



COUNTY OF HOPKINS, TEXAS
AMENDED RESOLUTION NO. _____

A RESOLUTION AND ORDER OF THE COMMISSIONERS' COURT OF HOPKINS COUNTY, TEXAS, APPROVING THE REQUEST OF PINE FOREST SOLAR I, LLC AND PINE FOREST HYBRID I, LLC TO USE CERTAIN COUNTY ROADS

The Commissioners' Court of Hopkins County, Texas, meeting in regular session on August 23, 2021, and considered the following resolutions:

WHEREAS, Hopkins County, Texas (the "County") is familiar with the solar energy project ("Solar Power Project") contemplated by Pine Forest Solar I, LLC and Pine Forest Hybrid I, LLC in the portion of the County described on Exhibit "A" (the "Project Area");

WHEREAS, Pine Forest Solar I, LLC ("PFSI") and Pine Forest Hybrid I, LLC ("PFHI") in developing its Solar Power Project, contemplates making certain improvements to the real property located within the Project Area consisting of the infrastructure needed by the Solar Power Project to generate Solar energy, including but not limited to energy storage, solar modules & panels, racking & mounting structures, inverter boxes, combiner boxes, meteorological equipment, foundations, operation & maintenance buildings, roadways, paving, & fencing, electrical substation, generation transmission tie line, associated towers, and interconnection facilities ("Improvements");

WHEREAS, there are no Hopkins County rules or ordinances that would require PFSI and PFHI to obtain zoning approval, a permit, or an authorization for the ownership, construction, operation, or maintenance of the Solar Power and Energy Storage Project and its Improvements within the Project Area. Further, there are no Hopkins County rules or ordinances regarding decommissioning, safety buffer zones, set back requirements, noise restrictions, shade, flicker, shadow or visibility restrictions, or other zoning rules or regulations affecting the proposed ownership, construction, operation, or maintenance of the Improvements within the Project Area;

WHEREAS, no part of the Project Area is located within the city limits or the extraterritorial jurisdiction of any city or municipality in Hopkins County, Texas;

WHEREAS, the ownership, construction, operation and maintenance of the Solar Power and Energy Storage Project and Improvements will require access to, egress from, encroachments into, crossing of, and possibly upgrades to County roads, County owned rights-of-way, and County-held right-of-way easements located in Hopkins County, Texas (collectively, the "Road Usage");

WHEREAS, by its dedication, use, and/or maintenance of the roads and as the owner and holder of roads in Hopkins County, Texas the Commissioners' Court has the authority on behalf of the County to permit the Road Usage;

WHEREAS, PFSI and PFHI seeks the County's permission for the Road Usage, and Hopkins County, Texas has agreed to grant said permission to use **CR 2346, CR 2310, CR 2336, CR 2333, CR 3340, CR 3344, CR 3351, CR 3334, CR 3342 and CR 3349.**

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS' COURT OF HOPKINS COUNTY, TEXAS:

That the findings and recitals in the preamble to this Order are found to be true and correct and are hereby RATIFIED, APPROVED, and ADOPTED.

That the Commissioners' Court hereby grants permission to PFSI and PFH1 and its successors and assigns, during the planning and construction phases of its Solar Power and Energy Storage Project and Improvements until said Solar Power and Energy Storage Project and Improvements are completely abandoned, to use all the County roads for the Road Usage described herein, including but not limited to: (a) access and egress to and from the Solar Power and Energy Storage Project, (b) encroachment of the Solar Power and Energy Storage Project and Improvements into the right-of-way of said County roads, and (c) for overhead and underground crossings of said County roads with the Solar Power and Energy Storage Project and Improvements and with transmission lines connecting the Solar Power and Energy Storage Project and Improvements to the electrical grid power system.

That the permission granted in Paragraph 2 includes the installation, maintenance, and repair of Solar Power Project electrical collection and transmission lines and related facilities within the right-of-ways of said County roads and right-of-way easements held by the County, and an authorization to allow upgrade of such roads that are not upgraded by the County, and to allow preliminary construction analysis of such roads and right-of-ways. Should PFSI or PFHI upgrade roadways, PFSI or PFHI must provide the County with written notice with a map identifying the location of Improvements and their proximity to and crossing of County roads before Project construction work on such roads begins. All Improvements crossing or concerning County right-of-ways must be clearly marked in a permanent fashion at the time of installation. Any PFSI or PFHI buried Improvements that must cross any buried ground water, electric, or other existing lines crossing within any County right-of- way shall do so at a depth mutually agreed to by both Parties, but no greater than four feet below finish grade. Above-ground Project Improvements crossing County roads or right- of-ways must be at heights which comply with applicable codes. Improvements must also adhere to applicable codes.

That, if requested by PFSI and PFH1, the Hopkins County Judge is authorized to execute and provide to PFSI and PFH1 and its contractors an authorization letter consistent with this resolution, including a description of the Road Usage approved herein

The foregoing Resolution and Order was lawfully moved by Wade Bartley, duly seconded by Greg Anglin and duly adopted by the Hopkins County Commissioner's Court, the 22 day of November 2021.

JUDGE ROBERT NEWSOM
County Judge

Robert Newsom

MICKEY BARKER
Commissioner Precinct 1

Mickey Barker

GREG ANGLIN
Commissioner Precinct 2

Greg Anglin

WADE BARTLEY
Commissioner Precinct 3

Wade Bartley

JOE PRICE
Commissioner Precinct 4

Joe Price

EXHIBIT A

Project Area

**Pine Forest Solar I, LLC
and Pine Forest Hybrid I, LLC**



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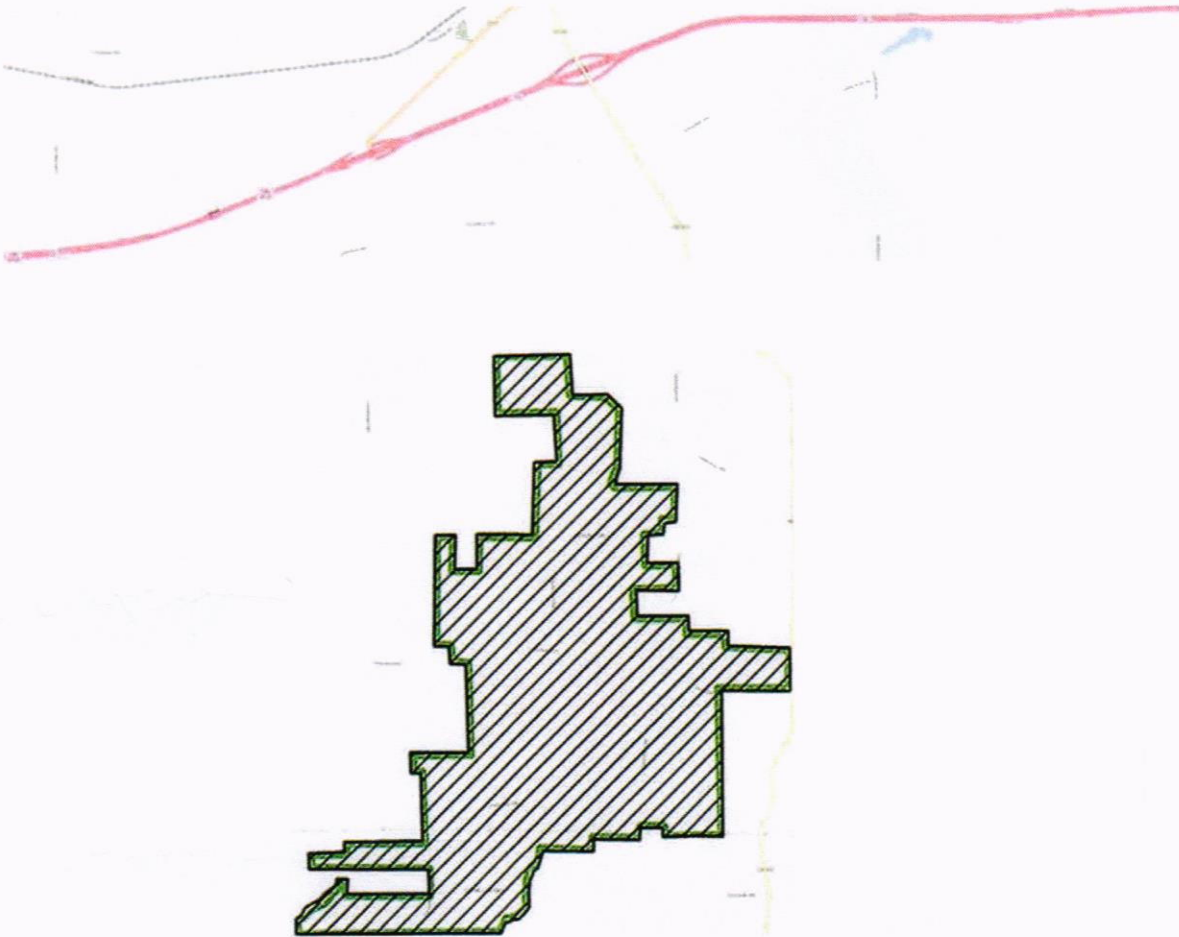


EXHIBIT C

Contact Information for County Responsible Person

Robert Newsom, Hopkins County Judge
118 Church Street
Sulphur Springs, Texas 75482

903 438 4006

PUBLIC NOTICE

The Hopkins County Commissioners Court will hold a Public Hearing on the creation of a Reinvestment Zone for BT Solterra Solar, LLC, on Monday, November 22, 2021, at 9:00 a.m., on the First Floor of the Hopkins County Courthouse located at 118 Church Street, Sulphur Springs, Texas to consider and act upon approving a tax Reinvestment Zone for an abatement for by and between the Hopkins County Hospital District and BT Solterra Solar L.L.C.. The applicant for said tax abatement agreement is BT Solterra Solar, L.L.C. of Farmers Branch Texas. Said tax abatement is located in Tax Abatement Reinvestment Zone Number 21-03 HC generally located on an approximately 1,436 acre tract or tracts of land in the Griffith A H, Veal P E, Tankersley, Crabtree Haynes, John Dobson, Knight W A, Helms J M, Amerson Josiah, Survey, Abstract No.383 & 1015 & 966, & 383 455 1001 & 162 & 169 & 287 & 545 & 477 & 24 located within the Hopkins County, Texas, and located generally near Saltillo near the intersection of CR 3536 and 3532 west of Farm to Market 900 on the eastern side of Hopkins County, Texas, and leased/owned BT Solterra Solar, LLC. The applicant will construct or cause to be constructed a solar farm facility, for an estimated cost of \$140,000,000. For further information, please call Brent Smith CEO's office at (903) 438-4566 or County Judge's office at (903) 438- 4006.