

mailed 7-28-08

73490

RIGHT-OF-WAY AGREEMENT
(Distribution - Maryland West Virginia)

BOOK 476 PAGE 180

For good and valuable consideration, the receipt of which is acknowledged, and of the covenants and agreements herein contained, I/we, John + Juanita Timberbrook
the undersigned Grantors, grant unto THE POTOMAC EDISON COMPANY (dba Allegheny Power), a Maryland and Virginia corporation, its successors and assigns, (the "Company") a right-of-way Ten feet (10 ') wide for the purpose of constructing, reconstructing, inspecting, operating and maintaining an overhead and/or underground electric and communication system including all necessary poles, anchors, wires, trenches, conduits, cables, and other facilities under, over and upon the property which I/we own or in which I/we have any interest, situated in Sherman District of Hampshire County, State of West Virginia, acquired by me/us from Fran Timberbrook by deed dated the 13th day of November, of record in 1987 Book No. 141 Page 379 of the land records of Hampshire County, State of West Virginia together with right of ingress to and egress from said right-of-way at all times over the lands of Grantors; said system and easement to be located as indicated on Company's Drawing No. 1252552, which is incorporated herein by reference and is either attached hereto or filed in Company office, said right-of-way being more particularly described as follows:

Beginning at station 0+00, said station being a presently owned facility, thence in a Southerly direction over and upon the property of said grantor some 100 feet to a point necessary to serve the property of WVDHHR/BPH located off Route 10 South of Romney, WV.

and to permit the installation of wires, cable, conduit or other facilities of any Company or persons. The Grantors, and their successors in ownership of the property, shall not, and shall not permit others to, plant any trees or erect or place any buildings or other structures on said property, except usual fences, nor alter the surface elevation of said property from the elevation existing upon completion of construction and/or burial of facilities hereunder. The Company shall have the right to install, maintain, operate and replace its underground and overhead facilities without responsibility for any damage caused thereby to trees, shrubs, flowers or any other obstruction grown, constructed or placed on said right-of-way and shall at all times have the right to clear and keep clear the right-of-way and to control, cut down, trim and remove trees, limbs and brush under and alongside of said facilities sufficiently for the safe and proper operation and maintenance thereof; said sum being in full payment therefor.

The Company shall pay for or repair all damages to fences, crops, and livestock caused by the construction, operation, maintenance, rebuilding and removal of said facilities, if notice in writing is given within thirty days after such damages are suffered, otherwise it is understood that such damages are waived.

Witness the following signatures and seals this 25th day of JUNE in the year 2008.

GRANTORS:
John M. Timberbrook
Juanita M. Timberbrook

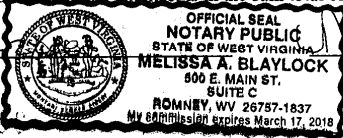
State of West Virginia County of Hampshire to-wit:

I hereby certify that on this 25th day of JUNE 2008 before me, a

Notary Public in and for the State and County aforesaid, personally appeared John Timberbrook and Juanita Timberbrook

known to me to be the person(s) whose name(s) is/are signed to the written instrument hereto annexed and acknowledged before me in my said County that he/she/they executed the same for the purposes therein contained, and that the actual consideration paid, including amounts assumed by the Grantee, is in the sum total of \$0

My Commission Expires 03-17



Melissa A. Blaylock
(NOTARY PUBLIC)

Return to: Cathy Wallace
Allegheny Power
10802 Bower Avenue
Williamsport, MD 21795

State of _____ County of _____ to-wit:
I hereby certify that on this _____ day of _____ before me, a
Notary Public in and for the State and County aforesaid, personally appeared _____

known to me to be the person(s) whose name(s) is/are signed to the written instrument hereto annexed and acknowledged before me in my said County that he/she/they executed the same for the purposes therein contained, and that the actual consideration paid, including amounts assumed by the Grantee, is in the sum total of _____

My Commission Expires _____ (NOTARY PUBLIC)

MARYLAND CERTIFICATION

This instrument was prepared by the undersigned, an employee of Allegheny Power, a party to the above instrument.

(EMPLOYEE) (TITLE)

**-DECLARATION OF CONSIDERATION
(West Virginia)**

The undersigned does hereby declare that the transfer involved in the document to which this declaration is appended is not subject to State Excise Tax upon the privilege of transferring the right-of-way for the reason designated as follows:

The cost being less than One Hundred Dollars (\$100).

Executed this 27th day of June 2008
By [Signature]
(RIGHT-OF-WAY SOLICITOR)

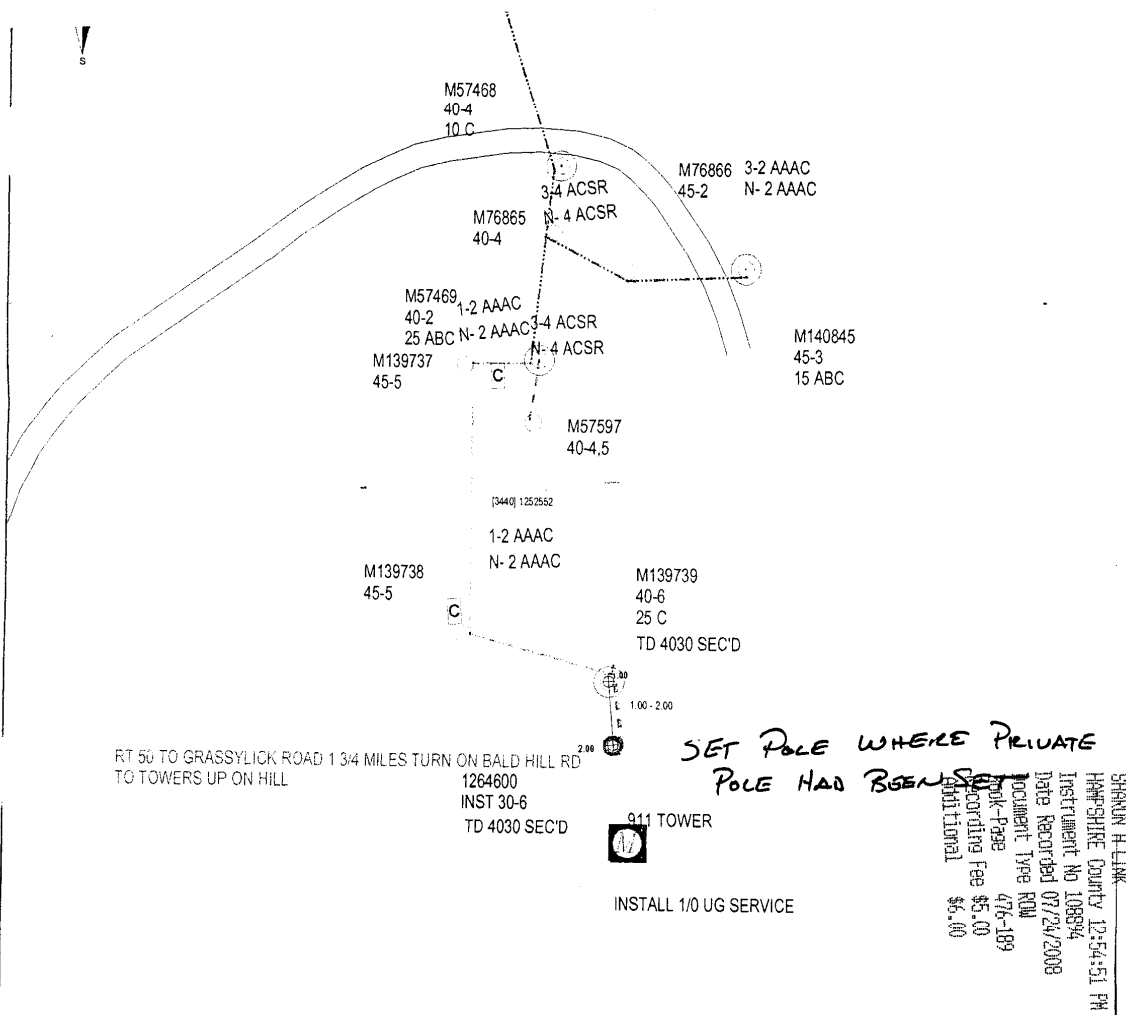
This instrument prepared by Richard E. Davis under the direction of Edward G. Kennedy, Attorney for Allegheny Power.

RIGHT-OF-WAY

COUNTY LAND RECORDS

Name _____
Line _____
WBS Filement/Internal Order _____
Company _____
Service Center _____
State _____ County _____
Date _____

2008 JUN 27 10:00 AM



SHARON H. LINK
 HAMPSHIRE COUNTY 12:54:51 PM
 Instrument No 108894
 Date Recorded 07/24/2008
 Document Type ROW
 Book-Page 476-189
 Recording Fee \$5.00
 Initial Fee \$6.00

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Distances shown may not be accurate and are subject to construction changes.

A Allegheny Power

CUSTOMER NAME MARION DAUGHERTY		PLUNK PROJECT NO. [3440] 125252	
WORK ORDER DESCRIPTION 1/0 TPX UG SERVICE & METER FROM POLE		COUNTY	TAX CODE
JOB LOCATION 10 ROMNEY WV 26757	SUBSTATION	CITY	

STATE OF WEST VIRGINIA, Hampshire County Commission Clerk's Office 7/24/08 12:54pm

The foregoing Instrument, together with the certificate of its acknowledgment, was this day presented in said office and admitted to record.

Teste Sharon H. Link Clerk.