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**Susan Frank**

Vice President and Chief Regulatory Officer  
Regulatory Affairs

BY COURIER

May 3, 2007

Ms. Kirsten Walli  
Secretary  
Ontario Energy Board  
Suite 2700, 2300 Yonge Street  
P.O. Box 2319  
Toronto, ON.  
M4P 1E4

Dear Ms. Walli:

**EB-2007-0051 – Hydro One Networks' Section 98 Early Access Application re: Bruce – Milton Transmission Reinforcement project – Update to the Application**

Hydro One Networks Inc. is updating the section 98 application for the Bruce - Milton Transmission Reinforcement Project (EB-2007-0051) with the attached changes. Ten (10) paper copies are attached. An electronic copy (text searchable Acrobat format on CD) will be provided by email to the Board Secretary email address and the electronic version of the updated Appendix C will be available on the Hydro One Networks regulatory web page.

These changes are meant to clarify the following points:

- The written agreement template included as Attachment C in the s. 98 application is for use only with landowners over whose lands Hydro One requires the rights to construct and use temporary access routes in connection with the early access activities. In most cases, Hydro One expects that access to landowner lands for vehicles and equipment in order to complete the early access activities will be made via road crossings or other right-of-way access, and that it will not be necessary to construct access routes on landowner lands to the widened corridor. However, there may be a limited number of cases where construction of access routes to the widened corridor is necessary, and in those cases Hydro One will seek a written agreement with landowners.
- In those cases where written agreements are sought, Hydro One personnel or agents will contact landowners, after the Board's decision on the s. 98 application, to request that they sign the written agreement template.

Hydro One hopes that the above will clarify matters.

Sincerely,

A handwritten signature in blue ink that reads "Susan Frank". The signature is written in a cursive, flowing style.

Susan Frank

c. Directly affected landowners.

Attach.

- 1 6. The new line will require a 53m to 61m (175 ft to 200 ft) widening of the existing  
2 transmission corridor running from the Bruce Power Complex to Hydro One's Milton  
3 Switching Station, a distance of approximately 180 kilometres. There are  
4 approximately 400 different private, public and corporate land parcels affected by the  
5 widening. Detailed maps of the affected properties are included in Exhibit B, Tab 6,  
6 Schedule 11 of EB-2007-0050. A template of the temporary access agreement to be  
7 made with landowners in the event that the rights to construct and use temporary  
8 access routes on their lands are required, is included in that application in Exhibit B,  
9 Tab 6, Schedule 10, Appendix 7, and included below as Attachment C.
- 10
- 11 7. Many of the Early Access Activities, such as archaeological and biological surveys,  
12 are needed as inputs for the Applicant's Environmental Assessment (EA) process,  
13 which will be ongoing in 2007 and 2008. If the Applicant were to wait to begin  
14 collecting EA data until receiving leave to construct from the Board, expected by  
15 October 2007, almost the entire 2007 data-gathering season would be lost.  
16 Furthermore, as the collection of information for the EA requires the ground to be  
17 bare, the time period for gathering data in the Fall of 2007 would likely be short, with  
18 the imminent onset of winter. This would lead to a postponement in the bulk of the  
19 EA information collection process to the 2008 season, beginning in the Spring. Such  
20 a delay would cause a delay to the EA process and in fixing the route of the new line,  
21 and would lead to EA approval that would likely occur beyond the Fall 2008 EA  
22 approval date required to allow construction of the line to begin in early 2009, to  
23 meet the target in-service date of late Fall 2011. Accordingly, early access to land is  
24 required to meet the timelines for the EA approval process.
- 25
- 26 8. The Early Access Activities relating to property appraisals and legal surveying are  
27 required for negotiations with landowners to commence and for an expropriation plan  
28 to be developed and filed. The expropriation plan must be approved and registered

**THIS AGREEMENT IS TO BE USED ONLY FOR LAND OVER WHICH RIGHTS TO  
CONSTRUCT AND USE TEMPORARY ACCESS ROUTES ARE NEEDED IN CONNECTION  
WITH THE EARLY ACCESS ACTIVITIES**

Access - Testing and Associated Access Routes

THIS AGREEMENT made as of this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

B E T W E E N:

**HYDRO ONE NETWORKS INC.**

(hereinafter called "HONI")  
OF THE FIRST PART

-and-

(hereinafter called the "Owner")  
OF THE SECOND PART

WHEREAS:

1. The Owner is the registered owner of the lands legally described as

(the "Lands").

2. HONI desires to enter onto the Lands to perform certain tests, inspections, studies, and surveys (collectively, the "Tests") on the Lands; and, to construct and utilize access routes ("Access Routes") that may be required to conduct such Tests on the Lands, in connection with its "Bruce to Milton Transmission Reinforcement Project" (the "Project").

3. The Owner is agreeable to allowing HONI to enter onto the Lands for these purposes, subject to the terms and conditions contained herein.

**NOW THEREFORE THIS AGREEMENT WITNESSES THAT** in consideration of the sum of Two Dollars (\$2.00) now paid by each party to the other and the respective covenants and agreements of the parties hereinafter contained (the receipt and sufficiency of which are hereby acknowledged by the parties hereto), the parties hereto agree as follows: