

ANNUAL AC MEGAWATT AFFIDAVIT
CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY
Cortlandville 3 PROJECT

STATE OF _____)
COUNTY OF _____) ss.:

_____, being duly sworn deposes and says:

1. I am the Vice President of DG Empire Shire LLC (the "Company") and make this Affidavit pursuant to the terms of the PILOT and Uniform Project and Lease Agreement dated as of April 1, 2021 between the Cortland County Industrial Development Agency and the Company.

2. The total AC megawatt capacity of the Project Facility is 5MWac.

3. The Commercial Operations Date of the Project Facility is 1/19/23.
"Commercial Operations Date" means the first date on which the Project Facility is fully operational, connected to the local power grid, and duly authorized to deliver and sell electricity.

[Signature]
Gary Morris

Sworn to before me this
24 day of October, 2024.

Sarah Salatiello
Notary Public

