

**CUT UNNECESSARY REGULATORY BURDEN**

[www.curb-ferc-aep.com](http://www.curb-ferc-aep.com)  
[contact-us@curb-ferc-aep.com](mailto:contact-us@curb-ferc-aep.com)

**FACT SHEET**

**OUR RIGHT TO LAKE ACCESS IS GUARANTEED**

- Our right of recreational access to the lake is guaranteed by two key recorded documents: the property deed and the appurtenant original 1960 flowage easement.
- Both of these documents travel with the title of your property when it is sold.
- Regardless of who owns the land under the water, the flowage easement guarantees shoreline property owners the right to use the flowage easement for recreation.
- A dock is a recreational purpose.

**NO AUTHORITY TO REGULATE PRIVATE PROPERTY**

- FERC & APCO have no federal authority to regulate States, Counties or citizens.
- APCO’s license grants it zero authority to change recorded property rights without the owner’s agreement.
- FERC only has the power to direct APCO to obtain the necessary property rights to implement its license.

**APCO CANNOT DEMAND YOU SIGN ITS PERMIT**

- The Permit was authored by APCO, it is not approved by the FERC and it is not a license requirement.
- APCO has no legal authority to demand a property owner sign its Permits and surrender your deeded right of lake access.
- FERC requires APCO to resolve any property dispute with the property owner in a state court of appropriate jurisdiction.

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**WE BELIEVE APCO IS ILLEGALLY STEERING LAKEFRONT OWNERS TO SURRENDER THEIR LAND RIGHTS WITHOUT PAYING ADDITIONAL CONDEMNATION DAMAGES. FERC IS COMPLICIT IN APCO'S EFFORT.**

**BY SIGNING APCO'S PERMIT YOU HAVE AGREED TO ITS TERMS:**

- APCo has the authority to grant permission and regulate your dock and associated work, and
- You will abide by all terms of the Shoreline Management Plan, and
- You will abide by all current and future terms of APCo's Federal license, and
- You will remove your dock if APCo determines it is no longer in the public interest, or
- APCo can remove your dock, if you violate any condition of the permit, and
- Your status as the property owner will become that of a licensee to APCo.

**FERC ORDERED APCO TO RESOLVE PROPERTY DISPUTES IN STATE COURT.**

- Yet APCO filed its latest lawsuit in Federal Court to evade the issue of state property rights
- We believe APCO has violated its license

**C.U.R.B** is a 501c(4) not-for-profit Virginia corporation that is raising funds to mount a vigorous defense of our property rights. Contributions are anonymous and cannot be discovered. [Contact-us@CURB-FERC-AEP.com](mailto:Contact-us@CURB-FERC-AEP.com) to discuss. Make your donation at: [www.curb-ferc-aep.com](http://www.curb-ferc-aep.com)

or Mail to 81 Lighthouse LN  
Moneta, VA 24121

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