

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities

(A) Definitions: The terms defined below apply to this General Rule III - 3 only.

- (1) The term "applicant" means a developer, builder, person, partnership, association, corporation or governmental agency requesting the provision of electric service either:
 - (a) at a premises to be used as the applicant's residence(residing applicant);
 - (b) in a residence to be used by others (non-residing applicant), provided, however, that a governmental agency applying for service on behalf of a client, who would otherwise be a residing applicant, shall be treated as a residing applicant; or
 - (c) at a non-residential premises.
- (2) The term "appurtenant facilities" means the necessary and ancillary accessories to an electric line that enable the transportation and distribution of electric energy.
- (3) the term "distribution line" means an electric line used to distribute electric energy, which will or may reasonably be expected to provide service to more than one Customer.
- (4) The term "multiple occupancy building" means a structure (including row houses) enclosed within exterior walls or fire walls, which is built, erected, and framed of component structural parts and is designed to contain four or more individual dwelling units for permanent residential occupancy.
- (5) The term "new construction" means the installation of new electric distribution lines, service lines, and appurtenant facilities on any R/W where no such electric distribution line exists, and may also include (in connection with such installation) the addition of appurtenant facilities (other than replacement facilities) to existing distribution lines. The installation of a new facility parallel to and on the same R/W as an existing underground facility also constitutes the new construction of such facility.
- (6) The term "public right-of-way" means the area within the territorial limits of any street, avenue, road or way that is for any highway purpose under the jurisdiction of the State of New York or of the legislative body of any county, city, town or village that is open to public use and that may be used for the placement of Company facilities.

(General Information - Continued on Leaf No. 26)

Date of Issue: November 22, 1993

Date Effective: January 1, 1994

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(A) Definitions - Continued

- (7) The term "residential building" means a structure enclosed within exterior walls or fire walls, which is built, erected, and framed of component structural parts and is designed for permanent residential occupancy.
- (8) The term "residential subdivision" means a tract of land divided into five or more lots for the construction of five or more new residential buildings, or the land on which new multiple occupancy buildings are to be constructed, the development of either of which, if required, has been approved by a governmental authority having jurisdiction.
- (9) The term "right-of-way" (R/W) means a right to pass over, occupy or use another's land for placing and maintaining Company facilities.
- (10) The term "service line" means an electric line used to connect a distribution line to an individual customer's meter or point of attachment; a service line, at the Company's discretion, may be connected to two or more meters at a single premises.
- (11) The term "supply line" means a part of a distribution line that is installed between an existing electric distribution system and an underground distribution line within a residential subdivision.

(General Information - Continued on Leaf No. 27)

Date of Issue: March 31, 2008

Date Effective: April 1, 2008

Issued under authority of PSC order in Case 07-E-0523 made March 25, 2008.

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

**(B) Common Provisions Applicable to the Installation and Maintenance of Overhead and Underground
Facilities**

- (1) General: To avoid misunderstanding, the Customer shall consult the Company before starting work as to the exact location of the point of service termination and as to whether the facilities are to be installed overhead or underground.

Electric service will be supplied to each building or premises through a single service line, except where, for reasons of Company economy, conditions on the Company's distribution system, improvement of service conditions, or magnitude of the Customer's load, the Company elects to install more than one service line.

The Company reserves the right to determine the location and the point of service termination of its service line.

- (2) Change in Location of Service Line and Appurtenant Facilities: Any change requested by the owner or occupant in the point of service termination or location of the service line and appurtenant facilities, provided such change is approved by the Company, will be made at the expense of the owner or occupant of the premises, who shall pay in advance the Company's estimated cost of such change.
- (3) Maintenance of Overhead and Underground Facilities: Any distribution, supply, or service line which the Company is required to install and has installed, or the Customer has installed on the Company's behalf, in whole or in part, shall be maintained, repaired, and if necessary replaced by the Company at its expense, up to the service termination point, as required by 16 NYCRR Sections 98.4 and 98.5.

The Company will maintain underground service lines to 1, 2, and 3 family houses whether or not such service line has been installed by the Company.

(General Information - Continued on Leaf No. 28)

Date of Issue: March 31, 2005

Effective April 1, 2005

Effective under authority of PSC Order in Case 04-E-0572 made March 24, 2005

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

**(B) Common Provisions Applicable to the Installation and Maintenance of Overhead and
Underground Facilities - Continued**

- (4) Excess Distribution Facilities (Applicable only to Customers supplied under Service Classification Nos. 1, 2, 4, 5, 7, 8, 9, and 12 and to Customers supplied under Service Classification No. 14-RA of the Retail Access Rate Schedule who would otherwise be served under one of these Service Classifications): Upon written application of a Customer on the application form prescribed in this Schedule (see Leaf Nos. 189 - 191), and subject to the terms and conditions thereof and the provisions hereinafter set forth, the Company will provide at the Customer's expense distribution facilities in excess of those normally provided by the Company under the other provisions of this Rate Schedule, including facilities for the purpose of supplying equipment the operation of which involves inrush currents above the values otherwise allowed by the Company. Excess distribution facilities hereunder are unavailable to Customers eligible for service under Rider Y.

Such excess facilities will be provided only if, in the Company's judgment:

- (a) the furnishing of such facilities will not adversely affect the Company's standard system of distribution; and
- (b) such facilities will conform with the Company's practices as to construction and installation of distribution facilities; and
- (c) the utilization of service by the Customer through such facilities will not constitute a present or potential cause of interference with the supply of service to other Customers.

The provision of excess facilities hereunder shall be subject in all respects to the limitations upon characteristics of service elsewhere set forth in this Rate Schedule, and shall be subject to the other provisions of this Rate Schedule, except as may be expressly provided above.

(General Information - Continued on Leaf No. 29)

Date of Issue: March 31, 2008

Date Effective: April 1, 2008

Issued under authority of PSC order in Case 07-E-0523 made March 25, 2008.

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(C) Company and Customer Obligations With Respect to the Initiation of Service

- (1) Company Obligations: When a written request for service is made to the Company by an applicant whose property abuts on, or has access to, any public R/W (other than a controlled access highway) in which the governmental authority having jurisdiction will permit the Company to install and maintain its facilities, the Company shall:
- (a) render the service requested in accordance with the provisions of this General Rule III -3. The Company shall install any necessary distribution line, service line or appurtenant facilities, with sufficient capacity and using suitable material which, in its judgment, will assure that an applicant receives safe and adequate service. Such installation shall be undertaken as soon as is reasonably possible after compliance with the procedures contained in this section and shall be made at a time appropriate to render service. Construction shall not be delayed by the Company except where such delay is caused by strikes, fire, flood, inclement weather, unavailability of materials, civil disorders or other conditions beyond the control of the Company;
 - (b) furnish, place, construct, and operate all electric facilities within public R/W and other R/W when the Company elects to use such R/W in lieu of constructing facilities within public R/W and service lines in accordance with this General Rule III - 3; and
 - (c) bear the material and installation costs of construction of the distribution lines, service lines, and appurtenant facilities, and the amounts paid to governmental authorities for permits to do the work required and any additional amounts paid for the right(s) to make use of other elective R/W including the material and installation costs of meters and transformers as provided under the "Company's Cost Responsibility" sections of this General Rule III - 3. The applicant shall bear the remaining cost of construction required for the initiation of the service requested as provided under the "Customer's Cost Responsibility" sections of this General Rule III - 3.

(General Information - Continued on Leaf No. 30)

Date of Issue: December 12, 1995

Date Effective: January 12, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(C) Company and Customer Obligations With Respect to the Initiation of Service - Continued

- (2) Obligations of All Applicants: All applicants shall, prior to receiving service:
- (a) deliver to the Company, free from cost, any necessary R/W easement(s); or pay in advance or agree in writing to pay the Company any charge relating to the Company's acquisition of the necessary R/W easement(s), so long as the applicant indicates to the Company in writing that the applicant has been unable to obtain such easement(s). In such case, the Company shall impose a lump sum charge on non-residing residential applicants and on applicants requesting non-residential service to cover the actual reasonable costs of acquiring such easement(s). The Company shall impose on a residing residential applicant either a lump sum charge or a surcharge, at the applicant's option, to cover the actual reasonable costs of acquiring such easement(s);
 - (b) pay or agree in writing to pay the Company the material and installation costs relating to any portion of the distribution line, service line, and appurtenant facilities that exceeds the portion which the Company is required to provide to the applicant under the "Company's Cost Responsibility" sections of this General Rule III - 3;
 - (c) furnish reasonable security as may be required by the Company with respect to the performance of the applicant's agreement under this General Rule III - 3;
- (3) Additional Obligations of Non-Residing Applicants: Before service is supplied to a non-residing applicant, such applicant shall:
- (a) clear any R/W conveyed to the Company of tree stumps, brush, and other obstructions and grade such R/W to within six inches of final grade at no charge to the Company, where electric distribution lines, service lines, or appurtenant facilities are required to be installed underground or will be placed underground at the request of the applicant;
 - (b) provide a survey map certified by a licensed professional engineer or land surveyor and certified to as final by the applicant, showing the location of each dwelling (if known), lot, sidewalk, and roadway, if requested to do so by the Company;
 - (c) place and agree to continue to maintain survey stakes indicating grade and property lines;
 - (d) furnish to the Company or agree to furnish a map showing the location of all existing and proposed underground facilities, as soon as the location of such facilities is known; and
 - (e) agree to maintain the required clearance and grading during construction by the Company.

(General Information - Continued on Leaf No. 31)

Date of Issue: December 12, 1995

Date Effective: January 12, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(C) Company and Customer Obligations With Respect to the Initiation of Service - Continued

(3) Additional Obligations of Residing Residential Applicants: Before service is rendered to a residing residential applicant, such applicant shall:

- (a) assure the Company that the applicant will be a reasonably permanent Customer; and
- (b) agree in writing to pay the Company the applicable rates and charges.

(D) Overhead Facilities

(1) General: The Company shall furnish, place, construct, and operate all overhead electric lines and overhead connections 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 a private right of way where the Company elects to use such a route in lieu of construction within such limits.

The Company will install a service line from its street system to the first point of attachment on or near the front face of the building or to the first intermediate supporting structure on the Customer's property which, in such case, shall be the point of service termination. The Customer shall furnish, install and maintain, in accordance with the Company's specifications, all supporting structures on the Customer's premises and all service line and equipment beyond the first supporting structure, including the standpipe, weather head, and standpipe conductors on the building.

(2) Company's Cost Responsibility

(a) Residential Applicants: Where permitted to provide overhead service to a residential applicant, the Company shall bear, for each residential building or premises, the material and installation costs for up to 500 feet of overhead distribution line and up to 100 feet of service line or up to 300 feet of overhead distribution line and up to 100 feet of service line for single-phase and three-phase supply, respectively, measured from the Company's existing electric system.

(General Information - Continued on Leaf No. 32)

Date of Issue: November 22, 1993

Date Effective: January 1, 1994

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(D) Overhead Facilities - Continued

(2) Company's Cost Responsibility - Continued

- (b) Non-Residential Applicants: Where permitted to provide overhead service to a non-residential applicant, the Company shall bear the material and installation costs for up to 500 or 300 feet of overhead distribution line, for single-phase and three-phase supply, respectively.

(General Information - Continued on Leaf No. 33)

Date of Issue: December 1, 1997

Date Effective: January 1, 1998

Issued by Joan S. Freilich, Senior Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

Issued under authority of order
of the Public Service Commission
dated December 8, 1995 in Case
No. 95-E-0512 and September 23,
1997 in Case No. 96-E-0897.

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(D) Overhead Facilities - Continued

(3) Customer's Cost Responsibility: If to provide the service requested the Company must install or provide for the installation of facilities in addition to those facilities provided to the applicant under General Rule III - 3 (D) (2) "Company's Cost Responsibility", the Company shall impose:

- (a) on residing residential applicant(s), a lump sum charge or a surcharge, at the applicant's option, to cover the cost of such additional facilities; and
- (b) on all other applicant(s), a lump sum charge to cover the cost of such additional facilities.

The cost of additional overhead facilities shall be determined in accordance with the Company's standard estimating procedures. After the facilities have been installed, the Company shall compare the actual costs of construction with the original cost estimate provided to the Customer and make the necessary reconciliations. The lump sum charge shall be equal to the material and installation costs of distribution lines, service lines, and appurtenant facilities and R/W acquisition costs that exceed the portion the Company is required to provide to the applicant under General Rule III - 3 (D) (2) "Company's Cost Responsibility". A residing residential applicant who pays a lump sum charge or a surcharge customer shall receive an appropriate refund or adjustment, without interest, if other applicants subsequently take service from such facilities within ten (10) years.

The annual or rateable surcharge is the applicant's share of costs for the excess facilities times the Company's weighted capital recovery factor which is based on the pre-tax return approved by the Public Service Commission in the Company's most recent rate case. The capital recovery factor is computed as follows:

$$\left[\frac{i (1 + i/m)^{nm}}{m} \right] / \left[(1 + i/m)^n - 1 \right] \text{ where}$$

- i = pre-tax return approved by the PSC in the Company's most recent rate case,
- m = number of payments in a given year, and
- n = 10, the number of years in the surcharge period.

(General Information - Continued on Leaf No. 34)

Date of Issue: December 12, 1995

Date Effective: January 12, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(D) Overhead Facilities - Continued

(3) Customer's Cost Responsibility - Continued

The surcharge shall be subject to the following provisions:

- (a) If more than one Customer is to be served from new overhead distribution lines and the length of the lines requested exceeds such Customers' aggregate entitlement (that is, the number of Customers multiplied by 500 feet or 300 feet for single-phase and three-phase supply, respectively), the excess length shall be prorated among the Customers for purposes of calculating the surcharge.

Each applicant's pro rata share of costs for distribution line beyond the aggregate free allowances shall be calculated based upon the costs and expenses for each section of distribution line divided by the number of customers that are supplied by that portion of the line. No applicant shall be responsible for any of the cost of distribution line footage which extends beyond the point on the distribution line from which the applicant receives service.

- (b) After commencement of service from a new overhead distribution line whenever the aggregate entitlement of the Customers then served from the line (that is, the number of Customers multiplied by 500 feet or 300 feet for single-phase and three-phase supply, respectively) equals or exceeds the length of the distribution line initially constructed, the surcharge shall terminate to all Customers served from the distribution line.
- (c) Whenever the total Pure Base Revenue in each of any two consecutive calendar years from all Customers served from a new overhead distribution line exceeds 1.5 times the reasonable actual capital cost of the total distribution line, all surcharges to Customers served from the distribution line shall cease. If the revenue test is met within a period of ten years after the new overhead distribution line is ready to render service, customers who paid lump sums will be entitled to prorated, interest-free refunds inversely proportionate to the number of years in the ten year period which elapsed before the revenue test was met (i.e. if the revenue test was met seven years after the extension was ready to render service, customers who paid lump sums would receive refunds of 3/10 of the lump sums).
- (d) No surcharges shall be imposed if the total estimated Pure Base Revenue in each of any two consecutive calendar years from all Customers served from a new distribution line exceeds 1.5 times the reasonable actual capital costs of the total distribution line.

(General Information - Continued on Leaf No. 35)

Date of Issue: March 31, 2008

Date Effective: April 1, 2008

Issued under authority of PSC order in Case 07-E-0523 made March 25, 2008.

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(D) Overhead Facilities - Continued

(3) Customer's Cost Responsibility - Continued

(e) If a residing residential applicant who is subject to a surcharge changes the ownership of the residence after the imposition of such surcharge, the Company may collect the remainder of the surcharge from the successor owner(s) provided the surcharge agreement states in bold face type: **APPLICANT HEREBY AGREES TO INFORM PROSPECTIVE PURCHASERS OF THIS PROPERTY THAT A COMPANY SURCHARGE IS IN EFFECT.**

(f) A residing residential applicant electing to pay a surcharge may, at any time, pay the outstanding balance in a lump sum payment.

(4) Surcharge Form for Extension of Overhead Facilities: For surcharge form for extension of overhead facilities in excess of 500 feet for single phase supply and 300 feet for three phase supply, or for connection thereto of an additional Customer or a successor Customer, see Leaf No. 187.

(General Information - Continued on Leaf No. 35-A)

Date of Issue: December 12, 1995

Date Effective: January 12, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities

- (1) Facilities to be Installed Underground: The Company shall install underground any distribution line, service line, and appurtenant facilities which are necessary to furnish permanent electric service as follows:
- (a) To a residential subdivision in which it is planned to build five or more new residential buildings, if the residential subdivision will require no more than 200 trench feet of facilities per dwelling unit planned within the residential subdivision, subject to the exceptions listed in General Rule III - 3 (E) (4) (f);
 - (b) To one or more multiple occupancy buildings if the project will require no more than 200 trench feet of facilities per dwelling unit planned within the project, subject to the exceptions listed in General Rule III - 3 (E) (4) (f);
 - (c) To any building or residential subdivision which a local governmental authority having jurisdiction to do so requires the underground installation of facilities provided that the Company shall not install service lines beyond the property line for non-residential buildings in such instances; and
 - (d) In response to a request for underground facilities by an applicant for service.

In all other circumstances not including the foregoing, the Company will install its facilities overhead.

For the purposes of subdivisions and multiple occupancy buildings under paragraphs (a) and (b), the number of dwelling units is the criterion to be used to determine whether installation is required to be underground. Each lot shown on the approved subdivision map shall, in the case of a single family dwelling, be considered to contain one dwelling unit unless there is sufficient contrary evidence to render it unlikely that each lot will contain a separate dwelling unit (e.g., a foundation is constructed occupying two lots). The measurement of trench footage shall be the shortest distance required to serve the homes within the residential subdivision, consistent with the Company's obligation to provide safe and adequate service.

(General Information - Continued on Leaf No. 35-B)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(1) Facilities to be Installed Underground - Continued

The Company will install a service line from its street system to the point of service termination. The point of service termination shall be (i) the property line of the premises or (ii) if the Company is obligated to provide a service line at its expense, the exterior of the building wall (provided that the service termination point shall be a point immediately inside the wall of the building if the Company can extend, without materially increasing its cost, its service line through a sleeve in the wall provided by the property owner). The Customer shall furnish, install, and maintain, in accordance with the Company's specifications, all service line and equipment beyond the point of service termination.

(2) Company's Cost Responsibility: Where the Company installs underground facilities in accordance with General Rule III - 3 (E) (1), the Company shall bear the material and installation costs of construction of its facilities as follows:

- (a) Residential Applicants-Mandatory Undergrounding: Where the Company is required, for any of the reasons listed in 3(E)(1) (a) or (c) or (d) (with respect to subdivision projects) above, to provide underground facilities for a residential applicant, the cost and expense which the Company must bear, except as otherwise provided in this section, shall include the material and installation costs for up to a total of 100 feet of underground distribution line (including supply line) and underground service line per dwelling unit served, measured from the Company's existing electric system (from the bottom of the riser pole for overhead to underground connections) to each applicant's meter or point of attachment with respect to each residential building.
- (b) Residential Applicants-Non-Mandatory Undergrounding: Where a residential applicant requests underground facilities in situations where the Company is not otherwise required to underground its facilities, the Company will bear, with respect to each residential building, the material and installation costs equivalent to those relating to the length of overhead facilities to which the applicant would otherwise be entitled, measured from the Company's existing electric system.

(General Information - Continued on Leaf No. 35-C)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(2) Company's Cost Responsibility - Continued

- (c) Elective Underground Installation: Where the Company elects to provide underground facilities, the Company must bear the material and installation costs relating to the necessary Company facilities that exceed the amount which the applicant would be required to pay if such facilities were installed overhead.
- (d) Non-Residential Applicants-Mandatory and Non-Mandatory Undergrounding: Where requested to provide underground facilities by a non-residential applicant, or where a local governmental authority having jurisdiction to do so requires undergrounding for non-residential service, the Company must bear the material and installation costs equivalent to the cost that the Company would be required to bear if the facilities were installed overhead.
- (e) Required Undergrounding by a Governmental Authority: If the Company receives an application for residential service outside of a subdivision which will require the installation of underground facilities solely because a governmental authority having jurisdiction to do so has required that the facilities be installed underground, and the per foot cost of installing the necessary facilities will be greater than two times the Company's experienced average cost per foot of installed underground facilities filed with the Public Service Commission, the Company may petition the Public Service Commission pursuant to 16 NYCRR Section 98.2 (e), to allow a greater contribution to the cost of installation of the facilities than this section would otherwise require, or to set up a special surcharge district.

(General Information - Continued on Leaf No. 35-D)

Date of Issue: December 1, 1997

Date Effective: January 1, 1998

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(2) Company's Cost Responsibility - Continued

(f) Multiple Occupancy Buildings: Where the Company is required to place facilities underground to serve a residential multiple occupancy building, for any of the reasons listed in General Rule III-3 (E)(1)(b),(c), or (d), the Company shall bear the material and installation cost for up to a total of 100 feet of underground distribution, supply, and service line times the average number of dwelling units per floor. The total number of floors in the multiple occupancy building shall be used to determine the average number of dwelling units per floor.

(3) Customer's Cost Responsibility: If to provide the service requested the Company must install or provide for the installation of facilities in addition to those whose cost the Company must bear under General Rule III-3 (E) (2) "Company's Cost Responsibility", the Company shall impose on the applicant a lump sum charge equal to the material and installation costs of such additional facilities. A residing applicant may, in lieu of a lump sum payment, opt for a surcharge option as outlined in General Rule III - 3 (D) (3). The Company will allow non-residing applicants to perform trenching or other work required to install distribution lines, service lines, or appurtenant facilities within the subdivision in lieu of a surcharge or lump-sum payment provided that the Company and applicant are in agreement on the cost and scope of such work.

(a) With respect to such additional underground facilities that the Company installs to serve a residential subdivision in accordance with General Rule III - 3 (E) (1) (a) or (d), or a residential building or subdivision in response to a local governmental requirement in accordance with General Rule III - 3 (E) (1) (c), such lump sum charge shall equal the difference between the material and installation costs for underground facilities installed less the cost which the Company bears in accordance with General Rule III - 3 (E) (2) (a).

(General Information - Continued on Leaf No. 35-E)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Electric Service - Continued

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(3) Customer's Cost Responsibility - Continued

Should additional dwelling units be later constructed within the same subdivision within a five year period, and take service from the same underground facilities, the Company will recalculate the charges paid by the non-residing applicant as if the additional dwelling unit(s) had been constructed at the time of the original construction, and refund without interest any monies due to the Customer.

- (b) With respect to such additional underground facilities that the Company installs at the request of a residential applicant in accordance with General Rule III - 3 (E) (1) (d), such lump sum charge shall equal the difference between the material and installation costs for all of the underground facilities requested less the cost which the Company bears in accordance with General Rule III - 3 (E) (2) (b).
- (c) With respect to such additional underground facilities that the Company installs at its own election in accordance with General Rule III - 3 (E) (2) (c), such lump sum charge shall equal the amount that the applicant would be required to pay if the distribution and service lines were installed overhead.
- (d) With respect to such additional underground facilities that the Company installs for a non-residential applicant in response to the applicant's request or a local governmental requirement in accordance with General Rules III - 3 (E) (1) (c) and (d), such lump sum charge shall equal the difference between the material and installation costs for all underground facilities requested or required less the cost which the Company bears in accordance with General Rule III - 3 (E) (2) (d).
- (e) With respect to such additional underground facilities that the Company installs for a multiple occupancy building project pursuant to General Rule III - 3 (E) (1) (b), (c), and (d), such lump sum charge shall equal the difference between the material and installation costs for all underground facilities installed less the cost which the Company bears in accordance with General Rule III - 3 (E) (2) (f).

(General Information - Continued on Leaf No. 35-F)

Date of Issue: October 26, 2004

Date Effective: January 24, 2005

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service – Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(3) Customer's Cost Responsibility - Continued

- (g) Surcharge Form for Extension of Underground Facilities: For surcharge form for extension of underground facilities in excess of 100 feet, or for connection thereto of an additional Customer or a successor Customer, see Leaf No. 187.

For subdivisions and multiple occupancy buildings, the material and installation costs of underground distribution and service lines shall be determined by multiplying the trench footage by the Company's experienced applicable average cost per foot of installed underground facilities as set forth on the "Statement of Average Cost Per Trench Foot of Installed Underground Facilities" (Statement) filed with the Public Service Commission apart from this Rate Schedule. The Company's average cost per trench foot of supply, distribution, and service line shall be determined for each of the Company's customer service areas and will be filed with the Public Service Commission on or before April 15 to become effective on June 1 of each year based on the experienced average cost of all underground line extensions installed for the 12 months ended December 31 of the previous year.

For installations outside of subdivisions and multiple occupancy buildings, the material and installation costs of underground supply, distribution and service lines shall be determined in accordance with the Company's standard estimating procedures. After the facilities have been installed, the Company shall compare the actual costs of construction with the original cost estimate provided to the Customer and make the necessary reconciliations.

(4) Residential Subdivisions and Multiple Occupancy Buildings

- (a) Sale of Lots Without Dwelling Units: Where the applicant will sell vacant lots and is not primarily engaged in the construction of dwelling units in a residential subdivision, the applicant will be required to pay the total cost of the underground distribution facilities. The cost will be determined by multiplying the total distribution trench footage by the Company's experienced applicable average cost per trench foot of installed underground facilities. This charge will be refunded to the applicant with interest at the rate specified by the Public Service Commission for Customer deposits at the rate of 100 feet per dwelling unit or the actual footage required per dwelling unit, whichever is lower, as meters are set for each dwelling unit. Any unrefunded portion of the deposit, five years after the date the Company has informed the applicant in writing that it is ready to provide service, may be retained by the Company.

(General Information - Continued on Leaf No. 35-G)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Electric Service - Continued

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(4) Residential Subdivisions and Multiple Occupancy Buildings - Continued

- (b) Connection From Existing Electric Facilities to Residential Subdivisions: In the event the Company either intends, at its own discretion, or is required to place underground connecting supply lines between an existing electric system and the underground distribution lines installed within an applicant's residential subdivision, it shall inform the telephone company and cable television company serving the area in which the residential subdivision is located. If a new common access route from the existing electric system to the residential subdivision will be used, the connecting supply lines of the Company and the telephone company and cable television company shall be placed underground. Where any part of the supply line is to be placed overhead, an applicant must submit written application to the Company at least 75 days prior to the commencement of construction, and the Company will report such projected construction to the Public Service Commission no later than 45 days before such construction is commenced. The Commission reserves the right to require the underground installation of particular lines, on the basis of the relevant economic, engineering, or environmental factors.

Where a one-pole extension, including, but not limited to road crossing pole extensions, would enable an existing overhead distribution line to be connected to a proposed distribution line in a residential subdivision, such extension may be installed overhead, rather than underground.

- (c) Deposits by Applicants: In order to guarantee performance, the Company may require a reasonable deposit from a non-residing applicant before construction is commenced, but in no event shall such deposit exceed the estimated total cost of construction. This deposit is in addition to the applicant's payment of its share of costs for installation and such deposit shall be returned to the applicant with interest, at the rate specified by the Public Service Commission for interest on Customer deposits, on a pro rata basis as each new Customer is connected with service.

Any portion of the deposit remaining unrefunded five years after the date the Company is first ready to render service from the underground electric distribution lines shall be retained by the Company.

(General Information - Continued on Leaf No. 35-H)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(4) Residential Subdivisions and Multiple Occupancy Buildings - Continued

(c) Deposits by Applicants: -Continued

Upon the mutual agreement of both the Company and an applicant, a bond may be posted in lieu of any deposit.

- (d) Cooperation by Applicants: Each applicant shall cooperate with the Company in an effort to keep the cost of the construction and installation of underground electric distribution lines, service lines, and appurtenant facilities as low as possible, consistent with requirements for safe and adequate service.

The Company may require that all sewers, water facilities, drainage facilities, and curbs be installed before it commences construction within a residential subdivision.

- (e) Street Lighting Facilities: Street Lighting standards shall be supplied, installed, and maintained by the builder or municipality. For proper coordination of required construction, a street lighting plan approved by the Company shall be established before street lighting work is performed by the Company.

- (f) Installation of Overhead Facilities In a Residential Subdivision: In unusual circumstances when the application of this section appears impracticable or unjust to either party, or discriminatory to other Customers, or if the Company or the applicant believes that the new construction of underground distribution lines, service lines or appurtenant facilities within a residential subdivision would be less environmentally desirable than the new construction of overhead facilities, the Company or the applicant may petition the Public Service Commission for a special ruling or for the approval of special conditions which may be mutually agreed upon before construction is commenced, or for granting of an exception, pursuant to 16 NYCRR Part 100.5 (b) and (c).

The Company may install overhead distribution lines in a residential subdivision or section thereof otherwise required to have underground distribution lines:

- (i) when the developer of the residential subdivision is not primarily engaged in the construction of dwelling units within the residential subdivision; and
- (ii) no governmental authority having jurisdiction to do so has required underground service;
and

(General Information - Continued on Leaf No. 35-I)

Date of Issue: December 12, 1995

Date Effective: January 12, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(4) Residential Subdivisions and Multiple Occupancy Buildings - Continued

(f) Installation of Overhead Facilities in a Residential Subdivision - Continued

- (iii) either five years have elapsed from the sale of the first lot within the residential subdivision to the first application for installation and the Company has no indication that there will be other new applicants in the residential subdivision within six months, or five years have elapsed from the time of final approval of the residential subdivision or section thereof and less than 25 percent of the lots have been sold in the residential subdivision or any section thereof except where ten percent or more of the lots in the residential subdivision or any section thereof have been sold within the last two years. If the residential subdivision contains sections, percentage requirements must be met by every section of the subdivision and not just the section in which the distribution facilities are to be installed.

In cases where overhead installation would be permissible in accordance with General Rule III - 3 (E) (4) (f) (iii), except that less than five years have elapsed and the Company has reason to believe that the residential subdivision will not be developed sufficiently soon to permit the orderly utilization of underground lines installed to serve the initial applicant(s), the Company may petition the Public Service Commission to allow overhead installation.

Service to a residential subdivision may be supplied overhead if no governmental authority having jurisdiction to do so has required undergrounding, and the Company can provide service to the entire subdivision by extending its facilities no more than 600 feet in a cul-de-sac where a portion of the street within the subdivision is served by overhead facilities within or at the entrance of the cul-de-sac; or by connecting an area between existing overhead facilities for a distance of 1,200 feet or less. In order to determine whether 1,200 feet or more of facilities must be constructed to connect existing overhead facilities, the measurement should be along the route of construction. This will usually be the street within the residential subdivision. The Company will report such overhead construction to the Public Service Commission on a quarterly basis for the reasons set forth in this paragraph, except for installing service lines to new applicants from existing overhead lines.

Service to a residential subdivision may be supplied overhead if no governmental authority having jurisdiction to do so has required undergrounding, by installing service lines to specific houses within the subdivision from existing overhead lines, even though the rest of the subdivision will be served underground.

(General Information - Continued on Leaf No. 35-J)

Date of Issue: February 21, 1996

Date Effective: February 22, 1996

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

(4) Residential Subdivisions and Multiple Occupancy Buildings - Continued

(f) Installation of Overhead Facilities in a Residential Subdivision - Continued

If the Company receives an application for service within a residential subdivision and the estimated per foot cost of installing the necessary distribution lines, service lines and appurtenant facilities will be greater than two times the Company's experienced applicable average cost per foot of installed underground facilities filed with the Public Service Commission, the Company or the applicant may petition the Public Service Commission to allow overhead installation.

(General Information - Continued on Leaf No. 35-K)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

**Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003**

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

3. Installation and Maintenance of Overhead and Underground Facilities - Continued

(E) Underground Facilities - Continued

RESERVED FOR FUTURE USE

(General Information - Continued on Leaf No. 35-L)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

**Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003**

GENERAL INFORMATION - Continued

**III. General Rules, Regulations, Terms and Conditions under Which Electric Service Will Be Supplied,
Applicable to and Made a Part of All Agreements for Electric Service - Continued**

4. Reserved for Future Use
5. Reserved for Future Use

(General Information - Continued on Leaf No. 36)

Date of Issue: January 29, 1999

Date Effective: April 1, 1999

**Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003**