

..DID: 2025
..TXT: PSC NO: 8 GAS LEAF: 121
COMPANY: NATIONAL FUEL GAS DISTRIBUTION CORPORATION REVISION: 0
INITIAL EFFECTIVE DATE: 04/01/98 SUPERSEDING REVISION:
STAMPS:
RECEIVED: 01/05/98 STATUS: Effective EFFECTIVE: 04/01/98
GENERAL INFORMATION (Cont*d)

II. 26. CONTINUED

- (b) The Company shall indemnify and save Customer harmless for and against any liability or loss whatsoever (including costs and attorney fees in connection therewith) due to personal injury or death or damage to or destruction of property arising out of and occurring during the Company's possession of any gas to be delivered hereunder, except liability or loss related to the condition, quality or pressure of the gas delivered by Customer and except as otherwise provided herein.
- 7. To the extent that the Company is to receive volumes of gas to be transported hereunder from National Fuel Gas Supply Corporation, Paragraphs 3, 4, 5 and 6 of this Agreement shall not apply.
- 8. This TSA will be binding on and inure to the benefit of the parties hereto and their respective successors and assigns, but may not be assigned without consent of each party, such consent not to be unreasonably withheld.
- 9. The TSA and expressly incorporated tariff provisions, set forth the entire understanding of the parties and no modification of the terms and provisions, except as provided herein, shall be or become effective except as set forth and confirmed in writing by the parties hereto.
- 10. No waiver by any party of any one or more defaults by the other in performance of any provisions herein shall operate or be construed as a waiver of any other default or defaults, whether of a like or different character.
- 11. The Equal Employment Opportunity clause in Section 202, Paragraphs 1 through 7 of Executive Order 11246 as amended and Section 503/2012 relative to equal employment opportunity and the implementing Rules and Regulations of the Office of Federal Contracts Compliance are incorporated into the TSA as if fully stated herein.

Issued by P.C. Ackerman, President, 10 Lafayette Square, Buffalo NY 14203
(Name of Officer, Title, Address)