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Writer's E-Mail Address:

July 1, 2004

BY FIRST CLASS MAIL AND FACSIMILE
Honorable Susan D. Colwell
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
PO Box 3265
Keystone Office Building
Harrisburg, PA 17105-3265



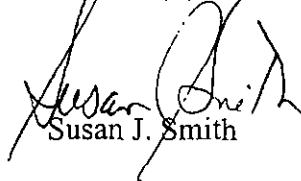
Re: In the Matter of: PPL Electric Utilities Corp.
Docket Nos. A-11500F0333, A-110500F0343

DOCKETED
JUL 23 2004

Dear Judge Colwell:

PPL Electric Utilities Corp. and East Hempfield Township have reached agreement as to the value of the Township's property at issue in the above-captioned dockets. Therefore, East Hempfield Township does not intend to continue its participation in the proceeding and will not be filing a position statement.

Very truly yours,


Susan J. Smith

cc: James J. McNulty, Secretary, Pennsylvania Public Utility Commission
Pennsylvania Public Utility Commission
George Marcinko, East Hempfield Township Manager

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2004 JUL -2 AM 9:24
SECRETARY'S BUREAU

**DOCUMENT
FOLDER**

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October 22, 2004

DOCUMENT
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RECEIVED
2004 OCT 22 PM 4: 11
SECRETARY'S BUREAU

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2d Floor North
Harrisburg, PA 17120

Re: 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 Its Proposed Exercise Of The Power Of Eminent Domain To Acquire Right-Of-Way For The Construction, Operation And Maintenance Of The Proposed West Hempfield-McGovernville #1 And #2 138/69 kV Tie Line Over And Across The Lands Of **East Hempfield Township** In East Hempfield Township, Lancaster County, Is Necessary Or Proper For The Service, Accommodation, Convenience Or Safety Of The Public
Docket No. A-110500F0343

Dear Secretary McNulty:

Enclosed for filing on behalf of PPL Electric Utilities Corporation ("PPL" or the "Company") are an original and three copies of its Petition To Withdraw Its Application To Exercise The Power Of Eminent Domain Across The Property of East Hempfield Township. As explained in the enclosed Petition, PPL and the Township have reached an agreement for the conveyance of the right-of-way PPL needs across the Township's property.

As evidenced by the Certificate of Service attached to the Petition, copies thereof have been served upon the counsel for the Township and the presiding Administrative Law Judge.

James J. McNulty, Secretary
October 22, 2004
Page 2

An additional copy of this letter and PPL's Petition are enclosed, which we request be date stamped and returned to us as evidence of filing.

Very truly yours,



Anthony C. DeCusatis
Counsel for PPL Electric Utilities Corporation

Enclosure

c: Per Certificate of Service

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

2004 OCT 22 PM 4: 11
SECRETARY'S BUREAU

RECEIVED

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 Its Proposed Exercise Of The Power Of :
Eminent Domain To Acquire Right-Of-Way For The :
Construction, Operation And Maintenance Of The :
Proposed West Hempfield-McGovernville #1 And #2 :
138/69 kV Tie Line Over And Across The Lands Of :
EAST HEMPFIELD TOWNSHIP In East Hempfield :
Township, Lancaster County, Is Necessary Or Proper :
For The Service, Accommodation, Convenience Or :
Safety Of The Public :

Docket No. A-110500F0343

DOCKETED
NOV 23 2004

**PETITION OF
PPL ELECTRIC UTILITIES CORPORATION
TO WITHDRAW
ITS APPLICATION TO
EXERCISE THE POWER OF EMINENT DOMAIN
ACROSS THE PROPERTY OF
EAST HEMPFIELD TOWNSHIP**

**DOCUMENT
FOLDER**

Pursuant to 52 Pa. Code §1.82, PPL Electric Utilities Corporation ("PPL") petitions Administrative Law Judge Susan D. Colwell for approval to withdraw the above-captioned Application to exercise the power of eminent domain across the property of East Hempfield Township (hereafter, the "Township"). As more fully explained below, PPL and the Township reached an agreement pursuant to which the Township has conveyed to PPL an easement across its property, together with attendant rights of ingress and egress, needed for the construction, operation and maintenance of the proposed West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line.

1. PPL proposes to construct the West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line to connect PPL's South Manheim-South Akron #1 and #2 138/69 kV Transmission

Lines, via the existing Kellogg #1 and #2 Taps, to the existing West Hempfield-Donnegal 138/69 kV Line and the West Hempfield-South Manheim #3 138/69 kV Line in order to relieve a potential overloading of the South Manheim-South Akron #1 and #2 Transmission Lines. The need for the project, an engineering description of the project and the comprehensive analysis performed by PPL to select the route of the proposed line are set forth in the Letter of Notification filed by PPL pursuant to 52 Pa. Code §57.72(d)(1)(vi) for certification of the proposed West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line. The Letter of Notification was docketed at A-110500 F0333.

2. Both prior to, and after, filing of the Letter of Notification, PPL sought to acquire necessary right-of-way for the line from landowners located along the proposed route. The Township is one of those landowners. When PPL's negotiations with the Township to acquire the needed right-of-way reached an impasse, PPL, on March 30, 2004, filed the above-captioned Application to exercise the power of eminent domain to obtain the necessary right-of-way and associated rights of ingress and egress.

3. This matter was assigned to Administrative Law Judge Susan D. Colwell ("ALJ"), and a Prehearing Conference was scheduled for June 10, 2004. At the Prehearing Conference, counsel for the Township stated that the Township did not oppose the siting of the West Hempfield-McGovernville #1 and #2 138 69 kV Tie Line or PPL's exercise of the power of eminent domain to acquire the necessary right-of-way across Township property. Accordingly, the Township's counsel indicated that the Township sought to renew earlier discussions concerning compensation for the right-of-way (Tr., p. 11).

4. Shortly after the Prehearing Conference, PPL and the Township resumed negotiations. As a result of those negotiations, an agreement was reached by which the Township would convey to PPL the necessary right-of-way and attendant rights of ingress and

egress. That conveyance occurred on or about October 14, 2004. Accordingly, it is not necessary for PPL to exercise the power of eminent domain to acquire right-of-way across the Township's property and, therefore, it is not necessary for PPL to obtain from the PUC the findings that are a condition precedent to the exercise of such power under Section 1511 of the Business Corporation Law (15 Pa. C.S. §1511).

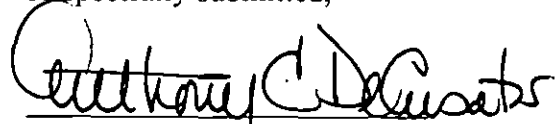
5. The Commission's regulation at 52 Pa. Code §1.82(a), which deals with the withdrawal of pleadings in uncontested proceedings, provides as follows:

A party which desires to terminate an uncontested matter or proceeding before final decision by the Commission or otherwise desires to withdraw a submittal or pleading shall file a petition for leave to withdraw the appropriate document. If no participant objects to the petition within 10 days, the matter may be stricken by the Commission or by the presiding officer. If upon review the presiding officer or the Commission determines that the public interest requires continuation of the proceedings, the petition shall be denied and the staff may be directed to participate.

6. This matter is uncontested. The Township did not file a protest to PPL's Application and, as previously explained, it did not oppose PPL's siting of the proposed line or its acquisition of the necessary right-of-way. Moreover, and as previously explained, the Township has conveyed the necessary right-of-way across its property pursuant to an agreement with PPL and, therefore, the issues raised by such Application are moot. Accordingly, the public interest would be served by granting the withdraw requested by PPL.

WHEREFORE, PPL respectfully requests that the Commission grant this Petition to withdraw its Application to exercise the power of eminent domain across the property of East Hempfield Township and mark the docket at A-110500F0343 closed.

Respectfully submitted,



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Paul E. Russell
PPL Electric Utilities Corporation
Two North Ninth Street
Allentown, PA 18101

Attorneys for PPL Electric Utilities
Corporation

Dated: October 22, 2004

**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 Its :
Proposed Exercise Of The Power Of Eminent :
Domain To Acquire Right-Of-Way For The :
Construction, Operation And Maintenance Of :
The Proposed West Hempfield-McGovernville :
#1 And #2 138/69 kV Tie Line Over And Across : Docket No. A-110500F0343
The Lands Of **EAST HEMPFIELD** :
TOWNSHIP In East Hempfield Township, :
Lancaster County, Is Necessary Or Proper For :
The Service, Accommodation, Convenience Or :
Safety Of The Public :
:

CERTIFICATE OF SERVICE

I hereby certify that I have, this 22nd day of October, 2004, served true and correct copies of the above-captioned Petition upon the persons and in the manner listed below.

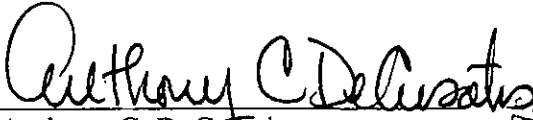
HAND DELIVERY

Honorable Susan D. Colwell
Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor West
Harrisburg, PA 17120

FIRST CLASS MAIL

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Counsel for the Zimmermans
(Also served via e-mail: sjsmith@epix.net)

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Byler, Goodley, Winkle & Hetrick, P.C.
363 West Roseville Road
Lancaster, PA 17601



Anthony C. DeCusatis
Counsel for PPL Electric Utilities
Corporation

Dated: October 22, 2004

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