

1 *Elizabeth Augustina Kraehling INTERROGATORY #1 List 1*

2  
3 *Interrogatory*

4  
5 **Applicant Reference: C. Project Land Requirements**

6  
7 Does the Applicant acknowledge that it made an offer to acquire an easement interest  
8 over Part of Lot 17 and 18, Concession 13 West Luther, designated as Part I Plan  
9 61R11080; Wellington North being Part of PIN 71112-0023 (LT) and an offer to  
10 acquire an easement interest over Part of Lots 19 and 20, Concession 12, designated  
11 as Part 4 Plan 7R5794; East Luther / Grand Valley being Part of PIN 34060-0007  
12 (LT)?

13  
14 *Response*

15  
16 Hydro One has made offers to acquire the rights to the widened corridor lands required  
17 for the Project on the above properties. Under the Land Acquisition Compensation  
18 Principles, the owner has the choice of granting Hydro One an easement interest or  
19 selling the widened corridor lands to Hydro One in fee. Hydro One's offers were rejected  
20 by the owner.  
21



1 *Elizabeth Augustina Kraehling INTERROGATORY #3 List 1*

2  
3 *Interrogatory*

4  
5 **Applicant Reference: C. Project Land Requirements**

6  
7 Does the Applicant acknowledge that it did not make an offer to acquire an easement  
8 interest over Part of Lot 19, Concession 12, designated as Part 2 Plan 7R5794; East  
9 Luther / Grand Valley being Part of PIN 34060-0005 (LT)?

10  
11 *Response*

12  
13 Hydro One provided an offer under its Land Acquisition Compensation Principles for a  
14 partial taking (easement or fee simple) on the referenced property to the owner's legal  
15 counsel on October 6, 2010 as part of its ongoing voluntary land acquisition efforts.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #4 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: C. Project Land Requirements**

6  
7                                    Does the Applicant admit that the provisions of its Land Acquisition Compensation  
8                                    Principles were binding on the Applicant up to the date of its Application?

9  
10                                   **Response**

11  
12                                   Please see response to Exhibit B, Tab 4, Schedule 6.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #5 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: C. Project Land Requirements**

6  
7                                    Does the Applicant admit that it had an obligation to comply with its Land  
8                                    Acquisition Compensation Principles up to the date of its Application?

9  
10                                   **Response**

11  
12                                   Please see the response to Exhibit B, Tab 4, Schedule 7.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #6 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: C. Project Land Requirements**

6  
7                                    Does the Applicant admit that incentive compensation formed part of its Land  
8                                    Acquisition Compensation Principles?

9  
10                                   **Response**

11  
12                                   Yes. Hydro One confirms that its Land Acquisition Compensation Principles included  
13                                   incentive compensation in order to promote early and voluntary acquisition of land  
14                                   interests.

1 **Elizabeth Augustina Kraehling INTERROGATORY #7 List 1**

2  
3 **Interrogatory**

4  
5 **Applicant Reference: C. Project Land Requirements**

6  
7 Please explain the material difference in circumstances today that prevent land  
8 owners subject to the Application from being able to rely on the Applicant's Land  
9 Acquisition Compensation Principles, including principles regarding incentive  
10 compensation?

11  
12 **Response**

13  
14 A central consideration in the development of Hydro One's Land Acquisition  
15 Compensation Principles ("LACP"), which were developed with considerable landowner  
16 input, was Hydro One's need and preference to achieve timely resolution of its land  
17 acquisition requirements and ensuring that overall compensation remains fair to  
18 ratepayers. Hydro One has attempted to reach voluntary settlements under the LACP  
19 with all affected landowners. Where landowners were amenable to such settlements,  
20 agreements have been reached.

21  
22 Hydro One has been clear that at some point, it would need to acquire all remaining  
23 interests in land through the expropriation process in order for the Project to be placed in  
24 service by the planned in-service date. Notwithstanding this position, Hydro One has  
25 continued good faith negotiations in an effort to reach voluntary settlements under our  
26 LACP with those affected landowners who have expressed an interest to reach a  
27 voluntary settlement, in order to continue to encourage timely acquisition of the  
28 necessary property rights.

29  
30 For those owners who do not accept a voluntary settlement offer, the compensation  
31 offered through the expropriation process will be consistent with the requirements of the  
32 *Expropriations Act*. The financial incentives and choices currently available under Hydro  
33 One's LACP will no longer be available, as the benefit associated with timely settlement  
34 of property rights matters will no longer exist. All owners who had not entered into a  
35 voluntary settlement with Hydro One under the LACP were notified prior to the filing of  
36 this Application that compensation offers in the expropriation process would be made  
37 under the requirements of the *Expropriations Act*.

1 *Elizabeth Augustina Kraehling INTERROGATORY #8 List 1*

2  
3 *Interrogatory*

4  
5 **Applicant Reference: C. Project Land Requirements**

6  
7 Of the 355 properties affected by the project and the 294 voluntary settlements  
8 reached between the Applicant and land owners, how many land owners were offered  
9 and accepted incentive compensation?

10  
11 *Response*

12  
13 All owners of private properties affected by the Project received offers consistent with  
14 Hydro One's Land Acquisition Compensation Principles. These offers included financial  
15 incentives and choices to encourage the timely acquisition of required property.

16  
17 Please see Exhibit B, Tab 3, Schedule 6.

1 *Elizabeth Augustina Kraehling INTERROGATORY #9 List 1*

2  
3 *Interrogatory*

4  
5 **Applicant Reference: C. Project Land Requirements**

6  
7 Does the Applicant acknowledge that, since it did not offer the owner compensation  
8 for an easement over Part of Lot 19, Concession 12, designated as Part 2 Plan  
9 7R5794; East Luther / Grand Valley being Part of PIN 34060-0005 (LT), the owner  
10 did not have an opportunity to benefit from incentive compensation for such taking?

11  
12 *Response*

13  
14 See Exhibit B, Tab 3, Schedule 3.



1 **Elizabeth Augustina Kraehling INTERROGATORY #11 List 1**

2  
3 **Interrogatory**

4  
5 **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7 As per OEB Decision and Order EB-2007-0050, Conditions of Approval, please  
8 provide a detailed construction plan for the owner's properties.

9  
10 **Response**

11  
12 The chart below shows Hydro One's construction plan for the Kraehling properties.

13

Activity	Proposed Start Date	Duration
Install Road Entrance	August 2011	4 days
Tree Clearing	August 2011	1 week
Install Roads	August 2011	2 – 3 weeks
Foundations	September 2011	3 – 4 weeks
Tower Assembly & Erection	January 2012	4 – 5 weeks
Stringing	June 2012	4 -6 weeks
Road Removal	May 2013	4 weeks

14  
15 Please refer to Environmental Guidelines for Construction and Maintenance of  
16 Transmission Facilities included as an attachment to Exhibit B, Tab 2, Schedule 8 for  
17 details concerning the above activities. Please also see Chapter 5 of the EA, which  
18 provides a description of standard construction activities.

19

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #12 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Please advise when the Applicant plans to access the owner's properties for the  
8                                    purpose of constructing and operating its project facilities,

9  
10                                   **Response**

11  
12                                   Please see Exhibit B, Tab 3, Schedule 11.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #13 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Does the Applicant admit that there are many factors that must be considered in  
8                                    planning a well functioning and economically viable farmstead?

9  
10                                   **Response**

11  
12                                   Please see Exhibit B, Tab 4, Schedule 21.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #14 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Does the Applicant admit that the construction and ongoing operation of its towers  
8                                    will limit the owner's plans to add additional barns and/or outbuildings at Part of Lots  
9                                    19 and 20, Concession 12, designated as Part 4 Plan 7R5794; East Luther / Grand  
10                                    Valley being Part of PIN 34060-0007 (LT)?

11  
12                                    **Response**

13  
14                                    Hydro One cannot respond to this question, as Hydro One is not aware of any  
15                                    information the owners may have that supports the position stated in the question.  
16

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #15 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Does the Applicant admit that the construction and ongoing operation of its towers on  
8                                    the owner's farm at Part of Lot 19, Concession 12, designated as Part 2 Plan 7R5794;  
9                                    East Luther / Grand Valley being Part of PIN 34060-0005 (LT) will require the  
10                                    removal of the owner's bank bam, Westeel grain bin, and storage shed?

11  
12                                    **Response**

13  
14                                    The owner's bank barn and Westeel grain bin will require removal.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #16 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Does the Applicant admit that the construction and ongoing operation of its towers  
8                                    will limit the owner's ability to expand framing operations?

9  
10                                   **Response**

11  
12                                   Please see Exhibit B, Tab 3, Schedule 14.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #17 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    Does the Applicant admit that the construction and ongoing operation of its towers on  
8                                    the owner's properties will adversely affect the economic viability of the owner's  
9                                    farm operation?

10  
11                                   **Response**

12  
13                                   Please see Exhibit B, Tab 4, Schedule 32.

1                                    **Elizabeth Augustina Kraehling INTERROGATORY #18 List 1**

2  
3                                    **Interrogatory**

4  
5                                    **Applicant Reference: D. Description of the Land Interests to be Expropriated**

6  
7                                    To advise what Order the Applicant is seeking from the Board.

8  
9                                    **Response**

10  
11                                    Please see Exhibit B, Tab 2, Schedule 1, parts b) and c).

12