

FIRST AMENDMENT TO LEASE AND LICENSE AGREEMENT

THIS FIRST AMENDMENT TO LEASE AND LICENSE AGREEMENT is made and entered into on the date indicated on the City signature page below, by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado, on behalf of its Department of Aviation (“**City**”), and **OAK LEAF SOLAR 56 LLC**, a Colorado limited liability company (“**Operator**”).

WITNESSETH

WHEREAS, the Parties entered into a Lease and License Agreement for the array known as “Solar IX,” Jaggaer 202262383 (the “**Existing Lease**”); and

WHEREAS, the Parties desire to amend the **Existing Lease** to correct a typographical error in the Existing Lease affecting the annual License Fee for the License Area; and

NOW, THEREFORE, for the reasons and consideration stated herein and in the Existing Lease, the Existing Lease is hereby amended to read as follows:

1. Section 5.01.B of the Existing Lease is deleted in its entirety and replaced with the following paragraph:

B. License Area. Operator agrees to pay the City for use of the License Area a License Fee of Twenty-Five Hundred Dollars (\$2500.00) per year beginning on the Effective Date, and thereafter on January 1 of each calendar year of the Term; this amount shall escalate at 2% per year for the duration of the Term. This amount shall be paid in advance and without demand during the Term, as it may be modified from time to time, subject to the City’s right to reestablish fees under Section 5.05. The License Fee for any partial month during the Term shall be prorated on a per diem basis.

2. Except as expressly modified or amended herein, all terms and conditions of the Existing Lease shall remain in full force and effect as though set out in full here, and are hereby ratified and reaffirmed.
3. This First Amendment is expressly subject to and shall not be or become effective or binding on the City until approved by the Denver City Council and fully executed by all signatories of the City.

[SIGNATURE PAGES FOLLOW]

Contract Control Number: PLANE-202265794-01
Contractor Name: OAK LEAF SOLAR 56 LLC

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of:

SEAL

CITY AND COUNTY OF DENVER:

ATTEST:

By:

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

Attorney for the City and County of Denver

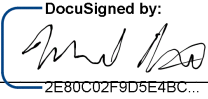
By:

By:

By:

Contract Control Number:
Contractor Name:

PLANE-202265794-01
OAK LEAF SOLAR 56 LLC

By:  _____

Name: Mehul Mehta
(please print)

Title: Chief Investment Officer
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)