

ARKANSAS PUBLIC SERVICE COMMISSION
APPROVED
June 17, 2011 ORDER #6 10-067-U

Original Sheet No. 52.0

Replacing _____ Sheet No. _____

OKLAHOMA GAS AND ELECTRIC COMPANY

Name of Company

Kind of Service: Electric

Class of Service: All

Part I. Schedule No.

Title: Power Purchase Agreement for 100 kW or Less

PSC File Mark Only

POWER PURCHASE AGREEMENT
FOR
COGENERATION AND SMALL POWER PRODUCTION FACILITIES
OF 100 kW OR LESS

This agreement made this _____ day of _____, _____, between Oklahoma Gas and Electric Company, hereinafter referred to as the "Company", and _____, hereinafter referred to as the "Producer".

**ARTICLE I
PURPOSE OF AGREEMENT**

- A. Producer intends to own and/or operate an electric power generating facility using co-generation fuels derived from biomass, waste or renewable energy sources, including wind, solar energy, or water to produce power. The Producer has either obtained from the Federal Energy Regulatory Commission (FERC) certification of this generating facility as a "Qualifying Facility" by FERC Rules or has filed notice with FERC that this generating facility meets the criteria for a "Qualifying Facility". A copy of either the certification or notice is attached to this agreement (Appendix "A"). Producer desires to operate such generation in parallel with the Company's system and sell a portion or all of the power produced to the Company. The Company has no direct financial involvement in the investment, construction, operation or maintenance of Producer's generation facility. The Producer has notified its insurance carrier of the existence of this generator installation. A copy of this notification is attached to this agreement (Appendix "B").
- B. Producer's generating facility is located _____
and will be ready to produce and deliver power for sale on or about _____.

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- C. Producer's generating facility is described as: Make _____, Model _____, Serial No. _____, fuel or energy source _____, and having a nominal output rating of _____ kW, _____ volts, _____ phase, 60 hertz.
- D. The Company is willing to permit Producer to operate its generating facility in parallel with Company's system for the purpose of delivering power to the Company and to provide supplemental service to the Producer.
- E. The standard terms and conditions of purchase and the appropriate standard rate schedule, as approved by the Arkansas Public Service Commission are a part of this purchase agreement. Any exceptions or modifications to the standard terms and conditions of purchase or the appropriate standard rate schedule shall be explicitly set forth in writing in this purchase agreement. Such exceptions or modifications consist of the following _____ paragraphs.

ARTICLE II
RATE

The Company shall pay to the Producer for the power and energy supplied to the Company, according to the terms and provisions of Rate Schedule _____, attached hereto and made a part hereof (Appendix "C").

- A. The rate for purchase of power and energy from the Producer is based on the method of calculating such rate as established or approved by the Arkansas Public Service Commission.
- B. The Company's obligation for payments to Producer for power and energy deliveries to the Company shall commence on the date stated by the Company in its written approval for the Producer to commence parallel operation.

Original Sheet No. 52.2
Replacing _____ Sheet No. _____

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- C. The Company shall sell any electric power and energy delivered by the Company to the Producer under the provisions of the Company's applicable rate schedule.
- D. Billing for Electric Purchase by Company
 - 1. Consumer/Producer:
Billing for electric purchase shall be done by the Company in the same manner as billing for electric service sold to the Consumer/Producer. Invoices for purchases shall be prepared by the Company and submitted at the same time to the Consumer/Producer as a separate statement or as a separate item on the bill for electric service.
 - 2. Producer Only:
Purchase meters shall be read by the Producer at approximately monthly intervals at a time specified by the Company. Invoices shall be prepared by the Producer. Company shall make payment within its usual payment cycle.

ARTICLE III
MISCELLANEOUS PROVISIONS

- A. Term – This Agreement shall become effective on installation of facilities hereunder and shall remain in effect thereafter for one year, renewable for year to year thereafter unless and until terminated by the Producer giving to the Company not less than thirty (30) days written notice of its intention to terminate. Company may terminate this agreement upon specific instruction from the Arkansas Public Service Commission.
- B. The following appendices, which are attached to this agreement are incorporated herein by reference:

Original Sheet No. 52.3

Replacing Sheet No.

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Appendix A - Certification of Qualifying Facility (or Notice)

Appendix B - Copy of Insurance Carrier Notification

Appendix C - Experimental Purchase Rate Schedule

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized representatives, on the day and year first above set forth.

Producer

ATTEST:

By

Secretary

Title

OKLAHOMA GAS AND ELECTRIC COMPANY

By

ATTEST:

Title

Secretary

FOR COMPANY USE ONLY

ACCOUNT NUMBER

THIS SPACE FOR PSC USE ONLY