



Southwest Rural Electric Assn. • Tipton, OK • Your Touchstone Energy Cooperative

1-800-256-7973 | 700 N. Broadway | P.O. Box 310, Tipton, OK 73570

## COMMUNITY SOLAR PROGRAM AGREEMENT

CONTRACT NUMBER: \_\_\_\_\_

This Agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by and between Southwest Rural Electric Association, Inc., (SWRE), with its principal place of business at 700 N. Broadway St., Tipton, Oklahoma 73570, and the Member, identified as follows:

Member Name: \_\_\_\_\_

Account Number: \_\_\_\_\_

Street Address: \_\_\_\_\_

Service Address (if different): \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone Number: \_\_\_\_\_

### SHARE OWNERSHIP

Subject to the terms and conditions set forth, SWRE hereby grants to the above-mentioned Member \_\_\_\_\_ number of shares of the total production of the SWRE \_\_\_\_\_ (state) Community Solar Project, consisting of the combined output of two facilities (SWRE Oklahoma Community Solar Facility and SWRE Texas Community Solar Facility). These shares shall be credited to the Member's account based on 0.07309942% per share of the total production of the Solar Project (both facilities combined) on a per-month basis. Shares may only be purchased in single or consecutively numbered groups. The member will receive the share production credits allocated during the designated term to each of the following shares, identified by the following unique number(s):

_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

In the event the applicable account associated with this Agreement is removed and/or not in service, SWRE will make every attempt to contact the member to determine where share credits can be transferred. During this time, the electricity produced by these panels will be provided to the utility grid system and utilized by the entire membership of SWRE. If after 60 days the member listed in this Agreement cannot be located to determine where share credits should be applied, share credit values will become the sole ownership of SWRE.



Southwest Rural Electric Assn. • Tipton, OK • Your Touchstone Energy Cooperative  
1-800-256-7973 | 700 N. Broadway | P.O. Box 310, Tipton, OK 73570

**AVAILABILITY**

The SWRE Community Solar Member Program is available on a voluntary basis to metered Residential Members who enter into a Program Agreement with the cooperative.

**DESCRIPTION**

The SWRE Community Solar Project includes two facilities totaling 350 kW located as follows:

1. Frederick Solar Field- Intersection of N 2210 Road and E 1830 Road (near Frederick airport)
2. Vernon Solar Field- Intersection of Highway 70 and Center Drive (near Madison Crossing apartments)

Total shares available for purchase are limited to 1,368 shares (950 from the Frederick Solar Field and 418 from the Vernon Solar Field).

**PURCHASE PRICE PER SHARE**

The initial Purchase Price Per Share effective through September 2017 is \$350.00, thereafter the Purchase Price per share shall be reduced by 4% each calendar year.

**LIMITED PURCHASE QUANTITY**

Shares may be purchased in quantities ranging from 1 to 25. The energy produced by the Member's purchased shares is not intended to exceed the total annual usage of the participating account.

**TERM**

Each share shall be active after the enrollment period set forth by SWRE for a Term ending September 2041 or until terminated pursuant to the terms of the License Agreement.

**SHARE CREDIT**

During each monthly billing period, a Share Credit will be provided to the Member based on the actual energy produced by the Member's purchased shares multiplied by an Energy Rate Credit Factor (ERCF) per kWh included in Attachment B to this tariff. The Share Credit shall be calculated as follows:

$$\text{Share Credit} = A * B * C$$

Where,

A = Total energy output of each solar array facility for the prior month, as measured by appropriate metering devices.

B = Energy Rate Credit Factor/kWh

C = The percentage of purchased shares owned by the Member



Southwest Rural Electric Assn. • Tipton, OK • Your Touchstone Energy Cooperative

1-800-256-7973 | 700 N. Broadway | P.O. Box 310, Tipton, OK 73570

In the event that the credit for share ownership surpasses consumption of an assigned account during the billing period, the credits will become property of SWRE.

### **TERMINATION PROVISIONS**

In the event that the participating member discontinues electric service or elects to discontinue participation in the program, the Member's shares may be assigned to another active qualified SWRE account or repurchased by the Cooperative. It is the member's responsibility to notify SWRE of such change in writing at least 30 days prior to the effective date of change. Share credits may not exceed total consumption of the account to which they are transferred.

Notification will include the following information:

1. Member's name, mailing address and account number;
2. Agreement number, number of shares to be transferred and share identification numbers;
3. Current billed address;
4. New billed address;
5. The name of the individual or entity to whom member is assigning this Agreement; and
6. The effective date of such change or assignment.

The repurchase rate for member shares by SWRE shall be equal to the then effective fixed subscription amount per share for the current calendar year.

### **SWRE OBLIGATIONS**

SWRE agrees to:

- Provide all maintenance for the Solar Facility and shall be responsible for ensuring that the Solar Facility meets all applicable codes, standards and regulatory requirements at the time of installation and throughout the term of this Agreement. In the event of equipment failure, SWRE will bring the equipment back to working order as quickly as possible. In the event damaged equipment may be disconnected from the grid or is otherwise not generating electric energy, the Member will not receive any output for production until the Solar Facility is reconnected to the electrical grid.
- Acquire and maintain, at its sole cost, insurance for the Solar Facility will be listed as the sole loss payee for such insurance. In the event part or the whole of the Solar Facility is damaged beyond repair, SWRE may elect, at its sole discretion, to replace such parts or the whole solar array if deemed necessary.



Southwest Rural Electric Assn. • Tipton, OK • Your Touchstone Energy Cooperative  
1-800-256-7973 | 700 N. Broadway | P.O. Box 310, Tipton, OK 73570

**GOVERNING LAW/JURISDICTION/VENUE**

This Agreement shall be deemed to have been made in, and shall be construed under, the internal laws of the State in which the Solar Facility is located, without regard to the principles of conflicts of laws thereof.

WITNESS WHEREOF, the parties have executed this Agreement as of the date written below.

---

MEMBER NAME (PRINT)	MEMBER SIGNATURE	DATE
---------------------	------------------	------

---

SWRE REPRESENTATIVE NAME & TITLE	SWRE SIGNATURE	DATE
----------------------------------	----------------	------