

..DID: 755  
..TXT: PSC NO: 218 GAS LEAF: 179  
COMPANY: NIAGARA MOHAWK POWER CORPORATION REVISION: 0  
INITIAL EFFECTIVE DATE: 09/12/97 SUPERSEDING REVISION:  
STAMPS:  
RECEIVED: 07/03/97 STATUS: Effective EFFECTIVE: 09/12/97  
SERVICE CLASSIFICATION NO. 9  
NEGOTIATED TRANSPORTATION SERVICE (continued)

## SPECIAL PROVISIONS (continued)

- L. When the Company is in a short-term "Force Majeure" supply shortage with its supplier(s), the Company has the right to purchase the Customer's own gas supply. Unless otherwise agreed to under a Peak Shaving Agreement, the price to be paid will be the Company's weighted average commodity cost of gas from its supplier(s) for the month.
- M. The Company reserves the right to reject any application for service or nominations under this Service Classification where, in the sole discretion of the Company, the provision of service would or might result in a reduction in the Company's rights or ability to receive service, purchase gas or utilize capacity on the transmission system of its upstream pipeline(s), impair or interfere with the Company's operations, or impose costs in excess of those subject to recovery under this Service Classification.
- N. Service rendered hereunder shall be for a single Customer at a single location. Individual agreements are required for each location.
- O. The transportation gas must be for the Customer's own use at a single location and will not be re-metered, sub-metered, resold, assigned or otherwise disposed of to another or others, except as provided for in the Service Agreement.

Issued By: Albert J. Budney, Jr., President, Syracuse, New York