

CONTRACT AGREEMENT

Contract No. W-09548

Les Brandes, France

between

SAS Enavent, 2 rue Président Carnot, FR-69002 Lyon, France, and VAT No. FR08497952150, Code Siret 49795215000033, (hereinafter called "**Employer**")

and

ENERCON GmbH, with its principal place of business at Dreekamp 5, 26605 Aurich, Germany, and for the purpose of this agreement with its registered business address at Z.I. nr. 2, Impasse du Pré Bernot, F-60880 Le Meux, France, VAT No. FR 71 478 980 717, Code Siret 47898071700068, (hereinafter called "**Contractor**")

- both parties are hereinafter referred to as "Party", or jointly, the "Parties" -

RECITALS

- A. The Employer desires the execution of certain works known as the delivery, installation and commissioning of wind energy converters (hereinafter "WECs") for a 15 MW wind farm, at a site in Saint Secondin, FR-86350, Vienne, France. These works shall also include the building of access roads and crane platforms, the foundations and electrical works.
- B. The Contractor has offered to execute the aforementioned works, namely to design, deliver, install and commission 5 WECs, type ENERCON E-115 with 122.05 m hub height and 3 MW rated power for the site mentioned above.
- C. The Employer accepts the Contractor's offer, and he agrees that in consideration for the execution of the works by the Contractor, the Employer shall pay the Contractor in accordance with the Contract. The Contract becomes effective once each Party has signed and delivered it to the other Party.

NOW, THEREFORE, in consideration of the recitals stated above which all Parties agree are accurate and complete, the agreements, promises and warranties set forth below and other good and valuable consideration, receipt of which is hereby acknowledged, the Parties agree as follows:

BASIS OF CONTRACT

The Contract between the Parties is evidenced by this document and the documents as enumerated below. Should there be any discrepancy or inconsistency between the documents which constitute the Contract the following order of priority shall apply without exception:

- a) This Contract Agreement;
- b) The Particular Conditions;
- c) The General Conditions and
- d) The Annexes enumerated in the Particular Conditions.

CONTRACT PRICE

The Contract Price for the Works is the sum of

DESCRIPTION	Total price in Euros (VAT excl.)
WIND ENERGY CONVERTERS, EQUIPMENT & SERVICES :	18 675 000 €
5 x Wind Energy Converters E-115, 3 000 kW, hub height 122 m, Class IIA, each including : Electrical configuration FT 20kV transformer Auto reclose systems Trailing Edge Serrations on the blades Hazard beacons 20000 / 2000 cd, white / red, day /night Tower warning lights 32cd red Transport 1 x Crane mobilization 1 x ENERCON Remote Terminal Unit - C (RTU-C)	
FOUNDATIONS :	1 682 500 €
2 x Flat foundations without buoyancy 3 x Flat foundations with buoyancy Rigid inclusions on E2 Soil replacement on E3 & E5	
ACCESS ROADS & CRANE PADS :	785 611 €
ELECTRICAL WORKS :	313 926 €
Substation Internal cabling	
TOTAL :	21 457 037 €

The Contract Price for the Works is the sum of

Twenty-one million four-hundred and fifty-seven thousand and thirty-seven euros

€ 21 457 037,-

excluding VAT

according to the « Option pour le paiement de la TVA lors de la livraison en vertu de l'article 269-2-c alinéa 3 du Code Général des Impôts »

or such other sum as shall be calculated or adjusted in accordance with the provisions of the Contract.

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Executed by the **Employer** acting by its
Authorised Representative:

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Date of Signature

.....
Signature of Authorised Representative

.....
(Print) Name of Authorised Representative

.....
Position/title of Authorised Representative

Executed by the **Contractor** acting by its
Managing Director:

.....
Date of Signature

.....
Hans-Dieter Kettwig, Managing Director

.....
Stefan Lütkemeyer, Director Sales

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Thibaut Labonde, Key Account Sales Manager