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E-File

August 18, 2016

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17120-3265

**Re: PPL Electric Utilities Corporation Agreement to Permit
a Crossing of Sanitary Sewer Easement;
Coplay-Whitehall Sewer Authority, Whitehall, Lehigh County, Pennsylvania**

Dear Secretary Chiavetta:

Enclosed for filing on behalf of PPL Electric Utilities Corporation ("PPL Electric") is an Agreement to Permit Crossing of Sanitary Sewer Easement between PPL Electric and the Coplay-Whitehall Sewer Authority located in Whitehall, Lehigh County, Pennsylvania. This agreement is being filed pursuant to 66 Pa. C.S.A. § 507.

Pursuant to 52 Pa. Code § 1.11, the enclosed document is to be deemed filed on August 18, 2016, which is the date it was filed electronically using the Commission's E-filing system.

If you have any questions please do not hesitate to contact me.

Respectfully submitted,


Kimberly A. Klock

Enclosure

**Prepared by and return to:
Law Offices of John O. Stover, Jr.
537 Chestnut Street
Emmaus, PA 18049
(610) 967-6602**

PIN# 549813497699-1

PIN# 549803945153-1

AGREEMENT TO PERMIT A CROSSING OF SANITARY SEWER EASEMENT

THIS AGREEMENT is made the 21 day of July, 2016, by and between the COPLAY-WHITEHALL SEWER AUTHORITY, a Pennsylvania Municipal Authority organized and existing under the laws of the Commonwealth of Pennsylvania, with its principal office located at 3213 MacArthur Road, Whitehall, Lehigh County, Pennsylvania (hereinafter referred to as "Grantor")

AND

PPL ELECTRIC UTILITIES CORPORATION, a utilities company providing electric service in, among other places, Lehigh County, Pennsylvania, a Pennsylvania business corporation with its registered address located at 2 North 9th Street, Allentown, Lehigh County, Pennsylvania, (hereinafter referred to as "Grantee") is set forth as follows:

WITNESSETH:

WHEREAS, Grantor received permanent deeds of easement and rights-of-way from 1) Whitehall Township, a First Class Township and Home Rule Charter Municipality with its offices located at 3219 MacArthur Road, Whitehall, Lehigh County, Pennsylvania, which was dated July 20, 1992 and recorded with the Office of the Recorder of Deeds of Lehigh County on August 5, 1992, at Miscellaneous Book Volume 685, Page 283; 2) Korean Church of the Lehigh Valley, which was dated July 2, 1992 and recorded with the Office of the Recorder of Deeds of Lehigh County on October 16, 1992, at Miscellaneous Volume 690, Page 1130; and 3) the Korean Church of Lehigh Valley, with offices located at 1987 Schadt Avenue, Whitehall, Lehigh County, Pennsylvania, which was dated June 3, 1997 and recorded with the Office of the Recorder of Deeds of Lehigh County on July 29, 1997, at Miscellaneous Book Volume 858, Page 178, collectively referred to as "Grantor's Easements" or "Easements of Grantor"; and

WHEREAS, Grantee has requested of Grantor the right to cross the respective easements of Grantor in order to cross over sanitary sewer mains/interceptors located therein, both underground and overhead, all as is shown on the drawings attached hereto and identified as; Site Plan of Zephyr Park dated May 26, 2005, revised February 10, 2016 "Adding proposed PPL

poles” as prepared by Whitehall Township surveyor Carl P Lagler, Jr., PLS; and Whitehall Township GIS CWSA Base Map (8.5” x 11”) dated April, 2015, marked as Exhibit “A” and “B” respectively; and

WHEREAS, Grantee is proposing to construct, maintain, operate, extend, and replace the electric and communications facility consisting of (3) 45 foot vertical poles and anchor guys, underground and overhead facilities as shown on said plans, Exhibits “A” and “B”, including but not limited to such other wires, cables, poles fixtures, and apparatus necessary for the convenient transaction of business of said Grantee, including the right of ingress and egress to and from said lines for any of the aforesaid purposes; and

WHEREAS, Grantee has agreed to be bound by the conditions set forth in Grantor’s Easements referred to herein, specifically those referred to above, and further agrees that it will 1) Support, protect and maintain the service of Grantor’s Sanitary Sewer Lines at all times during installation utilization and maintenance of Grantee’s facilities as may be required; 2) As may be necessary for Grantor to repair and/or replace its facilities, Grantee agrees to temporarily take its facilities out of service, temporarily remove anchor guys and/or support poles as may be required, at Grantee’s sole cost and expense; 3) Grantee agrees that it shall be responsible to restore and/or repair all damage to the property, site and facilities as a result of access, maintenance or repair and installation of its facilities; and 4) All restorations and repairs on the site shall be done to the satisfaction of Grantor at the sole cost and expense of Grantee, and at no cost to Grantor; and

WHEREAS, Grantee has agreed that it will provide to Grantor as-built drawings or drawings with match lines on paper no larger than 8.5” x 14” showing property lines, right of way lines, Grantor’s easements the Penn Dot right of way lines Grantor’s and Grantee’s facilities as well as any other utilities located within said easements, no later than December 31, 2016. Said as-built drawings are to be prepared by Grantee at its sole cost and expense and delivered to Grantor and shall be appended to this Agreement which shall be recorded in the Office of the Recorder of Deeds of Lehigh County, at Allentown, Pennsylvania; and

WHEREAS, Grantee agrees, as a condition of and in consideration of this Agreement, that it will indemnify, defend, and hold Grantor harmless from any and all claims, demands, damages, including but not limited to counsel fees, costs and expenses as may be incurred by Grantor as a result of the facilities of Grantee crossing through Grantor’s easements and crossing over Grantor’s sanitary sewer lines/interceptors.

NOW THEREFORE, INTENDING TO BE LEGALLY BOUND HEREBY, the parties hereto agree as follows:

1. All of the preambles of the Agreement above set forth are hereby incorporated into and made a part of this Agreement.

2. Nothing in this Agreement is intended, and nothing in this Agreement shall be construed to in any way amend, modify or supersede any of the Grantor’s easements as referred to herein. By execution of this Agreement, Grantor is granting its permission for Grantee to

cross Grantor's easements at the places shown on the attached drawings (Exhibit "A" and "B") and therefore over the lines of Grantor, both underground and overhead, on the sole and express condition as set forth in the preambles of this Agreement.

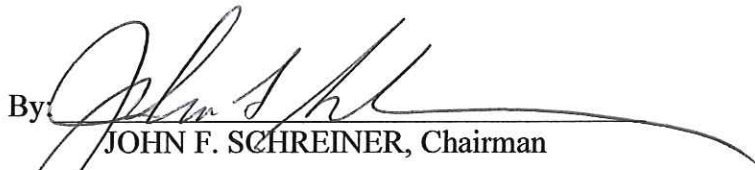
3. Grantee shall have no right with respect to the use and crossing of Grantor's easements, except as specifically set forth and subject to the conditions in the preambles of this Agreement.

4. Grantee agrees to reimburse Grantor for any and all costs incurred to have its solicitor prepare and record this Agreement.

5. This Agreement is to be recorded in the Office of the Recorder of Deeds of Lehigh County at the sole cost and expense of the Grantee.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written and INTEND TO BE LEGALLY BOUND HEREBY.

COPLAY-WHITEHALL SEWER AUTHORITY

By: 
JOHN F. SCHREINER, Chairman

Attest: 
JAMES HAHN, Secretary

PPL ELECTRIC UTILITIES CORPORATION

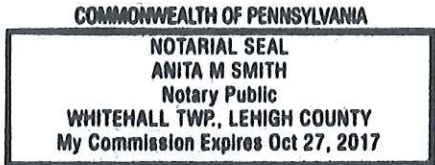
By: 

Attest: 

COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF LEHIGH)

On this, the 21st day of July, 2016, before me, a Notary Public, personally appeared John F. Schreiner, who acknowledged himself to be the Chairman of the COPLAY-WHITEHALL SEWER AUTHORITY, a Pennsylvania Municipal Authority, and that he, as such Chairman being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing his name as such officer.

IN WITNESS WHEREOF, I have set my hand and official seal the day and year aforesaid.

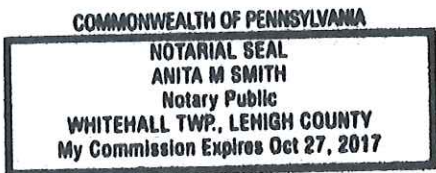


Anita M. Smith
Notary Public

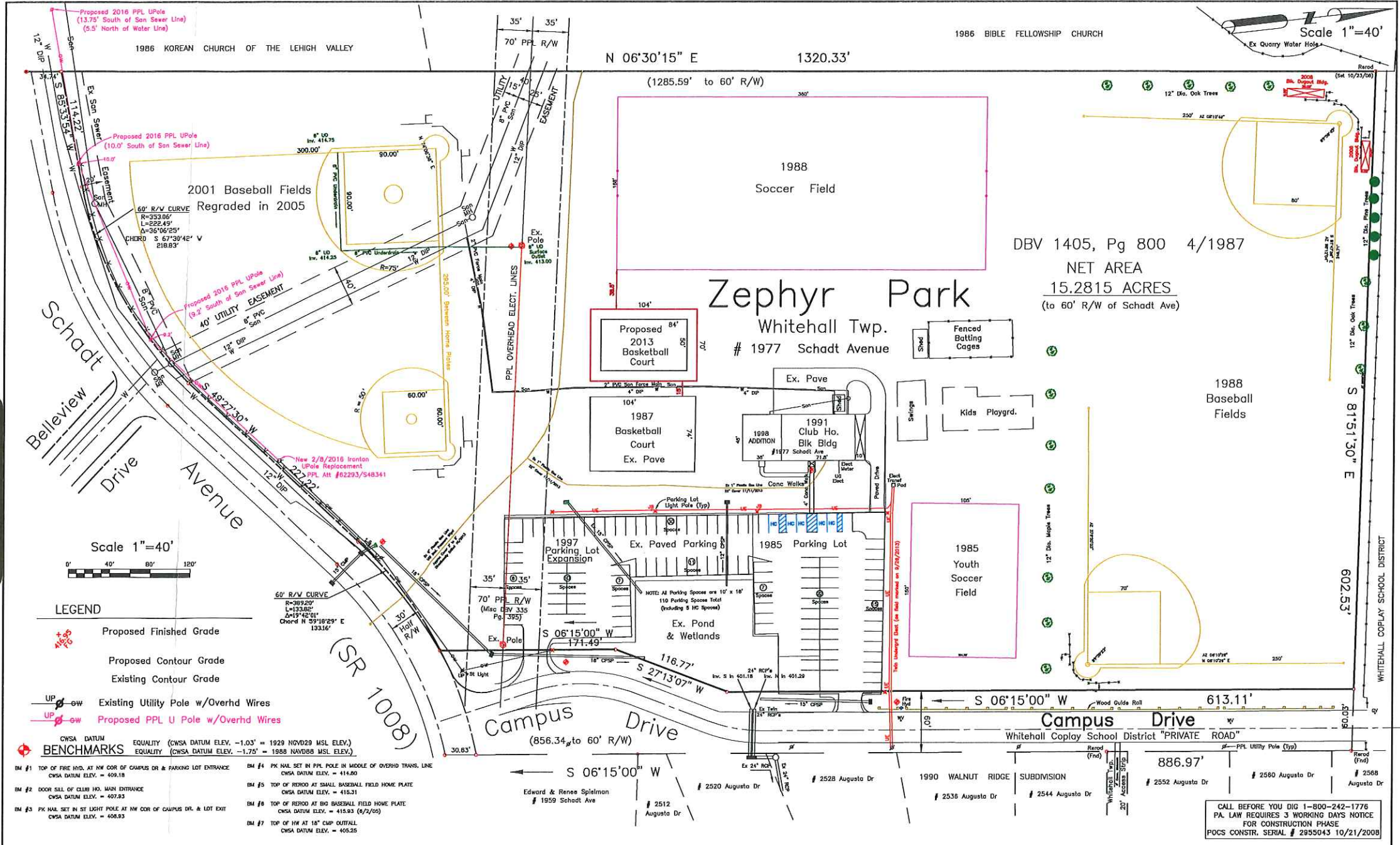
COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF LEHIGH)

On this, the 21st day of July, 2016, before me, a Notary Public, personally appeared RANDAL QUINBY, who acknowledged himself to be the * SUPERVISOR - RIGHT OF WAY of PPL ELECTRIC UTILITIES CORPORATION, a Pennsylvania corporation, and that he, as such officer being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing his name as such officer.

IN WITNESS WHEREOF, I have set my hand and official seal the day and year aforesaid.



Anita M. Smith
Notary Public



LEGEND

- Proposed Finished Grade
- Proposed Contour Grade
- Existing Contour Grade
- Existing Utility Pole w/Overhd Wires
- Proposed PPL U Pole w/Overhd Wires

BENCHMARKS

CWSA DATUM EQUALITY (CWSA DATUM ELEV. -1.03' = 1929 NVD29 MSL ELEV.)
 EQUALITY (CWSA DATUM ELEV. -1.75' = 1988 NAVD88 MSL ELEV.)

BM #1 TOP OF FIRE HYD. AT NW COR OF CAMPUS DR & PARKING LOT ENTRANCE
 CWSA DATUM ELEV. = 409.18

BM #2 DOOR SILL OF CLUB HO. MAIN ENTRANCE
 CWSA DATUM ELEV. = 407.83

BM #3 PK NAIL SET IN ST LIGHT POLE AT NW COR OF CAMPUS DR. & LOT EXIT
 CWSA DATUM ELEV. = 408.83

BM #4 PK NAIL SET IN PPL POLE IN MIDDLE OF OVERHD TRANS. LINE
 CWSA DATUM ELEV. = 414.80

BM #5 TOP OF REROID AT SMALL BASEBALL FIELD HOME PLATE
 CWSA DATUM ELEV. = 415.31

BM #6 TOP OF REROID AT BIG BASEBALL FIELD HOME PLATE
 CWSA DATUM ELEV. = 415.93 (6/2/05)

BM #7 TOP OF HW AT 18" CMP CUTFALL
 CWSA DATUM ELEV. = 405.25

SITE PLAN

ZEPHYR PARK
 # 1977 Schadt Avenue 15.2815 Acres Net Area
 Fullerton Area - Whitehall Township
 Lehigh County, Pennsylvania

TOWNSHIP OF WHITEHALL SURVEYING DEPARTMENT
 3219 MacArthur Road
 Whitehall, PA. 18052
 (610) 437-5524 Ext. 158

SURVEYOR :
 Carl P. Lagler Jr., PLS
 Professional Land Surveyor

Seal

REVISIONS	
Rev. 10/20/2008	Added Prop. Dugouts for NW Corner Ballfield
Rev. 10/01/2012	Added 2nd Basketball Crtr
Rev. 9/26/2013	Added Undergrd Elect Lines
Rev. 11/11/2013	Added Installed Gas Lines
Rev. 2/10/2016	Added Prop PPL Poles

DATE: May 26, 2005
 SCALE: 1"=40'
 Drawn By: CPL
 DWG. NO. 08-3

CALL BEFORE YOU DIG 1-800-242-1776
 PA. LAW REQUIRES 3 WORKING DAYS NOTICE
 FOR CONSTRUCTION PHASE
 POCS CONSTR. SERIAL # 2955043 10/21/2008

Whitehall Twp GIS CWSA Base Map

April 2015 Aerial

0 50 100 200 300 400 Feet

Note: Property Lines are APPROX per Co Tax Map Scan

1 inch = 100 feet

