

PSC NO: 12 GAS LEAF: 427.65
COMPANY: THE BROOKLYN UNION GAS COMPANY REVISION: 0
INITIAL EFFECTIVE DATE: 11/03/06 SUPERSEDING REVISION:
STAMPS:

Form of Facilities Construction and Reimbursement Agreement
For Electric Generation – Third Party (continued)

14.13 Counterparts. This Agreement may be executed in several counterparts, each of which is an original and all of which constitute one and the same instrument.

14.14 Legal Requirements. Provisions of law and governmental regulation, required by law to be included in this Agreement, are deemed to be included within this Agreement and will be read and enforced as though the same were so included in this Agreement. If through mistake or otherwise any such provision is not inserted or is not correctly inserted, then upon application by and notification of the Parties, this Agreement shall be deemed to be amended to make such insertion or correction.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed and delivered by their duly authorized representatives or officers as of the day and year first above written.

THE BROOKLYN UNION GAS COMPANY
d/b/a KeySpan Energy Delivery New York

By:_____

Name:_____

Title:_____

Address for Notices:

KeySpan Energy Delivery

One MetroTech Center

Brooklyn, NY 11201

(718) ____ - ____ (fax)

(718) ____ - ____ (work)

Attn: _____, Director - _____

Issued by: John J. Bishar, Jr., Executive Vice President, General Counsel, and Secretary, Brooklyn, NY