

**GREEN VALLEY LANDFILL GAS PURCHASE AGREEMENT
AMENDMENT NO. 1**

THIS LANDFILL GAS PURCHASE AGREEMENT AMENDMENT, made and entered into this 2nd day of Nov., 2022, by and between Green Valley Landfill General Partnership, whose address is 1594 Green Valley Drive, Grayson, Kentucky 41143, hereinafter called "Seller;" and East Kentucky Power Cooperative, Inc., a Kentucky corporation with its principal office at 4775 Lexington Road, P. O. Box 707, Winchester, Kentucky 40392-0707, hereinafter called "Purchaser."

WITNESSETH

WHEREAS, Purchaser and Seller entered into a Landfill Gas Purchase Agreement dated, December 12, 2002 for the purchase and sale of Landfill Gas produced at Seller's Green Valley Landfill for Purchaser's Landfill-Gas-To-Energy Facility, located near Grayson, Kentucky (hereinafter referred to as the "Agreement");

WHEREAS, Purchaser and Seller wish to amend certain provisions of the Agreement to modify the gas purchase price schedule;

NOW, THEREFORE, for and in consideration of the mutual covenants contained herein, the Parties hereby agree, effective this 2nd day of Nov., 2022, to amend the Agreement as follows:

- 1. The gas purchase price will be amended to the performance based schedule:

<u>Capacity Factor</u>	<u>Gas Purchase Price</u>
90% - 100%	\$0.75/mmBtu
80% -89%	\$0.50/mmBtu
< 80%	Original contract terms

Where;

Capacity factor = gross generation for period / [rating * (hours in period – maintenance hours)] * 100

Gross generation for period = total gross generation of facility for period (MWh)

Rating = 0.8 MW

Hours in period = hours in month * number of installed units

Number of installed units = 3 (currently)


Maintenance hours = total hours units off-line due to maintenance per EKPC PMRS (or succeeding EKPC measurement system)

2. Except as expressly amended by this amendment, the Agreement remains unchanged and in full force and effect.

IN TESTIMONY WHEREOF, WITNESS the signatures of the undersigned duly authorized representatives, on the date first above written, in triplicate originals, for and on behalf of said parties.

ATTEST:

SELLER: Green Valley Landfill General Partnership


Secretary Notary Public

BY: 
General Manager

ATTEST:

PURCHASER: East Kentucky Power Cooperative, Inc.


Secretary

BY: 
Sr. VP Power Supply