** through lands of Michael A. Mitch and Sue K. Mitch, running parallel to and at a distance of seventy-five feet (75') perpendicular from the centerline of proposed electric line, the following two (2) courses and distances: **1.** South thirty-six degrees forty minutes forty-seven seconds West (S 36°40'47" W) one thousand eight hundred forty-three and eleven one hundredths feet (1,843.11') more or less, to a point. **2.** South twenty-six degrees fifty-one minutes thirty-three seconds West (S 26°51'33" W) one hundred ninety-five and eight one hundredths feet (195.08') more or less, to a point in the Southerly division line of lands of Michael A. Mitch and Sue K. Mitch (DB 2425 Pg. 349, Parcel 1) and lands now or formerly of the Scranton Council of Boy Scouts of America (DB 123 Pg. 144, Parcel 4).

**Thence** along said division line, South thirty-five degrees eleven minutes twenty-nine seconds West (S 35°11'29" W) five hundred eighty-five and seventy-three one hundredths feet (585.73') to a point. **The Point of Beginning.**

Said Easement containing fourteen and eighty one hundredths Acres (14.80+/- Acs.) more or less as shown on PPL drawing No. B393366 prepared by PPL Electric Utilities entitled "PLAN SHOWING ELECTRIC LINE RIGHT-OF-WAY TO BE CONDEMNED OVER PROPERTY OF MICHAEL A. MITCH AND SUE K. MITCH".

**Bearings** and distances described are based upon the centerline of the proposed electric line as surveyed by PPL Electric Utilities.

**CK – Mitch – 4**



**LEGEND:**  
 CONC   
 MONUMENT   
 IRON PIPE   
 RE-BAR

METES AND BOUNDS		METES AND BOUNDS		METES AND BOUNDS	
1	N 56° 17' 43" W 73.44'	6	N 12° 09' 28" E 250.64'	11	S 05° 47' 57" W 319.44'
2	N 33° 55' 59" E 63.27'	7	S 54° 44' 51" E 21.42'	12	S 17° 00' 57" W 46.98'
3	N 26° 51' 33" E 715.96'	8	S 21° 38' 30" E 234.23'	13	S 36° 40' 47" W 1,843.11'
4	N 36° 40' 47" E 1,977.68'	9	S 12° 09' 28" W 3.15'	14	S 26° 51' 33" W 195.08'
5	N 20° 51' 13" W 1,627.00'	10	S 20° 51' 13" E 1,451.84'	15	S 35° 11' 29" W 585.73'

TOTAL ROW AREA ≈ 14.80 ACS. ±

**NOTE:**  
 BEARINGS AND DISTANCES ARE  
 BASED UPON CENTERLINE OF  
 ELECTRIC LINE SURVEY BY PPL  
 ELECTRIC UTILITIES



183 Agreement Dated \_\_\_\_\_  
 Copy of this Plan \_\_\_\_\_  
 184 Received By \_\_\_\_\_  
 Date \_\_\_\_\_

NOTE: FOR EXACT LOCATION OF RW AND/OR FACILITIES WITHIN THE RW  
 CONTACT THE LOCAL PPL ELECTRIC UTILITIES CORPORATION OFFICE.

**LEGEND:**  
 STONES   
 IRON PIPE   
 RE-BAR

ACCT- 10016301  
 SCALE- NONE  
 BY- mg  
 REVIEWED: [Signature] 11/16/12

**POCONO-PAUPACK LINE**  
 PLAN SHOWING ELECTRIC LINE RIGHT OF WAY TO BE CONDEMNED  
 OVER PROPERTY OF MICHAEL A. MITCH & SUE K. MITCH  
 DEED BOOK-2425, PG.349

PAUPACK TOWNSHIP WAYNE CO., PA.  
 APPROVED [Signature] DATE 11/16/2012  
**PPL ELECTRIC UTILITIES**

NO.	DATE	ACCT.	REVISION	BY	REVIEWED	APPROVED	CAD ID

AC PPL DRAWING NO. B393366 SHEET NO. 1 REV. 0

PPL ELE UTILITIES/10

**CK – Mitch – 5**

I, ELIZABETH STEVENS DUANE, the duly elected and acting Secretary of PPL Electric Utilities Corporation, do hereby CERTIFY that the following is a true and correct copy of certain resolutions duly adopted by the Board of Directors of the Company by a Unanimous Written Consent, dated December 14, 2012, and that said resolutions have not been altered, amended or repealed and are in full force and effect:

\* \* \* \* \*

WHEREAS, Michael A. Mitch and Sue K. Mitch are the owners of certain property in Paupack Township, Wayne County, as more particularly described in Exhibit FF and identified as Parcels 183 and 184; and

\* \* \* \* \*

WHEREAS, the construction by the Company of 58 miles of new 230 kV transmission line associated with the proposed West Pocono 230 – 69 kV Substation in Buck Township, Luzerne County and the proposed North Pocono 230 – 69 kV Substation in Covington Township, Lackawanna County and approximately 4.4 miles of new 138 - 69 kV transmission lines to connect existing local lines into the new West Pocono 230-69 kV Substation in Tobyhanna Township, Monroe County, ("Northeast Pocono Reliability Project") on, over, across or under the lands described in Exhibit . . . FF. . . (the "Lands"), is necessary for the supply of light, heat and power to the public; and

WHEREAS, the Company has endeavored to agree but has not reached agreement with the landowners or their representatives upon the proper compensation, terms and conditions for the damage that will be done or is likely to be done to or sustained by them; and

WHEREAS, the Company is authorized by law to condemn and appropriate the properties necessary for such purposes; and

WHEREAS, Board of Directors approval is a necessary legal condition for the Company to appropriate the required rights-of-way for the Lands.

NOW THEREFORE, BE IT RESOLVED, That it is necessary to condemn and appropriate rights-of-way and easements



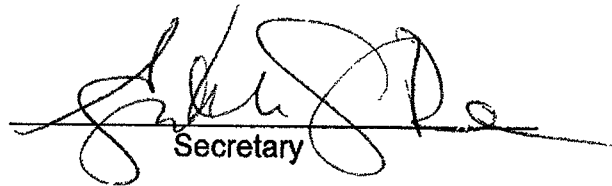
on, over, across or under the Lands to the extent required for rights-of-way to be presently used for the overhead or underground construction, operation and maintenance of the new 230 kV transmission lines associated with the Northeast Pocono Reliability Project, for the transmission and/or distribution of electric light, heat and power, or any of them, including such poles, wires, conduits, cables, manholes, and all other facilities, fixtures and apparatus as may be necessary for the proper and efficient construction, operation and maintenance of such line; and further

RESOLVED, That the Company shall and hereby does condemn and appropriate rights-of-way and easements ("Easement Area") to the extent necessary for the rights-of-way described above on, over, across or under the Lands owned or reputed to be owned by the above-named property owners, such rights-of-way being more fully described in Exhibit . . . FF . . . and being necessary for the Company's corporate uses for the construction, operation, renewal, replacement, relocation, addition to, and maintenance of the facilities constituting the overhead or underground transmission line, including poles, wires, conduits, cables, manholes and all other necessary appurtenances for the transmission or distribution of electricity ("Electric Facilities"), on, over, across or under the rights-of-way described in Exhibit . . . FF . . . , together with: (1) the right of ingress and egress to, from, upon, and over the subject properties to access the Easement Area and Electric Facilities at all times for the construction, operation, maintenance, replacement, and reconstruction of the Electric Facilities and for any of the purpose aforesaid; (2) the right to cut down, trim, remove, and to keep cut down and trimmed by mechanical means or otherwise, any and all trees, brush, or other undergrowth now or hereafter growing on or within the Easement Area, as well as the right to cut down, trim, and remove any and all trees adjoining or outside of the Easement Area which in the judgment of PPL Electric, its successors, assigns, and lessees may at any time interfere with the construction, reconstruction, maintenance, or operation of the Electric Facilities or menace the same, and in connection with the aforementioned rights, the right to remove, if necessary, the root systems of such trees, brush, or other undergrowth and to treat such brush and undergrowth with herbicides labeled to allow their use for the removal and control of vegetation; and (3) a prohibition against any buildings, swimming pools, or other improvements or structures whatsoever being built, constructed, or placed within the Easement Area, as well as any inflammable or explosive materials being stored within

the Easement Area, as well as the right of the Company to remove any buildings, structures, or other improvements from the Easement Area; and further

RESOLVED, That the proper officers of the Company are hereby authorized and directed to execute such bonds and/or other paper, to take such action and to bring such proceedings on behalf of the Company as may be necessary or advisable in the exercise of the power of eminent domain to condemn and appropriate such rights-of-way and easements or fee simple title and to enter upon, use and occupy any of the Lands for the purposes described in the above resolutions.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Company this the 27<sup>th</sup> day of December, 2012.

  
Secretary