# Amendment of Solicitation/Modification of Contract

<table>
<thead>
<tr>
<th>Item</th>
<th>Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. AMENDMENT/MODIFICATION NO.</td>
<td>134</td>
</tr>
<tr>
<td>2. EFFECTIVE DATE</td>
<td>05/05/2010</td>
</tr>
<tr>
<td>3. REQUISITION/PURCHASE Req. NO.</td>
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<td>4. PROJECT NO. (If applicable)</td>
<td>00701</td>
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<tr>
<td>5. ADMINISTERED BY (if other than Item 6)</td>
<td>Idaho Operations</td>
</tr>
<tr>
<td>6. ISSUED BY CODE</td>
<td>00701</td>
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<td>7. ADMINISTERED BY</td>
<td>Idaho Operations</td>
</tr>
<tr>
<td>8. NAME AND ADDRESS OF CONTRACTOR</td>
<td>CH2M WG IDAHO LLC</td>
</tr>
<tr>
<td>9. AMENDMENT OF SOLICITATION NO.</td>
<td>134</td>
</tr>
<tr>
<td>10. MODIFICATION OF CONTRACT/ORDER NO.</td>
<td>DE-AC07-05ID14516</td>
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<td>11. ADMINISTERED BY</td>
<td>Idaho Operations</td>
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<td>12. MODIFICATION OF CONTRACT/ORDER NO.</td>
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<td>13. EFFECTIVE DATE</td>
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<td>14. AMENDMENT OF SOLICITATION NO.</td>
<td>134</td>
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<td>15. NAME AND ADDRESS OF CONTRACTOR</td>
<td>CH2M WG IDAHO LLC</td>
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<td>16. EFFECTIVE DATE</td>
<td>05/05/2010</td>
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<tr>
<td>17. MODIFICATION OF CONTRACT/ORDER NO.</td>
<td>DE-AC07-05ID14516</td>
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</table>

**Description of Amendment/Modification**

Equitable adjustment for settlement of cost and schedule impacts related to design and schedule changes for the Sodium Bearing Waste (SBW) project described in Modification M064, dated August 6, 2008.

**Tax ID Number:** 05-0607601

**DUNS Number:** 166527569

**Delivery Location Code:** 00701

Idaho Operations

U.S. Department of Energy

1955 Fremont Avenue

Idaho Falls ID 83415 US

Continued...

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**Related Information**

- **Contractor:** Michael D. Ebbe
- **Date Signed:** 05/05/2010

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**Notes:**

- The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended.
- Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing items 8 and 15, and returning copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. Failure of your acknowledgement to be received at the place designated for the receipt of offers prior to the hour and date specified may result in rejection of your offer. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

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**Additional Information:**

- **Accounting and Appropriation Data:**
  - **Accounting and Appropriation Data:**
    - **Facility Code:** 10070100701
    - **Facility Code:** 03/23/2005

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**Signatures:**

- **Signer:** Michael D. Ebbe
- **Contracting Officer:** Michael L. Adams
- **Date Signed:** 05/05/2010

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FOB: Destination  
Period of Performance: 03/23/2005 to 09/30/2012

Change Item 00001 to read as follows (amount shown is the total amount):

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>SUPPLIES/SERVICES</th>
<th>QUANTITY</th>
<th>UNIT</th>
<th>UNIT PRICE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>00001</td>
<td>IDAHO CLEANUP PROJECT AT THE INL</td>
<td></td>
<td></td>
<td></td>
<td>3,078,774,716.00</td>
</tr>
</tbody>
</table>

Line Item value is: $3,078,774,716.00  
Incrementally Funded Amount: $2,293,333,275.16

The total contract value is revised to $3,078,774,716. This includes $2,532,451,262 in Target Cost, $360,000,000 in Defined Benefit Pension Plan Funding, and $186,323,454 in Target Fee.

For detailed information, refer to the attached Continuation Pages incorporated as part of this modification.

Change Item 00002 to read as follows (amount shown is the total amount):

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>SUPPLIES/SERVICES</th>
<th>QUANTITY</th>
<th>UNIT</th>
<th>UNIT PRICE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>00002</td>
<td>B.5 Items Not Included in Target Cost</td>
<td></td>
<td></td>
<td></td>
<td>419,299,051.20</td>
</tr>
</tbody>
</table>

Line Item value is: $419,299,051.20  
Incrementally Funded Amount: $419,299,051.20

No changes to Section B.5.
This modification provides an equitable adjustment for settlement of cost and schedule impacts related to design and schedule changes described in Modification M064, dated August 6, 2008.

Section B.3 TOTAL CONTRACT TARGET COST, FEE, AND COMPLETION DATE, paragraph (a) is modified as follows:

(a) The Request for Equitable Adjustment (REA) dated December 22, 2008, is settled at a cost of $140,000,000. Since Modification M064 increased Target Cost by $94,000,000 as a result of the changes giving rise to this REA, the target cost for the final settlement is increased $46,000,000 from $2,486,451,262 to $2,532,451,262 and target fee is increased $10,304,000, from $176,019,454 to $186,323,454.

The total contract target cost and target fee are based on the contract completion date of September 30, 2012. (The total proposed contract Target Cost and Target Fee shall not exceed the funding limits specified in Section B.2 – Cleanup Funding, on either an annual or total basis.)

Section B.2 CONTRACT FUNDING PROFILE – is not changed as a result of this modification.

Section B.9 OBLIGATION OF FUNDS – is not changed as a result of this modification.

Section B.4(a) INCENTIVE FEE – Section B.4(a) is modified as follows:

The target cost of this contract is comprised of the following two (2) items:

1) Sodium Bearing Waste (SBW) project at $316,000,000, and
2) Balance of the Idaho Clean-up Project (ICP) work, at $2,216,451,262.

The target fee for this contract is comprised of the:

1) SBW fee at $23,257,600, and
2) Balance of ICP work, at $163,065,854.

A significant segment of the SBW work involves completing construction of the Integrated Waste Treatment Unit (IWTU). In order to incentivize the Contractor to complete construction of the IWTU, the following change to the fee structure is implemented:

1) Fee decreases related to completion of the IWTU facility will be limited to $38,000,000 if the Contractor completes construction at or below the Total Project Cost (TPC) of $533,393,000, and CD-4 is completed by August 31, 2011.
2) If the contractor exceeds the TPC, but CD-4 is completed by August 31, 2011, the fee decrease related to 1) above will be $48,000,000.
3) If CD-4 is not completed by August 31, 2011, the Contractor’s otherwise earned fee will be further reduced by:
   (a) $3 million immediately, and
(b) An additional $275,000 per week, for each week that CD-4 completion is delayed, up to a maximum of $12,000,000.

The reductions in B.4(a) 3) above will be used to calculate the Schedule Incentive related to SBW construction and start-up performance (excluding operations), in lieu of the calculation described in contract provision B.4(c).

CONTRACTOR'S STATEMENT OF RELEASE: In consideration of the modification agreed to herein as a complete equitable adjustment for the following items settled in accordance with contract clauses 1.81 FAR 52.243-2 Changes—Cost Reimbursement Alt I; and 1.120 DEAR 970.5204-2 Laws, Regulations, and DOE Directives, the Contractor hereby releases the Government from any and all liability under this contract for further equitable adjustments or claims attributable to such facts or circumstances giving rise to the proposal for adjustment. The total cost of the equitable adjustment is $140 million, excluding fee. Impacts related to:

- design criteria changes from PC-2 to PC-3,
- delays in the start of operations,
- the use of special construction materials in the off-gas piping and components,
- process and design modifications to vessels and other systems associated with mineralization capabilities, and
- all other matters related to settlement of, or otherwise set forth in the Request for Equitable Adjustment dated December 22, 2008, and any additions or modifications thereto, will not be grounds for future claim or request for equitable adjustment.