RESOLUTION OF THE COMMISSIONERS COURT OF ARMSTRONG COUNTY, TEXAS DESIGNATING ARMSTRONG COUNTY REINVESTMENT ZONE 2

A RESOLUTION DESIGNATING A CERTAIN AREA AS A REINVESTMENT ZONE FOR A COMMERCIAL/INDUSTRIAL TAX ABATEMENT IN ARMSTRONG COUNTY, TEXAS, ESTABLISHING THE BOUNDARIES THEREOF, AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, the Commissioners Court of Armstrong County, Texas, desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by the creation of a reinvestment zone as authorized by the Property Redevelopment and Tax Abatement Act, as amended (Texas Property Tax Code §312.001, *et seq.*), and the Guidelines and Criteria of the Commissioners Court of Armstrong County for Granting a Tax Abatement in Reinvestment Zone created in Armstrong County, Texas (the "Guidelines"); and

Whereas, on July 8, 2013, a hearing before the Commissioners Court of Armstrong County, Texas, was held, such date being at least seven (7) days after the date of publication of the notice of such public hearing in a newspaper of general circulation in Armstrong County and the delivery of written notice to the respective presiding officers of each taxing entity that includes within its boundaries real property that is to be included in the proposed reinvestment zone; and

Whereas, the Commissioners Court of Armstrong County, Texas, at such public hearing invited any interested person to appear and speak for or against the creation of the reinvestment zone and whether all or part of the territory described should be included in the proposed reinvestment zone; and

Whereas, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone and opponents, if any, of the reinvestment zone appeared to contest the creation of the reinvestment zone.

BE IT RESOLVED BY THE COMMISSIONERS COURT OF ARMSTRONG COUNTY, TEXAS:

Section 1. That the facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct.

Section 2. That the Commissioners Court of Armstrong County, Texas, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the evidence and testimony presented to it:

a. That the public hearing on adoption of the reinvestment zone has been properly called, held and conducted and that notice of such hearing has been published as required by law and mailed to the respective presiding officers of the governing bodies and all taxing units overlapping the territory inside the proposed reinvestment zone; and

b. That the boundaries of the reinvestment zone should be the area described in the attached Exhibit "A" and depicted in the map attached hereto as Exhibit "B", which are incorporated herein by reference for all purposes. In the event of discrepancy between the descriptions of Exhibit "A" and map in Exhibit "B", the map shall control; and

c. That the creation of the reinvestment zone will result in benefits to Armstrong County, Texas, and to the land included in the zone and that the improvements sought are feasible and practical; and

d. The reinvestment zone meets the criteria set forth in Texas Property Tax Code Chapter 312 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, in that it is reasonably likely as a result of the designation to contribute to the retention of expansion of primary employment or to attract investment in the zone that would be a benefit to the property and that would contribute to the economic development of Armstrong County, Texas, and that the entire tract of land is located entirely within an unincorporated area of Armstrong County, Texas.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, Armstrong County Commissioners Court hereby creates Armstrong County Reinvestment Zone 2, a reinvestment zone for commercial-industrial tax abatement encompassing only the area described in Exhibit "A" and depicted in Exhibit "B", and such reinvestment zone is hereby designated and shall hereafter be referred to a Armstrong County Reinvestment Zone 2.

SECTION 4. That Armstrong County Reinvestment Zone 2 shall take effect on July 8, 2013, and shall remain designated as a commercial-industrial reinvestment zone for renewable and wind generated power generation for a period of five (5) years from such date of designation, and may be renewed for an additional five (5) year period thereafter.

SECTION 5. That if any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

SECTION 6. That it is hereby found, determined and declared that a sufficient notice of the date, hour, place and subject of the meeting of the Armstrong County Commissioners

Court at which this Resolution was adopted was posted at a place conveniently and readily accessible at all times as required by the Texas Open Government Act, Texas Government Code, Chapter 551, as amended, and that a public hearing was held prior to the designation of such reinvestment zone and that proper notice of the hearing was published in a newspaper of general circulation within the County, and furthermore, such notice was in fact delivered to the presiding officers of any affected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED AND ADOPTED on this the 8th day of July, 2013.

Doug Reed
County Judge

John M Britton
Commissioner, Precinct 1

Commissioner, Precinct 2

Tom Ferris
Commissioner, Precinct 3

C. M. Bryant
Commissioner, Precinct 4

Patricia Sherrill
Patricia Sherrill, County Clerk

(County Seal)

Exhibit A
Legal Description of Armstrong County Reinvestment Zone 2

Armstrong County Reinvestment Zone 2 is comprised of the following parcels. In the event of discrepancy between this Exhibit A and the attached map in Exhibit B, the map in Exhibit B shall control.

Goodnight Wind Energy Project, LLC

EXHIBIT -A-

All of Section 1, 3, 4, 6, and 19, Block 1, Armstrong County, Texas being 4,862.79 acres.

All of Section 2, 5, 6, 7 and 9, Block 4, Armstrong County, Texas being 3,218 acres.

All of Section 204, 206, 235, 237, 238, 239, 241, 242, 243, 244, 245, 246, 276, 277, 278, 279, 280, 282, 283, 284, 285, 316 and 317, Block B4, Armstrong County, Texas being 14,537.09 acres.

All of Section 2, 9 and 10, Block C, Armstrong County, Texas being 1,910.52 acres.

All of Section 10 and 11, Block E3, Armstrong County, Texas being 1,282.50 acres.

All of section 2, Block W, Armstrong County, Texas being 640 acres.

East half of section 2, Block 1, Armstrong County, Texas being 322.5 acres.

All except 53.85 acres out of the West half of Section 5, Block 1, Armstrong County, Texas being 502.39 acres.

North part of Section 8, Block 1, Armstrong County, Texas being 396.39 acres.

All except 2 acres of Section 11, Block 1, Armstrong County, Texas being 638 acres.

North half and Southwest quarter of section 18, Block 1, Armstrong County, Texas being 475.87 acres.

South part of section 20, Block 1, Armstrong County, Texas being 251.09 acres.

West half of the Northwest quarter and the Southwest quarter of section 1, Block 4, Armstrong County, Texas being 320 acres.

Part of the Northwest quarter of Section 3, Block 4, Armstrong County, Texas being 134.67 acres.

44.57 acre tract out of Section 4, Block 4, Armstrong County, Texas.

North half and Southwest quarter of section 8, Block 4, Armstrong County, Texas being 482.4 acres.

178.93 acre tract out of Section 10, Block 4, Armstrong County, Texas.

80 acre tract out of section 15, Block 4, Armstrong County, Texas.

South half and Northeast quarter of section 16, Block 4, Armstrong County, Texas being 479.21 acres.

South part of section 202, Block B4, Armstrong County, Texas being 238.77 acres.

All except a strip on the Northwest quarter of section 203, Block B4, Armstrong County, Texas being 578.9 acres.

All except 5 acres out of section 205, Block B4, Armstrong County, Texas being 635 acres.

Goodnight Wind Energy Project, LLC

Northwest quarter of section 236, Block B4, Armstrong County, Texas being 160 acres.

Middle part and Northwest corner of section 240, Block B4, Armstrong County, Texas being 213.73 acres.

South half and South half of North half of Section 275, Block B4, Armstrong County, Texas being 480 acres.

South half and Northeast quarter of section 315, Block B4, Armstrong County, Texas being 480 acres.

South half of section 4, Block B6, Armstrong County, Texas being 319 acres.

West half of section 3, Block C, Armstrong County, Texas being 317.13 acres.

East half of section 6, Block C, Armstrong County, Texas being 321.18 acres.

South half of section 7, Block E3, Armstrong County, Texas being 315.23 acres.

East half of section 9, Block E3, Armstrong County, Texas being 320 acres.

North part of section 12, Block E3, Armstrong County, Texas being 522 acres.

North part of section 13, Block E3, Armstrong County, Texas being 520 acres.

Out of the North part of section 16, Block E3, Armstrong County, Texas being 48.2 acres.

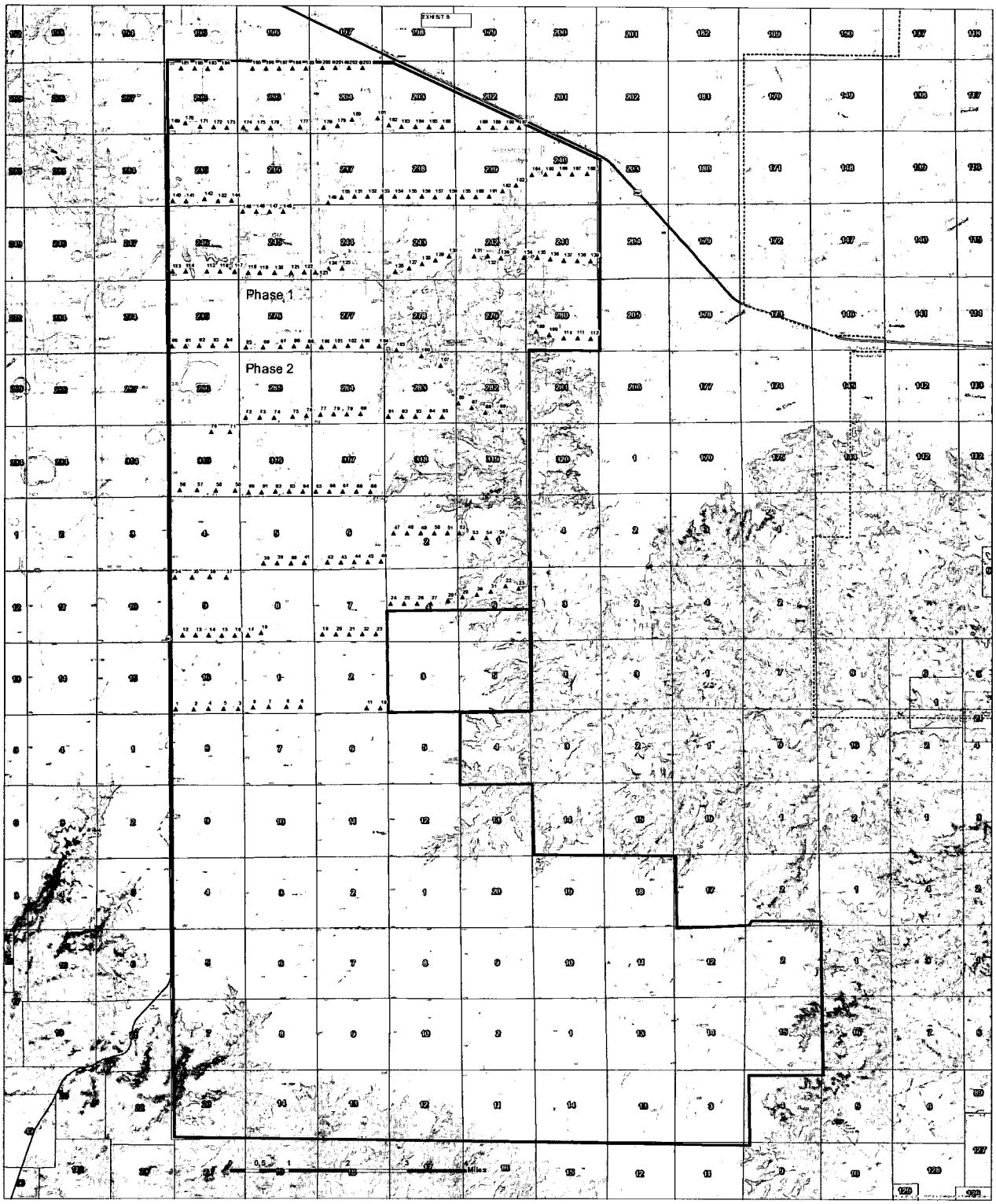
North half of section 6, Block E4, Armstrong County, Texas being 300 acres.

South half of section 1, Block Z-6, Armstrong County, Texas being 317.65 acres.

A 1,578.64 acre tract out of section 8, Block 1; Section 6, Block Z-7; Section 5, Block Z-7; Section 2, Block Z-8; Section 4, Block Z-7; Section 1, Block Z-8 and section 3, Block Z-7 all in Armstrong County, Texas.

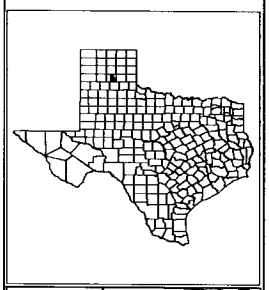
A 2,049.95 acre tract out of section 2, Block Z-7; section 4, Block 2; section 1, Block Z-8; and section 3, Block Z-7 all in Armstrong County, Texas.

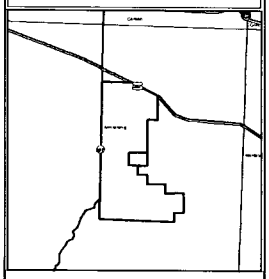
Exhibit B
Map of Armstrong County Reinvestment Zone 2



GOODNIGHT ENERGY PROJECT
CLAUDE ISD
Wind Energy, LLC

Proposed Reinvestment Zone





N

1 in = 3,082 feet

Legend

- Goodnight
- SECTIONS
- COUNTY BOUNDARY
- School District Boundary
- Goodnight Turbine

TRI GLOBAL ENERGY

SAM