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# Right of Way Grant

THIS INDENTURE, made the 17<sup>th</sup> day of March, 2009, between

S+A Homes, Inc. (hereinafter called "GRANTOR"),  
and UGI UTILITIES, INC., a Pennsylvania corporation, (hereinafter called "GRANTEE").

### WITNESSETH:

That the said GRANTOR for and in consideration of the sum of One Dollar (\$1.00), unto him well and truly paid by the said GRANTEE at or before the sealing and delivery hereof, the receipt of which is hereby acknowledged, and for the future sum of One Dollars (\$ 1.00 ) to be paid by GRANTEE to said GRANTOR on or before constructing the facilities hereinafter mentioned, and intending to be legally bound hereby, has granted, bargained and sold, released and confirmed and by these presents does grant, bargain and sell, release and confirm to GRANTEE, its successors and assigns, the exclusive perpetual right, privilege and authority for the purpose of constructing, maintaining, operating, extending, replacing, changing the size of and removing a pipeline, service laterals and related facilities for the conveyance, transmission and distribution of gas (hereinafter referred to collectively as "service facilities") on, in, over and across a strip of land being a part of the property which GRANTOR owns in fee situate in S. Middleton Township, Cumberland County, Pennsylvania, said right of way being such width as necessary for the exercise of all the privileges herein granted, and as more fully described in the plan marked Exhibit A, attached hereto and made a part of hereof.

TOGETHER WITH the right, liberty and privilege to said GRANTEE to enter upon said land of the GRANTOR, with the right of ingress, egress and regress on and over the same and at all times hereafter, for the purpose of constructing, maintaining, operating, extending, replacing, changing the size of and removing the service facilities, and for that purpose to dig and excavate in such a manner as may be necessary for the construction, maintenance, operation, extension, replacement, change of size and removal of the service facilities, when and as often as need be or occasion may require.

TO HAVE AND TO HOLD, all and singular, the premises and privileges hereby granted or mentioned, or intended so to be, with the appurtenances, unto GRANTEE, its successors and assigns, and said GRANTEE agreeing that when trenches are opened for the purpose of constructing, maintaining, operating, extending, replacing, changing the size of and removing service facilities, the surface will be replaced to the original condition at the expense of said GRANTEE, and said GRANTEE paying all expenses and costs of every kind and description which may arise, or become due, either directly or indirectly, by reason of the constructing, maintaining, operating, extending, replacing, changing of the size of and removing service facilities, and to save the GRANTOR free and harmless from all damages, costs or expenses of any kind whatsoever arising therefrom.

AND, FURTHER, said GRANTOR does hereby consent and agree to and with the said GRANTEE that no house, barn or other structural improvements of any kind or description shall be placed upon the right of way and easement herein granted.

THE TERM "GRANTOR" as used herein shall include both the singular and plural.

THIS INDENTURE shall emure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the parties hereto.

IN WITNESS WHEREOF the parties hereto have duly executed this Indenture in duplicate the day and year first above written.

WITNESS:

\_\_\_\_\_  
(SEAL)  
\_\_\_\_\_  
(SEAL)

ATTEST:

[Signature]  
Secretary

(Name of Corporate Officer)

[Signature]  
Vice President

UGI UTILITIES, INC.

ATTEST:

[Signature]  
Asst Secretary

[Signature]  
Vice President

m-a

RECEIVED ON \_\_\_\_\_, 20\_\_ , of UGI UTILITIES, INC. the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), in full payment of the further consideration above-mentioned.

INDIVIDUAL ACKNOWLEDGMENT

STATE OF \_\_\_\_\_ SS:  
COUNTY OF \_\_\_\_\_ }

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ before me the subscriber, a Notary Public for the State aforesaid, commissioned for and residing in the \_\_\_\_\_ of \_\_\_\_\_ County of \_\_\_\_\_, personally appeared \_\_\_\_\_ and in due form of law acknowledged the above Indenture to be \_\_\_\_\_ act and deed, and desired that the same may be recorded as such.

WITNESS my hand and notarial seal the day and year aforesaid.

\_\_\_\_\_  
Notary Public

CORPORATE ACKNOWLEDGMENT

STATE OF PENNSYLVANIA SS:  
COUNTY OF CENTRE }

On this 17<sup>th</sup> day of MARCH, 2011 before me the subscriber, a Notary Public for the State aforesaid, commissioned for and residing in the COMMONWEALTH of PENNSYLVANIA County of CENTRE, personally appeared RICHARD L. FURNEY and in due form of law acknowledged the above Indenture to be ITS act and deed, and desired that the same may be recorded as such.

WITNESS my hand and notarial seal the day and year aforesaid.

Alicia M. Cornah  
Notary Public

Vol. .... Page .....

R.W. No. ....

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Alicia N. Cornah, Notary Public  
Ferguson Twp., Centre County  
My Commission Expires July 27, 2012  
Member, Pennsylvania Association of Notaries

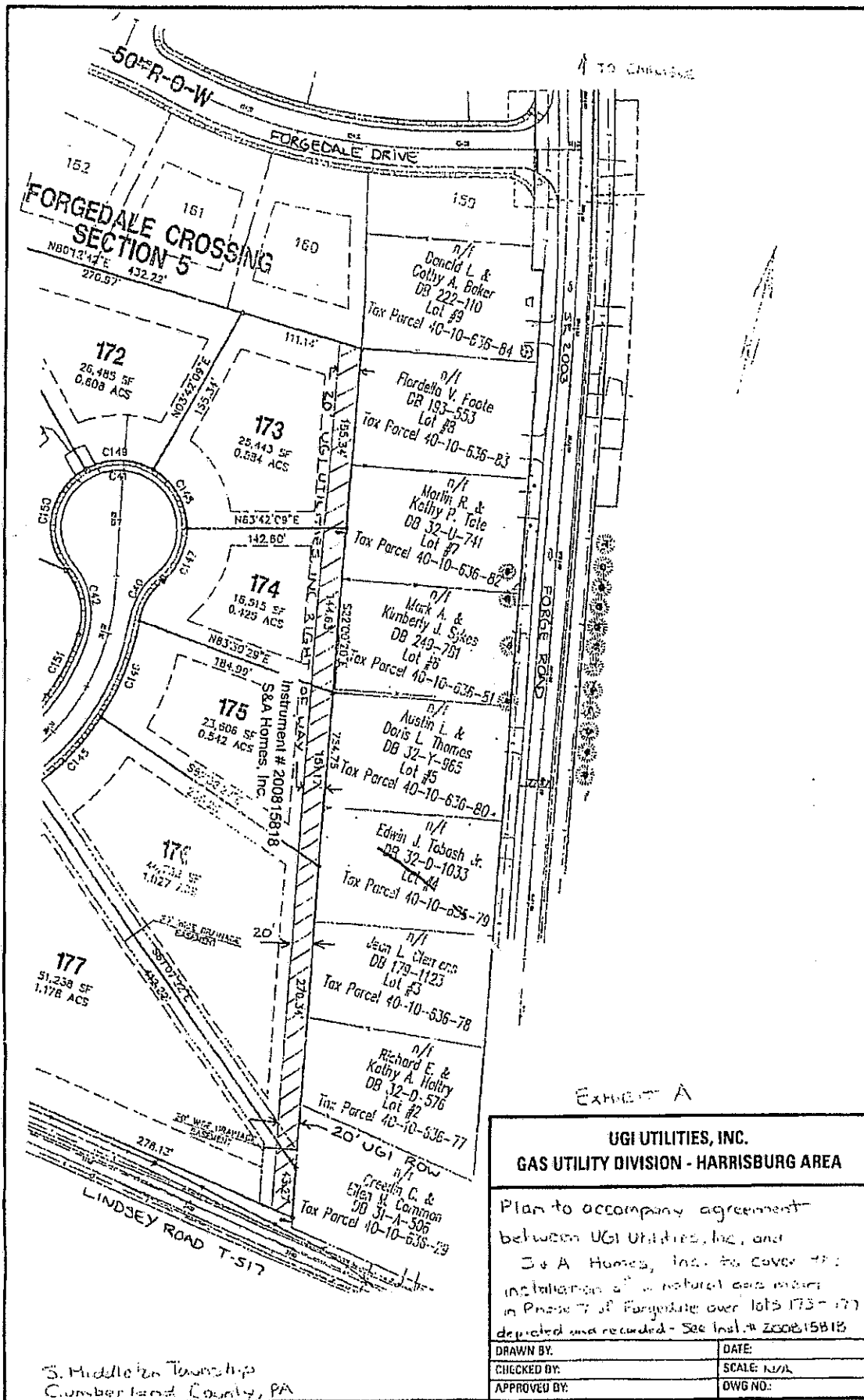
*Right of Way*

FROM

RECORDED IN the Office for Recording of Deeds in and for \_\_\_\_\_ County,  
in \_\_\_\_\_ Book \_\_\_\_\_ page \_\_\_\_\_ etc.

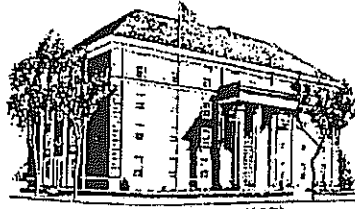
WITNESS my hand and seal of Office this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Recorder





ROBERT P. ZIEGLER  
RECORDER OF DEEDS  
CUMBERLAND COUNTY  
1 COURTHOUSE SQUARE  
CARLISLE, PA 17013  
717-240-6370



Instrument Number - 200914906  
Recorded On 5/7/2009 At 10:59:38 AM  
\* Instrument Type - RIGHT OF WAY  
Invoice Number - 43019 User ID - AF  
\* Grantor - S & A HOMES INC  
\* Grantee - UGI UTILITIES INC  
\* Customer - UGI

\* Total Pages - 5

\* FEES

STATE WRIT TAX	\$0.50
STATE JCS/ACCESS TO JUSTICE	\$10.00
RECORDING FEES - RECORDER OF DEEDS	\$11.50
PARCEL CERTIFICATION FEES	\$10.00
COUNTY ARCHIVES FEE	\$2.00
ROD ARCHIVES FEE	\$3.00
SOUTH MIDDLETON SCHOOL DISTRICT	\$0.00
SOUTH MIDDLETON TOWNSHIP	\$0.00
TOTAL PAID	\$37.00

Certification Page

DO NOT DETACH

This page is now part  
of this legal document.

I Certify this to be recorded  
in Cumberland County PA



*Robert P. Ziegler*  
RECORDER OF DEEDS

\* - Information denoted by an asterisk may change during  
the verification process and may not be reflected on this page.

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