

## DSullivan

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**From:** DSullivan <DSullivan@WindhamNewHampshire.com>  
**Sent:** Tuesday, April 28, 2015 9:24 AM  
**To:** 'Ross McLeod'; 'Roger.Hohenberger@L-3Com.com'; 'Al Letizio Jr. (aletizio@windhamnewhampshire.com)'; 'Bruce Breton'; 'joel desilets'; Roger Hohenberger; 'Ross A. McLeod (rmcleod@windhamnewhampshire.com)'; Ross M  
**Subject:** FW: Kinder Morgan Statements Regarding Pipeline Location

From  
NATIONAL  
GRID

Board –

Please review the email change below between me and my contact at National Grid – the emails are self-explanatory. We will have the subject of the pipeline and any new direction of the Board on our agenda for the May 4<sup>th</sup> meeting.

Dave

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**From:** Baxevanis, Shannon [mailto:Shannon.Baxevanis@nationalgrid.com]  
**Sent:** Tuesday, April 28, 2015 8:37 AM  
**To:** DSullivan  
**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Hi Dave,

I've copied your questions and provided answers in bold black text below each of them. Thank you!

- (1) From National Grid's response, I understand that you have an "agreement" to review the feasibility of colocation alongside the transmission lines, but that any actual "negotiations" have not begun and will not begin until National Grid has completed the feasibility review. This review could take 6 months. Have I understood this correctly?

**Yes.**

- (2) If the feasibility review could take 6 months, and negotiations could take even longer, is it correct that KM has to wait for all this to be completed before they can file to FERC?

**Unfortunately, we don't know the answer to this question. We suggest asking Kinder Morgan this question. However, based purely on what we've read online, we understand that obtaining property rights is a component of the FERC process but it is not a prerequisite to grant of a FERC Certificate. More information on this can be found here: <http://www.ferc.gov/for-citizens/citizen-guides/citz-guide-gas.pdf>**

- (3) If the "agreement" is to look at colocation "alongside our transmission line right of way", does that mean the actual pipes will not lay within the ROW itself?

**We cannot confirm if Kinder Morgan proposes to be within any portion of our ROW, not until we obtain surveying information detailing the proposed location of their pipeline.**

Shannon Baxevanis  
Stakeholder Relations  
**National Grid**  
[shannon.baxevanis@nationalgrid.com](mailto:shannon.baxevanis@nationalgrid.com)  
781.907.3289 (office)  
978.751.1073 (mobile)

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**From:** DSullivan [<mailto:DSullivan@WindhamNewHampshire.com>]  
**Sent:** Monday, April 27, 2015 9:55 AM  
**To:** Baxevanis, Shannon  
**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Shannon – Thank you for your response – a few follow-up questions for clarification

- (1) From National Grid's response, I understand that you have an "agreement" to review the feasibility of colocation alongside the transmission lines, but that any actual "negotiations" have not begun and will not begin until National Grid has completed the feasibility review. This review could take 6 months. Have I understood this correctly?
- (2) If the feasibility review could take 6 months, and negotiations could take even longer, is it correct that KM has to wait for all this to be completed before they can file to FERC?
- (3) If the "agreement" is to look at colocation "alongside our transmission line right of way", does that mean the actual pipes will not lay within the ROW itself?

Thanks for your time to seek responses to these additional points

Regards

Dave

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**From:** Baxevanis, Shannon [<mailto:Shannon.Baxevanis@nationalgrid.com>]  
**Sent:** Friday, April 24, 2015 4:37 PM  
**To:** DSullivan  
**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Hi Dave,

Below is National Grid's response to your questions. Please don't hesitate to contact me should you have further questions. Thanks and have a great weekend.

National Grid has an active agreement with Kinder Morgan to review the feasibility of colocation alongside our transmission line rights of way (ROW) in Massachusetts and New Hampshire. If our review finds that the pipeline does not impair any current or future use of our transmission facilities then we will commence negotiations for temporary or permanent rights, subject to Kinder Morgan's need to negotiate with the underlying property owners first in locations where we have easements only. Kinder Morgan would be responsible for requesting and negotiating those additional property rights required directly with landowners. Our review work is anticipated to take at least 6 months, after which we hope to have enough information to begin the property rights negotiations. We are focusing on the New Hampshire corridor first to identify any conflicts with their proposal and our transmission line project. Kinder Morgan has separately requested an access agreement to survey our ROW. National Grid will only allow survey access to property it owns. All other property will require Kinder Morgan to request access from the specific landowner for approval for surveying activity.

Shannon Baxevanis  
Stakeholder Relations  
**National Grid**  
[shannon.baxevanis@nationalgrid.com](mailto:shannon.baxevanis@nationalgrid.com)  
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**From:** DSullivan [<mailto:DSullivan@WindhamNewHampshire.com>]  
**Sent:** Tuesday, April 21, 2015 10:16 AM  
**To:** Baxevanis, Shannon  
**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Shannon –

Last evening at our Board meeting we discussed your response below. The following additional questions were posed:

- (1) Can National Grid advise whether or not Kinder Morgan and National Grid are actively negotiating the use of the ROW at this time.
- (2) If negotiations are ongoing, can you tell us when they are expected to be completed, or is there a date by which any negotiations must be concluded.
- (3) If negotiations are not currently ongoing can you tell us a timeline as to when they may begin?

I appreciate you looking into these questions for us as we are trying to confirm remarks made by Kinder Morgan at a recent meeting with us that they are in fact negotiating with both Eversource and National Grid as to the location of the pipeline.

Regards

David Sullivan  
Town Administrator  
4 North Lowell Road  
Windham, NH 03087  
Phone – 432-7732 Fax – 965-1233

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**From:** DSullivan [<mailto:DSullivan@WindhamNewHampshire.com>]  
**Sent:** Tuesday, April 14, 2015 9:24 AM  
**To:** 'Baxevanis, Shannon'  
**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Shannon – Thank you for your response and how quickly you were able to provide same

Regards

David Sullivan  
Town Administrator  
4 North Lowell Road  
Windham, NH 03087  
Phone – 432-7732 Fax – 965-1233

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**From:** Baxevanis, Shannon [<mailto:Shannon.Baxevanis@nationalgrid.com>]  
**Sent:** Monday, April 13, 2015 4:11 PM

**To:** DSullivan

**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Hi Dave,

Please see a response to the question posed by Mr. Shannon. Feel free to share with Chairman Letizio. Do not hesitate to contact me with any further questions. Thank you.

It is possible that Kinder Morgan could request to locate at least part of its facilities within the bounds of the transmission line right-of-way. As most of the property rights for the transmission line right-of-way are easements, Kinder Morgan would need to work with and obtain rights from both the underlying landowner and National Grid to locate their pipeline facilities within the existing corridor. National Grid will conduct its standard Property Transaction Review process for all rights requested by Kinder Morgan (i.e. temporary construction or permanent) on its existing transmission line right-of-way. This process ensures that proposed third party facilities or activities within National Grid's right-of-way can be installed and operated safely and will not impact National Grid's existing or potential future use of its right-of-way. If National Grid determines that there would be no adverse impact to its existing or proposed use of the transmission line right-of-way and that construction and maintenance of the pipeline could be done in a safe manner (in addition to any other potential National Grid requirements that Kinder Morgan would need to satisfy) then National Grid would allow Kinder Morgan to install the pipeline in its transmission line right-of-way provided Kinder Morgan also acquires any necessary rights from the underlying landowners.

Shannon Baxevanis  
Stakeholder Relations

**National Grid**

[shannon.baxevanis@nationalgrid.com](mailto:shannon.baxevanis@nationalgrid.com)

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**From:** DSullivan [<mailto:DSullivan@WindhamNewHampshire.com>]

**Sent:** Thursday, April 09, 2015 3:30 PM

**To:** Baxevanis, Shannon

**Subject:** FW: Kinder Morgan Statements Regarding Pipeline Location

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**From:** DSullivan [<mailto:DSullivan@WindhamNewHampshire.com>]

**Sent:** Thursday, April 09, 2015 3:08 PM

**To:** 'Al Letizio Jr / Selectman'

**Cc:** 'Homer Shannon'

**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

Sure Al

Dave

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**From:** Al Letizio Jr / Selectman [<mailto:aletizio@windhamnewhampshire.com>]

**Sent:** Thursday, April 09, 2015 2:44 PM

**To:** 'David Sullivan'

**Cc:** 'Homer Shannon'

**Subject:** RE: Kinder Morgan Statements Regarding Pipeline Location

I for one would like an answer to this specific question from KM as soon as possible. Dave, may I ask that you contact KM and ask when we can expect this specific answer?

Thanks,



Al Letizio, Jr.

Chairman

Windham Board of Selectmen

Town of Windham, NH

[www.windhamnewhampshire.com](http://www.windhamnewhampshire.com)

Selectman's Office (603) 432-7732

Direct Dial: (603) 505-2301

[aletizio@windhamnewhampshire.com](mailto:aletizio@windhamnewhampshire.com)



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**From:** Homer Shannon [<mailto:homershannon@hotmail.com>]

**Sent:** Friday, April 3, 2015 3:47 PM

**To:** David Sullivan

**Cc:** Al Letizio

**Subject:** Kinder Morgan Statements Regarding Pipeline Location

Dave:

At the Board of Selectmen meeting on March 30th, Kinder Morgan representatives made several statements to the effect that land-taking and tree buffer-taking could be mitigated by moving the pipeline into the actual power line right of way for short distances. The Kinder Morgan representatives were unable to supply any approval from National Grid or Eversource to do so. (In fact, they were not sure which transmission company they were dealing with in Windham.)

Attached is a document supplied by Kinder Morgan to FERC in December, 2014. In this document Kinder Morgan lists the amount of power line right of way needed for construction and the amount of power line right of way required for operation after construction. As seen on page two, the amount of land needed in the power line right of way after construction, in Windham, is zero.

While this document does counter what Kinder Morgan stated as the BoS meeting, I do not consider it definitive. The document is somewhat old and does not seek to address special situations. I am working to find a contact with National Grid that can clarify this issue and provide the citizens and the BoS with a concrete answer as to how much, if any, of the pipeline route can actually be placed inside the power line right of way.

If in fact the pipeline cannot be placed inside the power line right of way, Kinder Morgan's claim that they can mitigate property owner's issues with this method is false.

I will keep you apprised as I find additional information on this topic.

Homer Shannon  
15 Autumn Street  
Windham NH

## DSullivan

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**From:** Lucas Meyer <lucassmeyer@gmail.com>  
**Sent:** Thursday, April 30, 2015 1:11 PM  
**To:** DSullivan  
**Cc:** Al Letizio, Jr.; Laura Scott  
**Subject:** Re: KM Negotiations: Windham

From  
K.M

Dave,

Please see below for responses to your additional questions:

1. National Grid is actively evaluating the proposed pipeline co-location in eastern NH, including through the Township of Windham, in conjunction with its proposed MVRP project. The parties are scheduled to meet on May 8 to review the preliminary assessment of the proposed co-location being prepared by National Grid. Pursuant to such, Kinder Morgan's expectation is that the parties will work closely together going forward to provide the least impactful landowner installation possible.
2. As noted above, National Grid is actively assessing the proposed co-location in eastern NH. The six month lead time noted by National Grid is for the entirety of the proposed co-location on the NED project.
3. The current FERC filed powerline co-location configuration places the NED pipeline five feet outside a powerline easement which will allow using approximately 60 feet of the powerline easement as construction workspace, which will minimize impacts outside the powerline easement. This configuration was a starting point for the proposed co-location design. Kinder Morgan's goal is to improve upon this by moving the pipeline inside a powerline to further minimize landowner impact pursuant to sufficient space being available within the powerline corridor.

Thanks!  
Lucas

On Wed, Apr 29, 2015 at 1:04 PM, DSullivan <[DSullivan@windhamnewhampshire.com](mailto:DSullivan@windhamnewhampshire.com)> wrote:

Lucas – thanks for your email – I have a few questions for clarification:

- (1) I understand that you have an “agreement” to review the feasibility, but I further understand for my discussions with National Grid, that no actual “negotiations” have begun and will not begin until National Grid has completed the feasibility review. This review could take 6 months. Do I have a correct understanding of this?
- (2) If the feasibility review could take 6 months, and negotiations could take even longer, does KM have to wait for all this to be completed before you can file to FERC?
- (3) If the “agreement” is to look at “colocation alongside NG’s transmission line right of way”, does that mean the actual pipes will not lay within the ROW itself?

Thanks for your time to seek responses to these additional points

Regards

Dave

Reference #1 below – I understand that you have an “active agreement” to review the “feasibility”, however as I understand it, KM and National Grid are not “negotiating “ any ROW usage at this time. Am I correct?

Further, the feaaibility

**From:** Lucas Meyer [mailto:[lucassmeyer@gmail.com](mailto:lucassmeyer@gmail.com)]

**Sent:** Wednesday, April 29, 2015 12:34 PM

**To:** DSullivan; Laura Scott

**Cc:** Al Letizio, Jr.

**Subject:** KM Negotiations: Windham

Dave and Laura,

I spoke with Chairman Letizio last week and Laura yesterday about the process surrounding NED colocation in Windham. Please see below for additional information about those negotiations.

1. Kinder Morgan has an active agreement with National Grid to review the feasibility of colocation alongside National Grid transmission line rights of way (ROW) in Massachusetts and New Hampshire, including Windham NH.
2. Kinder Morgan has a meeting scheduled with National Grid on 5.8.14, specifically to address the proposed co-location in conjunction with MVRP including through Windham.

Thanks,

Lucas

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**Lucas S. Meyer**  
**Consultant, Public Affairs**  
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Information above is confidential and may be legally privileged. This email is intended solely for the addressee and others authorized to receive it. If you are not an intended recipient, please notify me immediately.

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