

FILE

NC

Ohio

# Public Utilities Commission

17-2316-B-CSS

Case Number

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

## Formal Complaint Form

Marc Wahlquist  
Customer Name (Please Print)

9429 E. Kemper  
Customer Address

Loveland OH 45140  
City State Zip

**Against**

36700734239  
Account Number

Customer Service Address (if different from above)

Duke Energy  
Utility Company Name

City State Zip

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

See attachments

RECEIVED-DOCKETING DIV  
2017 NOV -7 PM 3:17  
PUCO



Signature

(513) 444-7594

Customer Telephone Number

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician DWV Date 11/7/17

October 27, 2017

My complaint is against Duke Energy of Cincinnati, OH.

Duke Energy's plan to clear cut the vegetation under their transmission lines in Symmes Township will negatively affect the property value of my home. In the past they have trimmed the trees back which has maintained the safety and reliability of the lines as well as the appearance of my property and its monetary value.

My complaint is that Duke is not complying with what the original language in the Grant of Easement allows. I have attached a copy of the Grant written in 1951. They are also grossly surpassing the 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).

I respectfully request that PUCO stop Duke from executing this excessive and destructive plan to clear cut all trees and remove all vegetation in their right of way. I would also ask that PUCO stop Duke from using toxic herbicides on my property as I am sure the run off of those herbicides will wash into Polk Run creek which is the border of my property and drains into the Little Miami River.

Respectfully,

Marc Wahlquist  
customer of Duke Energy, Cincinnati, Ohio  
Resident of Symmes Township  
9429 E Kemper Rd  
Loveland, OH 45140  
(513)444-7594

DEC-14-50

25445

1915 —  
Ella Rempler

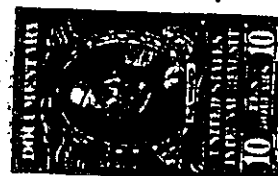
0.

# GRANT OF EASEMENT

FOR AND IN CONSIDERATION OF One Dollar and other good and valuable considerations, the receipt whereof is hereby acknowledged, I, the undersigned, do hereby grant unto The Cincinnati Gas & Electric Company, its successors and assigns, a right of way and easement containing 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, above ground, and also to install, repair, replace and remove gas lines and appurtenant and incidental structures and equipment for the transportation of gas, in, on, over, through and across the following described real estate situate in Section 31, T 4, E.R. 2, Synmes 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, his 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... full power to convey said right of way and easement and warrant... and will defend the same against all claims of persons.

BOOK 2455 PAGE 504

WITNESS Wm hand

..this 12 day of

October

19.32

Signed and acknowledged in the presence of:

Chas. J. Wallace  
Harry Kessie

Eda. M. Kemper

STATE OF Ohio

*Hamilton*

...COUNTY, ss.

Personally appeared before me, a Notary Public in and for said County,

who acknowledged the signing of the foregoing instrument to be his voluntary act and deed for the uses and purposes therein set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal this 12th day of October, 1951

EDITOR COUNCIL  
H. O. Reed

5011 AT 214 Pm

Harry Kasfi

FOR RECORD: 051.2 1/2 100 66 AT 100 66

My Com. Exp. Oct. 4, 1953