

ROAD USE AGREEMENT¹

This Road Use Agreement (“Agreement”) is entered into this _____ day of _____, 20____ between Company and the Town of _____ (“Town”).

RECITALS

WHEREAS, Company is a private corporation engaged in natural gas exploration and production, including, but not limited to, the drilling and completion of wells and pipeline construction;

WHEREAS, Company intends to engage in natural gas exploration, development and production, which may include, but is not necessarily limited to, the drilling and completion of natural gas wells (hereinafter, “Natural Gas Well”) and/or the construction of natural gas production pipelines (hereinafter, “Natural Gas Line”), and/or ancillary activities (collectively, “Natural Gas Activities”);

WHEREAS, Company intends to engage in Natural Gas Activities at various locations in the Town;

WHEREAS, Company will conduct all Natural Gas Activities pursuant to New York State Department of Environmental Conservation Permits to Drill, Deepen, Plug Back or Convert a Well, New York State Public Service Commission Certificates of Environmental Compatibility and Public Need Certificate, or, if below the jurisdictional thresholds of the Public Service Commission, pursuant to other permits and authorizations;

WHEREAS, as part of its Natural Gas Activities, Company will necessarily need to traverse Town highways, roads, bridges, culverts, and the related fee owned lands, rights-of-way or easements owned or maintained by the Town (collectively, “Road” or “Roads”) with heavy machinery, including, but not limited to trucks, construction machinery and equipment, and other related items;(hereinafter, “Road Use Activities”);

¹ Prepared by Town of Owego, Tioga County, NY.