

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LEWIS COUNTY, WASHINGTON**

IN THE MATTER OF:)
A proposed franchise extension to)
Puget Sound Energy for construction,)
operation and maintenance of water lines)
for the Jackson Prairie Gas Storage Project)

RESOLUTION No. 15- 228

WHEREAS, RCW 36.55 authorizes the Board of County Commissioners (BOCC) to grant franchises to persons or private or municipal corporations to use the right-of-way of county roads in their respective counties for the construction and maintenance of waterworks, gas pipes, telephone, telegraph, and electric light lines, sewers and any other such facilities; and

WHEREAS, Lewis County (County) Code Titles 5 & 12 provide for the regulation of use of County Rights of Way for utilities located in or using County Rights of Way; and

WHEREAS, the County entered into a 49-year Franchise Agreement with Washington Water Power Company, Washington Natural Gas Company and El Paso Natural Gas Company, dated March 15, 1965, to construct, operate, maintain, and/or replace water mains with necessary service lines for the Jackson Prairie Gas Storage Project on certain roads described as follows:

Beginning at a point on the west right of way line of the Jackson Prairie road approximately on the north line of Section 28, Township 12N, R1W, W.M.; thence extending Southerly along the westerly side of said road through Sections 28 and 33, T12N, R1W, W.M., to the easterly line of the St. Francis Xavier Mission Donation Land Claim; thence continuing southeasterly along the northeasterly side of the County Road adjacent to westerly boundary of the Airport property to the southwesterly corner thereof; thence leaving said county road. Also crossing the Singleton-Spencer County road where it bisects the West line of Government Lot 5, Section 4, T11N, R1W, W.M.; and

WHEREAS, Puget Sound Energy (PSE) is the Operating Agent of the Jackson Prairie Gas Storage Project, which Project is owned by PSE, Avista Corp. and Northwest Pipeline, GP, and, as Operating Agent is authorized to enter into a new franchise agreement on behalf of itself and co-owners Avista Corp. and Northwest Pipeline, GP; and

WHEREAS, PSE has applied for a new franchise to replace the franchise granted in 1965; and

WHEREAS, the County and PSE require additional time beyond the termination date of the 1965 franchise agreement to negotiate the terms of a new franchise; and

WHEREAS, to be compliant with RCW 36.55 and County Codes 5 & 12, the parties propose to extend the terms of said franchise agreement in its current format during this time of negotiation; and

WHEREAS, Resolution 14-162 extended the franchise through December 31, 2014 to allow time for further negotiation. That extension has now lapsed and franchise negotiations have not

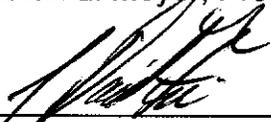
been completed. To continue to be compliant with RCW 36.55 and County Codes 5 & 12, the parties propose to extend the terms of the 1965 franchise agreement through December 31, 2015; and

WHEREAS, RCW 36.55.40 requires that a public hearing be held by the BOCC to consider the franchise extension.

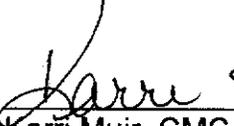
NOW, THEREFORE, NOW, THEREFORE, BE IT RESOLVED that the 31st day of August, 2015, at or after the hour of 10:00 a.m., in the BOCC Hearing Room on the 2nd floor of the Historical Courthouse in Chehalis, Washington, has been fixed by said BOCC as the time and place for the hearing on a franchise extension request by PSE when and where all persons may appear and be heard upon the granting of the extension. The Clerk of the BOCC is hereby instructed to proceed with all appropriate and necessary notifications, posting and publication as required by RCW 36.55.040.

PASSED IN REGULAR SESSION THIS 10th DAY OF AUGUST, 2015.

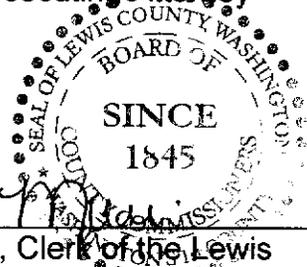
APPROVED AS TO FORM:
Jonathan L. Meyer, Prosecuting Attorney



By: ~~Glenn Carter~~
Deputy Prosecuting Attorney

ATTEST:


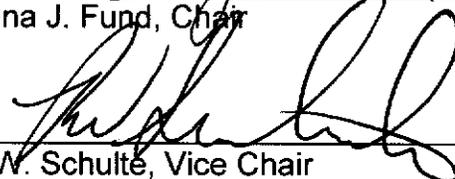
Karri Muir, CMC, Clerk of the Lewis
County Board of County Commissioners



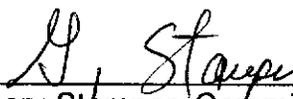
**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**



Edna J. Fund, Chair



P.W. Schulte, Vice Chair



Gary Stamper, Commissioner

Publish: East County Journal – 8-12-2015 and 8-19-2015

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Board of County Commissioners, Lewis County, Washington, has received a request from Puget Sound Energy to extend a non-exclusive franchise to construct, operate and maintain water system facilities on, under and across Jackson Highway, Buckley Road and Spencer Road in Sections 28 & 33, Township 12 North, Range 1 West, W.M., and Section 4, Township 11 North, Range 1 West, W.M.

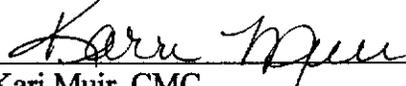
The franchise extension being considered is through December 31, 2015.

Said request and all related materials have been reviewed by the Board and found appropriate for further proceedings.

A hearing on said non-exclusive franchise will be held on the 31st day of August, 2015, at or after the hour of 10:00 a.m., in the Commissioners Hearing Room on the 2nd floor of the Historical Courthouse in Chehalis, Washington, when and where all persons may appear and be heard upon the granting of said franchise.

RCW 36.55.040 requires that notice of hearing be posted in three public places in the county seat of the county at least 15 days before the day fixed for hearing, and also published two times in the official newspaper of the county, the last publication to be not less than 5 days before the day fixed for hearing.

Dated August 10, 2015


Kari Muir, CMC
Clerk of the Lewis County Board
of County Commissioners

Publish: East County Journal: August 12, 2015
August 19, 2015