

1. REPORT DATE: 00/00/00 :  
 2. BUREAU: ALJ :  
 3. SECTION(S) : 4. PUBLIC MEETING DATE:  
 5. APPROVED BY: : 00/00/00  
 DIRECTOR: :  
 SUPERVISOR: :  
 6. PERSON IN CHARGE: : 7. DATE FILED: 03/30/04  
 8. DOCKET NO: A-110500 F0343 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: EAST HEMPFIELD TWP (EMINENT DOMAIN)

RESPONDENT/APPLICANT: PPL ELECTRIC UTILITIES CORP

COMP/APP COUNTY: UTILITY CODE: 110500

ALLEGATION OR SUBJECT

APPLICATION OF PPL ELECTRIC UTILITIES CORPORATION UNDER 15 PA. C.S. SECTION 1511(C) FOR 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 #2 138/69KV TIE LINE OVER AND ACROSS THE LANDS OF EAST HEMPFIELD TOWNSHIP IN EAST HEMPFIELD TOWNSHIP, LANCASTER COUNTY, PA, IS NECESSARY OR PROPER FOR THE SERVICE, ACCOMMODATION, CONVENIENCE OR SAFETY OF THE PUBLIC. (REQUEST IS ALSO MADE THAT THIS APPLICATION BE CONSOLIDATED WITH PPL'S PENDING LETTER OF NOTIFICATION AT DOCKET NUMBER A-110500F0333, PURSUANT TO 52 PA CODE, SECTION 57.75(I)(1)).

DOCUMENT  
FOLDER

**DOCKETED**

APR 22 2004

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Philadelphia, PA 19103-2921  
Tel: 215.963.5000  
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ORIGINAL  
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DOCUMENT  
FOLDER

MAR 30 2004

March 30, 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

VIA FEDERAL EXPRESS

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

A-110500 F0343

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

Dear Secretary McNulty:

Enclosed for filing on behalf of PPL Electric Utilities Corporation ("PPL" or the "Company") are an original and three copies of the above-captioned Application, including the separately-bound Exhibits A-E, for the exercise of the power of eminent domain to acquire right-of-way across the property of **East Hempfield Township** in East Hempfield Township, Lancaster County.

The exercise of the power of eminent domain is necessary in connection with PPL's proposal to construct the West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line, which is the subject of the Company's pending Letter of Notification at Docket No. A-110500 F0333. As explained in the enclosed Application, PPL requests that such Application be consolidated with the pending Letter of Notification, pursuant to 52 Pa. Code §57.75(i)(1).


James J. McNulty, Secretary  
March 30, 2004  
Page 2

Also enclosed is a check for \$350, payable to the Commonwealth of Pennsylvania, in payment of the required filing fee.

As evidenced by the Certificate of Service attached to the Application, a copy of the enclosed Application has been served upon the property owner(s) whose interest(s) the Company seeks to acquire, in accordance with 52 Pa. Code §57.75(i)(2).

Also enclosed is an additional copy of this letter, which we request that you date-stamp and return to us in the stamped, self-addressed envelope provided for that purpose.

Very truly yours,



Anthony C. DeCusatis  
Counsel for PPL Electric Utilities Corporation

Enclosure

c: Per Certificate of Service  
Darren Gill (Bureau of Fixed Utility Services) (w/encl)

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 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 :

DOCUMENT FOLDER

Docket No. A-110500F-0343

RECEIVED

MAR 30 2004

PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU

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

DOCKETED

APR 22 2004

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

I. INTRODUCTION AND OVERVIEW

1. This Application, which includes the accompanying, separately-bound Exhibits A-E, is filed by PPL Electric Utilities Corporation ("PPL"), Two North Ninth Street, Allentown, Pennsylvania 18101, a public utility that provides service in Pennsylvania under and subject to the jurisdiction of the Pennsylvania Public Utility Commission (PUC or Commission).

2. PPL's attorneys are:

David B. MacGregor
Anthony C. DeCusatis
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103
(T) 215.963.5034 / 215.963.5001 (Fax)

Paul E. Russell
PPL Electric Utilities Corporation
Two North Ninth Street
Allentown, PA 18101
(T) 610.774.4254
(Fax) 610.774.6726

PPL's attorneys are authorized to receive all notices and communications regarding this Application.

3. PPL is a public utility corporation of the Commonwealth of Pennsylvania duly formed by consolidation and merger, having received Letters Patent dated June 4, 1920, from the Governor of the Commonwealth of Pennsylvania. PPL is subject to the Pennsylvania Business Corporation Law of 1988, P.L. 1444, No. 177, and submits this application pursuant Section 103 of that statute (15 Pa. C.S. §1511). PPL has succeeded to the certifications, franchises and all the property, real, personal and mixed, of various other corporations, and now has authority, *inter alia*, to supply light, heat and power, or any of them, by means of electricity to the public in various cities, boroughs, townships and districts in central and eastern Pennsylvania.

4. PPL is now furnishing electric service to approximately 1.3 million customers throughout its chartered or certificated service territory, which comprises twenty-nine (29) counties in eastern and central Pennsylvania and encompasses approximately 10,000 square miles. PPL is a "public utility" and an "electric distribution company" as defined in Sections 102 and 2803 of the Pennsylvania Public Utility Code (66 Pa. C.S. §§102 and 2803). PPL is a "public utility corporation" as defined in 15 Pa. C.S. §1103.

5. PPL owns approximately 5,000 miles of transmission lines operating at 69,000 volts or higher, approximately 330 substations with a capacity of 10,000 KVA or more and approximately 43,000 miles of distribution lines operating at less than 69,000 volts. Exhibit A to this Application is a map of PPL's bulk power transmission system showing substations and transmission lines. PPL's transmission system is operated as part of the PJM Interconnection LLC (PJM), which has been approved by the Federal Energy Regulatory Commission (FERC) as the Independent System Operator ("ISO") of the transmission systems of electric utilities in the Mid-Atlantic region.

6. The West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line will be approximately 1.8 miles in length and will 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-Donegal 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.

7. The route PPL has selected for the West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line parallels existing linear features consisting of a limited access highway and a railroad corridor. As a consequence, the proposed route overlaps highway and railroad easements, thereby reducing the amount of new right-of-way needed for the line.

8. On July 10, 2003, PPL filed with the PUC a Letter of Notification pursuant to 52 Pa. Code §57.72(d)(1)(vi) for siting 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. Accompanying the Letter of Notification, PPL filed Exhibits A-D and Appendices A-H. The Letter of Notification and its accompanying Exhibits and Appendices are incorporated herein by reference. No protests or petitions to intervene were filed with respect to the Letter of Notification, which is still pending.

## **II. DESCRIPTION OF THE PROJECT**

9. PPL's South Manheim-South Akron #1 and #2 138/69 kV Transmission Lines are supplied from PPL's South Manheim 230-69 kV Substation. The Kellogg #1 and #2 Taps are 69 kV tap lines from the South Manheim-South Akron #1 and #2 138/69 kV Transmission Lines. The Kellogg Taps supply the Kellogg and McGovernville 69/12 kV Substations, which, in turn supply customer load. (This arrangement is depicted in the upper right quadrant of Figure 1 in Exhibit A accompanying PPL's Letter of Notification.)

10. PPL's West Hempfield-Donegal 138/69 kV and West Hempfield-South Manheim #3 138/69 kV Transmission Lines are supplied from PPL's West Hempfield 230-69 kV Substation. (These facilities are depicted in the lower left quadrant of Figure 1 in Exhibit A accompanying PPL's Letter of Notification.)

11. The proposed West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line will create a high capacity transmission link, via the Kellogg Tap Lines, between PPL's South Manheim-South Akron #1 and #2 138/69 kV Transmission Lines and PPL's West Hempfield-Donegal 138/69 kV and West Hempfield-South Manheim #3 138/69 kV Transmission Lines. Creating this transmission link will alleviate potential overloading of the South Manheim-South Akron #1 and #2 138/69 kV Transmission Lines under projected summer peak conditions in the event of a single contingency outage of either of the South Manheim-South Akron circuits. (The proposed facility is depicted on Figure 2 in Exhibit A accompanying the Letter of Notification.)

### **III. NECESSITY FOR THE PROPOSED TIE LINE**

12. PPL is confronted with the serious problem of alleviating overload constraints on the South Manheim-South Akron #1 and #2 138/69 kV Transmission Lines in the event of a single contingency outage of either of the circuits on that line. (The details of the potential overloading are explained in Exhibit A accompanying the Letter of Notification, and projected summer loadings of those circuits under normal and single contingency conditions are set forth in Table 1 of that exhibit.) Another factor that contributes to the need for the proposed Tie Line is the current inability to shift the supply of load between the existing South Manheim and West Hempfield Substations in the event of the loss of the transformers at either location.

13. PPL carefully reviewed the possible alternatives for alleviating the overloading condition described above. The analysis of each alternative is described in detail in Exhibit A accompanying the Letter of Notification. The proposed West Hempfield-McGovernville Tie

Line is the best functional alternative based on its ability to alleviate the overloading condition, provide capacity to transfer load between the two 230-69 kV substations and facilitate the conversion of PPL's regional transmission system to 138 kV operation when projected increases in load justify that conversion.

#### **IV. SITING ANALYSIS**

14. PPL 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.

15. PPL conducted a detailed environmental inventory to identify and locate environmental factors that need to be considered when evaluating and selecting transmission line routes, as described in Exhibit B accompanying its Letter of Notification and as depicted on Maps 1-7 in that exhibit. In addition, PPL reviewed the project with municipal and state officials and agencies.

16. Using the information developed in the manner described above, PPL identified the proposed line route, which takes advantage of existing linear features and minimizes land use constraints to the extent possible. PPL also identified an alternative route that, after thorough analysis, was rejected because of its greater visual and environmental impacts and higher construction and operating costs, as fully explained in Exhibit C (pp. 6-7) accompanying the Letter of Notification.

17. PPL's proposed line route, for which approval is requested herein, is plotted on the aerial map in the map pocket of Exhibit C accompanying the Letter of Notification and is described in detail at pages 1-2 of that exhibit. The proposed line route is 1.8 miles long and, for virtually its entire length, parallels existing linear features (Route 283, a limited access highway, and an Amtrak rail corridor) such that the line's right-of-way will overlap existing highway and

railroad easements. The proposed line route begins at its point of interconnection with the West Hempfield-Donegal and West Hempfield-South Manheim #3 138/69 kV Lines, which lies between Route 283 and the Amtrak railroad corridor, approximately 1,650 feet west of Landisville Road. The proposed route then heads northeast and crosses Route 283 approximately 315 feet from that connection point. After crossing Route 283, the line heads southeast, parallel to Route 283, a distance of approximately 1.1 miles. Most of this segment of the route lies over agricultural land, and a portion crosses property formerly owned by Armstrong World Industries. The last segment of the line, approximately 2,890 feet in length, also heads southeast, crosses Route 283 and the Amtrak railroad tracks, and connects to the Kellogg #1 and #2 Taps on the property of Kellogg USA. A small segment of this line section crosses property owned by East Hempfield Township.

#### **V. PROPERTY FOR WHICH CONDEMNATION APPROVAL IS SOUGHT**

18. 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 owner of record of said land are: East Hempfield Township, 1700 Nissley Road, P.O. Box 128, Landisville, PA 17538. PPL 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.

19. PPL 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 line for the transmission of electric energy for light, heat and power. A legal description and map of the right-of-way to be acquired by condemnation are provided in Exhibits C and D, respectively, to this Application.

20. 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 burying 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**

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

22. The service to be furnished by PPL through the proposed transmission line and related facilities 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 Letter of Notification filed at Docket No. A-110500 F0333.

23. An appropriate resolution was adopted by PPL's Board of Directors authorizing and directing the instant Application. A copy of said resolution is provided in Exhibit E to this Application and is made a part hereof.

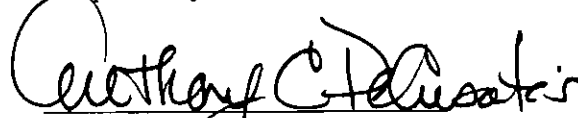
#### **VII. CONSOLIDATION WITH LETTER OF NOTIFICATION**

24. Pursuant to 52 Pa. Code §57.75(i)(1), PPL seeks to consolidate this Application for the exercise of the power of eminent domain with the Letter of Notification docketed at A-110500 F0333. In accordance with the requirements of 52 Pa. Code §57.75(i)(2), PPL previously has served a copy of the Letter of Notification upon the persons, corporations or other entities having a property interest sought to be acquired by this eminent domain Application.

## VIII. CONCLUSION

WHEREFORE, PPL respectfully requests that the Commission: (1) consolidate this Application for the exercise of the power of eminent domain with the aforementioned Letter of Notification at Docket No. 110500 F0333; and (2) find and determine that the service to be furnished by PPL 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.

Respectfully submitted,



David B. MacGregor  
Anthony C. DeCusatis  
Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103  
215.963.5448  
215.963.5001 (fax)

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

Attorneys for PPL Electric Utilities  
Corporation

Dated: March 30, 2003



**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 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

**CERTIFICATE OF SERVICE**

I hereby certify that I have, this 30th day of March, 2004, served true and correct copies of the above-captioned Application and accompanying Exhibit A-E upon the persons and in the manner listed below.

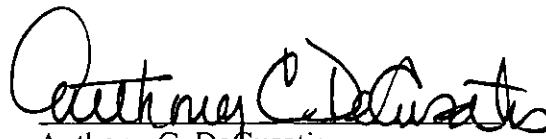
**BY CERTIFIED MAIL/RETURN RECEIPT REQUESTED**

East Hempfield Township  
1700 Nissley Road  
P.O. Box 128  
Landisville, PA 17538

**RECEIVED**

MAR 30 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

  
Anthony C. DeCusatis  
Counsel for PPL Electric Utilities  
Corporation

March 30, 2004

*Original*

RECEIVED ORIGINAL

MAR 30 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU



Before the  
Pennsylvania Public Utility Commission

DOCUMENT  
FOLDER

**Exhibits to the Application for  
Eminent Domain Across Property  
of  
East Hempfield Township**

EXHIBITS - A - E

INDEXED

APR 22 2004

**West Hempfield – McGovernville  
#1 & #2 138/69 kV Tie**

Application Docket No. A-110500 F0343

Submitted by: PPL Electric Utilities Corp.

**APPLICATION FOR EMINENT DOMAIN ACROSS PROPERTY OF  
EAST HEMPFIELD TOWNSHIP – EXHIBIT B**

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PPL ELECTRIC UTILITIES CORPORATION'S BOARD OF DIRECTORS RESOLUTION.....	E

A



**OVERSIZED  
DOCUMENT(S)**

↑  
D  
F  
MF



PPL ELECTRIC UTILITIES

ACCT-		<b>ELECTRICAL SYSTEM MAP</b>	
SCALE- NONE			
BY-			
REVIEWED		<b>WEST HEMPFIELD-McGOVERNVILLE</b>	
APPROVED ORIGINALLY BY G. HAKUN III		DATE 7/17/85	
PP&L DRAWING NO. D191830		SHEET NO. 1	REV. 23

F  
PC FORMAT

—  
**B**

**DESCRIPTION OF PROPERTY OF  
EAST HEMPFIELD TOWNSHIP  
TRACT 1**

---

ALL THAT CERTAIN lot or tract of unimproved land being situate in the Township of East Hempfield, County of Lancaster and Commonwealth of Pennsylvania, and more particularly shown as Lot No. 2 on a Final Plan of Lots prepared for Amos R. Herr (deceased), by D. C. Gohn Associates, Inc., Surveyors and Engineers, on July 14, 1981, and recorded in the Recorder of Deeds Office of Lancaster County, Pennsylvania, on December 21, 1981, in Subdivision Plan Book J-126, Page 139, and all of the same being more fully bounded and described as follows, to wit:

BEGINNING at an iron pin, (set), in line of other property of the Township of East Hempfield, The Amos R. Herr Park, and the Southwesternmost corner of Lot No. 1, as shown on the abovesaid Recorded Plan; said iron pin being further located from the intersection of the West right-of-way line of Township Road No. 707, Nissley Road, with the center of the Old Harrisburg Pike, Pennsylvania Legislative Route No. 36184 by the following two courses: (1) North zero five (05) degrees twenty (20) minutes fifty-five (55) seconds East, a distance of one thousand one hundred fifty-one and thirty-four hundredths (1,151.34) feet to a point, and (2) North eighty-nine (89) degrees sixteen (16) minutes thirty (30) seconds West, a distance of eighty and zero hundredths (80.00) feet to the said point of BEGINNING; thence continuing along other property of the Township of East Hempfield, the Amos R. Herr Park, on a course of North eighty-nine (89) degrees sixteen (16) minutes (30) seconds West, a distance of eight hundred twenty-seven and twenty-five hundredths (827.25) feet to an iron pin, (set by other), at the Easternmost termination point of Naomi Avenue; thence continuing along the Easternmost termination point of Naomi Avenue, and along property of, now or late, of Larry W. Newswanger and Columbus P. Sacco, respectively, on a course of North zero (00) degrees zero four (04) minutes zero (00) seconds West, a distance of six hundred fifty-nine and forty-seven hundredths (659.47) feet to an iron pin, (set by other), in line of property of the Penn Central Railroad – Amtrak; thence continuing along the same, the following two courses: (1) South seventy-eight (78) degrees twenty-three (23) minutes fifteen (15) seconds East, a distance of two hundred eleven and nineteen hundredths (211.19) feet to a point, and (2) on a curved line to the right, said curve having a radius of 5,670.00 feet, an arc length of six hundred forty-nine and seven hundredths (649.07) feet, and said arc being subtended by a chord of South seventy-five (75) degrees zero six (06) minutes twenty-nine (29) seconds East, a distance of six hundred forty-eight and seventy-one hundredths (648.71) feet to an iron pin, (set), at the Northwesternmost corner of Lot No. 1 as shown on the abovesaid Recorded Plan; thence continuing along the West property line of Lot No. 1 as shown on said Plan, and passing over iron pins (set), at one hundred (100) feet, and one hundred sixty-four and twenty-six hundredths (164.26) feet, respectively, on a course of South zero (00) degrees forty-three (43) minutes thirty (30) seconds West, a distance of four hundred sixty and seventy-five hundredths (460.75) feet to an iron pin, (set), at the Southwest corner of Lot No. 1 as shown on said Plan, and in line of property

of the Township of East Hempfield, the Amos R. Herr Park, the point or place of BEGINNING.

CONTAINING an area of four hundred seventy-three thousand three hundred sixty-three and thirty-nine hundredths (473,363.39) square feet or ten and eight hundred sixty-seven thousandths (10.867) acres of land.

**Note:** The proposed easement to be condemned does not cross Tract 1.

Parcel #6

**DESCRIPTION OF PROPERTY OF  
EAST HEMPFIELD TOWNSHIP  
TRACT 2**

---

ALL THAT CERTAIN lot or tract of land having a two and one-half story frame dwelling, two story frame barn, tobacco shed, frame shed, and other improvements thereon erected, and being situated in the Township of East Hempfield, County of Lancaster and the Commonwealth of Pennsylvania, and more particularly shown on a Topographic Survey Plot Plan, prepared for East Hempfield Township, by Huth Engineers, Inc., on April 20, 1976, reference Drawing No. AA-1985-1, and to a Final Plan of Lots prepared for Amos R. Herr, by D. C. Gohn Associates, Inc., Surveyors and Engineers, on July 14, 1981 and recorded in the Recorder's Office in and for Lancaster County, PA, on December 21, 1981, in Subdivision Plan Book J-126, Page 139, and all of the same being more fully bounded and described as follows, to wit:

BEGINNING at an iron pin set on the West right-of-way line of Township Road No. 707, Nissley Road, the Southeasternmost corner of the Amos R. Herr Park, property of East Hempfield Township and corner of property, now or late, of Roy T. Rossey, and Martin B. Thomas, said iron pin being located North of the intersection of the West right-of-way line of Township Road No. 707, Nissley Road, with the center of the Old Harrisburg Pike, Pennsylvania Legislative Route No. 36184, by a distance of four hundred forty-seven and fifty-nine hundredths (447.59) feet more or less; thence continuing along the West right-of-way line of Township Road No. 707, Nissley Road, property of the Amos R. Herr Park, as aforesaid, on a course of North zero five (05) degrees twenty (20) minutes fifty-five (55) seconds East, a distance of six hundred forty-two and forty-one hundredths (642.41) feet to a point, the Southernmost corner of Lot No. 1, as shown on the Final Plan prepared for Amos R. Herr, by D. C. Gohn Associates, Inc., on July 14, 1981, and recorded in the Recorder's Office in and for Lancaster County, PA, in Subdivision Plan Book J-126, Page 139; thence continuing along a portion of the Southeast property line of Lot No. 1, as aforesaid, the following three course: (1) on a curved line to the right, said curve having a radius of sixty-six and fifty hundredths (66.50) feet, an arc length of ninety-nine and nine hundredths (99.09) feet, and said arc being subtended by a chord of North forty-eight (48) degrees zero two (02) minutes thirteen (13) seconds East, a distance of ninety and eighteen hundredths (90.18) feet to a point, (2) South eighty-nine (89) degrees sixteen (16) minutes thirty (30) seconds East, a distance of one hundred eighteen and sixty-six hundredths (118.66) feet to an iron pin, and (3) North zero (00) degrees forty-three (43) minutes thirty (30) seconds East, a distance of three hundred eighty-eight and fifty-six hundredths (388.56) feet to an iron pin (set), at the Northeast corner of Lot No. 1, as aforesaid, and in line of property of Penn Central Railroad – Amtrak; thence continuing along the Penn Central Railroad – Amtrak the following three courses: (1) on a curved line to the right, said curve having a radius of five thousand six hundred seventy and zero hundredths (5,670.00) feet, an arc length of one thousand six hundred twenty-four and twenty-nine hundredths (1,624.29) feet, and said arc being subtended by a chord of South sixty (60) degrees fifty (50) minutes forty-five (45) seconds East, a distance of one thousand six hundred eighteen and

seventy-five hundredths (1,618.75) feet to a point, (2) South fifty-two (52) degrees thirty-eight (38) minutes twenty (20) seconds East a distance of three hundred seventy-nine and thirty hundredths (379.30) feet to an iron pin, and (3) South zero two (02) degrees forty-seven (47) minutes twenty (20) seconds West, a distance of fifty and ten hundredths (50.10) feet to a metal fence post, a corner of the aforesaid property of Martin B. Thomas; thence continuing along said property, now or late, of Martin B. Thomas, and crossing over the bed of Township Road No. 707 Nissley Road, on a course of South eighty-nine (89) degrees fifty-seven (57) minutes ten (10) seconds West, a distance of one thousand nine hundred sixty-two and ninety-nine hundredths (1,962.99) feet to an iron pin (set), on the West right-of-way line of Township Road No. 707, Nissley Road, a corner of property, now or late of Roy T. Rossey and The Amos R. Herr Park, the point and place of BEGINNING.

CONTAINING an arc of twenty-seven and five hundred thirty-four thousandths (27.534) acres of land, which includes the right-of-way area of Township Road No. 707, Nissley Road, and the areas of rights-of-way No. 1 and No. 2 as hereinafter described, but excluding the areas of Lots 1 and 2 as hereinafter described.

EXCEPTING AND RESERVING out of the above described tract of land Lots No. 1 and No. 2 as shown on a Final Subdivision Plan prepared for the Municipal Authority of The Township of East Hempfield, by Gannett Fleming Water Resources Engineers, Inc., on November 9, 1986, and recorded in the Recorder's Office in and for Lancaster County, PA, on January 23, 1987, in Subdivision Plan Book J-152, Page 84, and subsequently recorded by Deed reference Volume 2074, Page 162, in said Recorder's Office in and for Lancaster County, PA.

**Parcel #6**

C

**RIGHT-OF-WAY TO BE CONDEMNED ON PROPERTY OF  
EAST HEMPFIELD TOWNSHIP**

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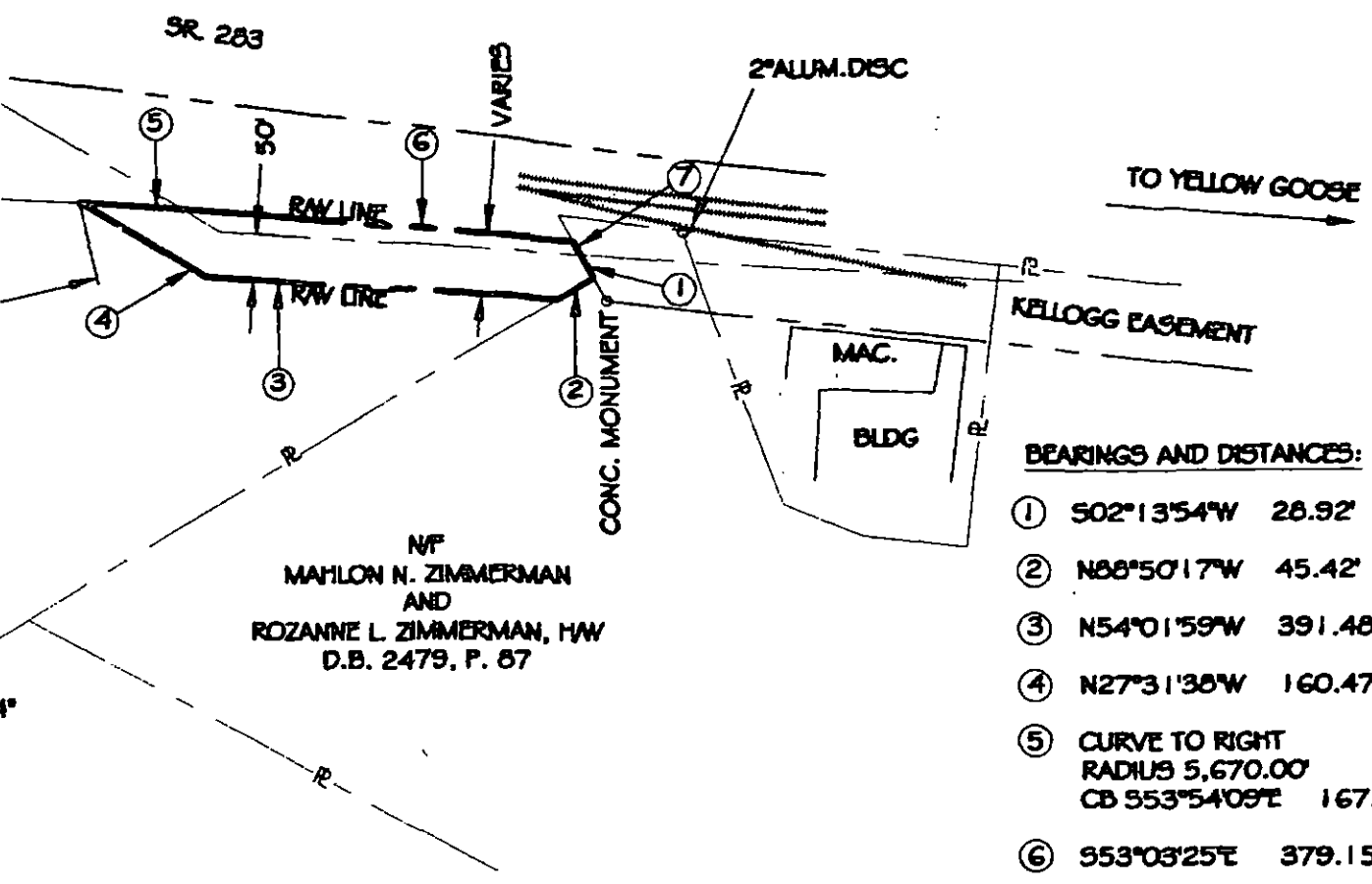
BEGINNING at a point, said point being located at the intersection of the proposed centerline of electric line and the easternmost property line of East Hempfield Township (DB 2462, Pg. 545), said point also being located in an easement as granted by Martin B. & Dorothy M. Thomas to Kellogg Company by deed dated July 1<sup>st</sup>, 1974 and recorded in Deed Book L, Volume 65, Page 926. Thence continuing along East Hempfield Township and through Kellogg easement and along property now or formerly of Mahlon N. and Rozanne L. Zimmerman (DB 2479, Pg. 87), S 2°13'54" W for a distance of 28.92' to a point, thence along same N 88°50'17" W for a distance of 45.42' to a point, thence through lands of East Hempfield Township N 54°01'59" W for a distance of 391.48' to a point, and N 27°31'38" W for a distance of 160.47' to a point, said point being located on property now or formerly of Amtrak, thence along Amtrak along a curve to the right having a radius of 5670' and a chord bearing of S 53°54'09" E for a distance of 167.35' to a point, also crossing the proposed center line of electric line at a distance of 111.4' +/-, thence along same S 53°03'25" E for a distance of 379.15', said point being located on the property line of said Zimmerman (DB 2479, Pg. 87), thence along Zimmerman and through said Kellogg easement, S 2°13'54" W for a distance of 17.77' to the place of BEGINNING.

Said easement containing 0.77 acres +/- . As shown on a plan prepared by PPL Electric Utilities titled PLAN SHOWING ELECTRIC LINE RIGHT OF WAY TO BE CONDEMNED OVER PROPERTY OF EAST HEMPFIELD TOWNSHIP on PPL drawing number B.327670.

Bearings and distances are based on centerline of electric line surveyed by PPL Electric Utilities.

**Parcel #6**

**D**



NP  
 MAHLON N. ZIMMERMAN  
 AND  
 ROZANNE L. ZIMMERMAN, HW  
 D.B. 2479, P. 87

**BEARINGS AND DISTANCES:**

- ① 502°13'54"W 28.92'
- ② N88°50'17"W 45.42'
- ③ N54°01'59"W 391.48'
- ④ N27°31'38"W 160.47'
- ⑤ CURVE TO RIGHT  
 RADIUS 5,670.00'  
 CB 553°54'09"E 167.35'
- ⑥ S53°03'25"E 379.15'
- ⑦ S02°13'54"W 17.77'

TOTAL ACRES 0.77±

**OVERSIZED  
 DOCUMENT(S)**

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



ACCT- 169857		WEST HEMPFIELD-McGOVERNVILLE #1 & #2 LINE	
SCALE- NONE		PLAN SHOWING ELECTRIC LINE RIGHT OF WAY TO BE	
BY- CDW		CONDEMNED OVER PROPERTY OF	
DLH		EAST HEMPFIELD TOWNSHIP DB-2462 PAGE-545	
REVIEWED		EAST HEMPFIELD TWP. LANCASTER CO., PA.	
APPROVED		APPROVED DATE 8/20/63	
PPL DRAWING NO. B327670		SHEET NO. 1	
VIEWED		REV. 0	

B  
 C  
 MF  
 PC CAD

**E**

I, DIANE M. KOCH, the duly elected and acting Assistant 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 March 5, 2004, and that said resolutions have not been altered, amended or repealed and are in full force and effect:

\* \* \* \* \*

WHEREAS, East Hempfield Township is the owner of certain property in East Hempfield Township, Lancaster County, as more particularly described in Exhibit B;

\* \* \* \* \*

WHEREAS, The construction by the Company of the West Hempfield-McGovernville #1 and #2 138/69 kV Tie Line (to be initially operated at 69 kV), on, over, across or under such lands, is necessary for the supply of light, heat and power to the public;

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 which will be done or is likely to be done to or sustained by them;

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 necessary rights-of-way.

NOW THEREFORE, BE IT RESOLVED That it is necessary for the corporate use of the Company to condemn and appropriate easements on, over, across or under such lands to the extent required for rights-of-way to be presently used for the overhead or underground construction, operation and maintenance of the 138/69 kV double circuit West Hempfield-McGovernville #1 and #2 Tie Line, 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 easements to the extent necessary for the rights-of-way as aforementioned 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 .... B, .... as applicable, 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, on, over, across or under the rights-of-way described in Exhibit .... B, .... as applicable, together with: (1) the right, as often as necessary, to cut down or remove any trees or brush, including the root systems of such trees or brush, and to remove any buildings or other things from the rights-of-way; (2) the right to cut down or trim any trees within 25 feet on either or both sides of the edge of the rights-of-way which may endanger the safety of, interfere with the use of, or be a menace to any facilities or structures which may now or in the future be maintained upon the rights-of-way; and (3) the right of ingress and egress to, from, upon and over the rights-of-way for the construction, operation and maintenance of such line; 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 easements and to enter upon, use and occupy such 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 24th day of March, 2004.



  
Assistant Secretary