



September 29, 2020

Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

Attention: Ms. Kimberly D. Bose, Secretary

Re: Negotiated Rate Agreement Update;  
El Paso Natural Gas Company, L.L.C.;  
Docket No. RP20-

Commissioners:

El Paso Natural Gas Company, L.L.C. ("EPNG") hereby tenders for filing and acceptance by the Federal Energy Regulatory Commission ("Commission") the tariff records listed below for inclusion in its Third Revised Volume No. 1A FERC Gas Tariff ("Tariff"):

Part VII	Section 77.1	ConocoPhillips #FT3EA000 Exhibit A	Version 34.0.0
Part VII	Section 77.2	ConocoPhillips #FT3EA000 Exhibit B	Version 26.0.0

Proposed with an effective date of October 1, 2020, these tariff records update EPNG's Tariff to reflect a point redesignation request on an existing transportation service agreement ("TSA") between EPNG and ConocoPhillips Company ("Conoco"). EPNG respectfully requests a waiver of the 30-day notice requirement to effectuate the October 1, 2020 effective date, as discussed below.

## **Background**

TSA No. FT3EA000-FT1EPNG ("Conoco TSA") is a non-conforming, negotiated rate TSA which is included in EPNG's Tariff.<sup>1</sup> The Commission most recently accepted tariff records reflecting Conoco's redesignations via an unpublished letter order dated September 15, 2020 in Docket No. RP20-1130-000.

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<sup>1</sup> See Part VII: Non-Conforming Agreements, Section 77 of EPNG's Tariff.

### **Reason for Filing**

Pursuant to General Terms and Conditions (“GT&C”) Section 8.1(f)(iii) of EPNG’s Tariff, firm shippers may request to temporarily or permanently redesignate primary point rights to any rate zone subject to certain procedures. In the case of a temporary redesignation, a firm shipper may request to redesignate a primary point on its TSA for a period of three months or less and, in the same request, simultaneously redesignate back to the original primary point at the end of the redesignation period.<sup>2</sup> An acceptance of a re-designation request by EPNG constitutes an amendment of the TSA and an executed paper copy is unnecessary to amend the TSA as described in GT&C Section 8.1(f)(iii)(F).

Recently, Conoco submitted a request to temporarily redesignate capacity from the IZORRO receipt point to the IPEREGRI receipt point for the month of October 2020.<sup>3</sup> IPEREGRI is currently listed as an alternate receipt location at which the negotiated rate specified in the Conoco TSA applies.<sup>4</sup> Conoco’s request was accepted by EPNG and, therefore, the Conoco TSA was deemed to be amended pursuant to Section 8.1(f)(iii)(F) of the GT&C.<sup>5</sup> Given that Conoco’s temporary redesignation request affects a non-conforming negotiated rate agreement, EPNG is submitting updated tariff records to reflect the receipt location modification and the relevant time period. No other substantive changes have been made to the Conoco TSA.

### **Tariff Provisions**

EPNG is submitting the following tariff records pursuant to 18 C.F.R. § 154.112(b) (2020) and Subpart C of the Commission's regulations.<sup>6</sup>

Part VII, Sections 77.1 and 77.2 is updated to reflect the requested capacity redesignation effective October 1, 2020 for the Conoco TSA.

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<sup>2</sup> See Section 8.1(f)(iii)(B) of the GT&C of EPNG’s Tariff.

<sup>3</sup> This temporary redesignation is similar to other receipt point redesignations applicable to the Conoco TSA which were filed by EPNG and accepted by the Commission in Docket Nos. RP20-1047-000, RP20-1085-000 and RP20-1130-000. See, e.g., *El Paso Natural Gas Co.*, Docket No. RP20-1130-000 (September 15, 2020) (unpublished letter order).

<sup>4</sup> IPEREGRI is included within the group of STML PER (PIN 54856) listed in Exhibit B of the Conoco TSA at which the negotiated rate applies.

<sup>5</sup> See Appendix A for a copy of the redesignation report for Agreement No. FT3EA000-FT1EPNG. This report reflects the details regarding Conoco’s redesignation request and EPNG’s approval of such request.

<sup>6</sup> See 18 C.F.R. § 154.201 *et seq.* (2020).

**Procedural Matters**

Inasmuch as this filing is fully described in this transmittal letter, the statement of the nature, the reasons and the basis for the instant tariff filing required by Section 154.7(a)(6) (2020) of the Commission's regulations is omitted. In accordance with the applicable provisions of Part 154 of the Commission's regulations,<sup>7</sup> EPNG is submitting an eTariff XML filing package, which includes the following:

- a) a transmittal letter;
- b) Appendix A, a copy of the redesignation report for Agreement No. FT3EA000-FT1EPNG; and
- c) clean and marked versions of each tariff record in PDF format.

EPNG respectfully requests the Commission accept the tendered tariff records for filing and permit them to become effective October 1, 2020, consistent with the effective date of the redesignation request. As such, EPNG requests the Commission grant a waiver of the notice requirements found in 18 C.F.R. § 154.207 (2020) of the Commission's regulations.<sup>8</sup> With respect to any tariff records the Commission allows to go into effect without change, EPNG hereby moves to place the tendered tariff records in to effect at the end of a minimal suspension period.

Correspondence and communications concerning this filing should be directed to:

Mr. Francisco Tarin  
Director, Regulatory  
El Paso Natural Gas Company, L.L.C.  
Post Office Box 1087  
Colorado Springs, CO 80944  
Telephone: (719) 667-7517  
EPNGRegulatoryAffairs@kindermorgan.com

Ms. Julia Forrester-Sellers  
Assistant General Counsel  
El Paso Natural Gas Company, L.L.C.  
Post Office Box 1087  
Colorado Springs, CO 80944  
Telephone: (719) 520-4513  
Julia\_Forrester-Sellers@kindermorgan.com

These persons have been designated for service in accordance with Rule 203 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.203 (2020)).

The undersigned hereby certifies that he has read this filing and knows (i) the contents of such filing and the attachments; (ii) that the contents as stated in the filing and in the attachments are true to the best of his knowledge and belief; and (iii) that he possesses full power and authority to sign this filing.

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<sup>7</sup> See 18 C.F.R. Part 154 (2020).

<sup>8</sup> See, e.g., *Gulfstream Natural Gas System, L.L.C.*, 105 FERC ¶ 61,164, at P 11 (2003).

## Enclosures

Certificate of Service

I hereby certify that I have this day caused a copy of the foregoing document to be served upon all shippers on EPNG's pipeline system and interested state regulatory commissions, in accordance with the requirements of Sections 154.208 and 385.2010 of the Commission's Rules of Practice and Procedures.

Dated at Colorado Springs, Colorado as of this 29<sup>th</sup> day of September 2020.

/s/

Francisco Tarin

Post Office Box 1087  
Colorado Springs, CO 80944  
(719) 667-7517

## **Appendix A**

### Primary Receipt and Delivery Point ReDesignation Report

Request # : 93699

Company Name : CONOCO PHILLIPS

Contract No : FT3EA000-FT1EPNG

Status : EXECUTED

Acquired Capacity Agreement : N

Amendment No : 48

Submit Date & Time : 9/17/2020 8:55:47AM

Executed Date & time : 9/17/2020 10:11:09AM

Effective Date : 10/01/2020

ReDesignation End Date : 10/31/2020

Customer Comments :

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
<b>Current</b>								
49027	DELPROC/EPNG (IZORRO) ZORRO RECEIPT	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	41,000
<b>Re-Designation</b>								
54856	ETP/EPNG (IPEREGRI) PEREGRINE RECEI	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	41,000

### **Current**

48164	DBMPL/EPNG (IRAMSEYN) RAMSEY NORTH	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	71,000
48454	MEDALDEL/EPNG (ISANDBND) SAND BEND	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	30,000
302381	DCP OPER/EPNG (IPHGOLDS) RES FM PHI	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	15,000
800908	DBMPL/EPNG (IRAMSEYS) RAMSEY SO REC	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	60,000

### **Updated TSA Entitlements\***

48164	DBMPL/EPNG (IRAMSEYN) RAMSEY NORTH	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	71,000
48454	MEDALDEL/EPNG (ISANDBND) SAND BEND	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	30,000
54856	ETP/EPNG (IPEREGRI) PEREGRINE RECEI	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	41,000

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
302381	DCP OPER/EPNG (IPHGOLDS) RES FM PHI	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	15,000
800908	DBMPL/EPNG (IRAMSEYS) RAMSEY SO REC	301016	SOCETS/EPNG (DSCALEHR) SOCIAL EHRENB	SS1	27	10/01/2020	10/31/2020	60,000

\*Note: The Updated TSA Entitlements represent the TSA entitlements once the re-designations have been approved and executed. These may vary from the original request as provided by the tariff in the GT&C, Section 8.1 (f) (iii) (C). To view the final approved TSA entitlements, log into DART and select Contracts and Amendments.



Agreement No. FT3EA000-FT1EPNG

EXHIBIT A  
 To The  
 Firm Transportation Service Agreement  
 Rate Schedule FT-1  
 between  
 El Paso Natural Gas Company, L.L.C.  
 and ConocoPhillips Company (Shipper)  
 Dated: September 17, 2020

Effective Dates: October 1, 2020 – October 31, 2020

Primary Receipt PIN Name	Rec PIN	Primary Delivery PIN Name	Del PIN	Flow Path	Maximum Quantity - D-Code (Dth/d) 1/												Delivery Pressure (p.s.i.g.) Not less than 2/	Delivery Pressure (p.s.i.g.) Not greater than 2/
					January	February	March	April	May	June	July	August	September	October	November	December		
IRAMSEYS	800908	DSCALEHR	301016	SS1										60,000				
IPHGOLDS	302381	DSCALEHR	301016	SS1										15,000				
IRAMSEYN	48164	DSCALEHR	301016	SS1										71,000				
ISANDBND	48454	DSCALEHR	301016	SS1										30,000				
IPEREGRI	54856	DSCALEHR	301016	SS1										41,000				
TRANSPORTATION CONTRACT DEMAND														217,000				

Ex. A-1

Agreement No. FT3EA000-FT1EPNG

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 El Paso Natural Gas Company, L.L.C.  
 and ConocoPhillips Company (Shipper)  
 Dated: September 17, 2020

Effective Dates: November 1, 2020 – October 31, 2025

Primary Receipt PIN Name	Rec PIN	Primary Delivery PIN Name	Del PIN	Flow Path	Maximum Quantity - D-Code (Dth/d) 1/												Delivery Pressure (p.s.i.g.) Not less than 2/	Delivery Pressure (p.s.i.g.) Not greater than 2/
					January	February	March	April	May	June	July	August	Sept	October	Nov	Dec		
IRAMSEYS	800908	DSCALEHR	301016	SS1	60,000	60,000	60,000	60,000	60,000	60,000	60,000	60,000	60,000	60,000	60,000	60,000		
IPHGOLDS	302381	DSCALEHR	301016	SS1	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000		
IRAMSEYN	48164	DSCALEHR	301016	SS1	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000		
ISANDBND	48454	DSCALEHR	301016	SS1	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000		
IZORRO	49027	DSCALEHR	301016	SS1	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000		
TRANSPORTATION CONTRACT DEMAND					217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000		

Shipper's Transportation Contract Demand: See ¶ 11

1/ The sum of the Maximum Quantities identified above is equal to Shipper's Transportation Contract Demand for that Month.

2/ Unless otherwise specified on this Exhibit A, the pressure(s) for the point(s) listed above shall be the pressure existing from time to time at the metering facility; provided, however, Transporter reserves the right to deliver quantities at pressures up to the MAOP of that facility.

Ex. A-2

Agreement No. FT3EA000-FT1EPNG

EXHIBIT B  
 To The  
 Transportation Service Agreement  
 between  
 El Paso Natural Gas Company, L.L.C.  
 and ConocoPhillips Company (Shipper)  
 Dated: September 17, 2020

Primary Receipt Point(s)	Reservation Rate 1/	Usage Rate 1/	Fuel 2/	Surcharges 3/
As listed in Exhibit A	(1a)			

Primary and Alternate Receipt Point(s) / Location(s)	Primary and Alternate Delivery Point(s) / Location(s)	Effective Dates	Reservation Rate 1/	Maximum Quantity - D-Code (dth/d)	Usage Rate 1/	Authorized Overrun Rate 1/	Fuel 2/	Surcharges 3/
302347 STML SJN 302344 STML ANA 302346 STML PER	All Delivery points available on the EPNG mainline system as of April 1, 2015	October 1, 2020 – October 31, 2025	(1a)					
302347 STML SJN 302344 STML ANA 302346 STML PER	332535 TEXSYCMR 332525 SFEMIDW 332510 CHE17Z 332513 CHETAFT 332523 MOBSMID 332537 UPCHINA 332518 DESKFRNT 332527 SHLMTPS 332512 CHERACTK 332519 DESMCKIT 332507 ARCCRKSP 332529 SHLSEKN 332524 SFEKR 332528 SHLNKERN 332508 ARCOXFRD 332522 MOBNMID 332509 B&CBORON 332520 EDICLWTR	October 1, 2020 – October 31, 2025	(1a)					

	332534 TEXMMSET 332521 MOB17Z 332526 SHL17Z 332533 TEX17Z 332511 CHEKR 332517 DESBMTN 332532 TEHCWD 332542 OXY17Z 332541 MCPHRMTP 332544 TXGRAPE 302144 LAPALOMA 332552 SUNRISE 332555 SIDEWNR 332553 PASTORIA 332569 DAGMOJ 332575 POSOCREK 800905 FORDCTYD 800904 DFAIRFLD							
216823 STML ANA 216822 STML SJN 216824 STML PER	332531 SOCWR 332554 KRAMER	October 1, 2020 - October 31, 2025	(1a)					
302347 STML ANA 302344 STML SJN 302346 STML PER	301016 DSCALEHR 332503 DSCALTOP 332505 DMOJAVE 314604 DPG&ETOP	October 1, 2020 – October 31, 2025		100,000		(1b)	-	-
216823 STML ANA 216822 STML SJN 216824 STML PER	314980 IBLYTHE 301693 INORBAJA	October 1, 2020 – October 31, 2025	(1a)					

1/ Unless otherwise agreed by the Parties in writing, the rates for service shall be Transporter's maximum rates, as may be changed from time to time, for service under Rate Schedule FT-1 or other superseding Rate Schedules. The reservation rate shall be payable regardless of quantities transported.

1a - As provided in Section 4.18 of the GT&C of Transporter's Tariff, the parties agree to the following negotiated rate(s) of \$12.4709 stated as a monthly rate per Dekatherm. Notwithstanding Paragraph 13 of this Agreement, this negotiated reservation rate shall remain unchanged for the term of this Agreement.

1b - As provided in Section 4.17 of the GT&C of Transporter's Tariff, the parties agree to the following discount rate(s) of \$0.1500 per Dekatherm shall apply to Daily Authorized Overrun quantities up to a sum total of 100,000 Dth per Day for all specified point combinations as stated in the "Maximum Quantity" column. The rate(s) charged under this Agreement shall not be less than the minimum, nor greater than the maximum rate provided in Transporter's Tariff.

1c - As provided in Section 4.17 of the GT&C of Transporter's Tariff, the parties agree to the following discount rate(s) of \$0.0038 per Dekatherm per Day in addition to the monthly rate set forth in Footnote (1a). The rate(s) charged under this Agreement shall not be less than the minimum, nor greater than the maximum rate provided in Transporter's Tariff.

2/ Fuel and L&U shall be as stated on Transporter's Statement of Rates in the Tariff, as they may be changed from time to time, unless otherwise agreed between the Parties.

3/ Surcharges, if applicable: Unless otherwise specified, all applicable surcharges shall be the maximum surcharge rate as stated on the Statement of Rates, as they may be changed from time to time.

ACA:

The ACA Surcharge shall be assessed pursuant to Section 17 of the GT&C of the Tariff.

Agreement No. FT3EA000-FT1EPNG

EXHIBIT A  
 To The  
 Firm Transportation Service Agreement  
 Rate Schedule FT-1  
 between  
 El Paso Natural Gas Company, L.L.C.  
 and ConocoPhillips Company (Shipper)  
 Dated: ~~September 17~~ August 26, 2020

Effective Dates: ~~October 1~~ September 4, 2020 – ~~October 31~~ September 30, 2020

Primary Receipt PIN Name	Rec PIN	Primary Delivery PIN Name	Del PIN	Flow Path	Maximum Quantity - D-Code (Dth/d) 1/												Delivery Pressure (p.s.i.g.) Not less than 2/	Delivery Pressure (p.s.i.g.) Not greater than 2/
					January	February	March	April	May	June	July	August	September	October	November	December		
IRAMSEYS	800908	DSCALEHR	301016	SS1									<del>60,000</del>	<u>60,000</u>				
IPHGOLDS	302381	DSCALEHR	301016	SS1									<del>45,000</del>	<u>15,000</u>				
IRAMSEYN	48164	DSCALEHR	301016	SS1									<del>74,000</del>	<u>71,000</u>				
ISANDBND	48454	DSCALEHR	301016	SS1									<del>30,000</del>	<u>30,000</u>				
IPEREGRI	54856	DSCALEHR	301016	SS1									<del>44,000</del>	<u>41,000</u>				
TRANSPORTATION CONTRACT DEMAND													<del>247,000</del>	<u>217,000</u>				

Ex. A-1

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Dated: ~~September 17~~ August 26, 2020

Effective Dates: ~~November 1~~ October 1, 2020 – October 31, 2025

Primary Receipt PIN Name	Rec PIN	Primary Delivery PIN Name	Del PIN	Flow Path	Maximum Quantity - D-Code (Dth/d) 1/												Delivery Pressure (p.s.i.g.) Not less than 2/	Delivery Pressure (p.s.i.g.) Not greater than 2/
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IPHGOLDS	302381	DSCALEHR	301016	SS1	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000		
IRAMSEYN	48164	DSCALEHR	301016	SS1	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000	71,000		
ISANDBND	48454	DSCALEHR	301016	SS1	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000		
IZORRO	49027	DSCALEHR	301016	SS1	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000	41,000		
TRANSPORTATION CONTRACT DEMAND					217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000	217,000		

Shipper's Transportation Contract Demand: See ¶ 11

1/ The sum of the Maximum Quantities identified above is equal to Shipper's Transportation Contract Demand for that Month.

2/ Unless otherwise specified on this Exhibit A, the pressure(s) for the point(s) listed above shall be the pressure existing from time to time at the metering facility; provided, however, Transporter reserves the right to deliver quantities at pressures up to the MAOP of that facility.

Ex. A-2

Agreement No. FT3EA000-FT1EPNG

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Transportation Service Agreement  
between  
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and ConocoPhillips Company (Shipper)  
Dated: ~~September 17~~ August 26, 2020

Primary Receipt Point(s)	Reservation Rate 1/	Usage Rate 1/	Fuel 2/	Surcharges 3/
As listed in Exhibit A	(1a)			

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302347 STML SJN 302344 STML ANA 302346 STML PER	All Delivery points available on the EPNG mainline system as of April 1, 2015	<del>October</del> <u>September</u> 1, 2020 – October 31, 2025	(1a)					
302347 STML SJN 302344 STML ANA 302346 STML PER	332535 TEXSYCMR 332525 SFEMIDW 332510 CHE17Z 332513 CHETAFT 332523 MOBSMID 332537 UPCHINA 332518 DESKFRNT 332527 SHLMTPS 332512 CHERACTK 332519 DESMCKIT 332507 ARCCRKSP 332529 SHLSEKN 332524 SFEKR 332528 SHLNKERN 332508 ARCOXFRD 332522 MOBNMID 332509 B&CBORON 332520 EDICLWTR	<del>October</del> <u>September</u> 1, 2020 – October 31, 2025	(1a)					

Issued on: September 29, 2020

Effective on: October 1, 2020



	332534 TEXMMSET 332521 MOB17Z 332526 SHL17Z 332533 TEX17Z 332511 CHEKR 332517 DESBMTN 332532 TEHCWD 332542 OXY17Z 332541 MCPHRMTP 332544 TXGRAPE 302144 LAPALOMA 332552 SUNRISE 332555 SIDEWNR 332553 PASTORIA 332569 DAGMOJ 332575 POSOCREK 800905 FORDCTYD 800904 DFAIRFLD							
216823 STML ANA 216822 STML SJN 216824 STML PER	332531 SOCWR 332554 KRAMER	<del>October</del> September ber 1, 2020 - October 31, 2025	(1a)					
302347 STML ANA 302344 STML SJN 302346 STML PER	301016 DSCALEHR 332503 DSCALTOP 332505 DMOJAVE 314604 DPG&ETOP	<del>October</del> September ber 1, 2020 - October 31, 2025		100,000		(1b)	-	-
216823 STML ANA 216822 STML SJN 216824 STML PER	314980 IBLYTHE 301693 INORBAJA	<del>October</del> September ber 1, 2020 - October 31, 2025	(1a)					

1/ Unless otherwise agreed by the Parties in writing, the rates for service shall be Transporter's maximum rates, as may be changed from time to time, for service under Rate Schedule FT-1 or other superseding Rate Schedules. The reservation rate shall be payable regardless of quantities transported.

1a - As provided in Section 4.18 of the GT&C of Transporter's Tariff, the parties agree to the following negotiated rate(s) of \$12.4709 stated as a monthly rate per Dekatherm. Notwithstanding Paragraph 13 of this Agreement, this negotiated reservation rate shall remain unchanged for the term of this Agreement.

1b - As provided in Section 4.17 of the GT&C of Transporter's Tariff, the parties agree to the following discount rate(s) of \$0.1500 per Dekatherm shall apply to Daily Authorized Overrun quantities up to a sum total of 100,000 Dth per Day for all specified point combinations as stated in the "Maximum Quantity" column. The rate(s) charged under this Agreement shall not be less than the minimum, nor greater than the maximum rate provided in Transporter's Tariff.

1c - As provided in Section 4.17 of the GT&C of Transporter's Tariff, the parties agree to the following discount rate(s) of \$0.0038 per Dekatherm per Day in addition to the monthly rate set forth in Footnote (1a). The rate(s) charged under this Agreement shall not be less than the minimum, nor greater than the maximum rate provided in Transporter's Tariff.

2/ Fuel and L&U shall be as stated on Transporter's Statement of Rates in the Tariff, as they may be changed from time to time, unless otherwise agreed between the Parties.

3/ Surcharges, if applicable: Unless otherwise specified, all applicable surcharges shall be the maximum surcharge rate as stated on the Statement of Rates, as they may be changed from time to time.

ACA:

The ACA Surcharge shall be assessed pursuant to Section 17 of the GT&C of the Tariff.