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Admitted in: MA, ME, NH

January 25, 2019

Susanne Miller, Director Eastern Maine Regional Office Maine Department of Environmental Protection 106 Hogan Road, Suite 6, 3rd Floor Bangor, ME 04401

RE: NECEC – Title, Right, and Interest

Dear Presiding Officer Miller:

As promised at the prehearing conference last week, this letter responds to the November 21, 2018 filing from NextEra Energy Resources, LLC (NextEra), which responds to your letter of November 16, 2018. In short, and as discussed below, NextEra is grasping at straws.

First, NextEra argues that 38 M.R.S. § 487-A(3) merely serves to "clarify that any purchases of land or easements necessary for a transmission line project (other than eminent domain acquisitions) need not be consummated until after permits issue," but NextEra asserts that Section 487-A(3) does not affect the Chapter 2.11(D) requirement that the applicant must show title, right, or interest (TRI) during the processing of the application. That is, according to NextEra, even if the applicant is allowed by Section 487-A(3) to purchase the property or easements after issuance of the permit, the applicant must demonstrate before issuance of the permit the ability to purchase the property or easements (via an option to purchase), in order to have standing to pursue the permit under Chapter 2.11(D).

This argument makes no sense, because it would render Section 487-A(3) meaningless. Chapter 2.11(D) does not require an applicant to purchase property or easements prior to issuance of a permit, because it allows issuance of a permit as long as the applicant has provided, *inter alia*, an option agreement allowing the applicant to purchase the property or easements after issuance of the permit. Because Chapter 2.11(D) allows issuance of a permit prior to purchase of the property or easement, Section 487-A(3) must do something more (for transmission lines greater than 100 kV), or else Section 487-A(3) would be unnecessary. For Section 487-A(3) to have any effect it must mean that TRI is not required to establish standing if the transmission line applicant proposes to purchase property or easements after issuance of the permit.

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Second, NextEra states that it is unaware of any provision under the Natural Resources Protection Act (NRPA) that is similar to Section 487-A(3) of the Site Law. Thus, presumably, according to NextEra, CMP must demonstrate TRI during the processing of the NRPA portion of the application even if it does not need to do so for purposes of the Site Law portion. In fact, Section 487-A(3) applies by its own terms to NRPA applications:

In the case of a gas pipeline or a transmission line carrying 100 kilovolts or more, a permit *under this chapter* may be obtained prior to any acquisition of lands or easements to be acquired by purchase. The permit must be obtained prior to any acquisition of land by eminent domain.

38 M.R.S. § 487-A(3) (emphasis added). "This chapter" is Chapter 3 of Title 38, which includes the NRPA as well as the Site Law. Thus, Section 487-A(3) applies with equal force to NRPA applications.

In any event, Maine courts are clear that even when there is doubt about an applicant's TRI in a property, the permitting authority nonetheless should process the permit application unless the applicant clearly lacks sufficient TRI. In other words, an applicant need only make a *prima facie* showing of TRI. *See Murray v. Inhabitants of the Town of Lincolnville*, 462 A.2d 40, 43 (Me. 1983) (finding that an applicant need only have a "legally cognizable expectation of having the power to use the site in the ways that would be authorized by the permit or license he seeks."). This standard does not require or authorize DEP to act as an adjudicatory body to determine ownership rights or resolve property disputes. *See Southridge Corp. v. Bd. of Envt'l Prot.*, 655 A.2d 345 (Me. 1995) (holding that a landowner whose property interest was based entirely on an adverse possession claim, on which he may or may not prevail, had sufficient TRI in the disputed land to apply to the DEP for a permit). Rather, this standard establishes the threshold showing an applicant must make before his or her application is sufficient for review. To have a "legally cognizable expectation" an applicant need only present *prima facie* evidence of title, right, or interest.¹

CMP has already provided the relevant deeds, which show that CMP has TRI in all property proposed for development or use. Although it is not required, attached to this letter are maps depicting and identifying the parcels over which the NECEC transmission line is proposed to cross and for which CMP has documented TRI, as NextEra requested. These maps delineate the parcels for which CMP has TRI and link each parcel to its respective TRI evidence CMP submitted as part of its September 2017 application to the DEP and LUPC.

¹ Even if CMP were required to demonstrate TRI for all property proposed for development or use, Chapter 2 provides that one way to demonstrate TRI is through evidence of "the ability and intent to use the eminent domain power to acquire sufficient title, right or interest to the site of the proposed development or use." If CMP obtains a Certificate of Public Convenience and Necessity from the Maine Public Utilities Commission, it would have the ability to obtain such eminent domain power. 1 M.R.S. § 816(3); 35-A M.R.S. § 3136(1). The requirement in Section 487-A(3) that the DEP permit must be obtained prior to acquisition of any land by eminent domain further demonstrates that TRI is not required to establish standing prior to issuance of the permit.

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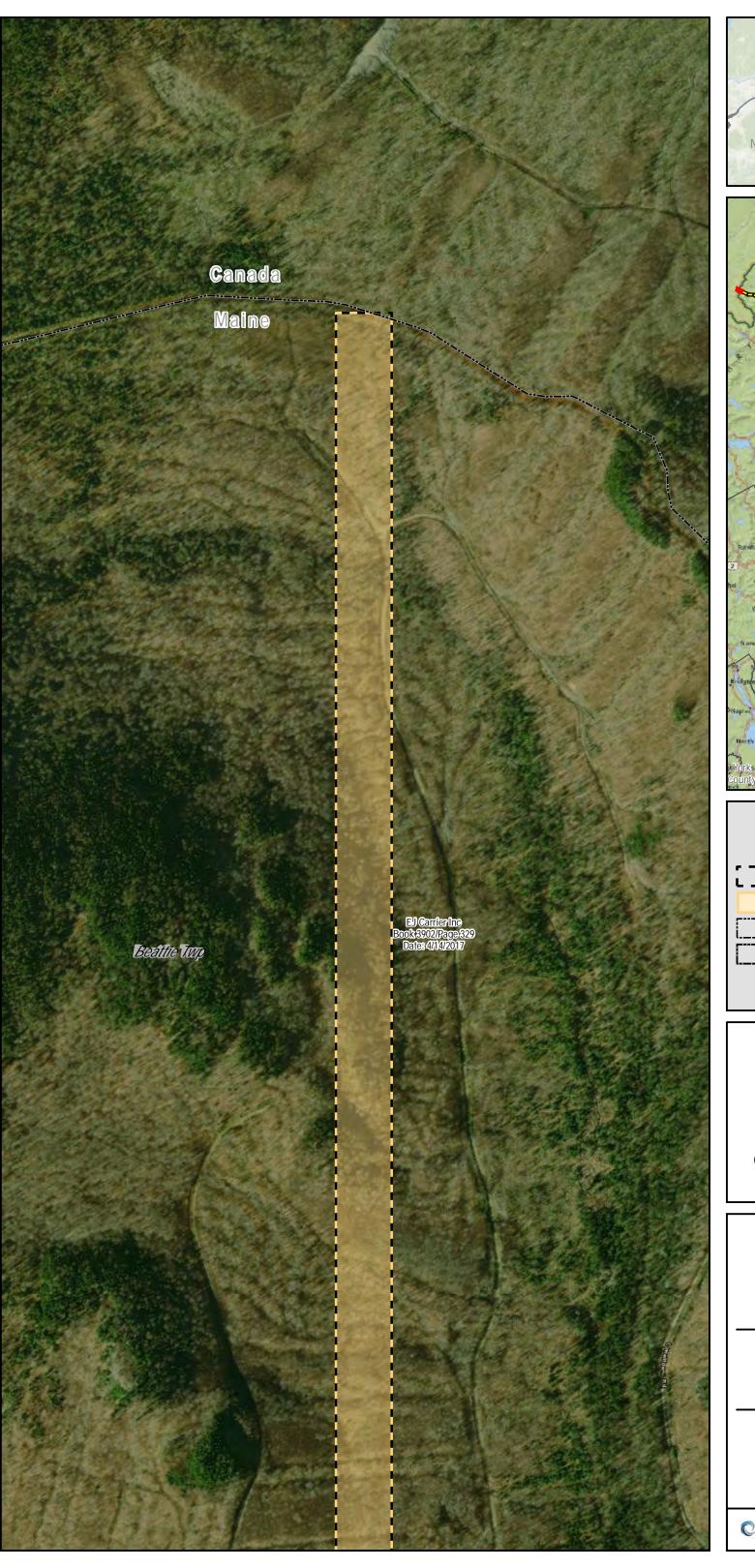
Thank you for your consideration of this letter. Please let me know if you have questions or need additional information.

Sincerely,

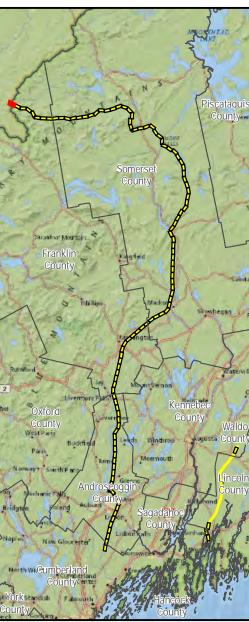
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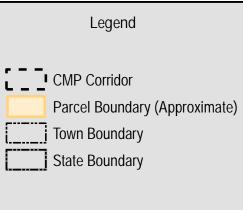
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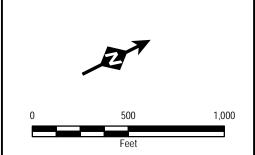
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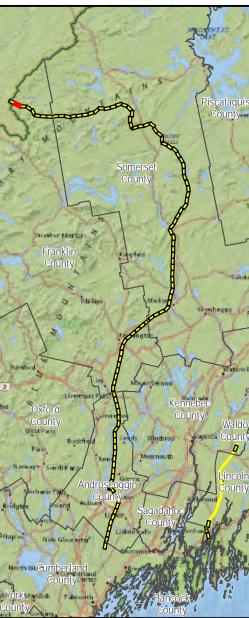
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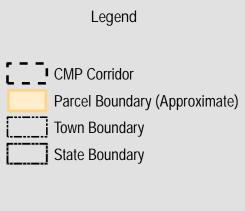
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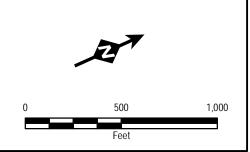












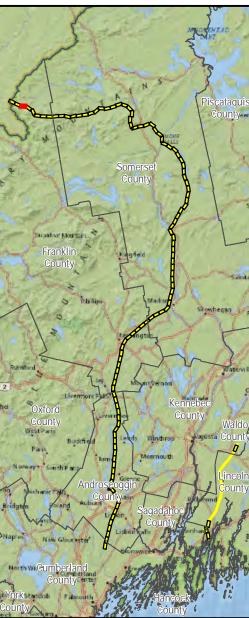


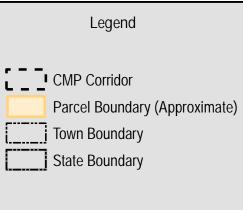
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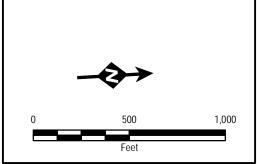








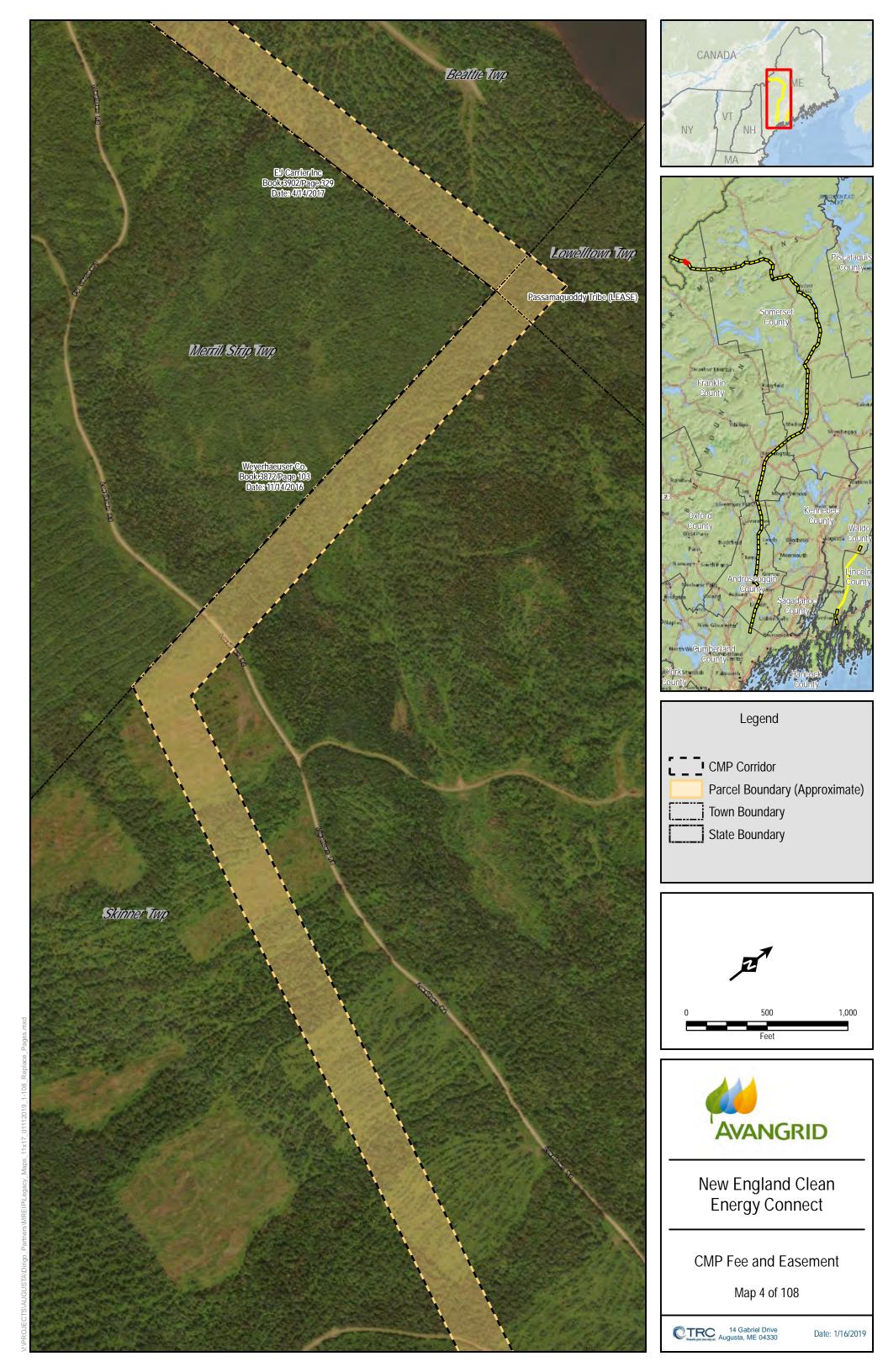


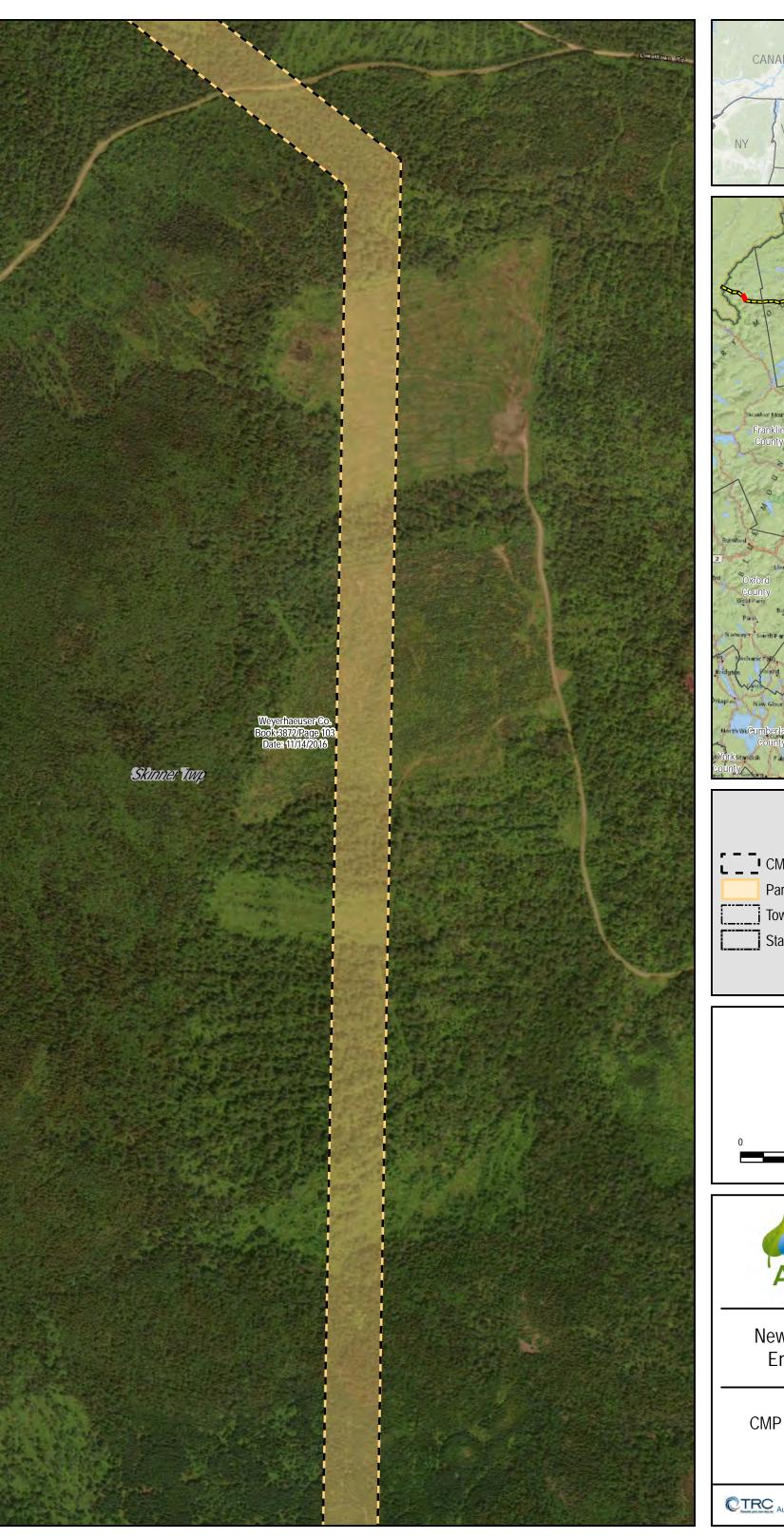




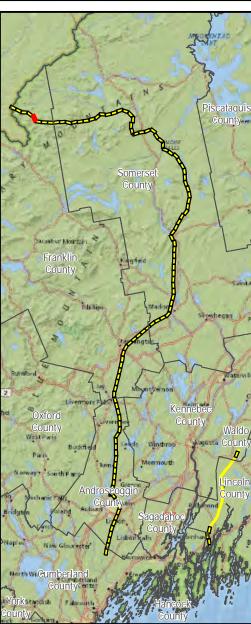
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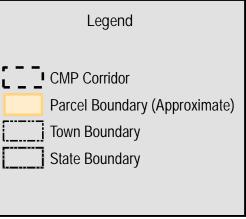


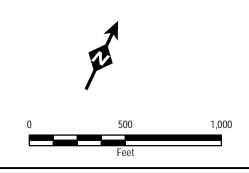














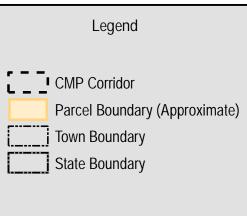
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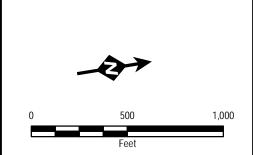












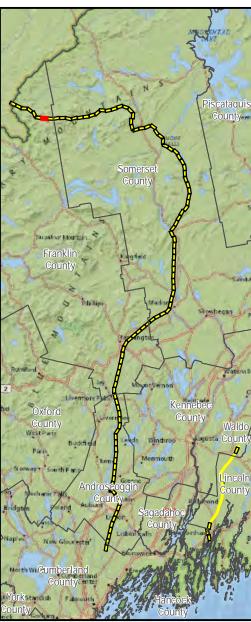


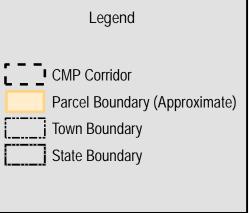
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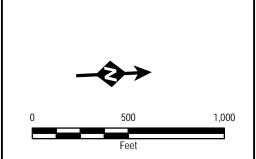














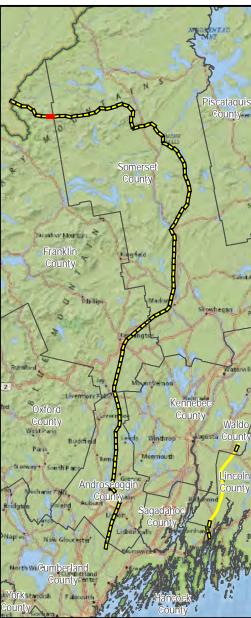
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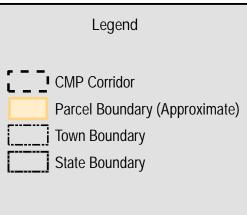
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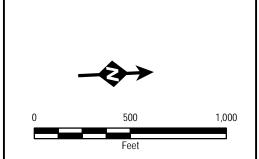












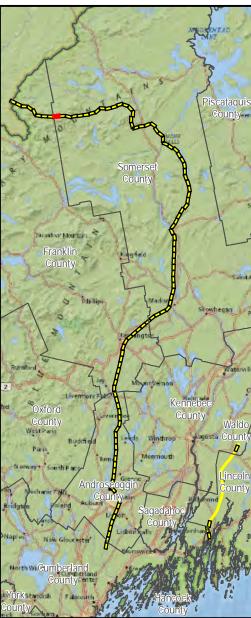


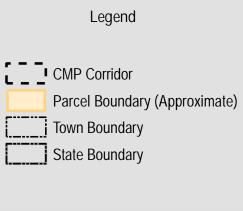
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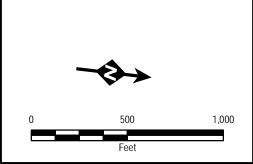








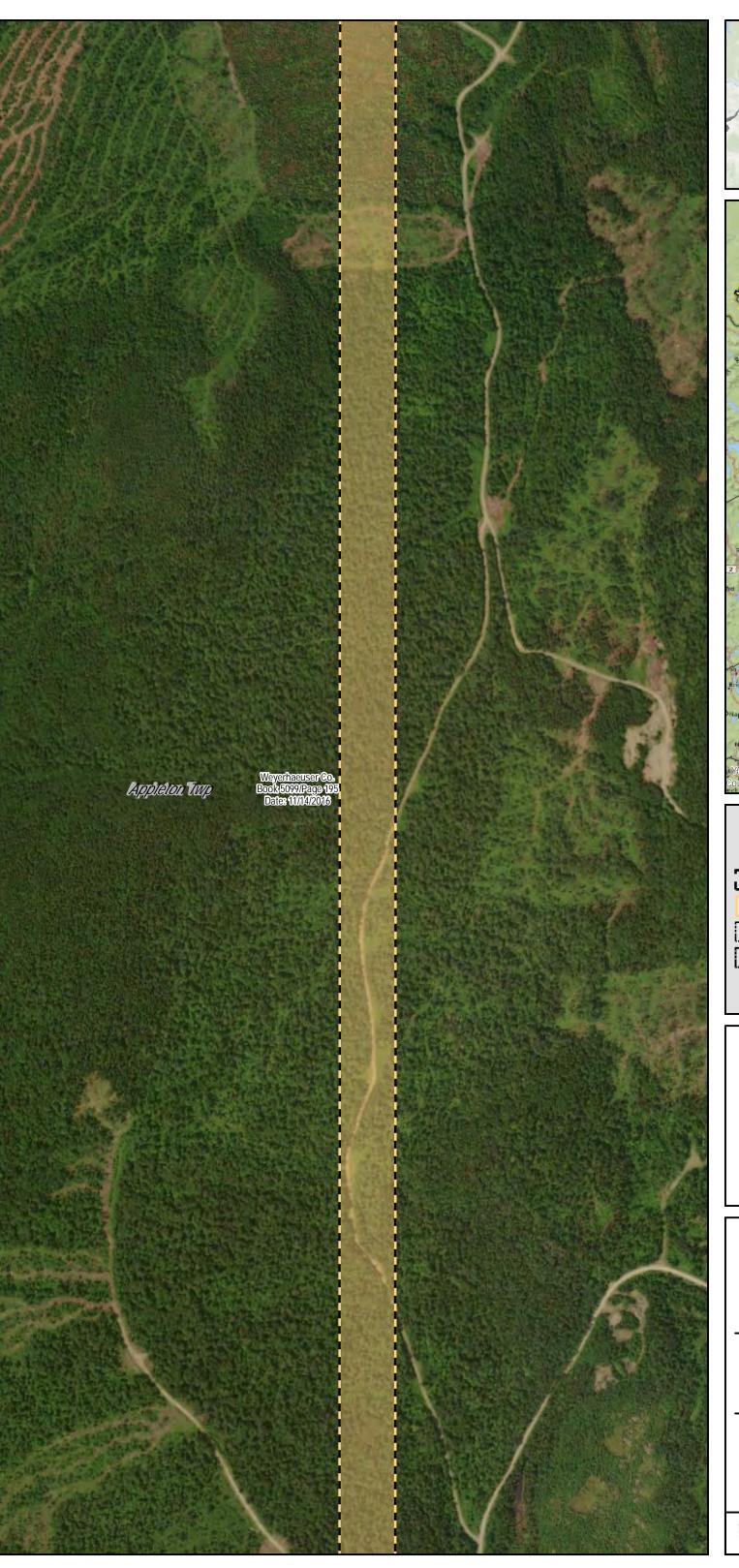




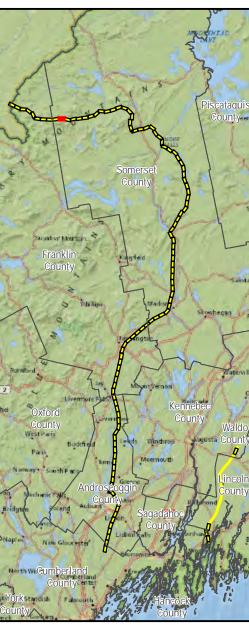


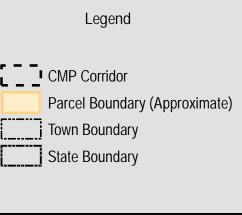
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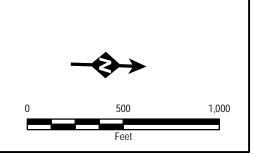












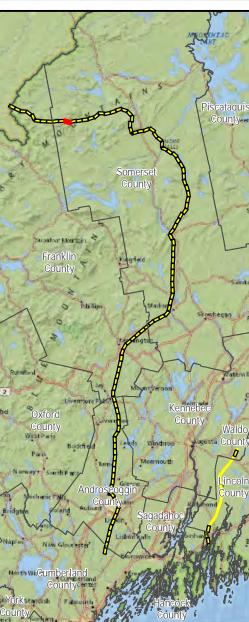


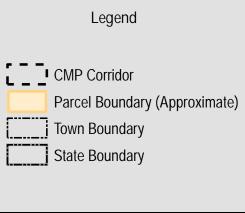
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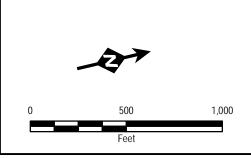














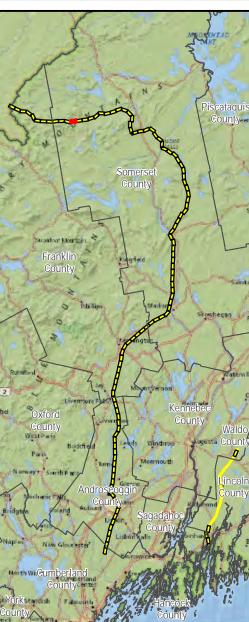
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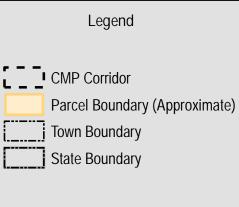
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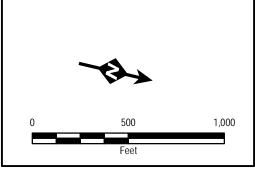












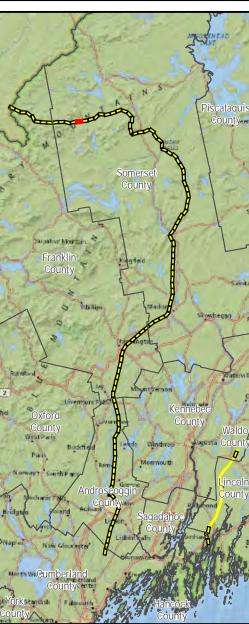


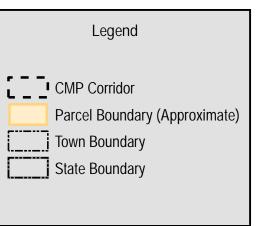
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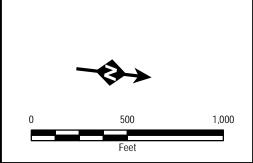












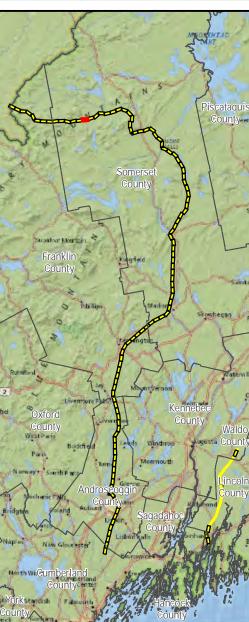


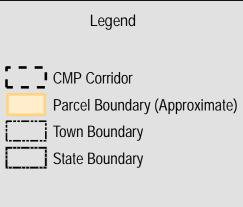
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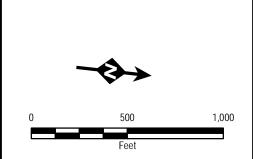














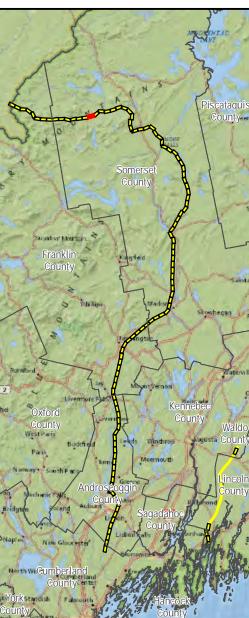
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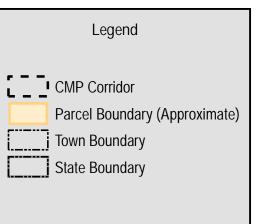
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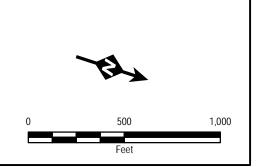










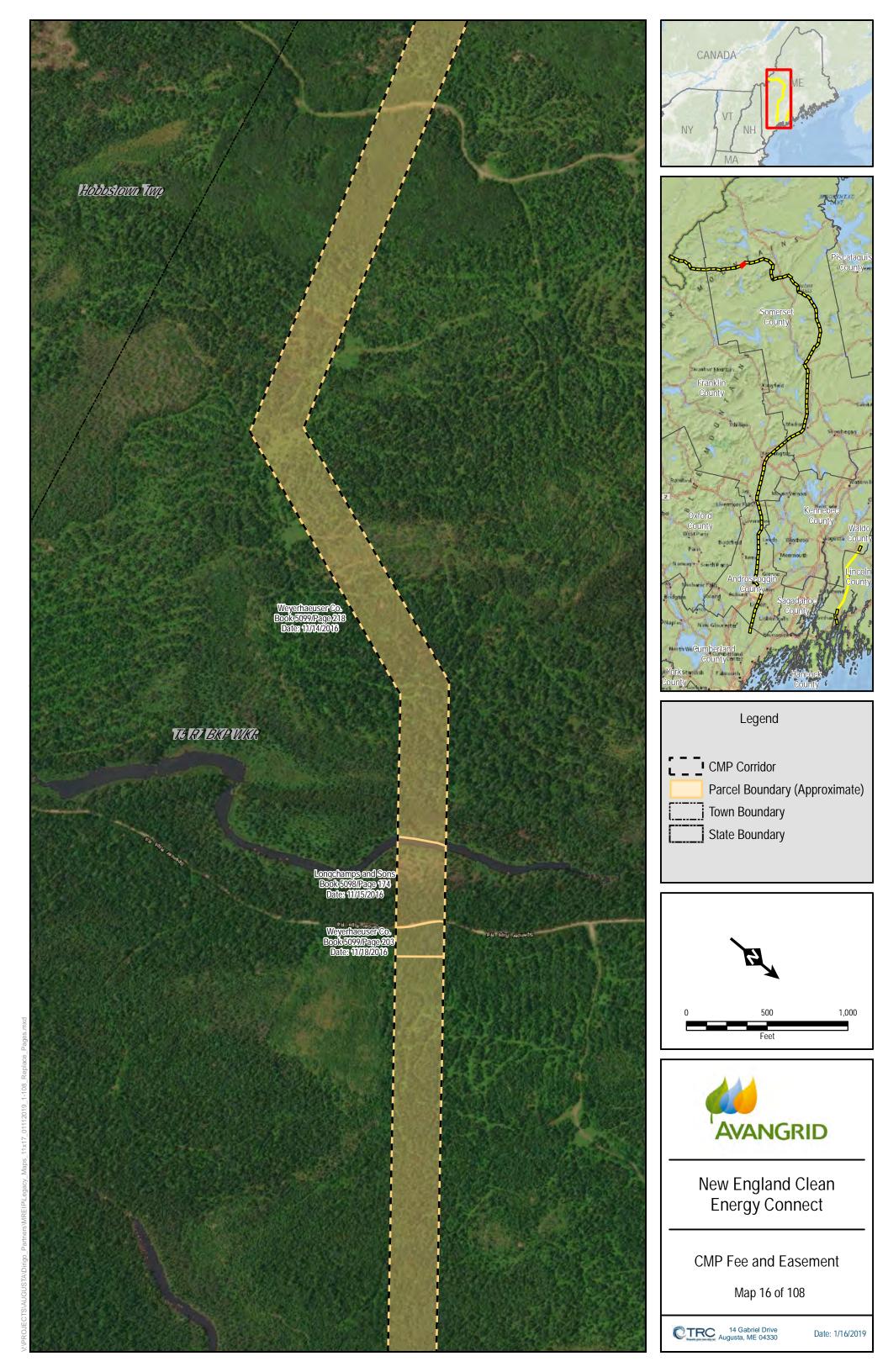




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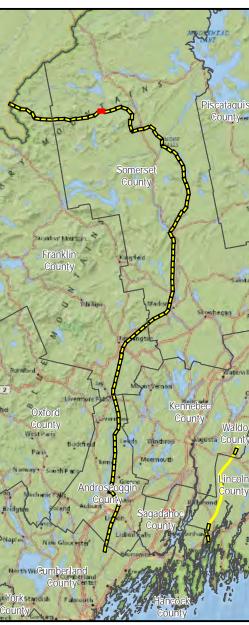
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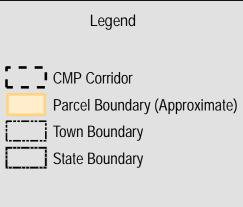


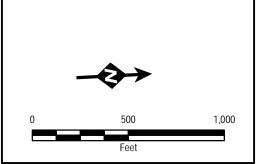












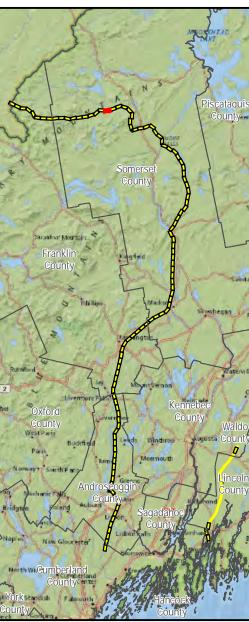


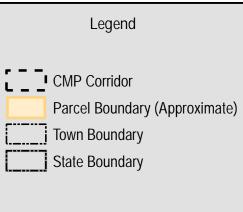
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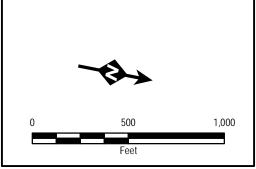












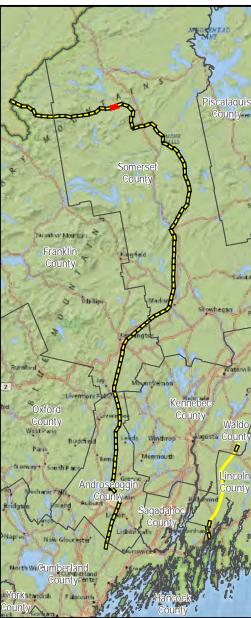


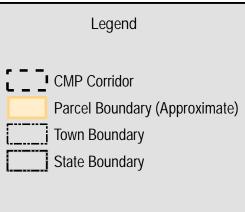
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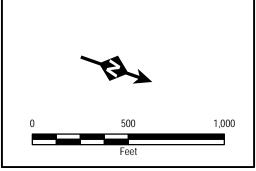








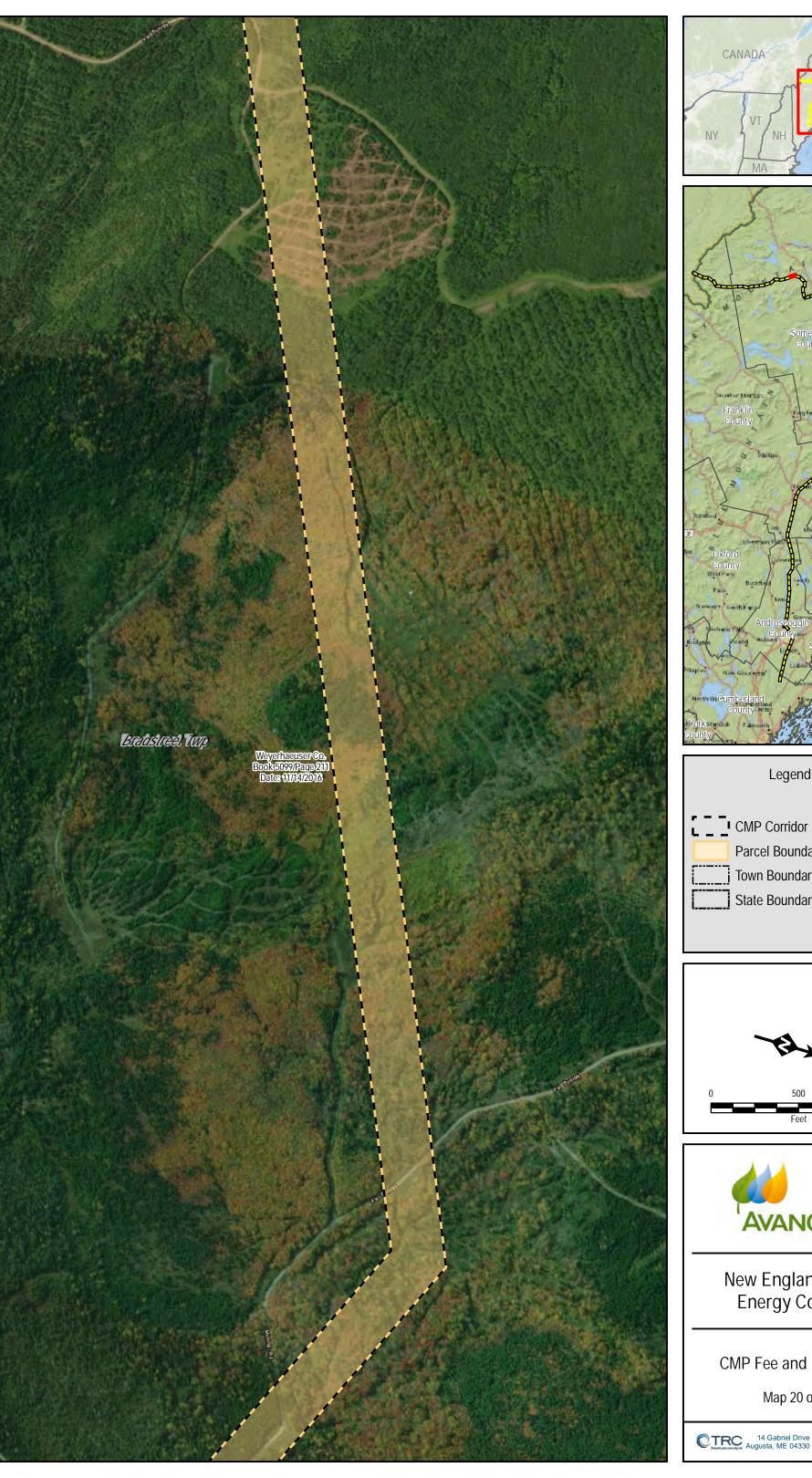




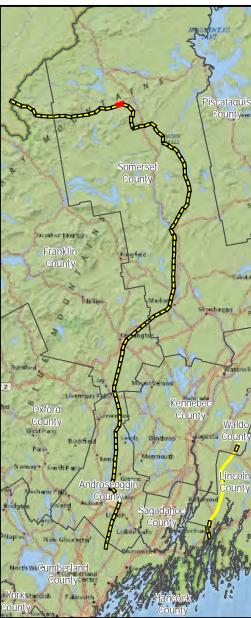


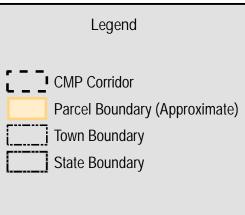
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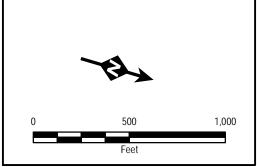








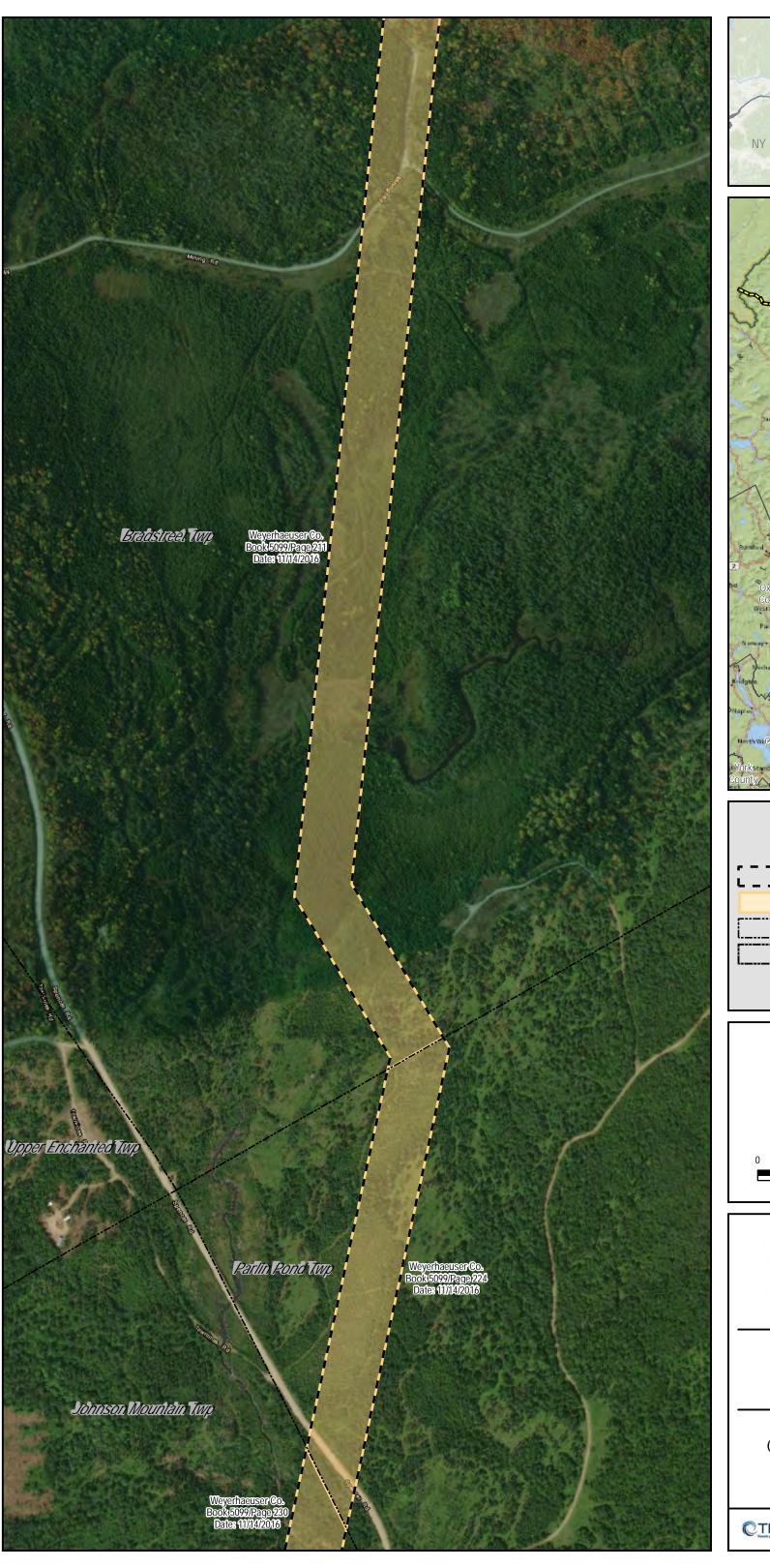




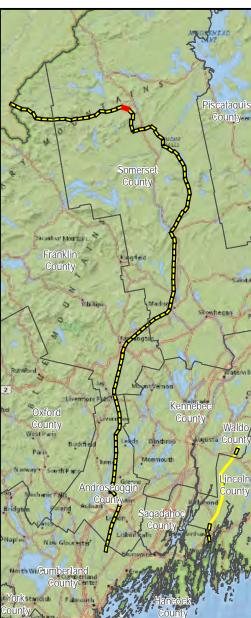


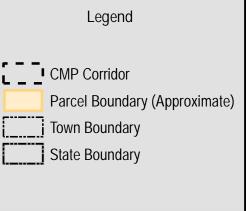
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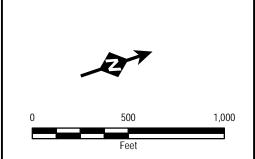








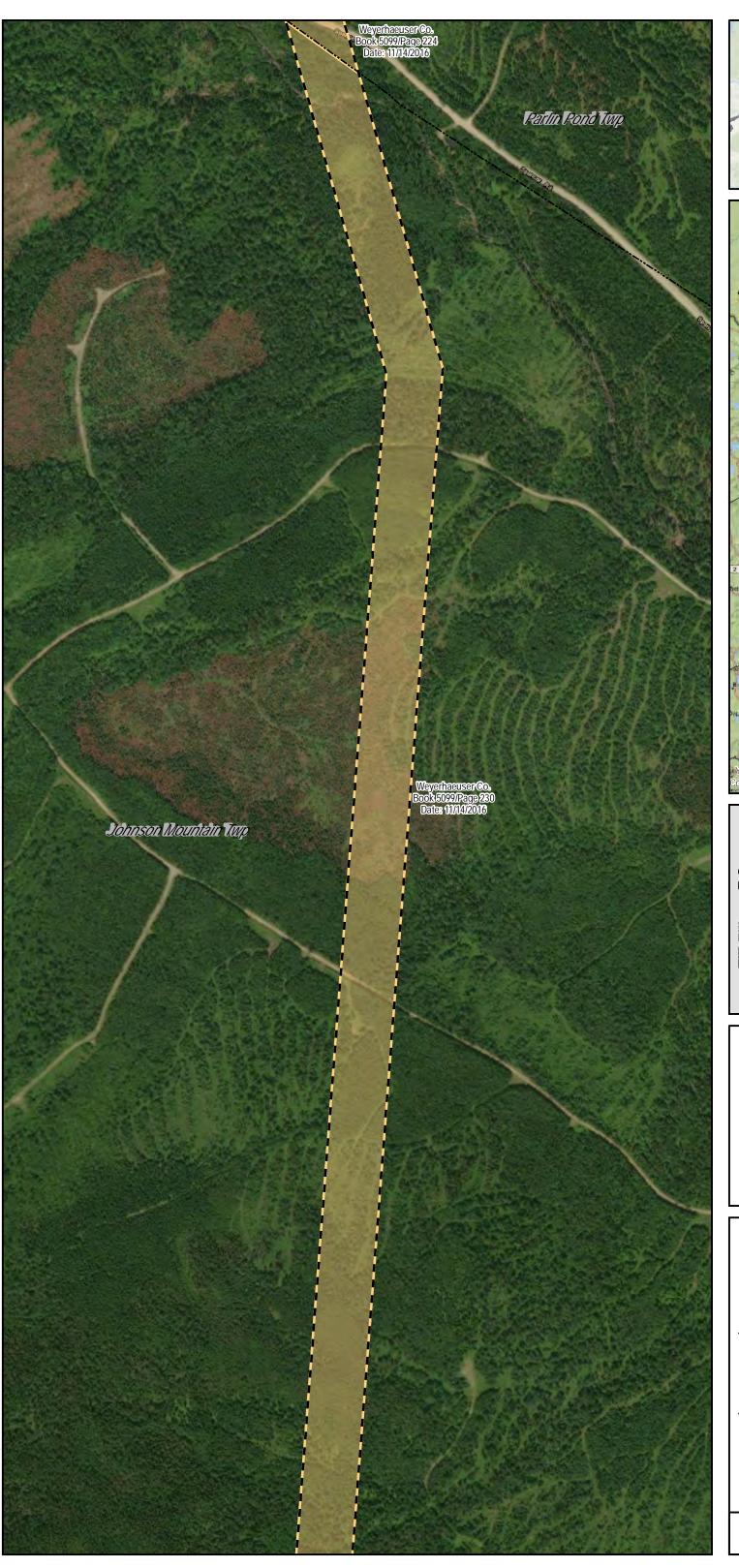




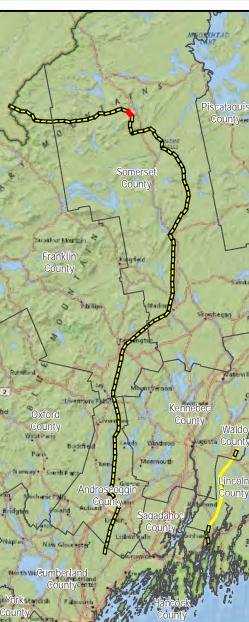


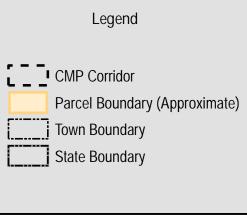
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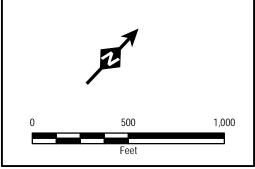












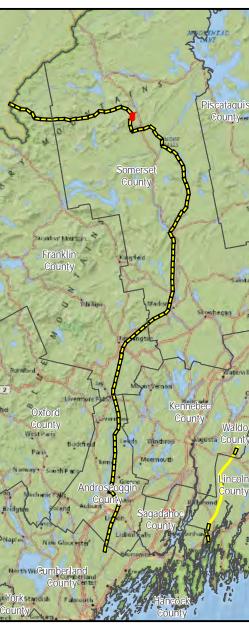


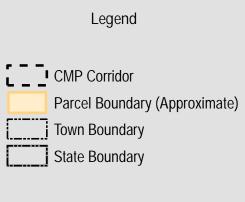
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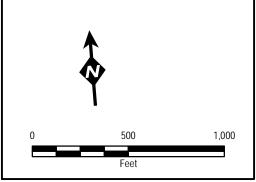












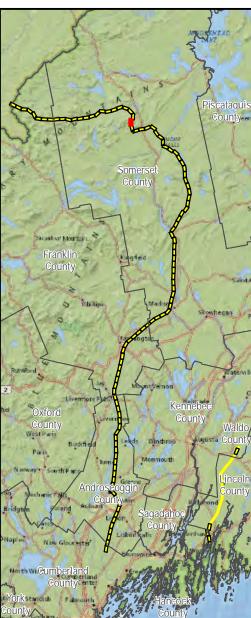


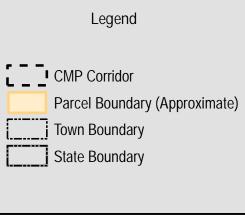
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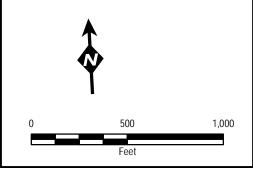








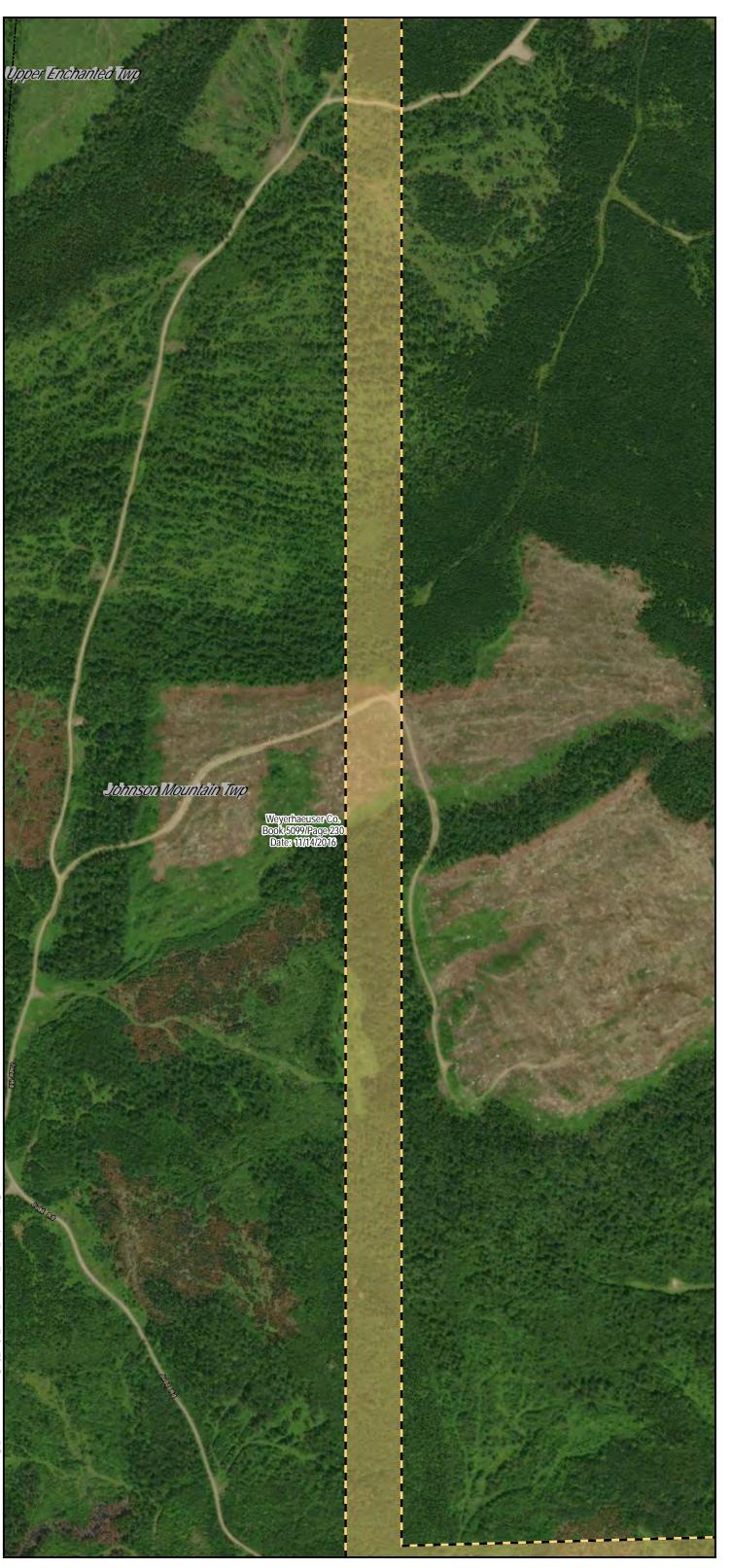




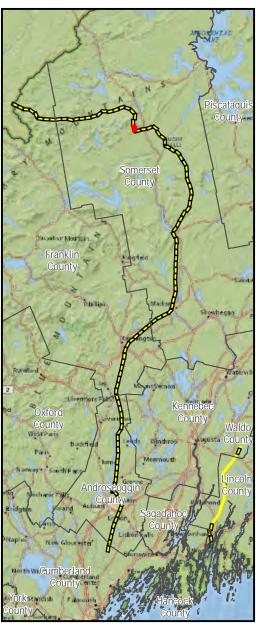


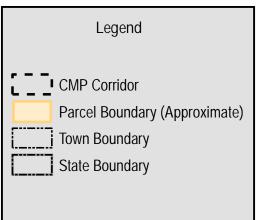
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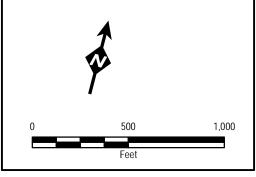












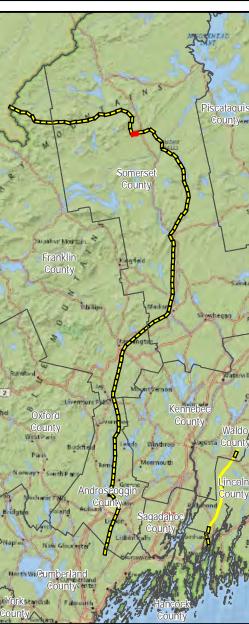


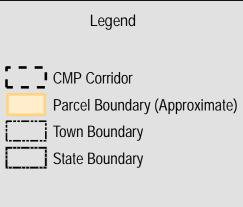
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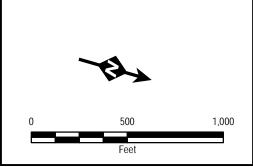












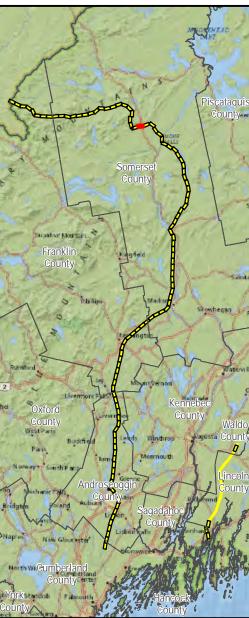


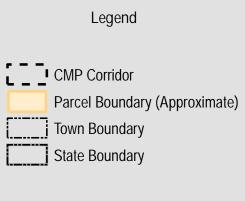
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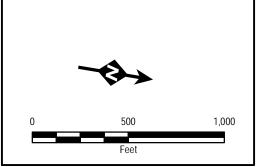












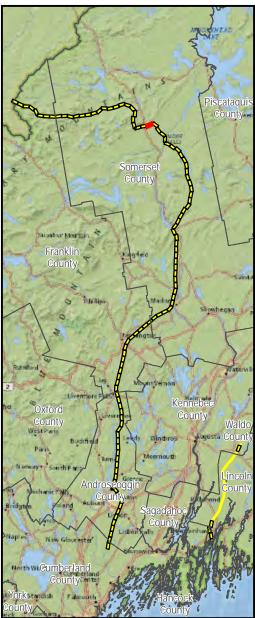


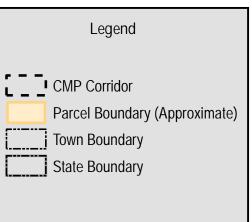
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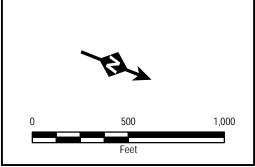












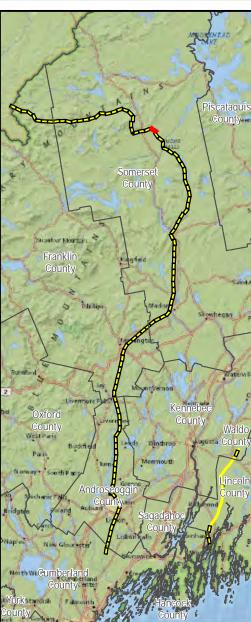


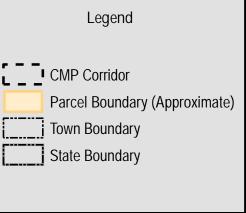
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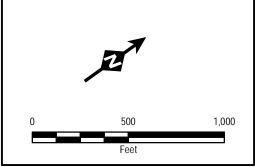








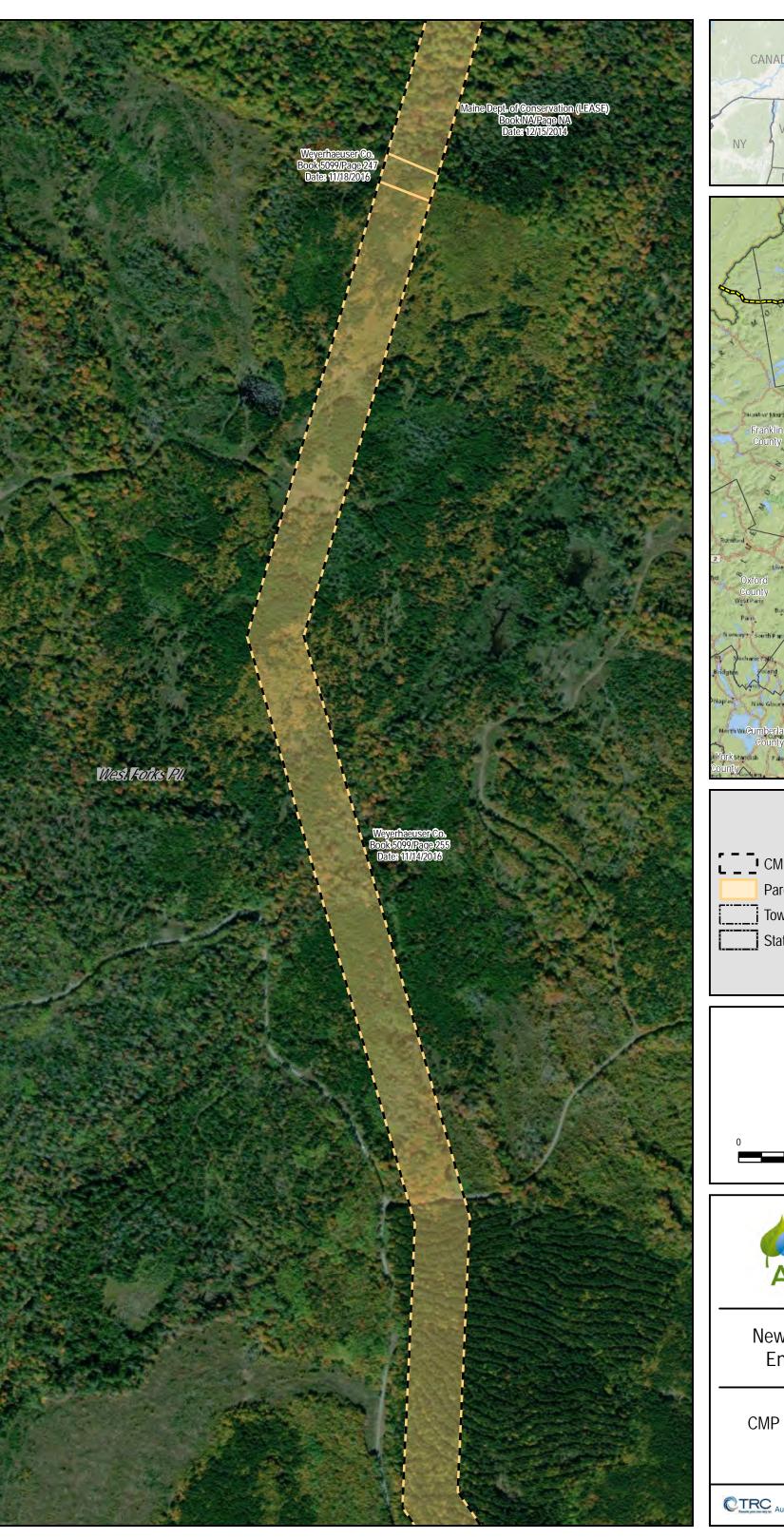




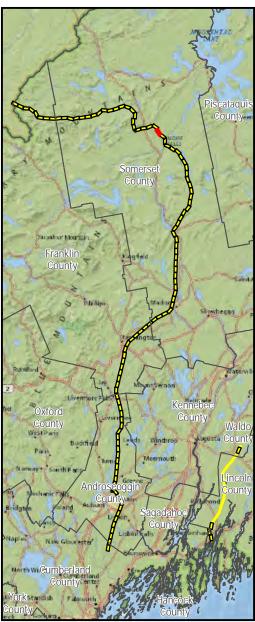


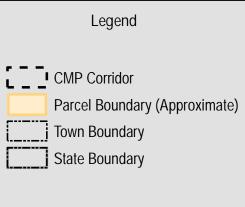
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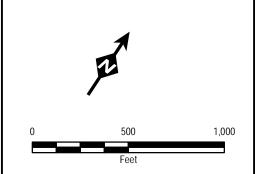












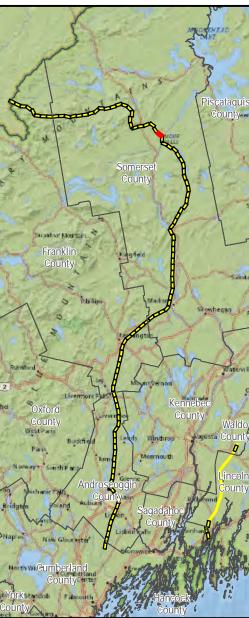


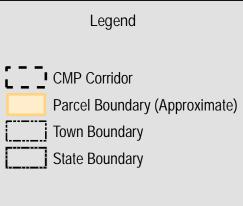
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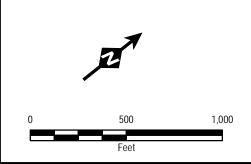












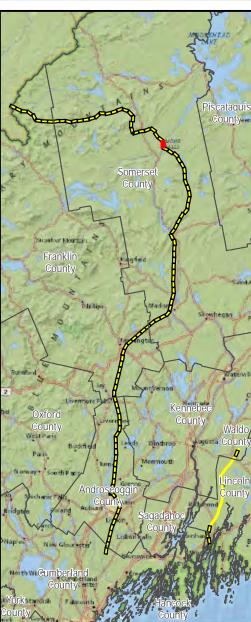


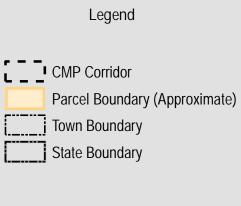
CMP Fee and Easement
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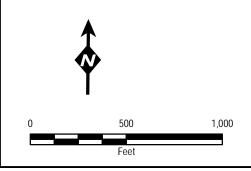








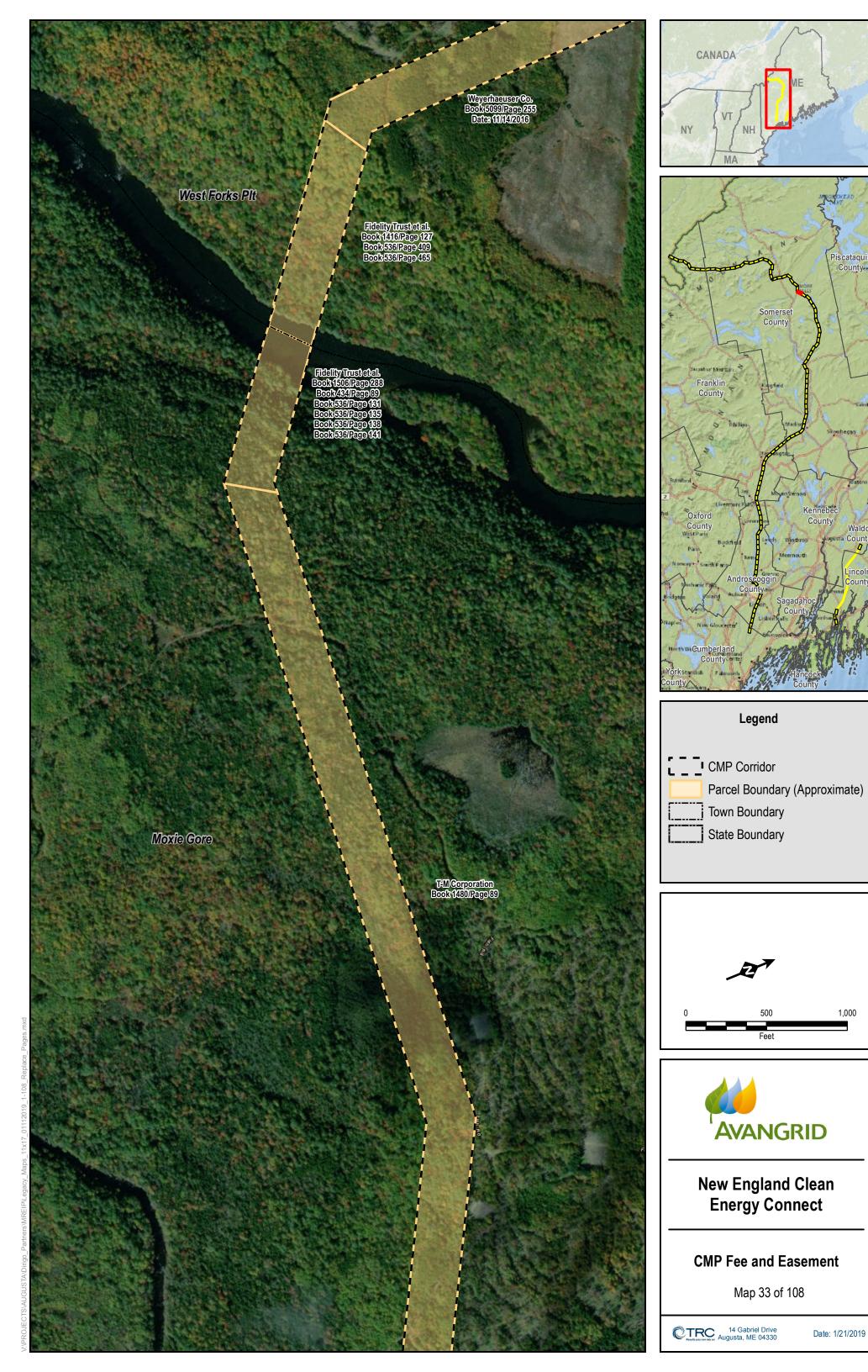






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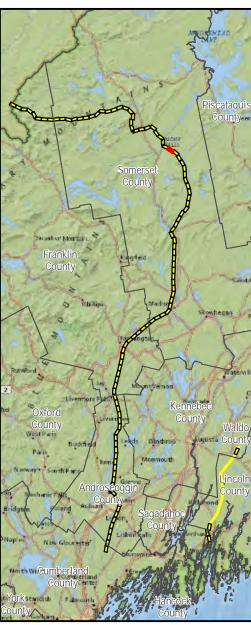


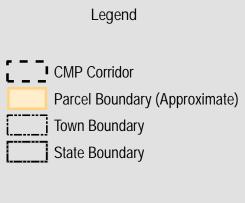
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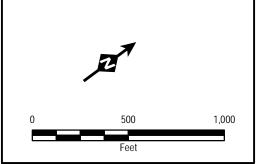
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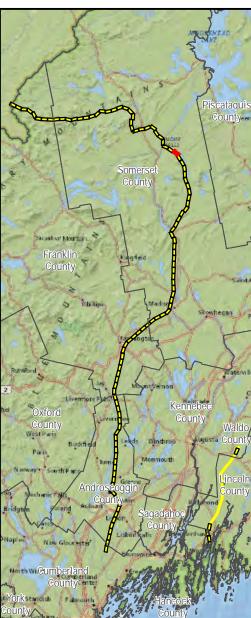


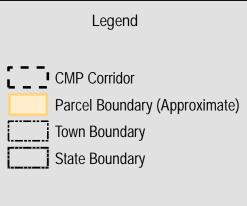
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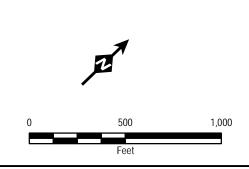












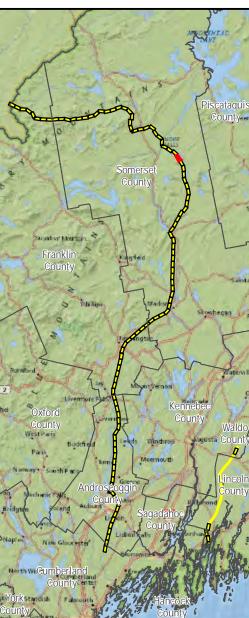


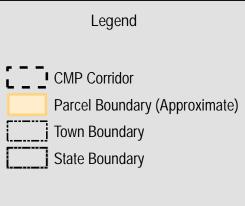
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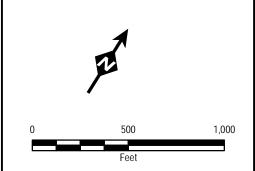












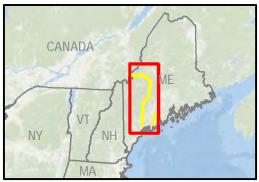


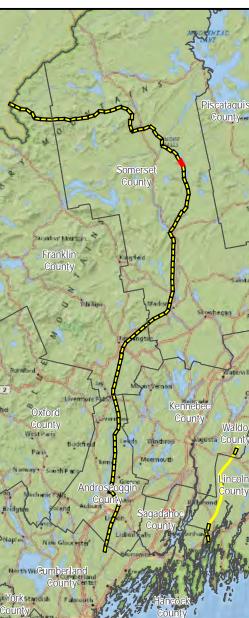
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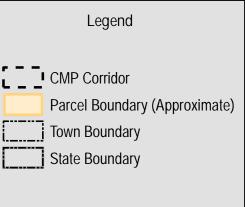
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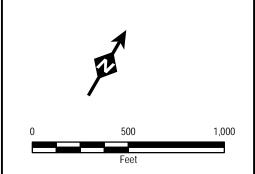












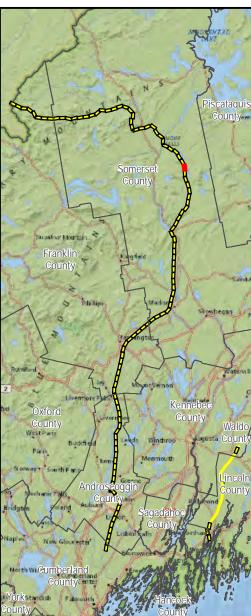


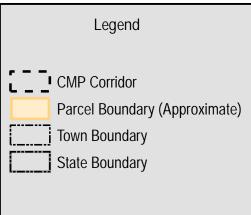
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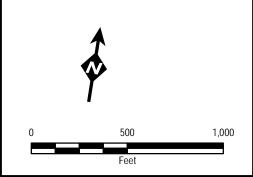








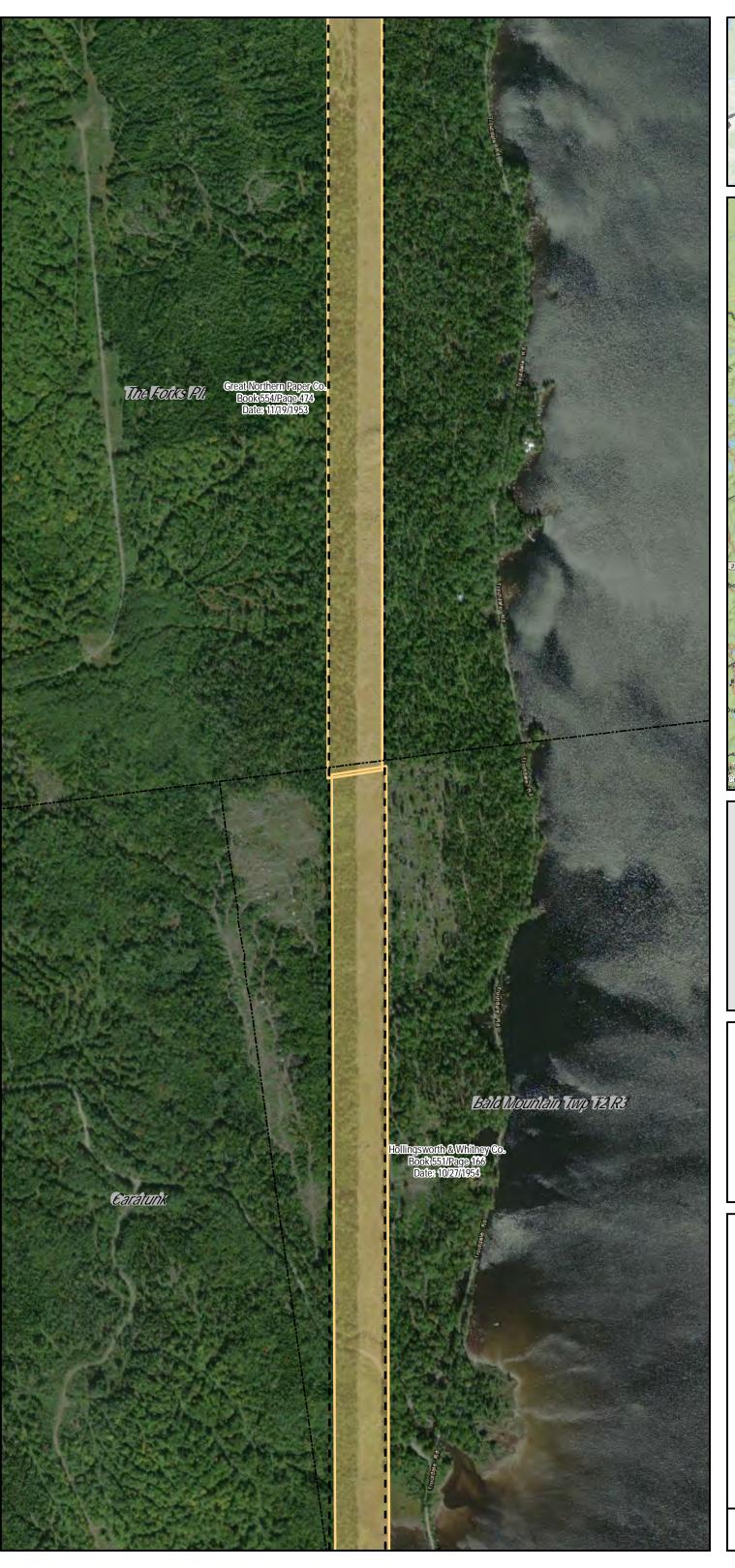




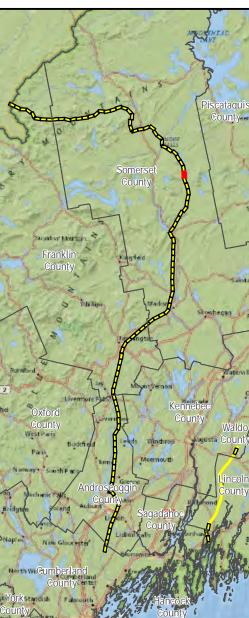


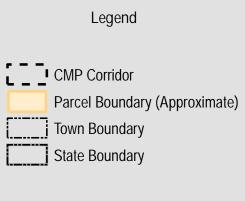
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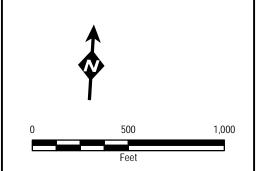












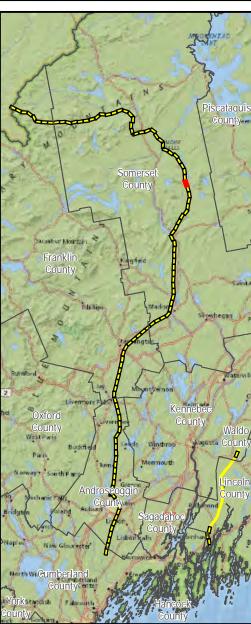


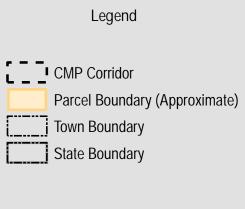
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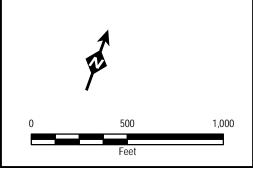












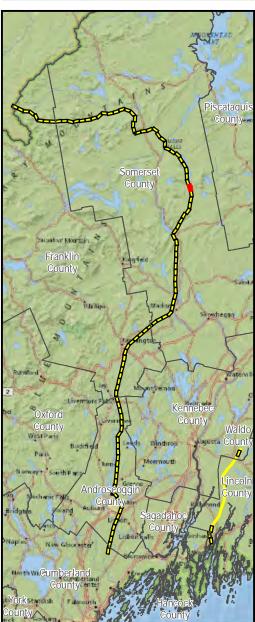


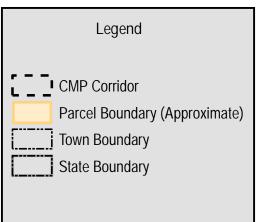
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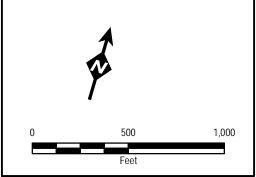












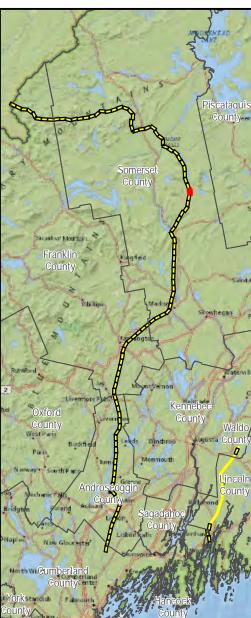


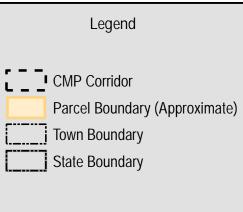
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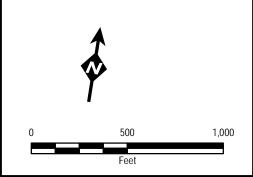












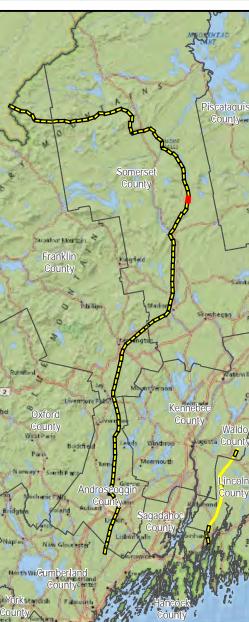


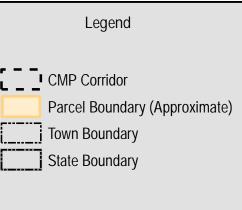
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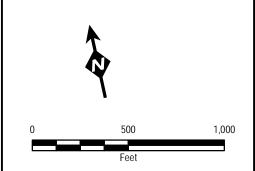








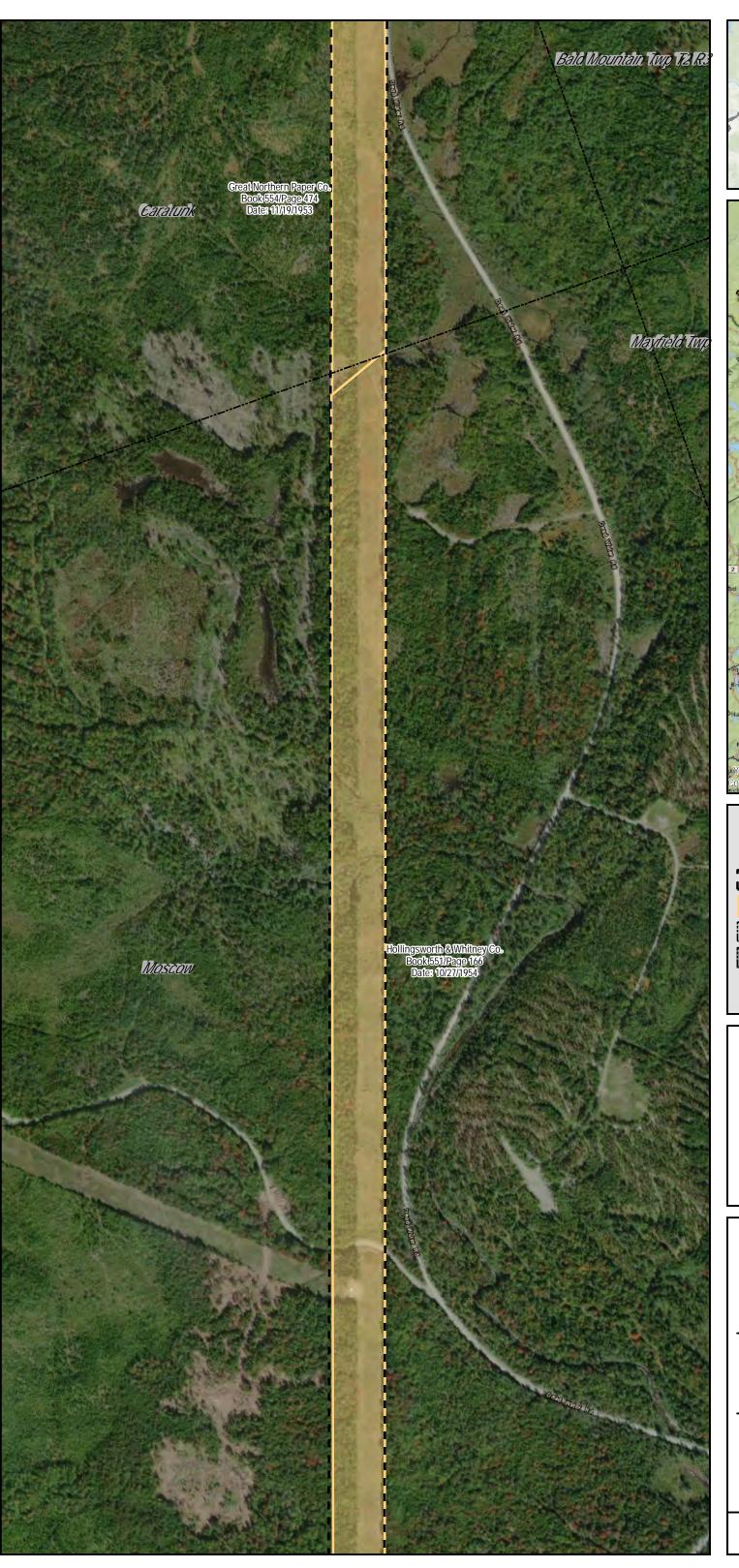




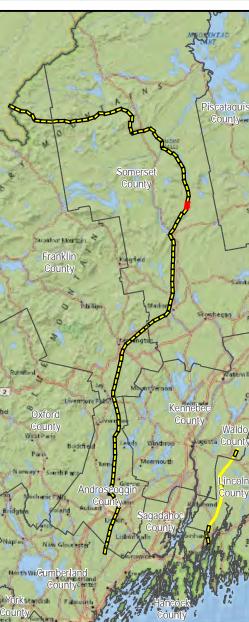


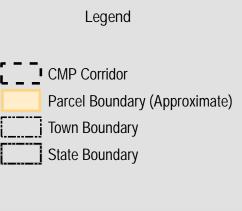
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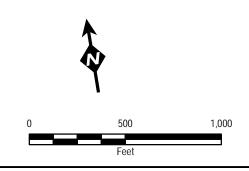












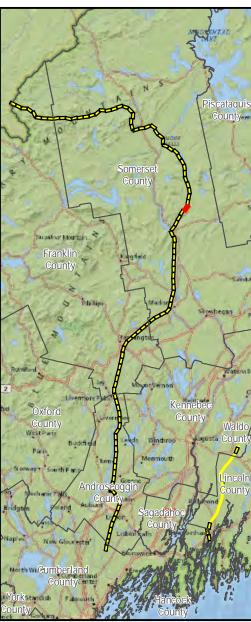


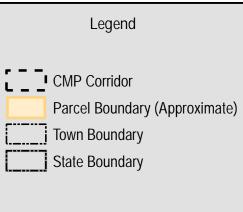
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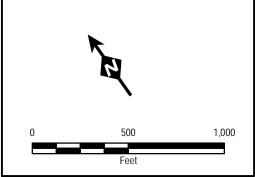












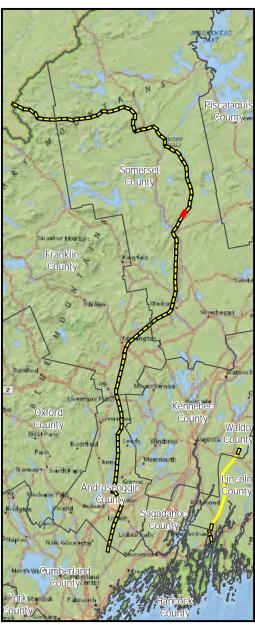


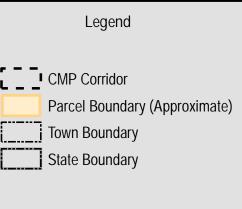
CMP Fee and Easement
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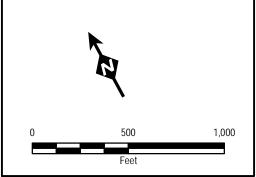








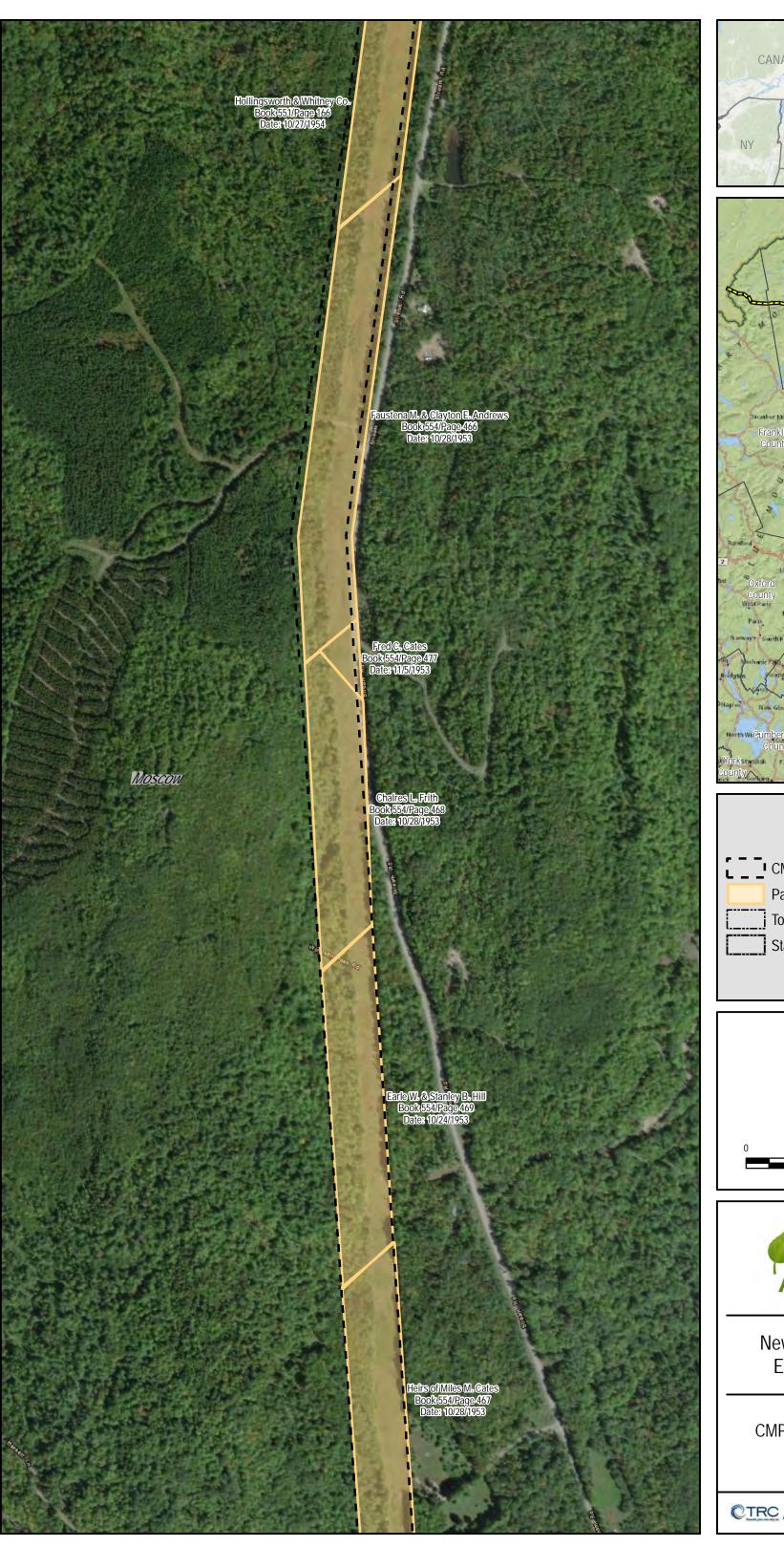




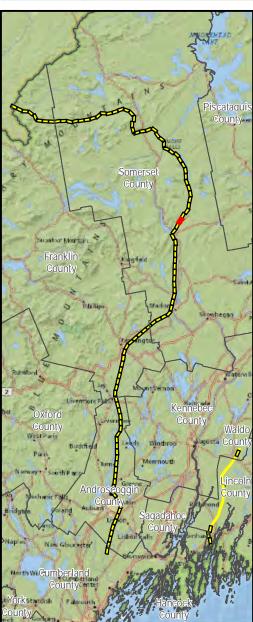


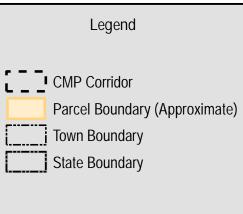
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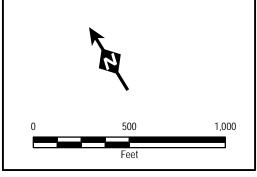








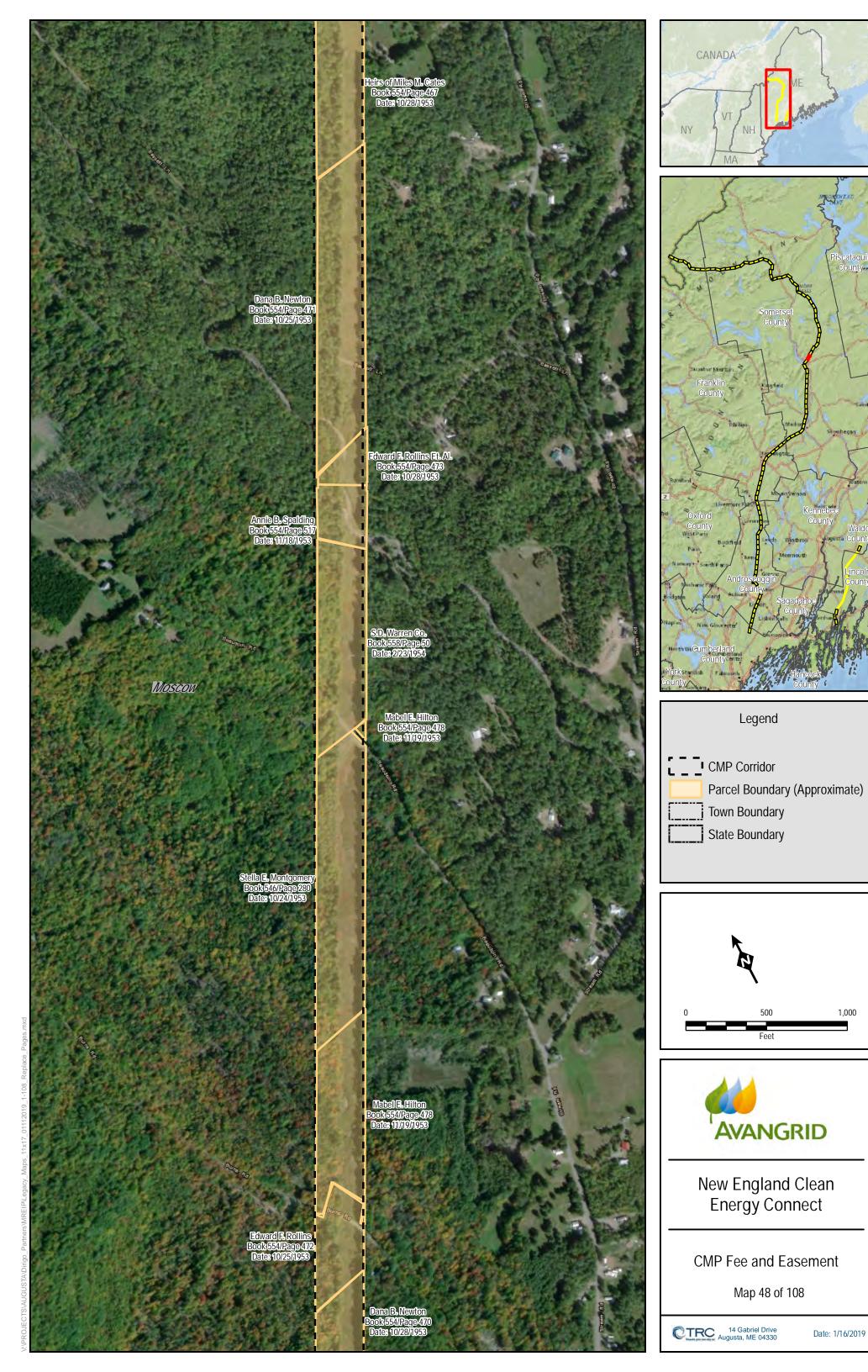






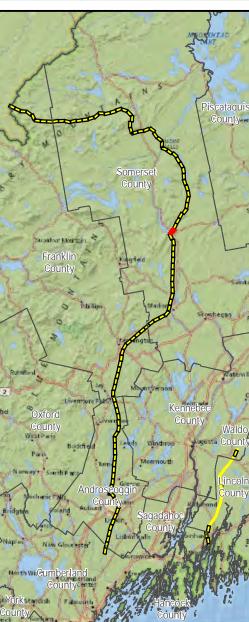
CMP Fee and Easement
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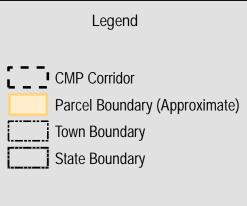


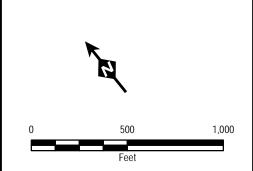












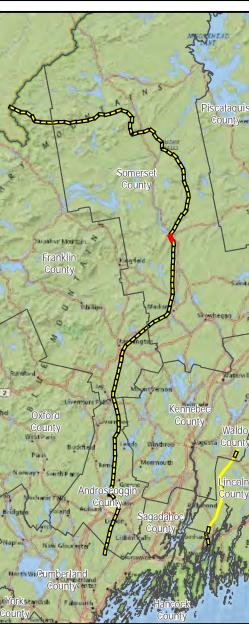


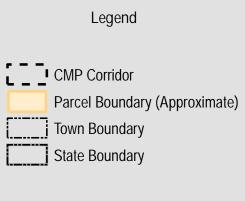
CMP Fee and Easement
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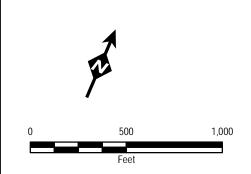








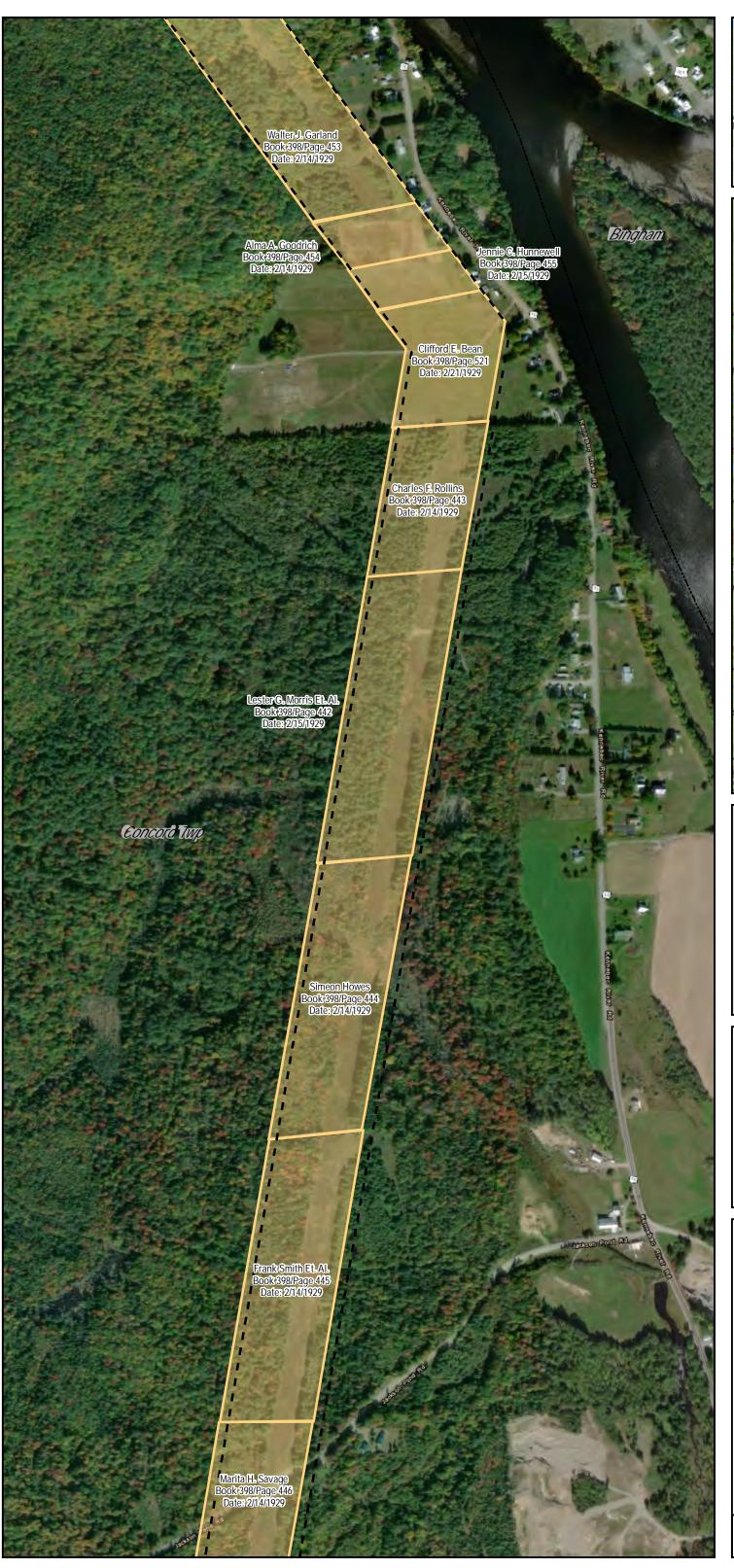




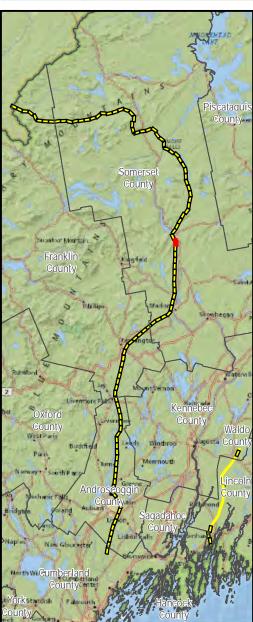


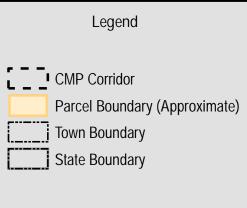
CMP Fee and Easement
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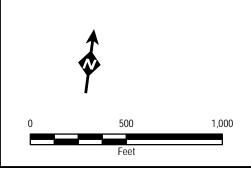








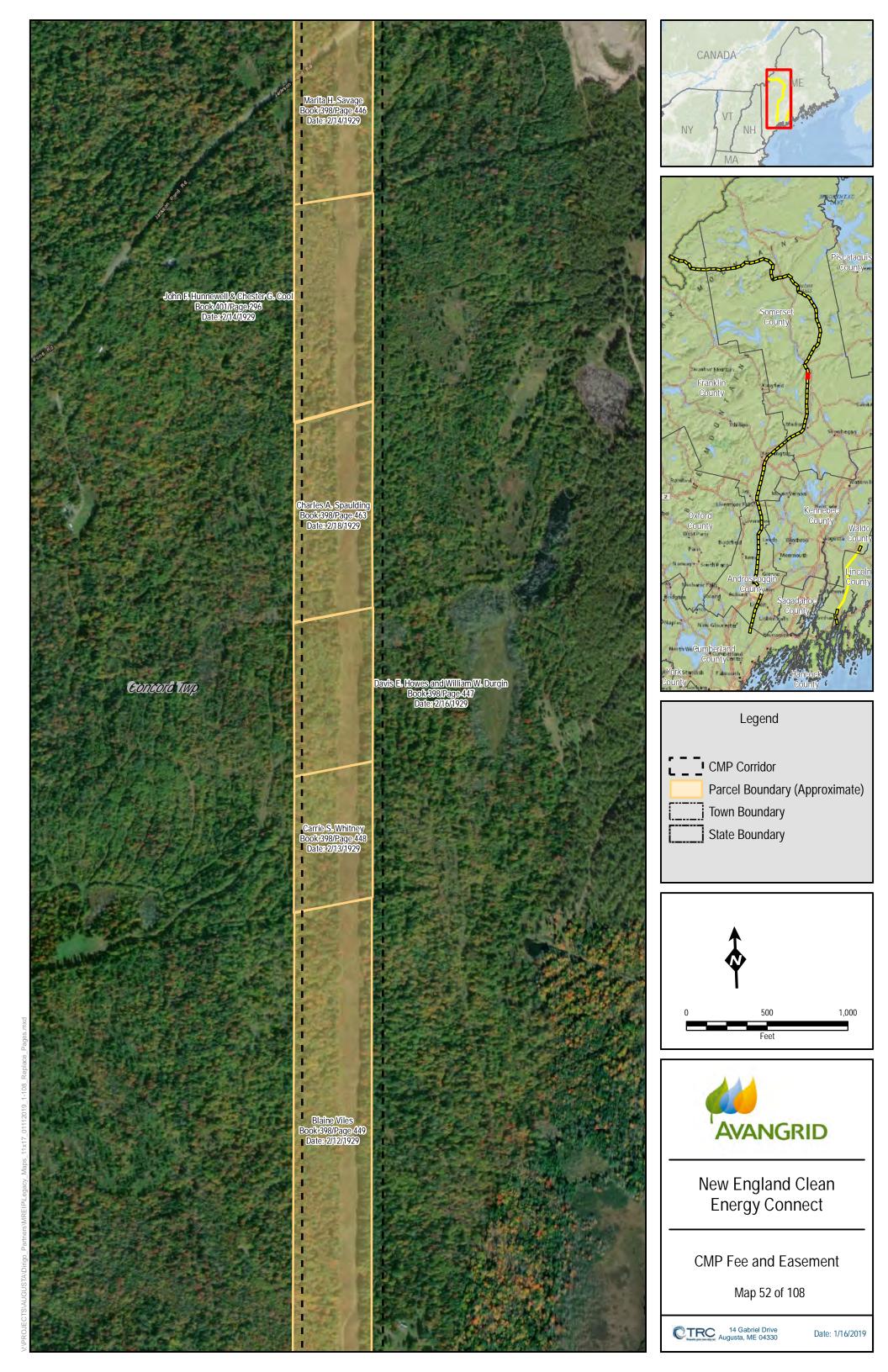


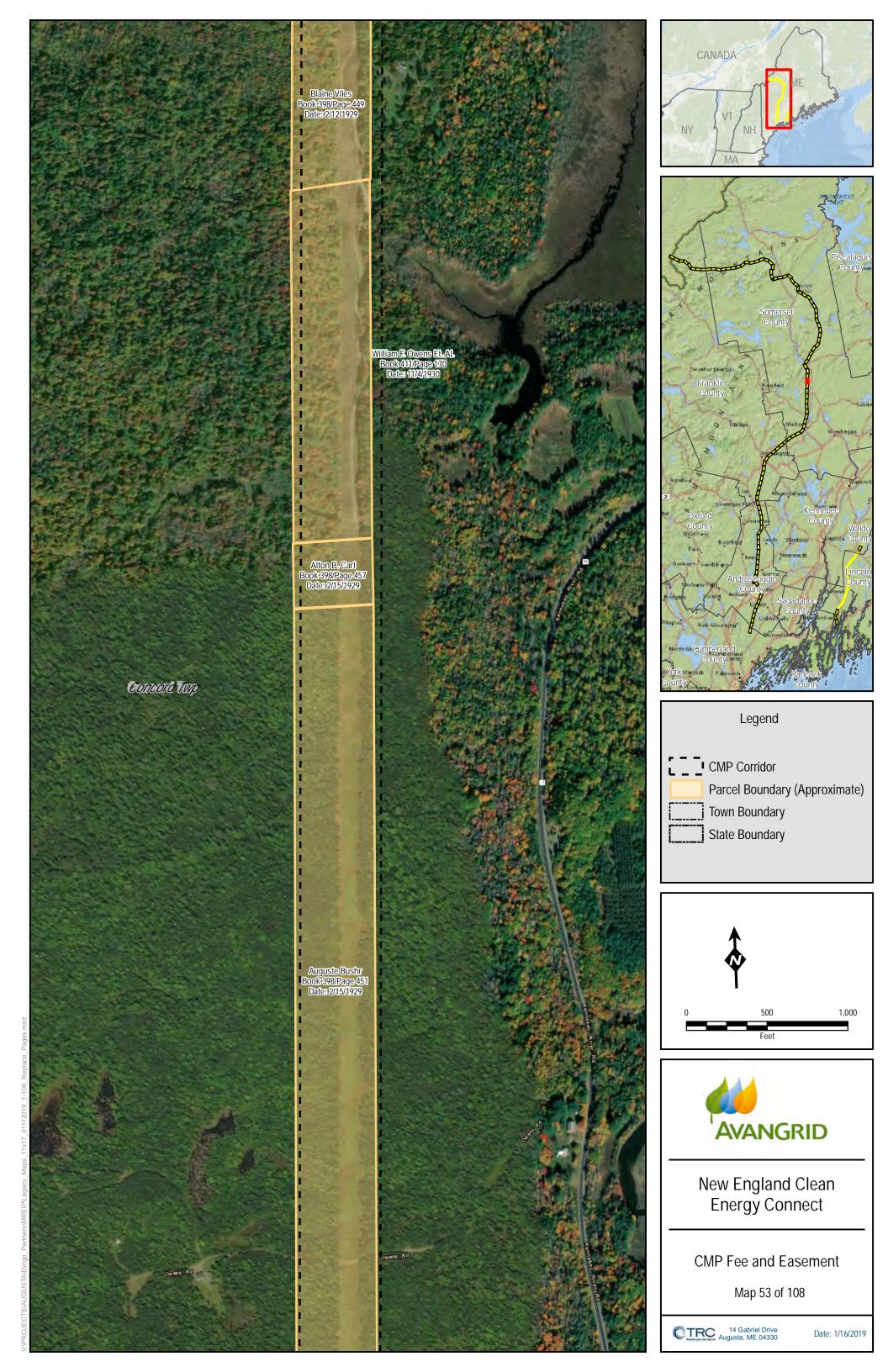


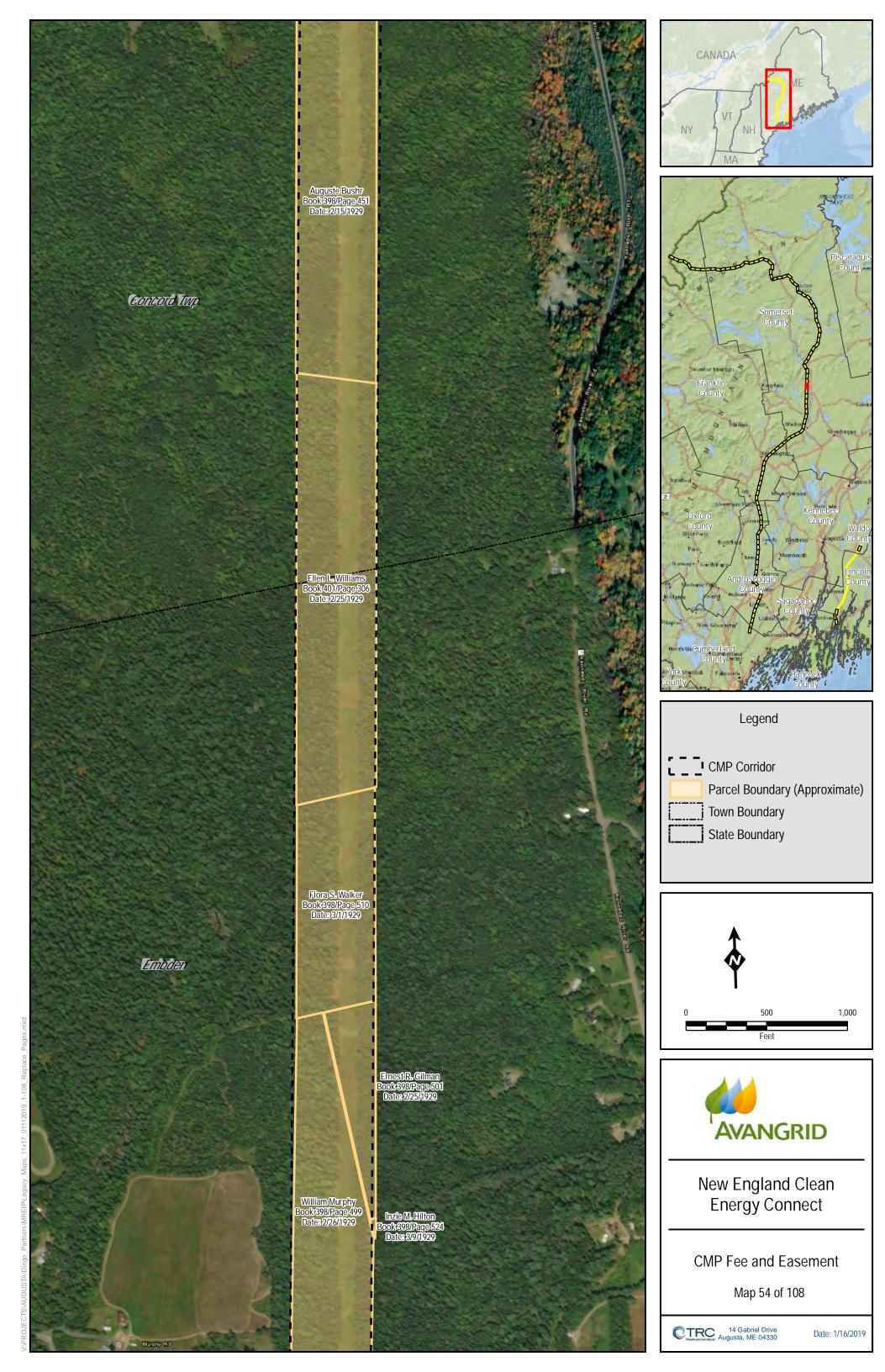


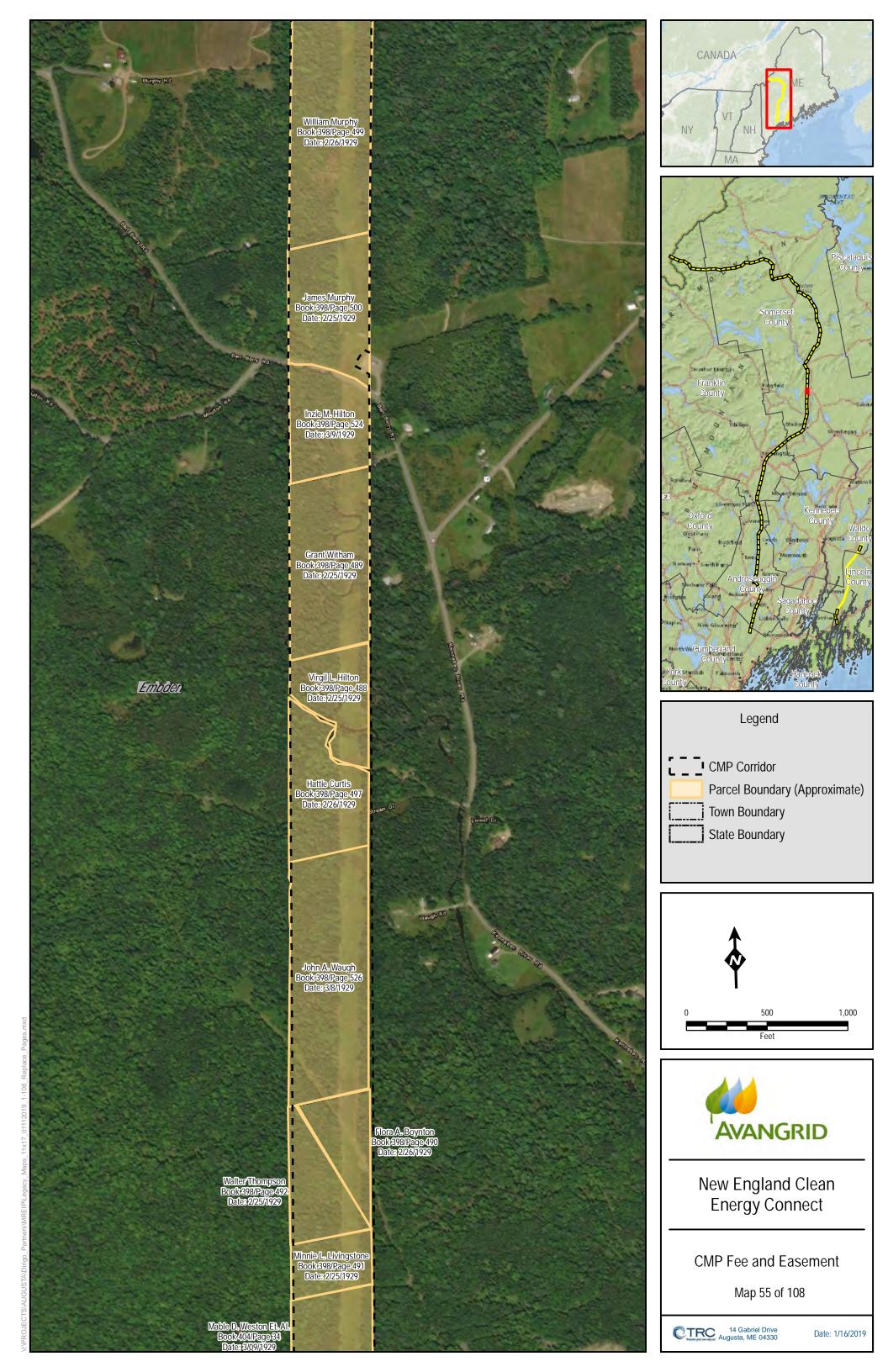
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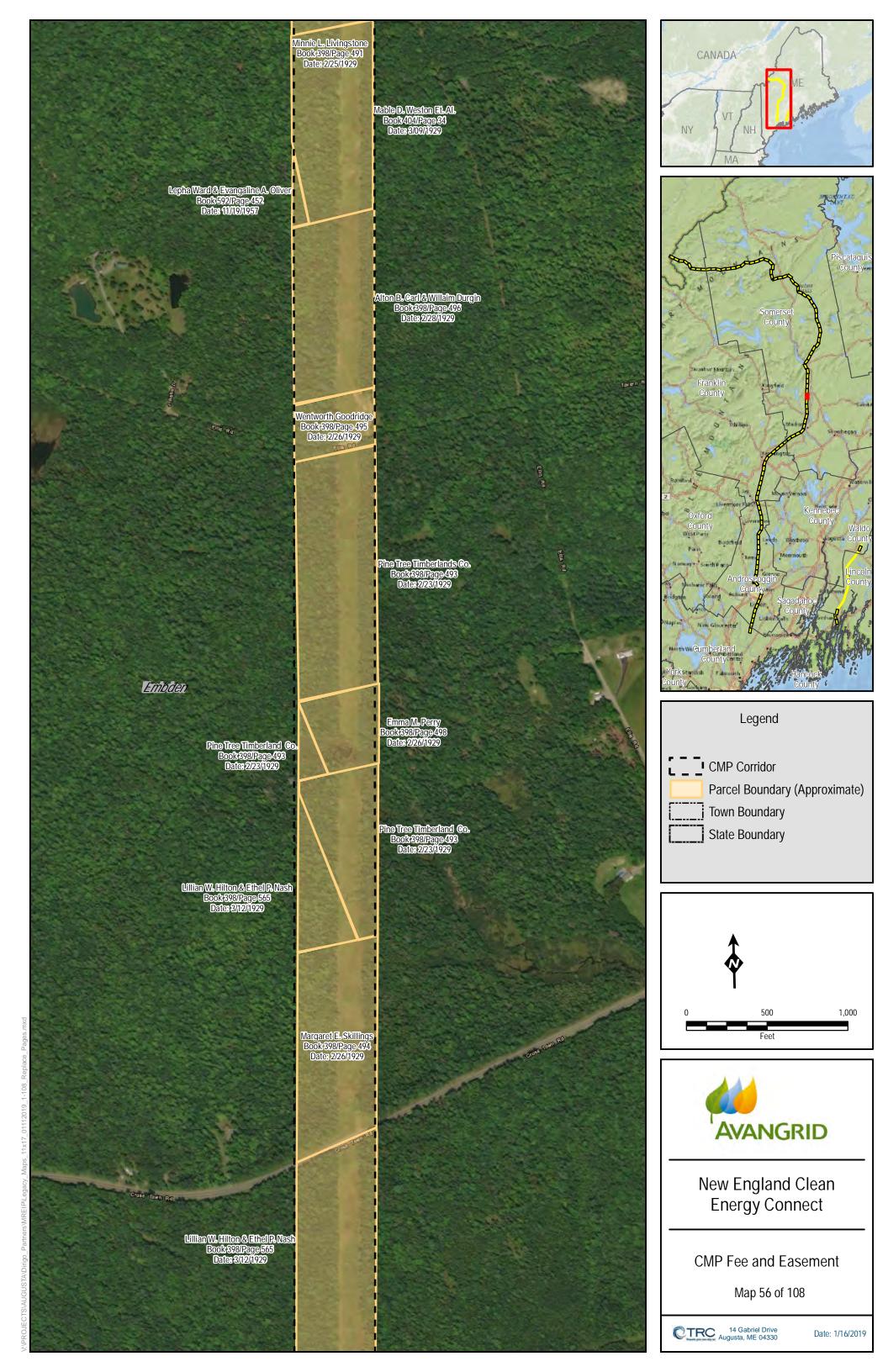


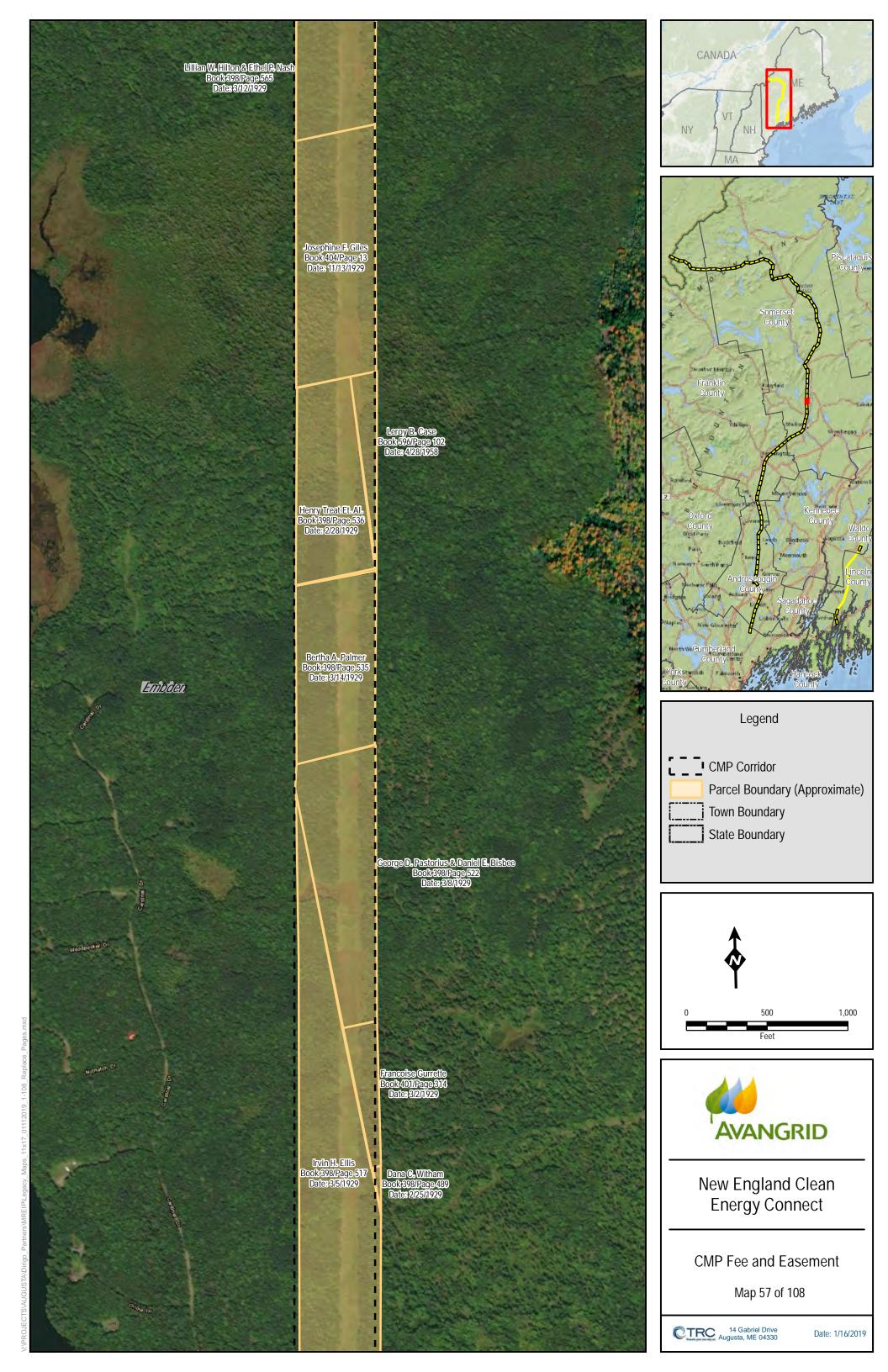


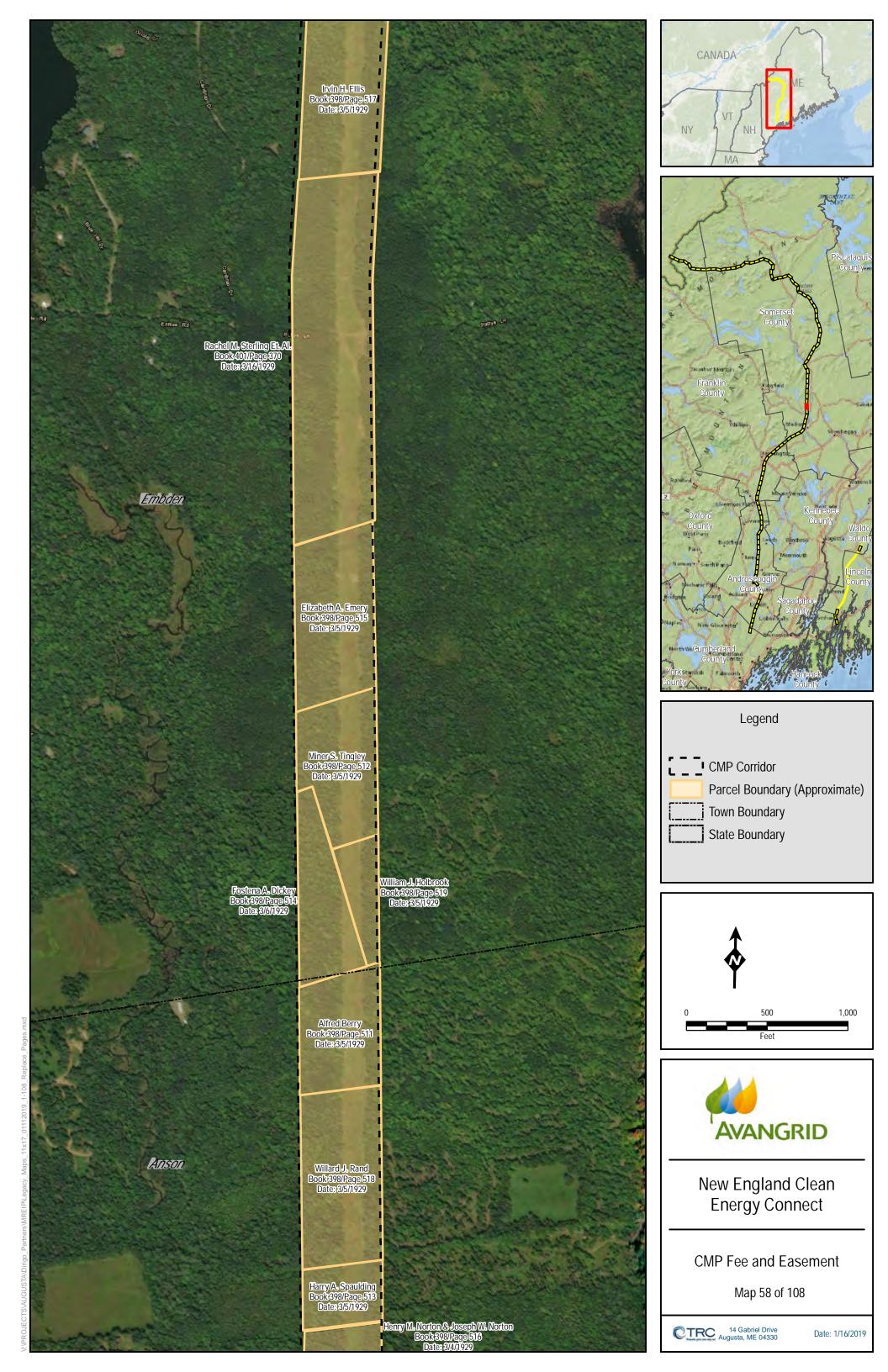






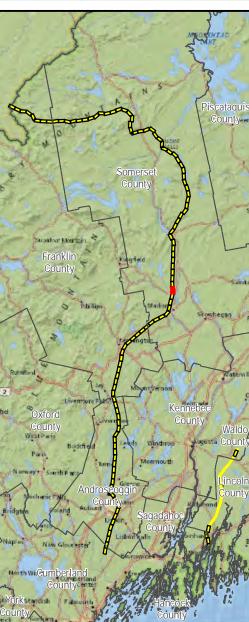


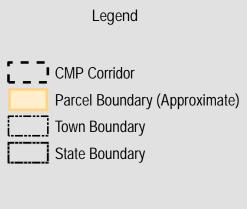


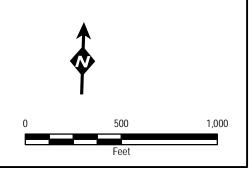








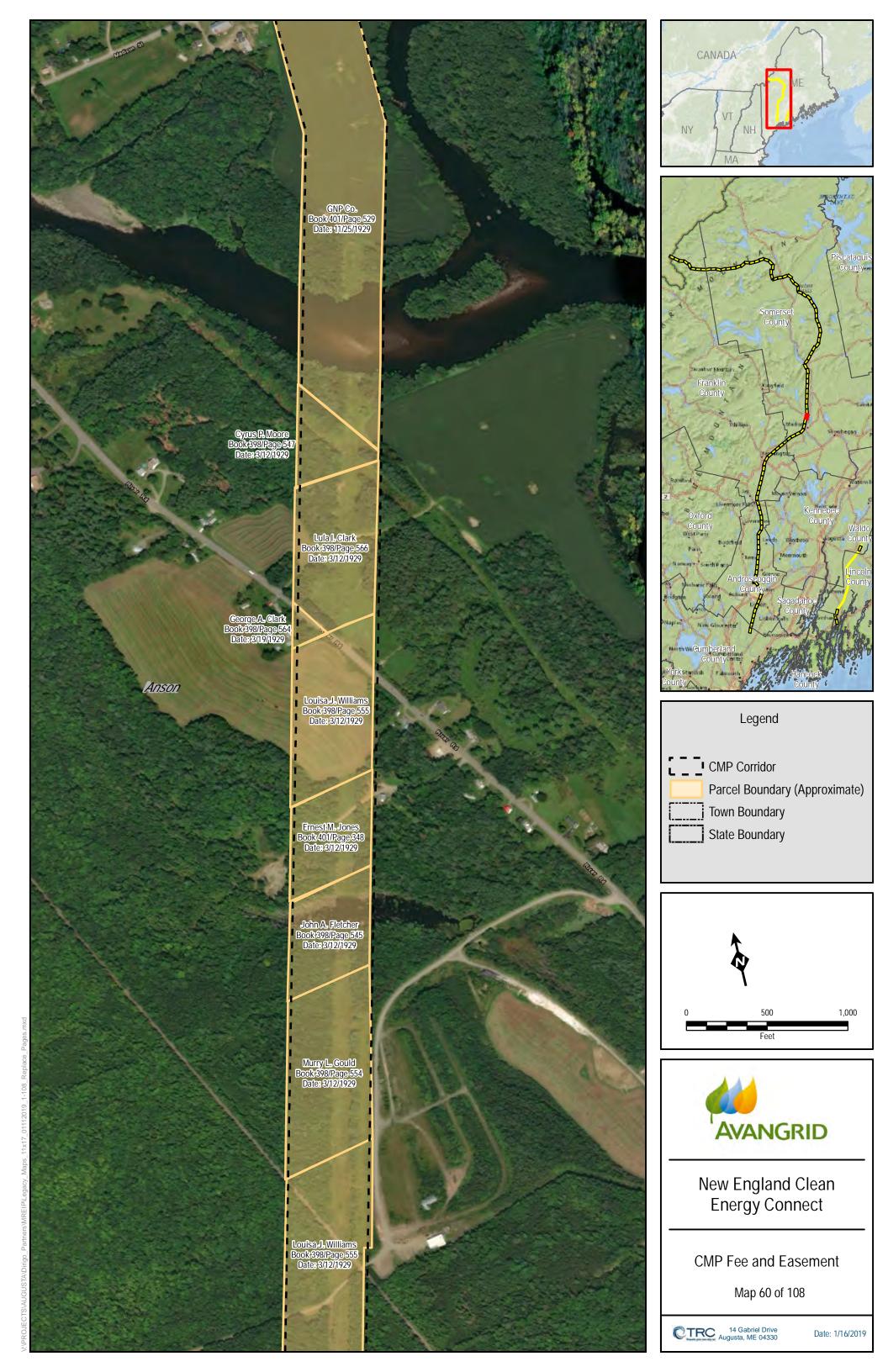


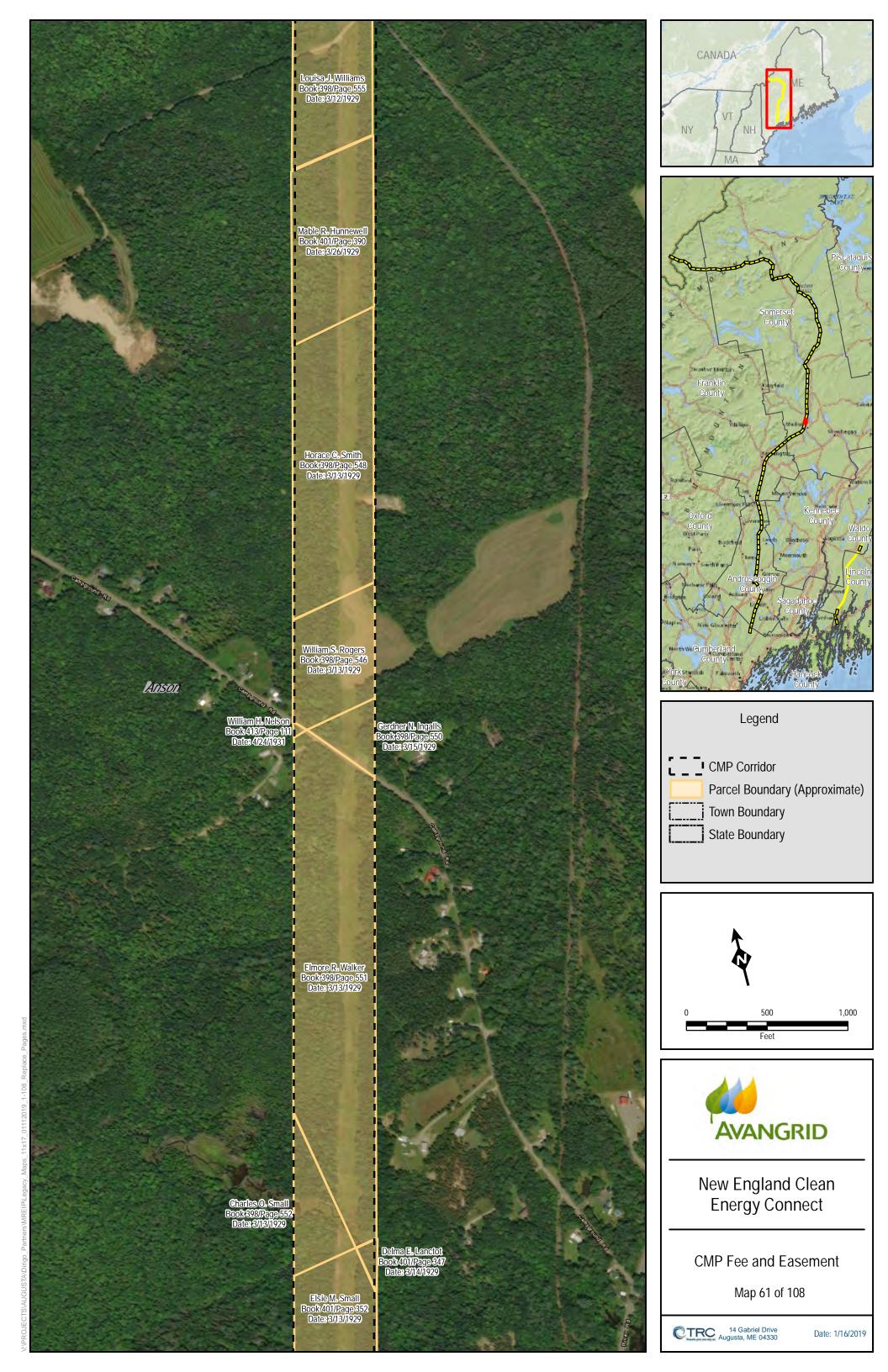


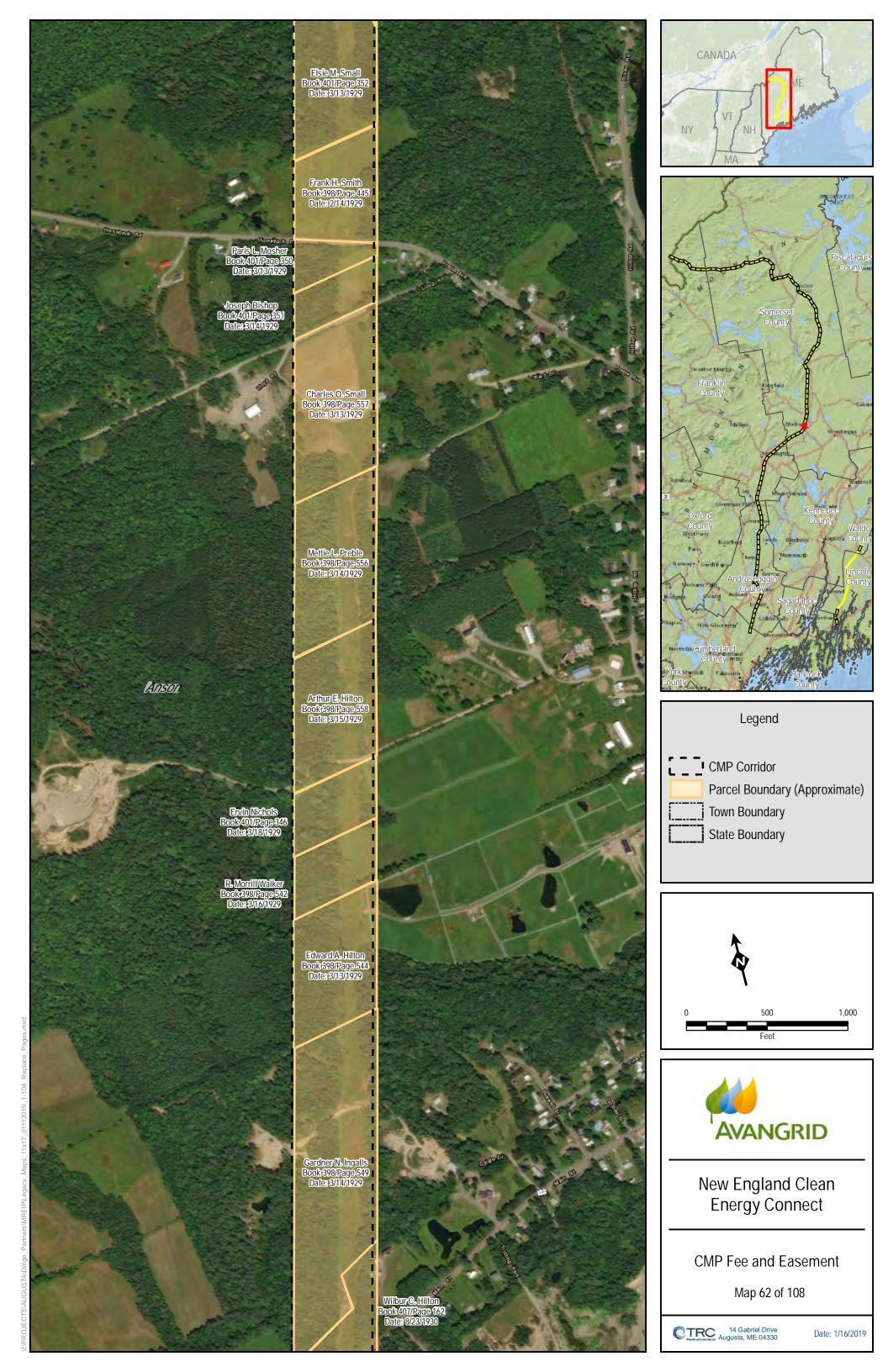


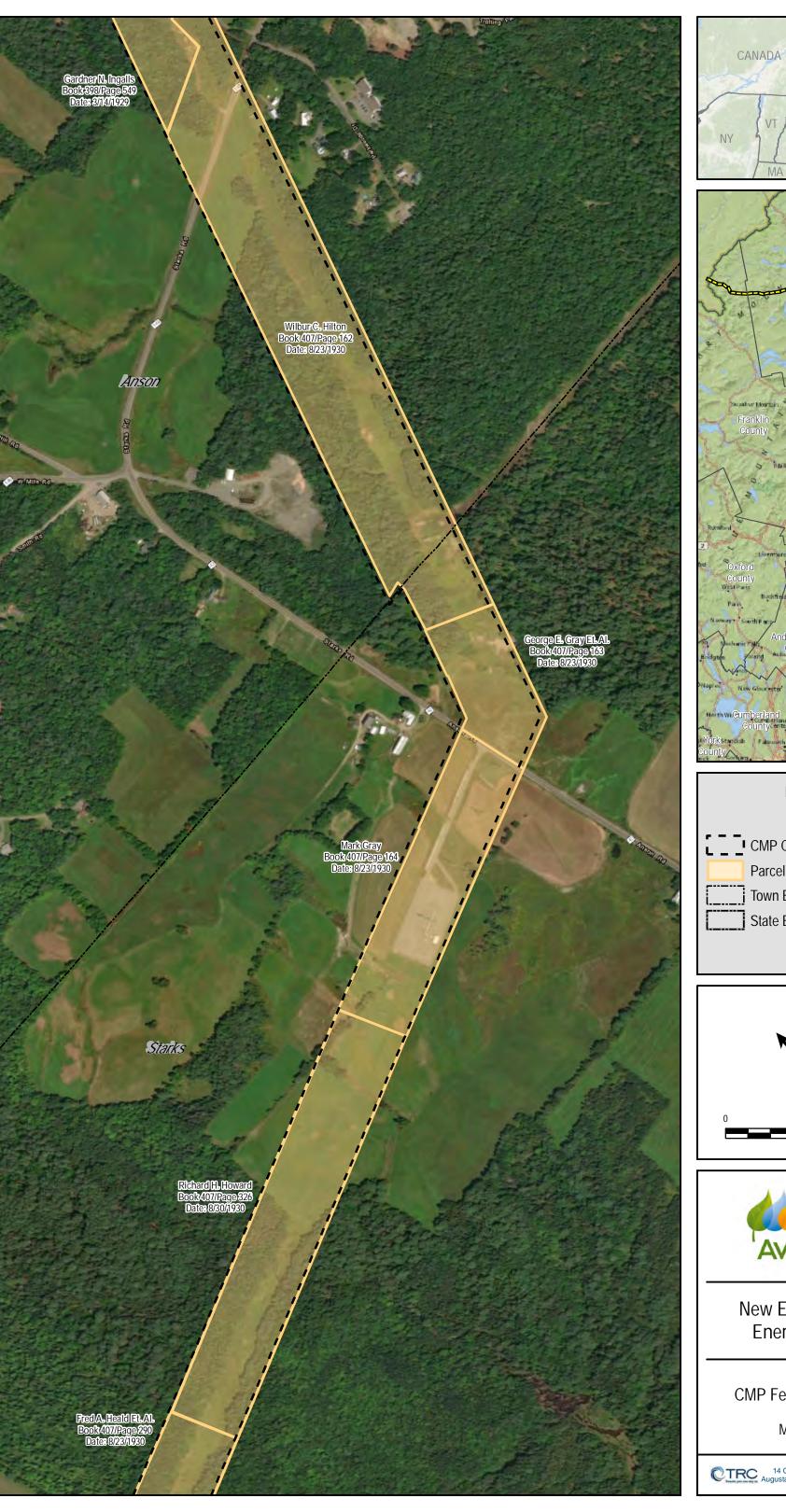
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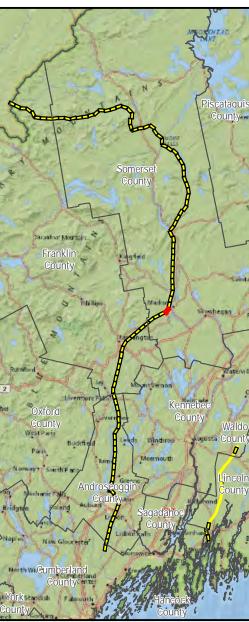


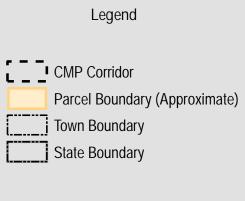


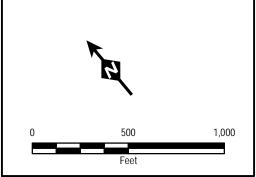








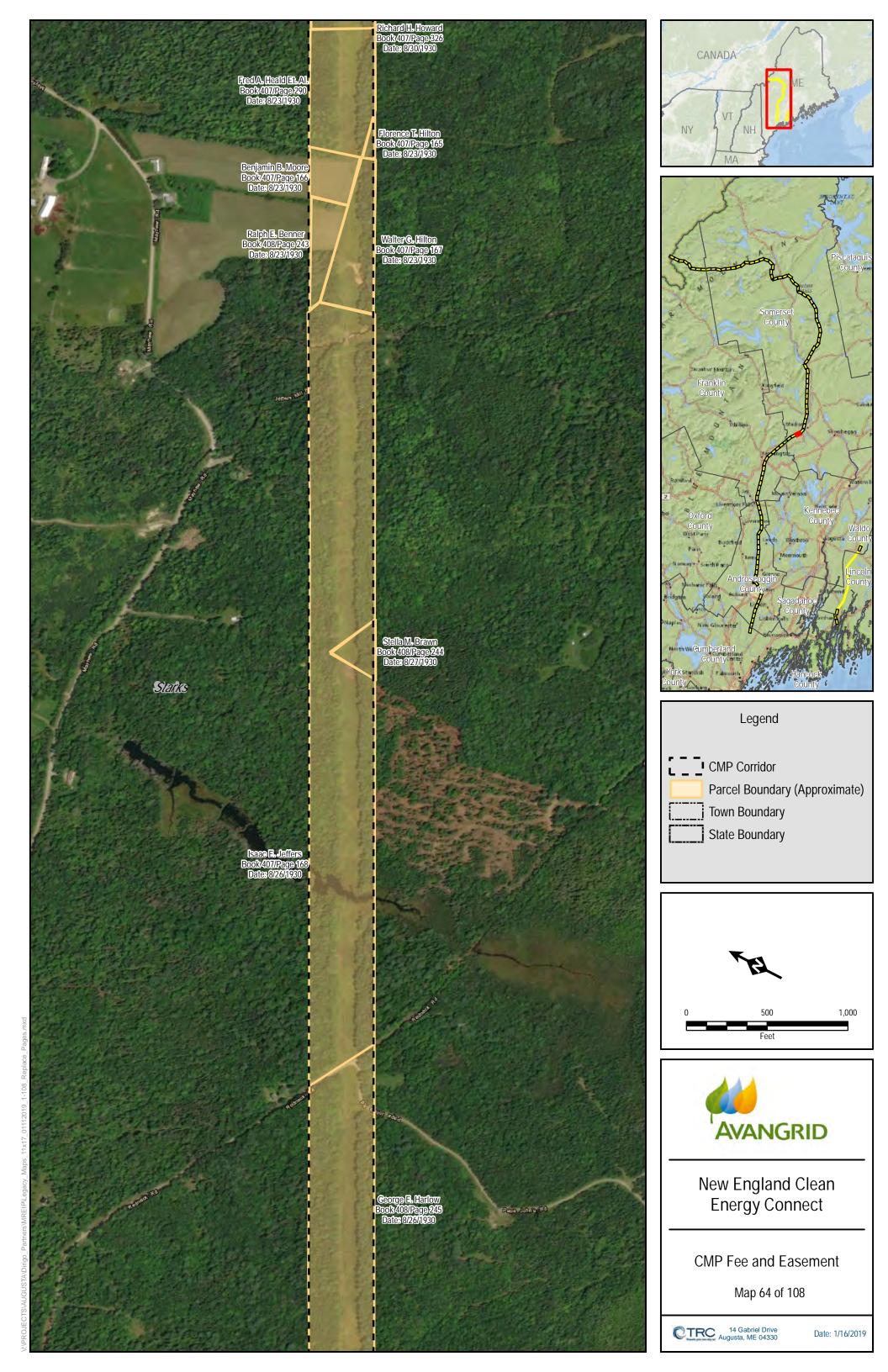


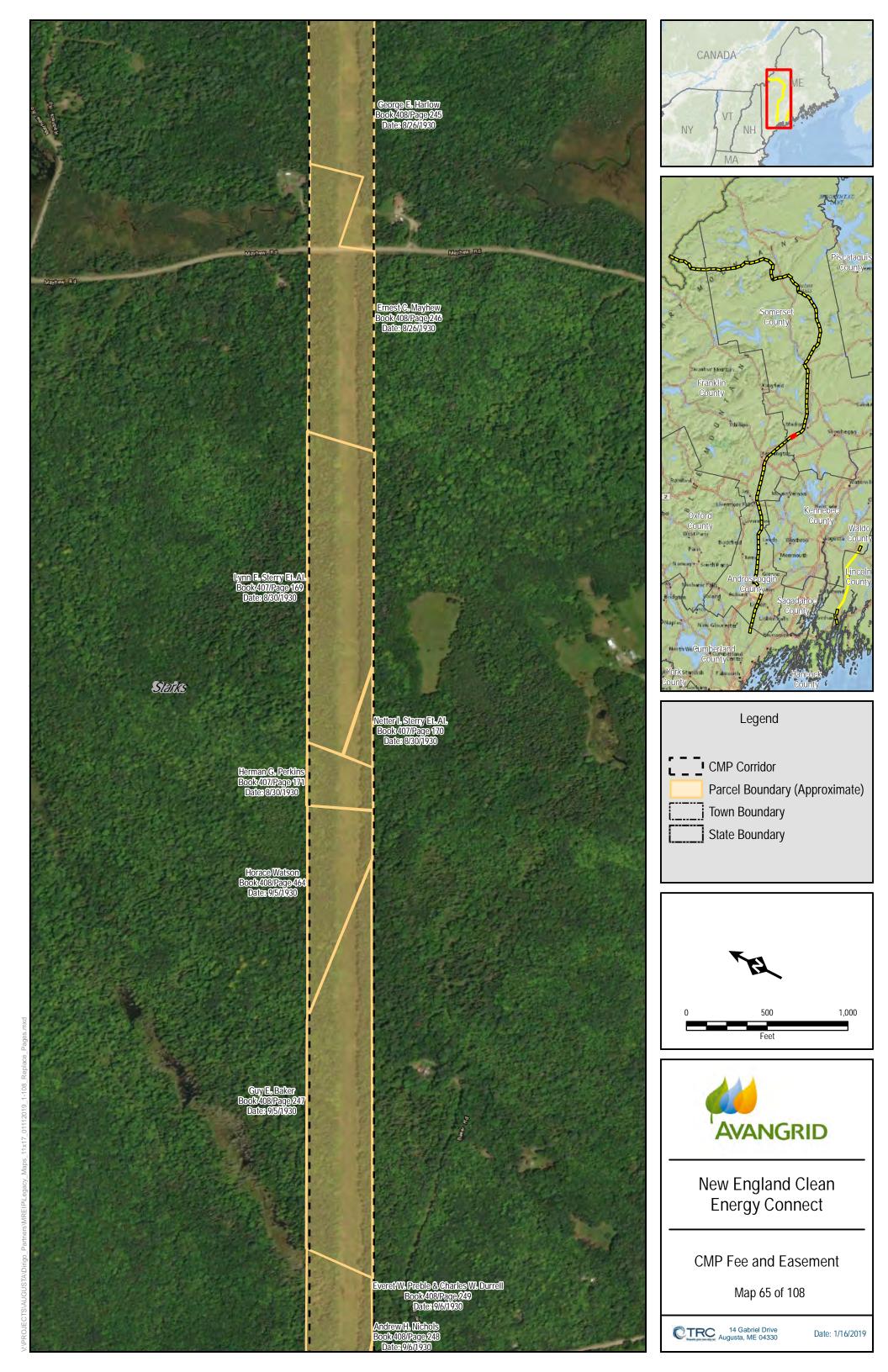


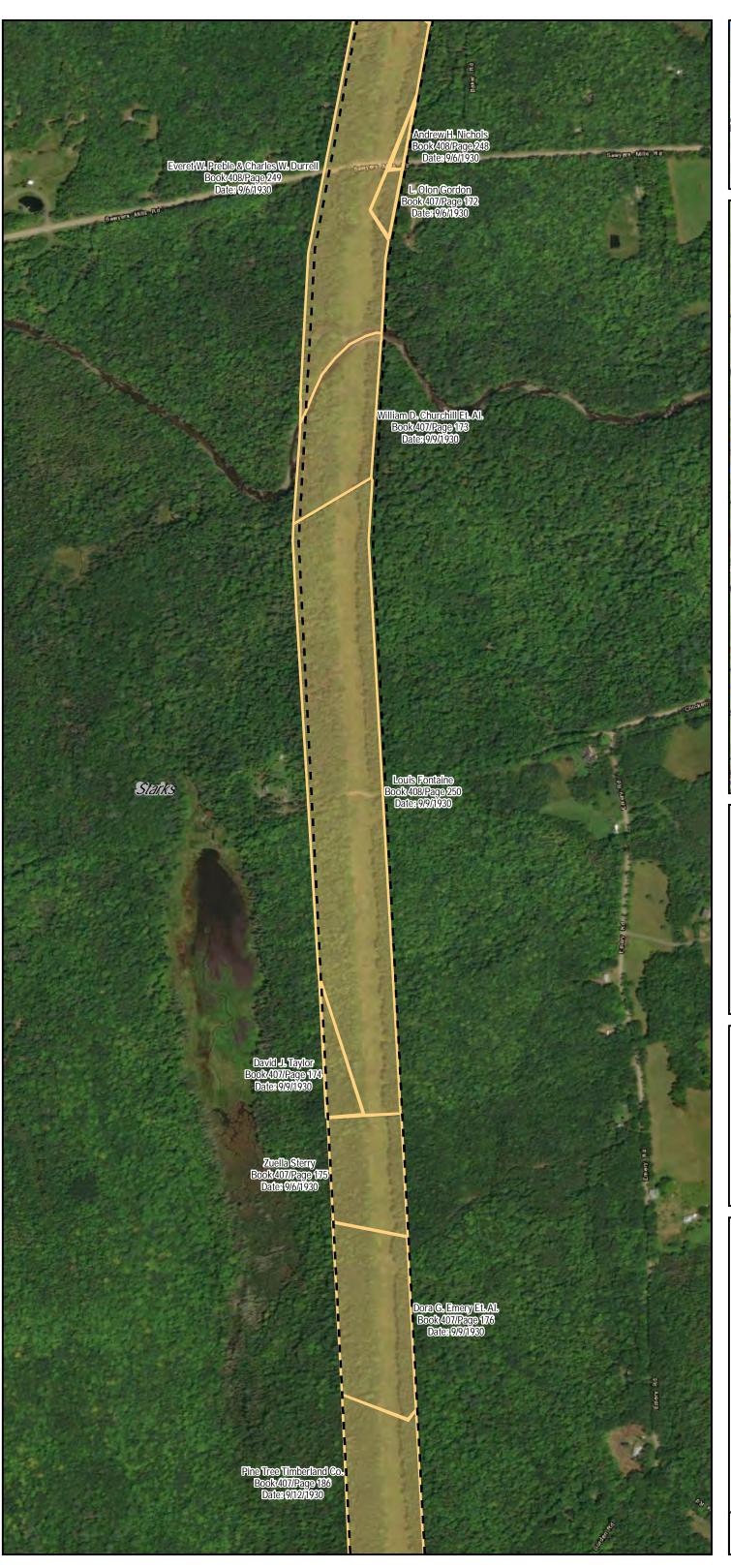


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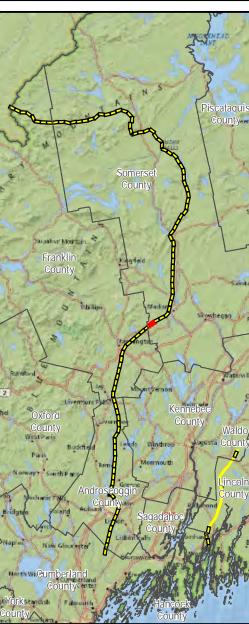


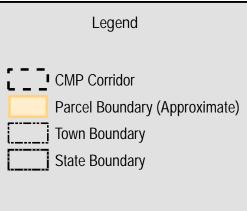


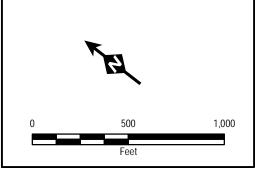








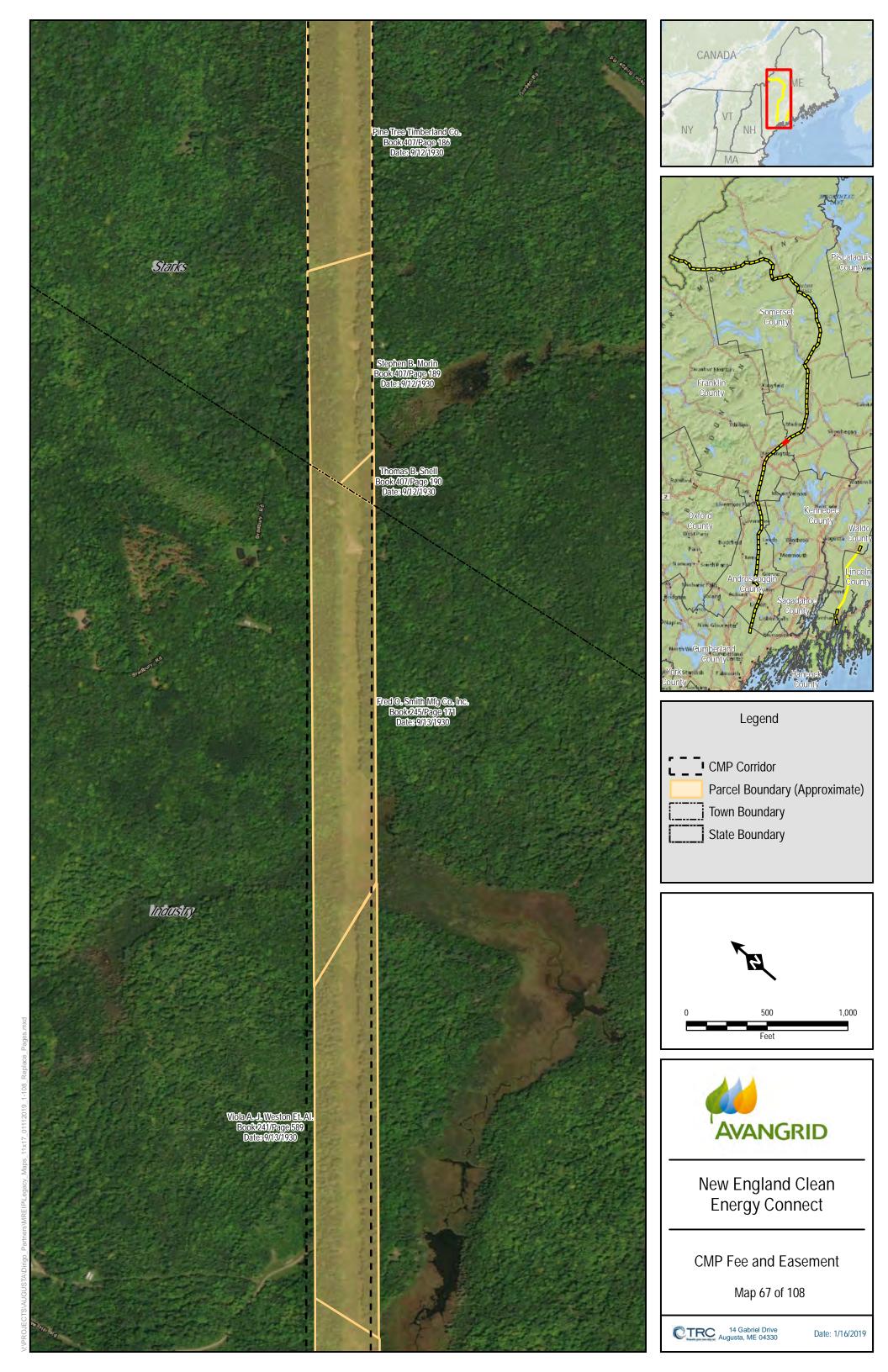


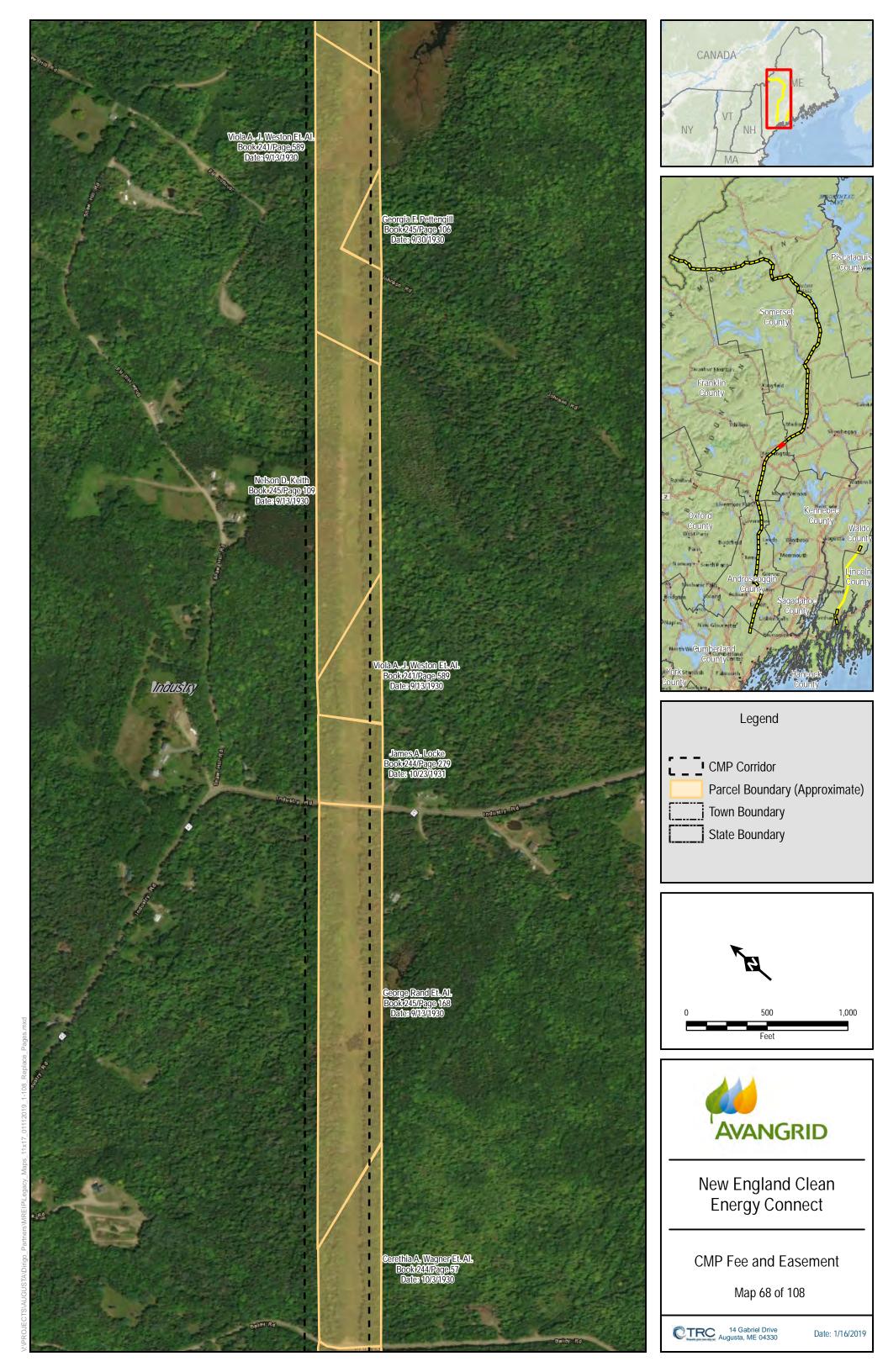




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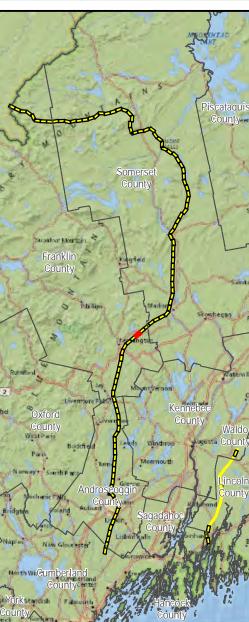


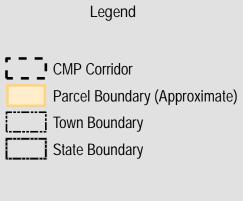


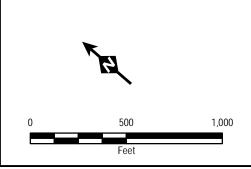








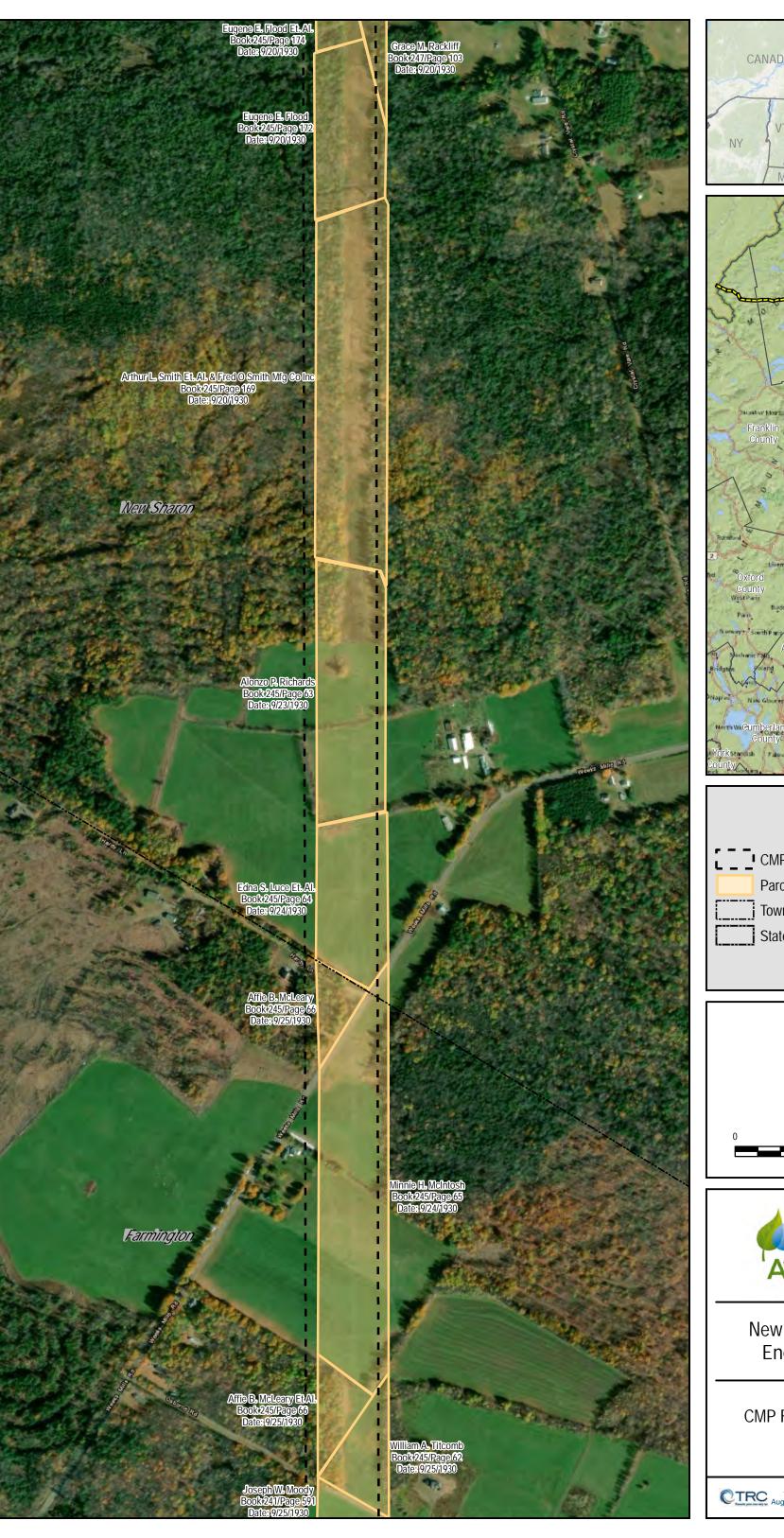




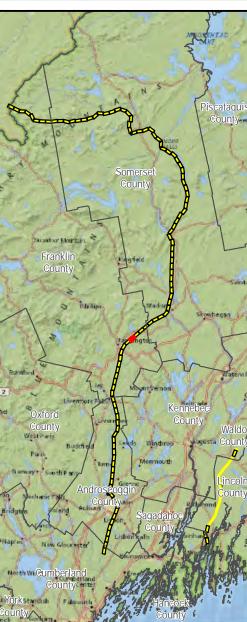


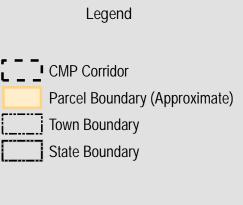
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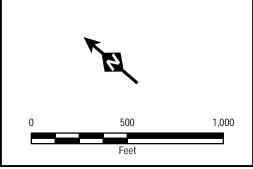








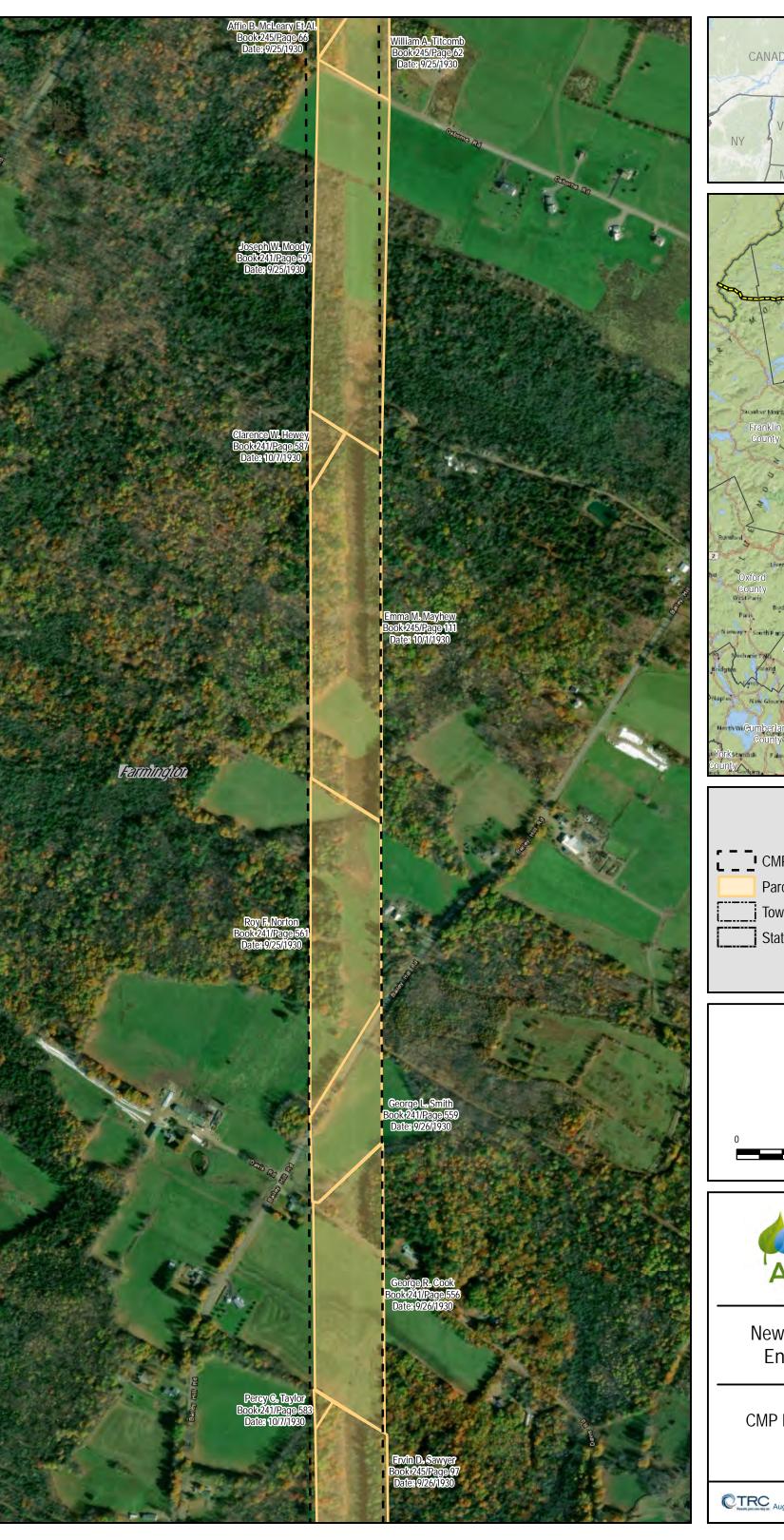




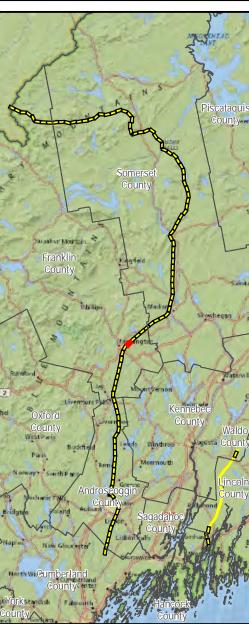


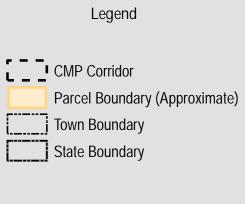
CMP Fee and Easement Map 70 of 108

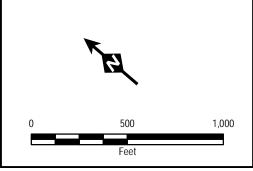








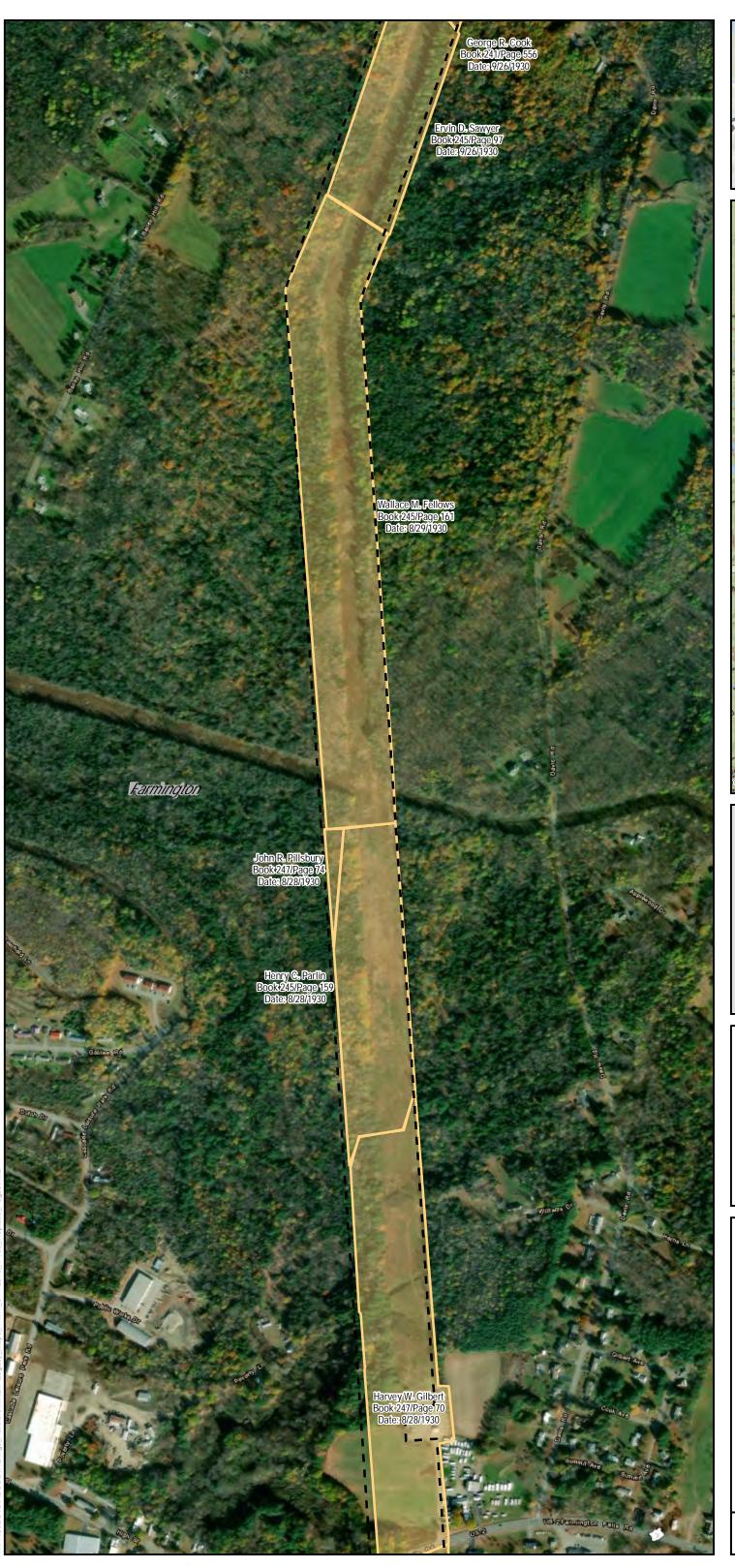




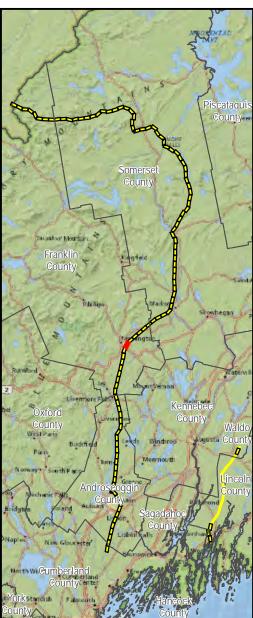


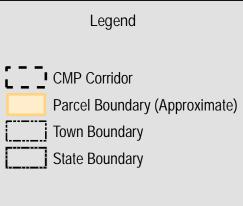
CMP Fee and Easement Map 71 of 108

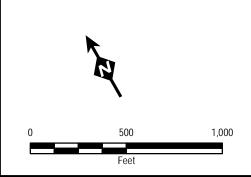








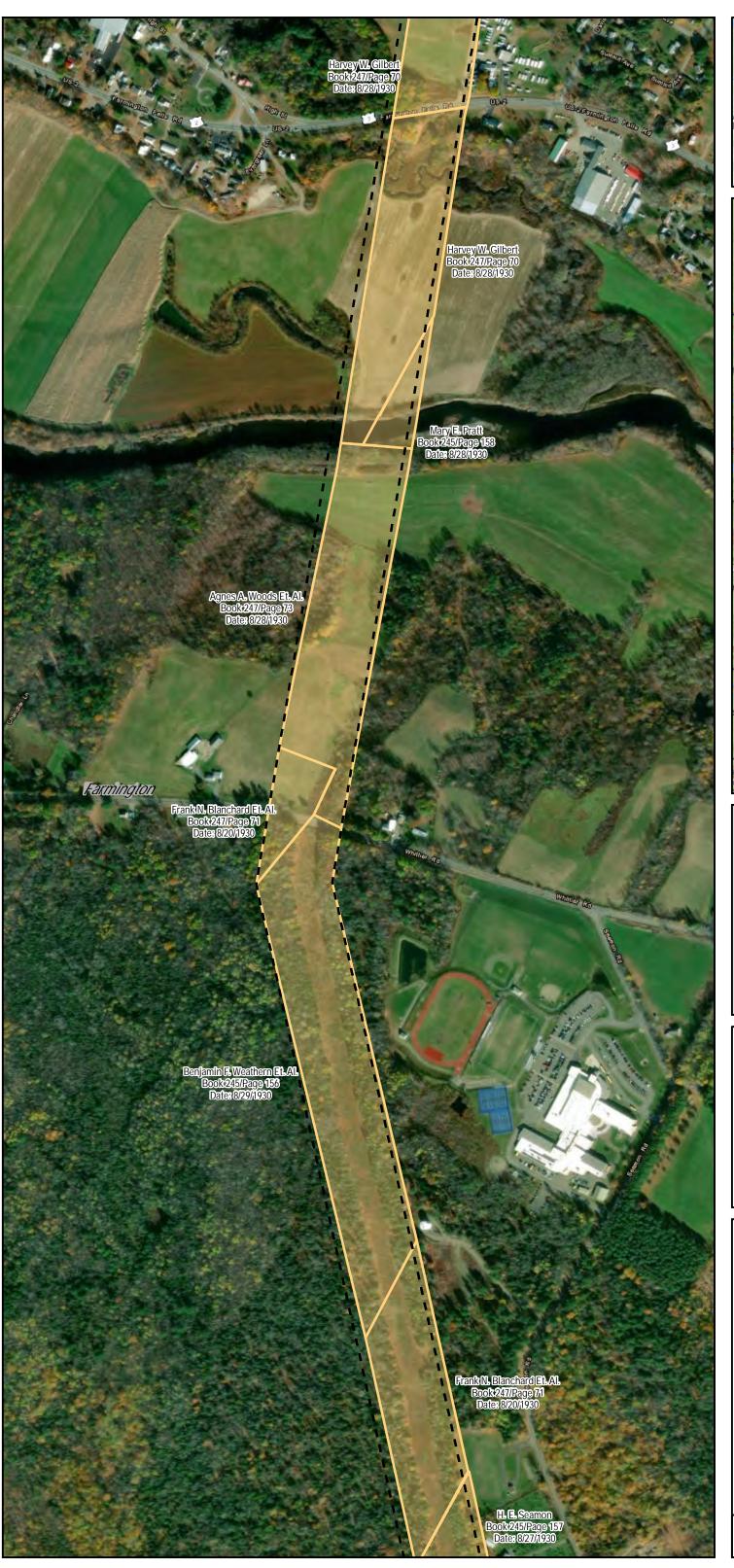




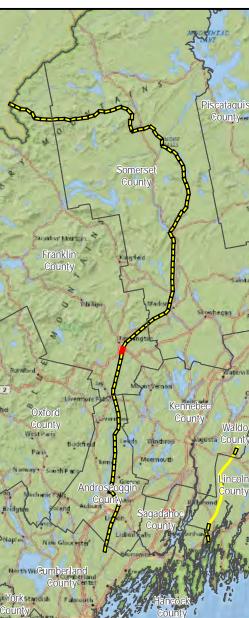


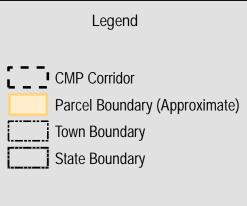
CMP Fee and Easement
Map 72 of 108

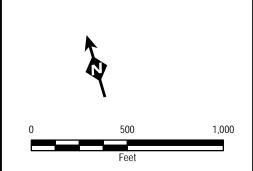














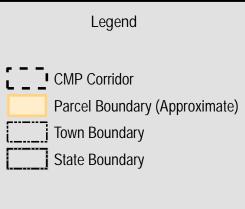
CMP Fee and Easement
Map 73 of 108

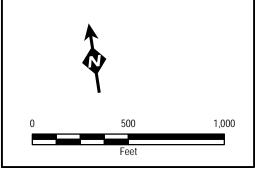








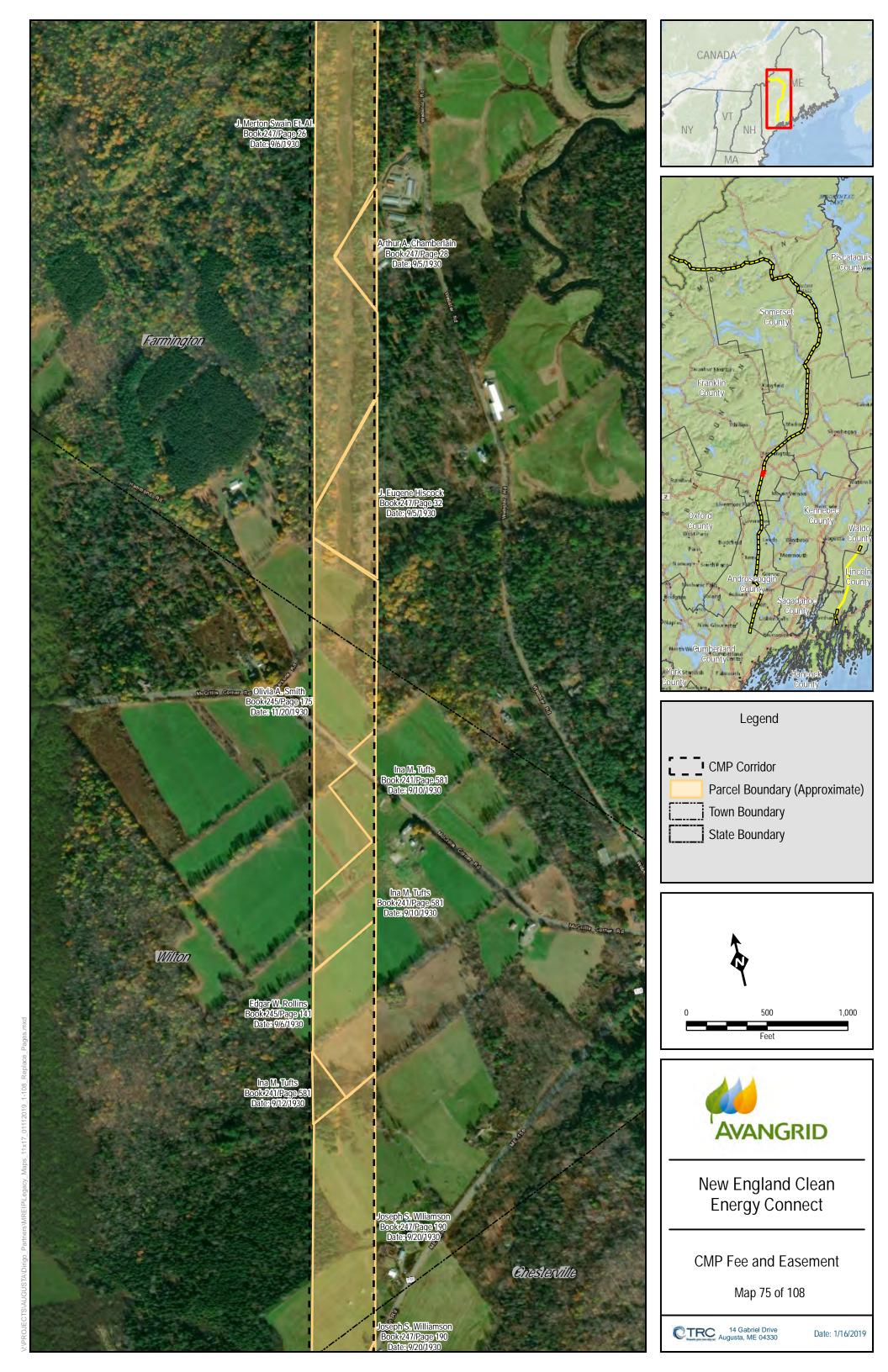


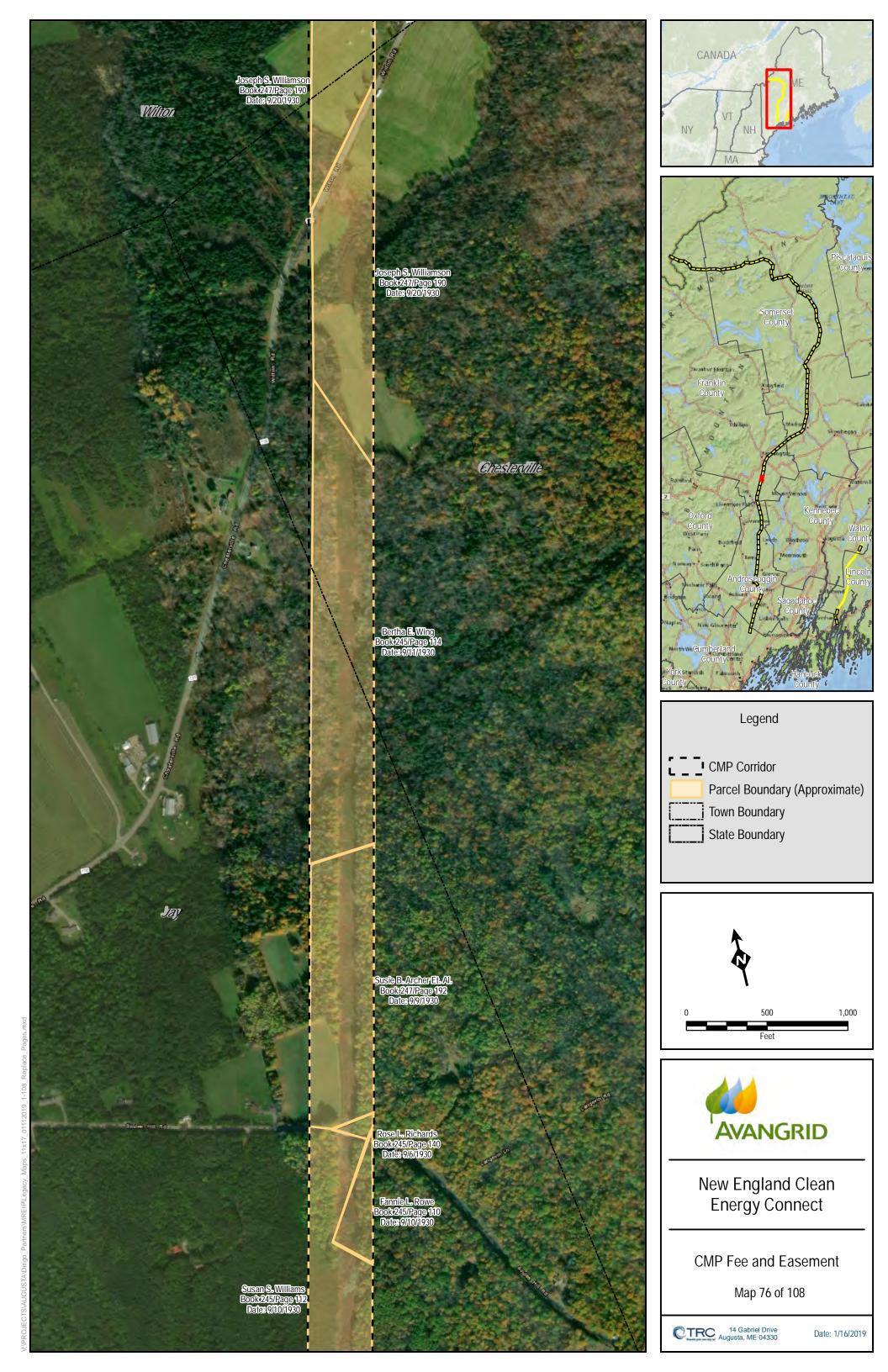


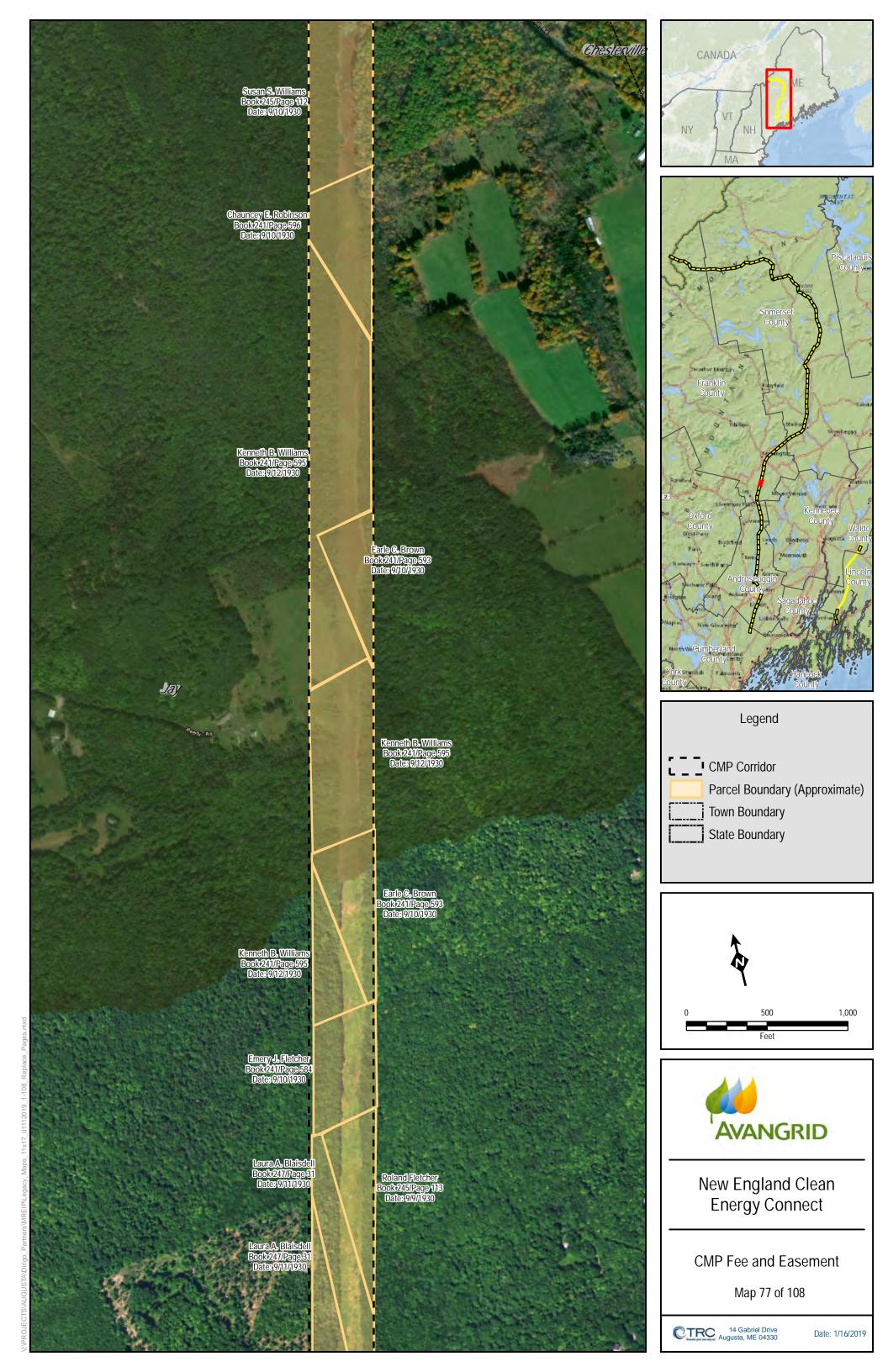


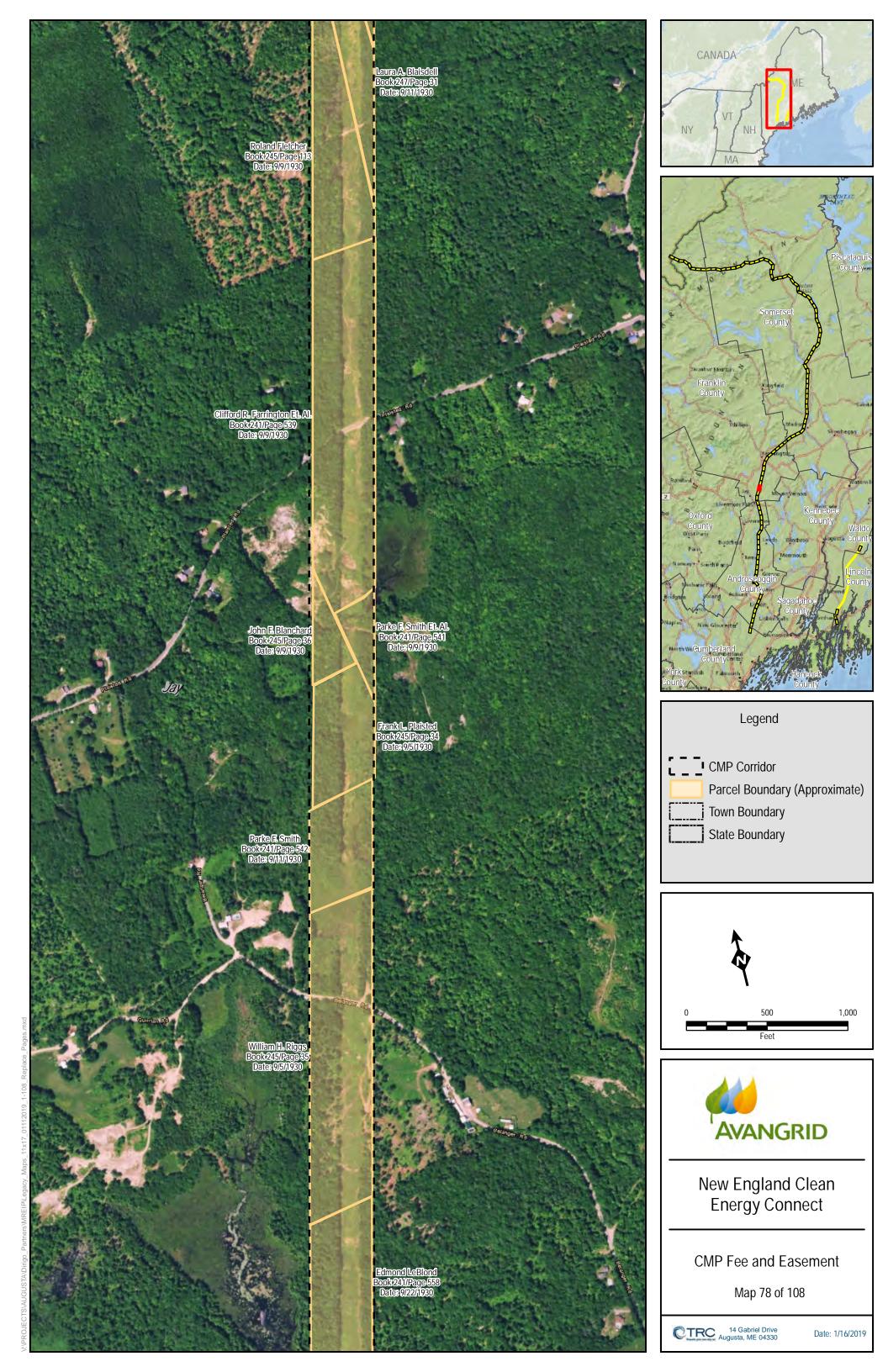
CMP Fee and Easement
Map 74 of 108

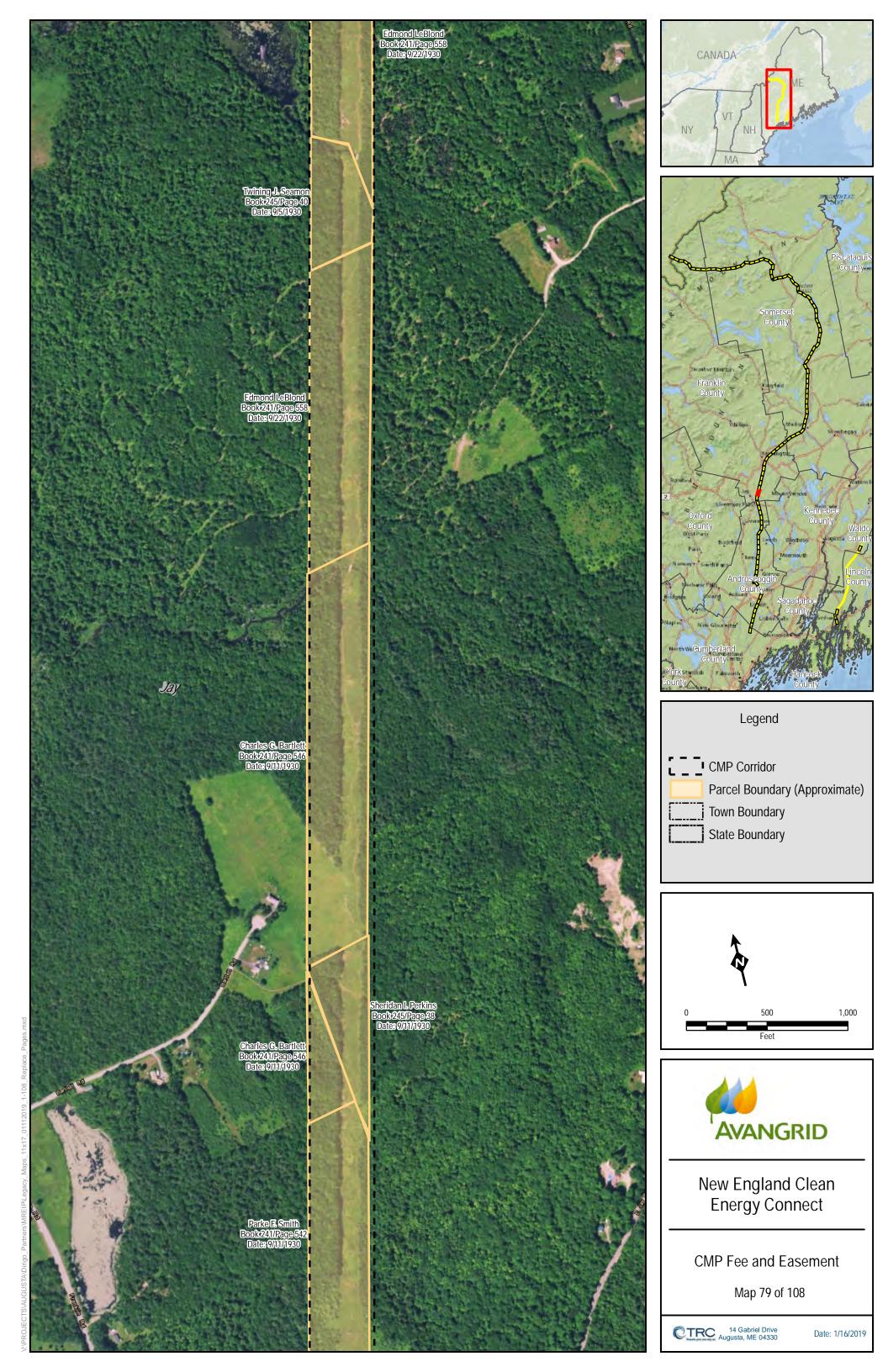






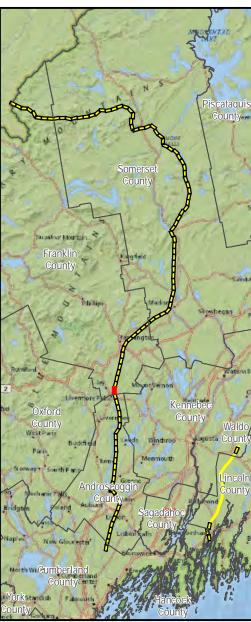


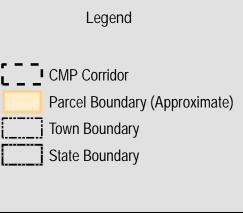


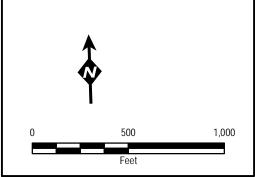








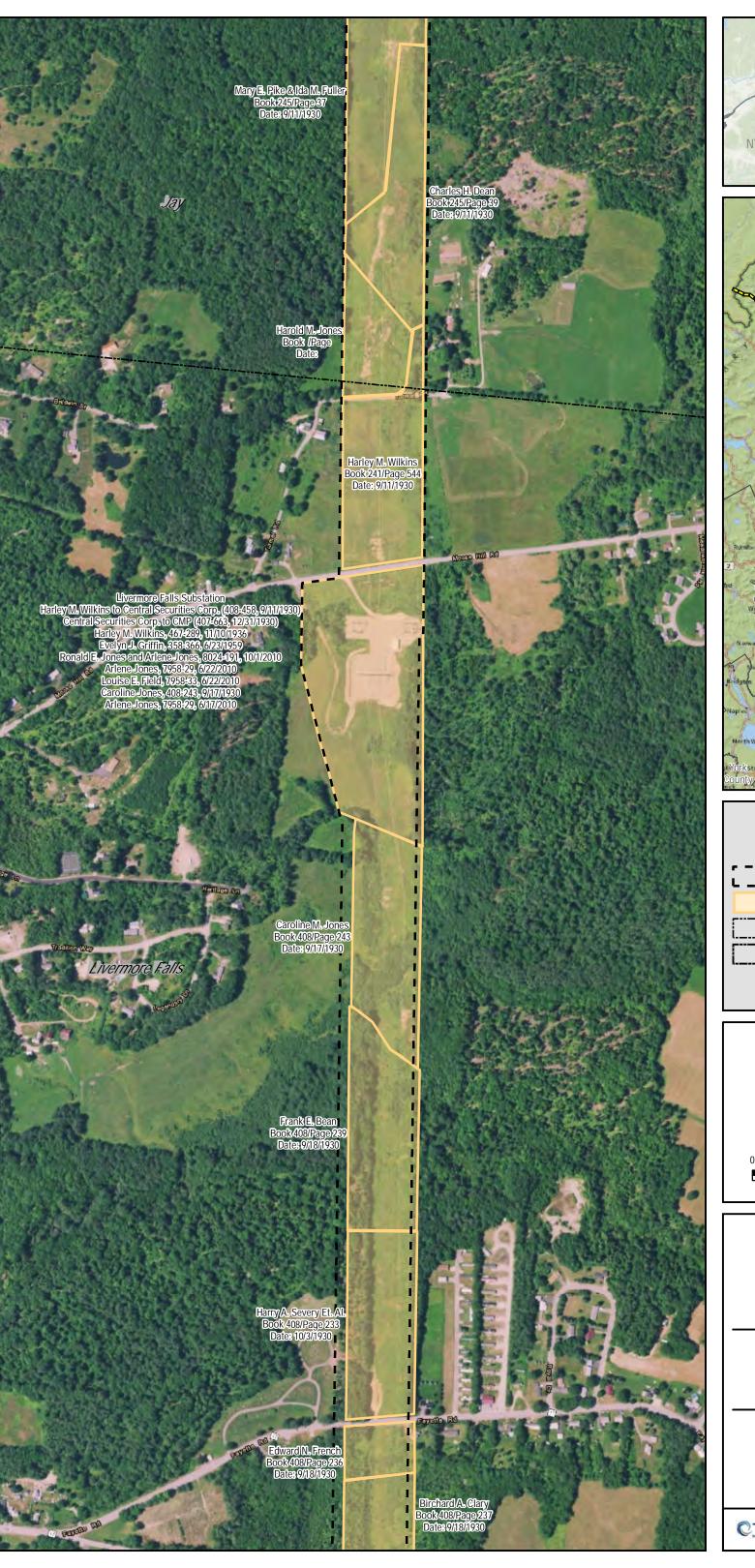




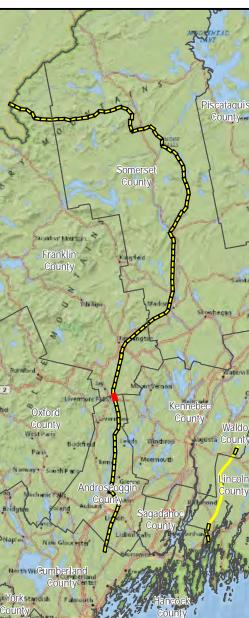


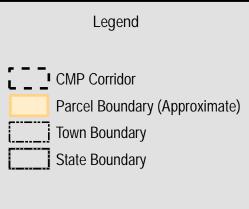
CMP Fee and Easement
Map 80 of 108

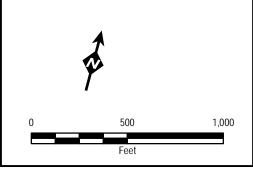








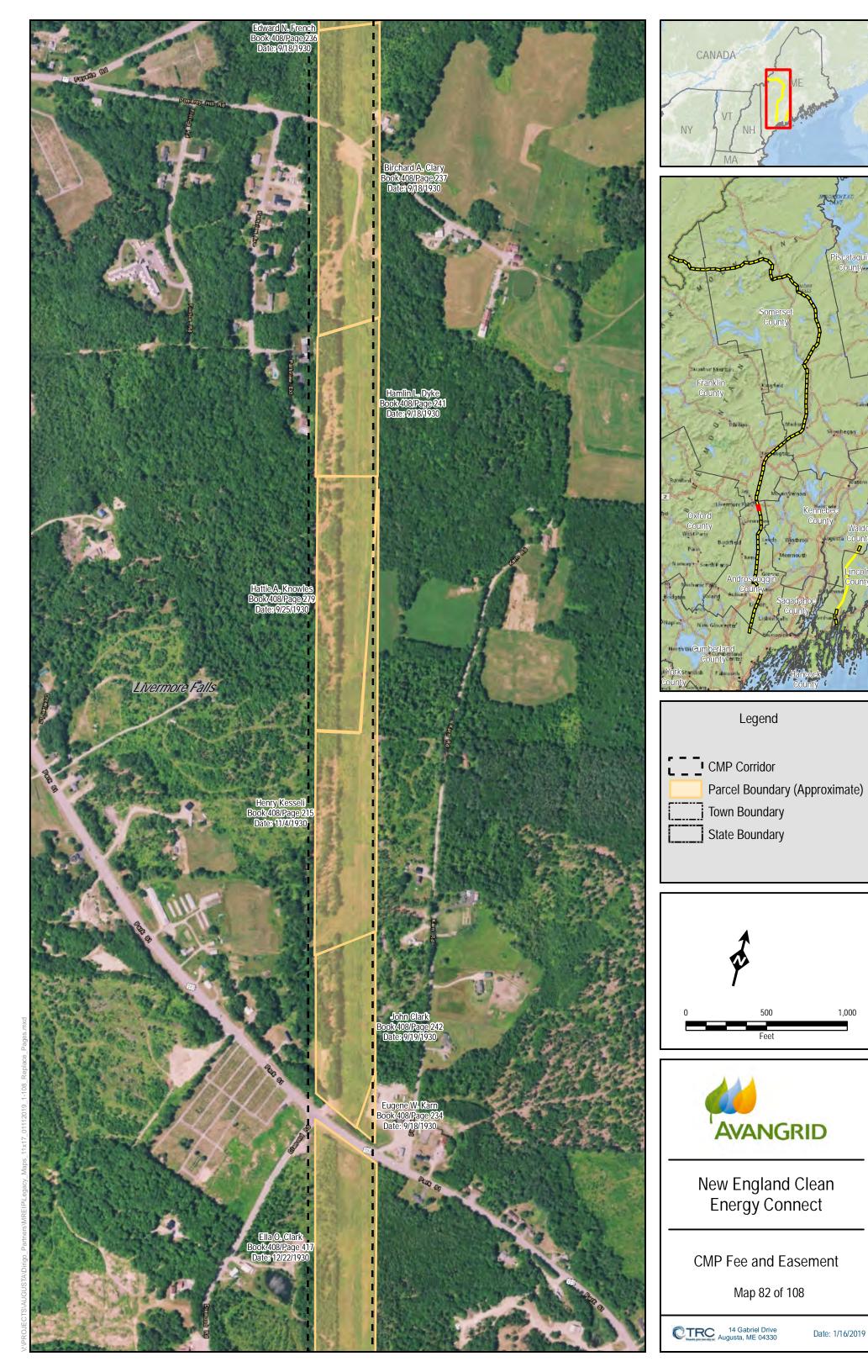


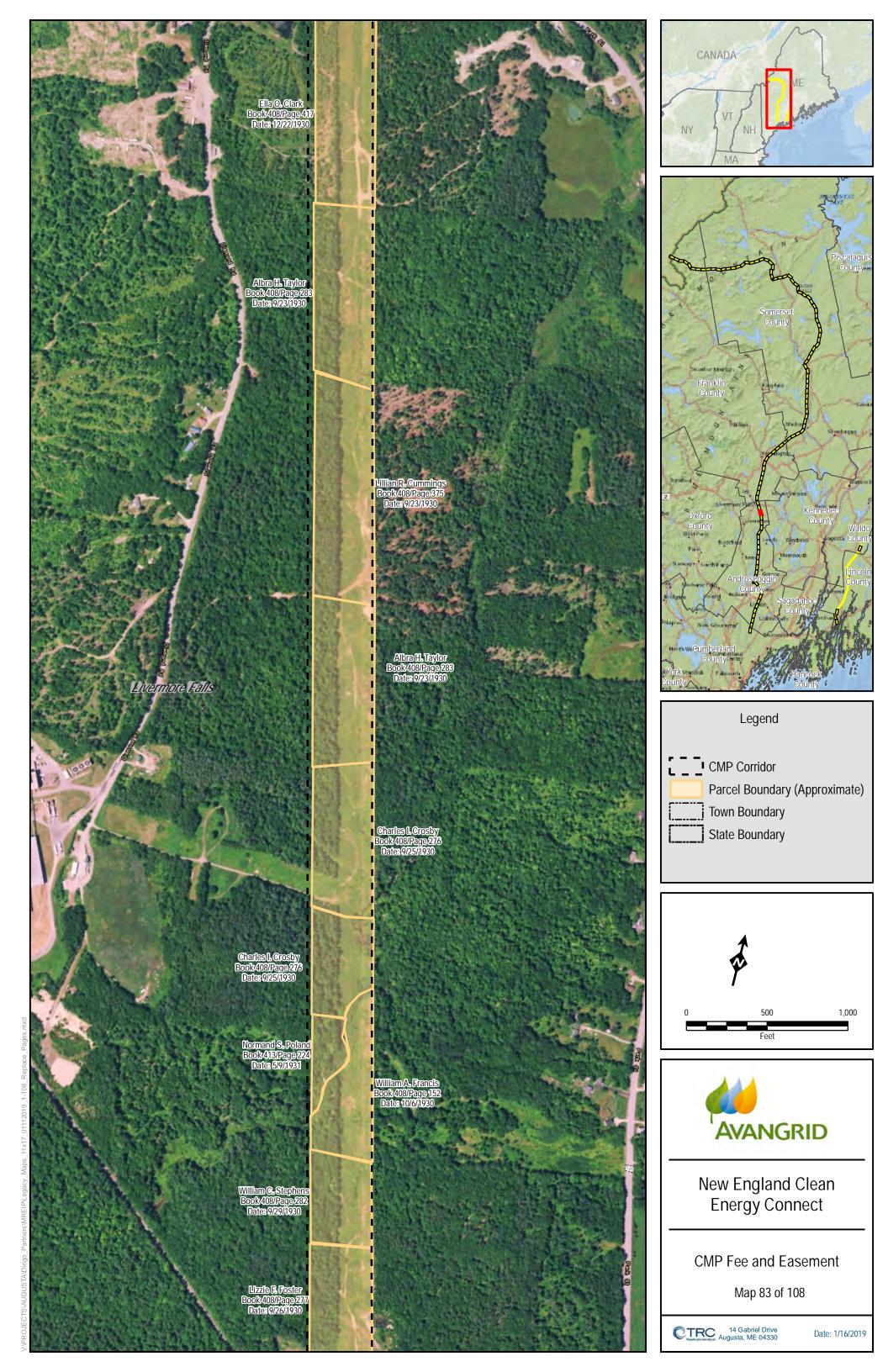




CMP Fee and Easement
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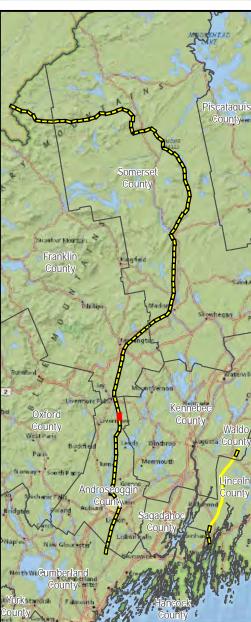


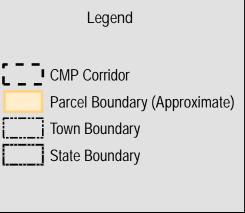


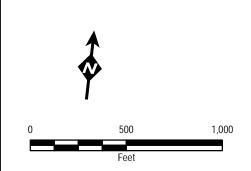








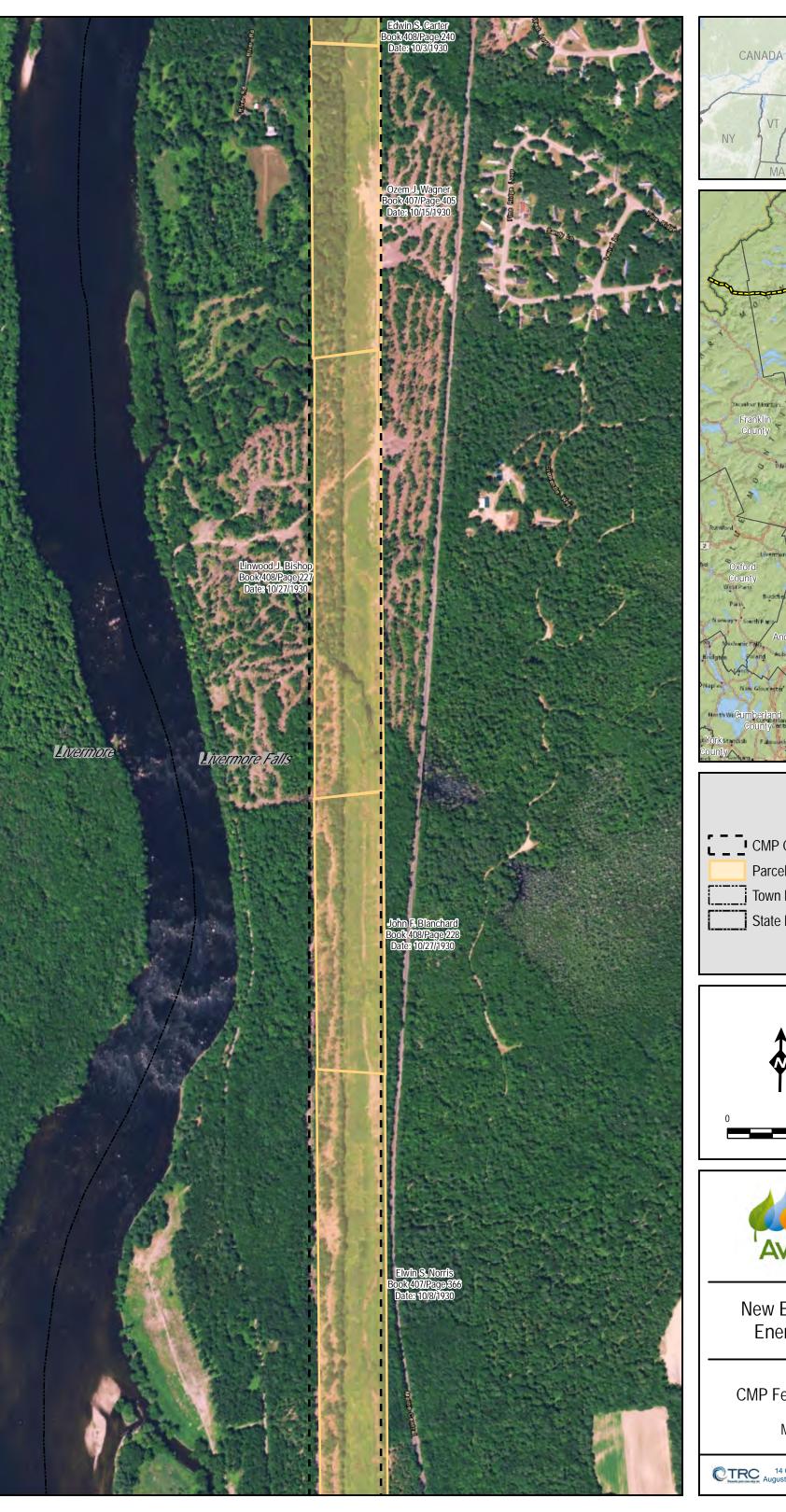




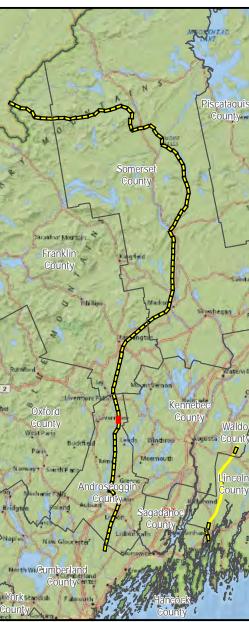


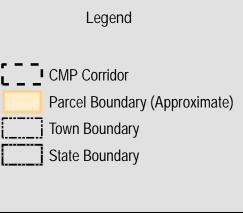
CMP Fee and Easement
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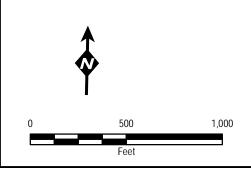












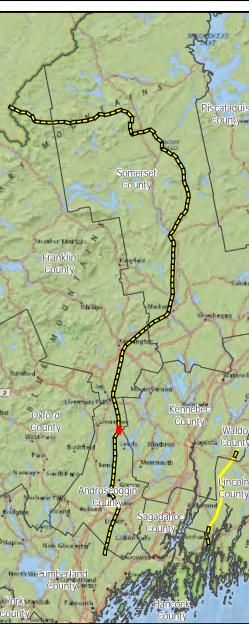


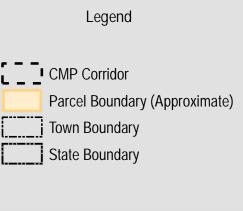
CMP Fee and Easement Map 85 of 108

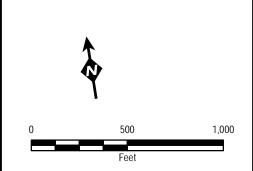








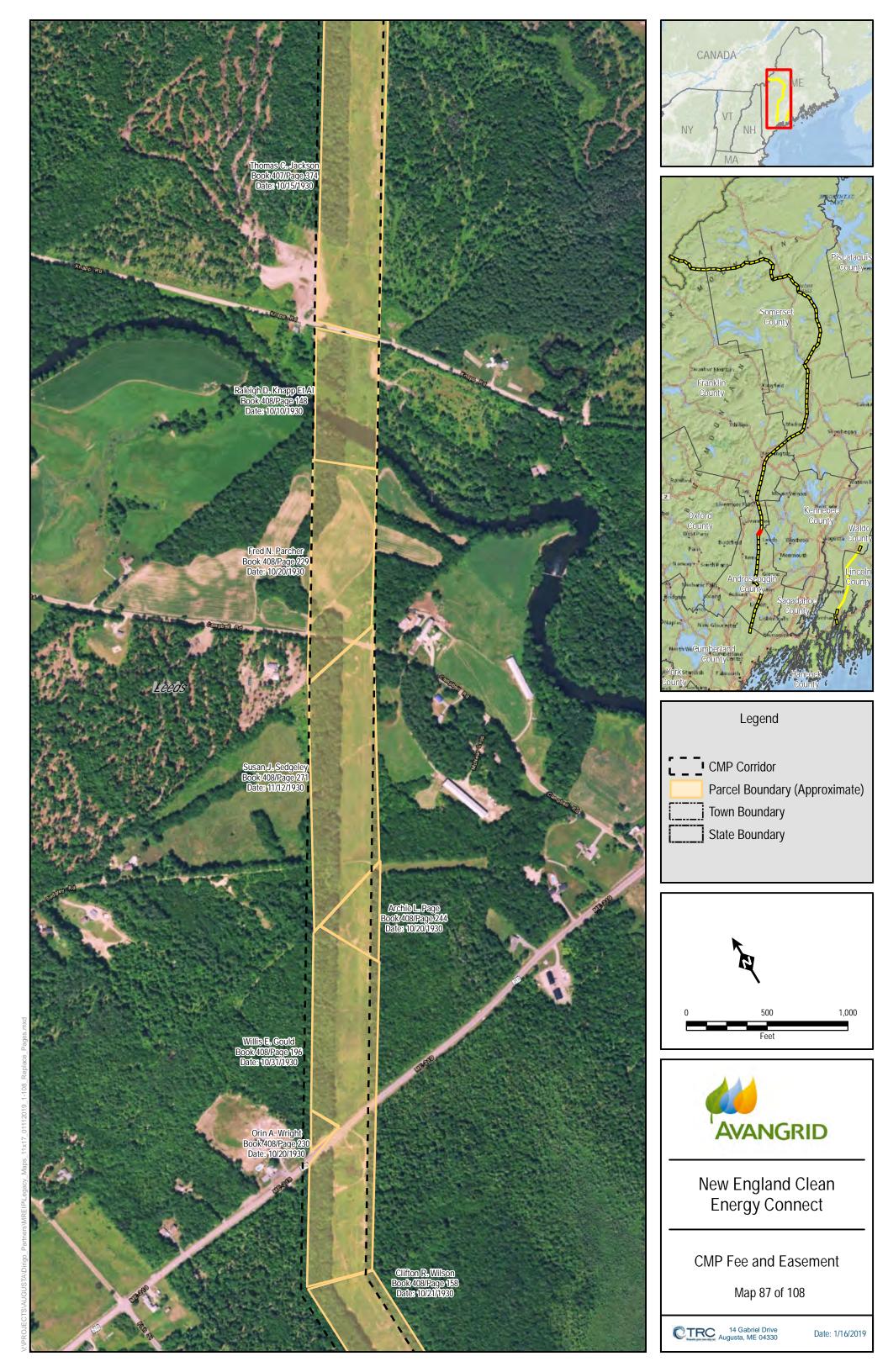


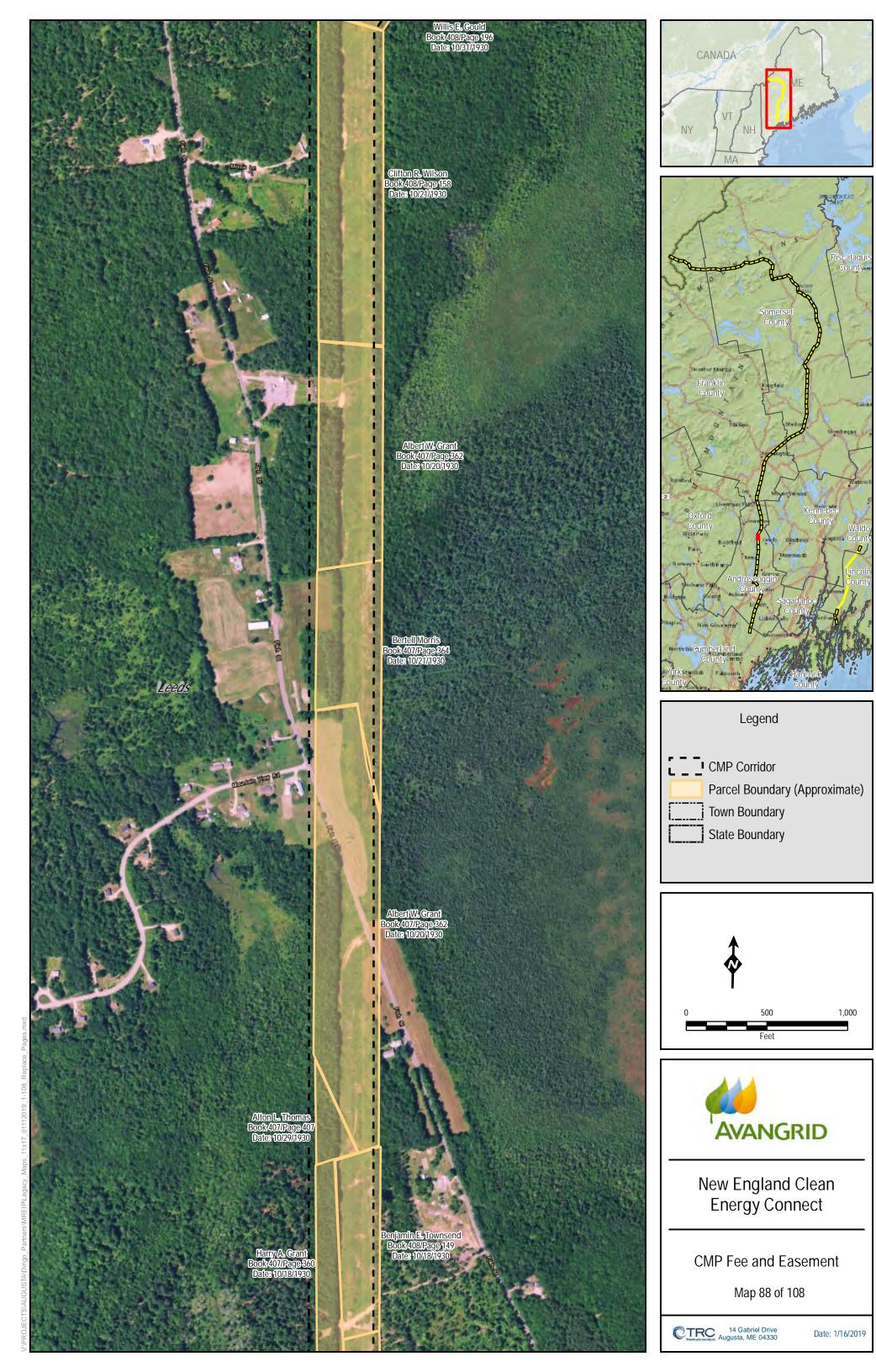


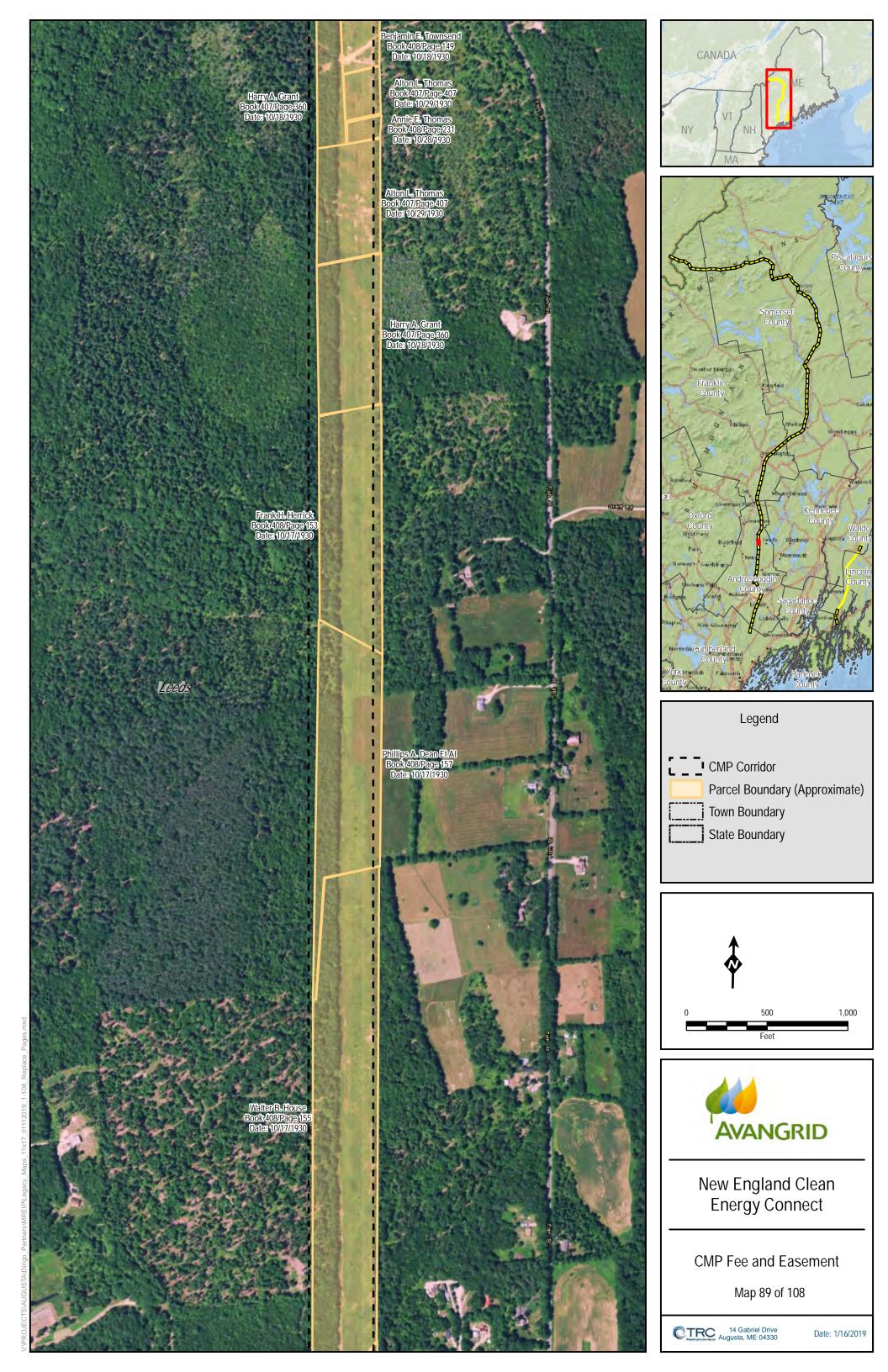


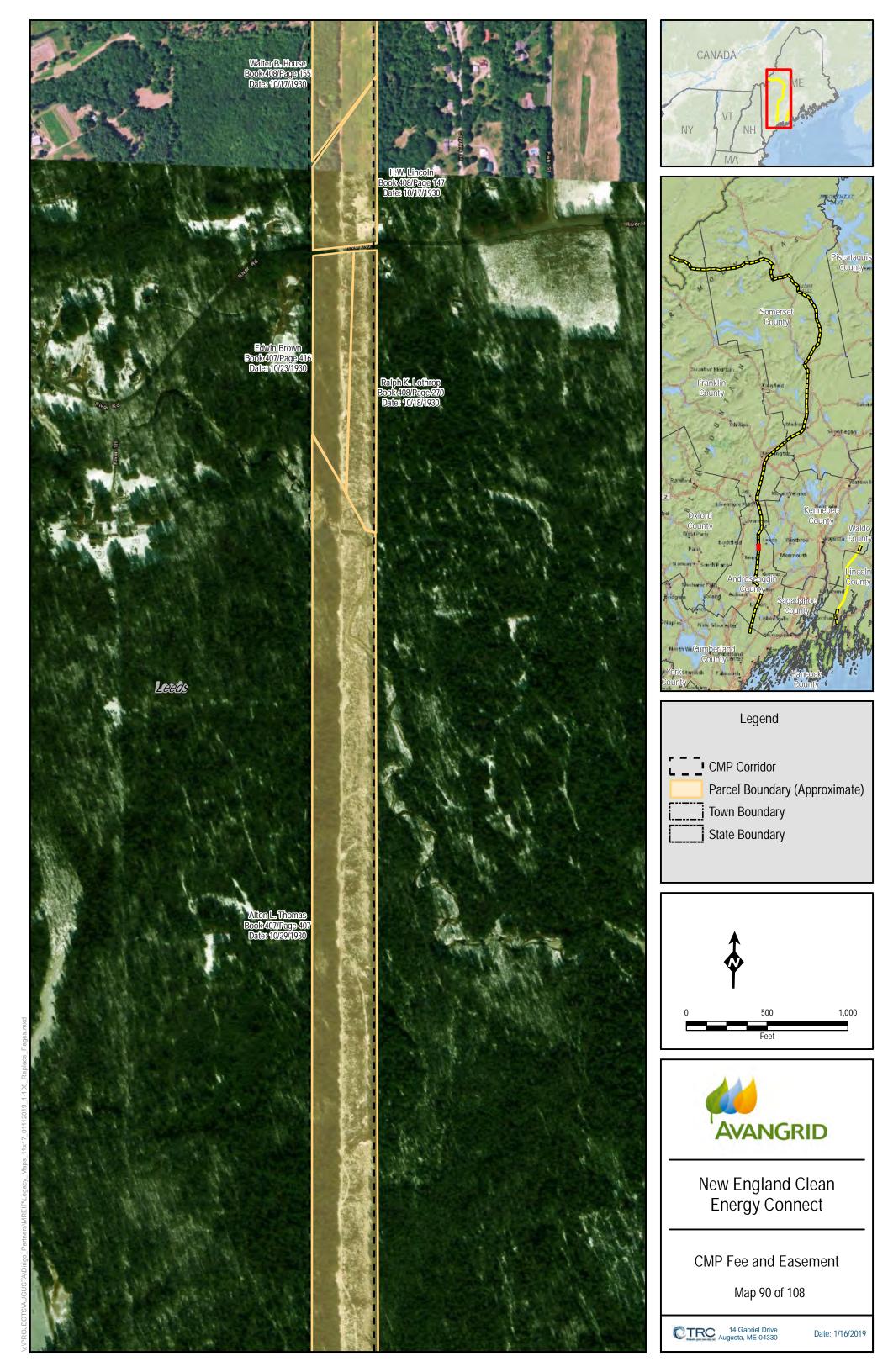
CMP Fee and Easement
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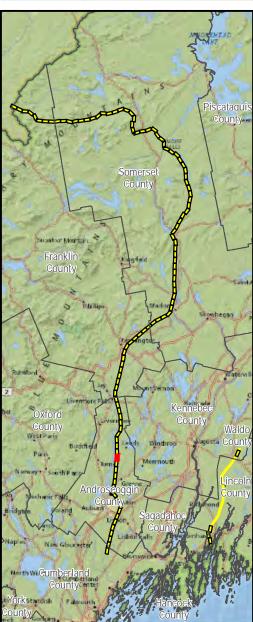


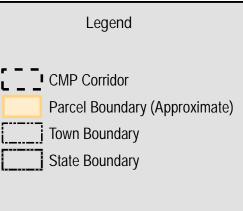


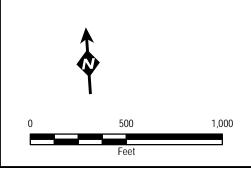












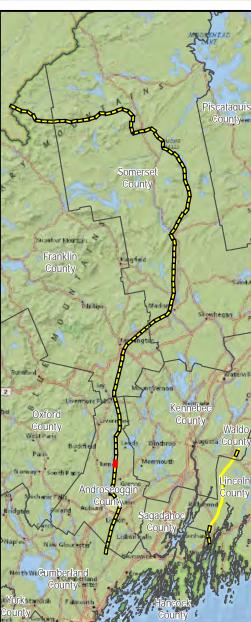


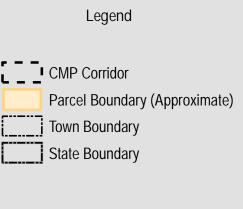
CMP Fee and Easement
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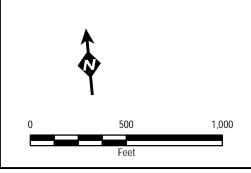








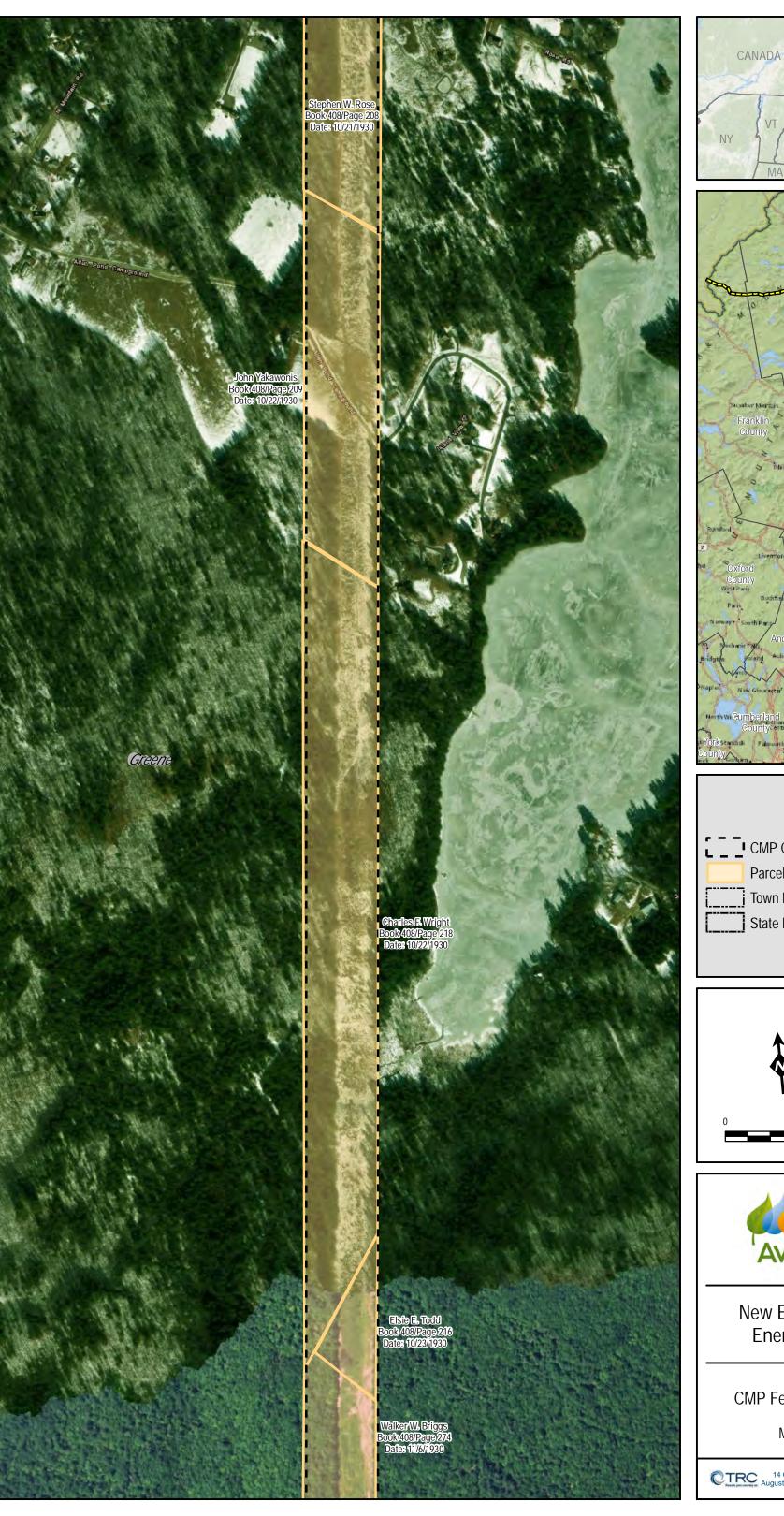




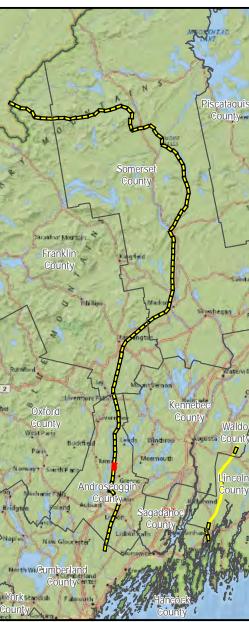


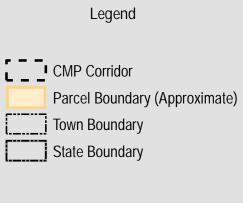
CMP Fee and Easement
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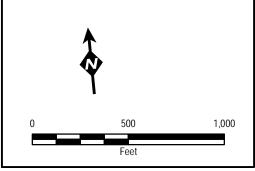








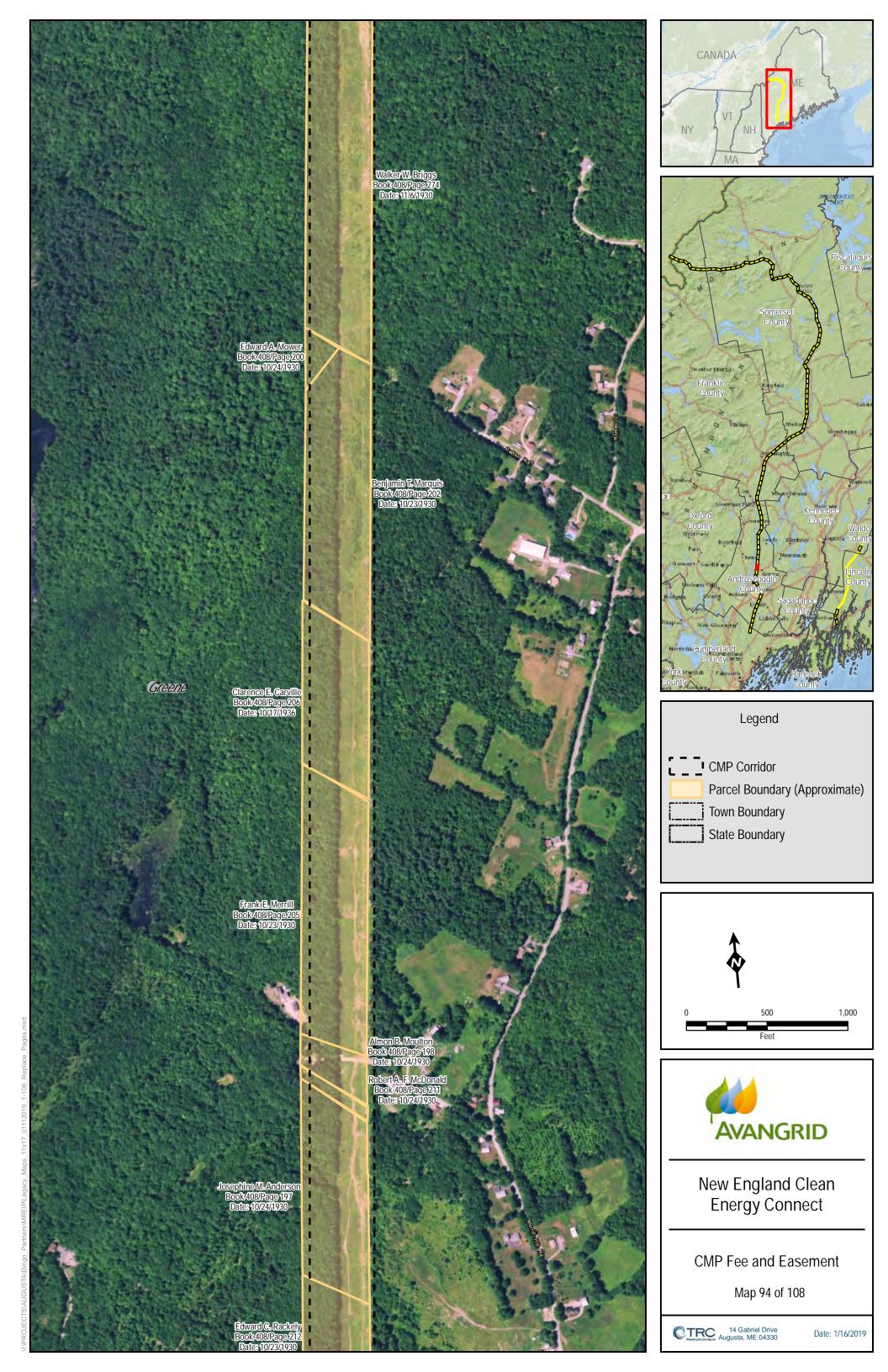


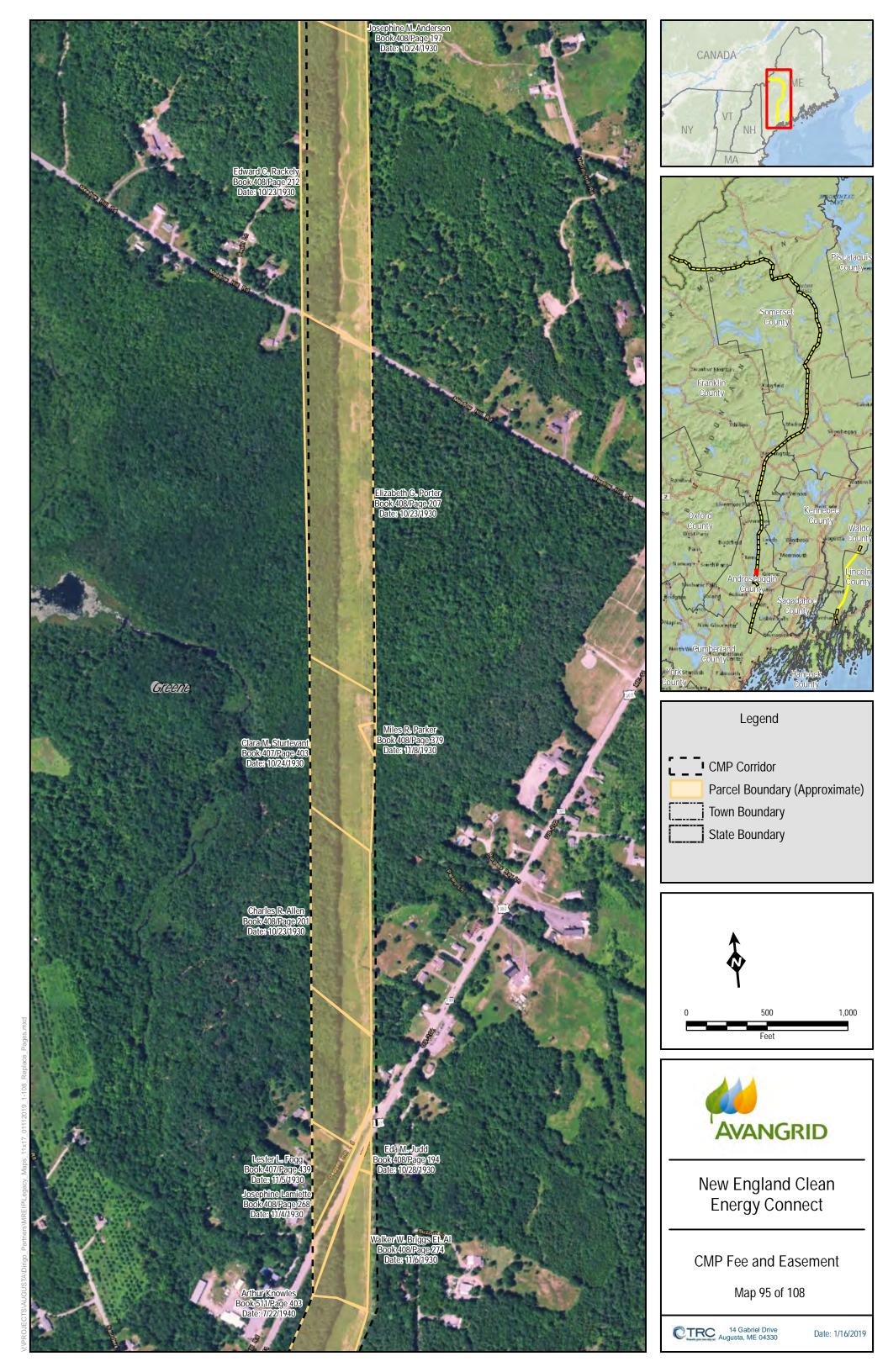




CMP Fee and Easement Map 93 of 108

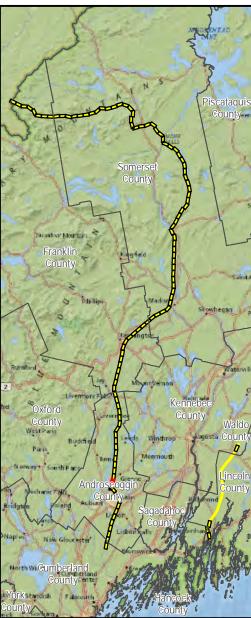


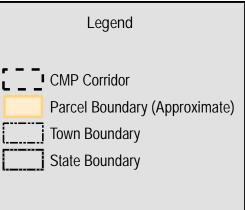


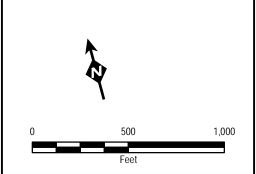












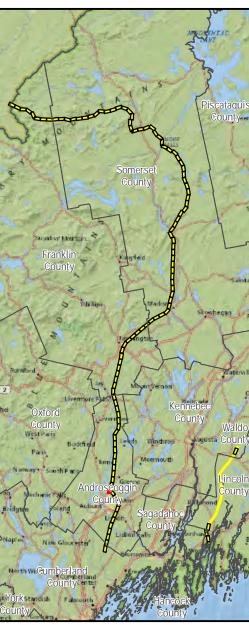


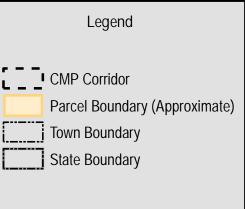
CMP Fee and Easement
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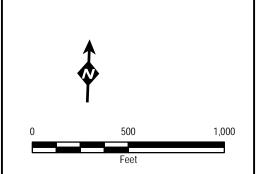








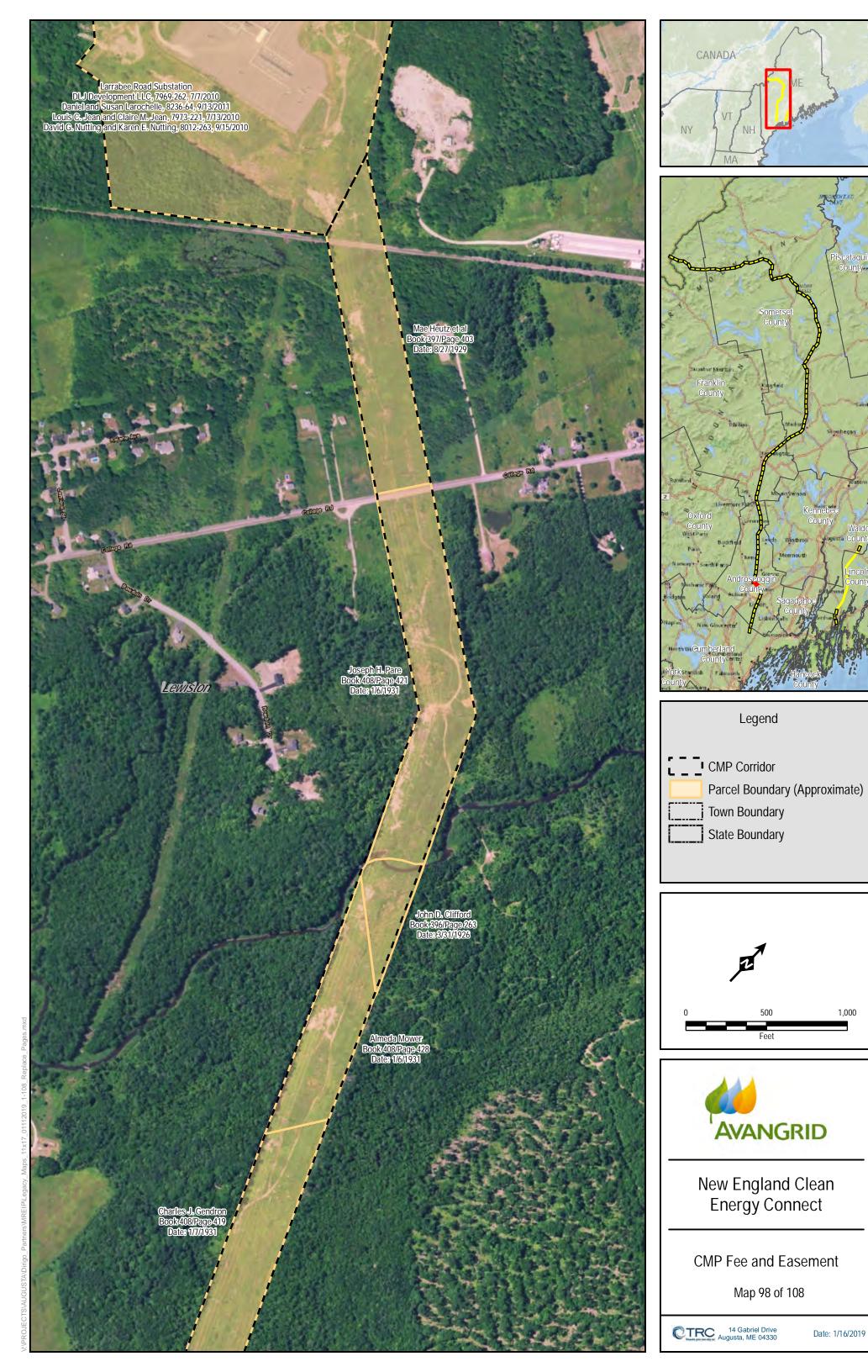


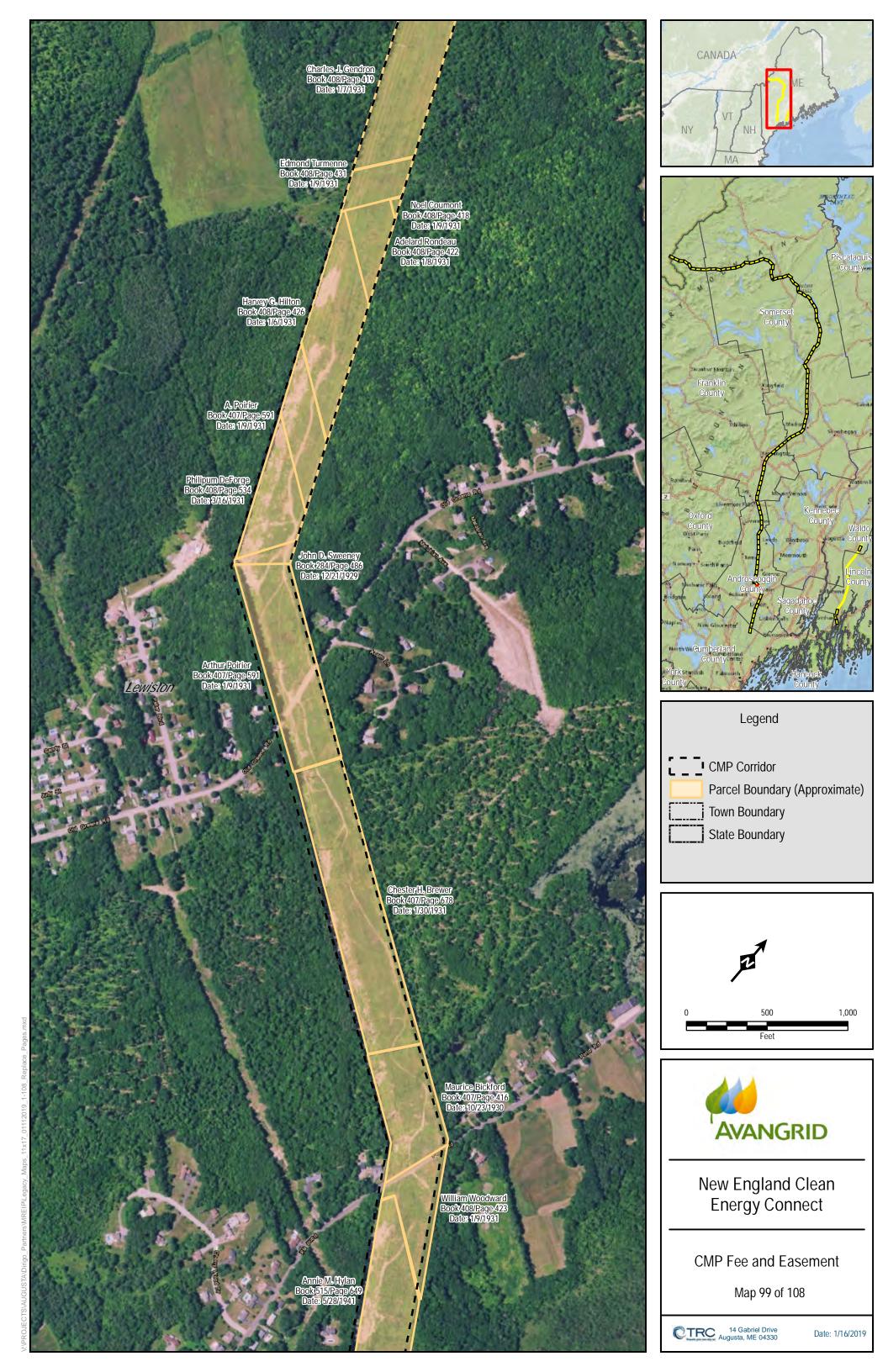


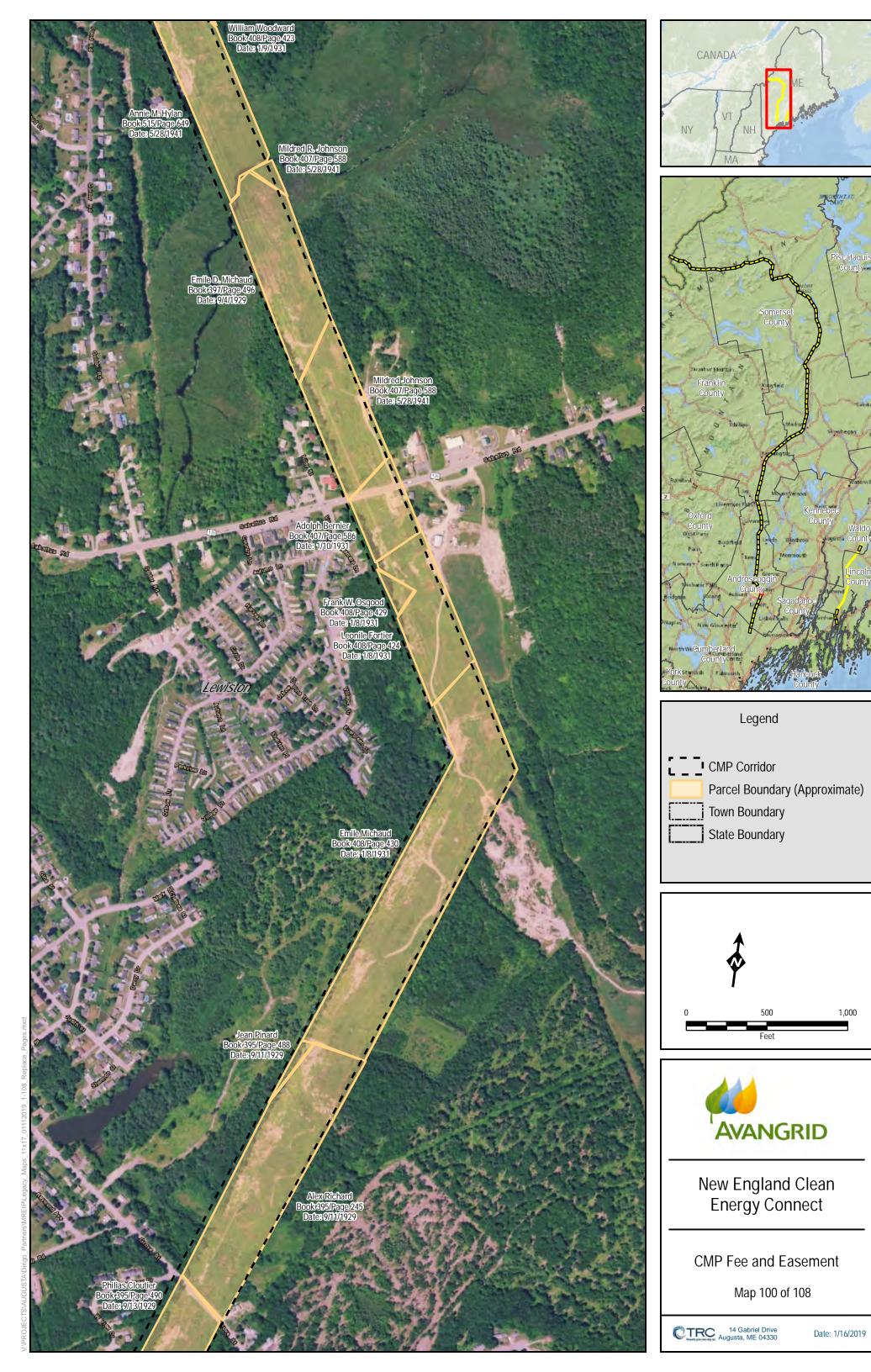


CMP Fee and Easement
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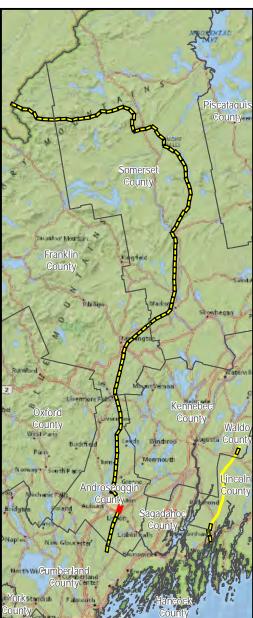


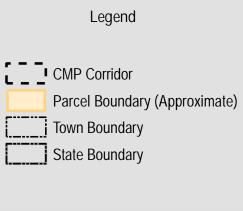


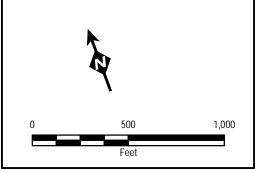














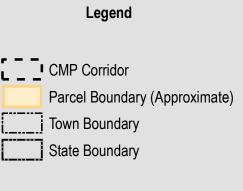
CMP Fee and Easement
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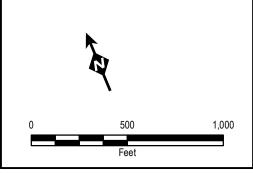










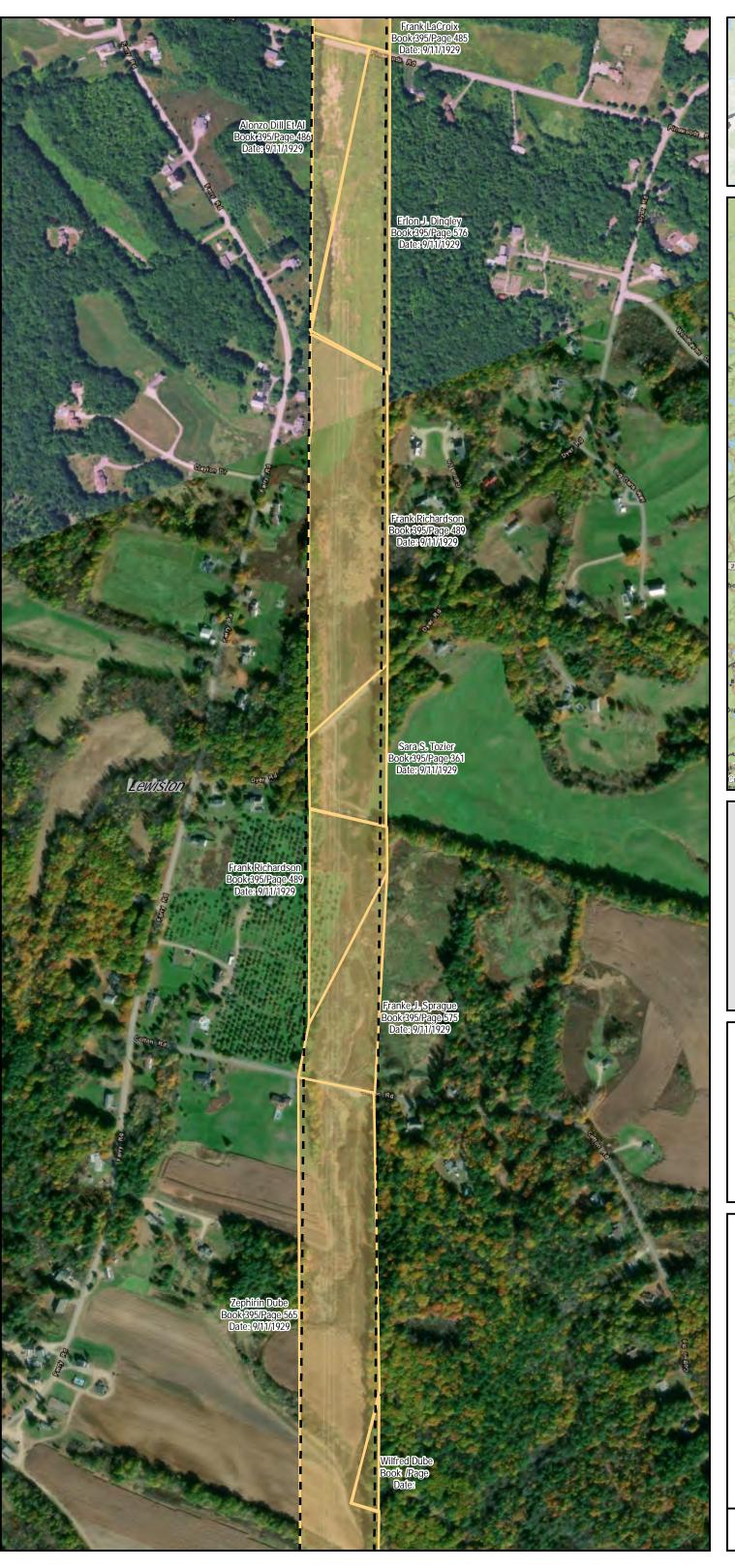




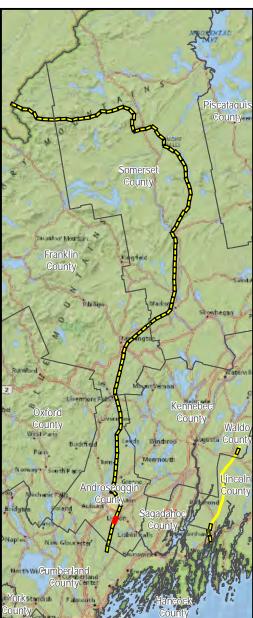
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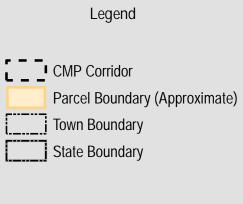
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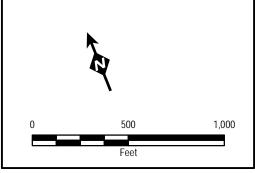








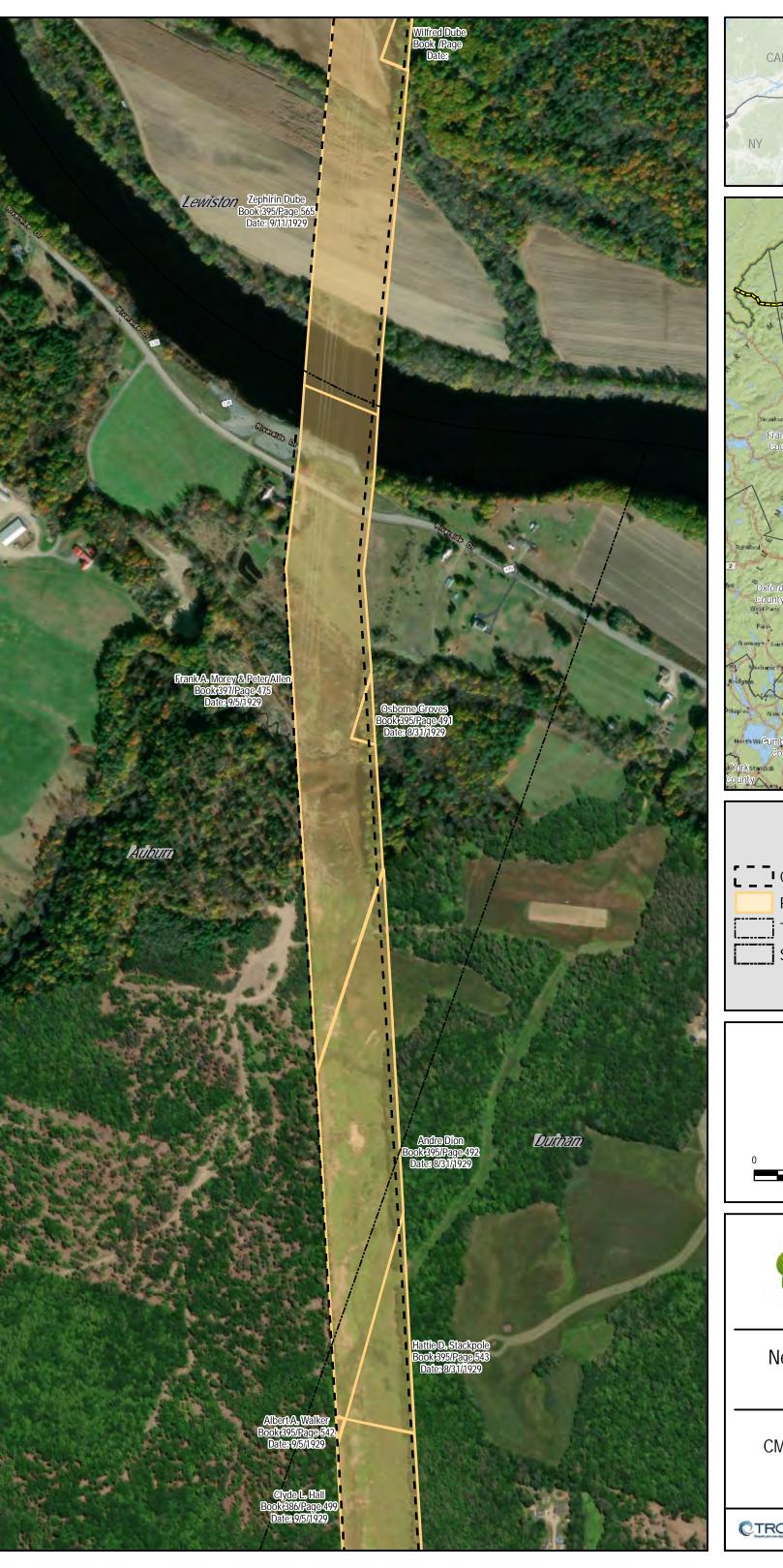




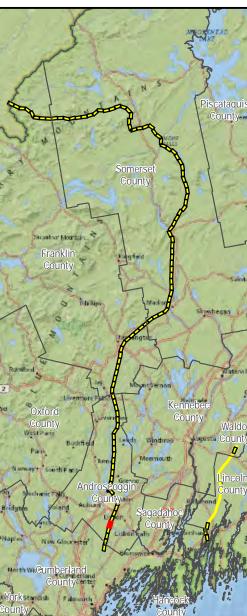


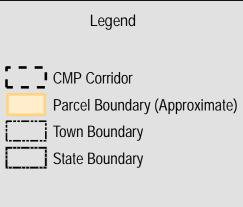
CMP Fee and Easement
Map 103 of 108

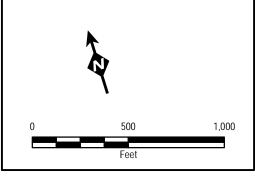








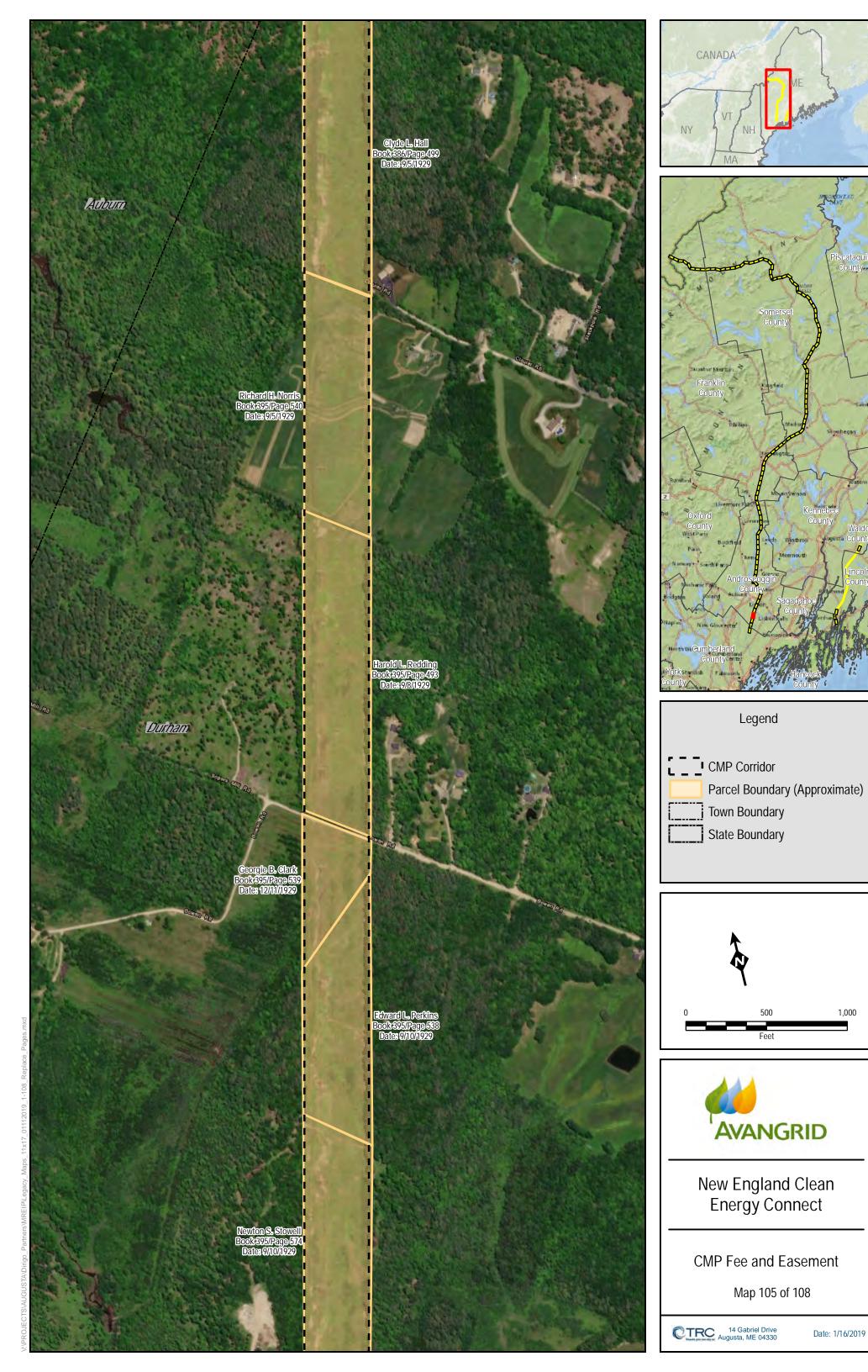




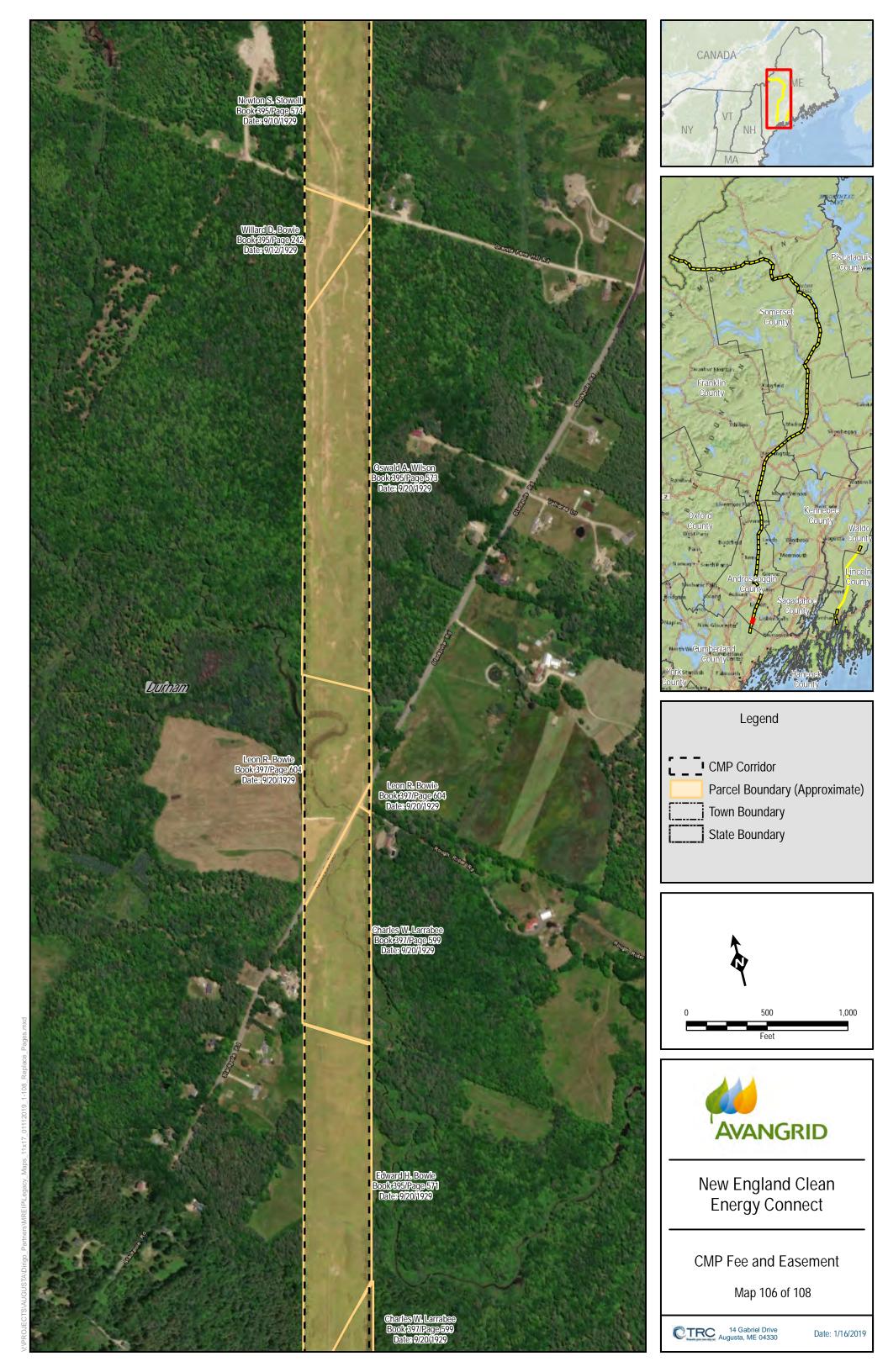


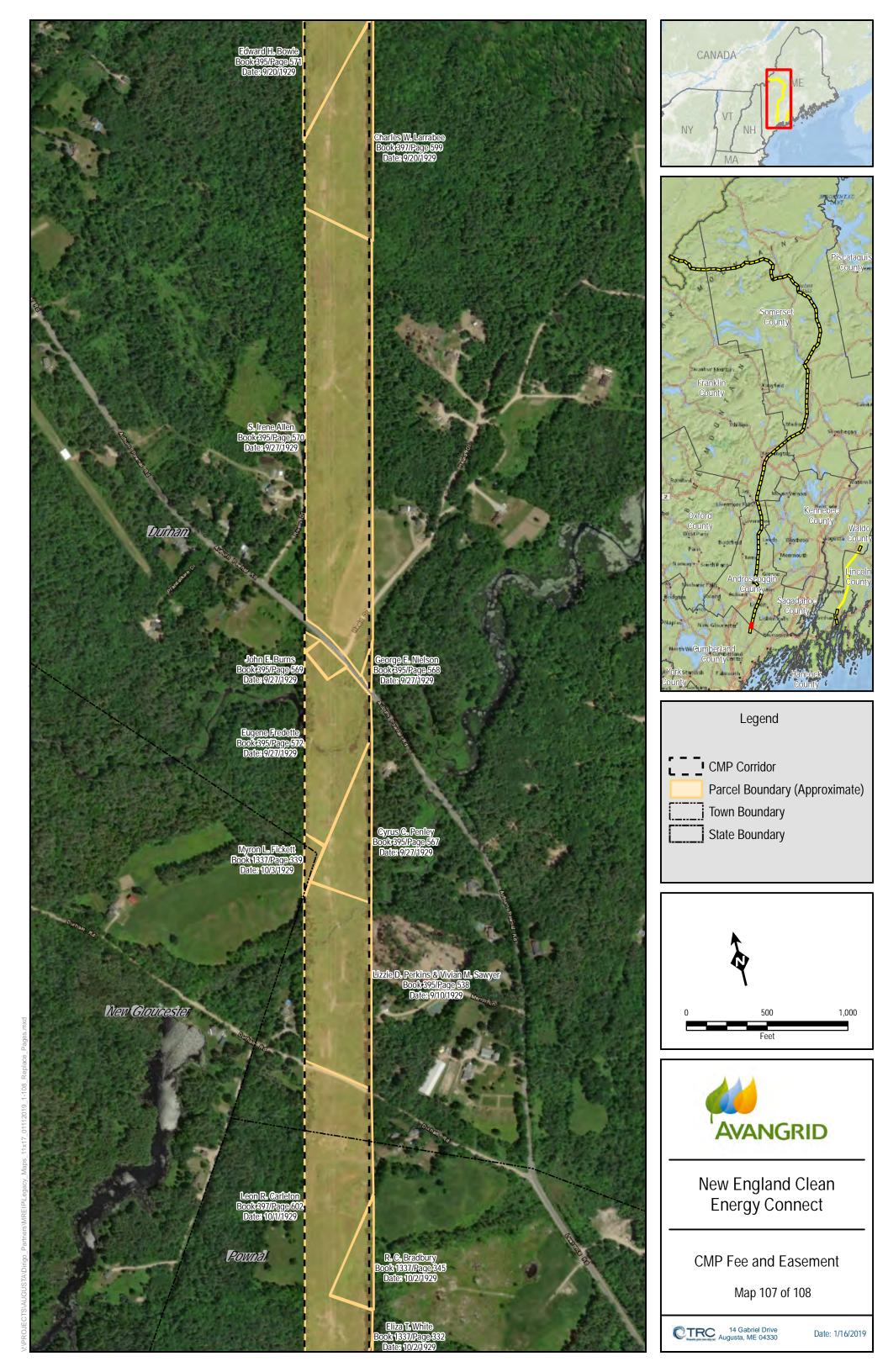
CMP Fee and Easement
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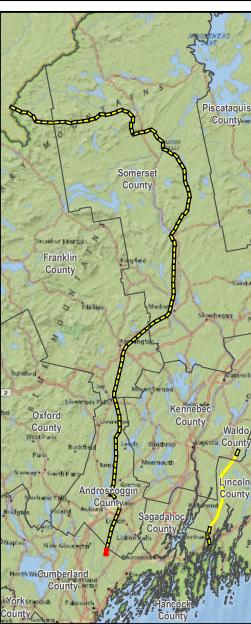
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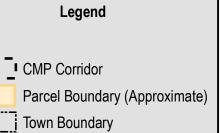


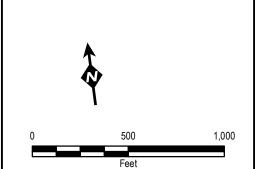












State Boundary



New England Clean Energy Connect

CMP Fee and Easement

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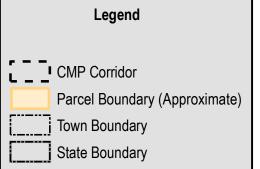


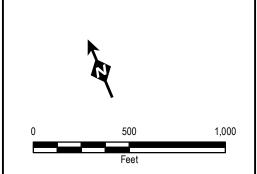
Date: 1/21/2019











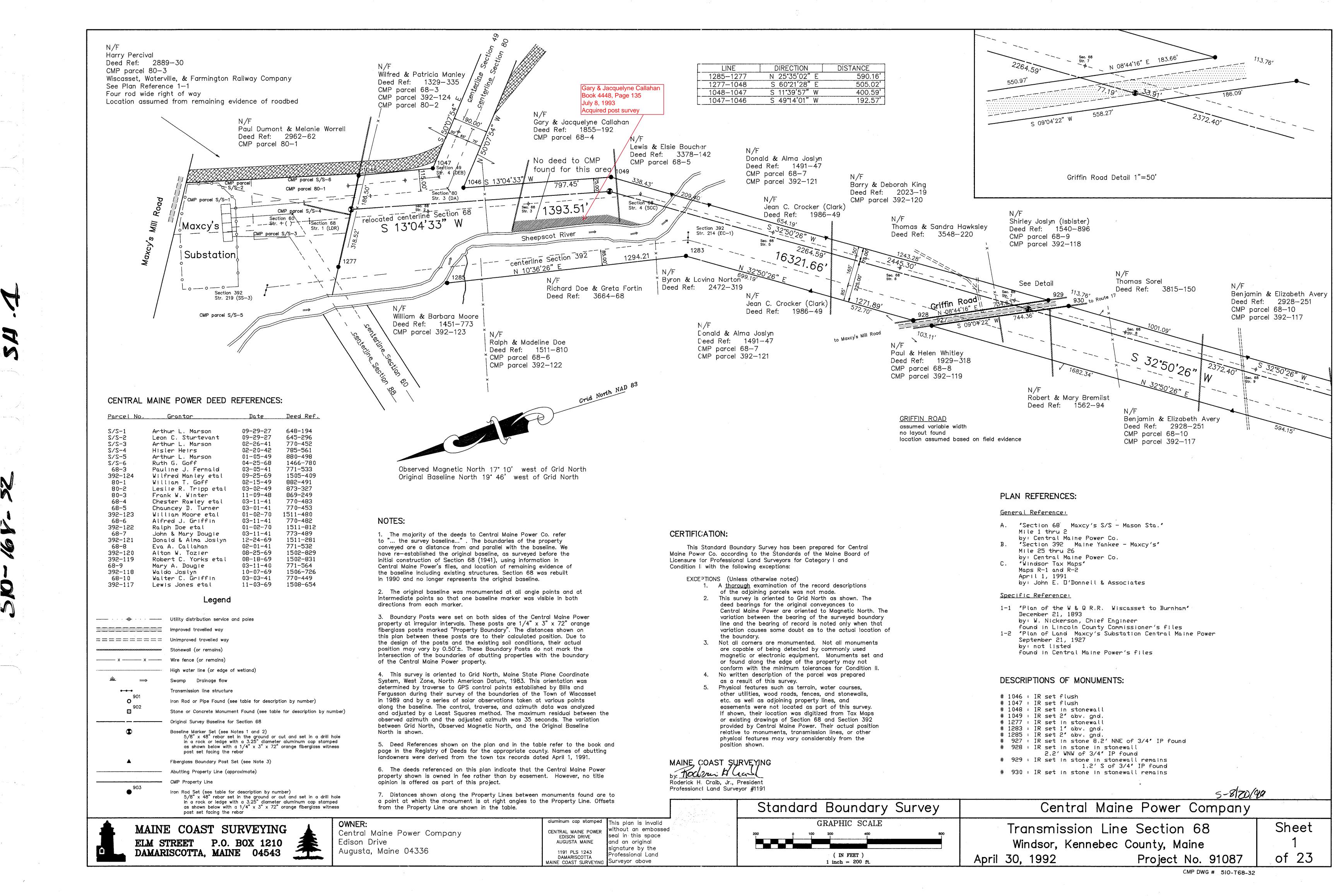


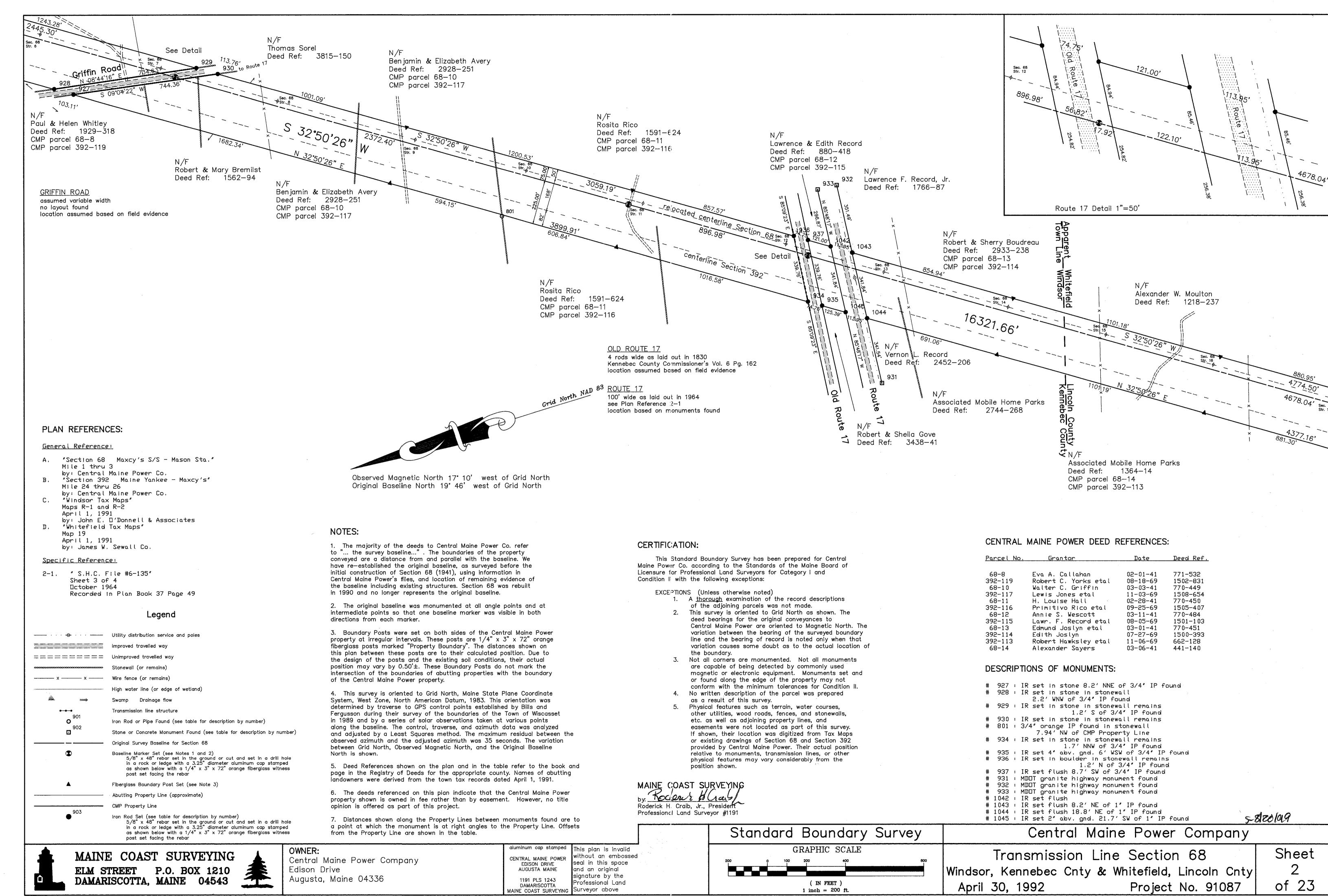
New England Clean Energy Connect

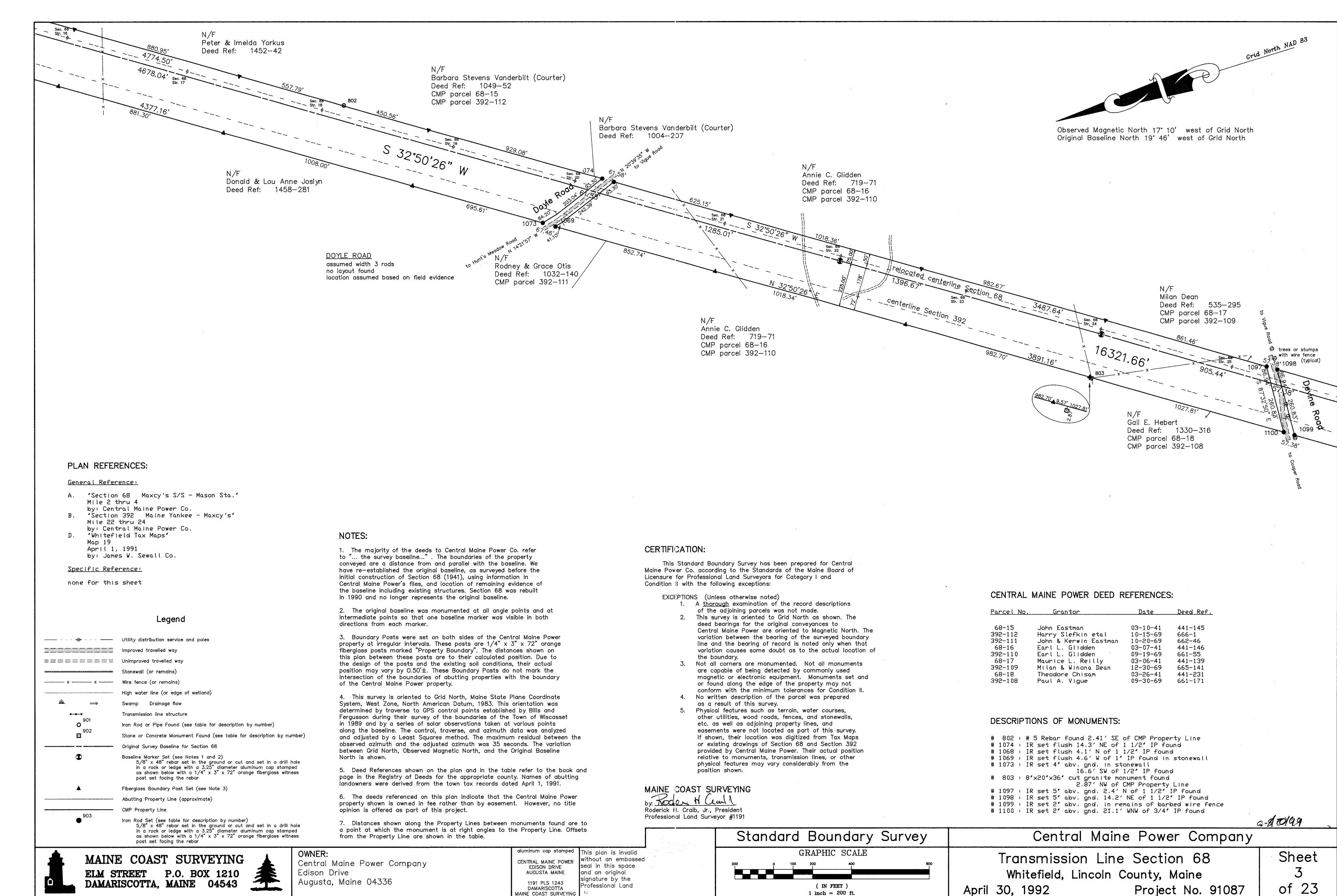
CMP Fee and Easement



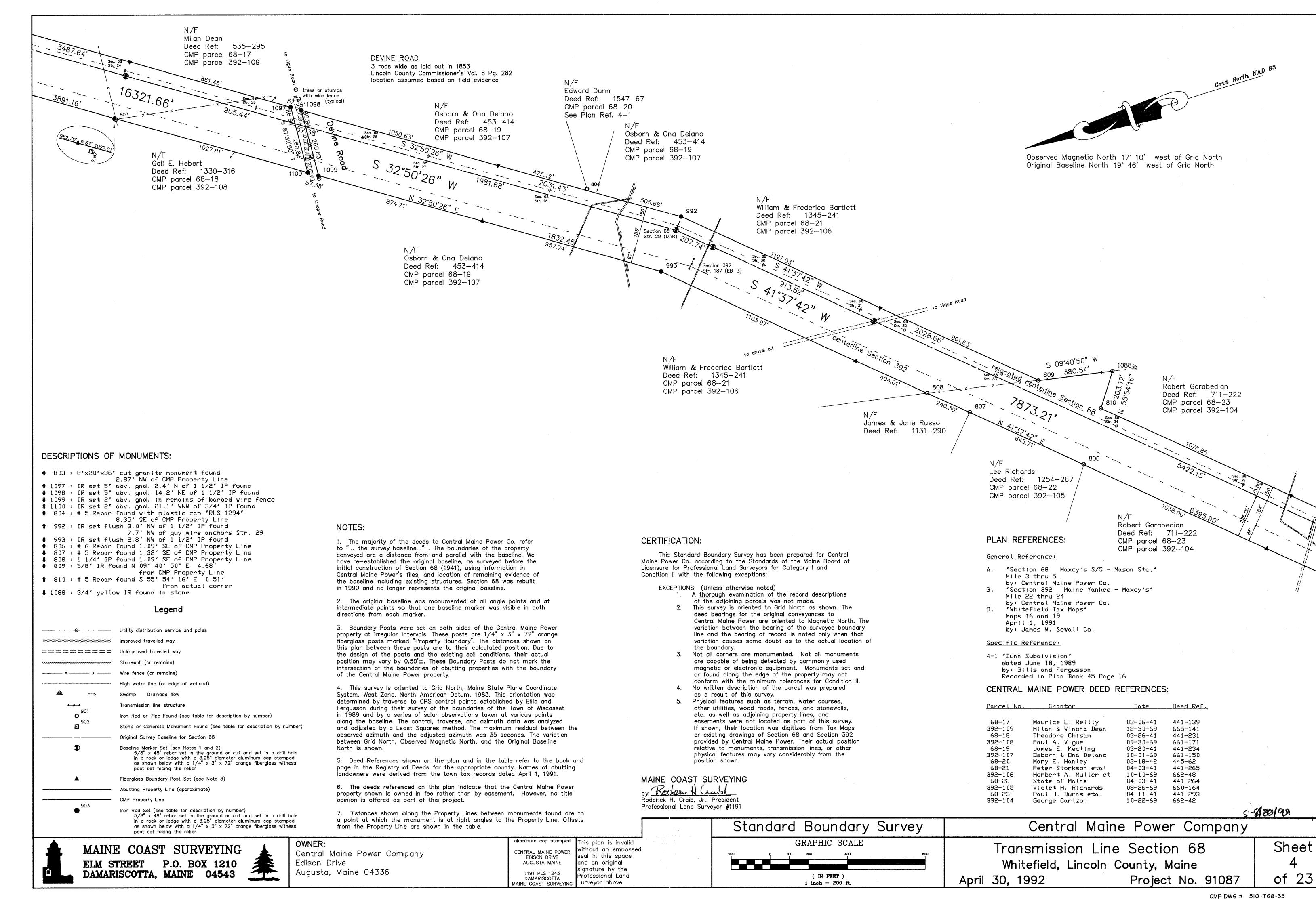
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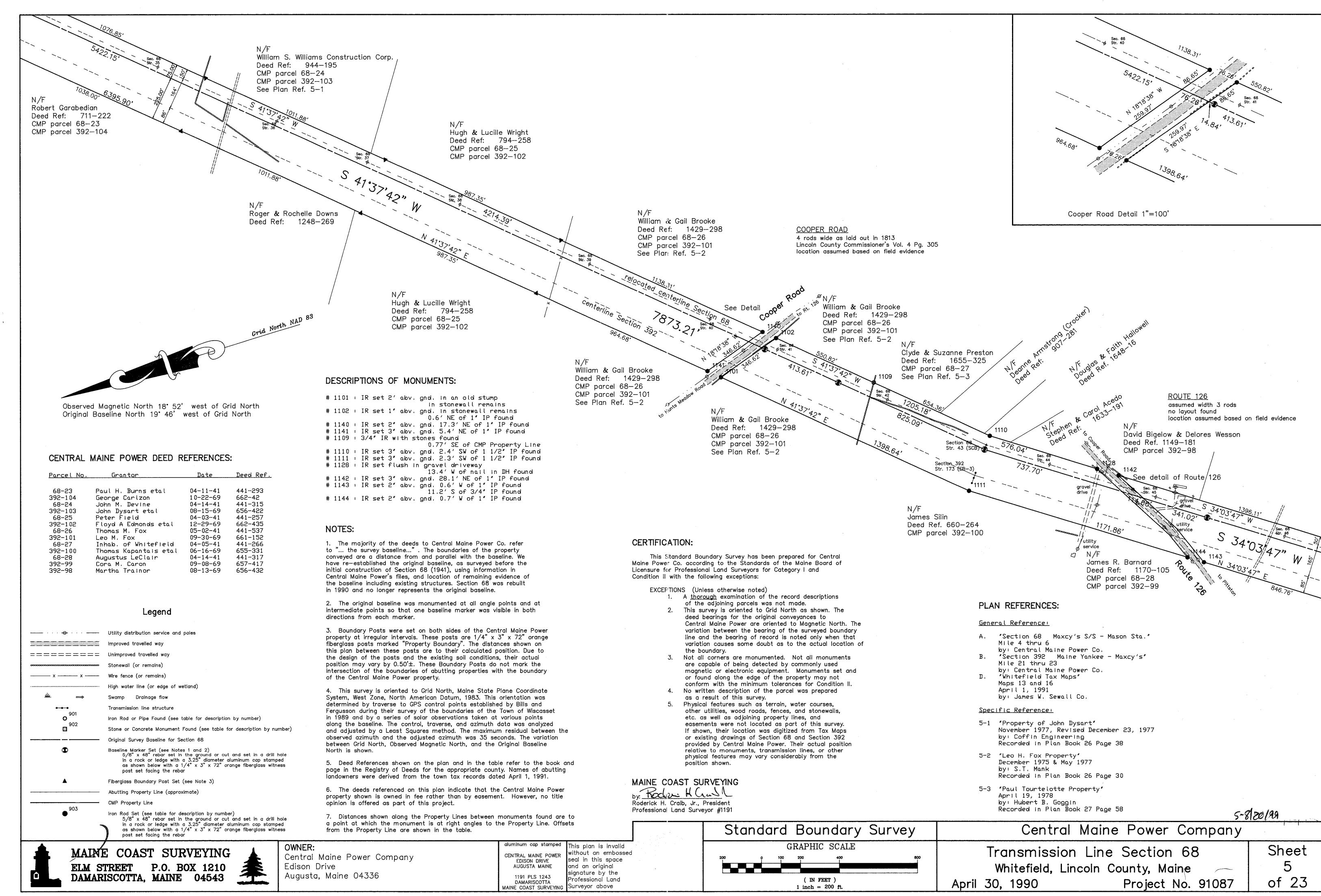


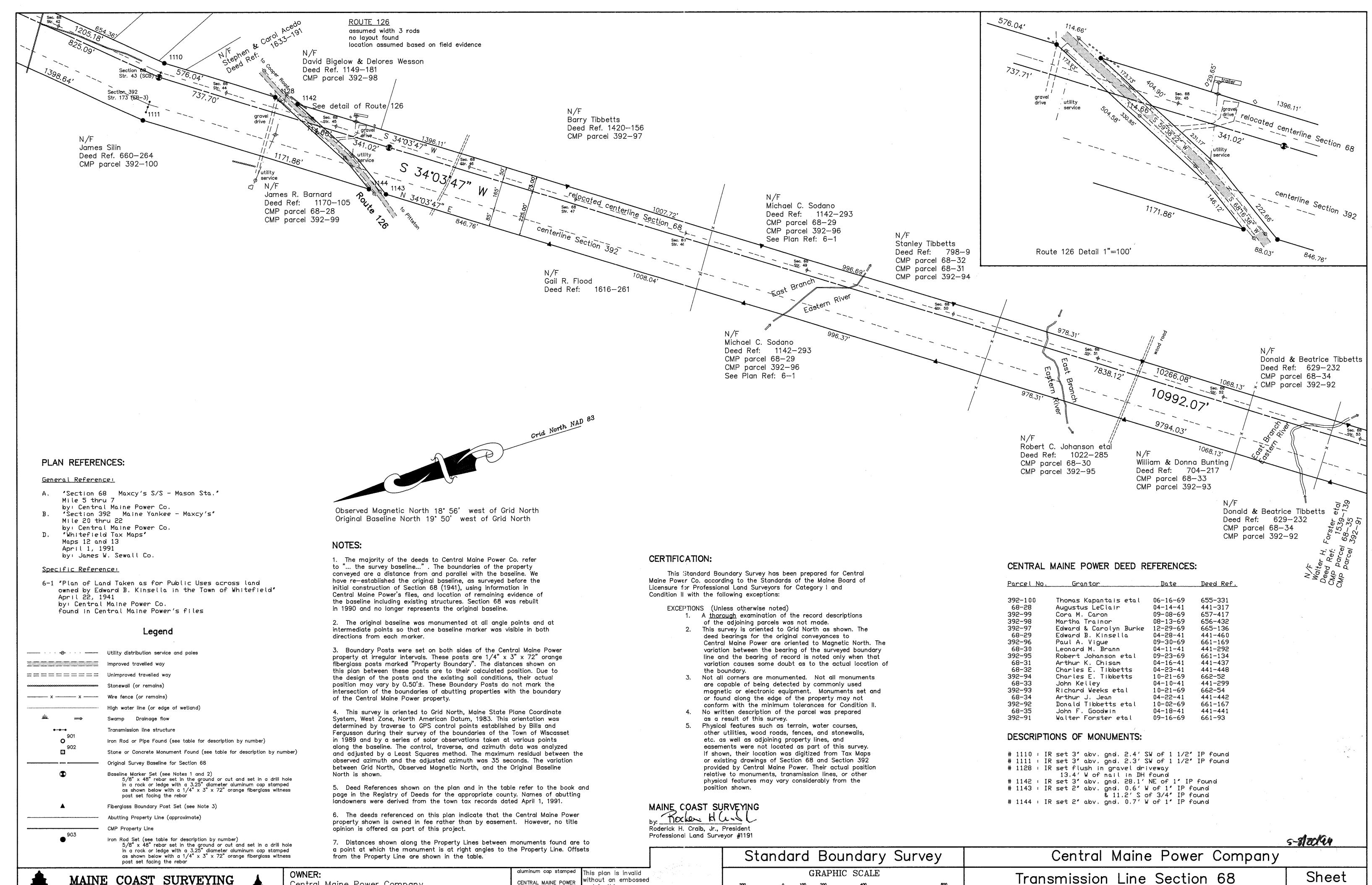


SK



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ELM STREET P.O. BOX 1210 DAMARISCOTTA, MAINE 04543

Central Maine Power Company Edison Drive Augusta, Maine 04336

EDISON DRIVE AUGUSTA MAINE 1191 PLS 1243 DAMARISCOTTA MAINE COAST SURVEYING

seal in this space and an original signature by the rofessional Land Surveyor above

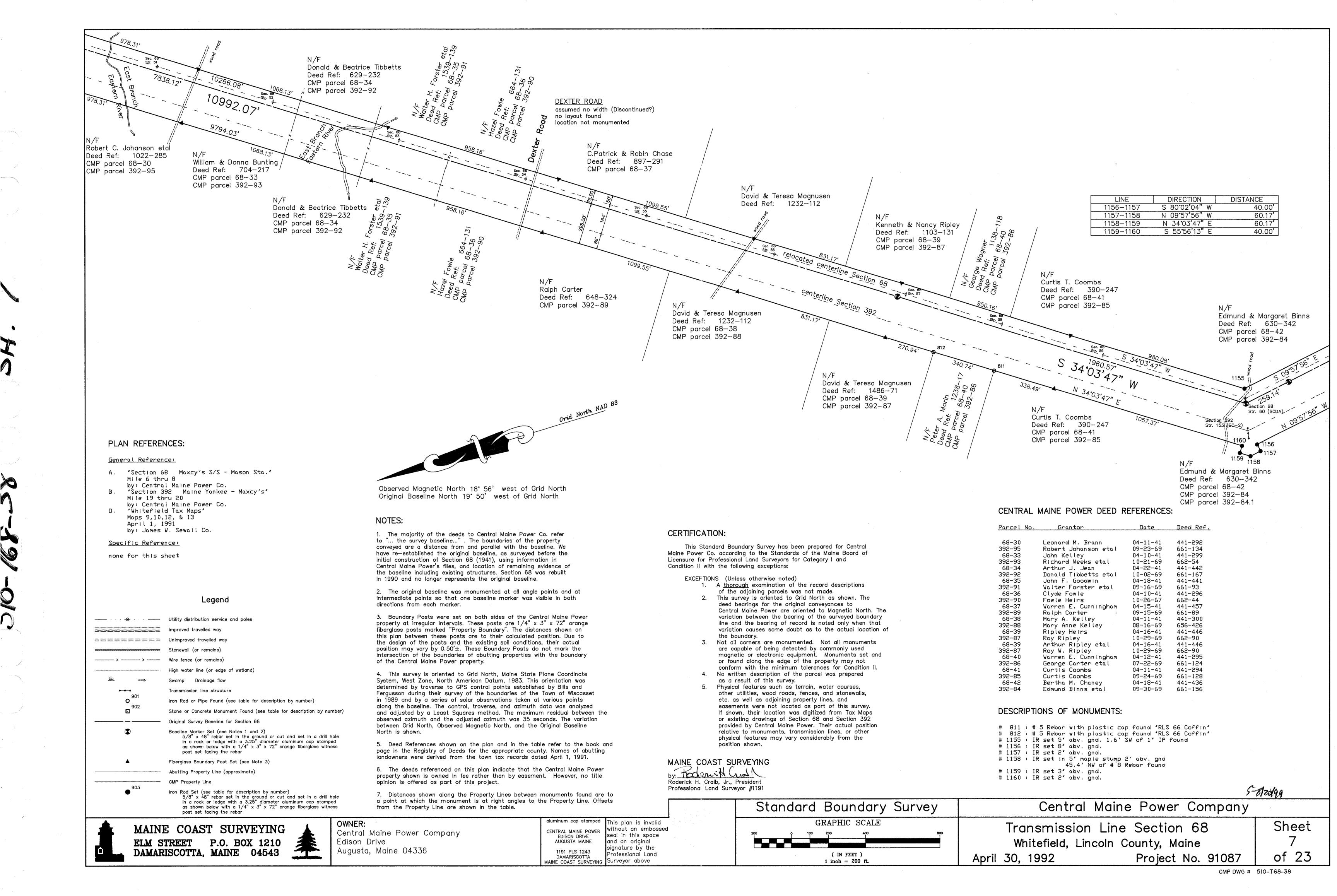
Whitefield, Lincoln County, Maine

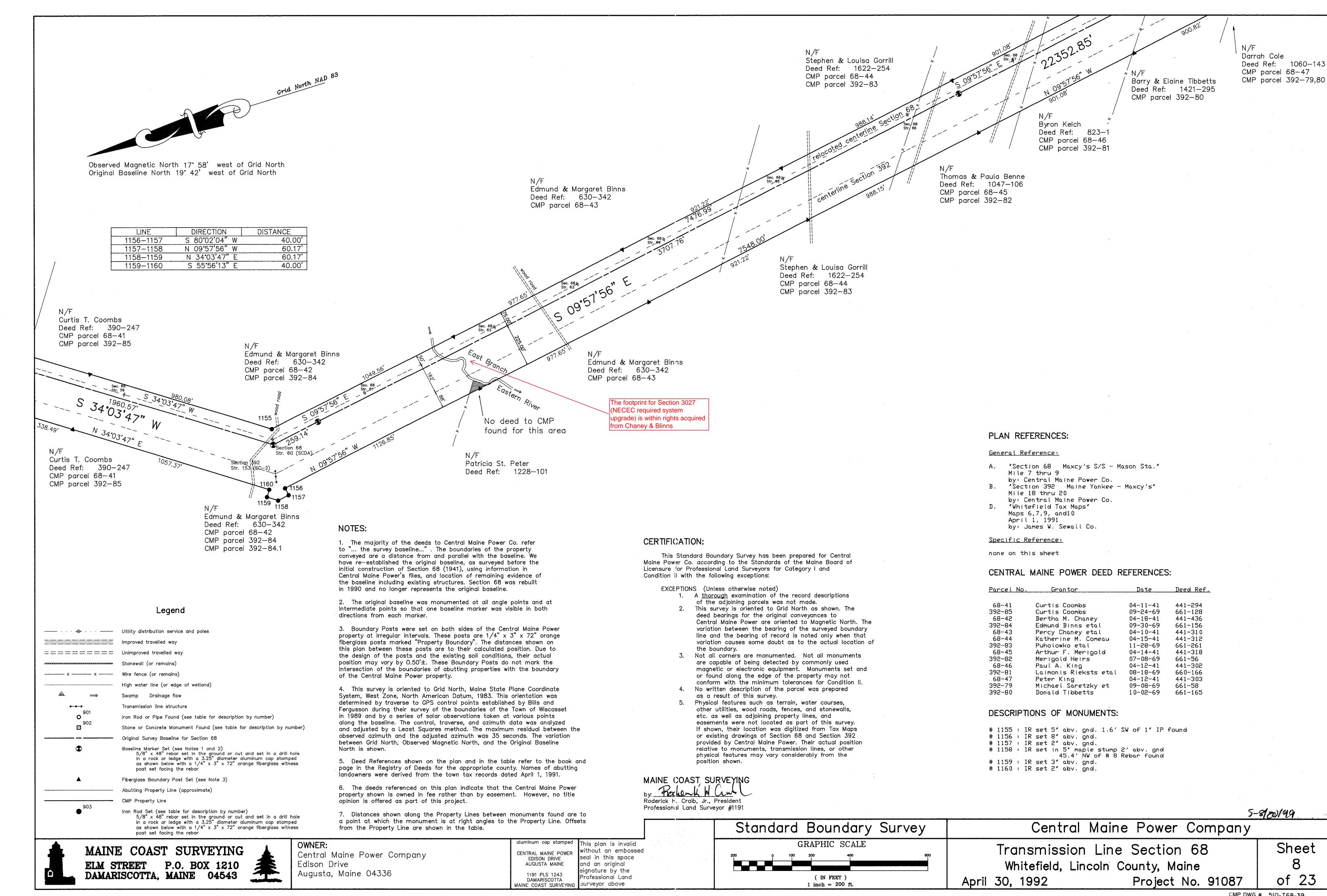
April 30, 1992

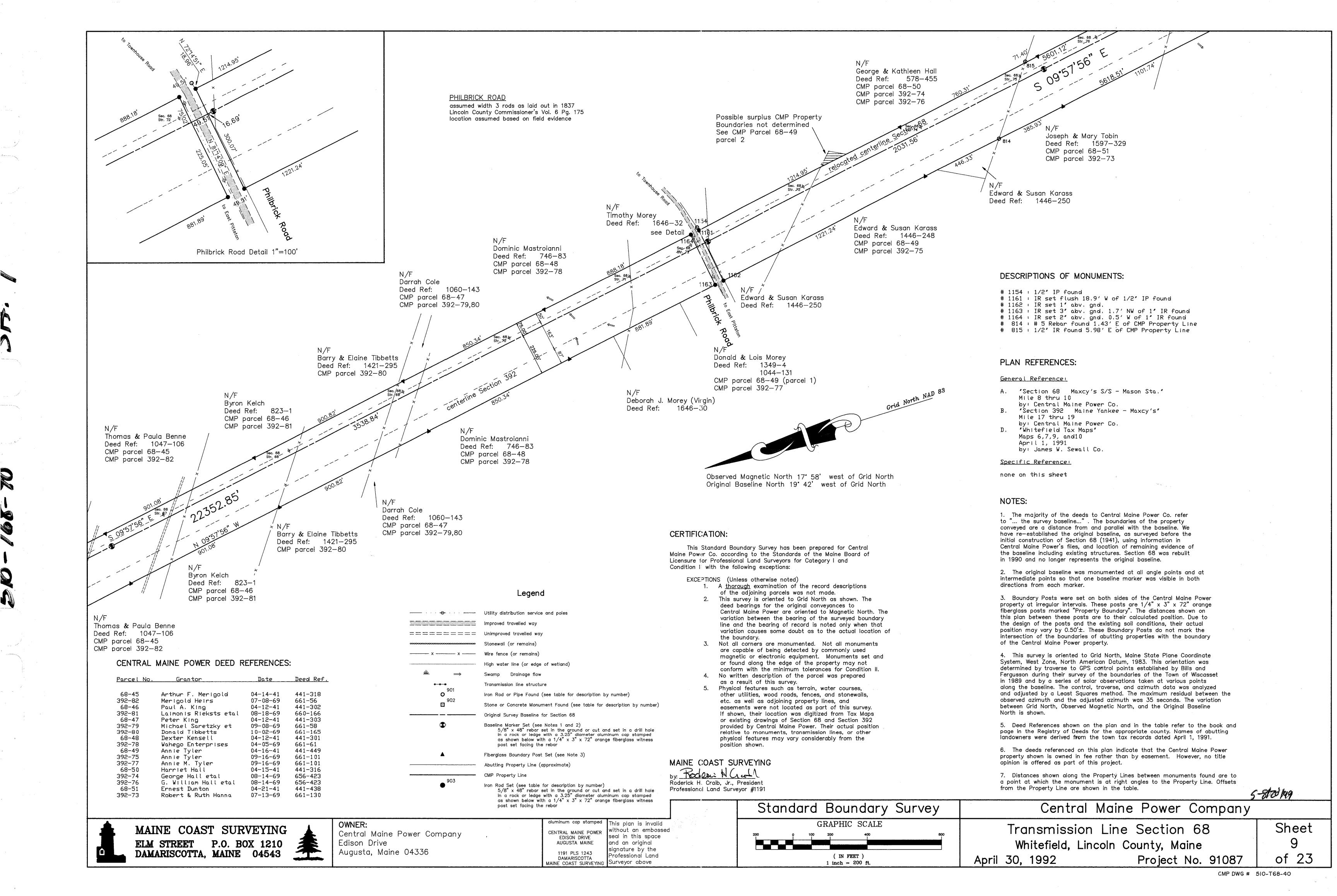
(IN FEET)

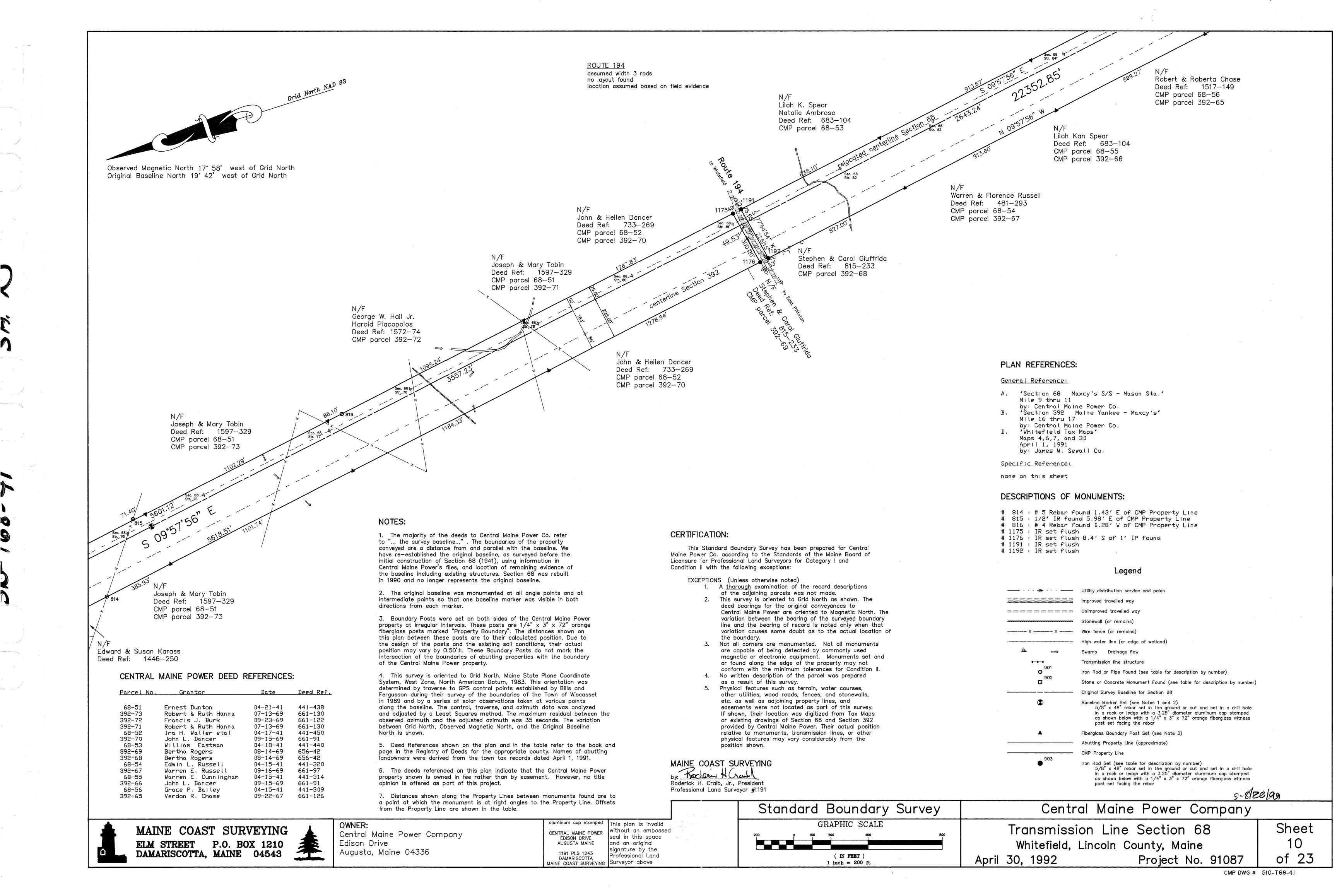
1 inch = 200 ft.

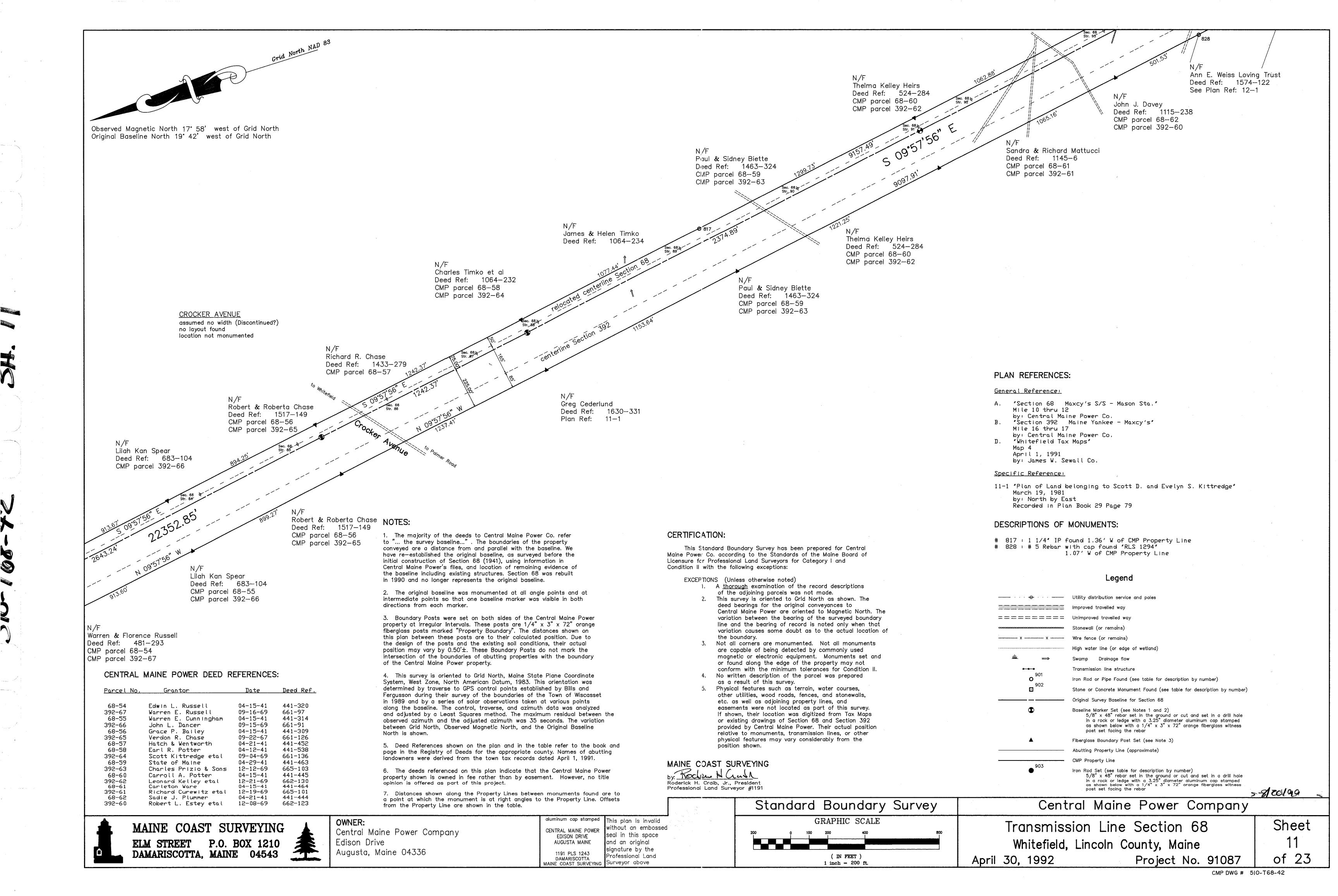
of Project No. 91087

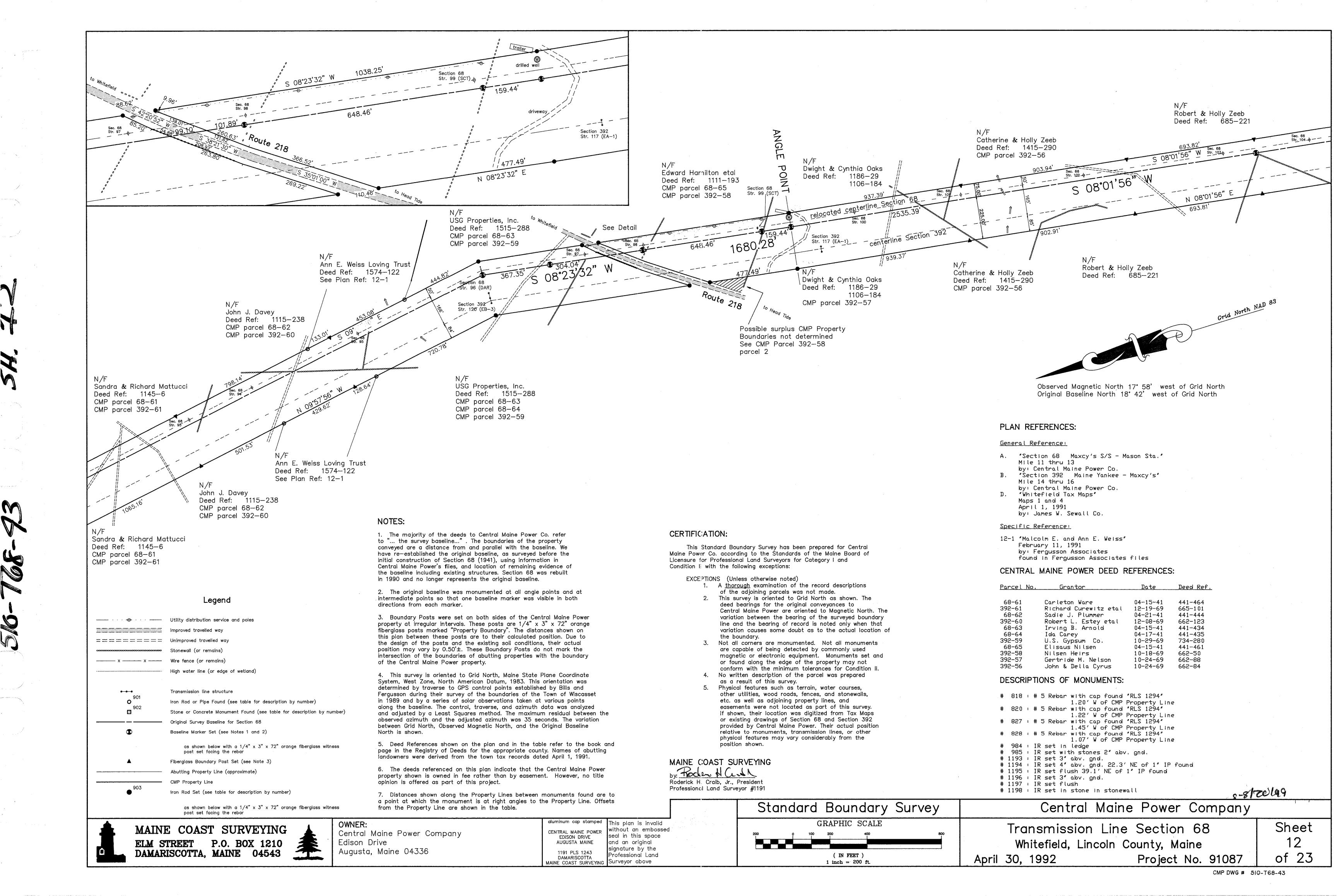


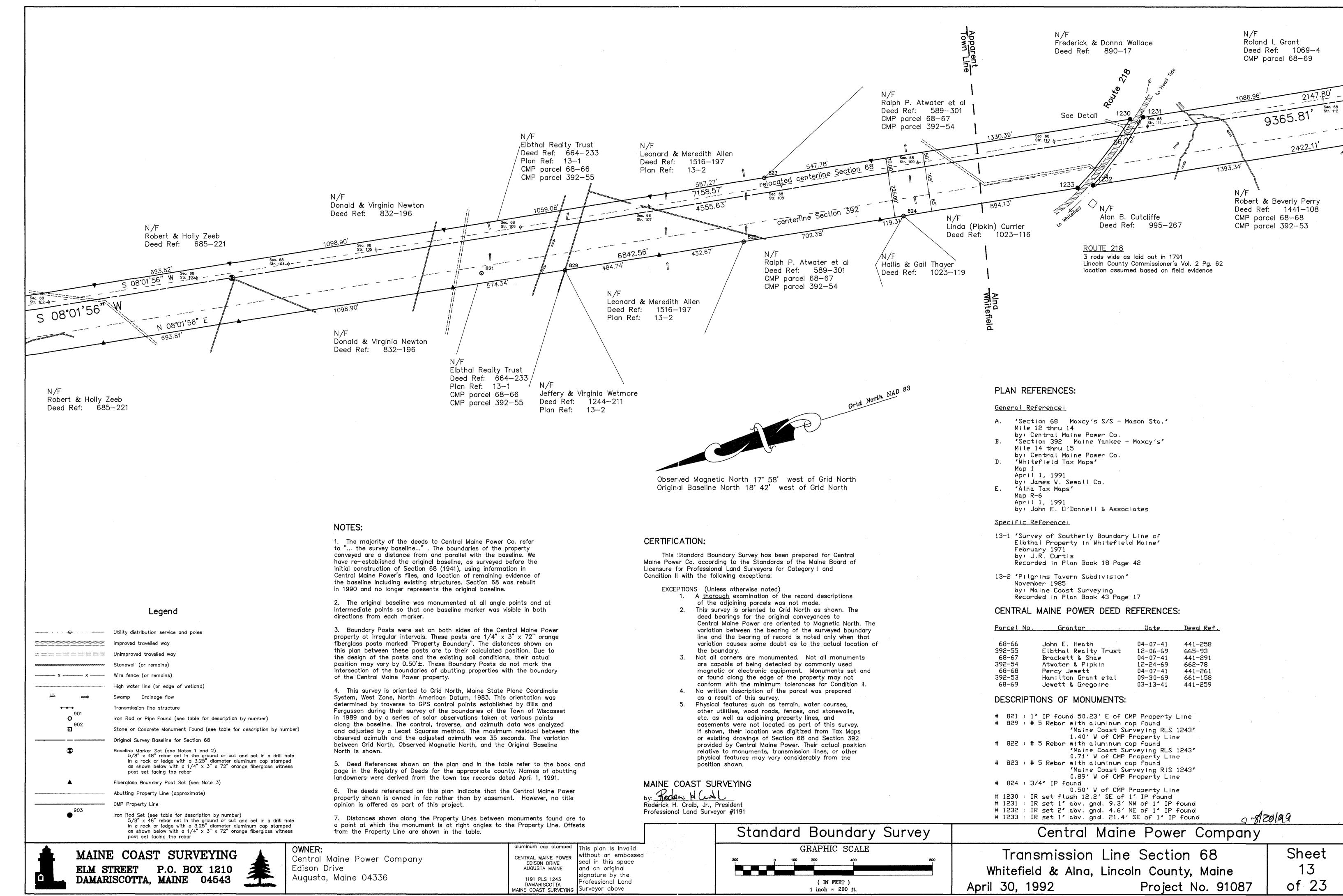


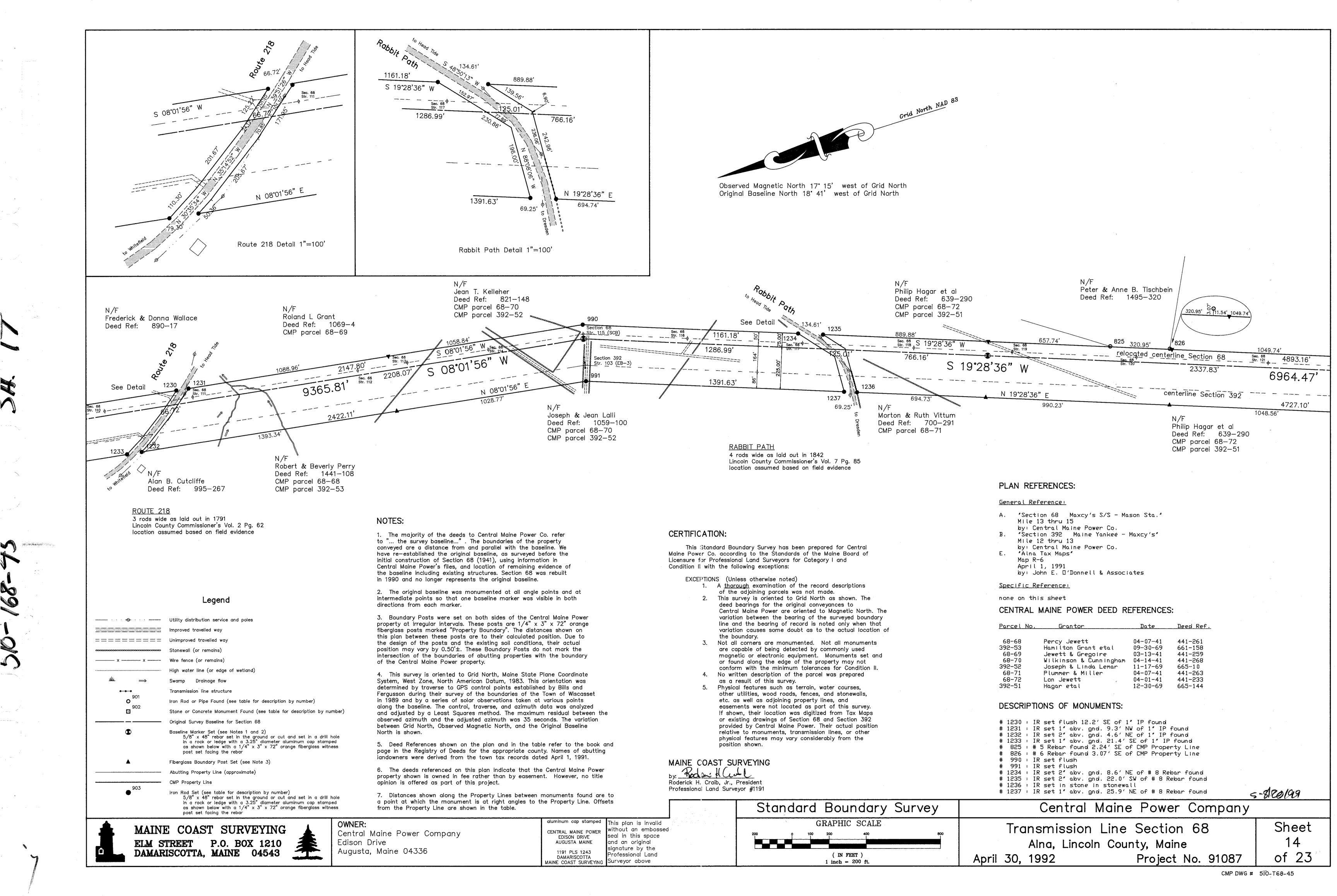












LOTHROP ROAD (aka Bog Road) 4 rods wide as laid out in 1851 Lincoln County Commissioner's Vol. 8 Pg. 134 location assumed based on field evidence Carl Urguhart Deed Ref: 1628-261 CMP parcel 68-76 Peter & Anne B. Tischbein CMP parcel 392-47 Deed Ref: 1495-320 320.95' 0 11.54'_1049.74 Ronald & Luisa Deprez U.S. Gypsum Company Deed Ref: 798-262 Deed Ref: 595-257 CMP parcel 68-73 CMP parcel 68-74 David & Linda Abbott Merle & Nancy West CMP parcel 392-50 CMP parcel 392-49 Deed Ref: 636-424 Barbara Caust etal Deed Ref: 718-199 See Plan Ref: 15-1 _ **825** _ 320.95' CMP parcel 68-77 Deed Ref: 1071-66 CMP parcel 68-78 CMP parcel 392-46 CMP parcel 68-75 CMP parcel 392-45 relocated centerline Section 68 CMP parcel 392-48 4893.16 Section 68 Str.126 (DAR) Sec. 68 Str. 123 S 19°28'36" W 1032.27 1240 6964.47 714.75 S 19°28'36" W 1672.72 709.45 815.37 S 16°27'51" W 4727.10' Section 392 Str. 91 (EB-1) N 19°28'36" E 1048.56 932.22 Philip Hagar et al Deed Ref: 639—290 N 16'27'51" E 1061.36' 988 1239 66.31' N/F 999.18' 1000.12 821.29 CMP parcel 68-72 Edward Holske CMP parcel 392-51 George & Gail Waldeck Deed Ref: 937-159 N/F Merle & Nancy West Deed Ref: 718—199 Deed Ref: 1407-198 David & Linda Abbott U.S. Gypsum Company Barbara Caust etal Deed Ref: 636-424 Deed Ref: 595-257 Deed Ref: 1071-66 CMP parcel 68-77 CMP parcel 68-78 Edward Holske CMP parcel 68-74 CMP parcel 68-75 CMP parcel 392-46 CMP parcel 392-45 Deed Ref: 1407-198 CMP parcel 392-49 CMP parcel 392-48 See Plan Ref: 15-1 Grid North NAD C PLAN REFERENCES: General Reference: A. "Section 68 Maxcy's S/S - Mason Sta." Mile 14 thru 16 by: Central Maine Power Co. B. "Section 392 Maine Yankee - Maxcy's" Mile 11 thru 13 by: Central Maine Power Co. NOTES: "Álna Tax Maps" Maps R-3 and R-6 CERTIFICATION: 1. The majority of the deeds to Central Maine Power Co. refer April 1, 1991 to "... the survey baseline..." . The boundaries of the property by: John E. D'Donnell & Associates Observed Magnetic North 16° 32' west of Grid North conveyed are a distance from and parallel with the baseline. We This Standard Boundary Survey has been prepared for Central Original Baseline North 18° 42' west of Grid North have re-established the original baseline, as surveyed before the Maine Power Co. according to the Standards of the Maine Board of Specific Reference: initial construction of Section 68 (1941), using information in Licensure for Professional Land Surveyors for Category I and Central Maine Power's files, and location of remaining evidence of Condition II with the following exceptions: 15-1 'U.S. Gypsum Lot' the baseline including existing structures. Section 68 was rebuilt March 2, 1964 in 1990 and no longer represents the original baseline. EXCEPTIONS (Unless otherwise noted) by: D. Gray & J. Almond 1. A thorough examination of the record descriptions Recorded in Plan Book 12 Page 24 2. The original baseline was monumented at all angle points and at of the adjoining parcels was not made. intermediate points so that one baseline marker was visible in both 2. This survey is oriented to Grid North as shown. The Legend CENTRAL MAINE POWER DEED REFERENCES: directions from each marker. deed bearings for the original conveyances to Central Maine Power are oriented to Magnetic North. The 3. Boundary Posts were set on both sides of the Central Maine Power variation between the bearing of the surveyed boundary Grantor Date Deed Ref. Parcel No. Utility distribution service and poles property at irregular intervals. These posts are 1/4" x 3" x 72" orange line and the bearing of record is noted only when that fiberglass posts marked "Property Boundary". The distances shown on variation causes some doubt as to the actual location of Improved travelled way 68-72 441-233 Lon Jewett 04-01-41 this plan between these posts are to their calculated position. Due to the boundary. 12-30-69 392-51 Hagar etal 665-144 the design of the posts and the existing soil conditions, their actual Not all corners are monumented. Not all monuments 68-73 Conrad H. Hede 04-03-41 441-256 position may vary by 0.50'±. These Boundary Posts do not mark the are capable of being detected by commonly used Stonewall (or remains) 392-50 Hagar etal 12-30-69 665-144 intersection of the boundaries of abutting properties with the boundary magnetic or electronic equipment. Monuments set and 68-74 Hiram Lord 03-25-41 441-235 ——— x ——— x ——— Wire fence (or remains) of the Central Maine Power property. or found along the edge of the property may not 392-49 10-29-69 734-280 U.S. Gypsum Co. conform with the minimum tolerances for Condition II High water line (or edge of wetland) Lorenzo Cookson 68-75 03-24-41 441-332 4. This survey is oriented to Grid North, Maine State Plane Coordinate 4. No written description of the parcel was prepared 392-48 Wm Steele etal 08-22-69 660-454 System, West Zone, North American Datum, 1983. This orientation was as a result of this survey. Swamp Drainage flow 68-76 441-175 03-13-41 Pickard etal determined by traverse to GPS control points established by Bills and Physical features such as terrain, water courses, Jav & Helen Petree 08-22-69 660-162 •--• Transmission line structure 392-47 Fergusson during their survey of the boundaries of the Town of Wiscasset other utilities, wood roads, fences, and stonewalls, 68-77 Gregory MacDonald etal 03-13-41 441-173 etc. as well as adjoining property lines, and in 1989 and by a series of solar observations taken at various points Iron Rod or Pipe Found (see table for description by number) 392-46 David & Linda Abbott 09-22-69 661-120 along the baseline. The control, traverse, and azimuth data was analyzed 902 easements were not located as part of this survey. 68-78 Almon Libby 03-14-41 441-171 Stone or Concrete Monument Found (see table for description by number) and adjusted by a Least Squares method. The maximum residual between the If shown, their location was digitized from Tax Maps 392-45 Frederick Burgess 10-30-69 662-82 observed azimuth and the adjusted azimuth was 35 seconds. The variation or existing drawings of Section 68 and Section 392 Original Survey Baseline for Section 68 between Grid North, Observed Magnetic North, and the Original Baseline provided by Central Maine Power. Their actual position Baseline Marker Set (see Notes 1 and 2) relative to monuments, transmission lines, or other North is shown. DESCRIPTIONS OF MONUMENTS: 5/8" x 48" rebar set in the ground or cut and set in a drill hole physical features may vary considerably from the in a rock or ledge with a 3.25" diameter aluminum cap stamped as shown below with a 1/4" x 3" x 72" orange fibergiass witness 5. Deed References shown on the plan and in the table refer to the book and position shown. # 825 : # 5 Rebar found 2.24' SE of CMP Property Line page in the Registry of Deeds for the appropriate county. Names of abutting post set facing the rebar # 826 : # 6 Rebar found 3.07' SE of CMP Property Line landowners were derived from the town tax records dated April 1, 1991. # 1238 : IR set 6" abv. gnd. 12.0' SW of 1" IP found Fiberglass Boundary Post Set (see Note 3) MAINE_COAST SURVEYING # 1239 : IR set 6" abv. gnd. 5.9' N of 1" IP found 6. The deeds referenced on this plan indicate that the Central Maine Power by: Reclass H. Craib, Jr., President Abutting Property Line (approximate) # 1240 : IR set 4" abv. gnd. property shown is owned in fee rather than by easement. However, no title # 1241 : IR set 3" abv. gnd. opinion is offered as part of this project. CMP Property Line # 987 : IR set flush 1.2' WNW of 1 1/4" IP found Professional Land Surveyor #1191 C8 20199 Iron Rod Set (see table for description by number) # 988 : IR set flush 1.7' NW of 1 1/4" IP found 7. Distances shown along the Property Lines between monuments found are to 5/8" x 48" rebar set in the ground or cut and set in a drill hole a point at which the monument is at right angles to the Property Line. Offsets in a rock or ledge with a 3.25" diameter aluminum cap stamped as shown below with a 1/4" x 3" x 72" orange fiberglass witness Standard Boundary Survey Central Maine Power Company from the Property Line are shown in the table. post set facing the rebar aluminum cap stamped This plan is invalid GRAPHIC SCALE OWNER: Sheet Transmission Line Section 68 MAINE COAST SURVEYING without an embossed Central Maine Power Company CENTRAL MAINE POWER seal in this space EDISON DRIVE ELM STREET P.O. BOX 1210 Alna, Lincoln County, Maine Edison Drive and an original AUGUSTA MAINE Augusta, Maine 04336 signature by the DAMARISCOTTA, MAINE 04543 1191 PLS 1243

Professional Land

DAMARISCOTTA

MAINE COAST SURVEYING Surveyor above

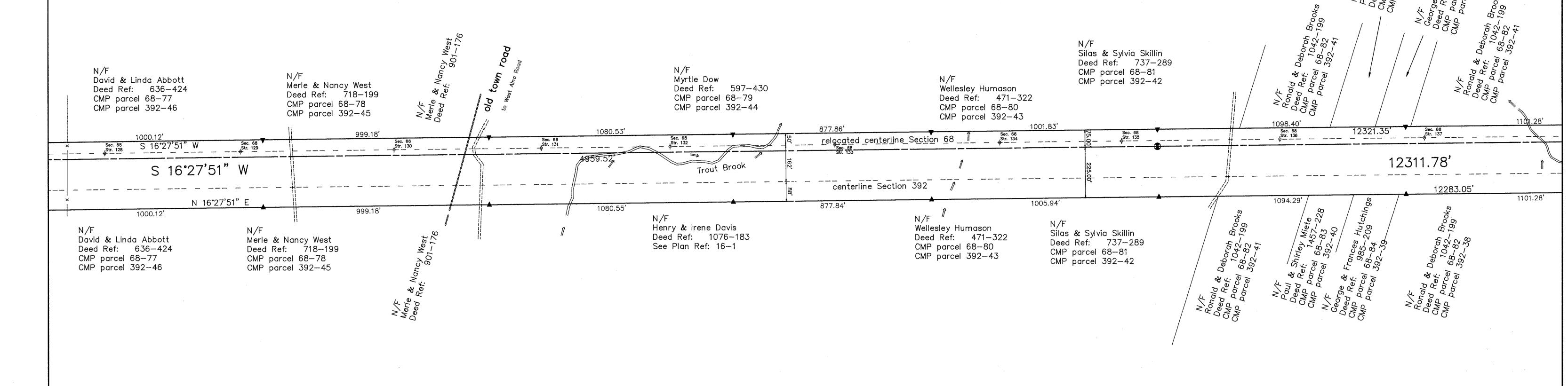
(IN FEET)

1 inch = 200 ft.

April 30, 1992

Project No. 91087

of 23



Observed Magnetic North 16° 32' west of Grid North Original Baseline North 18° 42' west of Grid North

Legend

+	Utility distribution service and poles	
	Improved travelled way	
	Unimproved travelled way	
	Stonewall (or remains)	
x x	Wire fence (or remains)	
	High water line (or edge of wetland)	
<u> </u> →	Swamp Drainage flow	
•••••	Transmission line structure	
o 901	Iron Rod or Pipe Found (see table for description by number)	
902 D	Stone or Concrete Monument Found (see table for description by number)	
	Original Survey Baseline for Section 68	
	Baseline Marker Set (see Notes 1 and 2) 5/8" x 48" rebar set in the ground or cut and set in a drill hole in a rock or ledge with a 3.25" diameter aluminum cap stamped as shown below with a 1/4" x 3" x 72" orange fiberglass witness post set facing the rebar	
A	Fiberglass Boundary Post Set (see Note 3)	
	Abutting Property Line (approximate)	
• 903	CMP Property Line	
	Iron Rod Set (see table for description by number) 5/8" x 48" rebar set in the ground or cut and set in a drill hole in a rock or ledge with a 3.25" diameter aluminum cap stamped as shown below with a 1/4" x 3" x 72" orange fiberglass witness	

NOTES:

- 1. The majority of the deeds to Central Maine Power Co. refer to "... the survey baseline..." . The boundaries of the property conveyed are a distance from and parallel with the baseline. We have re-established the original baseline, as surveyed before the initial construction of Section 68 (1941), using information in Central Maine Power's files, and location of remaining evidence of the baseline including existing structures. Section 68 was rebuilt in 1990 and no longer represents the original baseline.
- 2. The original baseline was monumented at all angle points and at intermediate points so that one baseline marker was visible in both directions from each marker.
- 3. Boundary Posts were set on both sides of the Central Maine Power property at irregular intervals. These posts are 1/4" x 3" x 72" orange fiberglass posts marked "Property Boundary". The distances shown on this plan between these posts are to their calculated position. Due to the design of the posts and the existing soil conditions, their actual position may vary by 0.50'±. These Boundary Posts do not mark the intersection of the boundaries of abutting properties with the boundary of the Central Maine Power property.
- 4. This survey is oriented to Grid North, Maine State Plane Coordinate System, West Zone, North American Datum, 1983. This orientation was determined by traverse to GPS control points established by Bills and Fergusson during their survey of the boundaries of the Town of Wiscasset in 1989 and by a series of solar observations taken at various points along the baseline. The control, traverse, and azimuth data was analyzed and adjusted by a Least Squares method. The maximum residual between the observed azimuth and the adjusted azimuth was 35 seconds. The variation between Grid North, Observed Magnetic North, and the Original Baseline North is shown.
- 5. Deed References shown on the plan and in the table refer to the book and page in the Registry of Deeds for the appropriate county. Names of abutting landowners were derived from the town tax records dated April 1, 1991.
- 6. The deeds referenced on this plan indicate that the Central Maine Power property shown is owned in fee rather than by easement. However, no title opinion is offered as part of this project.
- 7. Distances shown along the Property Lines between monuments found are to a point at which the monument is at right angles to the Property Line. Offsets from the Property Line are shown in the table.

CERTIFICATION:

This Standard Boundary Survey has been prepared for Central Maine Power Co. according to the Standards of the Maine Board of Licensure for Professional Land Surveyors for Category I and Condition | with the following exceptions:

EXCEPTIONS (Unless otherwise noted)

- 1. A thorough examination of the record descriptions
- of the adjoining parcels was not made. This survey is oriented to Grid North as shown. The deed bearings for the original conveyances to Central Maine Power are oriented to Magnetic North. The variation between the bearing of the surveyed boundary line and the bearing of record is noted only when that variation causes some doubt as to the actual location of
- the boundary. Not all corners are monumented. Not all monuments are capable of being detected by commonly used magnetic or electronic equipment. Monuments set and or found along the edge of the property may not
- conform with the minimum tolerances for Condition II. No written description of the parcel was prepared as a result of this survey.
- Physical features such as terrain, water courses, other utilities, wood roads, fences, and stonewalls, etc. as well as adjoining property lines, and easements were not located as part of this survey. If shown, their location was digitized from Tax Maps or existing drawings of Section 68 and Section 392 provided by Central Maine Power. Their actual position relative to monuments, transmission lines, or other physical features may vary considerably from the position shown.

MAINE COAST SURVEYING by Rochen & Croth Roderick H. Craib, Jr., President Professional Land Surveyor #1191

PLAN REFERENCES:

General Reference:

- A. "Section 68 Maxcy's S/S Mason Sta." Mile 15 thru 17 by: Central Maine Power Co. "Section 392 Maine Yankee - Maxcy's" Mile 10 thru 12
- by: Central Maine Power Co. "Alna Tax Maps" Map R-3 April 1, 1991

Specific Reference:

16-1 "Robert & Mabel & Glen McAfee Property" March 1980 by: Brian B. Smith

Recorded in Plan Book 30 Page 9

by: John E. D'Donnell & Associates

CENTRAL MAINE POWER DEED REFERENCES:

<u>Parcel No.</u>	Grantor	Date	Deed Ref.
68-77	Gregory MacDonald etal	03-13-41	441-173
392-46	David & Linda Abbott	09-22-69	661-120
68-78	Almon Libby	03-14-41	441-171
392-45	Frederick Burgess	10-30-69	662-82
68-79	Walker etal	03-06-41	441-147
392-44	Myrtle Dow	11-14-69	665-6
68-80	William Humason	03-11-41	612-1
392-43	Wellesley Humason	09-22-69	661-132
68-81	Minnie Miete	03-10-41	441-174
392-42	Pauline Skillin	09-22-69	661-140
68-82	Lucy Baker etal	03-06-41	441-144
392-41	Elwood Humason	10-09-69	662-28
68-83	Henry Tirronen	02-06-41	441-164
392-40	Mertle Jo Miete	10-09-69	662-32
68-84	Florence Alden	03-26-41	441-230
392-39	Harry Percival etal	09-22-69	661-139
392-38	Elwood Humason	10-09-69	662-30

DESCRIPTIONS OF MONUMENTS:

none on this sheet

April 30, 1992

Central Maine Power Company Sheet

5-8/20/09

16

MAINE COAST SURVEYING ELM STREET P.O. BOX 1210 DAMARISCOTTA, MAINE 04543

post set facing the rebar



OWNER: Central Maine Power Company Edison Drive Augusta, Maine 04336

CENTRAL MAINE POWER EDISON DRIVE AUGUSTA MAINE 1191 PLS 1243 DAMARISCOTTA

This plan is invalid without an embossed seal in this space and an original signature by the Professional Land MAINE COAST SURVEYING Surveyor above

Standard Boundary Survey GRAPHIC SCALE

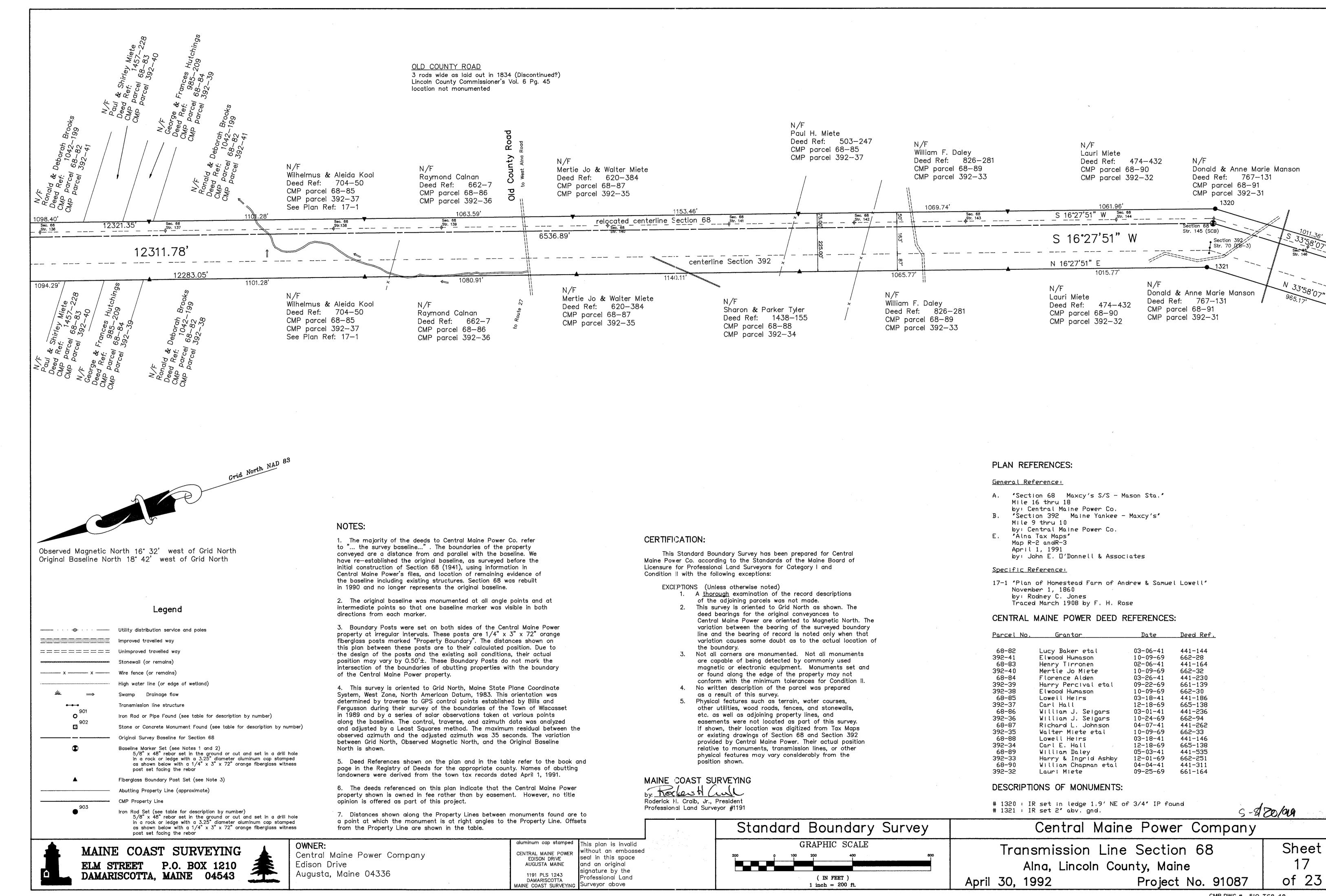
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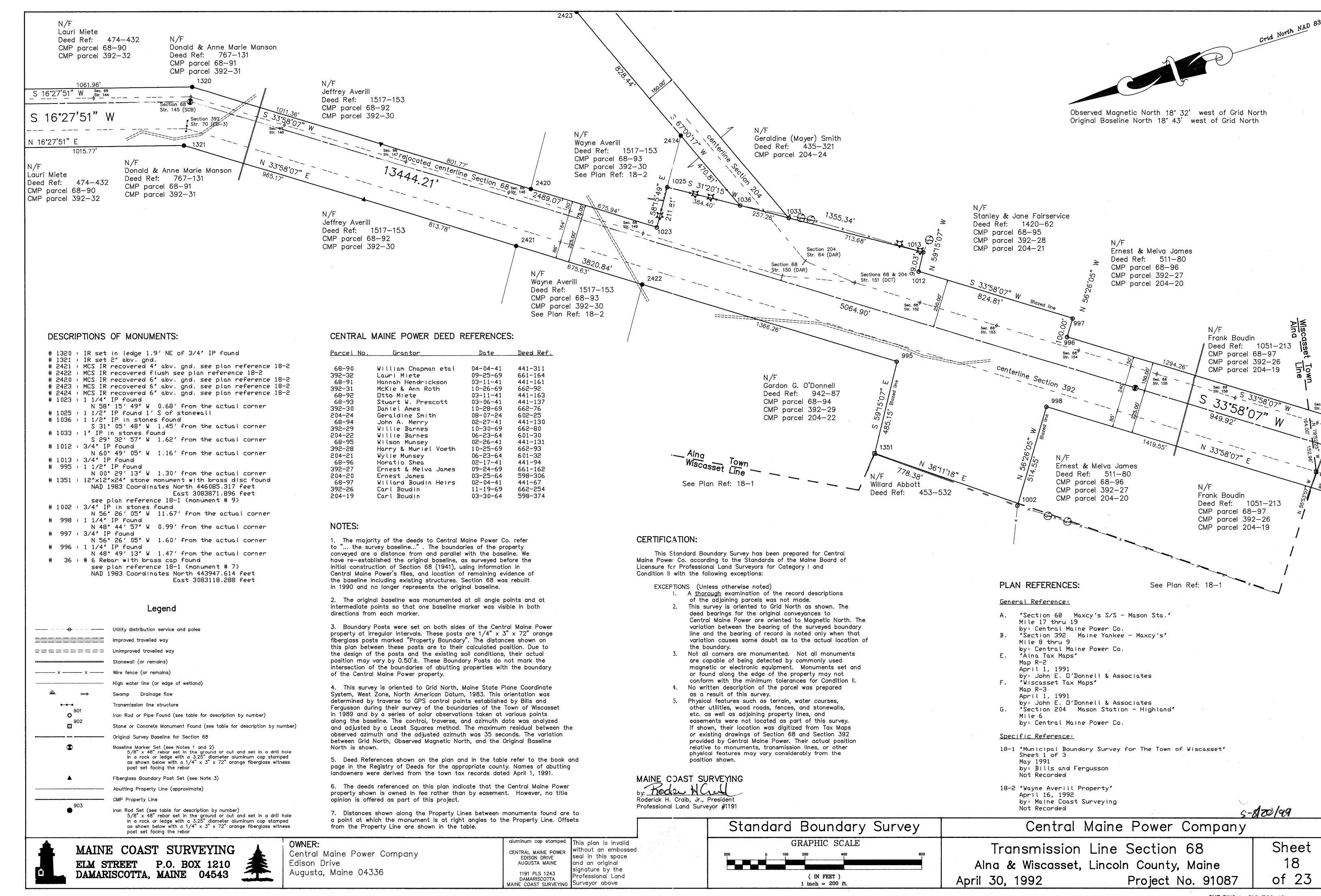
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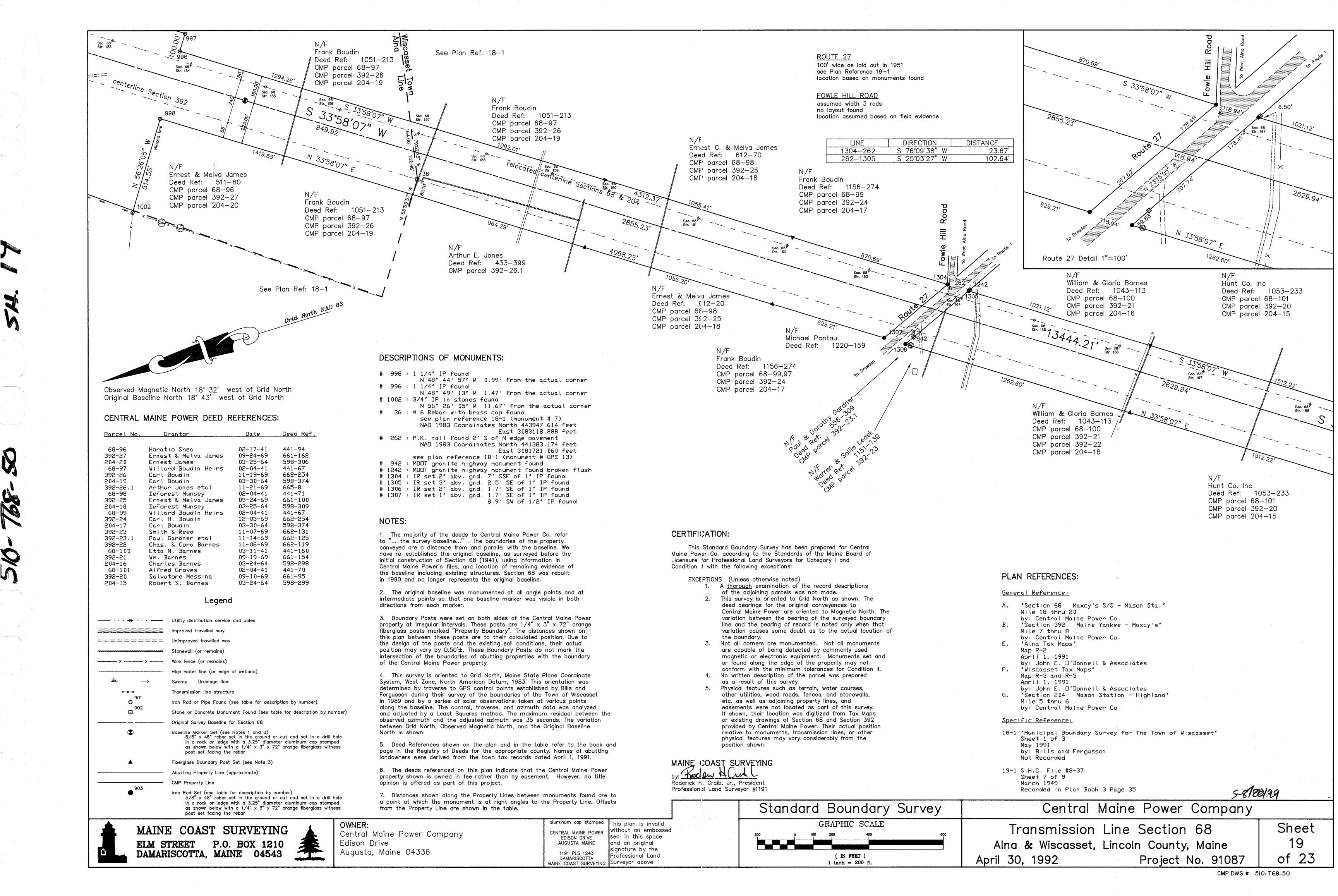
CMP DWG # 510-T68-47

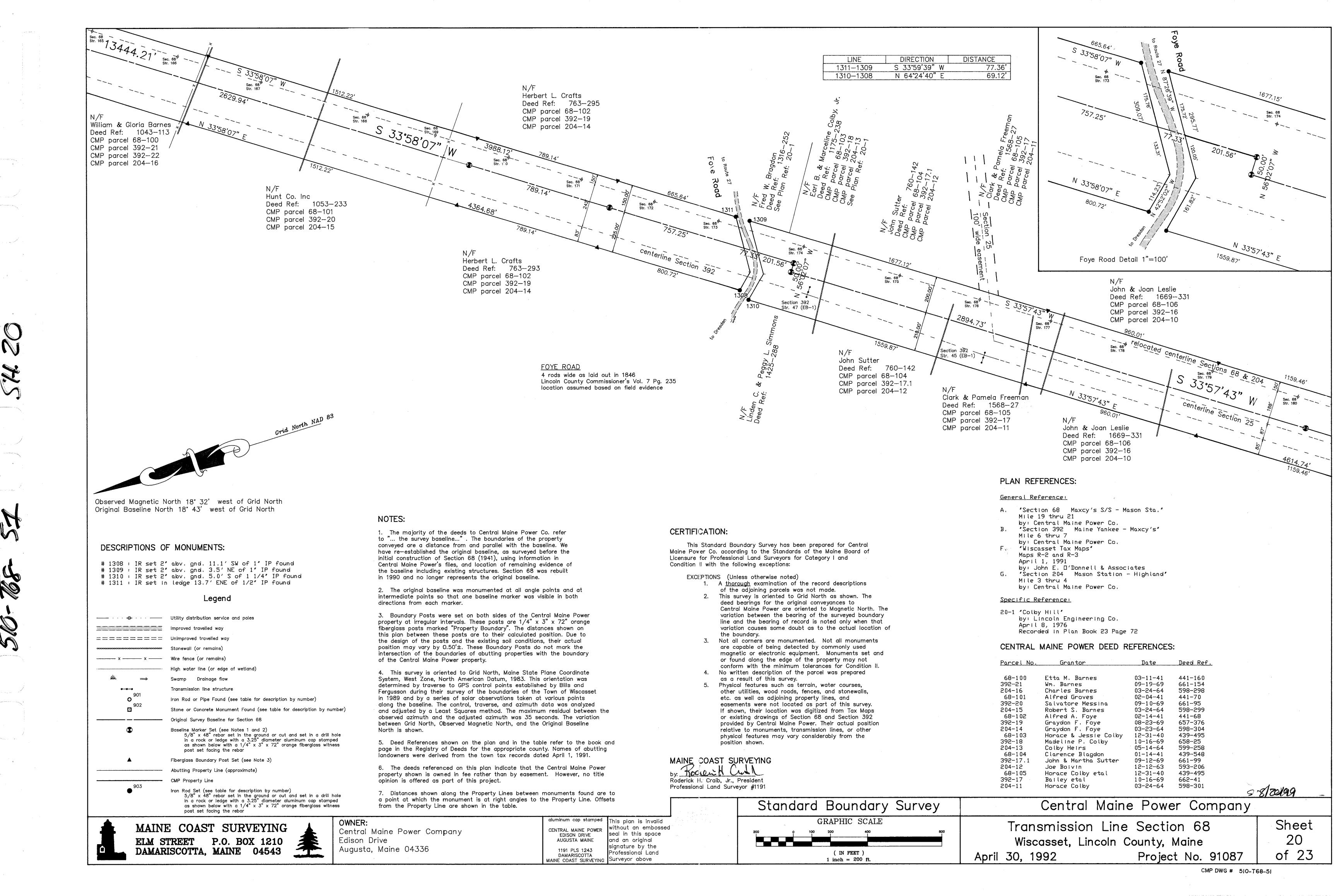
Project No. 91087

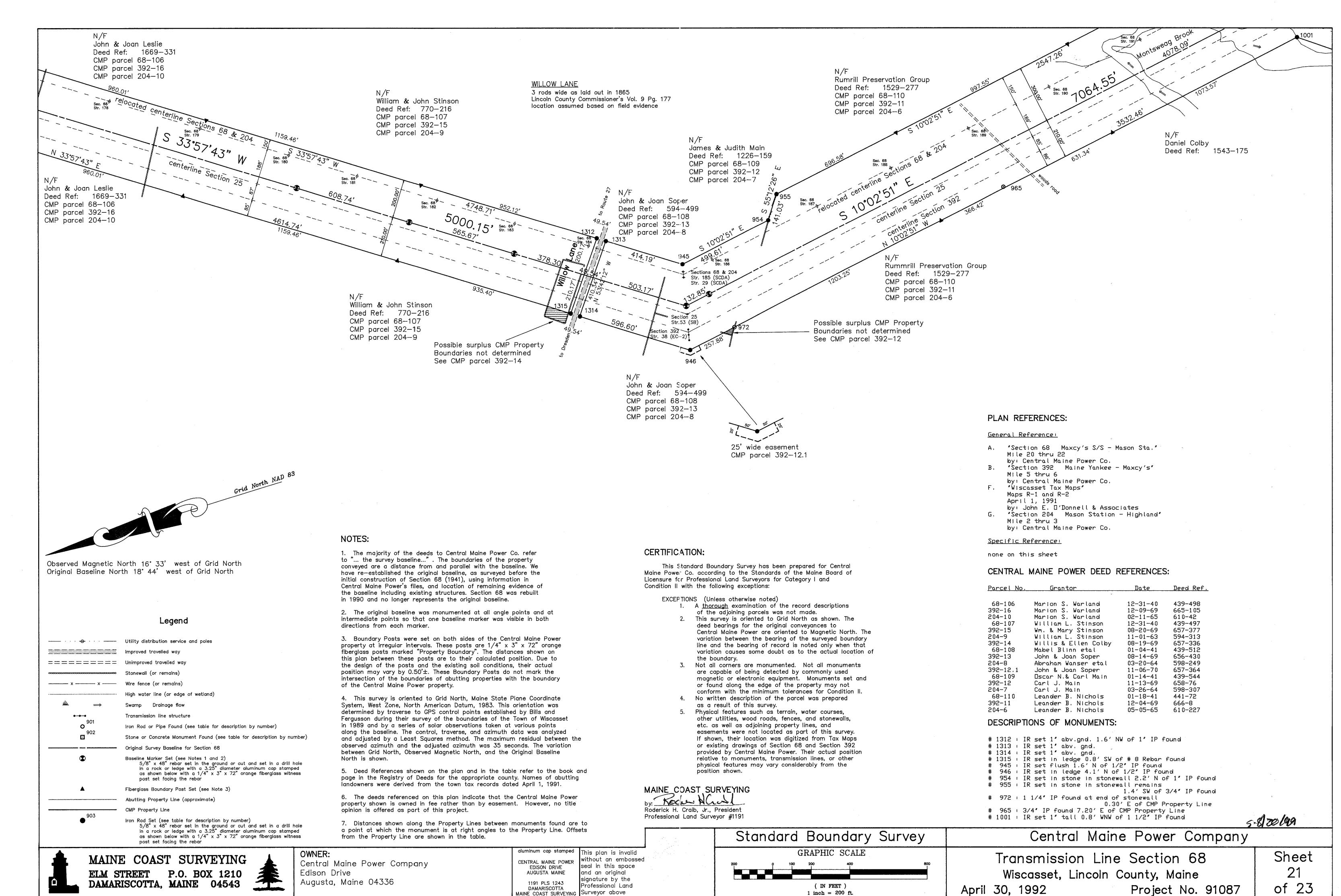


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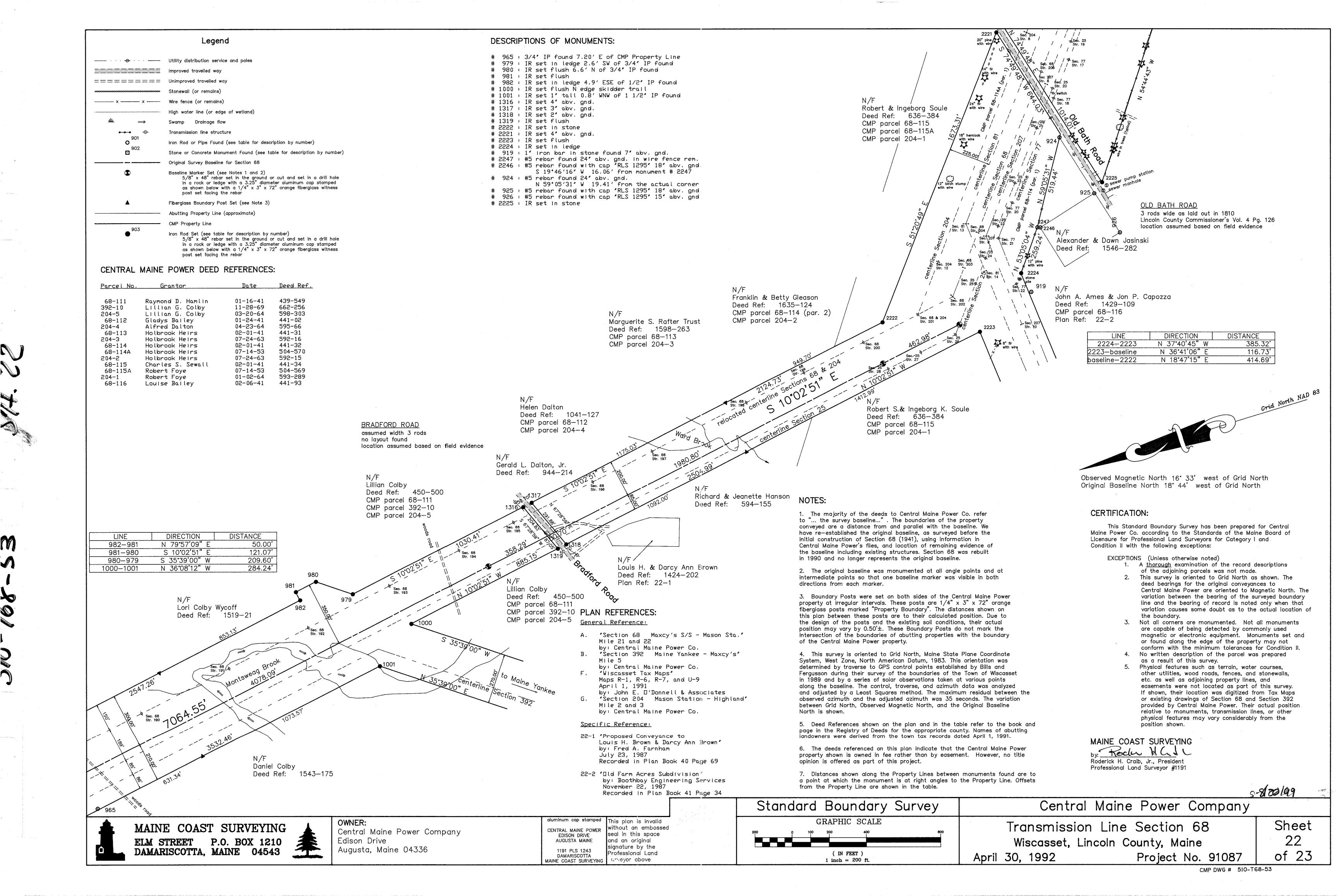


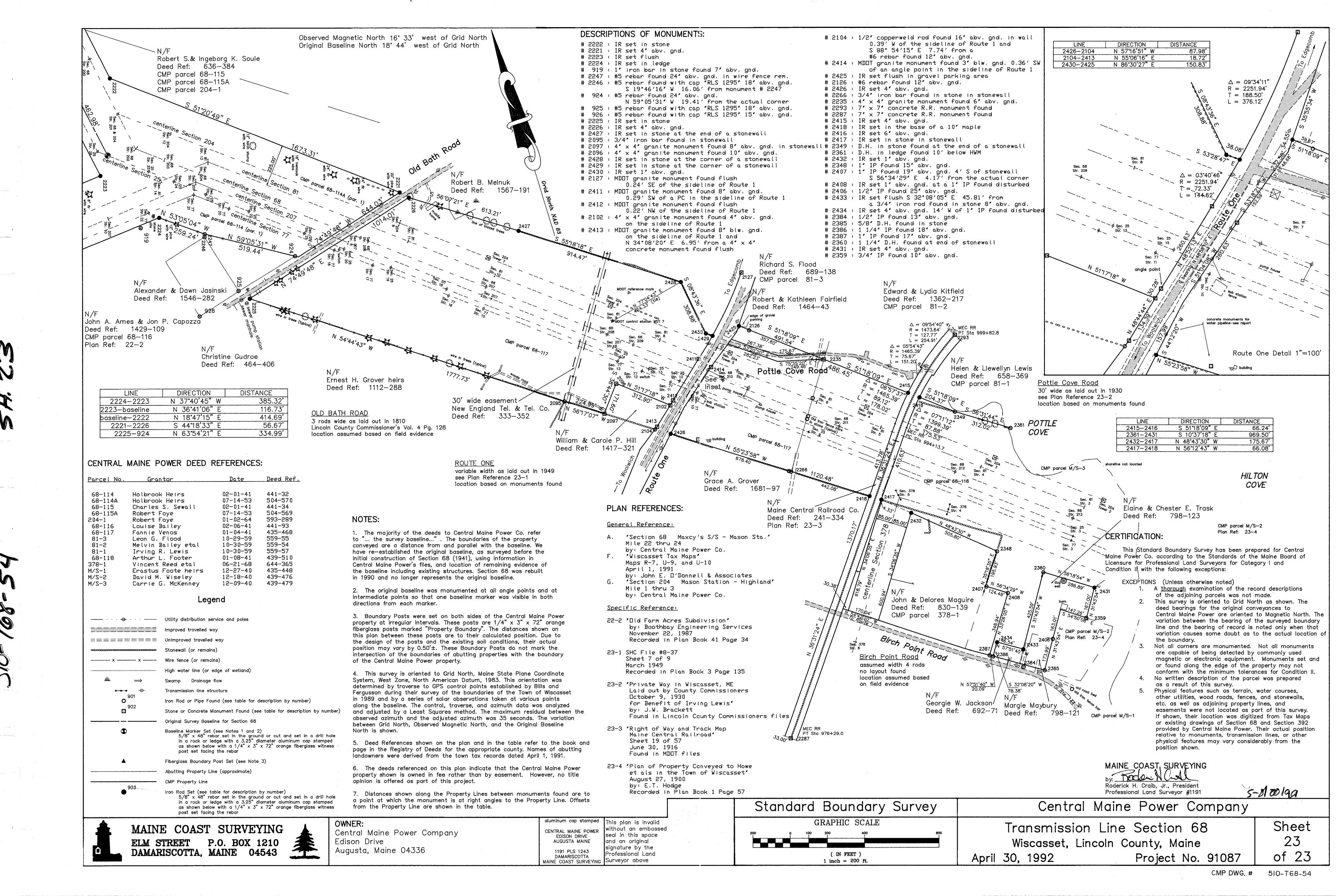




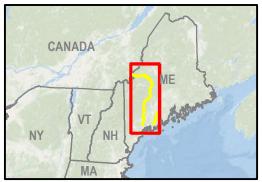


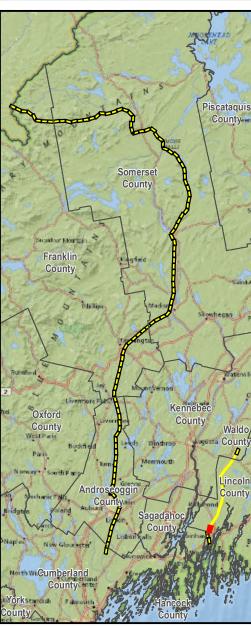
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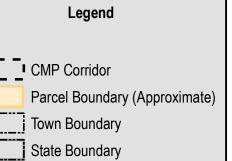


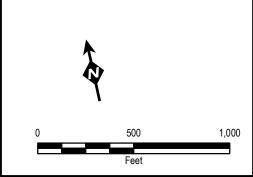












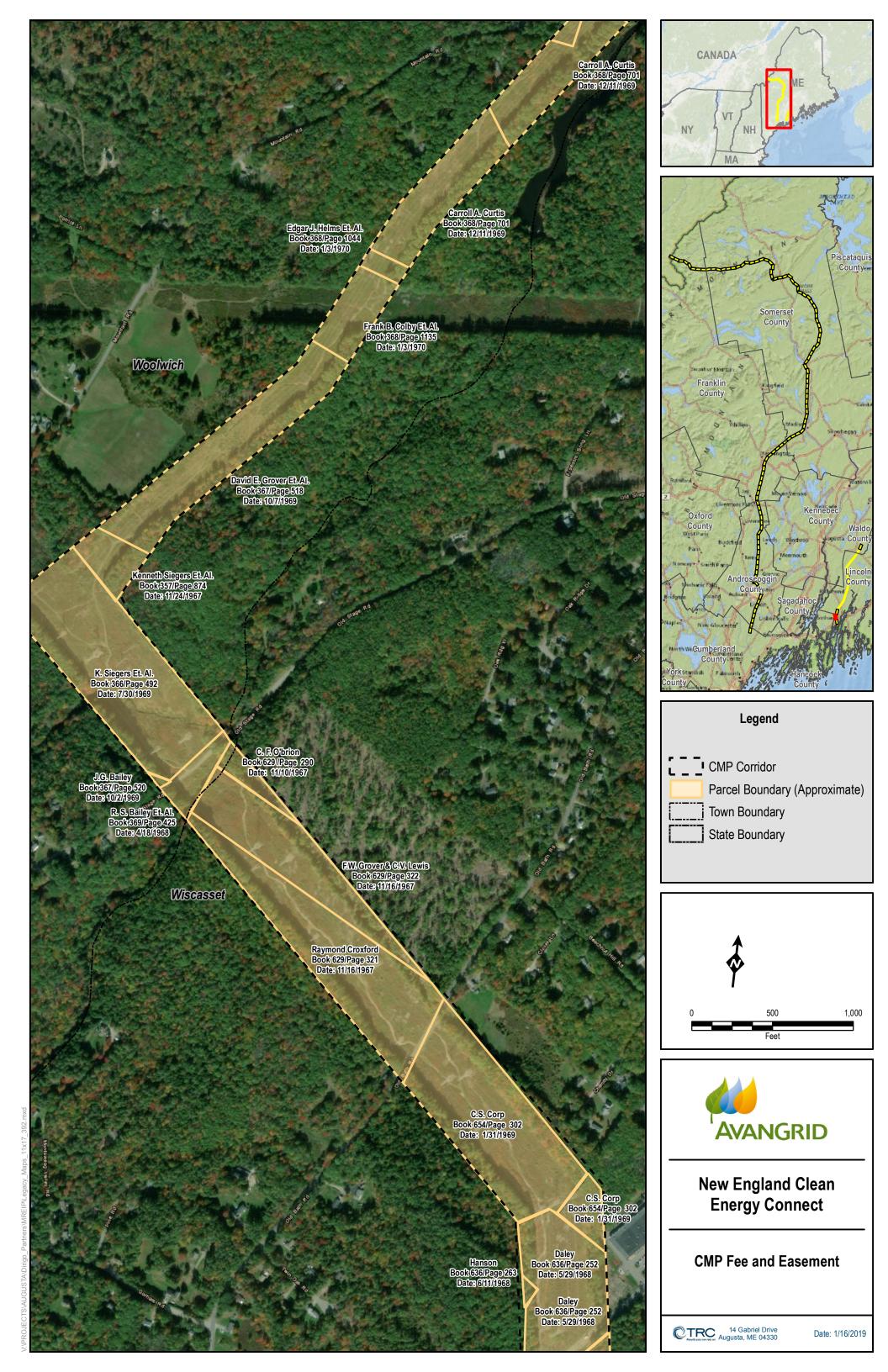


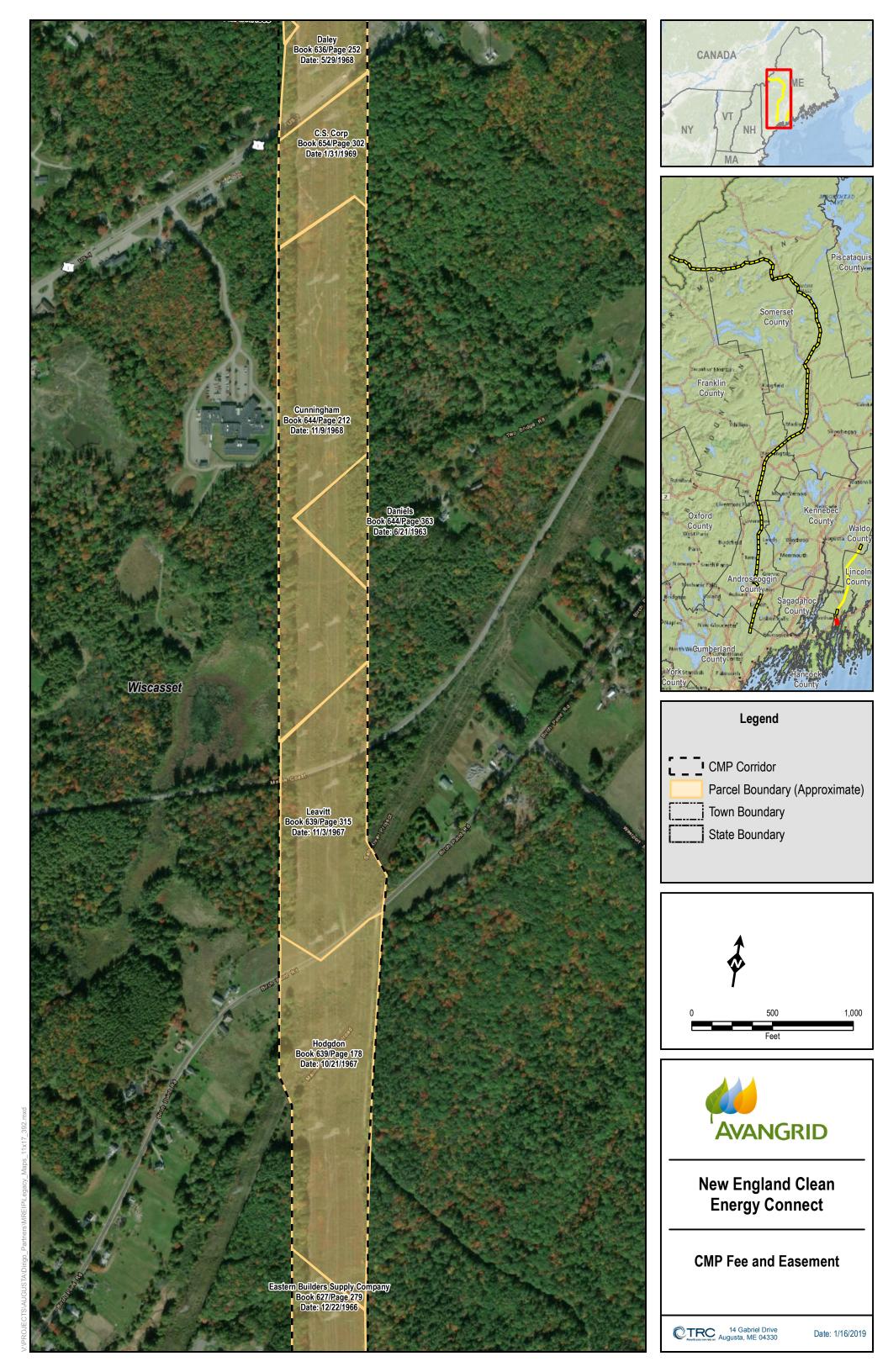
New England Clean Energy Connect

CMP Fee and Easement



Date: 1/16/2019

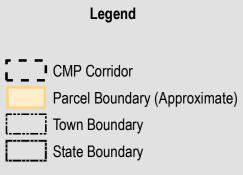


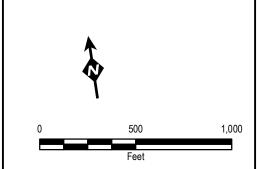














New England Clean Energy Connect

CMP Fee and Easement



Date: 1/16/2019