## AMENDMENT TO ELECTRIC SERVICE AGREEMENT

THIS AMENDMENT TO ELECTRIC SERVICE AGREEMENT is by and between KENERGY CORP., a Kentucky corporation, 6402 Corydon Road, Henderson, KY, 42420 ("Seller") and ARMSTRONG COAL COMPANY, INC., 407 Brown Road, Madisonville, KY 42431 ("Consumer"). The Seller and Consumer are collectively referred to herein as the "Parties". The terms, covenants, and conditions set forth herein are intended to and shall have the same force and effect as if set forth at length in the body of the Electric Service Agreement entered into separately by Seller and Consumer.

WHEREAS, Seller is the retail electric supplier to Consumer; and

WHEREAS, Consumer entered into an Electric Service Agreement with Seller dated September 27, 2010, with an effective date of November 1, 2010; and

WHEREAS, Seller and Consumer wish to amend the terms of the Electric Service Agreement;

**NOW, THEREFORE**, in consideration of the mutual agreements, covenants and other promises set forth herein, the mutual benefits to be gained by the performance thereof, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and accepted, the Parties agree as follows:

- 1. Consumer's maximum contract demand shall be 1,667 kW and the minimum contract demand for billing purposes shall be 1,000 kW for any billing period.
- 2. Defined terms used herein shall have the same meaning defined in the Agreement.
- 3. Other than as set forth herein, the Electric Service Agreement shall remain unamended and in full force and effect. KENTUCKY

KENTUCKY PUBLIC SERVICE COMMISSION
JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH
Bunt Kirtley
EFFECTIVE
4/25/2015
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

4. This Amendment shall not become effective until all of the following occur:

0

- the amended terms are accepted or otherwise approved in writing by the Kentucky Public Service Commission;
- the Wholesale Agreement between Seller and Big Rivers Electric Corporation is approved by Big Rivers Electric Corporation Board of Directors; and
- the Wholesale Agreement is approved by the Rural Utilities Service.
- 5. In all other respects the terms and provisions of the aforementioned Electric Service Agreement, as amended, are adopted and reaffirme

IN TESTIMONY HEREOF, witness the hands of the parties hereto, this day of March 2015.

## SELLER:

**KENERGY CORP.** 

T. Ment

GREGORY STARHEIM, President and CEO

**CONSUMER:** 

ARMSTRONG COAL COMPANY, INC.

E. aller

KENNETH E. ALLEN, Chief Operating Officer

ſ	KENTUCKY PUBLIC SERVICE COMMISSION
ſ	JEFF R. DEROUEN EXECUTIVE DIRECTOR
Γ	TARIFF BRANCH
	Bunt Kirtley
Γ	EFFECTIVE
L	4/25/2015
L	PURSUANT TO 807 KAR 5:011 SECTION 9 (1)