

# VALLEY ELECTRIC ASSOCIATION, INC.

## Corporate Policy #118

### EASEMENTS AND RIGHTS-OF-WAY

Dated: October 2, 2009  
Supersedes Date: May 31, 1994  
Formerly: Rule 3

#### I. OBJECTIVE

To obtain legal property rights and access to Association property and equipment.

#### II. POLICY

Wherever possible, the electric lines of the Association shall be constructed on private right-of-ways pursuant to easements granted by members or land-owners, rather than upon highways or other public right-of-ways. The purpose of this policy is to cause the costs of relocating such electric lines an obligation of the person seeking the relocation, rather than burdening the member-consumers with such costs.

A. **Right-of-Way Easement.** In cases where new transmission or distribution line is to be constructed, the Association shall request each prospective member or land-owner to convey an easement to the Association granting the Association the right to enter upon the real property as described in the easement and to construct, reconstruct, re-phase, improve, upgrade, update, repair, operate and maintain such electric transmission or distribution line or system, and to cut and trim trees and shrubbery to the extent necessary to keep the facilities clear of the electric line or system and to cut down from time to time all dead, weak, leaning or dangerous trees that are tall enough to strike the wires.

Each prospective member may also be requested to deliver to the Association all necessary and convenient rights-of-way from adjacent property owners upon whose land it may be necessary to locate the lines to serve such member.

**Access to Premises.** Representatives and agents of the Association shall have the right of ingress and egress from the premises at all reasonable times for the purpose of maintaining and repairing the lines, reading, testing, inspecting, repairing, replacing or removing its meters or other property, or inspecting the consumer installation or for the purpose of removing its property upon the termination of a contract or upon discontinuance of service for whatever cause.

#### III. RESPONSIBILITY

The Board of Directors, through delegation to the Chief Executive Officer, shall be responsible for the administration of this policy.