

Legal Department

Exelon Business Services Company
2301 Market Street/S23-1
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Philadelphia, PA 19101-8699

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John C. Halderman
Associate General Counsel
Direct Dial: 215-841-4263
Direct Fax: 215-841-4474
john.halderman@exeloncorp.com

February 24, 2012

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

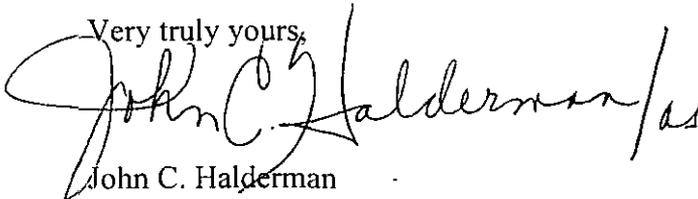
RE: Letter Agreement between PECO Energy Company and Upper Merion Township,
Montgomery County, Pennsylvania

Dear Ms. Chiavetta:

Enclosed for filing and approval pursuant to §507 of the Public Utility Code is an original and one copy of a Letter Agreement between PECO Energy Company and Upper Merion Township, Montgomery County, Pennsylvania for the widening of South Henderson Road.

Kindly advise me of the Commission's approval thereof. Enclosed for your convenience is a self-addressed U.S. postage paid envelope.

Very truly yours,



John C. Halderman

JCH/as
enclosures

cc: Suzanne Lydzinski

RECEIVED
2012 FEB 27 AM 11:09
PA.P.U.C.
SECRETARY'S BUREAU



PECO Energy Company
 Real Estate & Facilities

 2301 Market Street, N3-3
 Philadelphia, PA 19103

Telephone 215.841.5385
 Fax 215.841.5419
 www.exeloncorp.com
 www.exeloncorp.com

January 12, 2012

Mr. Ronald G. Wagenmann, Manager
 Upper Merion Township
 175 West Valley Forge Road
 King of Prussia, PA 19406

RE: PECO to Upper Merion Township
 Sale in Lieu of Condemnation
 West Side: South Henderson Road
 Upper Merion Township, PA
 PE 1705-6

RECEIVED
 2012 FEB 27 AM 11:10
 PA.P.U.C.
 SECRETARY'S BUREAU

Dear Mr. Wagenmann:

This letter represents an Agreement (the "Agreement") for PECO Energy Company (the "Company") to sell in lieu of condemnation to Upper Merion Township (the "Township") a right of way on a parcel of ground containing 0.137 acres (5,987 sq. ft., more or less) and an adjacent parcel containing 0.130 acres (5,683 sq. ft., more or less) for a temporary construction and access easement for road widening purposes and to construct a five foot sidewalk, erect a guardrail to protect the towers, relocate billboards and construct a gate to provide pull off area for trucks entering the property and to construct a driveway apron for access to PECO's facilities, (the "Work").

The agreed upon consideration for the sale in lieu of condemnation is Nineteen Thousand Seven Hundred Dollars (\$19,700.00). This amount is based upon an Appraisal dated January 2, 2011 by Michael J. Barth Company.

The area is shown on the attached PennDOT Plan dated 1/6/2012, Parcel 20 (copy attached) showing the required right of way in blue and the temporary construction easement in yellow. Also attached are Pavement Marking & Signing Plan, Roadway Plan, Contour Grading and Drainage Plan, Special Detail of ADA Ramps, Roadway Profile and Cross sections along the property, all dated 9/23/2011, as attached to your letter of October 5, 2011, (the "Property").

The Township agrees that the work done on the Property is under and subject to the following:

1. All access to the existing Henderson substation and PECO structures is maintained. This includes vehicle access that is there via the stone driveway. If the underground facilities leaving the substation going towards South Henderson Road need to be relocated, it would be at the expense of the Township.
2. A PA One Call is required to locate all underground existing PECO lines.
3. The Township will pay the cost of relocation (if needed) of existing aerial or underground circuits.
4. PECO Environmental Services requests a site walkdown with a one page write up prior to final sale to document the site conditions unless the Township has conducted a Phase I. If a Phase I has been conducted, Township agrees to provide Company with a copy for review in lieu of a site walkdown.

If Phase I is waived, and Township elects not to conduct an environmental site assessment, and the Premises is later found to contain environmental conditions, whether or not Company has also conducted an Environmental Site Assessment, then Township agrees to indemnify and hold harmless the Company (its officers, agents and employees) from and against any and all claims, actions, demands, damages, costs and expenses (including, without limitation, reasonable attorneys' fees) caused by or arising from the presence of such Environmental Conditions.

5. Insofar as use of the area for a temporary construction easement, the Township must comply with all Federal, State and Local environmental regulations during construction and for the duration of the temporary construction easement. This includes but is not limited to appropriate erosion and sedimentation controls, permits and plans, clean up of all hydraulic or oil spills from equipment or otherwise.
6. No other use of right of way is permitted, in particular, erecting permanent buildings in the right of way which would prevent the Company from adding or modifying the existing lines.
7. Company Engineering requires that there should be no conflicts with continued operation and maintenance of the transmission and substation facilities created by the Township's road widening project as proposed. Due to the close proximity of four tower legs to the edge of the temporary right of way, caution must be observed to assure no damage occurs to any tower components whether inside or outside the temporary right of way limits, and should any damages result from road construction activities, the party causing such damage will be responsible to bear the costs of repairing such damages. It should be noted that the below grade portion

of the transmission towers extends into the proposed temporary construction easement as presently indicated on the drawings.

8. Whether within or outside the temporary right of way limits, no change in temporary or permanent ground grade greater than six inches will be permitted within 10 feet of any tower leg without prior written approval of PECO Engineering.
9. Parking of vehicles or storage of equipment or materials within the PECO right of way or substation property will not be permitted.
10. The proposed road construction will not interfere with or block PECO crews from access to any transmission structures, the transmission right of way or the Henderson Substation. Road construction activities in the area of the transmission towers and substation drives will need to be coordinated with a PECO representative to assure sufficient access is maintained throughout the project. Similarly, access is to be maintained to the PECO's tenant's construction lay down area within the transmission corridor.
11. Road construction work will be done in a manner that will not require any outages to the transmission line or substation.
12. Any construction work near or under the PECO transmission lines shall conform to PECO Energy Construction Standards S-7070 (copy attached).
13. Guide rails, driveway access and other features of the road widening project will be installed as shown on the plans submitted, and if any changes are made to the plans, the changes will be submitted to and receive approval of a PECO representative.
14. No other use of the right of way is permitted including any permanent buildings in the right of way which would prevent the Company from adding to or modifying the existing lines.
15. From a maintenance standpoint, the proposed guard rail will deny access to structure 3-2 on our 220-69 line. Access is limited due to the retention basin to the north and the tree conditions and distribution lines on the west side of the structure. Company agrees it needs to be installed and Township agrees the guard rail will not wrap around and proceed north as shown on the plan since it will restrict the Company from safely maintaining the structure.
16. Company currently has underground distribution facilities leaving the driveway for Henderson substation and along Henderson Road. Township agrees that no proposed new drain and ramp will be constructed. Township will instead place a

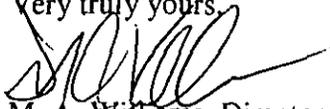
depressed curb, driveway apron and sidewalk across the driveway where the underground lines are located, maintaining all clearances from PECO facilities and that any PECO facilities not in the public right of way needing to be relocated, Township agrees it would be at the cost of the Township.

Township agrees that current access will be maintained and any relocation of facilities in private right of way required is paid by the Township. The access includes physical vehicle access and the rights to install and maintain new and existing facilities.

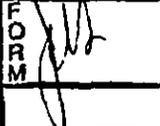
- 17. Company shall file a copy of this Agreement with the Pennsylvania Public Utility Commission promptly upon the execution hereof and the 33rd day after such filing shall be the effective date of this Agreement, unless prior to such date proceedings are instituted as provided in Section 507 of the Pennsylvania Public Utility Law, Title 66, and in the event of the institution of such proceedings, then this Agreement shall become effective as to Company only after approval by the Pennsylvania Public Utility Commission.

Any questions in this matter, please contact Suzanne Lydzinski at (215) 841-5379. Please acknowledge the Township's agreement by returning a signed copy of this letter to the attention of Suzanne Lydzinski.

Very truly yours,

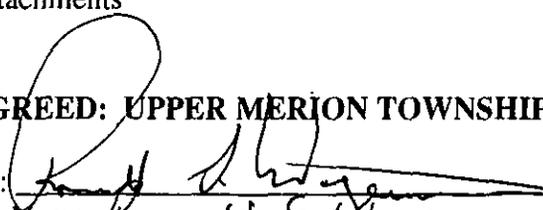

M. A. Williams, Director
Real Estate & Facilities

APPROVED

FILED


Attachments

AGREED: UPPER MERION TOWNSHIP

By:  2/7/2012
Name: Ronald G. Gagerman Date
Title: Township Manager

RECEIVED
2012 FEB 27 AM 11:10
P.A.U.L.
SECRETARY'S BUREAU

PE 1705-6
Attachments

c: Carly Fenske, Esq.
John Smyth, Jr., Boles, Smyth Assoc.

South Henderson Road Widening Project
S.R. 3029, Section HRD
"EXHIBIT A"

RECEIVED

2012 FEB 27 AM 11:10

Parcel No.: 58-00-10114-00-7
Address: 259 South Henderson Road
King of Prussia, PA 19406
Owner: Peco Energy Company

PA.P.U.C.
SECRETARY'S BUREAU

ALL THAT CERTAIN parcel of land, situate in Upper Merion Township, Montgomery County, Commonwealth of Pennsylvania, being shown as Required Right-of-Way To Be Deeded To Commonwealth from Peco Energy Company to the Upper Merion Transportation Authority on a plan thereof dated January 6, 2012 by Boles, Smyth Associates, Inc.:

BEGINNING at a point on the Baseline of the S.R. 3029, Section HRD Project at Station 549+19.01; thence North 34 degrees 43 Minutes 25 Seconds West, 434.19 feet to a point; thence following South 55 degrees 16 Minutes 35 Seconds West, 9.96 feet to a point on the lands of Telford Industrial Development Authority; thence along said property line South 65 degrees 35 Minutes 42 Seconds West, 33.63 feet to a point and place of beginning on the Required Right-of-Way Line To Be Deeded To Commonwealth as part of a PennDOT Highway Occupancy Permit.

THENCE from said point of beginning along said Required Right-of-Way Line To Be Deeded To Commonwealth the following three courses: 1.) North 32 degrees 52 Minutes 43 Seconds West, 276.92 feet to a point; 2.) North 70 degrees 49 Minutes 39 Seconds West, 13.09 feet to a point; 3.) North 34 degrees 32 Minutes 45 Seconds West, 81.13 feet to a point on the lands of DelCollo Realty Partnership, L.P.; thence along said property line North 65 degrees 51 Minutes 05 Seconds East, 17.43 feet to a point on the S.R. 3029 (South Henderson Road) Legal Right-of-Way Line; thence following said line the two following courses: 1.) South 35 degrees 09 Minutes 42 Second East, 322.42 feet to a point; thence 2.) South 35 degrees 28 Minutes 10 Seconds East, 46.83 feet to a point on the lands of Telford Industrial Development Authority; thence along said property line South 65 degrees 35 Minutes 41 Seconds West, 22.02 feet to a point on the Required Right-of-Way Line To Be Deeded To Commonwealth, the first mentioned point and place of beginning.

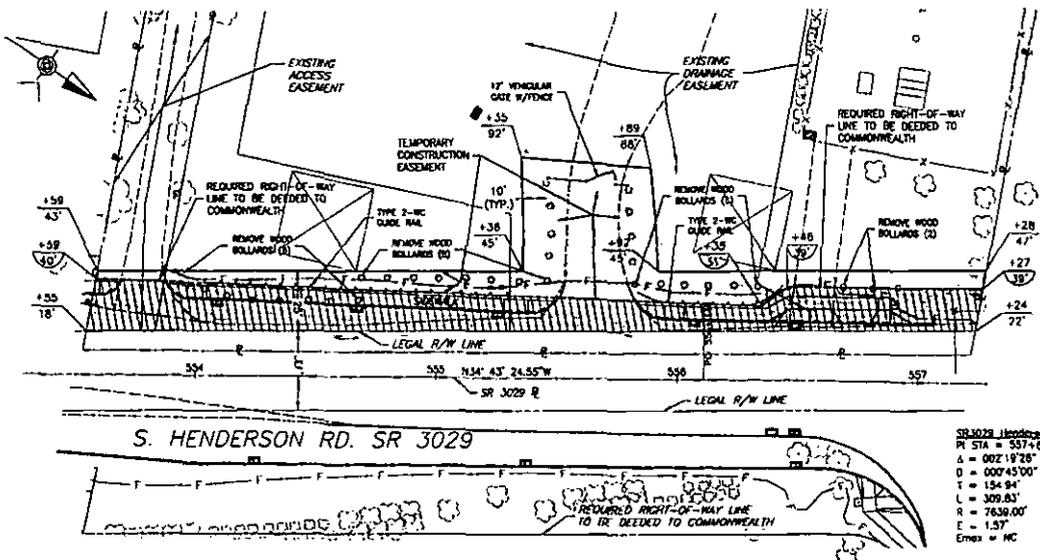
CONTAINING 5,987 Square Feet, More or Less.

RECEIVED

2012 FEB 27 AM 11:10

PA.P.U.C.
SECRETARY'S BUREAU

DISTRICT	COUNTY	ROUTE	SECTION	SH-SHEET
6-0	MONTGOMERY	3029	HRD	1 OF 1
UPPER MERION TOWNSHIP				
PROJECT NUMBER	REVISIONS	BY	DATE	



RIGHT OF WAY CLAIM INFORMATION			
COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION			
STATE REF. NO.	3029	SEC. NO.	HRD
ROUTE	UPPER MERION TWP., MONTGOMERY COUNTY		
PARCEL NO.	58	SHEET NO.	CLAM NO.
PROPERTY OWNER(S)	ELECTRIC SERVICE COMPANY		
GRANTOR(S)	ELECTRIC CO.		
DEED BOOK	1104	AREAS	ACRES
PAGE	04/2	DEED	22.82
DATE OF DEED	4/2/82	CALCULATED	
DATE OF RECORD	5/2/82	ADVERSE	
CONSIDERATION	11	LEGAL R/W	0.072
TAX STAMPS	12	EFFECTIVE	22.751
		TOTAL REQ'D	0.144
		TOTAL RESIDUE	22.615
		RESIDUE LT.	
		RESIDUE RT.	
		VERIFICATION DATE	8/20/09
		DRAWN BY	DP

* AREA INCLUDES EXISTING DRAINAGE EASEMENT (0.035 ACRES) & EXISTING ACCESS EASEMENT (0.014 ACRES).
 ** AREA INSIDE EXISTING DRAINAGE EASEMENT (0.087 ACRES) & EXISTING ACCESS EASEMENT (0.003 ACRES).

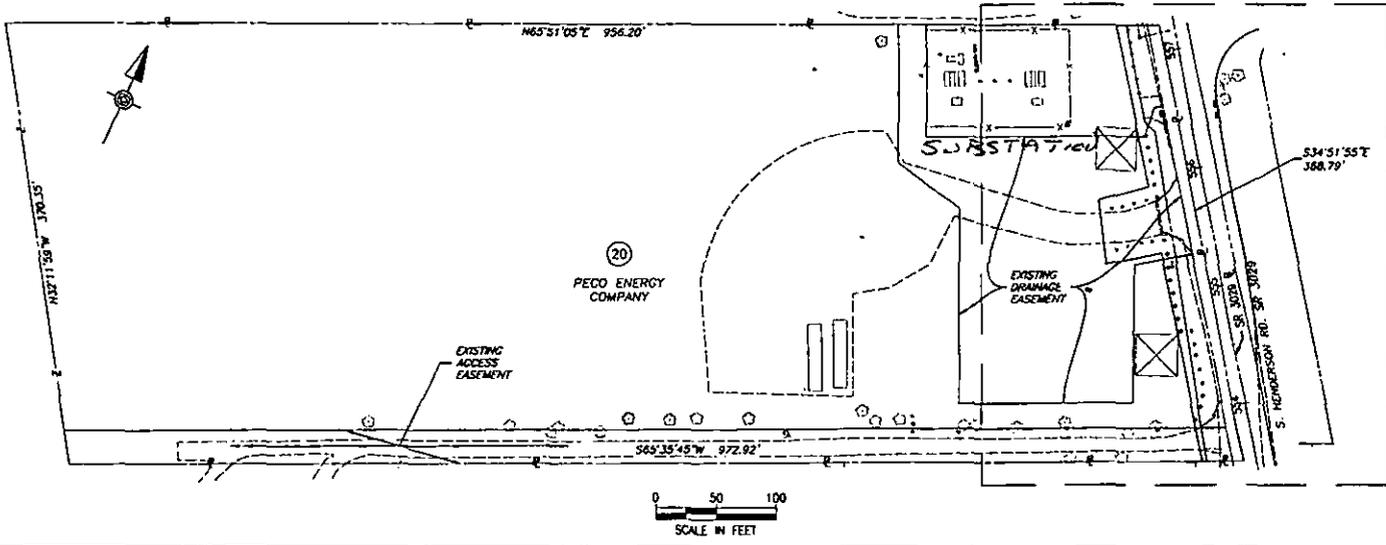
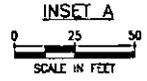
TEMPORARY CONSTRUCTION EASEMENT: AN AREA(S) REQUIRED UNTIL THE CONSTRUCTION OR WORK INDICATED BY THE PLAN IS COMPLETED, UNLESS SOONER REVERTED IN WRITING BY THE UPPER MERION TRANSPORTATION AUTHORITY.

PRIVATE PROPERTY LINES ARE PLOTTED FROM DEED OF RECORD, RECORDED SUBDIVISION OR LOT PLANS, EXISTING TOPOGRAPHICAL FEATURES AND LIMITED FIELD DATA. PRIVATE PROPERTY LINES WERE NOT SURVEYED BY THE PROFESSIONAL LAND SURVEYOR RESPONSIBLE FOR THE PROJECT.

THIS PROPERTY PLOT PLAN IS NOT TO BE SUBSTITUTED FOR A BOUNDARY SURVEY.

S. HENDERSON RD. SR 3029

SR 3029
 PR STA = 537+68.04
 L = 002'19.85"
 D = 000'45.00"
 T = 154.94'
 L = 309.83'
 R = 7639.00'
 E = 1.57'
 Error = MC



SEE INSET A

LEGEND:

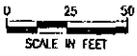
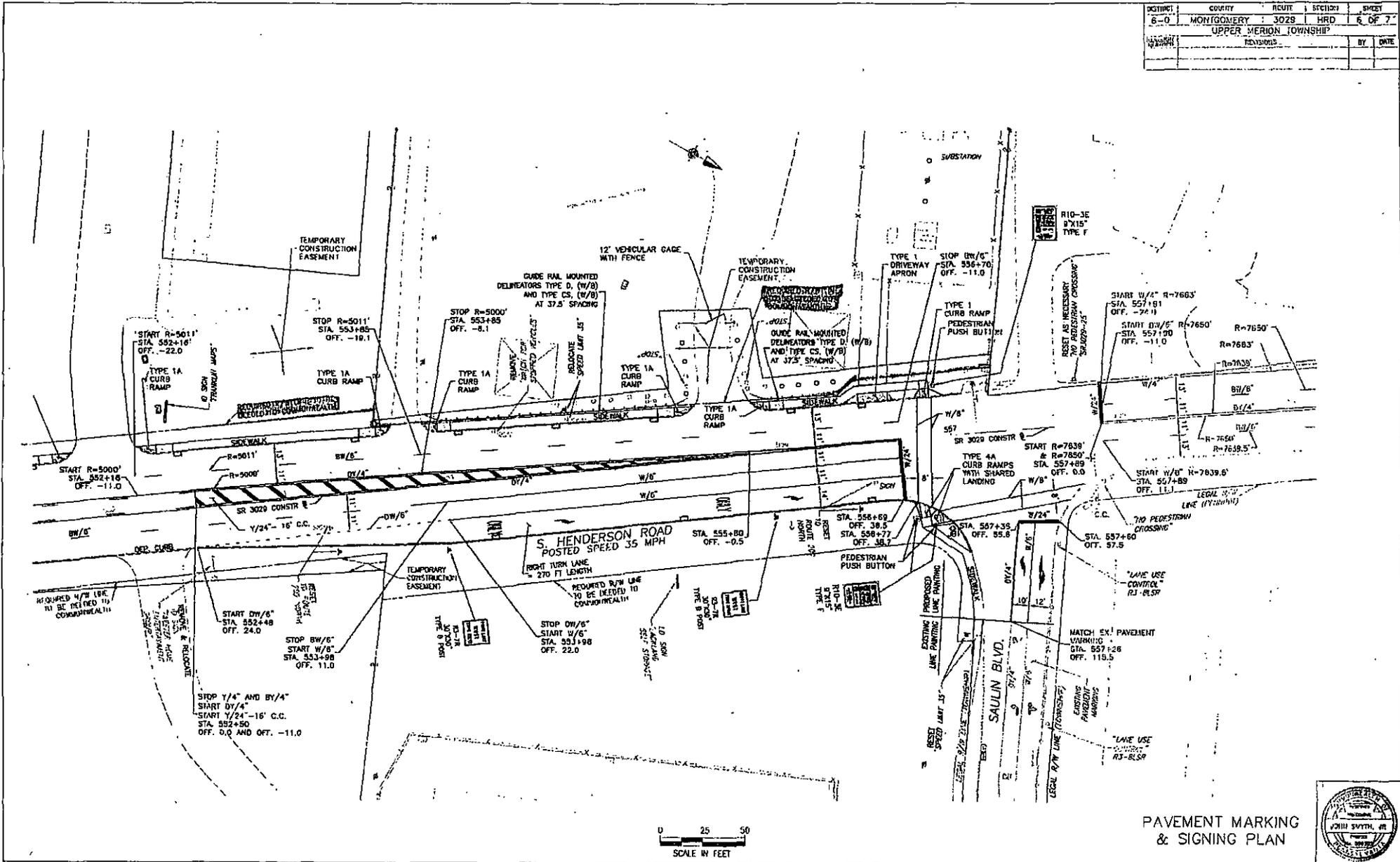
- REQUIRED 'RIGHT-OF-WAY'
- TEMPORARY CONSTRUCTION EASEMENT

PARCEL 58-00-10114-00-7

PECO ENERGY
COMPANY
EXHIBIT B



DISTRICT	COUNTY	ROUTE	SECTION	SHEET	
8-0	MONTGOMERY	3029	HRD	6 OF 7	
UPPER MERION TOWNSHIP					
REVISIONS				BY	DATE



PAVEMENT MARKING
& SIGNING PLAN



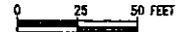
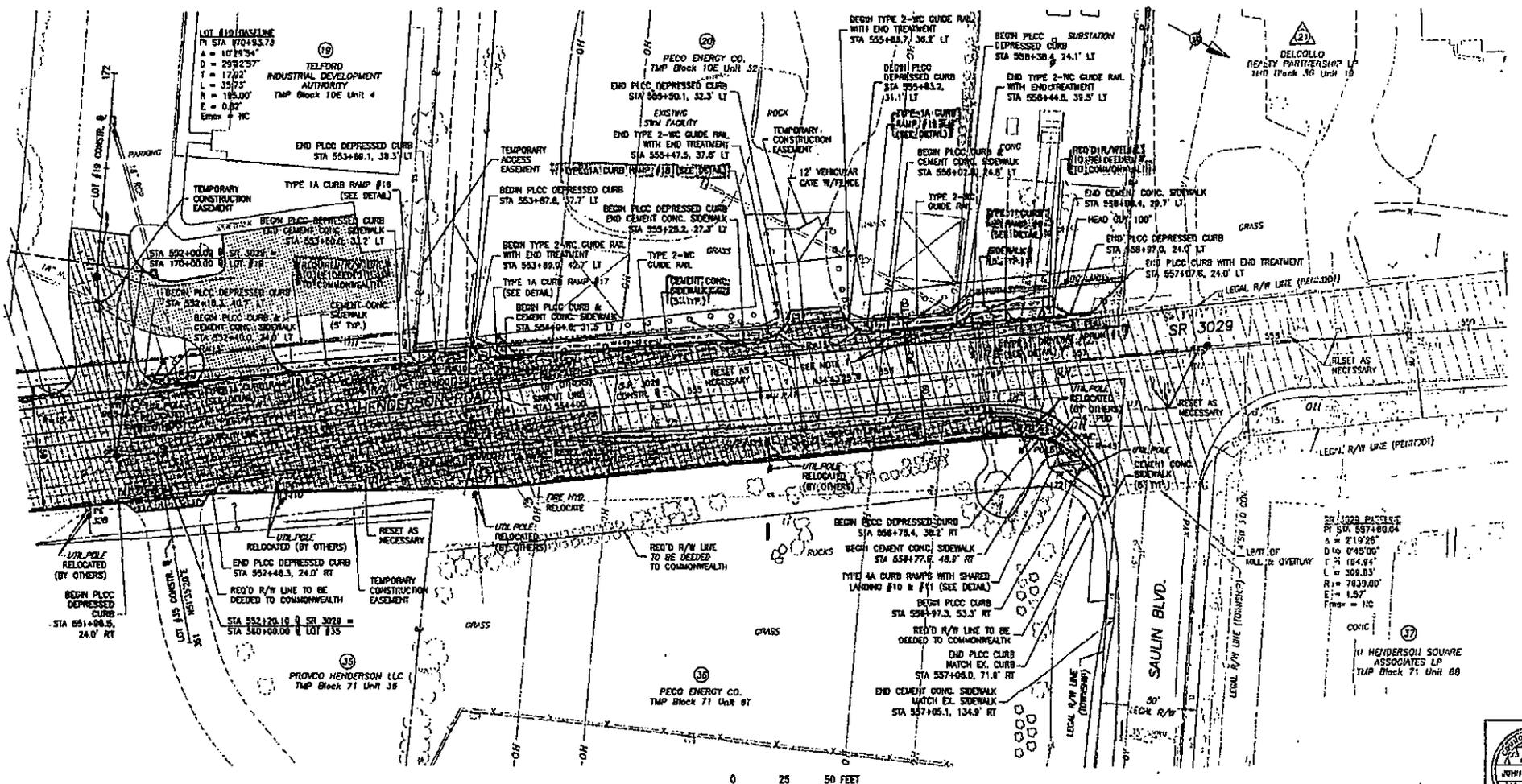
LEGEND:

- - - - - EXISTING GUIDE RAIL
- - - - - EXISTING CURB
- - - - - EXISTING PIPE AND INLET
- - - - - EXISTING CHAIN LINK FENCE
- [Hatched Box] FULL DEPTH MILLING/RECONSTRUCTION
- [Diagonal Lines Box] MILL AND OVERLAY
- - - - - EX. WATER (W)
- - - - - EX. WATER (P/W-N)
- - - - - EX. GAS
- - - - - EX. SANITARY
- - - - - EX. UTILITY LINE (OVERHEAD)
- - - - - EX. ELEC. (UNDERGROUND)
- - - - - EX. MCI (UNDERGROUND)
- - - - - PROPOSED GUIDE RAIL
- - - - - PROPOSED CURB
- - - - - PROPOSED PIPE AND INLET
- - - - - PROPOSED PAVEMENT BASE DRAIN (PBD)
- - - - - CLEARING & GRUBBING AREA
- [Stippled Box] PAVEMENT REMOVAL

STAKEOUT DIMENSIONS OF FULL DEPTH PAVING AND MILLING & OVERLAY PAVING						
CURB	RADIUS	CURB/EOP	SAW CUT	LT-STATION-RT	SAW CUT	CURB/EOP
TANGENT	117.0'	8.0'	N/A	STA. 552+00	N/A	24.0'
TANGENT	34.8'	8.0'	N/A	STA. 552+50	N/A	24.1'
TANGENT	33.2'	8.2'	N/A	STA. 553+50	N/A	22.1'
TANGENT	31.7'	13.7'	N/A	STA. 554+00	N/A	38.0'
TANGENT	28.3'	17.5'	N/A	STA. 554+50	N/A	35.0'
TANGENT	23.2'	17.7'	N/A	STA. 555+00	N/A	35.0'
TANGENT	24.9'	18.7'	N/A	STA. 555+50	N/A	38.0'
TANGENT	24.0'	15.0'	N/A	STA. 556+00	N/A	35.0'
TANGENT	23.8'	N/A	N/A	STA. 556+00	N/A	25.2'
TANGENT	25.5'	N/A	N/A	STA. 556+50	N/A	28.3'
TANGENT	28.2'	N/A	N/A	STA. 557+00	N/A	25.5'

DISTRICT	COUNTY	ROUTE	SECTION	SHEET
6-0	MONTGOMERY	3029	HRD	28 OF 54
UPPER MERIDON TOWNSHIP				
PARTIAL	REVISIONS			BY DATE
Initials				

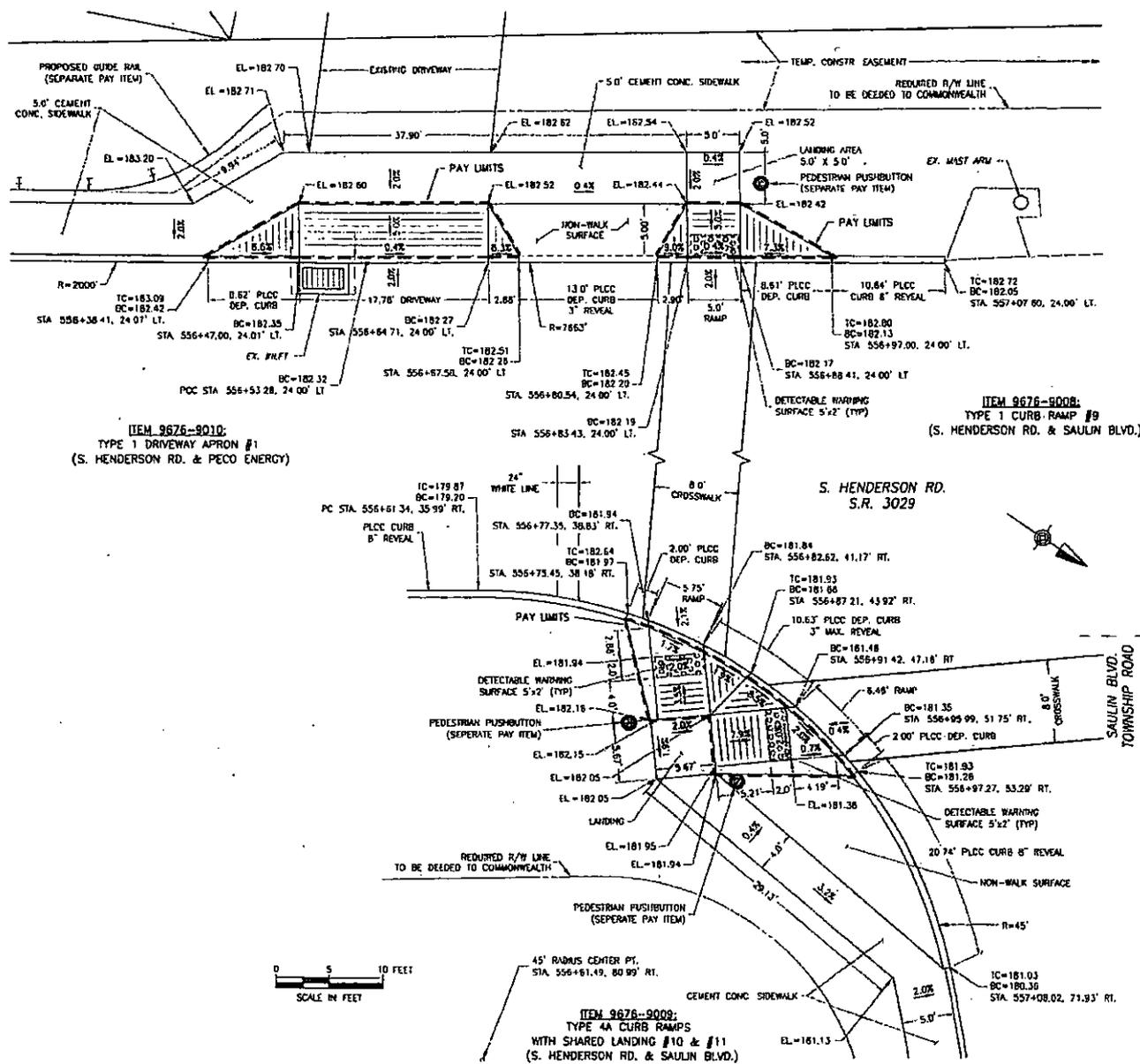
NOTE 1: REMOVE 10 WOODEN BOLLARDS FROM SR 3029 STA. 554+89.2 LT. TO STA. 556+81.3 LT.



FOR PROFILE, SEE SHEET 32 OF 54
FOR DRAINAGE, SEE SHEET 40 OF 54

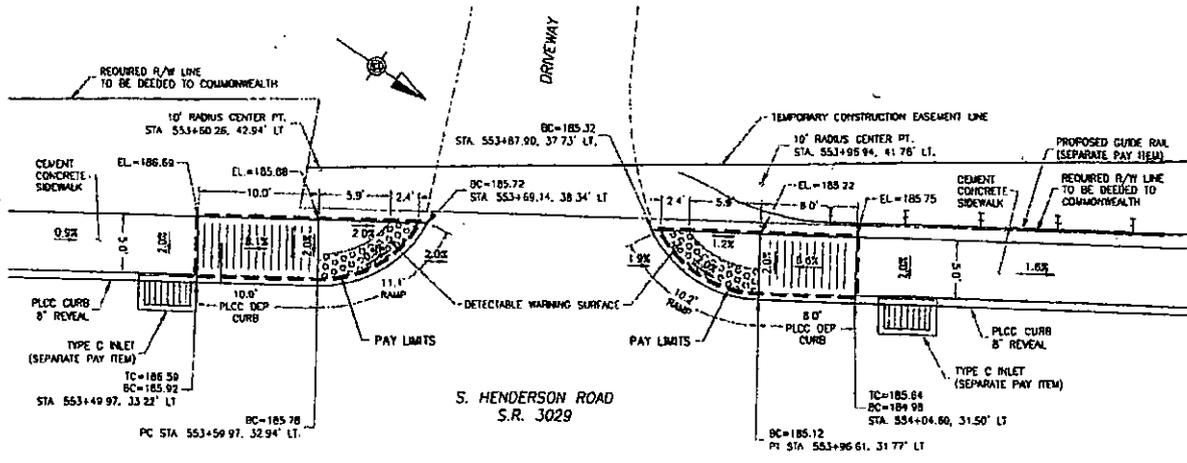


DISTRICT	COUNTY	TOWNSHIP	SECTION	SHEET
B-0	MONTGOMERY	3029	1111	13 OF 54
UPPER MERION TOWNSHIP				
DESIGNED BY	REVISED BY			DATE

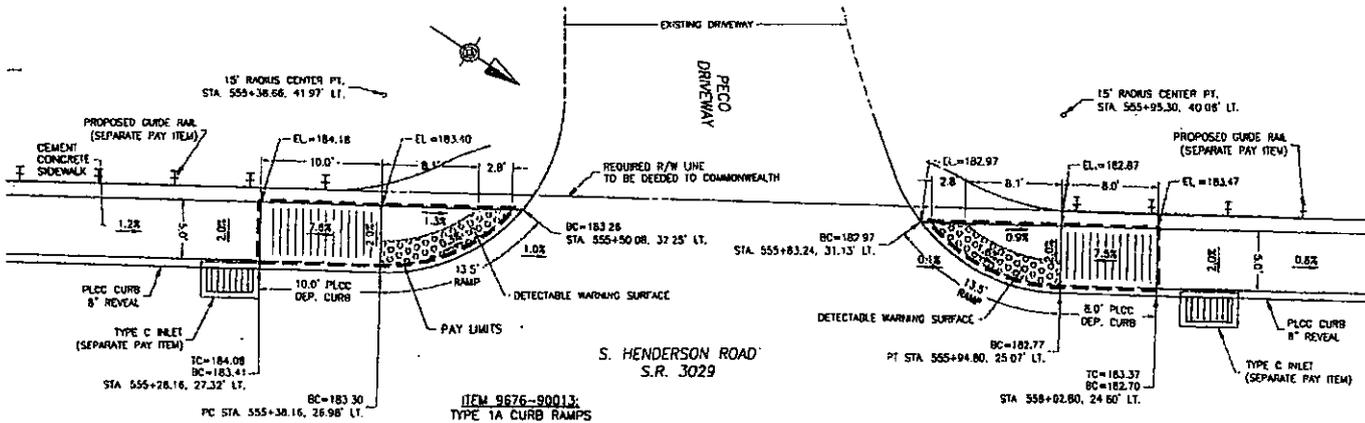


SPECIAL DETAILS

DISTRICT	COUNTY	ROUTE	SECTION	SHEET
6-0	MONTCOMERY	3029	HRD	15 OF 54
UPPER MERION TOWNSHIP				
PROJECT NUMBER	DESCRIPTION			BY DATE



ITEM 9676-90012:
TYPE 1A CURB RAMPS
#16 & #17
(S. HENDERSON RD. & DRIVEWAY AT STA. 553+75)



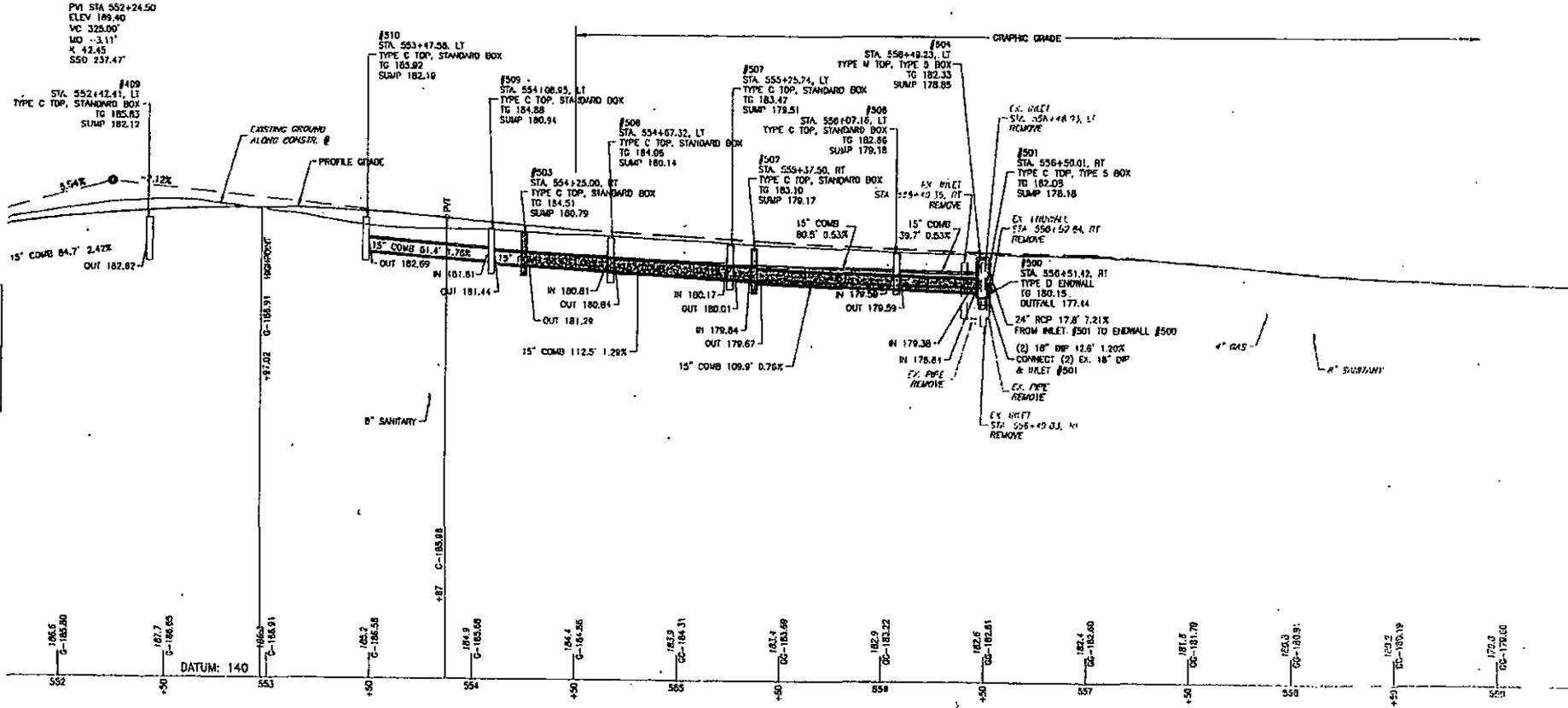
ITEM 9676-90013:
TYPE 1A CURB RAMPS
#18 & #19
(S. HENDERSON RD. & PECO DRIVEWAY)



SPECIAL DETAILS

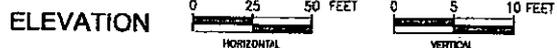


DISTRICT	COUNTY	ROUTE	SECTION	SHEET
6-0	MONTGOMERY	3029	1RD	32 OF 54
UPPER MERION TOWNSHIP				
DATE	PROJECT			BY
				DMT



SEE SHEET 31 OF 54

SEE SHEET 33 OF 54

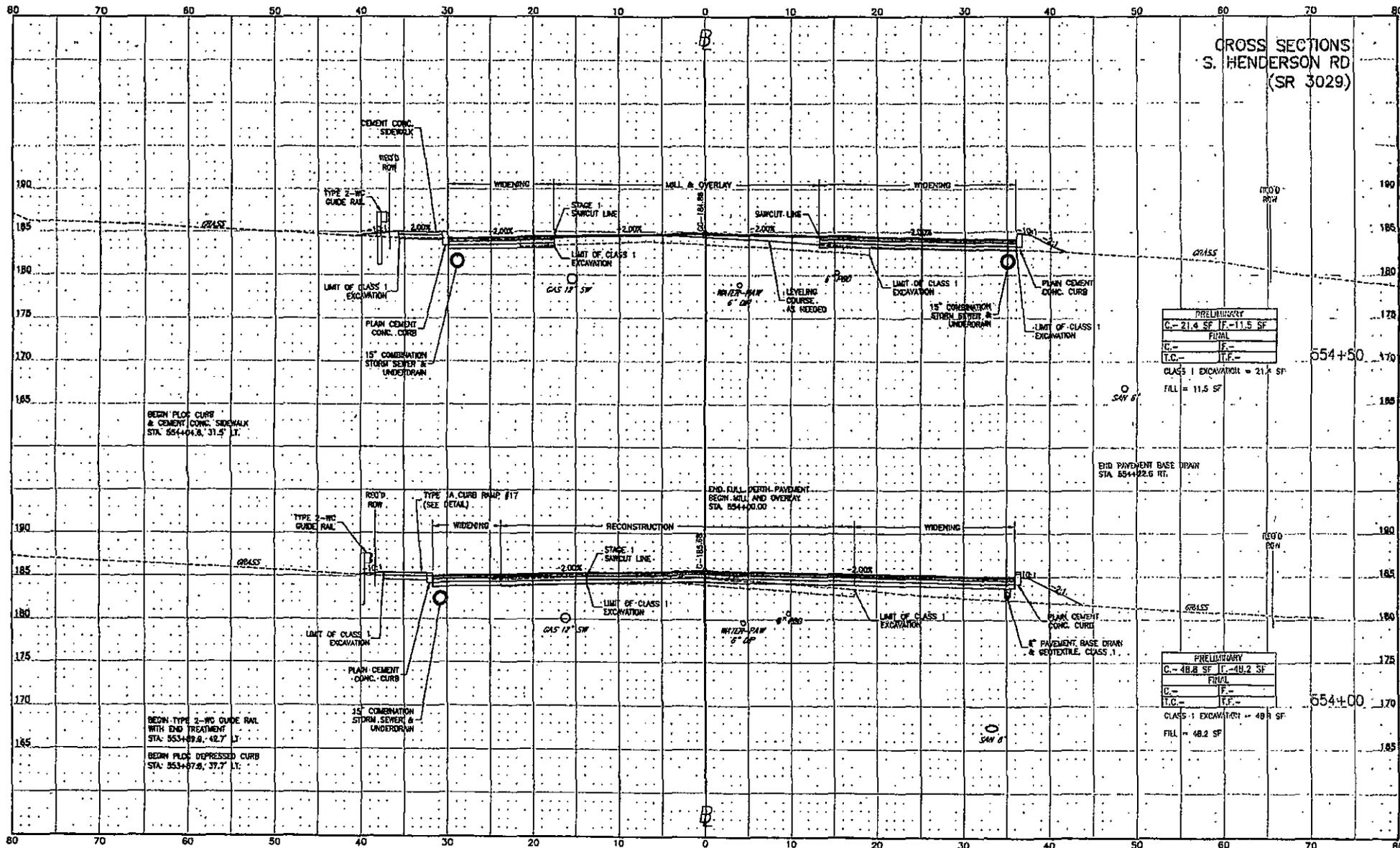


S.R. 3029
SOUTH HENDERSON ROAD



PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
CROSS SECTIONS

COUNTY	ROUTE	POST MILE	SECTION	DATE	SHEET
6-0	MONTGOMERY	3029	HRD		21 OF 34



CROSS SECTIONS
S. HENDERSON RD
(SR 3029)

PRELIMINARY	
C. - 21.4 SF	E. - 11.5 SF
FINAL	
C. -	E. -
T.C. -	T.E. -

CLASS 1 EXCAVATION = 21.4 SF
FILL = 11.5 SF

PRELIMINARY	
C. - 48.8 SF	E. - 48.2 SF
FINAL	
C. -	E. -
T.C. -	T.E. -

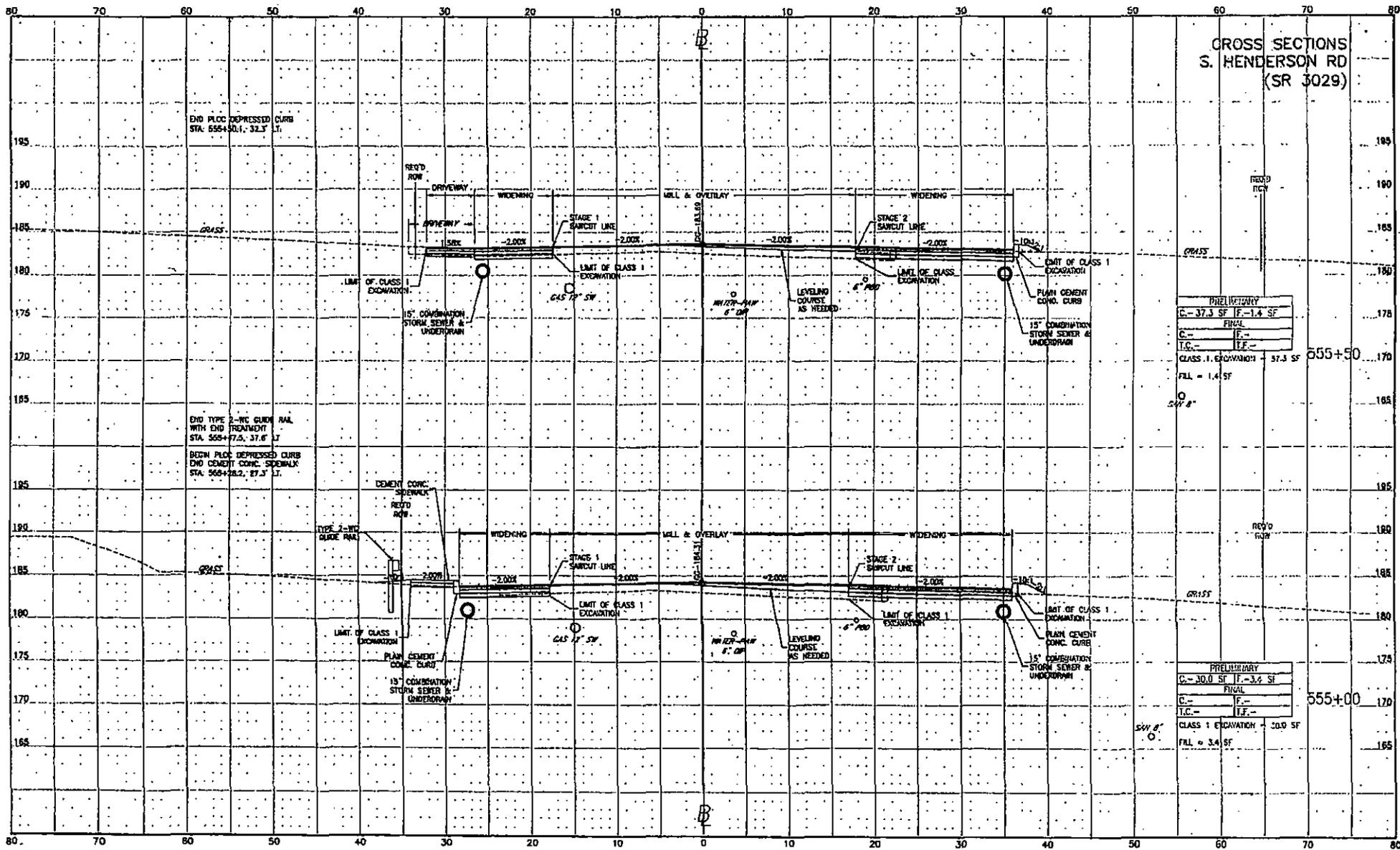
CLASS 1 EXCAVATION = 48.8 SF
FILL = 48.2 SF

SCALE: 1 INCH = 5 FEET

FILE NAME: P:\mtd\3029\3029-21.dwg
PLOTTER: 08/25/11

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
CROSS SECTIONS

PROJECT	DISTRICT	SECTION	DATE	SCALE	BY	CHECKED
SR 3029	3029	HRD	---	---	---	---



CROSS SECTIONS
S. HENDERSON RD
(SR 3029)

PRELIMINARY	
C = 37.3 SF	F = 1.4 SF
FINAL	
C =	F =
T.C. =	T.F. =

CLASS 1 EXCAVATION = 37.3 SF
FILL = 1.4 SF

SW 8"

PRELIMINARY	
C = 30.0 SF	F = 3.4 SF
FINAL	
C =	F =
T.C. =	T.F. =

CLASS 1 EXCAVATION = 30.0 SF
FILL = 3.4 SF

SW 8"

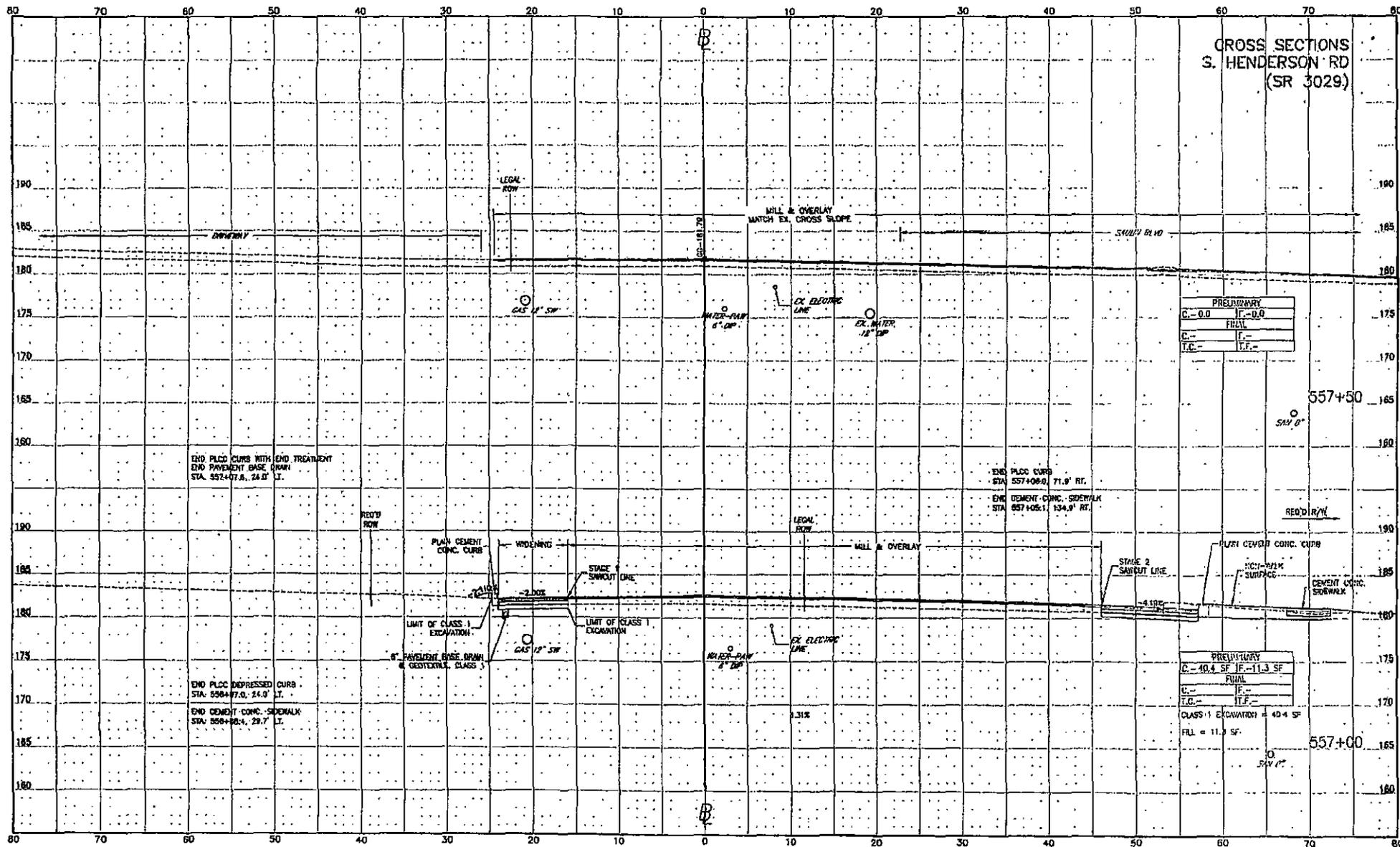
SCALE: 1 INCH = 5 FEET

PLotted: 07/23/11

FILE NAME: P:\road\3029\3029_17-34.mxd

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
CROSS SECTIONS

ROUTE	COUNTY	POST	STATION	SECTION NO.	TOTAL NO. SECTIONS	SHEET NO.
8-0	MONTGOMERY	3029	HRD			24 OF 34



SCALE: 1 INCH = 5 FEET

PLOT: 08/21/11

FILE NAME: P:\msc\p17-34.dwg

**CONDITIONS FOR WORKING IN THE VICINITY OF
ELECTRIC TRANSMISSION LINES OF
PECO AND ITS SUBSIDIARIES**

CONTACT WITH POWER LINES CAN RESULT IN DEATH OR SERIOUS BURNS

**CALL PECO AT 610-648-7926 or 7913 BEFORE WORKING IN THE
VICINITY OF PECO ELECTRIC TRANSMISSION LINES**

1 DEFINITIONS: As used in this Standard:

- 1.1 PECO means PECO and its subsidiaries.
- 1.2 Contractor means natural person, firm, business association, company, partnership, corporation, tenant, lessee, grantee or licensee who or which is controlling or performing the job or activity that necessitates the approval and notification required by this standard.
- 1.3 In the vicinity of PECO electric transmission lines means construction or other work activities on or adjacent to rights-of-way or easements that contain PECO electric transmission lines, including but not limited to any use of cranes, booms, hoists, ladders or other equipment or items that might come within the clearance distances set forth in Table I, below.

**TABLE I
Clearance Distance to Transmission Lines**

<u>Nominal Operating Voltage</u> (volts)	<u>PECO Recommended Distance</u>		<u>OSHA (1926.1408) Regulatory Distance</u>	
	(feet)	(meters)	(feet)	(meters)
500,000	35	10.7	25	7.7
230,000	25	7.7	20	6.1
138,000	20	6.1	15	4.6
69,000	15	4.6	15	4.6
34,000 and below	12	3.7	10	3

- 2 **APPROVAL:** All contractors engaged in construction or other work activities on PECO rights-of-way must obtain the specific advance written approval of PECO Real Estate Department, 2301 Market Street, Philadelphia, Pa. 19101, Telephone (215) 841-5471.

- 3 **CONTRACTOR'S DUTY AND RESPONSIBILITY:** It is the contractor's duty and responsibility to ensure that all construction or other work activities in the vicinity of PECO electric transmission lines shall be performed in accordance with the latest applicable federal, state and local statutes and regulations governing the safe operation of cranes, booms, hoists, ladders or other equipment and safe work practices of personnel in the vicinity of electric transmission lines.
- 4 **RESPONSIBILITY FOR SUB-CONTRACTORS:** The prime contractor shall be responsible for supplying copies of the S-7070 to all sub-contractors and determining that the sub-contractors are familiar with the information contained therein.
- 5 **NOTIFICATION:** In addition to the advance approval required in paragraph 2, the contractor shall contact PECO in accordance with the following schedule:
- 5.1 As soon as possible, but no less than thirty (30) calendar days before construction or other work activities are to start, if at any time any construction or work activities may or could take place in the vicinity of PECO electric transmission lines, the contractor shall contact PECO New Business Group (800-841-4141) and Transmission and Substations OHT Supervisor, Overhead Transmission Center, 1040 Swedesford Road, Berwyn, Pa. 19312, Telephone 610-648-7926 or 610-648-7913. After this notification, PECO will review the project and coordinate with the contractor on what precautionary safety measures, if any, are appropriate: If transmission line outages are required, the contractor and representatives of the T&S will work together to develop a tentative schedule.
- 5.2 The contractor shall also contact the T&S OHT Supervisor at 610-648-7926 or 7913 at least ten (10) working days before construction or other work activity is to begin to confirm scheduling and arrangements.
- 5.3 If at any time during construction or other work activities, a previously unanticipated need for equipment or personnel in the vicinity of PECO electric transmission lines occurs, the contractor shall immediately contact the OHT Supervisor at 610-648-7926 or 7913. Construction or other work activities in the vicinity of PECO transmission lines without prior notice to PECO in accordance with paragraphs 5.1 and 5.2 is potentially dangerous and is absolutely forbidden.
- 5.4 In addition to electric transmission lines, PECO rights-of-way and easements may also contain distribution lines. Contractor shall treat all overhead power lines as energized and potentially dangerous.

Contractor shall notify PECO at 610-648-7926 or 7913 if at any time any construction or other work activities may or could take place in the vicinity of any overhead power lines.

5.5 In the event of any contact with PECO facilities, the contractor shall call the PECO System Operations at 215-841-5144 as soon as possible.

6 **OUTAGES:**

6.1 PECO shall determine the available time periods for line outages in the event de-energizing conductors is necessary. If the contractor insists on a specific day or time for an outage which results in the use of inefficient generation, the contractor shall reimburse PECO for the additional generating costs, as determined by PECO System Operations Division.

6.2 If an emergency occurs on the PECO system during a scheduled line outage period and that line is required to maintain system integrity, the contractor shall, within one hour, make the transmission line available for PECO's use and shall cease work within the vicinity of the line.

7 **REIMBURSEMENT BY CONTRACTOR:** PECO shall be reimbursed by the contractor for all costs and expenses incurred in implementing any precautionary safety measures.

8 **BLASTING:** No blasting shall be permitted in the vicinity of transmission line facilities without specific advance written approval by PECO. Notification of intent to blast shall be made in accordance with paragraph 5.2.

9 **EXCAVATIONS:**

9.1 No one shall excavate closer than 35 feet to PECO transmission structures or anchors without specific advance written approval by PECO. Notification of intent to excavate shall be made in accordance with paragraphs 5.1 and 5.2.

9.2 Contractors shall comply with the provisions of the Pennsylvania or Maryland One-Call Systems. In Pennsylvania, call 1-800-242-1776. In Maryland, call 1-800-257-7777.

- 10 **GROUNDING SYSTEM:** The contractor shall notify the OHT Supervisor in the event he/she or any subcontractor uncovers or destroys any transmission line grounding leads. The repairs to this equipment shall be made by PECO personnel at the contractor's expense. Contractors and their personnel shall not touch, handle or attempt to repair any exposed or severed grounding leads.
- 11 **STORAGE:** No buildings, storage sheds, trailers, combustible or hazardous materials shall be placed or stored under a transmission line conductor or within 50 feet of a structure.
- 12 **CLEAN-UP OPERATIONS:** After completing construction, the contractor shall remove all unused material and debris, re-establish all roads and trails and return the right-of-way to its original condition within thirty (30) calendar days of work completion. The contractor shall notify PECO at the address described in paragraph 5.1 upon completion of the clean-up operations so that PECO may arrange an inspection to assure compliance with these requirements.

J. Halderman

Exelon

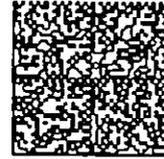
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