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JUSTIN DEMERATH

June 17, 2016

VIA EMAIL: Chapter313@cpa.state.tx.us
Chapter 313 Office
Local Government Assistance & Economic Development
P.O. Box 13528
AUSTIN, Tex 78711-3528

RE: Final School District Data Response for Agreement between Glasscock County
ISD and Bearkat Renewable Energy Project, LLC

Dear Comptroller Combs,

Please accept this letter in lieu of Comptroller's Form Number 50-772 Annual Eligibility Report. This letter will certify that the Qualifying Time Period set forth in the agreement between Glasscock County ISD and Bearkat Renewable Energy Project, LLC expired on December 31, 2015, and prior to the expiration of the Qualifying Time Period, the Applicant failed to make the minimum Qualified Investment, as required both by Tex. Tax Code §313.021 and by the Agreement between the parties. The Applicant applied and was granted a value limitation agreement with a first qualifying time year of 2014.

As a result of the lack of Qualified Investment, the Applicant failed to meet the condition precedent necessary to trigger the tax benefits contained in the value limitation agreement. Therefore, Applicant will never become entitled to participate in the value limitation, and the agreement between Glasscock County ISD and Bearkat Renewable Energy Project, LLC with a first qualifying year of 2011 has been cancelled.

Please accept this letter as the official certification that the aforementioned project has been cancelled. As the project has been cancelled, please remove the project from the list of active 313 value limitation agreements.

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Because the project has been cancelled, this will be the final report from Glasscock County ISD. Also please accept this letter as a substantive document as defined by 34 Tex. Admin Code §9.1051(19) and post this correspondence on the Comptroller's website.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kevin O'Hanlon', with a stylized flourish at the end.

Kevin O'Hanlon

Special Counsel to Glasscock County ISD

Cc: Bearkat Renewable Energy Project, LLC