

July 3, 2009

Ms. Kirsten Walli,
Board Secretary
Ontario Energy Board
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON
M4P 1E4

Dear Ms. Walli:

**Re: Application for a Transmission Line
Yellow Falls Power Limited Partnership
Your File No. EB-2009-0121
Our File No. PAR 14289**

We are in receipt of the application noted above. We understand the purpose of the application is to construct a 115kV overhead transmission line connecting a waterpower project to a transmission system owned by Hydro One.

TransCanada has three high pressure natural gas pipelines within our right-of-way crossing the proposed line. TransCanada reviews all proposed development within 200 metres of TransCanada's facilities to ensure it does not affect the safety and integrity of those facilities.

TransCanada has no objections to the proposed application; please note the following National Energy Board and TransCanada development requirements:

National Energy Board:

1. If a crossing of the pipeline right-of-way is required, please submit a plan outlining construction details over TransCanada's facilities and showing where the lines will cross the TransCanada right-of-way;
 - a) All crossings of the pipeline right-of-way by any facility as defined by the National Energy Board (NEB) Regulation 112 must have TransCanada's prior written authorisation. A crossing facility may include but is not limited to driveways, roads,

LEHMAN
& ASSOCIATES

Authorized commenting Agency for

97 Collier St.,
Barrie, ON L4M 1H2
(705) 727-0663



access ramps, trails, pathways or utilities. In accordance with the NEB Act, the owner may be required to enter into a crossing agreement with TransCanada prior to the construction of any facility. The owner agrees to meet all clearances and design requirements outlined in the crossing agreement and the NEB Pipeline Crossing Regulations.

2. Section 112 of the NEB Act requires that anyone excavating with power-operated equipment or explosives within 30m of the pipeline right-of-way must obtain leave from the pipeline company before starting any work. To satisfy this NEB requirement, you may send your request for leave directly to TransCanada with supporting information explaining how the work will be carried out. Once you obtain written approval for your excavation request, you must notify TransCanada at 1-800-827-5094 or Ontario One Call at 1-800-400-2255 15 business days before the start of any excavation using power-operated equipment and 30 business days before the use of explosives within 30m of the pipeline right-of-way limits.

TransCanada:

3. The TransCanada Pipeline is monitored regularly by low level helicopter flyovers. As such, the applicant will be required to install aerial marker balls on the lines for our aerial helicopter patrol.
4. No permanent building or structure may be located or or within 7 metres of the pipeline right-of-way. Accessory structures shall have a minimum setback of at least 3 metres from the limit of the right-of-way. No building or structure is permitted within 3 metres of the right-of-way.
 - a) No pole installation on the right-of-way. Fiberglass poles are not permitted within 30 metres of the pipeline right-of-way. TransCanada's preference is wood poles.
5. No fill or building material may be stored on the pipeline right-of-way before, during or after construction unless prior written approval is obtained from TransCanada.
6. Notice must be given to TransCanada directly (1-800-827-5094) or through Ontario One Call (1-800-400-2255) a minimum of 15 business days before the start of any construction on or within 30m

of the pipeline right-of-way and 30 business days before conducting any work involving explosives.

7. The Owner shall ensure through all contracts entered into, that all contractors and subcontractors are aware of and observe the foregoing terms and conditions.

We also request a copy of the decision with respect to the above-noted application. If the decision can be provided either by email to darlene@lehmanplan.ca or by fax at 705-727-9217 it would be greatly appreciated. If you have any questions, please do not hesitate to contact our offices.

Sincerely,



Darlene Presley,
Project Manager