

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 89  
REVISION: 0  
SUPERSEDING REVISION:

#### GENERAL INFORMATION

#### 15. EXTENSION OF OVERHEAD ELECTRIC LINES:

15.1 Company will furnish, place, construct, operate, maintain and when necessary replace at its own cost and expense all overhead electric lines and other facilities within the territorial limits of any street, avenue, road or way that is for any highway purpose under the jurisdiction of the legislative body of any city, town, village, county or the State of New York, or on private right-of-way when Company elects to use such a route in lieu of construction within such limits, under the terms and conditions hereinafter provided. The Company will comply with 16NYCRR Parts 98.4 and 98.5, where applicable, as adopted by Public Service Commission Order No. 93-20 in Case No. 92-M-0607 issued and effective September 21, 1993.

15.2 Upon written application for service by an applicant whose property abuts on, or has access to, any public right-of-way, other than a controlled access highway, within 500 feet for single phase service or 300 feet for three phase service of any overhead electric line, Company shall furnish, place and construct at its own cost and expense such lines, service connections and facilities as are necessary to render the service requested. For secondary and primary services, the cost of additional overhead facilities shall be determined based upon average historical actual costs as filed in annual statements reconciled to the installed span footage whenever the installed span footage varies from the footage provided in the initial design by more than 10 feet and actual number of pole sets. If the actual installed span footage is equal or less than the free span footage allotment pursuant to this tariff, then the customer contribution shall be returned to the customer. Costs for the extension of subtransmission and transmission services will be actual costs.

15.3 Whenever an applicant whose property abuts on, or has access to, any public right-of-way, other than a controlled access highway, and the distance is greater than 500 feet for single phase service or 300 feet for three phase service of any overhead electric line, and Company has authority to render service to said property, Company shall furnish, place and construct such lines to serve said property, provided:

15.3.1 That applicant shall first have assured Company that the service requested will be of a reasonably permanent nature, and

15.3.2 That applicant shall either:

15.3.2.1 Deliver to the Company, free from cost any necessary right-of-way agreements, or;

15.3.2.2 Pay in advance or agree in writing to pay the Company any charge relating to the Company's acquisition of the necessary right-of-way agreement(s), so long as the applicant indicates to the Company in writing that he or she has been unable to obtain such agreement(s).