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August 14, 2023

VIA ELECTRONIC FILING

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

**Re: Municipal Contract – Right of Way Agreement between Duquesne Light Company
and The Township of Potter
Docket No. U-2023-_____**

Dear Secretary Chiavetta:

Enclosed for review and approval in accordance with 66 Pa.C.S. § 507 and 52 Pa. Code § 3.101, is a Right of Way Agreement dated August 9, 2023, between Duquesne Light Company and the Township of Potter. The Township of Potter granted to Duquesne Light Company an easement and right of way on its property situated in the Township of Potter, Beaver County which provides the right to erect, install, use, own, operate, maintain, repair, renew and remove an electrical line.

Should you have any questions, comments or concerns, please contact me.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Emily M. Farah", is written over a white rectangular background.

Emily M. Farah
Attorney ID#322559

Enclosure

cc: Rebecca Matso, Township Supervisor, rebecca@pottertwp.comcastbiz.net (w/encl.)

898669

RIGHT-OF-WAY AGREEMENT

THIS RIGHT-OF-WAY AGREEMENT is made this 9th day of August, 2023, by and between **THE TOWNSHIP OF POTTER, a municipal corporation**, (whether singular or plural, the "Grantors") and Duquesne Light Company, a Pennsylvania limited liability company ("Duquesne").

Grantor(s), for good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby give, grant, bargain, sell and convey unto Duquesne, its successors and assigns forever a perpetual easement and right of way twenty-five (25') feet in width (the "Easement") upon, over, under, along, across and through that certain tract of land having parcel ID No. 73-172-0195.000 and situate in the Township of Potter, County of Beaver, Commonwealth of Pennsylvania (the "Property"), which Property Edgar Jackson by deed dated December 13, 1956, and of record in the Office of the Recorder of Deeds of Beaver County, Pennsylvania, (recorded as inst. #1518243) was granted and conveyed to the Grantors herein.

The Easement shall be for installation of one (1) pole #474835 it.6, and 2 anchors attached to pole #474834 (it.5) and pole #474837 (it.8), along with overhang rights and vegetation management purposes relating to a transmission or distribution electric system on adjacent property or properties (hereinafter called "The System"); together with the following rights, privileges and authority: to trim or remove, and control the growth of, by any means selected by Duquesne, any trees, brush or shrubbery, and to remove obstructions which at any time may interfere or threaten to interfere with the erection, construction, use, operation, maintenance, repair, renewal and final removal of The System; to enter upon the Property at any time for such purposes; and to sublet or assign Duquesne's interest, in whole or in part, without the prior consent of Grantors. The Easement shall be located off Montgomery Dan Rd. as shown on Duquesne Light Company drawing 819846-T2, a copy of which has been attached to and made part hereof.

The Property may always be used by Grantors for such uses and purposes as are not inconsistent with and will not interfere with the erection, construction, use, operation, ownership, maintenance, repair, renewal and final removal of The System; provided, however, that no buildings or structures other than fences shall be located or constructed by Grantors within the limits of the Easement; and provided further that Grantors in the use of the Property shall not interfere in any manner with the erection, construction, use, operation, ownership, maintenance, repair, renewal and final removal of The System.

This Indenture shall be binding upon and inure to the benefit of all the parties hereto, and their respective heirs, successors and assigns.


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.

WITNESS the hand(s) and seal(s) of Grantors the day and year first above written.

WITNESS/ATTEST:

GRANTOR:

POTTER TOWNSHIP, a municipal corporation


(Assistant) Secretary

By: 

Name: Rebecca Matsco

Title: Supervisor

COMMONWEALTH OF PENNSYLVANIA

SS:

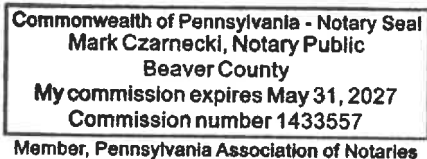
COUNTY OF BEAVER

On this 9th day of August, 2023, before me, a Notary Public in and for the Commonwealth and County, personally appeared Rebecca Matsco, Supervisor, of Potter Township, a municipal corporation, and as such Rebecca Matsco, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal the day and year aforesaid.

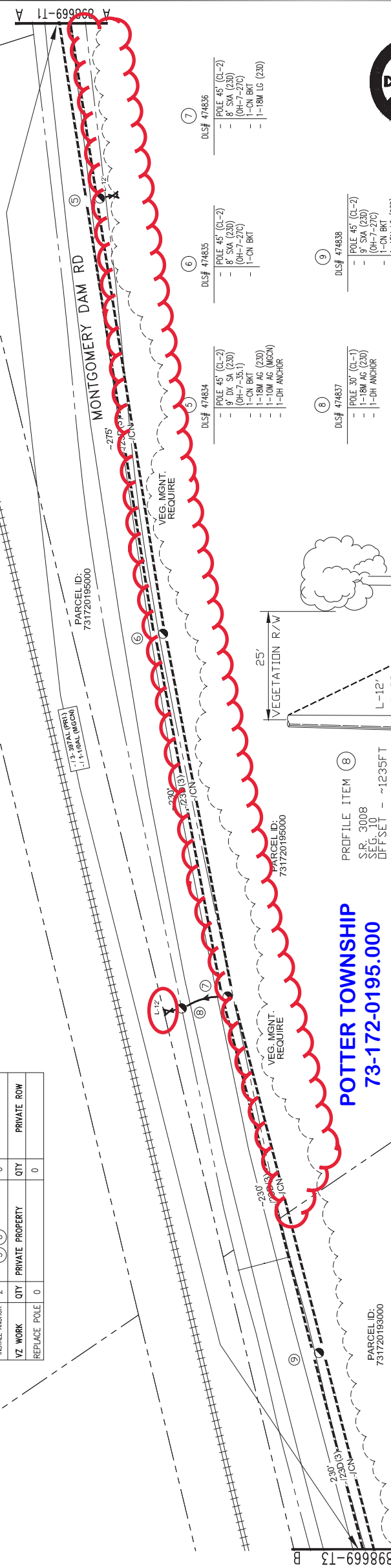


Notary Public



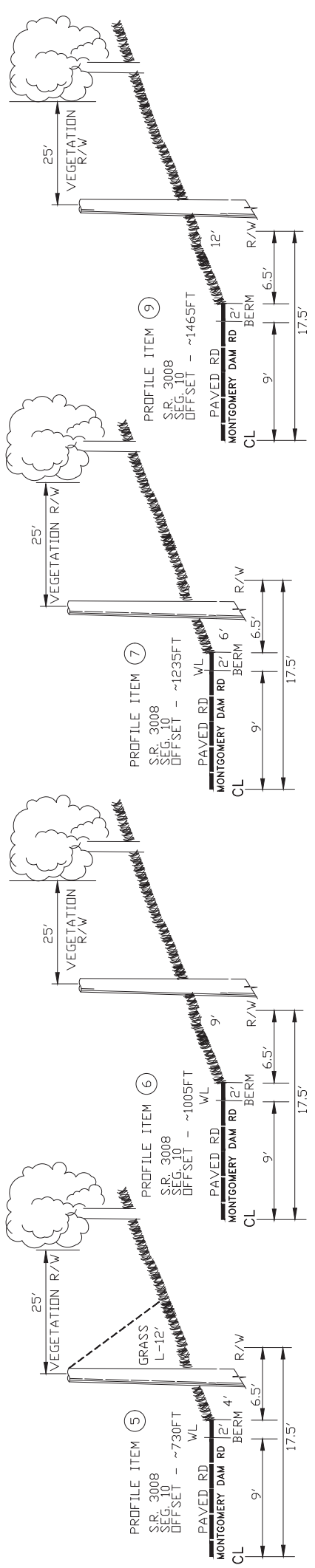
POLE SUMMARY (898669-T2)				
DLC WORK	QTY	PRIVATE PROPERTY	QTY	STATE ROW
INSTALL POLE	1	(6)	4	(5)(7)(8)(9)
INSTALL ANCHOR	2	(5)(8)	0	
VZ WORK	QTY	PRIVATE PROPERTY	QTY	PRIVATE ROW
REPLACE POLE	0		0	

MAP: B4-5 & B4-1
 GS: 2615 AND 2614
 CKT: D23621-4
 (RACCOON)
 D23620-10
 (RACCOON)



FINAL DESIGN PA ONECALL
 SERIAL NUMBERS
 2022-239-0202

NUJINS PROJECT #
 132514



RELATED DRAWINGS
 898669-T1 ~ CONSTRUCTION DRAWING 1
 898669-T3 ~ CONSTRUCTION DRAWING 3
 898669-T4 ~ CONSTRUCTION DRAWING 4
 898669-T5 ~ CONSTRUCTION DRAWING 5
 898669-T6 ~ CIRCUIT MAP REVISION

DUQUESNE LIGHT CO.

CONSTRUCTION DWG. 2 - PRIMARY LINE EXTENSION
 NEAR 91 MONTGOMERY DAM RD
 POTTER TWP.

EXTEND PRIMARY FROM CURRENT DEADEND TO CUSTOMER'S SITE AT MONTGOMERY DAM

DATE: 8/25/22
 BY: H. MISHRA
 CHK. DATE: 8/25/22

APPROVED: [Signature]

REV. NO. 20-0049
 DATE: 8/25/22
 BY: N.T.S.
 PROJECT NO: 898669-T2
 SHEET NO: 0