



FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.

GENERAL POLICY No. 405.1
SUBJECT: EASEMENTS - DISTRIBUTION LINES

I. PURPOSE:

The Cooperative recognizes that efficient utility operations require that applicants subordinate some of their individual property and land rights so that they and others may be furnished electrical service.

II. POLICY:

It shall be the policy of the Cooperative to require each applicant, when applying for membership and service, to grant utility easement rights to the Cooperative in accordance with applicable laws, statutes, and appropriate rules, regulations, policies and by-laws of the Cooperative, as adopted from time to time by the Board of Directors. Also, all developers or subdivisions requesting installations of power lines that require utility easements as a matter of law or practice within developments subdivided parcels of land will be required to comply with this policy.

III. RESPONSIBILITY:

The CEO/General Manager is responsible for seeing that the provisions of this policy are carried out.

IV. PROVISIONS:

The following procedures and provisions apply to this policy:

- A. An applicant or developer requesting service to a building or other installation on their property shall be required to grant utility easement rights for the construction and maintenance of the Cooperative's electric system at no cost to the Cooperative. These rights must be evidenced in writing on the Cooperative's standard easement form or on the recorded

approved planning and zoning plat, before service can be built or connected, and shall include the right of the Cooperative to construct facilities in a specified utility corridor, such facilities to be used to provide service for the landowner or for other applicant. The easement will revert back to the landowner if and when a line is abandoned and retired.

- B. A potential applicant requesting service which requires construction on property of another party not covered by utility easements granted to the Cooperative may be required to pay any costs involved in the procurement of the right-of-way easements necessary to provide that service, or may be required to procure the easement themselves.
- C. The Cooperative will not construct facilities on any piece of property including all private, Federal, or State, ownership or development, until proper easement, Federal Special Use permits, and records have been received by and are on file with the Cooperative.
- D. Easements will be recorded in the appropriate county of record when an easement covers property on which the Cooperative has constructed or plans to construct facilities to serve another piece of property.

The standard easement form used by the Cooperative shall be one prepared by the Cooperative's Attorney in conformity with all applicable statutes, and approved by the Board of Directors

V. PRIMACY OF POLICY

This policy supersedes any existing policy that may be in conflict with the provisions of this policy.

APPROVED BY THE BOARD OF DIRECTORS



Georg Behrens, President

DATE EFFECTIVE: January 27, 2003

DATE REVISED: January 26, 2015

June 17, 2019

October 24, 2022