



**Duquesne Light**

*Our Energy...Your Power*

Law Department  
411 Seventh Avenue (16-1)  
Pittsburgh, PA 15219

Tel 412-393-1518  
Fax 412-393-1418  
[lgannon@duqlight.com](mailto:lgannon@duqlight.com)

**Lesley C. Gannon, Esq.**

September 9, 2009

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Mr. James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17120

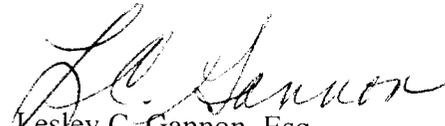
Re: Municipal Contract filed under Regulation 3.101  
Right of Way Agreement between Duquesne Light Company and O'Hara  
Township relating to property owned by and situate in O'Hara Township,  
Allegheny County

Dear Secretary McNulty:

In accordance with the Pennsylvania Public Utility Code and Commission Regulations, I have enclosed one copy of the executed Right of Way Agreement between Duquesne Light Company and O'Hara Township, Allegheny County, Pennsylvania, in which O'Hara Township granted to Duquesne Light Company a right of way on property owned by and situate in O'Hara Township, Allegheny County.

This Agreement was filed electronically on September 9, 2009, and the notice of successful transmission is enclosed herewith as the first page of the Agreement. Should you have any questions regarding the enclosed filing or Agreement, please feel free to call.

Sincerely,

  
Lesley C. Gannon, Esq.  
Legal Services

cc: Joann Noble, Esq.

POLECORP. 02/01

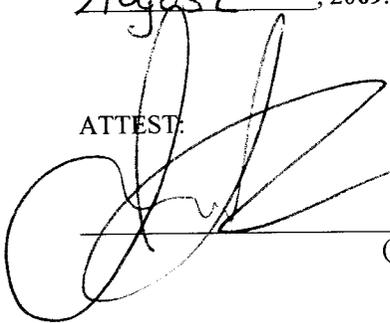
**RIGHT OF WAY AGREEMENT**

The undersigned Grantor, Township of O'Hara, for good and valuable consideration, the receipt of which is hereby acknowledged, **does** hereby grant unto Duquesne Light Company, its successors and assigns, for providing, transmitting and/or distributing electric and/or communications services for any and all purposes, the right, privilege and authority to erect, install, use, own, operate, maintain, repair, renew and finally remove an electric line, consisting of **one (1)** pole, No. 364169, together with crossarms, cables, wires, **two (2)** anchors, guys and other fixtures and apparatus thereto belonging, upon, over, under, along, across and through Grantor's land, fronting on **Calmwood Drive (Private)**, situate in , **Allegheny County**, Pennsylvania, and shown on Duquesne Light Company Drawing No. **316769**, a copy of which has been given to Grantor. Duquesne Light Company shall also have the following rights: to trim or remove any trees or shrubbery which, at any time or times, may interfere or threaten to interfere with the erection, installation, use, operation, maintenance, repair, renewal or removal of the electric line; to enter upon the land at any time for such purposes; to permit others to attach crossarms, cables, wires and related apparatus, and to use the poles and apparatus erected hereunder; and to sell, assign, lease or otherwise transfer any or all of the rights hereunder. **Item No. 1.**

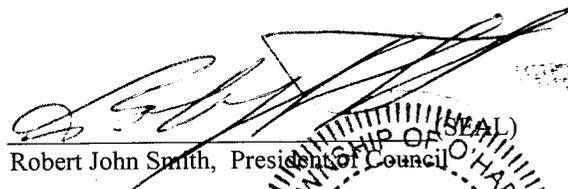
Utility shall file a copy of this Agreement with the Pennsylvania Public Utility Commission as required by Title 66, Section 507 of the Public Utility Code, and this Agreement shall become effective in accordance therewith.

Intending to be legally bound the Grantor executed this agreement this 4<sup>th</sup> day of August, 2009.

ATTEST:

  
\_\_\_\_\_  
(Assistant) Secretary

TOWNSHIP OF O'HARA

By:   
Robert John Smith, President of Council



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF Allegheny SS:

On this 4<sup>th</sup> day of August, 2009 before me, a Notary Public in and for the Commonwealth and County, personally appeared Robert John Smith, President of Council of the Township of O'Hara, and as such President, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal the day and year aforesaid.

  
\_\_\_\_\_  
Notary Public

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Catherine L. Bubas, Notary Public  
O'Hara Twp., Allegheny County  
My Commission Expires June 27, 2013  
Member, Pennsylvania Association of Notaries