

March 29, 2010

Ms. Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

Re: Northern Border Pipeline Company  
Negotiated Rate Agreement  
Docket No. RP10-\_\_\_\_\_

**Northern Border Pipeline Company**

717 Texas Street, Suite 2400  
Houston, TX 77002-2761

Eva N. Neufeld  
Associate General Counsel

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Dear Ms. Bose:

Pursuant to Section 4 of the Natural Gas Act ("NGA") and Part 154 of the Federal Energy Regulatory Commission's ("Commission" or "FERC") Regulations,<sup>1</sup> Northern Border Pipeline Company ("Northern Border") hereby submits for filing a revised tariff sheet<sup>2</sup> to be part of its FERC Gas Tariff, Second Revised Volume No. 1 ("Tariff"). This revised tariff sheet is being submitted to update Northern Border's reporting of a negotiated rate transaction Northern Border has entered into with Tidal Energy Marketing (US) LLC ("Tidal"). Northern Border requests that the Commission accept the proposed tariff sheet to be effective April 1, 2010.

The names, titles, mailing addresses, and telephone numbers of those persons to whom correspondence and communications concerning this filing should be addressed are as follows:

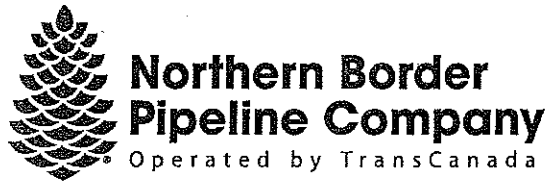
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\* Persons designated for official service pursuant to Rule 2010.

<sup>1</sup> 18 C.F.R. Part 154 (2010).

<sup>2</sup> Specifically, Northern Border is submitting Twenty-Fourth Revised Sheet No. 99A.



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#### Statement of the Nature, Reasons and Basis for Filing

This filing is being submitted to update Northern Border's reporting of a negotiated rate transaction initiated in accordance with the Commission's May 16, 2001 Order in Docket No. RP01-377-000.<sup>3</sup> Within Northern Border's Tariff, Sheet No. 99A (Statement of Negotiated Rates) lists each negotiated rate agreement, identifying the: shipper, agreement number, applicable rate schedule, contract quantity, reservation charge, commodity rate, primary receipt and delivery points, and termination date.

By this filing, Northern Border is modifying Sheet No. 99A to reflect the addition of a new negotiated rate agreement under Rate Schedule T-1 with Tidal. Service under the Tidal agreement commences on April 1, 2010.

This negotiated rate agreement between Northern Border and Tidal does not contain any provision that deviates in any material respect from Northern Border's T-1 Form of Service Agreement in its Tariff.

#### Effective Date and Request for Waiver

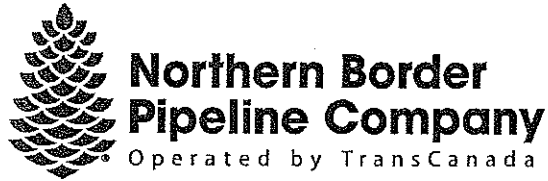
Northern Border requests that the tariff sheet attached at Appendix A be made effective on April 1, 2010, and respectfully requests waiver of Section 154.207 of the Commission's Regulations<sup>4</sup> along with any other waivers necessary to allow for this effective date.

#### Other Filings Which May Affect This Proceeding

There are no other filings before the Commission that may significantly affect the changes proposed herein.

<sup>3</sup> Northern Border Pipeline Company, 95 FERC ¶ 61,207 (2001).

<sup>4</sup> See Statement of Policy on Alternatives to Traditional Cost-of-Service Ratemaking for Natural Gas Pipelines and Regulation of Negotiated Transportation Services of Natural Gas Pipelines, 74 FERC ¶ 61,076 at 61,241-242 (1996) (indicating that the Commission will "readily grant requests to waive the 30-day notice requirement").



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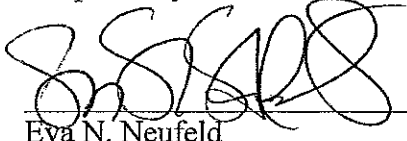
In accordance with Section 154.7 of the Commission's Regulations, Northern Border is submitting the following, including an original and five (5) copies of items 1-3:

- 1) This transmittal letter;
- 2) The revised tariff sheet (Appendix A);
- 3) A red line strike-out version of the revised tariff sheet (Appendix B); and
- 4) A computer diskette containing the required electronic filing information for the above-referenced filing.

A copy hereof, together with all enclosures except for the computer diskette, is being served upon all jurisdictional customers and interested state regulatory agencies.

Please confirm receipt of this filing by so indicating on the enclosed copy of this filing and returning it to the undersigned in the envelope provided.

Respectfully submitted,



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Eva N. Neufeld  
Associate General Counsel  
Northern Border Pipeline Company  
By: TransCanada Northern Border Inc., Its Operator

Enclosures

# **Appendix A**

STATEMENT OF NEGOTIATED RATES (1) (2)

Shipper Name	Agreement Number	Rate Schedule	Contract Quantity (Dth/day)	Reservation Charge (3)	Commodity Rate (5)	Primary Receipt Point	Primary Delivery Point	Termination Date
Northern Illinois Gas Company d/b/a Nicor Gas	FB0252	T-1B	50,000	0	3.66 cents (4)	Channahon	Troy Grove	10-31-12
BP Canada Energy Marketing Corp.	T2206F (7)	T-1	58,766 (6)	3.60 cents (5)	.06 cents (5)	Ventura	Manhattan	04-29-14
Dakota Gasification Company	T2577F (7)	T-1	30,000 (6)	3.60 cents (5)	.06 cents (5)	Harper	North Hayden	05-04-16
Tenaska Marketing Ventures	T2576F (7)	T-1	30,000 (6)	3.60 cents (5)	.06 cents (5)	Harper	North Hayden	05-04-16
Tenaska Marketing Ventures	T2574E (7)	T-1	9,117 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	12-04-11
ONEOK Energy Marketing and Trading Co., L.P.	T2575F	T-1	25,000 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	11-29-11
Tenaska Marketing Ventures	T5008F	T-1	2,117 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	12-04-11
Northern States Power Company, a Minnesota Corporation	FB0676	T-1B	59,681	1.00 cents	(9)	DP Transfer Point	Ventura	03-31-27
Northern States Power Company, a Minnesota Corporation	DP001F (7)	FCS-DP	60,000	13.00 cents (11)	0.00 cents (10)	DP Receipt Point	DP Transfer Point	09-31-27
Tidal Energy Marketing (US) LLC	T6469F	T-1	20,278 (6)	25.00 cents (12)	(13)	Port of Morgan	Ventura	03-31-11

- (1) Unless otherwise noted, negotiated contracts do not deviate in any material respect from the applicable form of service agreement set forth in Company's FERC Gas Tariff.
- (2) Unless otherwise noted, rates are inclusive of all surcharges.
- (3) Unless otherwise noted, this Tariff sheet reflects the essential elements of the negotiated contracts, including a specification of all consideration.
- (4) The Commodity Charge rate is per 100 Dekatherm-miles and it does not include the FERC ACA; however, an ACA charge is applicable to the Dekatherm-miles under this contract in accordance with Subsection 16.1 of the General Terms and Conditions.
- (5) The Demand Charge and Commodity Charge are per 100 Dekatherm-miles and are established for the primary term of the Service Agreement. The Commodity Charge rate does not include the FERC ACA. However, an ACA charge is applicable to the Dekatherm-miles transported under this contract in accordance with Subsection 16.1 of the General Terms and Conditions. Compressor Usage Surcharge is not applicable to the Service Agreement.
- (6) Contract Quantity stated in Mcf/day.
- (7) Identified as non-conforming agreement in Section 43 of the General Terms and Conditions.
- (8) The daily rate of \$.265/Dth shall apply. The daily reservation charge component shall be determined by subtracting the applicable daily Compressor Usage Surcharge amount from the revenue calculated by applying the total daily rate per Dekatherm to Shipper's applicable Contract Quantity. In addition, the applicable Maximum Commodity Rate and ACA surcharge will be charged on a per 100 Dekatherm-miles basis.
- (9) Plus the applicable commodity charge and other rates and charges set forth in Subsection 3.1 of Rate Schedule T-1B.
- (10) Plus all applicable surcharges, including any costs incurred by Company for or related to taxes or fees imposed, currently or in the future and 2) a negotiated Compressor Fuel Gas Percentage of .53%.
- (11) Rate is per dekatherm.
- (12) The Reservation Charge of \$0.2500/Dth is the weighted-average of a \$0.2160/Dth demand billed for the Production Months of April through October and a \$0.2983/Dth demand billed for the Production Months of November through March.
- (13) Plus the applicable Commodity Charges and Other Rates and Charges set forth in Subsection 3.1 of Rate Schedule T-1.

Issued by: John A. Roscher, Director of Rates & Tariffs  
 Issued on: March 29, 2010

Effective on: April 1, 2010

# **Appendix B**

STATEMENT OF NEGOTIATED RATES (1) (2)

Shipper Name	Agreement Number	Rate Schedule	Contract Quantity (Dth/day)	Reservation Charge (3)	Commodity Rate (3)	Primary Receipt Point	Primary Delivery Point	Termination Date
Northern Illinois Gas Company d/b/a Nicor Gas	FB0252	T-1B	50,000	0	3.56 cents (4)	Channahon	Troy Grove	10-31-12
BP Canada Energy Marketing Corp.	T2206F (7)	T-1	58,766 (5)	3.60 cents (5)	.06 cents (5)	Ventura	Manhattan	04-29-14
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Tenaska Marketing Ventures	T2574F (7)	T-1	9,117 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	12-04-11
ONEOK Energy Marketing and Trading Co., L.P.	T2575F	T-1	25,000 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	11-29-11
Tenaska Marketing Ventures	T5008F	T-1	2,117 (6)	3.60 cents (5)	.06 cents (5)	Ventura	North Hayden	12-04-11
Northern States Power Company, a Minnesota Corporation	FB0676	T-1B	59,681	1.00 cents	(9)	DP Transfer Point	Ventura	03-31-27
Northern States Power Company, a Minnesota Corporation	DP001F (7)	FCS-DP	60,000	13.00 cents (11)	0.00 cents (10)	DP Receipt Point	DP Transfer Point	03-31-27
Tidal Energy Marketing (US) LLC	T6469F	T-1	20,278 (6)	25.00 cents (12)	(13)	Port of Morgan	Ventura	03-31-11

- (1) Unless otherwise noted, negotiated contracts do not deviate in any material respect from the applicable form of service agreement set forth in Company's FERC Gas Tariff.
- (2) Unless otherwise noted, rates are inclusive of all surcharges.
- (3) Unless otherwise noted, this tariff sheet reflects the essential elements of the negotiated contracts, including a specification of all consideration, this contract in accordance with Subsection 16.1 of the General Terms and Conditions.
- (4) The Commodity Charge rate is per 100 Dekatherm-miles and it does not include the FERC ACA; however, an ACA charge is applicable to the Dekatherm-miles under this contract in accordance with Subsection 16.1 of the General Terms and Conditions.
- (5) The Demand Charge and Commodity Charge are per 100 Dekatherm-miles and are established for the primary term of the Service Agreement. The Commodity Charge rate does not include the FERC ACA. However, an ACA charge is applicable to the Dekatherm-miles transported under this contract in accordance with Subsection 16.1 of the General Terms and Conditions. Compressor Usage Surcharge is not applicable to the Service Agreement.
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- (9) Plus the applicable Commodity charge and other rates and charges set forth in Subsection 3.1 of Rate Schedule T-1B.
- (10) Plus all applicable surcharges, including any costs incurred by Company for or related to taxes or fees imposed, currently or in the future and 2) a negotiated Compressor Fuel Gas Percentage of .53%.
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- (13) Plus the applicable Commodity Charges and Other Rates and Charges set forth in Subsection 3.1 of Rate Schedule T-1.