



COPY

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RECORDING REQUESTED BY AND
WHEN RECORDED, RETURN TO:

ENGIE North America
New Moon Wind Project, LLC
3760 State Street, Ste. 200
Santa Barbara, CA 93105
Attn: Land Dept.

MEMORANDUM OF SECOND AMENDMENT TO EASEMENT FOR WIND ENERGY DEVELOPMENT

This **MEMORANDUM OF SECOND AMENDMENT TO EASEMENT FOR WIND ENERGY DEVELOPMENT** (this "Memorandum") is made and entered into as of December 17, 2024 by and between Martha Ann Casteel, a/k/a Martha A. Casteel, a single person ("Owner"), and New Moon Wind Project, LLC, a Delaware limited liability company ("Developer"), in light of the following facts and circumstances. Owner and Developer are sometimes referred to herein individually as a "Party" and collectively as the "Parties."

RECITALS

A. Owner and Developer are parties to that certain Easement for Wind Energy Development dated as of 8/16/2018, a memorandum of which was recorded on 10/2/2018 in Book 2403 at Page 364 in the official public records of Garfield County, Oklahoma (including any amendments, modifications or extensions thereof, the "Easement"), whereby Owner granted an exclusive easement, *in gross*, to Developer, and Developer took an interest through the Easement from Owner on, over and across that certain real property located in Garfield County, Oklahoma, as more particularly described in Exhibit A attached hereto and incorporated herein by this reference ("Owner's Property").

B. The Parties have amended the Easement pursuant to a Second Amendment to Easement for Wind Energy Development ("Amendment") dated of even date herewith.

C. The Parties desire to execute and record this Memorandum for the purpose of giving public notice of said Amendment and Developer's right, title, and interest in and to Owner's Property under the Easement.

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NOW, THEREFORE, the Parties agree as follows:

1. **Notice of Amendment.** The Parties amended certain confidential terms and conditions of the Easement as set forth in the Amendment, which amended terms and conditions are hereby incorporated into this Memorandum as though fully set forth herein. This Memorandum serves as public notice of the Amendment.

2. **Easement Term Extension.** The Easement Term has been amended such that it commenced on the Effective Date and continues for (i) a Development Period of 15 years, (ii) a Construction Period of 2 years, and (iii) an Operations Period of 40 years, unless earlier expired or terminated in accordance with the terms and conditions of the Easement.

3. **Miscellaneous.**

3.1 **Incorporation of Recitals.** The recitals set forth above are hereby adopted and incorporated into this Memorandum as though fully set forth herein.

3.2 **Ratification.** The Easement, as amended by the Amendment, is hereby ratified and confirmed, and shall continue in full force and effect.

3.3 **Interpretation.** Nothing contained in this Memorandum or the Amendment shall be construed as modifying the Easement except as specifically provided pursuant to the Amendment. Capitalized terms used but not otherwise defined in the Amendment shall have the meanings assigned to them in the Easement. The purpose of this Memorandum is to give public notice of the existence of the Amendment. In the event of any inconsistency between this Memorandum and the terms and conditions of the Amendment, the Amendment shall prevail.

3.4 **Counterparts.** This Memorandum may be executed with counterpart signature pages and in duplicate originals, each of which shall be deemed an original, and all of which together shall constitute a single instrument.

[Signatures on following pages.]

Bk:2701 Pg:102LORIE LEGERE-GARFIELD COUNTY CLERK
State of Oklahoma

IN WITNESS WHEREOF, the Parties have executed this Memorandum, by their authorized representatives, as of the date first set forth above.

OWNER:

Martha Ann Casteel, a/k/a Martha A. Casteel, a single person

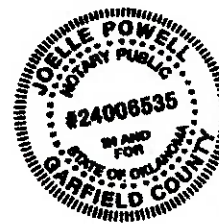
By: Martha Ann Casteel
Name: Martha Ann Casteel

STATE OF Oklahoma)
COUNTY OF Garfield) ss
)

On November 13, 2024 before me, Notary Public, personally appeared Martha Ann Casteel, a/k/a Martha A. Casteel, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Joelle Powell
Notary Public
Printed Name: Joelle Powell
My commission expires: May 17, 2028



[Signatures continued on following page.]

[Signatures continued from preceding page.]

DEVELOPER:

NEW MOON WIND PROJECT, LLC,
a Delaware limited liability company

By: 
Name: Lisa Dellantonio
Title: Authorized Individual

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) SS
COUNTY OF SANTA BARBARA)

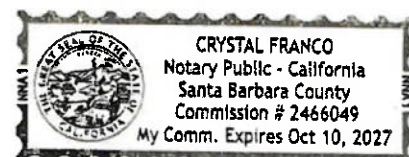
On December 17, 2024, before me, Crystal Franco (Notary Public), personally appeared Lisa Dellantonio, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Notary Public



Bk:2701 Pg:104

LORIE LEGERE-GARFIELD COUNTY CLERK
State of Oklahoma *

EXHIBIT A

DESCRIPTION OF OWNER'S PROPERTY

Real property situated in Garfield County, Oklahoma, described as follows:

The West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 1, Township 20 North, Range 3
W.I.M

Subject to all conveyances, restrictions or reservations of record, if any.