

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**REQUEST OF WEST PENN POWER
COMPANY FOR: (1) APPROVAL OF
LETTER OF NOTIFICATION FOR THE
JOFFRE-MARKWEST FOX 138 kV
TRANSMISSION LINE PROJECT IN
SMITH TOWNSHIP, WASHINGTON
COUNTY, PENNSYLVANIA, AND (2)
REQUEST FOR APPROVAL OF
AFFILIATED INTEREST
TRANSACTION UNDER 66 PA.C.S.
§2102 FOR ACQUISITION OF
PROPERTY RIGHTS**

Docket No.: _____

**LETTER OF NOTIFICATION FOR THE
JOFFRE-MARKWEST FOX 138 kV TRANSMISSION LINE PROJECT
AND REQUEST FOR APPROVAL OF AFFILIATED INTEREST TRANSACTION**

To the Pennsylvania Public Utility Commission:

West Penn Power Company (“West Penn”), a FirstEnergy company, requests that the Pennsylvania Public Utility Commission (“Commission”) approve a Letter of Notification (“LON”) for the siting and construction of a high voltage transmission line under two miles in length by West Penn. The LON is submitted pursuant to Section 57.72(d)(1)(vi) of the Commission’s regulations that allows an LON in lieu of a full siting application for a high voltage transmission line two miles long or less.

West Penn also requests that the Commission approve a Request for Affiliated Interest Transaction for the acquisition of right of way necessary for the location of the transmission project by West Penn from an affiliated interest. The Affiliated Interest Transaction is submitted pursuant to Section 2102 of the Public Utility Code relating to approval of affiliate transactions reasonable and consistent with the public interest.

The dual requests of West Penn are submitted pursuant to Section 1.34 of Commission regulations, 52 Pa. Code §1.34, that provides for a single pleading or submittal covering more than one related matter or transaction.

I. LETTER OF NOTIFICATION FOR THE JOFFRE-MARKWEST FOX 138 kV TRANSMISSION LINE PROJECT

1. Pursuant to 52 Pa. Code §57.72 (d)(1)(vi) West Penn submits this LON requesting that the Commission approve the proposed construction of the proposed Joffre-MarkWest Fox 138 kV Transmission Line Project (“Project”). West Penn requests that the Commission approve this LON on or before December 21, 2017, to meet the required in-service date of April 1, 2018, as described herein. The construction includes the installation of five (5) new structures to provide 138 kV electric service to a customer, MarkWest Liberty Midstream & Resources, LLC’s (“Customer”). The Project will provide an electric transmission tap at 138 kV by West Penn to a new Customer-owned substation, the MarkWest Fox Substation.

2. West Penn provides electric transmission service to retail customers in Pennsylvania and is subject to the Commission’s regulation of the siting of transmission lines.

3. The address of West Penn’s principal business office is:

West Penn Power Company
800 Cabin Hill Drive
Greensburg, PA 15601

4. The attorney representing West Penn in this matter authorized to receive notices and communications on its behalf is:

John L. Munsch
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
Attorney ID #31489
jmunsch@firstenergycorp.com

5. West Penn also requests that a copy of all notices and communications regarding this matter be sent to:

Nataliya Bryksenkova
Engineer
Energy Delivery
Transmission & Substation Design
FirstEnergy Service Company
76 S. Main Street,
Akron, OH. 44308
(330) 761-4473

6. The proposed Project is in Smith Township, Washington County, approximately 0.1 mile north of the intersection of Creek Road and Harmon Creek Road.

General Description of the Proposed Project:

7. The proposed Project will extend a 138-kV transmission line from the existing Joffre Substation to the Customer's MarkWest Fox Substation for approximately 0.64 mile, creating the Joffre-MarkWest Fox 138 kV Transmission Line. As part of the Project, five (5) new structures will be installed within the new, cleared right of way (ROW), and will be directly embedded into the ground. The new 138 kV structures will be approximately 55 to 95 feet in height. A topographic map of the area showing the location of the Project is attached as **Exhibit 1**. The general layout of the Project is provided in **Exhibit 2**. The new 138 kV structures are depicted in **Exhibits 3 through 6**.

8. The Project will be built within properties owned by two property owners: Trans-Allegheny Interstate Line Company and the Customer. All necessary property rights for the Project from the Customer have been obtained or are under an option to purchase by West Penn. The purchase of a necessary right of way over the property of Trans-Allegheny Interstate Line Company is the subject of the request for approval of an affiliated interest transaction, which is part of this filing.

9. The Project, at approximately 0.64 mile long, is under two miles in length for purposes of Section 57.72(d)(1)(vi) of the Commission's regulations that allows an LON in lieu of a full siting application.

10. Attached hereto as **Exhibits 1** through **7**, and made part hereof, are:

- **Exhibit 1** shows the general location of the Project on a map which is a partial copy of the United States Geologic Survey, Washington County, Allegheny County, PA Quadrangle; 40080-D3.
- **Exhibit 2** shows the general layout of the Project.
- **Exhibit 3** shows Wood Pole Deadend Angle Structure.
- **Exhibit 4** shows Wood 2-Pole Tangent Structure.
- **Exhibit 5** shows Wood 3-Pole Light Angle Structure.
- **Exhibit 6** shows Steel Pole Deadend Structure.
- **Exhibit 7** is the proposed easement to be transferred to West Penn.

Statement of Need:

11. The Project is needed to provide 138 kV electric service to the Customer's new substation in Smith Township, near Burgettstown, Washington County, Pennsylvania. West Penn will construct approximately 0.64 mile of 138 kV transmission line to the new Customer-owned

substation and install 138 kV metering equipment. The Customer will have a final expected load of approximately 100 MVA. PJM presented this project at the 9/24/2014 Sub Regional RTEP Committee – Southern meeting and assigned the project upgrade ID s0785.

Safety Considerations:

12. Design, construction, and operation of the Project will meet or exceed the requirements specified in the latest revision of the National Electrical Safety Code (“NESC”) and all applicable safety standards established by the Occupational Safety and Health Administration (“OSHA”). All work shall be done in accordance with NESC, OSHA, and any applicable local, state or federal requirements.

Construction Schedule:

13. The preferred construction commencement date of the Project is February 19, 2018. The proposed in-service date of the Project is April 1, 2018.

Estimated Construction Cost:

14. The total cost for the transmission facility work associated with the Project is estimated to be \$1,000,000, to be paid by the Customer.

Filing Date:

15. This Letter of Notification Filing is being filed with the Commission as of the date of the accompanying cover letter to the Commission Secretary.

Certificate of Service:

16. A copy of this LON and request for affiliated interest transaction approval will be served by certified mail upon those who are entitled to receive a copy of an application or notice of filing an application as set forth in 52 Pa. Code §57.74, in accordance with the provisions of 52 Pa. Code §57.72(d)(3), and as shown on the attached Certificate of Service.

II. REQUEST FOR AFFILIATED INTEREST APPROVAL

17. As part of the Project West Penn proposes to acquire ROW for the location and construction of the aerial transmission line across the property of an affiliate of West Penn, Trans-Allegheny Interstate Line Company (“TrAILCo”). The ROW upon the TrAILCo property will cross approximately 2.36 acres of the TrAILCo property.

18. West Penn and TrAILCo are “affiliated interests” of each other as defined in 66 Pa.C.S. §2101(a)(3). West Penn is a direct subsidiary of FirstEnergy Corp. and TrAILCo is a subsidiary of FirstEnergy Transmission, LLC, which is a direct subsidiary of FirstEnergy Corp.

19. Section 2102(a) of the Public Utility Code, 66 Pa.C.S. § 2102(a)(3), provides that “[n]o contract or arrangement for the purchase, sale, lease, or exchange of any property, right, or thing . . . made or entered into . . . between a public utility and any affiliated interest shall be valid or effective unless and until such contract or arrangement has received the written approval of the commission.” The ROW Easement (“Easement”) is an agreement for the transfer of an interest in real property and, as such, requires prior approval pursuant to Section 2102. Section 2102(b), 66 Pa.C.S. § 2102(b), provides that the Commission “shall approve such contract or arrangement [between a public utility and an affiliated interest of the public utility] . . . only if it shall clearly appear and be established upon investigation that it is reasonable and consistent with the public interest.”

20. As fully described in the foregoing Letter of Notification, West Penn will locate and construct a 138-kV transmission line at the request of the Customer, MarkWest Liberty Midstream & Resources, LLC. The project will be paid for by the Customer, MarkWest Liberty Midstream & Resources, LLC. The ROW transfer is necessary for West Penn to locate and construct the Project.

21. The ROW will be transferred to West Penn at its approximate book value which, in turn, reflects the amount TrAILCo paid the preceding landowners in arms-length negotiations. TrAILCo purchased the fee property upon which the ROW will be located from De Terra, LLC, in January 2016 and paid \$24,500.00 per acre for an entire multi-acre parcel. West Penn's practice in purchasing right of way from non-affiliated third parties is to offer 75 percent of the value of the fee for an easement, which equates to a value of \$43,365.00 for the 2.36-acre ROW to be conveyed in this instance. The transfer of the ROW will be made to reflect TrAILCo's book cost, without any margin or profit accruing to TrAILCo.

22. A copy of the proposed Easement between West Penn and TrAILCo which will be used to complete the transaction upon Commission approval is attached hereto as **Exhibit No. 7**.

23. The transfer of the ROW is necessary for the service, accommodation and convenience of the public, because the transfer is needed for West Penn to locate and construct its 138-kV transmission tap to the Customer's facility as fully explained above.

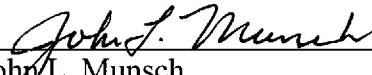
III. CONCLUSION

West Penn Power Company respectfully requests that the Pennsylvania Public Utility Commission: 1) approve the Letter of Notification for the Joffre-Mark West Fox 138 kV Transmission Line Project and, 2) approve the request for Affiliated Interest Transaction for the acquisition of right of way by West Penn Power Company from Trans Allegheny Interstate Line Company as necessary for the Project.

Respectfully submitted,

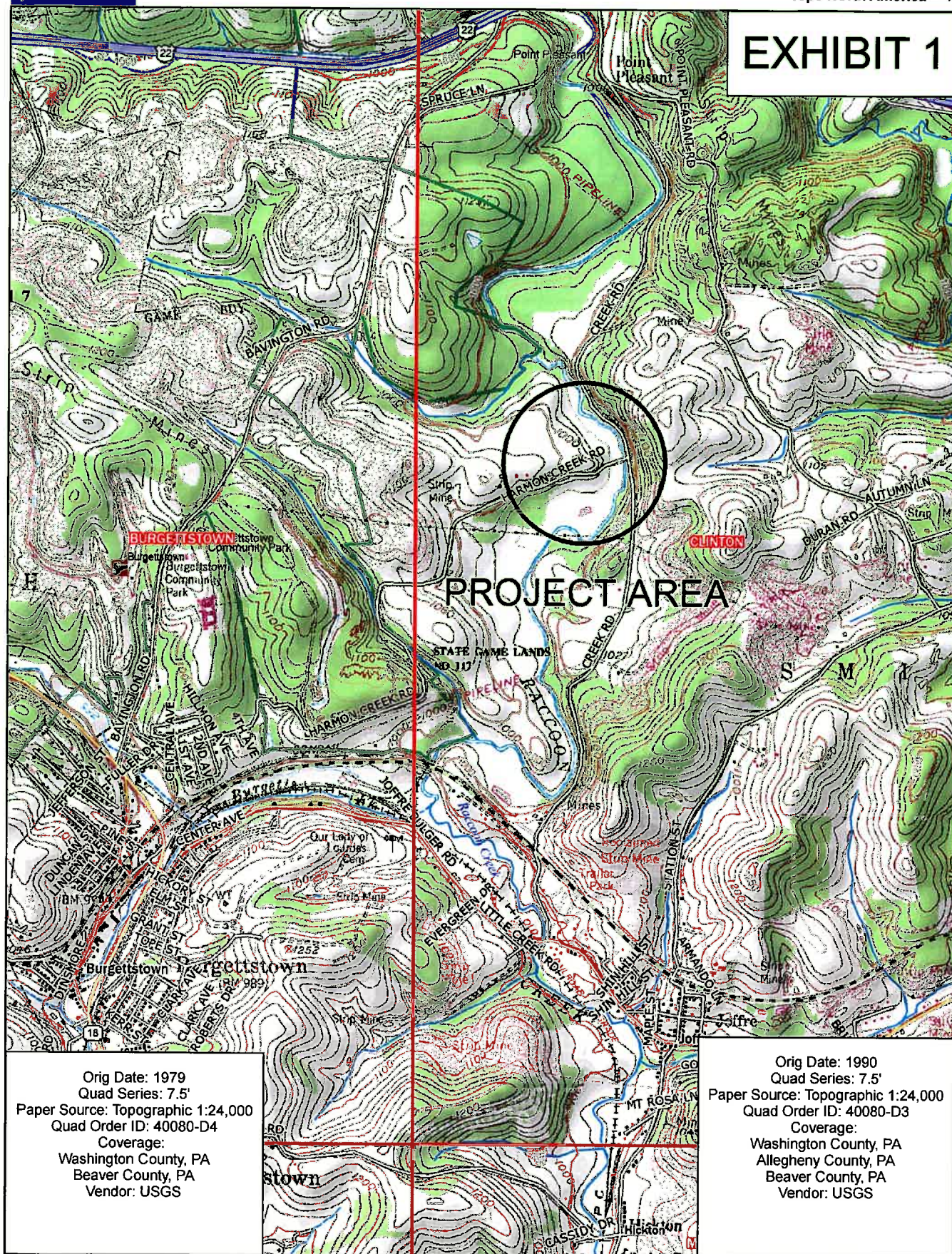
Date November 7, 2017

By:



John L. Munsch
Attorney for
West Penn Power Company
Attorney No. 31489
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210

EXHIBIT 1



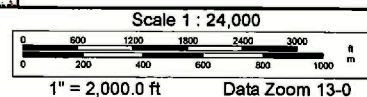
Orig Date: 1979
 Quad Series: 7.5'
 Paper Source: Topographic 1:24,000
 Quad Order ID: 40080-D4
 Coverage:
 Washington County, PA
 Beaver County, PA
 Vendor: USGS

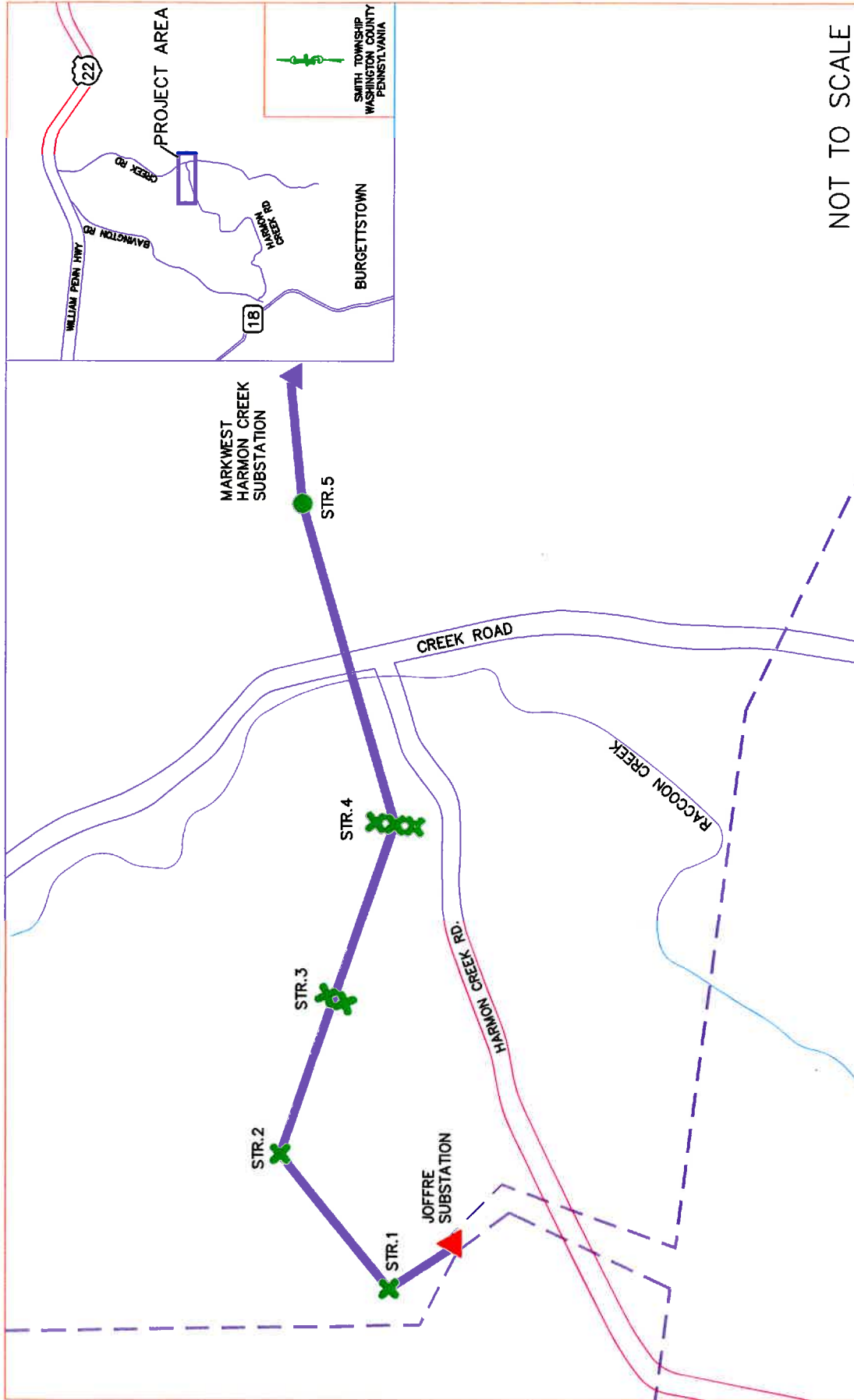
Orig Date: 1990
 Quad Series: 7.5'
 Paper Source: Topographic 1:24,000
 Quad Order ID: 40080-D3
 Coverage:
 Washington County, PA
 Allegheny County, PA
 Beaver County, PA
 Vendor: USGS

Data use subject to license.

© DeLorme. Topo North America™ 10.

www.delorme.com





NOT TO SCALE

LEGEND

- EXISTING CONDUCTOR
- NEW CONDUCTOR
- ▲ SUBSTATION
- ROADS
- EXISTING STREAM
- x NEW SINGLE WOOD POLE STRUCTURE
- xx NEW 2-POLE WOOD STRUCTURE
- xxx NEW 3-POLE WOOD STRUCTURE
- NEW SINGLE STEEL POLE STRUCTURE

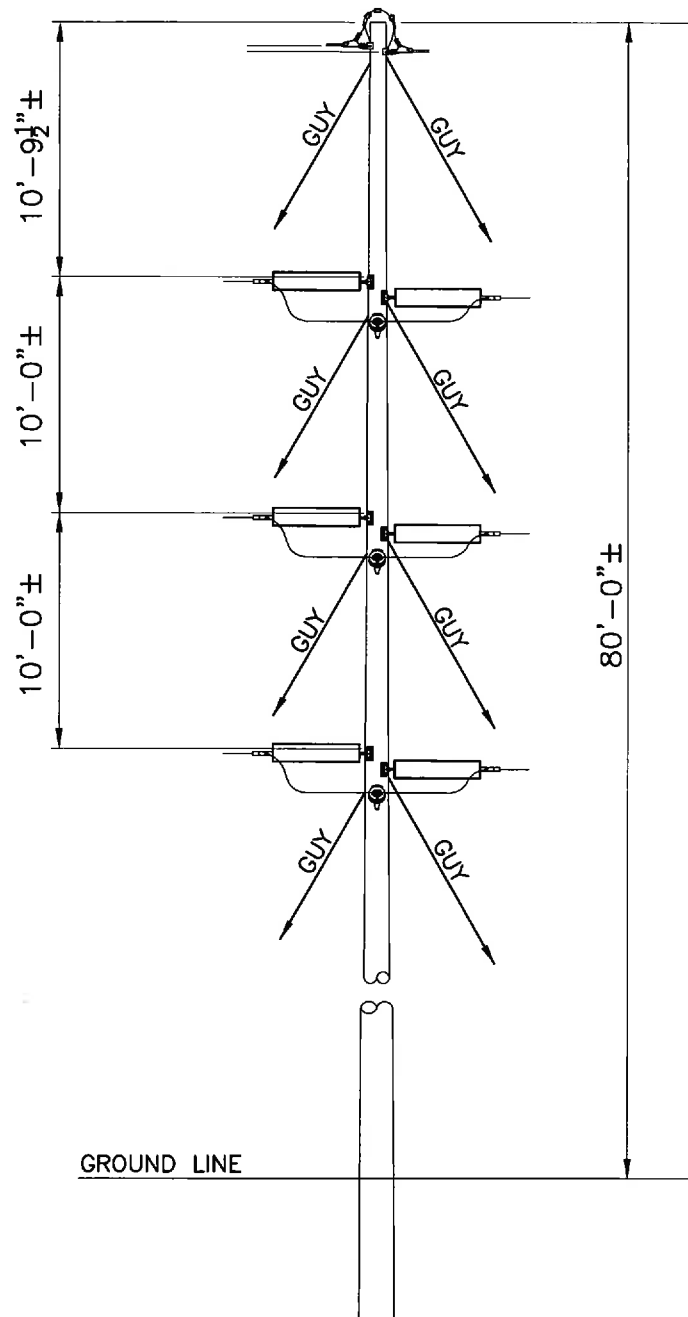


JOFFRE-MARKWEST FOX 138 kV
TRANSMISSION LINE PROJECT

GENERAL LAYOUT

EXHIBIT 2

STRUCTURE NUMBERS 1 & 2



WestPennTM
Power
A FirstEnergy Company

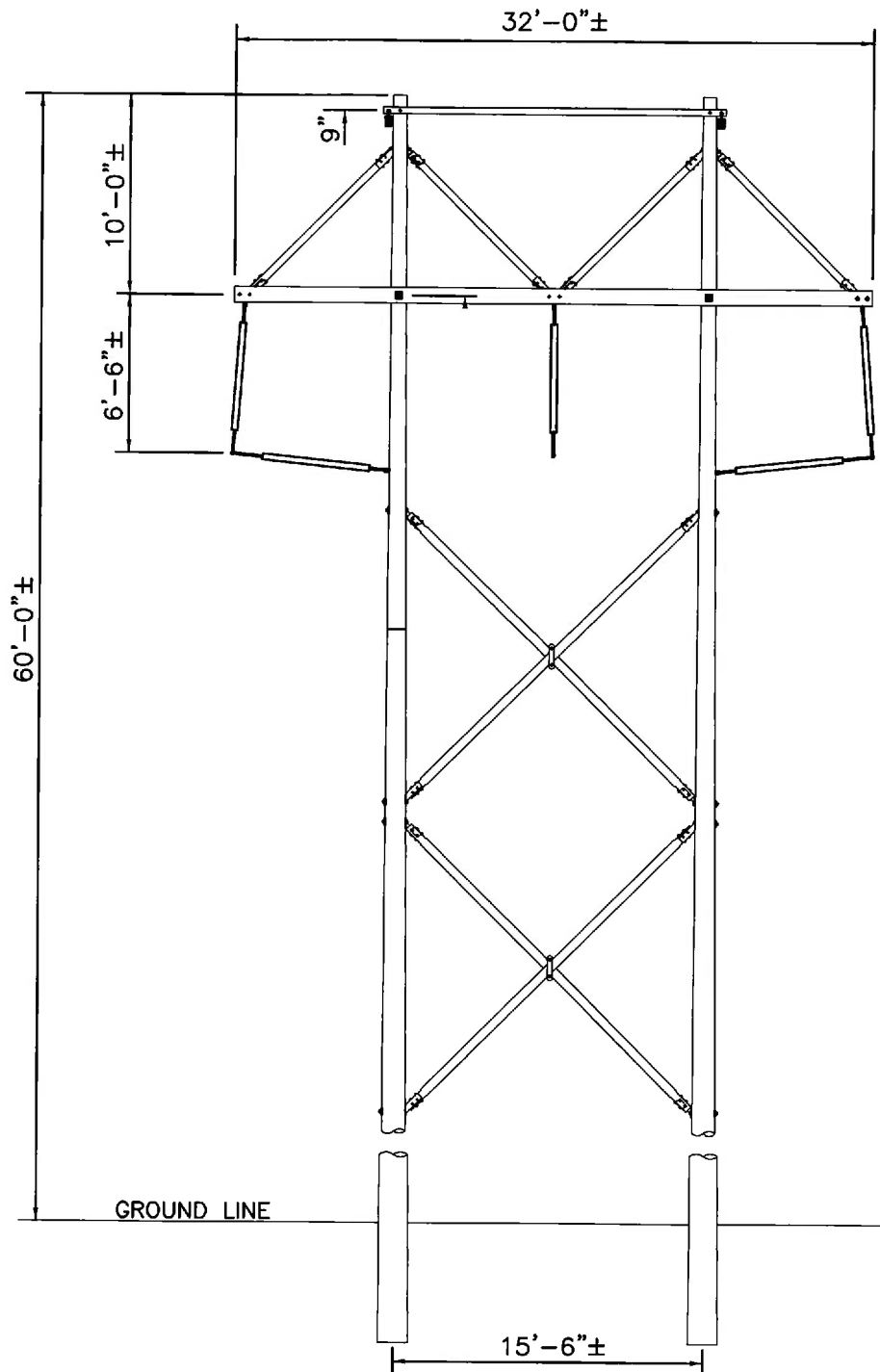
JOFFRE-MARKWEST 138kV
TRANSMISSION LINE PROJECT

138 kV WOOD POLE
DEADEND ANGLE STRUCTURE

NOT TO SCALE

EXHIBIT 3

STRUCTURE NUMBER 3



WestPenn[™]
Power
A FirstEnergy Company

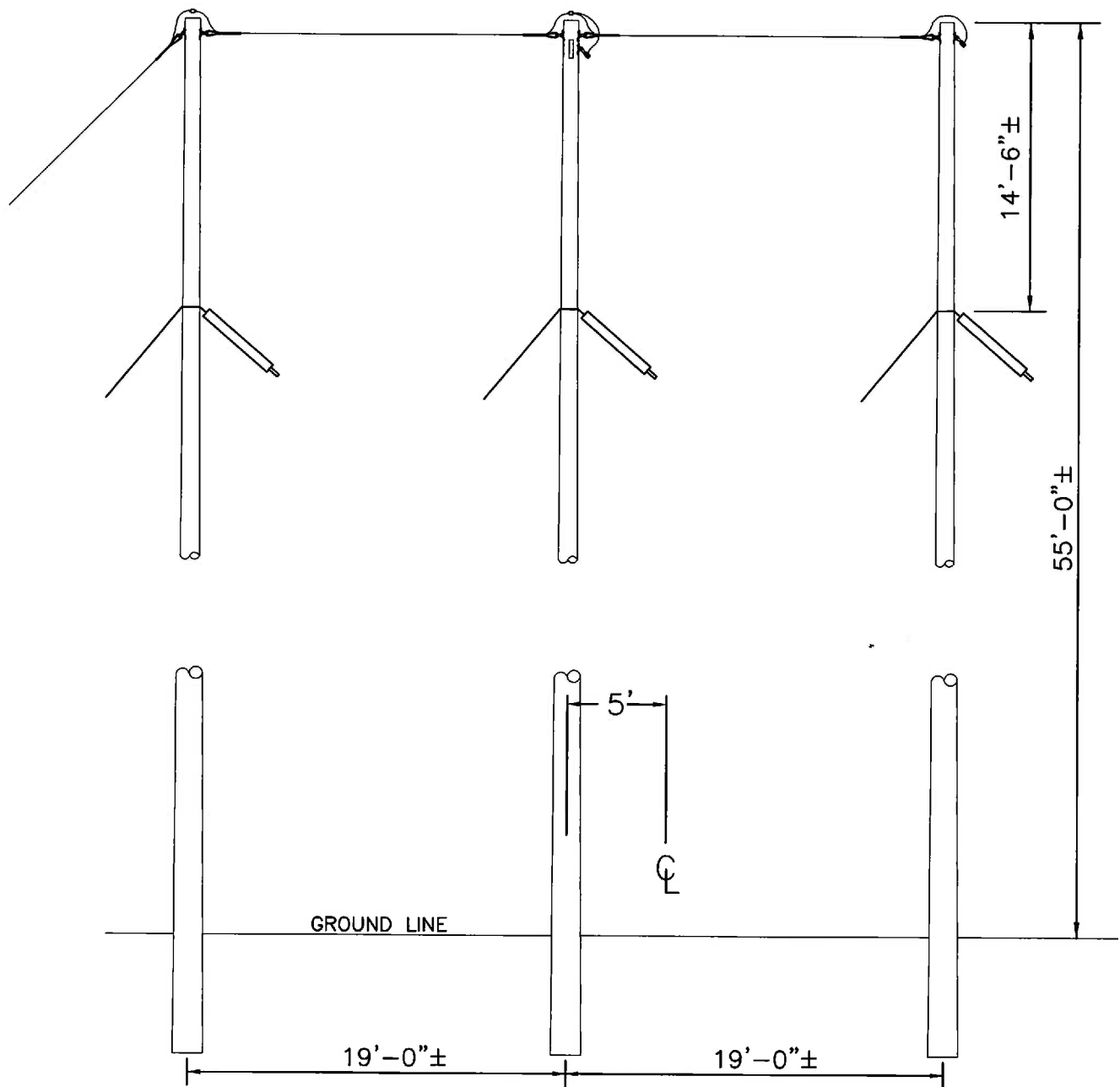
JOFFRE-MARKWEST 138kV
TRANSMISSION LINE PROJECT

138 kV WOOD 2-POLE
TANGENT STRUCTURE

NOT TO SCALE

EXHIBIT 4

STRUCTURE NUMBER 4



WestPennTM
Power
A FirstEnergy Company

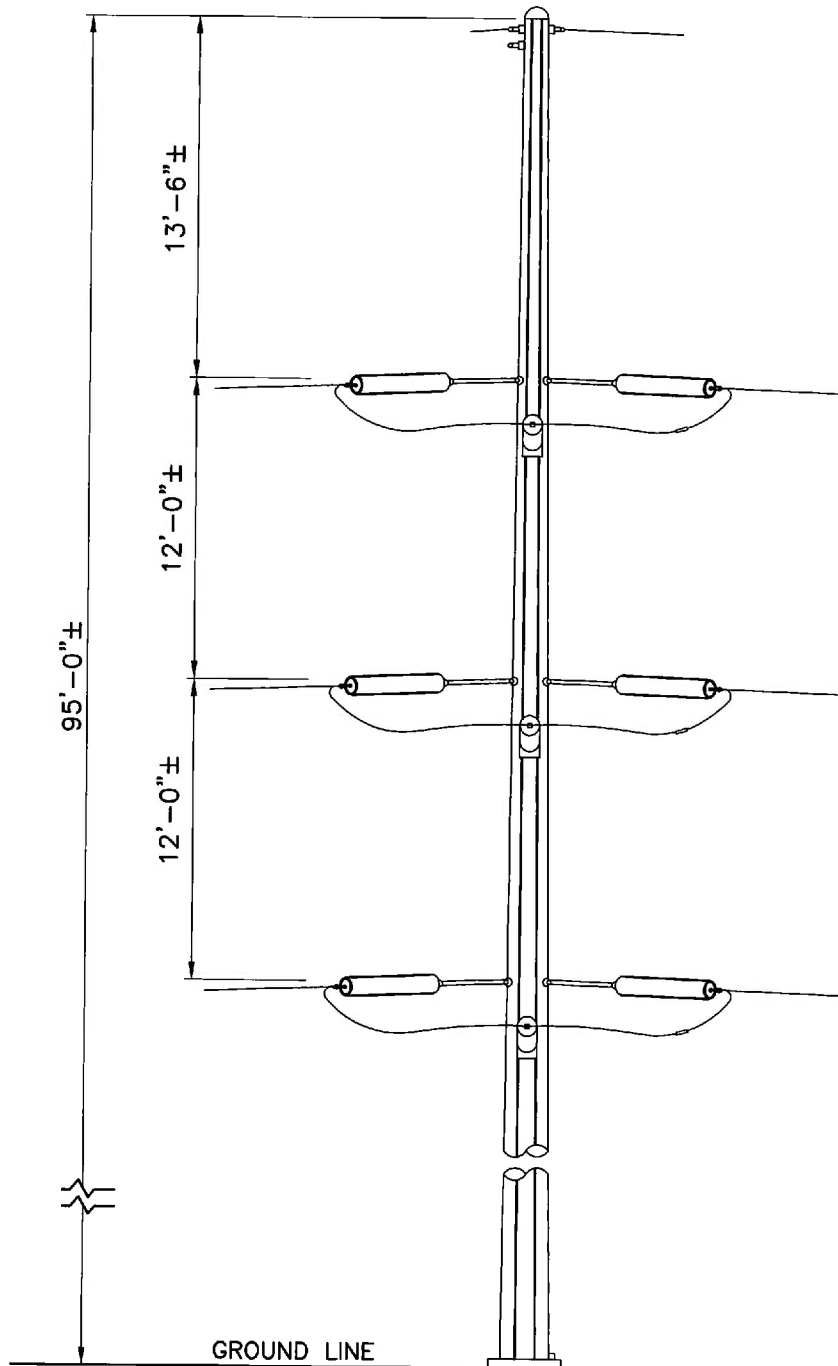
JOFFRE-MARKWEST 138kV
TRANSMISSION LINE PROJECT

138 kV WOOD 3-POLE
LIGHT ANGLE STRUCTURE

NOT TO SCALE

EXHIBIT 5

STRUCTURE NUMBER 5



WestPennTM
Power
A FirstEnergy Company

JOFFRE-MARKWEST 138kV
TRANSMISSION LINE PROJECT

138 kV STEEL POLE
DEADEND STRUCTURE

NOT TO SCALE

EXHIBIT 6