

..DID: 2570
..TXT: PSC NO: 88 GAS LEAF: 46
COMPANY: NEW YORK STATE ELECTRIC & GAS CORPORATION REVISION: 2
INITIAL EFFECTIVE DATE: 04/13/98 SUPERSEDING REVISION: 1
STAMPS:
RECEIVED: 03/03/98 STATUS: Effective EFFECTIVE: 04/13/98

GENERAL INFORMATION

19. SERVICE CLASSIFICATION NO. 12 SERVICE AGREEMENT FOR REPACKAGED GAS SERVICES (CONT'D)

G. Regulatory and Legal Conditions:

Service hereunder is provided pursuant to the terms and conditions of PSC No. 88, Service Classification No. 12, and pursuant to Company's other applicable tariffs, including, but not limited to, the provisions of the General Information Sections of PSC No. 90, or superseding issues thereof. This Agreement is subject to all valid existing and future laws, rules, regulations and orders of all governmental authorities (federal, state and local) having jurisdiction over the parties hereto or the subject matter hereof. NYSEG's duties hereunder shall be contingent upon the receipt and continuance of any necessary franchise from the New York State Public Service Commission and from any city or municipality and shall be contingent upon the receipt and continuance of any and all other necessary regulatory authorizations, permits, other authorizations, land or other rights of any kind suitable to NYSEG in its sole discretion, as may be reasonably required or necessary to enable NYSEG to lay pipelines, construct or place other necessary and appurtenant facilities, hook up, serve or to continue to serve Customer hereunder. Service hereunder shall also be subject to any currently existing or any new emergency curtailment priorities and shall be subject to the United States Presidential authority to react and to make orders concerning gas disposition in gas crises and emergencies.

The Company shall have the right to propose, file and make effective with the Public Service Commission of the State of New York or any other governmental body having jurisdiction, revisions to any applicable service classification for the purpose of changing the price, charges, and other provisions thereof effective as to Customer. The filing of such applicable changes and revisions to any applicable service classification(s) shall be without prejudice to the right of the Customer to contest or oppose the effectiveness of such filing. Such changes, however, will not change the price charged to Customer during the term of this Agreement, except for such changes to prices that are explicitly permitted to be made pursuant to the terms of this Agreement.

Issued By: George E. Bonner, Vice President - Gas Operations & Marketing, Binghamton, NY
(Name of Officer, Title, Address)