

SCHEDULE 5.1**Gas Sale Payment**

Payment for all Landfill Gas shall be as follows:

1.1 Base Gas Payment

During the Start-up Period and Delivery Period, Bio Energy shall pay Owner for all Flared Gas and Delivered Gas the Base Gas Payment. The Base Gas Payment shall be \$0.15 per MMBTU.

1.2 Process Gas Price

During (i) the Start-up Period and (ii) the Delivery Period until the first anniversary of the Commercial Operation Date, there will be no Process Gas Price.

Beginning on the first anniversary of the Commercial Operation Date, the Process Gas Price shall be \$0.30 per MMBTU for all Conforming Process Gas delivered to Bio Gas for the production of Product Gas for sale into the Northwest Pipeline system or for self-generation of electricity. The Process Gas Price shall be paid only for "Conforming Process Gas", herein defined as Process Gas with no less than 45% methane and no more than 10% Nitrogen. No other parameters shall apply.

1.3 Premium Price

Conforming Process Gas delivered by Owner to Bio Gas during Delivery Period will be entitled to a Premium Price of 25% of the amount by which the average sales price of Product Gas sold by Bio Energy during the Billing Period exceeds \$6.50 per MMBTU. For example, if the average sales price of Product Gas for an applicable Billing Period is \$7.50 per MMBTU, then the Premium Price shall be \$0.25 per MMBTU (\$7.50 minus \$6.50 times 25%) for Conforming Process Gas delivered in that Billing Period.

1.4 Total Monthly Price for Landfill Gas

During the (i) Start-up Period and (ii) the Delivery Period until the first anniversary of the Commercial Operation Date the price paid monthly to Owner is the following:

$$GP_{BP} = (FG_{BP} + DG_{BP}) * \$0.15 + (CPG_{BP} * 0.25 * (ASP_{BP} - \$6.50))$$

Beginning on the first anniversary date of the Commercial Operation Date, the price paid monthly to Owner shall be the following:

$$GP_{BP} = (FG_{BP} + DG_{BP}) * \$0.15 + (CPG_{BP} * 0.25 * (ASP_{BP} - \$6.50)) + (CPG_{BP} * \$0.30)$$

Where:

GP_{BP} = Gas Sales Payment due for the Billing Period "BP".

DG_{BP} = Quantity of Delivered Gas for the Billing Period "BP".

CPG_{BP} = Quantity of Conforming Process Gas for the Billing Period "BP".

FG_{BP} = Quantity of Flared Gas for the Billing Period "BP".

ASP_{BP} = the greater of (i) the average sales price of Product Gas for the Billing Period "BP", or (ii) \$6.50 per MMBTU.