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March 25, 2021

**VIA ELECTRONIC FILING**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building, 2<sup>nd</sup> Floor  
400 North Street  
Harrisburg, PA 17120

**Re: Municipal Contract –Right of Way Agreement between Duquesne Light Company  
and the Borough of Plum  
Docket No. U-2021-\_\_\_\_\_**

Dear Secretary Chiavetta:

Enclosed for review and approval in accordance with Section 507 of the Public Utility Code, 66 Pa.C.S. § 507 and 52 Pa. Code § 3.101, is a Right of Way agreement dated March 15, 2021 between Duquesne Light Company and the Borough of Plum. The Borough of Plum granted to Duquesne Light Company a Right of Way on its property situated in the Borough of Plum at 200 Old Mine Road, which provides the right to install, use, own, operate, maintain, repair, renew and remove an electrical line.

Should you have any questions regarding the enclosed right of way, please contact Ester Stackhouse at 412-393-8515.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Emily M. Farah", is written over the typed name and ID number.

Emily M. Farah  
Attorney ID#322559

Enclosures

## DUQUESNE LIGHT CO. COPY

PRIVATE PROPERTY PRIMARY  
RIGHT OF WAY AGREEMENT

The undersigned Grantor, BOROUGH OF PLUM, a Political Sub-division of the Commonwealth of Pennsylvania, does hereby grant unto Duquesne Light Company (Duquesne), 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, operate, maintain, repair, renew and finally remove (a) an overhead system, consisting of one(1) pole (Item 2-#473994), together with crossarms, cables, one (1) anchor), wires, antennas and other fixtures and apparatus thereto belonging; (b) an underground system consisting of cables, wires, one (1) transformer (item 3-#90603) and other fixtures and apparatus thereto belonging, upon, over, under, along, across and through Grantor's land, fronting on 1990-2000 Old Mine Road, situate in Plum Borough, Allegheny County, Pennsylvania (having Tax I.D. 970-D-249, 1099-E-2, 1099-L-1), which tract of land Michael R. Gentile and Diana T. Gentile husband and wife and Robert J. Fiore, unmarried, by deed dated December 10, 2004, recorded in the Office of the Recorder of Deeds of Allegheny County in Deed Book Volume 12287, Page 229, conveyed to the Grantor herein; together with the right to occupy and use as part of the underground system the conduit and transformer pad provided by Grantor; to trim or to remove any trees, shrubbery, roots or obstructions which at any time may interfere or threaten to interfere with the erection, installation, use, operation, maintenance, repair, renewal or final removal of the systems; to enter upon the land at any time for such purposes; and to sublet or assign Duquesne's interest, in whole or in part, without the prior consent of Grantor. The systems shall be in accordance with and substantially at the location shown on Duquesne's Drawing Nos. 816348-T1 and 816348-T2, copies of which have been given to Grantor and attached hereto;.

The responsibility for the installation and construction of the underground system shall be as detailed and defined on the herein referred drawing and/or related drawings. The conduit, transformer pad, guard posts and chain barrier required as part of the underground system shall be

installed, owned, maintained, renewed and finally removed by Grantor herein, its successors and assigns.

Duquesne shall not be liable for damage to walks, driveways, roads, curbs, lawns or shrubs in the non-negligent exercise of the rights herein granted.

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.

IN WITNESS whereof and intending to be legally bound hereby, the Grantor has executed this Agreement this 15<sup>th</sup> day of MARCH 2021.

GRANTOR: BOROUGH OF PLUM, a Political Sub-division of the Commonwealth of Pennsylvania

WITNESS:

*Mona Cosby*

By:

*Michael Thomas*

Michael Thomas, Borough Manager

COMMONWEALTH OF PENNSYLVANIA )  
 ) SS:  
COUNTY OF ALLEGHENY )

On this 15 day of March, 2021, before me, the undersigned officer, a Notary Public in and for the Commonwealth and County, personally appeared Michael Thomas, Borough Manager of Borough of Plum, a Political Sub-division of the Commonwealth of Pennsylvania, and as such, being authorized to do so, executed the foregoing Agreement for the purposes and consideration, and in the capacity therein expressed.

IN WITNESS WHEREOF I have set my hand and official seal.

*Maria Gingery*  
Notary Public

Commonwealth of Pennsylvania - Notary Seal  
Maria Gingery, Notary Public  
Allegheny County  
My commission expires August 2, 2023  
Commission number 1058924





