

COMPENSATION AGREEMENT

In consideration for entering into the Transmission Easement on ("**Agreement**") with NextEra Energy Transmission Southwest, LLC, a Delaware limited liability company ("**Grantee**"), the City of Norman, a municipal corporation ("**Grantor**") shall receive the following compensation:

One-Time Payments:

A one-time payment of \$24,000.00 for each acre of Property within the Easement Area depicted on Exhibit B to the Transmission Easement, or otherwise affected by the Easements, including the Transmission Line Easement, Overhang Easement, and Access Easement, within thirty (30) days after the Effective Date.

Crop Compensation (if applicable):

- (a) Grantee shall pay to Grantor, or their lawful tenants, for all damage to crops of Grantor, or their tenants, caused by Grantee while utilizing the Easements for the purposes being granted herein including any damages due to entering onto the Property to make surveys and investigations related to the Project. Each time Grantee exercises its rights under the Easement it shall compensate Grantor or its tenants for all crops, including native or improved grass pasture, lost or destroyed by reason of the use, but in no case shall Grantee be required to pay more than a single, total crop loss in any one crop year. Damages will be calculated by the following formula: $\text{Unit Price} \times \text{Unit Yield Per Acre} \times \text{Acres Damaged} = \text{Damages}$. Prices for damaged or destroyed crops will be based on the average of the last previous March 1st and September 1st Chicago Board of Trade prices for that crop. If the crop is not traded on the Chicago Board of Trade, the price shall be based on the dominant trading exchange for that crop, but the formula shall remain the same. Yield will be the average of the previous three (3) years' yields according to Grantor's records for the smallest parcel of land that includes the damaged area. If Grantor does not have yield records available, the parties will use National Agricultural Statistic Services records or other commonly used yield information available for the area.
- (b) The Parties shall try in good faith to agree to the extent of damage and acreage affected. If they cannot agree, they shall have the area measured and extent of damage assessed by an impartial party such as a crop insurance adjuster or extension agent. A crop compensation form shall be completed and delivered to Grantee within two hundred forty (240) days after the damage occurs. Payment shall be made within sixty (60) days after mutual execution of the crop compensation form.

Allocation: Payment due under the Agreement shall be distributed as follows: 100% to the City of Norman, a municipal corporation.

Signed and completed W-9 form required from each payee before payment is due from Grantee.

Grantor:

The City of Norman, a municipal corporation

By: _____
Larry Heikkila, Mayor

Date

ATTEST: _____
Brenda Hall, City Clerk

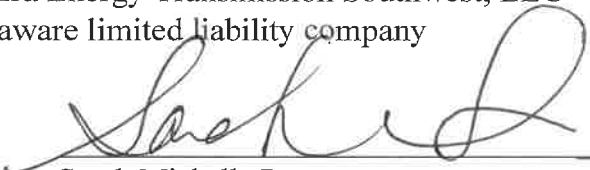
Date

Approved as to form and legality this 30 day of June, 2023.

Elizabeth C. Huchala
City Attorney's Office

Grantee:

NextEra Energy Transmission Southwest, LLC
a Delaware limited liability company

By: 
Sarah Michelle Powers,
Assistant Vice President

6/22/2023
Date

ATTEST: 
Corporate Secretary

6/22/2023
Date