

**INDUSTRIAL FIRM TRANSPORTATION RATE
SCHEDULE 6080**

APPLICABLE:

To any new industrial class of customer connected to Lexington Utilities' gas system and whose estimated average daily consumption is equal to or greater than 5000 therms per day:

- a. To the extent that Lexington Utilities and customer have adequate facilities and equipment available and in place for transporting and delivery of such volumes of gas;
- b. When a Customer has executed a Service Agreement with Lexington Utilities wherein Lexington Utilities agrees to transport and deliver volumes of gas received for the Customer as specified therein.

CHARACTER OF SERVICE:

Transportation of natural gas by Lexington Utilities under this rate schedule shall be on a firm basis.

MONTHLY RATE:

| | |
|----------------------|--------------------|
| Customer Charge | \$375.00 |
| First 100,000 Therms | \$.1540 per Therm |
| Next 50,000 Therms | \$.0880 per Therm |
| Over 150,000 Therms | \$.0576 per Therm |

DETERMINATION OF DELIVERIES:

The volumes of gas transported pursuant to this schedule shall be the volumes delivered to Lexington Utilities by the customer at point of delivery. Firm or interruptible sales gas delivered during the same period shall be billed as the first gas through the customer's meter each month. Transportation gas delivered hereunder shall be billed as the remaining gas through the customer's meter each month.

BALANCING OF TRANSPORTATION VOLUMES:

Receipts and deliveries of gas hereunder shall be at rates of flow uniform with the customer's consumption with no significant imbalances.

Any time the customer is consistently using more or less gas than is being delivered to Lexington Utilities for the customer's account, it shall be the customer's responsibility to bring its supply and requirements into balance. For the purpose of the pre-determine allocation method, it is assumed that Lexington Utilities' system supply is the first gas through the meter during any period. Any imbalances will be allocated prorate among transportation customers.

In certain situations, and at Lexington Utilities' sole discretion, customers must balance within 10% of their daily deliveries and within 5% of their monthly deliveries in order to maintain the integrity of the system.

In instances where there is an over-deliver of supply, Lexington Utilities at its option, may cash-out this over-supply and purchase any or all of the excess volumes at a rate of 20 cents per dekatherm lower than its lowest cost of commodity supply that month.

In instances where there is an under-deliver of supply, Lexington Utilities at its option, may cash-out this under-supply and sell any or all of the deficit volumes to the customer at a rate of 20 cents per dekatherm higher than the firm sales tariff rate for that month.

In addition, the customer will also be charged imbalance penalties in instances where Lexington Utilities incurs imbalance or overrun penalties from the pipeline supplier due to overruns or under-deliveries. These charges will be based on a prorata share of the total penalty attributed to the customer.

OPERATIONAL FLOW ORDER:

Lexington Utilities reserves the right to lower the imbalance limits stated in the "Balancing of Transportation Volumes" section of this tariff or suspend transportation service entirely on any day, when in Lexington Utilities' sole opinion, its operating conditions are such that tighter tolerance limits or suspension of service is necessary.

LATE PAYMENT CHARGE:

Unless bill is paid on or before 5 days after the due date as shown on bill, the account will be assessed late fees as outlined in the City's fee schedule.

SPECIAL PROVISIONS:

1. The customer will operate within the guidelines required by Lexington Utilities' pipeline transporter. The customer, or its agent, shall inform Lexington Utilities, or its agent, by 9:00am of the working day prior to the day the gas is to be delivered, of the anticipated consumption level and the volume requested for delivery. At that time, Lexington Utilities, or its agent, shall inform the customer of any restrictions on the volume requested for delivery.
2. The customer, or its agent, is responsible for all of the necessary arrangements and notification for the scheduling of transportation on the pipeline.
3. The customer must purchase the necessary software package provided by Lexington Utilities to make possible daily monitoring of gas flows.
4. Gas transported on this schedule shall be separately metered and shall not be used interchangeably with firm gas purchased on any schedule.
5. The term of the contract shall be for a term of not less than one year.
6. All rate and tariff schedules are subject to the City's stranded costs provisions. Effective July 1, 2000, customers that switch from firm sales service to any other service or schedule is subject to a stranded cost adjustment to their bill. This charge will be based upon, but not limited to, their usage characteristics, related supply requirements, related pipeline demand/reservation charges, stranded distribution investment and other related stranded costs created by the switching of service.
7. Customers must remain on this Tariff schedule for a period of no less than 12 months before switching tariffs or service.

RECONNECTION CHARGE:

There shall be a charge for reconnection of services terminated because of non-payment of bills in accordance with the City Code.