



Public Utilities Commission

4
17-2270-EL-CSS

Case Number

Public Utilities Commission of Ohio
Attn: Docketing
180 E. Broad St.
Columbus, OH 43215

FILE

Formal Complaint Form

MARY/michael Meno
Customer Name (Please Print)

8663 Birchbark Dr.
Customer Address

Cincinnati OH 45249
City State Zip

Against

8450-0177-21-6
Account Number

Duke Energy
Utility Company Name

Cincinnati OH 45201
Customer Service Address (if different from above)
City State Zip

Please describe your complaint. (Attach additional sheets if necessary)

See p. 2

Mary E. Meno
Signature

513-489-8666
Customer Telephone Number

RECEIVED DOCKETING DIV

2017 OCT 30 PM 2:40

PUCO

This is to certify that the images appearing are an accurate and correct representation of the original document delivered in the regular course of business.
Technician AM Date Processed 10/30/17

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October 17, 2017

My complaint is against Duke Energy of Cincinnati, OH.

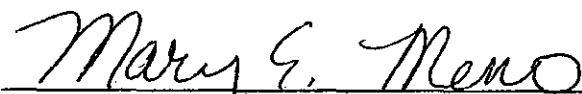
Duke Energy is negatively impacting the property values of our homes in Symmes Township and the City of Montgomery (which includes 180 single family homes, 3 apartment buildings and 31 condos). They are doing this by clear cutting and obliterating (vs trimming) all trees located within a 100 foot right-of-way under the Transmission wires.

My complaint is that Duke is failing to adhere to what is permissible in the language of the Grant of Easement (written in 1951) that is associated with these properties. They are also surpassing requirements by PUCO as described in: Section F (Right of Way Vegetation Management) of its ***Programs For Inspection, Maintenance, Repair and Replacement of Distribution and Transmission Lines 4901:1-10-27(E)(1)***

Citizens of Symmes Township and City of Montgomery would like PUCO to stop Duke from taking this excessive and unnecessary action to clear cut trees and we want PUCO to stop Duke Energy from using toxic herbicides on our properties.

Please see attached Grant of Easement.

Thank you,

A handwritten signature in cursive script, reading "Mary E. Memo", written over a horizontal line.

Signature of homeowner

Customer of Duke Energy, Cincinnati, Ohio

DEC-14-50

95449

Lois —
Ella Hempler

GRANT OF EASEMENT

FOR AND IN CONSIDERATION OF One Dollar and other good and valuable considerations, the receipt whereof is hereby acknowledged, I, John J. Smith, hereby grant unto The Cincinnati Gas & Electric Company, its successors and assigns, a right of way and easement of one hundred (100) feet in width, to construct, erect, operate, maintain, repair, replace and remove towers and all necessary and incidental wires, cables, anchors, grounding systems, counterpoises, fixtures and equipment for the transmission and distribution of electrical energy, ~~also to lay, construct, maintain, repair, replace and remove wire lines and all necessary and incidental towers and equipment for the transmission of gas, in, on, over, through and across the following described real estate situate in Section 31, T. 4, E.R. 2, Symmes Township, Hamilton County~~ and across the following described real estate situate in Section 31, T. 4, E.R. 2, Symmes Township, Hamilton County, Ohio and being a tract of 45.11 acres, more or less, being Lot 1 of Samuel Arbuckle's Estate and being the same property conveyed to the grantor by deed dated April 27, 1899 and recorded in Deed Book 832, page 191, Hamilton County Recorder's Office.

The center line of the said 100 foot right of way and easement is described as follows:

Beginning at a point in the southeast corner of the above described property; thence in a westerly direction along the south boundary line of said property 203.0 feet to a point and the real place of beginning of the easement herein conveyed; thence from said real place of beginning in a northerly direction turning an angle of 90 degrees 36 minutes to the right 479.25 feet to a point; thence continuing in a northerly direction turning an angle of 3 degrees 17 minutes to the right 705.49 feet to a point; thence continuing in a northerly direction turning an angle of 2 degrees 6 minutes to the left 195.10 feet to a point in the center line of Fields-Ertel Road said point being 155.7 feet west of the northeast corner of said property measured along the center line of Fields-Ertel Road.



Said Company, its successors and assigns, shall pay all damages to growing crops, buildings and fences, caused by its employees, agents, licensees, or trucks in exercising the rights herein granted.

No buildings or other structures shall be erected within the limits of the above described right of way and easement by the grantor, her heirs or assigns. Grantor her heirs or assigns, shall have the right to cultivate the land within the limits of said right of way and easement in any manner not inconsistent with the rights herein conveyed to the grantees.

If the rights herein granted are not used, at least in part, within twenty-five years from the date of this instrument the same shall become void and shall revert to the then owners of the above described property.

Grantor, the S... full power to convey said right of way and easement and warrant... and will defend the same against all claims of
persons. Book 2455 504

WITNESS my hand this 12 day of October 1932

Signed and acknowledged in the presence of:

Chas. J. Wallace
Hurry-Kassir

Edw. M. Kempler

DATE OF Ohio Hamilton COUNTY, ss.: Ella M Rempler
Personally appeared before me, a Notary Public in and for said County,

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal this 12th day of October, 1956.

HAMILTON COUNTY
 DEED
 FOR RECORD
 DEC 24 1959
 AT 214 Pine
 Hamilton
 Harry Kasfir
 Ohio

Attention PUCO:

I request an emergency stop cut order for clear-cutting all trees in the 100 ft. utility easement that Duke Energy has on my property until my complaint can be acted on by PUCO.

Please understand, I have no objection to trimming of trees, as previously practiced by Duke Energy, however I object to the total destruction of all trees located within the easement.

Because Clear cutting could commence as early as 10-30-2017, this may be sooner than my complaint can be acted on by PUCO.

Mary E. Meno