



Direct Dial: 215-841-4901  
Direct Fax: 215-841-4474  
Email: maryellen.white@exeloncorp.com

May 12, 2023

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

**Re: Second Amended Trail License Agreement between PECO Energy Company  
and Upper Darby Township, Delaware County, Pennsylvania  
Original Docket No.: U-2022-3030974**

Dear Ms. Chiavetta:

Enclosed for filing and approval pursuant to §507 of the Public Utility Code is a Second Amended Trail License Agreement between PECO Energy Company and Upper Darby Township, Delaware County, Pennsylvania. Please forward the Second Amended Trail License Agreement to the Bureau of Technical Utility Services Department for approval.

The parties seek to amend the License to replace Exhibit A and to amend the fee.

Thank you for your consideration. If you have any questions or comments, please feel free to contact me.

Very truly yours,

*/s/ Maryellen T. White*

Maryellen T. White  
Paralegal

/mtw  
Enclosures

## SECOND AMENDMENT TO TRAIL LICENSE AGREEMENT

This Second Amendment to Trail License Agreement (this "Second Amendment") is entered into as of the 1st day of March 2023 (the "Effective Date") by and between PECO ENERGY COMPANY, with its principal address at 2301 Market Street, Philadelphia, Pennsylvania 19103 ("Licensor") and UPPER DARBY TOWNSHIP, with its principal address at 100 Garrett Road, Upper Darby, Pennsylvania 19082 ("Licensee").

WHEREAS, Licensor and Licensee entered into a Trail License Agreement dated January 1, 2022 (the "Original License"), for the construction and maintenance of a twelve-foot wide pedestrian trail located on Licensor's property between Chapman Park and Marshall Road in Upper Darby, Delaware County, Pennsylvania and a First Amendment to Trail License Agreement dated July 1, 2022 to extend the trail approximately 1700 ft. to the Beverly Hills Recreation Center (the Original License as amended is hereinafter referred to as the "License").

WHEREAS, Licensor and Licensee wish to further amend the License as set forth herein.

NOW, THEREFORE, for good and valuable consideration and intending to be legally bound, Licensor and Licensee agree that the License is amended as follows:

1. Exhibit A attached hereby replaces Exhibit A of the License to show the Premises as an approximately 6,000-foot long, twelve-foot wide corridor (the "Premises").
2. Section 19 of the License is hereby amended to make the Fee Seven Hundred and Fifty Dollars (\$750.00) annually while the License remains in fact. The increase will take effect upon notice from Licensee to Licensor in writing that the additional section of trail added by this Second Amendment is constructed.

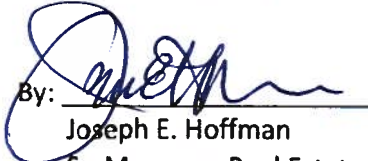
Except as otherwise amended by this Second Amendment, all other terms, conditions and provisions of the License shall remain in full force and effect.

Signatures are on the next page.

IN WITNESS WHEREOF, the parties hereto have caused this Second Amendment to be executed as of the day and year first above written.

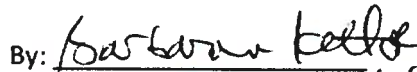
**LICENSOR:**

**PECO ENERGY COMPANY**

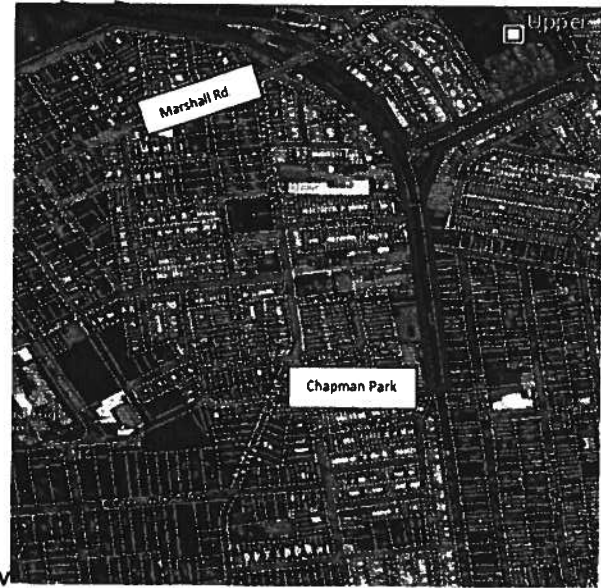
By:   
Joseph E. Hoffman  
Sr. Manager, Real Estate & Facilities

**LICENSEE:**

**UPPER DARBY TOWNSHIP**

By:   
Name: Barbarann Ketter  
Title: Mayor

**Exhibit A**  
**The Premises**



**Exhibit A**