

NOTICE OF TAX ABATEMENT CONSIDERATION

SWISHER COUNTY COMMISSIONERS COURT

DATE: February 28, 2022

TIME: 9:00 A.M.

PLACE: Swisher County Courthouse, 119 South Maxwell, Tulia, Texas

PURPOSE: The Swisher County Commissioners Court will discuss and take possible action regarding a First Amendment to the Tax Abatement agreement with Hecate Energy Frye Solar LLC dated October 12, 2020, pursuant to Chapter 312 of the Texas Tax Code.

Property Owner and Applicant for Tax Abatement: Hecate Energy Frye Solar LLC

Reinvestment Zone: Hecate Energy Frye Solar LLC Reinvestment Zone

Property in Reinvestment Zone: See attached map and legal description provided in Exhibit "A" attached hereto and incorporated herein for all purposes.

Anticipated Improvements: The general description of the nature of the improvements included in the agreement is as follows:

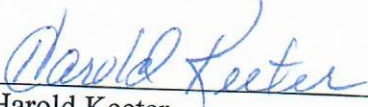
Extending the Commercial Operations date so that the Owner agrees that the Project shall achieve Commercial Operations on or before December 31, 2023.

Estimated Cost of the Improvements: The estimated cost of the improvements being contemplated by Hecate Energy Frye Solar LLC is approximately \$415,000,000.00.

FOR DETAILED INFORMATION OR QUESTIONS CALL COUNTY JUDGE'S OFFICE AT (806) 995-3504

CERTIFICATION

I certify that the above Notice of Tax Abatement Consideration was posted on the County's website and on the bulletin board at the Courthouse door of Swisher County, Texas, at a place readily accessible to the general public at all times on the 20th day of January, 2022, and pursuant to Texas Tax Code 312.207 and Chapter 551, Texas Government Code, said Notice remained so posted continuously for at least 30 days preceding the scheduled time of said Meeting.



Harold Keeter
County Judge, Swisher County, Texas

Exhibit "A"

**LEGAL DESCRIPTION AND MAP OF
HECATE ENERGY FRYE SOLAR LLC
REINVESTMENT ZONE**

Hecate Energy Frye Solar LLC Reinvestment Zone is comprised of the following parcels. In the event of discrepancy between this Exhibit "A" and the attached map, the map shall control; provided however, the Hecate Energy Frye Solar LLC Reinvestment Zone shall in no way be deemed to include any portion of any municipality.

Lying in Swisher County, Texas approximately 9 miles northeast of the city of Kress, Texas is a 7,680± acre tract generally bounded by the County Road W on the north, County Road 25 on the east, Farm to Market Road 145 (FM 145) on the south, and County Road 21 on the west:

BEGINNING at a point at the approximate intersection of FM 145 with County Road 21. Said point also being the southwest corner of the A&B Survey, Abstract No. 80;

THENCE, in a northerly direction with the centerline of County Road 21 along the west lines of the A&B Survey, Abstract No. 80, A&B Survey, Abstract No. 1934, A&B Survey, Abstract No. 1728 and A&B Survey, Abstract No. 78 to the northwest corner of said Abstract No. 78, and a point at the approximate intersection of County Road 21 with County Road W;

THENCE, in a easterly direction with the centerline of County Road W along the north lines of A&B Survey, Abstract No. 78, A&B Survey, Abstract No. 1543, S&F Survey, Abstract No. 1832, BS&F Survey, Abstract No. 1545 and BS&F Survey, Abstract No. 102 to the northeast corner of said Abstract No. 102 and a point at the approximate intersection of County Road W with County Road 25;

THENCE, in a southerly direction with the centerline of County Road 25 and along the east lines of said BS&F Survey, Abstract No. 102, BS&F Survey, Abstract No. 1544, BS&F Survey, Abstract No. 1813 and BS&F Survey, Abstract No. 103 to the southeast corner of said Abstract No. 103 and a point at the approximate intersection of County Road 25 with FM 145;

THENCE, in an westerly direction with the centerline of FM 145, along the south lines of BS&F Survey, Abstract No. 103, BS&F Survey, Abstract No. 1210, A&B Survey, Abstract No. 1212 and A&B Survey, Abstract No. 80 returning to the POINT OF BEGINNING of the herein described TIRZ and containing 7,680± acres.

