

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120**

Public Meeting held January 12, 2023

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
Stephen M. DeFrank, Vice Chairman
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Application of the Department of Transportation of the Commonwealth of Pennsylvania for the approval to replace the existing bridge where State Route 0183, Section 05B (Schuylkill Avenue) crosses over two tracks of the Norfolk Southern Railway Company (DOT # 592 216 N) in the City of Reading, Berks County, and the allocation of costs incident thereto.

Docket No.
A-2018-3000172

ORDER

BY THE COMMISSION:

Paragraph No. 2 of the Commission's Secretarial Letter dated May 21, 2018, directed the Pennsylvania Department of Transportation (Department) to submit for approval the right-of-way plans for the highway-railroad crossing alteration project involved in this proceeding.

The right-of-way plans were received June 30, 2022 and consist of twelve (12) sheets. Based on comments from Norfolk Southern Railway Company, the Department submitted a revised right-of-way plan to the Commission and all parties of record on July 28, 2022, that consists of one (1) revised plan sheet (sheet 26B) and one (1) revised property tract description. The right-of-way plans submitted on July 28, 2022 were not considered the final right-of-way plans by the Commission because the plans were not signed and sealed for the latest revisions.

Further, the Department resubmitted revised right-of-way plans to the Commission and all parties of record on October 6, 2022. The Department submission on October 6, 2022 did not include the latest instrument number for Berks County Recorder of

Deeds. On October 18, 2022, the Department submitted the final revised right-of-way plans to the Commission that included the instrument number for the Berks County Recorder of Deeds and consists of 6 sheets.

The Department is requesting the Commission approve the final revised right-of-way plans that include appropriation of seven (7) tracts of property from Norfolk Southern Railway Company.

The Department avers that each party to the proceeding was served a copy of the plans for review. None of the parties has advised this Commission that it objects to approval of the plans.

The metes and bounds descriptions required for the property appropriation associated with the said final revised right-of-way plans were submitted to the Commission on June 30, 2022, and July 28, 2022, and are defined herein by this Order.

We hereby approve the final revised right-of-way plans and appropriate the property described in detail in the ordering paragraphs.

The parties are reminded that any failure to comply with any Secretarial Letter or Order in this proceeding may result in an enforcement action seeking civil penalties and/or other sanctions pursuant to 66 Pa. C.S. §3301.

The record having been certified to this Commission, we issue this order pursuant to Sections 335(a) and 2702 of the Public Utility Code, (66 Pa. C.S. §335(a), §2702); **THEREFORE,**

IT IS ORDERED:

1. That the final revised right-of-way plans submitted by the Pennsylvania Department of Transportation on October 18, 2022, consisting of six (6) sheets, and identified as “COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, DRAWINGS AUTHORIZING ACQUISITION OF RIGHT-OF-WAY FOR STATE ROUTE 0183 SECTION 05B R/W IN BERKS COUNTY,” which plans are hereby approved and made part hereof.

2. That in accordance with the provisions of Section 2702 of the Public Utility Code, 66 Pa. C.S. §2702, the following described property be and is hereby taken and appropriated for the purpose of the improvement in accordance with the final revised right-of-way plans approved in Paragraph No. 1 of this order, and that Paragraph No. 2 of this order shall be recorded in the Recorder of Deeds of Berks County, and shall be indexed under the name or names of the record owners of said property, grantor(s), and the Commonwealth of Pennsylvania Department of Transportation, grantee, at the sole cost and expense of the Commonwealth of Pennsylvania Department of Transportation applicant herein;

NORFOLK SOUTHERN RAILWAY COMPANY
650 WEST PEACHTREE STREET NW – BOX 45
ATLANTA, GEORGIA 30308

ALL THOSE CERTAIN TRACTS of land located in the City of Reading, Berks County, Commonwealth of Pennsylvania, being bound and described as follows:

Tract No. 1
Required Right-of-Way
Easement for Highway Purposes

Beginning at a point, Northing 372915.2483 and Easting 2473292.7541, said point being distant Twenty-Five (25) feet Westerly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 6+34.00 left thereof; thence along the Southerly boundary of the Required Right-of-Way South Sixty-Five degrees Twenty-One minutes Thirty-One seconds West (S65°21'31" W) for a distance of Fifteen and Zero Hundredths feet (15.00') to a point (Northing 372908.9942 and Easting 2473279.1200);

Thence continuing along the Easterly boundary of the Required Right-of-Way South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Twenty-Eight feet (28.00') to a point (Northing 372883.5440 and Easting 2473290.7943);

Thence continuing along the Southerly boundary of the Required Right-of-Way South Sixty-Five degrees Twenty-One minutes Thirty-One seconds West (S65°21'31" W) for a

distance of Thirty and Zero Hundredths feet (30.00') to a point (Northing 372871.0359 and Easting 2473263.5263);

Thence continuing along the Westerly boundary of the Required Right-of-Way North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24°38'29" W) for a distance of Thirty-Seven and Sixty-One Hundredths feet (37.61') to a point (Northing 372905.2198 and Easting 2473247.8457);

Thence continuing along the Northerly boundary of the Required Right-of-Way (which is also the Northerly Right-of-way line of Norfolk Southern Railway Company) North Sixty-Five degrees Twenty-One minutes Thirty-One seconds East (N65°21'31" E) for a distance of Forty-Five and Zero Hundredths feet (45.00') to a point (Northing 372923.9820 and Easting 2473288.7478);

Thence along the Legal Right-of -Way Line of State Route 0183 South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Nine and Sixty-One Hundredths feet (9.61') to a point and place of beginning and containing One Thousand Two Hundred Seventy-Two (1,272) square feet of land more or less.

The Horizontal Control is based on the Pennsylvania State Plane Coordinate System (SPCS 1983), South Zone, North American Datum (NAD83).

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Required Right-of-Way Area (Easement for Highway Purposes) and designated and delineated as parts of Parcel No. 37 on sheet 27A of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 99 feet Southeast of the above listed Required Right-of-Way point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10, Map 3.

Tract No. 2
Required Aerial Easement

Beginning at a point, Northing 372915.2483 and Easting 2473292.7541, said point being distant Twenty-Five (25) feet Westerly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 6+34.00 left thereof; thence along the Legal Right-of -Way Line of State Route 0183 South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of One Hundred Thirty-Five and Sixty-Eight Hundredths feet (135.68') to a point (Northing 372791.9274 and Easting 2473349.3227);

Thence along the Southerly boundary of the Required Aerial Easement (which is also the Southerly Right-of-way line of Norfolk Southern Railway Company) South Seventy-Eight degrees Fifty-Seven minutes Thirty-Three seconds West (S 78°57'33" W) for a distance of Fifteen and Forty-Three Hundredths feet (15.43') to a point (Northing 372788.9718 and Easting 2473334.1756);

Thence continuing along the Westerly boundary of the Required Aerial Easement North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24°38'29" W) for a distance of One Hundred Thirty-Two and Five Hundredths feet (132.05') to a point (Northing 372908.9942 and Easting 2473279.1200);

Thence continuing along the Northerly boundary of the Required Aerial Easement North Sixty-Five degrees Twenty-One minutes Thirty-One seconds East (N 65°21'31" E) for a distance of Fifteen and Zero Hundredths feet (15.00') to a point and place of beginning and containing Two Thousand Eight (2,008) square feet of land more or less.

The Horizontal Control is based on the Pennsylvania State Plane Coordinate System (SPCS 1983), South Zone, North American Datum (NAD83).

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Required Aerial Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 27A of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 99 feet Southeast of the above listed Required Aerial Easement point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10 Map 3.

Tract No. 3
Required Aerial Easement

Beginning at a point, Northing 372890.2806 and Easting 2473359.2164, said point being distant Twenty-Five (25) feet Easterly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 5+83.60 right thereof; thence along the Northerly boundary of the Required Aerial Easement (which is also the Northerly Right-of-way line of Norfolk Southern Railway Company) North Seventy-Eight degrees Forty-Six minutes Fourteen seconds East (N 78°46'14" E) for a distance of Fifteen and Forty-Two Hundredths feet (15.42') to a point (Northing 372893.2836 and Easting 2473374.3418);

Thence along the Easterly boundary of the Required Aerial Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of One Hundred Two and Eighty Hundredths feet (102.80') to a point (Northing 372799.8417 and Easting 2473417.2046);

Thence continuing along the Southerly boundary of the Required Aerial Easement (which is also the Southerly Right-of-way line of Norfolk Southern Railway Company) South Seventy-Eight degrees Forty-Six minutes Fourteen seconds West (S 78°46'14" W) for a distance of Fifteen and Forty-Two Hundredths feet (15.42') to a point (Northing 372796.8387 and Easting 2473402.0792);

Thence continuing along the Legal Right-of-Way Line of State Route 0183 North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24°38'29" W) for a distance of One Hundred Two and Eighty Hundredths feet (102.80') to a point and place of beginning and containing One Thousand Five Hundred Forty-Two (1,542) square feet of land more or less.

The Horizontal Control is based on the Pennsylvania State Plane Coordinate System (SPCS 1983), South Zone, North American Datum (NAD83).

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Required Aerial Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 26B of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 52 feet Southwest of the above listed Required Aerial Easement point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10, Map 3.

3. That in accordance with the provision of Section 2702 of the Public Utility Code, 66 Pa. CS. §2702, the following described properties be and are hereby taken and appropriated temporarily, for use during the construction period only and shall terminate upon completion of the construction of the improvement and its opening to public use, in accordance with the right-of-way plans approved in Paragraph No. 1 of this order, and that Paragraph No. 3 of this order shall be recorded by the Recorder of Deeds of Berks County, and shall be indexed under the name or names of the record owners of said property, grantor(s), and to the Commonwealth of Pennsylvania Department of Transportation, grantee, at the sole cost and expense of the Department of Transportation of the Commonwealth of Pennsylvania, applicant herein; said temporary appropriations shall terminate upon completion of the construction of the improvement and its opening to public use:

NORFOLK SOUTHERN RAILWAY COMPANY
650 WEST PEACHTREE STREET NW – BOX 45
ATLANTA, GEORGIA 30308

ALL THOSE CERTAIN TRACTS of land located in the City of Reading, Berks County, Commonwealth of Pennsylvania, being bound and described as follows:

Tract No. 4
(Temporary Construction Easement)

Beginning at a point, Northing 372788.9718 and Easting 2473334.1756, said point being distant Forty (40) feet Westerly and measured radially from the Survey & Right-of-Way Baseline of State Route 0183 at or about Station 5+01.96 left thereof; thence along the Southerly Right-of-Way Line of Norfolk Southern Railway Company South Seventy-Eight degrees Fifty-Seven minutes Thirty-Three seconds West (S 78°57'33" W) for a distance of One Hundred Twenty-Six and Fifty-Five Hundredths feet (126.55') to a point (Northing 372764.7366 Easting 2473209.9693);

Thence continuing along the Southerly Right-of-Way Line of Norfolk Southern Railway Company North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24° 38' 29" W) for a distance of Nine and Twenty-One Hundredths feet (9.21') to a point (Northing 372773.1116 and Easting 2473206.1276);

Thence continuing along the Southerly Right-of-Way Line of Norfolk Southern Railway Company South Seventy-Eight degrees Forty-Four minutes Three seconds West (S 78°

44' 03" W) for a distance of Thirty-Eight and Three Hundredths feet (38.03') to a point (Northing 372765.6818 and Easting 2473168.8288);

Thence along the Westerly boundary of the Temporary Construction Easement North Twelve degrees Seventeen minutes Forty-Eight seconds West (N 12°17'48" W) for a distance of Eighteen and Seventy-One feet (18.71') to a point (Northing 372783.9622 and Easting 2473164.8441);

Thence continuing along the Northerly boundary of the Temporary Construction Easement North Seventy-Eight degrees Forty-Two minutes Five seconds East (N 78°42'05" E) for a distance of One Hundred Sixty and Thirty-Three Hundredths feet (160.33') to a point (Northing 372815.3739 and Easting 2473322.0647);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Twenty-Nine and Five Hundredths feet (29.05') to a point and place of beginning and containing Four Thousand Two Hundred Ten (4,210) square feet of land more or less.

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Temporary Construction Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 27A of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 54 feet Northeast of the above listed Temporary Construction Easement point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10, Map 3.

Tract No. 5
(Temporary Construction Easement)

Beginning at a point, Northing 372839.9152 and Easting 2473310.8073, said point being distant Forty (40) feet Westerly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 5+58.00 left thereof; thence along the Southerly Temporary Construction Easement South Seventy-Eight degrees Forty-Five minutes Thirteen seconds West (S 78°45'13" W) for a distance of Five Hundred Sixty-Seven and One Hundredth feet (567.01') to a point (Northing 372729.3333 and Easting 2472754.6888);

Thence continuing along the Westerly boundary of the Temporary Construction Easement North Twenty-Five degrees Seven minutes Thirteen seconds West (N 25°07'13" W) for a distance of Forty-Six and Twenty Hundredths feet (46.20') to a point (Northing 372771.1673 and Easting 2472735.0743);

Thence along the Northerly Right-of-Way Line of Norfolk Southern Railway Company North Sixty-Five degrees Twenty-One minutes Fourteen seconds East (N 65°21'14" E) for a distance of One Hundred Twenty-One and Ninety-Seven Hundredths feet (121.97) to a point (Northing 372822.0304 and Easting 2472845.9328);

Thence along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Forty-Six seconds East (S 24°38'46" E) for a distance of Fifty-Five and Nine Hundredths feet (55.09') to a point (Northing 372771.9586 and Easting 2472868.9062);

Thence continuing along the Northerly boundary of the Temporary Construction Easement North Sixty-Five degrees Fifteen minutes Thirty-Two seconds East (N 65°15'32" E) for a distance of Two Hundred Ninety-Nine and Ninety-Nine Hundredths feet (299.99') to a point (Northing 372897.5122 and Easting 2473141.3624);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Thirty-Seven and Thirty-Nine Hundredths feet (37.39') to a point (Northing 372863.5259 and Easting 2473156.9523);

Thence continuing along the Northerly boundary of the Temporary Construction Easement North Sixty-Five degrees Twenty-One minutes Thirty-One seconds East (N 65°21'31" E) for a distance of One Hundred and Zero Hundredths feet (100.00') to a point (Northing 372905.2198 and Easting 2473247.8457);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Thirty-Seven and Sixty-One Hundredths feet (37.61') to a point (Northing 372871.0359 and Easting 2473263.5263);

Thence continuing along the Northerly boundary of the Temporary Construction Easement North Sixty-Five degrees Twenty-One minutes Thirty-One seconds East (N 65°21'31" E) for a distance of Thirty and Zero Hundredths feet (30.00') to a point (Northing 372883.5440 and Easting 2473290.7943);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Forty-Eight and Zero Hundredths feet (48.00') to a point and place of beginning and containing Thirty-Two Thousand One Hundred Ninety-Four (32,194) square feet of land more or less.

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Temporary Construction Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 27A of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 45 feet Southeast of the above Temporary Construction Easement point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10, Map 3.

Tract No. 6
(Temporary Construction Easement)

Beginning at a point, Northing 372831.4592 and Easting 2473402.7013, said point being distant Forty (40) feet Easterly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 5+12.00 right thereof; thence along the Northerly boundary of the Temporary Construction Easement North Seventy-Eight degrees Fifty-One minutes Fifteen seconds East (N 78°51'15" E) for a distance of Fifty-One and Forty-Two Hundredths feet (51.42') to a point (Northing 372841.3989 and Easting 2473453.1513);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Thirty-Four and Seventy-One Hundredths feet (34.71') to a point (Northing 372809.8517 and Easting 2473467.6223);

Thence along the Southerly Right-of-Way Line of the Norfolk Southern Railway Company South Seventy-Eight degrees Forty-Six minutes Fourteen seconds West (S 78°46'14" W) for a distance of Fifty-One and Forty Hundredths feet (51.40') to a point (Northing 372799.8417 and Easting 2473417.2046);

Thence along the Westerly boundary of the Temporary Construction Easement North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24°38'29" W) for a distance of Thirty-Four and Seventy-Nine Hundredths feet (34.79') to a point and place of beginning and containing One Thousand Seven Hundred Thirty-Seven (1,737) square feet of land more or less.

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Temporary Construction Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 26B of the said drawings, as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 48 feet Northwest of the above listed Temporary Construction Easement point of beginning. Reference Right of Way and Track Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and VIP 10, Map 3.

Tract No. 7
(Temporary Construction Easement)

Beginning at a point, Northing 372861.4541 and Easting 2473388.9423, said point being distant Forty (40) feet Easterly and measured radially from the Survey and Right-of-Way Baseline of State Route 0183 at or about Station 5+45.00 right thereof; thence along the Westerly boundary of the Temporary Construction Easement North Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds West (N 24°38'29" W) for a distance of Thirty-Five and Two Hundredths feet (35.02') to a point (Northing 372893.2836 and Easting 2473374.3418);

Thence continuing along the Northerly boundary of the Temporary Construction Easement (which is also the Northerly Right-of-way line of Norfolk Southern Railway Company) North Seventy-Eight degrees Forty-Six minutes Fourteen seconds East (N 78°46'14" E) for a distance of Thirty-Seven and One Hundredth feet (37.01') to a point (Northing 372900.4907 and Easting 2473410.6426);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Fourteen and Forty-Three Hundredths feet (14.43') to a point (Northing 372887.3711 and Easting 2473416.6607);

Thence continuing along the Southerly boundary of the Temporary Construction Easement South Sixty-Five degrees Twenty-One minutes Thirty-One seconds West (S 65°21'31" W) for a distance of Twenty-Four and Zero Hundredths feet (24.00') to a point (Northing 372877.3645 and Easting 2473394.8463);

Thence continuing along the Easterly boundary of the Temporary Construction Easement South Twenty-Four degrees Thirty-Eight minutes Twenty-Nine seconds East (S 24°38'29" E) for a distance of Fifteen and Zero Hundredths feet (15.00') to a point (Northing 372863.7305 and Easting 2473401.1004);

Thence continuing along the Southerly boundary of the Temporary Construction Easement South Seventy-Nine degrees Twenty-Three minutes Forty-One seconds West (S 79°23'41" W) for a distance of Twelve and Thirty-Seven Hundredths feet (12.37') to a point and place of beginning and containing Eight Hundred Thirty-Six (836) square feet of land more or less.

The above tract of land shown on the Commonwealth of Pennsylvania Department of Transportation Drawings Authorizing Acquisition of Right-of-Way for State Route 0183, Section 05B R/W, as Temporary Construction Easement Area and designated and delineated as parts of Parcel No. 37 on sheet 26B of the said drawings as recorded in the office for recording of deeds, etc. in Berks County, Pennsylvania, in Instrument Number 2022037794, on September 21, 2022, is a portion of real estate which became legally vested in Norfolk Southern Railway Company, by deed, dated May 19, 1999, and recorded on September 29, 1999, as Deed Book 3129 Page 1889, in the Berks County Courthouse.

Milepost 1.0 located in the City of Reading, Berks County is approximately 41 feet Southwest of the above listed Temporary Construction Easement point of beginning. Reference Right of Way and Track

Map Philadelphia and Reading Railway Lebanon Valley Branch Valuation Section VIP 10, Map 2 and
VIP 10, Map 3.

4. That the caption of the subject proceeding is hereby revised as shown herein.

5. That in all respects not inconsistent herewith, our Secretarial Letter dated May 21, 2018, shall remain in full force and effect.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is fluid and cursive, with the first letter of each word being significantly larger and more stylized.

Rosemary Chiavetta

Secretary

(SEAL)

ORDER ADOPTED: January 12, 2023

ORDER ENTERED: January 12, 2023