

Michael J. Shafer
Senior Counsel

PPL
Two North Ninth Street
Allentown, PA 18101-1179
Tel. 610.774.2599 Fax 610.774.4102
MJShafer@pplweb.com



E-File

October 23, 2023

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

**Re: PPL Electric Utilities Corporation Easement Agreement;
Township of Butler, Luzerne County, Pennsylvania**

Dear Secretary Chiavetta:

Enclosed for filing on behalf of PPL Electric Utilities Corporation ("PPL Electric") is an Easement Agreement between PPL Electric and the Township of Butler, Luzerne 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 October 23, 2023, 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,

A handwritten signature in blue ink, appearing to read "Michael J. Shafer", is written over a light blue horizontal line.

Michael J. Shafer

Enclosure

This instrument solely grants, vests or confirms a public utility easement.

Prepared by and return to:
PPL Electric Utilities Corporation

Attn: Nick Sweigart

Project: Harwood – Palooka Fiber Installation

Phone: 717-216-9704

Address: 2 North 9th Street GENN4
Allentown, PA 18101

Parcel ID#: 06R7 00A010000

Grant of Public Utility Easement for Air Rights

KNOW ALL MEN BY THESE PRESENTS, That Township of Butler, Luzerne County,
Pennsylvania, a Pennsylvania Municipal Corporation, of 83 Corporate Drive, Drums, Located in Luzerne County,
Commonwealth of Pennsylvania 18222,

hereinafter referred to as "GRANTOR", in consideration of the sum of One Dollar (\$1.00) and other consideration, paid at the date hereof by **PPL ELECTRIC UTILITIES CORPORATION**, hereinafter referred to as "PPL", the receipt whereof being hereby acknowledged, and in lieu of condemnation, does hereby irrevocably grant and convey unto PPL, its successors, assigns and lessees, the right to construct, operate and maintain, and from time to time to reconstruct its overhead electric transmission, distribution and communication lines, hereinafter referred to as "electric and communication lines", that may be from time to time necessary for the convenient transaction of the business of PPL, its successors, assigns and lessees, in the air space located over and above that certain piece of property varying in width, said strip(s) being a part of the property which GRANTOR owns, or in which GRANTOR has any interest in the Township of Butler County of Luzerne, Commonwealth of Pennsylvania (as further described in certain deed dated June 10, 2010 and recorded in the Office for Recording of Deeds in and for Luzerne County in Deed Book 3010 Page 113684) (the "GRANTOR property"), as shown on plan hereto attached and made a part hereof, including the right of ingress and egress over and across the GRANTOR property to and from the said Easement Area at all times for any of the purposes aforesaid; also the right to cut down, trim, remove and to keep cut down and trimmed by mechanical means or otherwise, any and all trees, brush or other undergrowth now or hereafter growing on or within said Easement Area, as well as the right to cut down, trim and remove and to keep cut down and removed any and all trees adjoining or outside of the Easement Area which in the judgment of PPL, its successors, assigns and lessees, may or could potentially at any time interfere with the construction, reconstruction, maintenance or operation of the said electric and communication lines or menace the same, and in connection therewith, the right to remove, if necessary, the root systems of said trees, brush or other undergrowth, and to treat said brush and undergrowth with herbicides labeled to allow their use for the removal and control of said vegetation.

And further, in consideration of said payments, GRANTOR does hereby understand, covenant and agree to and with PPL, its successors, assigns and lessees, that no buildings, swimming pools or any other improvements or structures whatsoever shall be built, constructed or placed on, under or within said Easement Area; that no inflammable or explosive materials of any kind shall be stored on, under or within said Easement Area; and that PPL, its successors, assigns and lessees, shall be informed of any proposed changes in use of the land located on, or changes in grade under or within the said Easement Area.

It is further understood and agreed that PPL, its successors, assigns and lessees, shall not be limited in its or their enjoyment of the rights hereby granted for such electric and communication lines as may be first constructed in the air space above ground over said Easement Area, but shall have, at all times in the future, the right to construct, operate and maintain, and from time to time to reconstruct, additional electric and communication lines of any type necessary for the convenient transaction of the business of PPL in the air space above the said Easement Area.

This Grant of Public Utility Easement shall not, and is not intended to, grant any surface or subsurface rights except as specifically set forth herein. Notwithstanding the foregoing, GRANTOR and PPL expressly acknowledge and agree that no rights have been granted to PPL for purposes of allowing or permitting PPL to construct any improvements on or below the said Easement Area or anywhere else on the GRANTOR property.

This Grant of Public Utility Easement shall be binding on GRANTOR and PPL and his/her/their/lits heirs, executors, administrators, successors and/or assigns.

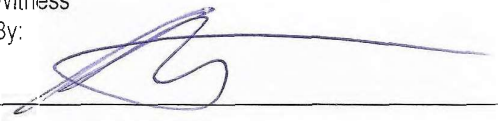
This Agreement is between a public utility and a municipal corporation and is therefore subject to Pennsylvania Public Utility Commission ("PUC") review pursuant to 66 Pa.C.S.A. § 507. The Effective Date of this Agreement shall be the later of i) thirty (30) days from the date that PPL submits the Agreement to the PUC; or ii) if the PUC opens an investigation of the Agreement, on the date the PUC approves the Agreement.

IN WITNESS WHEREOF, said GRANTOR has caused this agreement to be executed in its corporate name by its proper officers, this 10th day of October, 2023.

Township of Butler

By: 
Charles Altmiller

Witness
By:



Title: Chairman of th Board
Chairman of the Board

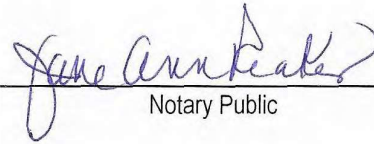
Commonwealth of Pennsylvania)

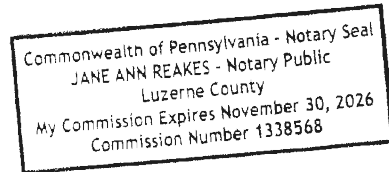
:SS

County of Luzerne)

On this 10th day of October, 2023, before me, the undersigned officer, personally appeared Charles Altmiller who acknowledged himself to be the Chairman of the Board of Township of Butler and that he as such Chairman of the Board, being authorized to do so, executed the foregoing instrument for the purposes stated therein.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.


Notary Public





ADDITIONAL CONSIDERATION AGREEMENT

TO BE RECEIVED BY Township of Butler, whose address is 83 Corporate Drive, Drums, Pennsylvania 18222, Parcel ID 06R7 00A010000, from **PPL ELECTRIC UTILITIES CORPORATION** for the sum of Ten Thousand Dollars and 00/100 (\$10,000.00) being additional consideration for electric and communication line, and facilities upon and over property which they own or in which they have an interest in Butler Township, Luzerne County, Pennsylvania, the original privileges for which were granted to said Company in an agreement executed by Township of Butler under the date of 10-10-23.

WITNESS their hand and seal the day and date first above written.

Signed, sealed and delivered In the presence of:



Township of Butler

By: 
_____ Charles Altmiller

Title: _____
Chairman of the Board

Butler Township

83 Corporate Drive, Drums, Pennsylvania
(570) 788-3547 • Fax (570) 788-5938

September 21, 2023

To whom it may concern:

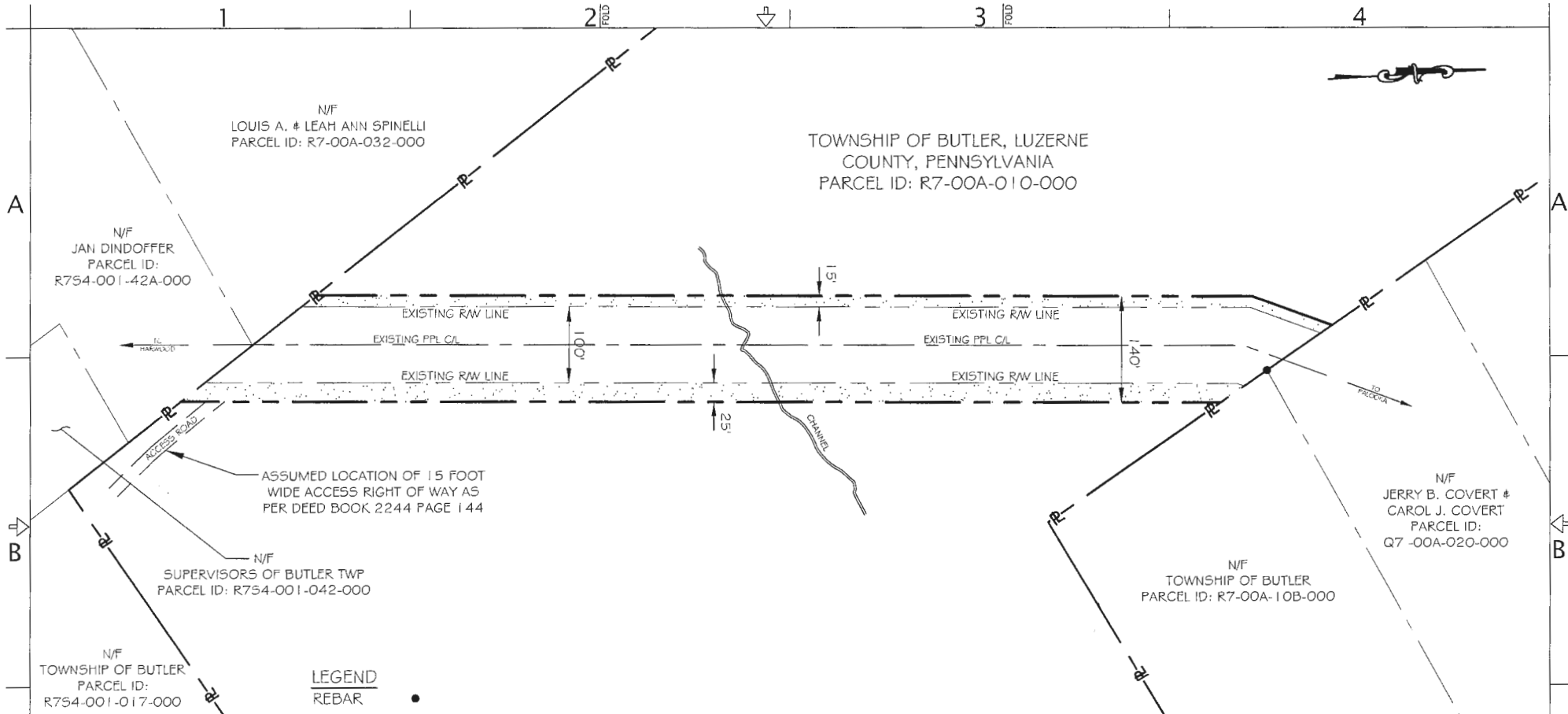
Charles Altmiller is Chairman of the Board of the Butler Township Supervisors and as such is an authorized signer for any and all documentation for any purpose pertaining to or about Butler Township.

Respectfully,



Alan Kost
Butler Township Manager

Supervisors / Manager
Zoning / Code Enforcement / Planning Commission
Zoning Board / Recreation Board / Wastewater Department



N/F
LOUIS A. & LEAH ANN SPINELLI
PARCEL ID: R7-00A-032-000

TOWNSHIP OF BUTLER, LUZERNE
COUNTY, PENNSYLVANIA
PARCEL ID: R7-00A-010-000

N/F
JAN DINDOFFER
PARCEL ID:
R754-001-42A-000

N/F
JERRY B. COVERT &
CAROL J. COVERT
PARCEL ID:
Q7-00A-020-000

N/F
SUPERVISORS OF BUTLER TWP
PARCEL ID: R754-001-042-000

N/F
TOWNSHIP OF BUTLER
PARCEL ID:
R754-001-017-000

LEGEND
REBAR ●

AERIAL RIGHTS TO BE ACQUIRED BY PPL.

Agreement Dated 10/11/23
Copy of this Plan Received By [Signature]
Date 10/11/23

NOTE: FOR EXACT LOCATION OF R/W AND/OR FACILITIES WITHIN THE R/W, CONTACT THE LOCAL PPL ELECTRIC UTILITIES CORPORATION OFFICE.



ACCT.- 10058382	HARWOOD-PALOOKA 69KV TRANSMISSION LINES	
ECN #- 16989	PLAN SHOWING ELECTRIC LINE RIGHT OF WAY OVER PROPERTY OF	
SCALE- NONE	TOWNSHIP OF BUTLER, LUZERNE COUNTY, PENNSYLVANIA	
BY- JVM	INSTRUMENT NUMBER 5953369	
REVD- MJS	BUTLER TOWNSHIP	LUZERNE COUNTY, PA
	APPROVED	DATE
	RUSSELL J. KONDISO	9/13/2023
	PPL ELECTRIC UTILITIES	

PPL ELECTRIC UTILITIES
FORM EU (02/16)

NO.	DATE	ACCT.	ECN/FCN	REVISION	BY	REVD	APPR.
				20650			
				20651			

CAD ID	B	FORMAT	DRAWING NO.	SHEET NO.	REVISION
			EU00573741	1	0

PLAN & PROFILE PRIMARY	PLAN & PROFILE	PRIMARY LOC CODE	LOC CODE	LOC CODE	LOC CODE	C	SHARE
------------------------	----------------	------------------	----------	----------	----------	---	-------

THIS FORMAT CONTAINS REQUIRED METADATA ATTRIBUTES