

(Space above reserved for Recorder of Deeds certification)

1. Title of Document: **Memorandum of Second Amendment of Solar Energy Lease**
2. Date of Document: 7/27/2023
3. Lessee(s): **Dove Run Solar Project, LLC, a Delaware limited liability company**
4. Lessor(s): **Dale E. Probst and Judy Probst, husband and wife, and Danny R. Probst and April Probst, husband and wife**
5. Statutory Mailing Address(s):

**Lessee's Address: 422 Admiral Blvd.
 Kansas City, Missouri 64106**
6. Legal Description: **See Attached Exhibit A**
7. Reference Book and Page(s)/Document #: **N/A**

Vol Pg
760 247

MEMORANDUM OF AMENDMENT OF SOLAR ENERGY LEASE

This Memorandum of Amendment of Solar Energy Lease (this "**Memorandum**") is dated as of the last to sign of both parties (the "**Amended Memorandum Effective Date**") by and between Dale E. Probst and Judy Probst, husband and wife, whose address is 13165 Nokomis Road, Fillmore, Illinois 62032 and Danny R. Probst and April Probst, husband and wife, whose address is 22291 N 14th Avenue, Nokomis, Illinois 62075 (collectively "**Lessor**"), and Dove Run Solar Project, LLC, a Delaware limited liability company ("**Lessee**"), whose address is 422 Admiral Boulevard, Kansas City, Missouri 64106, with reference to the following recitals:

A. Lessor and Lessee are parties to that certain Solar Energy Lease Agreement dated effective April 1, 2019 (the "**Lease**"), notice of which is imparted by that certain Memorandum of Lease, dated effective April 1, 2019 and recorded May 20, 2019 in Volume 681, Pages 435-445 in the Official Records of Duval County, Texas (the "**Memorandum**"), for the property more particularly described in the attached Exhibit "A" and depicted on the map shown in the attached Exhibit "A-1" (the "**Property**");

B. Lessor and Lessee (together, the "**Parties**" and each a "**Party**") have entered into that certain unrecorded Amendment of Solar Energy Lease Agreement dated of even date herewith (the "**Amendment**"), which affects the Property; and

C. The Parties have executed and acknowledged this Memorandum and are recording the same for the purpose of providing constructive notice of the Lease and Amendment and Lessee's rights thereunder. Capitalized terms used and not defined herein have the meaning given the same in the Lease.

NOW, THEREFORE, for and in consideration the promises, covenants and agreements of the Parties contained in the Lease and herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby amend the Memorandum as set forth herein:

1. Section 3 of the Memorandum is hereby amended and replaced in its entirety with the following:

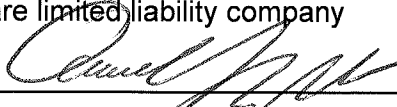
The Lease shall initially be for a term of seven (7) years commencing on the Effective Date of the Lease and ending April 1, 2026. Lessee shall have the right and option to extend the term of the Lease for one additional period of thirty (30) years, upon the terms set forth in the Lease. Additionally, Lessee shall have the right to renew the Extended Term for two (2) additional five (5) year periods.

[Signature Page Follows]

Vol 1 Pg
760 248

IN WITNESS WHEREOF, the parties have executed this Memorandum of Amendment to Solar Energy Lease Agreement.

LESSEE: DOVE RUN SOLAR PROJECT, LLC,
a Delaware limited liability company


By: 
Aaron Lipscomb, Authorized Person

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

BE IT REMEMBERED that on this 27th day of July, 2023, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Aaron Lipscomb, to me personally known, who being by me duly sworn did say that he is an Authorized Person of DOVE RUN SOLAR PROJECT, LLC, a Delaware limited liability company, and that the within instrument was signed and sealed on behalf of said DOVE RUN SOLAR PROJECT, LLC, by authority thereof, and acknowledged said instrument to be the free act and deed of said limited liability company for the purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written.

My Commission Expires:


Notary Public in and for said County and State

[SEAL]

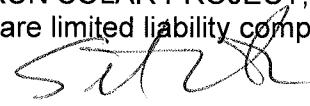
Print Name: **Clifton Lee Nix II**

CLIFTON LEE NIX II
Notary Public - Notary Seal
STATE OF MISSOURI
Jackson County
My Commission Expires: Jan. 10, 2025
Commission #21672121

Vol Pg
760 249

LESSEE:

DOVE RUN SOLAR PROJECT, LLC,
a Delaware limited liability company

By: 

Name: Scott Zeimetz


Title: Authorized Person

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

BE IT REMEMBERED that on this 27th day of July, 2023, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Scott Zeimetz, to me personally known, who being by me duly sworn did say that he/she is an Authorized Person DOVE RUN SOLAR PROJECT, LLC, a Delaware limited liability company, and that the within instrument was signed and sealed on behalf of said DOVE RUN SOLAR PROJECT, LLC, by authority thereof, and acknowledged said instrument to be the free act and deed of said limited liability company for the purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written.

My Commission Expires:


Notary Public in and for said County and State

[SEAL]

Print Name: Clifton Lee Nix II

CLIFTON LEE NIX II
Notary Public - Notary Seal
STATE OF MISSOURI
Jackson County
My Commission Expires: Jan. 10, 2025
Commission #21672121

Vol Ps
760 250

LESSOR:

Dale E. Probst

Dale E. Probst

Judy Probst

Judy Probst

STATE OF Illinois)
) ss.
COUNTY OF Montgomery)

BE IT REMEMBERED, that on this 26th day of June, 2023, before me, the undersigned, a Notary Public in and for said County and State aforesaid, came Dale E. Probst and Judy Probst, husband and wife, and Danny R. Probst and April Probst, husband and wife, to me known to be the persons who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed and for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written.

My Commission Expires:

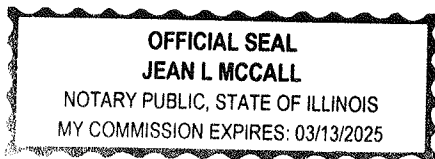
03/13/2025

[SEAL]

Jean L McCall

Notary Public in and for said County and State

Print Name: Jean L McCall



Vol Ps
760 251

LESSOR:

Danny R. Probst

Danny R. Probst

April Probst

April Probst

STATE OF Illinois)
) ss.
COUNTY OF Montgomery)

BE IT REMEMBERED, that on this 26th day of June, 2023, before me, the undersigned, a Notary Public in and for said County and State aforesaid, came Danny R. Probst and April Probst, husband and wife, to me known to be the persons who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed and for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written.

My Commission Expires:

03/13/2025

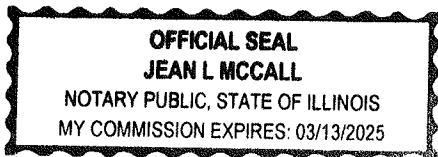
[SEAL]

Jean L McCall

Notary Public in and for said County and

State

Print Name: Jean L McCall



Vol Ps
760 252

EXHIBIT "A"

DESCRIPTION OF THE PROPERTY

THE FOLLOWING REAL PROPERTY LOCATED IN THE COUNTY OF DUVAL, STATE OF TEXAS:

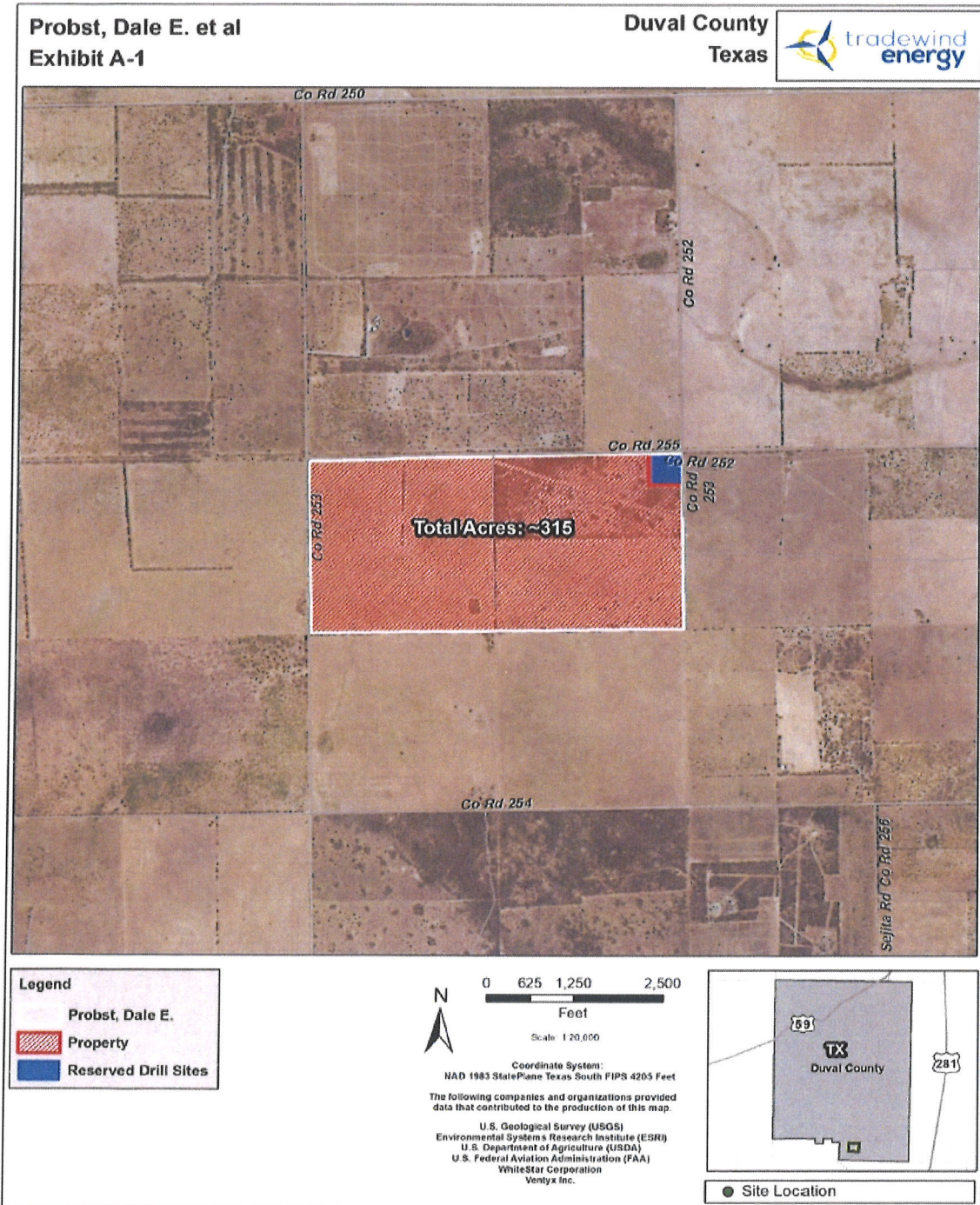
The Southeast Quarter (SE 1/4) of Lot number Two (2) of Block number forty-nine (49), of Addition number three (3), of Realitos Sub-division of Copita Farm and Garden Tracts, containing forty acres: and, All of Lot Number One (1) and the North half (1/2) and Southwest Quarter (1/4) of Lot Number Two (2), of Block Number Forty-nine (49), of Addition Number Three (3), of Realitos Sub-division of Copita Farm & Garden Tracts, containing Two Hundred and Eighty (280) acres: said tracts being located in and a part of what is known as the Marcelo Hinojosa Grant, of Duval County, of the State of Texas; reference is here made to map on file and of record in the Office of the County Clerk of Duval County, Texas for a more particular description of the tract.

LESS AND EXCEPT approximately five (5) acres of reserved drill sites generally depicted on Exhibit "A-1" attached hereto, to be surveyed at a later date.

Vol Pg
760 253

EXHIBIT "A-1"

MAP GENERALLY DEPICTING THE PROPERTY



DUVAL COUNTY
ARASELI B. LICHTENBERGER
Duval County Clerk
San Diego, Texas 78384

31851



70 2023 00031851

Instrument Number: 2023-31851

Recorded On: August 10, 2023

As
RECORDINGS

Parties: PROBST DALE E ET AL

To DOVE RUN SOLAR PROJECT LLC

Billable Pages: 8

Number of Pages: 9

Comment:

(Parties listed above are for Clerks reference only)

**** Examined and Charged as Follows: ****

RECORDINGS	57.00
Total Recording:	57.00

***** DO NOT REMOVE. THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 2023-31851
Receipt Number: 164216
Recorded Date/Time: August 10, 2023 11:12:54A
Book-Vol/Pg: BK-OR VL-760 PG-246
User / Station: D Stansell - Cash Station 1

Record and Return To:

DOVE RUN SOLAR PROJECT LLC
422 ADMIRAL BLVD.
KANSAS CITY MO 64106



State of Texas

County of Duval

I hereby certify that this instrument was filed on the date and time stamped hereon and was duly recorded in the volume and page in the OFFICIAL RECORDS of Duval County, Texas
Araseli B. Lichtenberger
Duval County Clerk

By: David Stansell Deputy

Vol Pg
760 246