

2. AMENDMENT/MODIFICATION NO. 0255
 3. EFFECTIVE DATE See Block 16C
 4. REQUISITION/PURCHASE REQ NO. See Schedule
 5. PROJECT NO. (If applicable)

6. ISSUED BY CODE 893032
 EM-Carlsbad
 EMCBC
 U.S. Department of Energy
 Carlsbad Project Office
 P.O. Box 3090
 Carlsbad NM 88221
 7. ADMINISTERED BY (If other than Item 6) CODE 03003
 EMCBC - Carlsbad
 U.S. Department of Energy
 Carlsbad Project Office
 P.O. Box 3090
 Carlsbad NM 88221

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)
 Nuclear Waste Partnership LLC
 Attn: JAY HART
 20501 SENECA MEADOWS PKWY
 SUITE 300
 GERMANTOWN MD 20876
 9A. AMENDMENT OF SOLICITATION NO. (x)
 9B. DATED (SEE ITEM 11)
 10A. MODIFICATION OF CONTRACT/ORDER NO. x DE-EM0001971
 10B. DATED (SEE ITEM 13) 04/20/2012
 CODE 968993910 FACILITY CODE

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended. is not 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 electronic communication 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 letter or electronic communication, provided each letter or electronic communication makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required) Net Increase: \$49,103,574.41

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE
 A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
 B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
 C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
 D. OTHER (Specify type of modification and authority)
 X DEAR 970.5232-4 Obligation of Funds & H.55 Obligate Funding for Work Performed for Other DOE Entities

E. IMPORTANT: Contractor is not is required to sign this document and return _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible)
 The purpose of this modification is to obligate FY20 Incremental funding as follows:

1. Obligate FY20 Incremental funding in the total amount of \$49,103,574.41.

The accounting and appropriation data and amount (PR 20EM0000732):

01250	2020	33	490004	0000000	25400	1111094	0000441	0000000	0000000	\$168,744
01250	2020	33	490004	0000000	25400	1111098	0000441	0000000	0000000	\$50,000
01272	2020	33	490004	0000000	25400	1111640	0000442	0000000	0000000	\$4,760,428
01273	2020	33	490004	0000000	25400	1111641	0000442	0000000	0000000	\$3,649,000

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 9 A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Kevin S. Donovan, Chief Strategy Officer
 15B. CONTRACTOR/OFFEROR /signature on file/ (Signature of person authorized to sign)
 15C. DATE SIGNED 2/14/2020
 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Wendy L. Bauer
 16B. UNITED STATES OF AMERICA /signature on file/ (Signature of Contracting Officer)
 16C. DATE SIGNED 2/14/2020

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED
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NAME OF OFFEROR OR CONTRACTOR
Nuclear Waste Partnership LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	<p>The accounting and appropriation data and amount (PR 20EM0000734):</p> <p>01551 2020 33 490004 0000000 25400 2223140 0000000 0000000 0000000 \$66,991.85</p> <p>The accounting and appropriation data and amount (PR 20EM0000809):</p> <p>01250 2020 33 490004 0000000 25400 1110954 0000442 0000000 0000000 \$32,108,410.56 01250 2020 33 490004 0000000 25400 1110956 0003804 0000000 0000000 \$1,850,000.00 01250 2020 33 490004 0000000 25400 1110957 0000443 0000000 0000000 \$1,850,000.00 01250 2020 33 490004 0000000 25400 1111702 0004649 0000000 0000000 \$4,600,000.00</p> <p>2. Modification 254 dated January 29, 2020, item "2. Increase total contract obligations by \$8,747,893, from \$1,909,157,347.94 to \$1,917,905.330.94"; should have read, "Increase total contract obligations by \$8,747,983..." Total contract obligations was stated correctly.</p> <p>3. Increase total contract obligations by \$49,103,574.41, from \$1,917,905.330.94 to \$1,967,008,905.35.</p> <p>4. Total contract value is increased by \$454,684.85 (adjusted for revised Budget Authorization and WFO on this Mod), from \$2,427,613.164.98 to \$2,428,067,849.83.</p> <p>All other terms and conditions remain unchanged. Delivery Location Code: 03003 EMCBC - Carlsbad US Department of Energy Carlsbad Project Office P.O. Box 3090 Carlsbad NM 88221</p> <p>Mark For: EMCBC - Carlsbad U.S. Department of Energy Carlsbad Project Office P.O. Box 3090 Carlsbad NM 88221</p> <p>Continued ...</p>				

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED
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NAME OF OFFEROR OR CONTRACTOR
Nuclear Waste Partnership LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	Payment: OR for EMCBC U.S. Department of Energy Oak Ridge Financial Service Center P.O. Box 6017 Oak Ridge TN 37831 Fund: 00000 Appr Year: 0000 Allottee: 00 Report Entity: 000000 Object Class: 00000 Program: 0000000 Project: 0000000 WFO: 0000000 Local Use: 0000000 FOB: Destination Period of Performance: 10/01/2012 to 09/30/2020				

Changes to Section B.2-2(b) Transition Cost, Anticipated Funding, and Total Available Award Fee					
	Actual Funding (original)	Increase/decrease	Actual Funding (current)	Anticipated Funding	Annual Fee Base***
CLIN 1: Transition					
July 1, 2012 - September 30, 2012	\$ 1,553,670.00		\$1,553,670.00	1,553,670.00	
CLIN 2: Base Period - Site Operations					
October 1, 2012 through September 30, 2013	\$ 141,902,556.74		\$141,902,556.74	141,902,556.74	\$109,238,604
Funding transferred from WTS contract	\$ 7,995,864.65		\$7,995,864.65	7,995,864.65	
Funding from other DOE entities per H.55	\$ 11,373,074.35		\$11,373,074.35	11,373,074.35	
October 1, 2013 through September 30, 2014	\$ 139,265,040.00		\$139,265,040.00	139,265,040.00	\$109,238,604
WBS 1.7 PMB for Recovery Activities (CLIN 4)	\$ 31,148,035.00		\$31,148,035.00	31,148,035.00	
Funding from other DOE entities per H.55	\$ 1,232,980.92		\$1,232,980.92	1,232,980.92	
October 1, 2014 through September 30, 2015	\$ 121,492,804.86		\$121,492,804.86	121,492,804.86	\$100,097,068
Funding for OPC: PVS (OPC) (CLIN 5)	\$ 5,020,310.96		\$5,020,310.96	5,020,310.96	
WBS 1.7 PMB for Recovery Activities (CLIN 4)	\$ 120,734,157.96		\$120,734,157.96	120,734,157.96	\$82,115,542
WBS 1.7 Recovery funding for FY15 OPC PVS (CLIN 5)	\$ 1,979,689.04		\$1,979,689.04	1,979,689.04	
Funding from other DOE entities per H.55	\$ 5,551,193.66		\$5,551,193.66	5,551,193.66	
October 1, 2015 through September 30, 2016	\$ 144,160,062.29		\$144,160,062.29	144,160,062.29	\$117,758,978
Funding from other DOE entities per H.55	\$ 8,161,085.26		\$8,161,085.26	8,161,085.26	
October 1, 2016 through September 30, 2017	\$ 189,022,916.02		\$189,022,916.02	189,022,916.02	\$109,238,604
Funding from other DOE entities per H.55	\$ 10,486,306.09		\$10,486,306.09	10,486,306.09	
TOTALS	\$ 939,526,077.80		\$939,526,077.80	939,526,077.80	\$627,687,400
CLIN 3: Option Period 1 - Site Operations POP: October 1, 2017 through September 30, 2020					
October 1, 2017 through September 30, 2018				208,231,903.00	\$178,663,201
PBS 80 Operations - 1110954	\$ 171,927,622.00		\$171,927,622.00	171,857,622.00	
PBS 81 CCP - 1110956	\$ 10,009,774.00		\$10,009,774.00	10,009,774.00	
PBS 83 Infrastructure - 1111702	\$ 11,485,736.00		\$11,485,736.00	11,485,736.00	
PBS 90 Transportation - 1110957	\$ 9,383,771.00		\$9,383,771.00	9,383,771.00	
PBS 20 Security - 1111094	\$ 4,706,132.83		\$4,706,132.83	4,594,132.83	
PBS 20 Security - 1111098	\$ 1,399,101.17		\$1,399,101.17	900,867.17	
Funding from other DOE entities per H.55	\$ 20,617,724.13		\$20,617,724.13	20,617,724.13	
October 1, 2018 through September 30, 2019				250,326,217.83	\$192,628,912
PBS 80 Operations - 1110954	\$ 177,034,413.90		\$177,034,413.90	177,034,413.90	
PBS 81 CCP - 1110956	\$ 9,593,716.00		\$9,593,716.00	9,593,716.00	
PBS 83 Infrastructure - 1111702	\$ 46,695,000.00		\$46,695,000.00	46,695,000.00	
PBS 90 Transportation - 1110957	\$ 10,804,321.93		\$10,804,321.93	10,804,321.93	
PBS 20 Security - 1111094	\$ 5,241,321.02		\$5,241,321.02	5,241,321.02	
PBS 20 Security - 1111098	\$ 957,444.98		\$957,444.98	957,444.98	
Funding from other DOE entities per H.55	\$ 33,201,853.80		\$33,201,853.80	33,201,853.80	
October 1, 2019 through September 30, 2020				224,512,234.00	\$109,238,604
PBS 80 Operations - 1110954	\$ 50,451,540.96	\$32,108,410.56	\$82,559,951.52	\$82,559,951.52	
PBS 81 CCP - 1110956	\$ 3,463,000.00	\$1,850,000.00	\$5,313,000.00	\$5,313,000.00	
PBS 83 Infrastructure - 1111702		\$4,600,000.00	\$4,600,000.00	\$4,600,000.00	
PBS 90 Transportation - 1110957	\$ 3,650,000.00	\$1,850,000.00	\$5,500,000.00	\$5,500,000.00	
PBS 20 Security - 1111094	\$ 1,313,555.00	\$168,744.00	\$1,482,299.00	\$1,482,299.00	
PBS 20 Security - 1111098	\$ 281,154.00	\$50,000.00	\$331,154.00	\$331,154.00	
Funding from other DOE entities per H.55	\$597,337.42	\$66,991.85	\$664,329.27	\$664,329.27	
TOTALS	\$ 572,814,520.14	\$40,694,146.41	\$613,508,666.55	737,554,262.03	\$480,530,717
CLIN 4: WBS 1.7 Performance Measurement Baseline for Recovery Activities - BASE Period					
FY14 WIPP Recovery Project WBS 1.7, Fee, MR: (Note: FY14 funding was obligated to CLIN 2 in STRIPES before Mod 94)	\$		\$0.00	0.00	
FY15 WIPP Recovery Project WBS 1.7, Fee, MR: (Note: FY15 funding was obligated to CLIN 2 in STRIPES before Mod 94)	\$		\$0.00	0.00	
FY16 WIPP Recovery Project WBS 1.7, Fee, MR	\$ 80,182,220.00		\$80,182,220.00	80,182,220.00	\$69,087,329
FY17 WIPP Recovery Project WBS 1.7, Fee, MR	\$ 15,300,000.00		\$15,300,000.00	15,300,000.00	
Option period - FY18 WIPP WBS 1.7, Fee, PMB (to CLIN 5)	\$		\$0.00	0.00	
TOTALS	\$ 95,482,220.00	\$0.00	\$95,482,220.00	95,482,220.00	\$69,087,329
CLIN 5: WBS 1.8 Capital Asset Project(s) for Permanent SSCVS System and Utility Shaft Shaft - BASE Period					
FY15 CAP 15-D-411 SSCVS	\$ 12,000,000.00		\$12,000,000.00	12,000,000.00	
FY16 CAP 15-D-411 SSCVS	\$ 23,218,000.00		\$23,218,000.00	23,218,000.00	\$3,400,000
FY17 CAP 15-D-411 SSCVS	\$ 2,532,000.00		\$2,532,000.00	2,532,000.00	
FY15 CAP 15-D-412 Utility Shaft	\$ 4,000,000.00		\$4,000,000.00	4,000,000.00	
FY16 CAP 15-D-412 Utility Shaft	\$ 7,500,000.00		\$7,500,000.00	7,500,000.00	\$2,400,000
FY17 CAP 15-D-412 Utility Shaft	\$ 30,000,000.00		\$30,000,000.00	30,000,000.00	
FY17 OPC (PBS 80) SSCVS	\$ 2,000,000.00		\$2,000,000.00	2,000,000.00	
FY17 OPC (PBS 80) Utility Shaft	\$ 1,500,000.00		\$1,500,000.00	1,500,000.00	
TOTALS	\$ 82,750,000.00	\$0.00	\$82,750,000.00	82,750,000.00	\$5,800,000

CLIN 6: - Option Period - WBS. 1.7 Performance Measurement					
Baseline for Recovery Activities - RESERVED					
FY18 WIPP Recovery Project WBS 1.7, Fee, MR	\$	-	\$0.00	0.00	
CLIN 7: Option Period 2 - Site Operations					
October 1, 2020 through September 30, 2021	\$	-	\$0.00	133,217,810.00	\$109,238,604
PBS 80 Operations - 1110954			\$0.00		
PBS 81 CCP - 1110956			\$0.00		
PBS 83 Infrastructure - 1111702			\$0.00		
PBS 90 Transportation - 1110957			\$0.00		
PBS 20 Security - 1111094			\$0.00		
PBS 20 Security - 1111098			\$0.00		
Funding from other DOE entities per H.55			\$0.00		
October 1, 2021 through September 30, 2022	\$	-	\$0.00	133,217,810.00	\$109,238,604
PBS 80 Operations - 1110954			\$0.00		
PBS 81 CCP - 1110956			\$0.00		
PBS 83 Infrastructure - 1111702			\$0.00		
PBS 90 Transportation - 1110957			\$0.00		
PBS 20 Security - 1111094			\$0.00		
PBS 20 Security - 1111098			\$0.00		
Funding from other DOE entities per H.55			\$0.00		
TOTALS	\$	-	\$0.00	266,435,620.00	\$218,477,208
CLIN 8: Option Period 1 - WBS. 1.8 CAP 15-D-411 SSCVS					
FY18 CAP 15-D-411 SSCVS	\$	86,000,000.00	\$86,000,000.00	86,000,000.00	TBD
FY18 OPC (PBS80) SSCVS	\$	2,700,000.00	\$2,700,000.00	2,700,000.00	TBD
FY19 CAP 15-D-411 SSCVS	\$	84,212,000.00	\$84,212,000.00	84,212,000.00	TBD
FY19 OPC (PBS80) SSCVS	\$	2,500,000.00	\$2,500,000.00	2,500,000.00	TBD
FY20 CAP 15-D-411 SSCVS	\$	\$23,396,543.00	\$4,760,428.00	\$28,156,971.00	58,054,000.00
FY20 OPC (PBS80) SSCVS	\$	-	\$0.00	\$0.00	3,700,000.00
TOTALS	\$	198,808,543.00	\$4,760,428.00	\$203,568,971.00	237,166,000.00
CLIN 9: Option Period 1 - WBS. 1.8 CAP 15-D-412 Utility Shaft					
FY18 CAP 15-D-412 Utility Shaft	\$	19,600,000.00	\$19,600,000.00	19,600,000.00	TBD
FY18 OPC (PBS80) Utility Shaft	\$	1,900,000.00	\$1,900,000.00	1,900,000.00	TBD
FY19 CAP 15-D-412 Utility Shaft	\$	1,000,000.00	\$1,000,000.00	\$1,000,000.00	TBD
FY19 OPC (PBS80) Utility Shaft	\$	600,000.00	\$600,000.00	\$600,000.00	TBD
FY20 CAP 15-D-412 Utility Shaft	\$	\$3,870,300.00	\$3,649,000.00	\$7,519,300.00	44,500,000.00
TOTALS	\$	26,970,300.00	\$3,649,000.00	\$30,619,300.00	67,600,000.00
CLIN 10: Option Period 2 - WBS. 1.8 CAP 15-D-411 SSCVS					
FY21 CAP 15-D-411 SSCVS	\$	-	\$0.00	0.00	
FY21 OPC (PBS80) SSCVS	\$	-	\$0.00	0.00	
TOTALS	\$	-	\$0.00	\$0.00	0.00
CLIN xx: Option Period 2 - WBS. 1.8 CAP 15-D-412 Utility Shaft					
FY21 CAP 15-D-412 Utility Shaft	\$	-	\$0.00	40,000,000.00	
FY21 OPC (PBS80) Utility Shaft	\$	-	\$0.00		TBD
TOTALS	\$	-	\$0.00	40,000,000.00	
CLIN xx: Option Period 2 - WBS. 1.8 CAP 15-D-xxx Hoisting Cap					
FY21 CAP 15-D-412 Hoisting Capability	\$	-	\$0.00	10,000,000.00	
FY21 OPC (PBS80) Hoisting Capability	\$	-	\$0.00		TBD
TOTALS	\$	-	\$0.00	10,000,000.00	
Grand Totals	\$	1,917,905,330.94	\$49,103,574.41	\$1,967,008,905.35	2,428,067,849.83 (excludes CLINs xx: Opt Per 2)