

Ryan Gulch to BlanTran Open Season

Open Season Notice of Available Firm Capacity on El Paso Natural Gas Company, L.L.C. (Transporter)

Bid Deadline – February 20, 2024 at 2:00 PM Mountain Time (“MT”)

Portable Document Format (.pdf) file of Open Season:

<https://pipeline2.kindermorgan.com/PortalWeb/PortalDocs.aspx?code=EPNG&parent=1600>

Transporter is conducting a binding Open Season for existing available capacity as outlined below.

Rate Schedule:	FT-1
Volume / Transportation Contract Demand (“TCD”):	55,212 Dth/d April – October (Summer)
Primary Receipt Point(s):	RYAN GULCH (43886) (Off-System Capacity on Transporter)
Primary Delivery Point(s):	BLANTRAN (300716)
Flow Path(s):	NN3
Parties that are interested in capacity at and from other primary receipt points, or at and to other primary delivery points, or for other periods, should contact their service representatives or any of the individuals listed below.	
Alternate Receipt Point(s):	The capacity offered in this Open Season will include the right to utilize the following points on an alternate basis at the same applicable contracted rate: Alternate Receipt Locations: 302347 STML SJN, 302344 STML ANA, 302346 STML PER, 43886 RYAN GULCH, 42235 LOVE RANCH, 40237 GREASEWOOD, 332569 DAGMOJ, 301016 DSCALEHR, 301693 INORBAJA
Alternate Delivery Point(s):	The capacity offered in this Open Season will include the right to utilize the following points on an alternate basis at the same applicable contracted rate: Alternate Delivery Locations: 300716 BLANTRAN, 300726 BONDTRAN, 300729 BONSTRAN, 302136 KEYTRAN, 302407 WAHATRAN, 301595 IKEYSTOR, 301016 DSCALEHR, 301693 INORBAJA, 314350 INGPLMOR, 314604 DPG&ETOP, 332503 DSCALTOP, 332554 KRAMER, 332531 SOCWR, 314347 INWPLBLA, 301881 ITCOLBLA, 41781 DARK CANYON, 42223 YELLOW JACKET PASS, 42235 LOVE RANCH, 40379 HARE CANYON, 36106 TRANSWESTERN BLANCO, 332569 DAGMOJ, 314513 ICANUTE, 334834 IREDBULL, 305421 INNDUMAS, 301360 IBIGBLUE, 54316 DPHPWAHA, 53626 STERLING, 53595 BENEDUM, 53931 WAHA BI-DI ROLLUP, 301560 IGRAMARI, 49748 DPECSTRL, 314430 INN30PLA, 314442 INNWAHA, 300705 ANADTRAN, 50540 IAGUABLA, 43886 RYAN GULCH, 302075 IWESTARW, 301717 IIGNACIO, 302250 PLNSTRAN
Capacity Available:	April 1, 2024 through October 31, 2024
Open Season Start:	February 13, 2024 at 9:00 AM MT
Open Season End:	February 20, 2024 at 2:00 PM MT

Award Notification:	February 21, 2024 at 2:00 PM MT
Bid Sheet:	<p>To bid, complete the attached bid sheet and email it to KMWestBids@KinderMorgan.com. Transporter reserves the right to reject any bid which fails to comport with the provisions of this Open Season</p> <p>NOTE: Transporter will rely upon the time an emailed bid is received to determine whether a bid is timely. Bids that are received after the end date and time listed above (as determined by the time stamp on Transporter's email inbox) will be considered invalid bids and will not be eligible for an award of capacity in this Open Season. Transporter recommends that bids be submitted well in advance of the closing time listed above to minimize the risk that any email delay could cause a bid to be excluded from consideration.</p>

Rate Requirements:

This Open Season offers capacity on Transporter’s system and on its off-system capacity on TransColorado Gas Transmission Company, LLC’s (“TransColorado”) system. As a result, any shipper awarded capacity in this Open Season will be subject to rates and charges for each type of capacity, including but not limited to reservation and usage rates. With respect to the capacity offered on Transporter’s system, Transporter will not accept any bid lower than the applicable maximum reservation rate. As such, the bid sheet states that a bid for Transporter’s capacity on its system is the applicable maximum tariff rate, currently \$0.2385 Dth/day or \$7.2544 Dth/month. With respect to the off-system capacity being offered, a bidding party will submit a bid rate. Please note that the alternate points listed above relate to either the off-system capacity or Transporter’s system capacity and the rate applicable to a point will be the bid rate for that capacity.

Potential bidding parties are reminded that if a shipper uses a receipt point that is not listed above as a primary point or an alternate point, the reservation rates may be subject to an increase pursuant to Transporter’s Federal Energy Regulatory Commission Gas Tariff, Third Revised Volume No. 1A (“FERC Gas Tariff”). As an additional reminder, for certain alternate delivery points listed above on Transporter’s system, the awarded reservation rate for Transporter’s system capacity will be considered a discounted rate and treated as such for scheduling purposes. Accordingly, that rate, currently \$0.2385 Dth/day, may be subject to increase if a successful bidder elects to pay a higher rate to improve its scheduling priority.

For purposes of calculating the present value as discussed below, both reservation rates (i.e., the rates for the capacity for Transporter’s system and the off-system) submitted will be used.

Potential bidding parties with questions about the applicability of the rates including at alternate points are strongly encouraged to consult Transporter’s FERC Gas Tariff and contact their account director.

General Open Season Requirements:

Upon notice at any time and in its sole discretion, Transporter reserves the right to terminate this Open Season, to extend any date or time specified in this Open Season or to otherwise modify this Open Season.

Bid sheets must include the bidding party's name, Open Season Name ("Ryan Gulch to Blantran"), quantity, term, and rate.

By submitting a bid sheet, the bidding party certifies that:

- (a) All information contained in the bid sheet is complete and accurate;
- (b) It satisfies, or will be able to satisfy, all the requirements of Transporter's FERC Gas Tariff, as the same may be amended from time to time; and
- (c) The person submitting the bid sheet has full authority to bind the bidding party.

A bidding party may only have one bid pending for evaluation at a time in this Open Season. A submitted bid for this Open Season, however, may be withdrawn by providing written notice of withdrawal to Transporter prior to the date and time of the Open Season End stated above and using the same process as submitting bids as described above. Transporter will use the time and date stamp on Transporter's e-mail box to determine a timely withdrawal. Once a submitted bid is withdrawn, another subsequent bid may be submitted by the same bidding party if and only if the subsequent bid is at a higher rate. Any subsequent bid with a rate equal to or lower than the withdrawn bid will be considered invalid. Bidders are encouraged to confirm with their account director that Transporter has received their submitted bid.

Bids submitted in this Open Season on or before the date and time of the Open Season End that have not been properly withdrawn or considered invalid will constitute a binding irrevocable offer by the bidding party to contract for capacity. The award of the capacity in the Open Season will be an acceptance of the offer and the parties shall be contractually bound at that time.

The bid rate must be presented as: (a) the reservation rate per Dth/month, (b) the reservation rate per Dth/day (which will be converted to a monthly rate by multiplying the daily rate times 365 and dividing the result by 12, rounded to the fourth decimal place), or (c) the maximum tariff rate.

There will be no ROFR offered with this capacity.

In addition to the bid rate, each bidding party shall be subject to the applicable maximum usage rates and maximum usage surcharges, all other maximum rates, charges and surcharges, including ACA, Fuel and Lost and Unaccounted-for gas ("L&U"), and any other authorized surcharges assessed under the applicable Rate Schedule of Transporter's FERC Gas Tariff as may change from time to time. This includes incremental lateral charges and any third party charges resulting from the use of capacity that Transporter may hold on other pipelines. The third party reservation charge for the off-system capacity offered in this Open Season, however, shall be determined by the awarded bid(s).

Transporter is not accepting any negotiated rate bids. Transporter reserves the right to reject bids that have rates less than the maximum Tariff rate (see the description in the bid sheet), bids stated as the dollar equivalent of the current maximum Tariff rate, bids that are incomplete, contain offers of varying rates within the term, contain additional or modified terms or are inconsistent with the provisions of Transporter's FERC Gas Tariff or this open season. Transporter also reserves the right to reject bids that do not reflect the same quantity during each available delivery month throughout a season or for the duration of the term. Finally, the term must begin on the first day of the applicable month and end on the last day of the applicable month.

Transporter also reserves the right to seek clarification of any bid (including, without limitation, the rate, quantity, term, or receipt or delivery point(s)) but shall not be required to do so. To be

considered, any responding clarification by bidders must be provided in writing and within the time requested by Transporter. Such clarifications shall be incorporated as part of the binding bid submitted by the bidder and, in the case of conflict with the earlier submitted binding bid, shall control.

Transporter notes that Federal Energy Regulatory Commission (“FERC”) Order No. 894, in some cases, prohibits multiple affiliates of the same entity from bidding in an Open Season for capacity in which the pipeline may allocate capacity on a pro rata basis. It appears to Transporter that the restrictions imposed by FERC Order No. 894 will be applicable in this Open Season and FERC recommends that potential bidders review and adhere to the requirements of that FERC Order.

Creditworthiness Requirements:

The successful bidder(s) must satisfy the creditworthiness requirements of Transporter's FERC Gas Tariff. Bidders that fail to satisfy such creditworthiness requirements within a reasonable time will have their capacity award withdrawn. Transporter will treat the financial statements provided by bidders as confidential.

Execution of FTSA:

Each successful bidder (“Successful Bidder”) and Transporter shall enter into and execute a new FTSA(s) reflecting the terms of its bid as awarded by Transporter. All Successful Bidders shall execute and return the FTSA(s) **on or before 5:00 pm MT on Monday, February 26, 2024** (“Execution Date”). If a Successful Bidder fails to fully execute and return the FTSA on or before the Execution Date, then Transporter reserves the right to terminate the award and to seek any and all permitted remedies as a result of the Successful Bidder's failure to execute the FTSA. The FTSA will be in the form contained in Transporter's FERC Gas Tariff except as may be required, in Transporter's sole discretion, by the Open Season or the awarded bid resulting in a non-conforming FTSA. Transporter will file non-conforming FSAs with FERC and any rights and obligations under such FTSA will be subject to FERC acceptance or approval of the FTSA without modification. Transporter and any Successful Bidder may mutually agree to enter into and execute more than one FTSA that together reflect all the terms of the successful bid as awarded by Transporter.

Evaluation Criteria:

If Transporter receives acceptable bids for capacity in excess of the actual amount of available capacity, then Transporter will award and/or allocate the capacity in a manner that yields the highest total PV as calculated below. In determining which bid(s) yield the highest total PV, Transporter reserves the right to combine multiple bids, in whole or in part, in a manner that results in a total PV of the combined bids that exceeds the highest PV achievable by accepting one or more of the disaggregated bids. This process could result in a bidder being awarded less capacity than requested (unless such bidder elects on its bid sheet not to accept an allocation of capacity).

PV will be calculated as the sum of the present values for all of the months beginning with the first month capacity is available through the end date of the bid term.

The PV for each month will be calculated as follows:

$$PV = (R \times Q) / ((1+i) \text{ to the power of } n)$$

Where:

R = the monthly reservation bid rate

Q = the monthly bid quantity

i = the monthly discount rate of 0.7083% (which is the annual discount rate of 8.50% divided by 12).

n = the number of months from the earliest date the capacity is available in the Open Season to the applicable month for which the PV is calculated

Contact Information:

Questions concerning this Open Season should be directed to:

John Driscoll (719) 520-4471

Robin Janes (719) 667-7555

Thania Delgado (719) 520-4482

Evelyn Spencer (719) 520-4753

Cory Chalack (719) 520-3769

Abdessamad Nassif (719) 520-3764

Kate Fraser (719) 520-4472

**Open Season Bid Sheet
(See next page)**

Open Season Binding Bid Sheet
****Ryan Gulch to Blantran****

Email Bid To: KMWestBids@KinderMorgan.com

A. Shipper Information:

Legal Name of Bidder: _____

Name of Requesting Party: _____

Title of Requesting Party: _____

DUNS Number: _____

Phone: _____

B. Capacity Bid:

Rate Schedule: FT-1 (Summer)

Requested Term Start Date: _____

Requested Term End Date: _____

Transportation Contract Demand ("TCD"): _____ Dth/day

Will you accept an allocation of capacity if necessary? Yes No

Available FT-1 Capacity Summary
(Quantities in Dth/day)

2024														
Receipt Area/Location	Delivery Area/Location	Path	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
RYAN GULCH PIN 43886	BLANTRAN PIN 300716	NN3				55,212	55,212	55,212	55,212	55,212	55,212	55,212		
TRANSPORTATION CONTRACT DEMAND						55,212	55,212	55,212	55,212	55,212	55,212	55,212		

OPEN SEASON BID QUANTITY
(Quantities in Dth/day)

2024														
Receipt Area/Location	Delivery Area/Location	Path	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
RYAN GULCH PIN 43886	BLANTRAN PIN 300716	NN3												
TRANSPORTATION CONTRACT DEMAND														

*The sum of the monthly Maximum Delivery Quantities at the Primary Delivery Location(s) must equal the monthly Transportation Contract Demand.

C. Reservation Rate (read carefully and select one):

1. For Transporter's System

- X Maximum Tariff Rate (i.e., the applicable maximum rate stated in Transporter's FERC Gas Tariff as that rate may change from time to time)

2. For Off-System Capacity

- Maximum Tariff Rate (i.e., the applicable maximum rate stated in TransColorado's FERC Gas Tariff as that rate may change from time to time)
- Discounted Rate: \$ _____ per Dth per month **or** \$ _____ per Dth per day (this rate is subject to the applicable maximum and minimum rates stated in TransColorado's FERC Gas Tariff as those rates may change from time to time)

Reservation rates bid as a daily rate (i.e., a rate per Dth per day) will be converted to a monthly rate by multiplying the daily rate times 365 and dividing the result by 12, rounded to the fourth decimal place.

D. Applicability of Usage and Other Charges:

In addition to the bid rate, successful bidders will be subject to the applicable maximum usage rate and maximum usage surcharges, all other maximum rates, charges and surcharges, including ACA, Fuel and L&U, and any other authorized surcharges associated with Transporter's system capacity and its offered off-system capacity assessed under the applicable Rate Schedule and the General Terms and Conditions of Transporter's FERC Gas Tariff as may change from time to time. This includes incremental lateral charges and any third party charges resulting from the use of capacity that Transporter may hold on other pipelines.

*By submitting this binding bid to Transporter, the bidding party certifies that (a) all information contained in the request is complete and accurate, (b) it satisfies, or will be able to satisfy, all the requirements of Transporter's FERC Gas Tariff, and (c) the person submitting the bid has full authority to bind the bidding party.