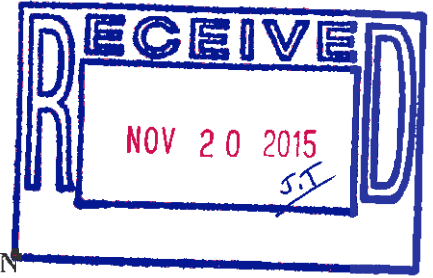


COUNTY OF FRANKLIN  
INDUSTRIAL DEVELOPMENT AGENCY

INDUSTRIAL REVENUE BOND APPLICATION



Applicant: Jericho Rise Wind Farm LLC

Applicant's address: 808 Travis Street, Suite 700

City: Houston State: TX Zip: 77002

Telephone number: (713) 899-5193 Email: aron.branam@edpr.com

Name of person(s) authorized to speak for applicant with respect to this application:

Name of attorney: Peter Swartz, Esq.

Attorney's address: 1583 East Genesee Street

City: Skaneateles State: NY Zip: 13152

Telephone number: (315) 554-8166 Email: phs@swartzmoses.com

**NOTICE**

(1) The answers to the questions contained in this application are necessary to determine your company's eligibility for financing and other assistance from the County of Franklin IDA. These answers will also be used in the preparation of documents for this transaction. Accordingly, all questions should be answered accurately and completely by an officer or other employee of your firm who is thoroughly familiar with the business and affairs of your firm and the proposed project. This application is subject to acceptance by the Agency.

(2) Please read the instructions on page 2 hereof before filling out the rest of this form.

(3) Return the completed application to:

County of Franklin Industrial Development Agency  
10 Elm Street, Suite 2  
Malone, New York 12953

## INSTRUCTIONS

(1) The Agency will not approve any application unless in the judgment of the Agency it contains sufficient information upon which to base a decision whether to approve or tentatively approve the project contemplated.

(2) Fill in all blanks, using "none" or "not applicable" or "N/A" where the question is not appropriate to the project which is the subject of this application.

(3) If an estimate is given as the answer to a question put "(est)" after the figure or answer which is estimated.

(4) If more space is needed to answer any specific question, attach a separate sheet.

(5) When completed, return this application to the Agency at the address indicated on the first page of this application.

(6) THE AGENCY WILL NOT GIVE FINAL APPROVAL TO THIS APPLICATION UNTIL THE AGENCY RECEIVES A COMPLETED ENVIRONMENTAL ASSESSMENT FORM CONCERNING THE PROJECT WHICH IS THE SUBJECT OF THIS APPLICATION.

(7) Please note that Article 6 of the Public Officers Law declares that all records in the possession of the Agency (with certain limited exceptions) are open to public inspection and copying. If the applicant feels that there are elements of the project which are in the nature of trade secrets which, if disclosed to the public or otherwise widely disseminated would cause substantial injury to the applicant's competitive position, the applicant may identify such elements in writing and request that such elements be kept confidential in accordance with Article 6 of the Public Officers Law.

(8) The applicant will be required to remit to the Franklin County Industrial Development Agency (or the Franklin County Local Development Corporation or any assigned Agency or firm engaged by the Franklin County Industrial Development Agency associated with this process) all costs incurred in conducting its due diligence in connection with this application and the project contemplated herein (to the extent such expenses are not paid out of the proceeds of the Agency's bonds issued to finance the project) prior to closing. The costs incurred by the Agency's general counsel and bond counsel, may be considered as a part of the project and included as a part of the resultant bond issue and remitted at closing.

(9) The Agency has established a standard fee to be paid by the applicant upon the successful conclusion of all lease transactions requiring a payment-in-lieu-of-taxes (PILOT). The standard fee for lease transactions will be the same as for the sale of bonds with the exception that the formula will be applied to the project's capital expenditures.

The Agency has established a standard fee to be paid by the applicant upon successful conclusion of the sale of the bonds and/or on the lease transaction or payment-in-lieu-of-taxes (PILOT). The standard fee for taxable and tax-exempt bonds will be one percent (1.0%) for all new funding, except that one half of one percent (.50%) will apply to amounts outstanding and refinanced/refunded of existing IDA and/or Franklin County Civic Development Corporations (CDC) bonds. The standard fee will be charged on the elements of the total project: on the sale of bonds and on the lease transaction or payment-in-lieu-of-taxes (PILOT).

The Agency has established a project savings fee to be paid by the applicant upon the recording of the mortgage, said fee being intended to reflect the project savings resulting from the Project's exemption from the mortgage recording tax. The project savings fee for all Projects will be .25% of the Mortgage Recording Tax. The fee will be valid for as long as the Agency has a title interest in the project.

(10) The Agency has established an application fee of five hundred dollars (\$500) to cover the anticipated office administrative (legal notices, mailings, etc.) costs of the Agency in processing this application. A check or money order made payable to the Agency must accompany each application. THIS APPLICATION WILL NOT BE ACCEPTED BY THE AGENCY UNLESS ACCOMPANIED BY THE APPLICATION FEE. Applicants will cover all costs associated with third party independent review (i.e. cost-benefit analysis) regardless of project scope.

(11) The Agency is not empowered to lend money. The Agency's participation in the financing of the Project will require the Agency to acquire a fee or leasehold interest in the Project and to either sell or lease (with option to purchase) the Project to the applicant.

**I INFORMATION CONCERNING TO WHOM THE AGENCY IS TO LEASE OR SELL THE PROJECT (HEREINAFTER REFERRED TO AS THE "COMPANY").**

1.1. Company Name: Jericho Rise Wind Farm LLC  
Present Address: 808 Travis Street, Suite 700  
City: Houston State: TX Zip: 77002  
EIN: 07-9643343

1.2. If the Company differs from the Applicant, give details of relationship:  
[Empty box]

1.3. Indicate type of business organization of Company:

Corporation  
Type of corporation: [Empty box]  
Country of Incorporation: [Empty box]  
State of Incorporation: [Empty box]  
Date Incorporated: [Empty box]  
If not a New York corporation, date authorized to do business in New York: [Empty box]

Limited Liability Company  
State of Formation: Delaware  
Date of Formation: February 21, 2007  
Date authorized to do business in New York: [Empty box]

Partnership  
Type of Formation: [Empty box]  
State of Formation: [Empty box]  
Date of Formation: [Empty box]  
Date authorized to do business in New York: [Empty box]

1.4. Is the Company a subsidiary or direct or indirect affiliate of any other organization(s)? If so, indicate name of related organization(s) and relationship:

Wholly owned subsidiary of EDP Renewables North America LLC

1.5. (A) Management of Company. List all owners, members, officers, directors and partners (complete all columns for each person)

Name:  Title:

Address:

City:  State:  Zip:

Telephone:  Email:

Other Principal Business Affiliations:

---

Name:  Title:

Address:

City:  State:  Zip:

Telephone:  Email:

Other Principal Business Affiliations:

---

Name:  Title:

Address:

City:  State:  Zip:

Telephone:  Email:

Other Principal Business Affiliations:

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Name:  Title:

Address:

City:  State:  Zip:

Telephone:  Email:

Other Principal Business Affiliations:

Name:  Title:   
Address:   
City:  State:  Zip:   
Telephone:  Email:   
Other Principal Business Affiliations:

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Name:  Title:   
Address:   
City:  State:  Zip:   
Telephone:  Email:   
Other Principal Business Affiliations:

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Name:  Title:   
Address:   
City:  State:  Zip:   
Telephone:  Email:   
Other Principal Business Affiliations:

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Name:  Title:   
Address:   
City:  State:  Zip:   
Telephone:  Email:   
Other Principal Business Affiliations:

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Name:  Title:   
Address:   
City:  State:  Zip:   
Telephone:  Email:   
Other Principal Business Affiliations:

(B) Has the Company, or any affiliate, now or in the past, been the beneficiary of industrial development revenue financing in the County of Franklin or any other jurisdiction in the United States? If "yes," furnish details in a separate attachment.  Yes  No

1.6. Principal owners of Company: Is the Company publicly held?  Yes  No

If yes, list exchanges where stock of the Company is traded:

Jericho Rise is not publicly traded, but EDPR is publicly traded on the Lisbon, Portugal stock exchange (EDPR.LS).

If no, list all stockholders or partners having a 5% or greater percentage interest in the ownership or profits of the Company:

Name: EDP Renewables North America LLC  
Address: 808 Travis Street, Suite 700, Houston, TX 77002 % of Holding: 100

Name:   
Address:  % of Holding:

Name:   
Address:  % of Holding:

Name:   
Address:  % of Holding:

Name:   
Address:  % of Holding:

Name:   
Address:  % of Holding:

Name:   
Address:  % of Holding:

1.7. Company's principal bank(s):

N/A

1.8 Please supply the following financial information:

- A. Financial statements for the last two fiscal years.
- B. Company's Annual Reports (form 10-K's) for the two most recent years.
- C. Quarterly reports and current reports since most recent. Annual Report, if any.
- D. The same information as above for any expected Guarantor of the proposed bond issue.

**II. INFORMATION CONCERNING TO WHOM THE COMPANY INTENDS TO LEASE OR SUBLEASE (OR WHO ARE TO BE BENEFICIARIES OF OUTPUT CONTRACTS WITH RESPECT TO THE PROJECT (HEREINAFTER REFERRED TO AS THE "SUBLESSEES").** Please give the following information with respect to each Sublessee to whom the Company intends to lease or sublease more than 10% of the Project, or sell more than 10% of the output thereof (by area, or fair market value).

2.1. (A) Does the Company intend to lease or sublease more than 10% (by area or fair market value) of the Project?  Yes  No

(B) If yes, what percentage of the space intended to be leased or subleased is now subject to a binding written lease or sublease?  %

2.2. List Sublessees

(A) Sublessee Name:

Present Address:

City:  State:  Zip:

EIN:   Corporation  Partnership  Sole Proprietorship  LLC

Relationship to Company:

Percentage of Project to be leased or subleased (or output to be purchased):  %

Use of Project intended by Sublessee:

Date of lease or sublease (or output contract) to Sublessee:

Term of lease or sublease (or output contract) to Sublessee:

Prior industrial development bond use by Sublessee:

(B) Sublessee Name:

Present Address:

City:  State:  Zip:

EIN:   Corporation  Partnership  Sole Proprietorship  LLC

Relationship to Company:

Percentage of Project to be leased or subleased (or output to be purchased):  %

Use of Project intended by Sublessee:

Date of lease or sublease (or output contract) to Sublessee:

Term of lease or sublease (or output contract) to Sublessee:

Prior industrial development bond use by Sublessee:



### III. DATA REGARDING PROPOSED PROJECT

#### 3.1. Summary (Please provide a brief narrative description of the Project).

The Jericho Rise wind farm project is a 77.7 MW wind farm project consisting of 37 Gamesa 2.1 MW wind turbine generators. The wind farm project is located in the Towns of Belmont and Chateaugay, New York and the project areas spans ~6,600 acres and has ~72 participating landowners. The project is being permitted under NY's SEQRA process and construction is anticipated to begin in early 2016 and complete by late November 2016.

EDPR is one of the largest and most experienced wind farm owners in the world. EDPR owns and operates ~10,000MWs (nearly 6,000 turbines) of wind energy in Europe, North America

#### 3.2. Location of proposed Project:

Address: 879 County Route 33  
City: Chateaugay State: NY Zip: 12920

#### 3.3. Project size:

(A) Approximate size (in acres or square feet) of Project site: 6,600 (est.)

(B) Are there existing buildings on project site?  Yes  No

(If yes, indicate number and approximate size (in square feet) of each existing building):

Various homes, farm buildings, etc throughout the project area.

(C) Are existing buildings in operation?  Yes  No

If yes, describe present use of buildings:

The various homes and buildings are in use by the landowners.

Are existing buildings abandoned?  Yes  No

About to be abandoned?  Yes  No

#### 1 Utilities at project site:

Water-Municipal: TBD  
Other (describe): TBD  
Heat-Utility: TBD  
Other (describe): TBD

2 Present legal owner of project site:

Various landowners to be under lease by the company

If the Company (or any Sublessee) owns the project site, indicate date of purchase:

NA

Purchase Price: \$

If the Company is not the owner of the property, does Company (or any Sublessee) have an option signed by the owner to purchase the project site?  Yes  No

If yes, indicate date option signed by owner:

Date option expires:

If the Company (or any Sublessee) does not own the project site, is there a relationship legally or by common control between the Company (or any Sublessee) and the present owners of the project site?

Yes  No (If yes, provide further details)

The company has secured or is working to secure over 6,500 acres through long-term lease agreement, collection agreement or setback waivers with approximately 72 landowners/entities.

(F) Zoning district in which project site is located:

3.4. (A) Does part of the Project consist of a new building or buildings?  Yes  No

If yes, indicate number and size of new buildings:

37 turbines and their associated roads, foundations, collection lines, etc will be constructed within the project area. Also, a project substation will be constructed at the project address listed above.

(B) Does part of the Project consist of additions and/or renovations to existing buildings?

Yes  No

If yes, indicate nature of expansion and/or renovation and the allocated project costs:

(C) Describe the principal uses to be made by the Company of the building or buildings to be acquired, constructed or expanded:

The principal uses of the constructed buildings will be to produce and transmit wind energy.

3.5 Equipment

Does any part of the Project consist of equipment and/or machinery which will not be attached to or become part of the building?  Yes  No

If yes, indicate type of equipment and/or machinery:

3.6. What are the principal products to be produced at the Project?

Wind energy

3.7. What are the principal activities to be conducted at the Project?

Production of energy from wind as well as routine operations and maintenance of the wind farm.

3.8. Purpose of Project

(A) Will any portion of the Project be used to provide any of the following purposes:

- |   |                              |  |
|---|------------------------------|--|
| retail food and beverage services   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| automobile sales or service   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| recreation or entertainment   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| golf course   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| country club  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| massage parlor  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| tennis club   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| skating facility<br>(including roller skating,<br>skateboard and ice skating) | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| racquet sports facility (including<br>handball and racquetball court)         | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| hot tub facility  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| suntan facility   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| racetrack   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| airplane  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| skybox or other luxury box  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| health club facility  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| gambling facility   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| facility for retail sale of alcoholic<br>beverages                            | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| housing   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If the answer to any of the above questions is "yes", please furnish details:

(B) Please answer the following additional questions with respect to the purposes of the Project:

1. Will any portion of the Project consist of facilities or property that are or will be primarily used in making retail sales of goods to customers who personally visit the Project?  
 Yes  No
2. Will any portion of the Project consist of facilities or property that are or will be primarily used in making retail sales of services to customers who personally visit the Project?  
 Yes  No

3. If the answer to question A or question B is yes, will the applicant or any other project occupant be a registered vendor under Article 28 of the Tax Law of the State of New York (the "Tax Law") primarily engaged in the retail sale of tangible personal property\*?
- Yes     No     Not Applicable
4. If the answer to any of the above question is yes, will the percentage of the total project cost expended on such facilities or property primarily used in making retail sales of goods or services to customers who personally visit the Project exceed 33.33%?
- Yes     No
5. If the answer to question D is yes, indicate whether any of the following apply to the Project:
- (a) Will the Project be located in one of the following: (a) the City of New York; (b) an area designed as an economic development zone pursuant to Article 18-B of the General Municipal Law, or (c) a census tract or block numbering area (or census tract or block numbering area contiguous thereto) which, according to the most recent census date, has (i) a poverty rate of at least 20% for the year in which the data relates, or at least 20% of households receiving public assistance, and (ii) an unemployment rate of at least 1.25 times the statewide unemployment rate for the year to which the data relates?
- Yes     No
- (b) Would the project occupant, but for the contemplated financial assistance from the Agency, locate the related jobs outside the State of New York?
- Yes     No
- (c) Is the predominant purpose of the Project to make available goods or services which would not, but for the Project, be reasonably accessible to the residents of the city, town or village within which the Project will be located, because of a lack of reasonably accessible retail trade facilities offering such goods or services?
- Yes     No
- (d) Will the Project preserve permanent, private sector jobs or increase the overall number of permanent, private sector jobs in the State of New York?
- Yes     No
6. Will the project be operated by a not-for-profit corporation?     Yes     No
7. Is the Project likely to attract a significant number of visitors from outside the economic development region in which the Project will be located?     Yes     No

If the answer is yes, please provide details:

\* A registered vendor is one who has submitted a proscribed application form to the Department of Taxation and Finance (the "Department") and has been issued a certificate of authority by the Department to collect taxes from the receipt of retail sales of tangible personal property

3.9. Construction status:

- (A) Has construction work on this Project begun?  Yes  No  
(B) Has acquisition of this Project commenced?  Yes  No

If yes, please discuss in detail the approximate extent of construction (and/or acquisition) and the extent of completion. Indicate in your answer whether such specific steps have been completed as site clearance and preparation; completion of foundation; installation of footings; etc.:

EDPR has frame agreements for wind turbines, long-lead equipment, etc and assigns these components to projects once the projects are approved/permited. Discussions and initial scoping with potential construction companies has begin but agreements will not be finalized until the project is permitted and approved. Project permitting and interconnection agreements are underway and are expected to finish in early 2016.

(C) Please indicate amount of funds expended on this Project by the Company for each of the three (3) previous years and the purposes of such expenditures:

Expenditures to date have related to development. Examples include erecting meteorological towers to collect wind data, performing various environmental studies, performing preliminary engineering, performing interconnect studies, etc. Total project expenditures to date are in excess of \$14 million. Below are expenditures in the last 3 years:

2013 = \$42k  
2014 = \$6.9m  
2015 YTD = \$2.1m

3.11. Method of construction after Agency approval:

If the Agency approves the Project, which is the subject of this application, there are two methods that may be used to construct the Project. The applicant can construct the project privately and sell the Project to the Agency upon completion. Alternatively, the applicant can request to be appointed "agent" of the Agency for purposes of constructing the project, which request, if approved, will result in the applicant constructing the Project as "agent" of the Agency, in which case certain laws applicable to public construction will apply to the Project. Does the applicant anticipate that in the future he may wish to request being designated as "agent" of the Agency for purposes of construction of the Project?

Yes  No

**IV. COST BENEFIT ANALYSIS**

4.1. Estimated Cost of Industrial Development Agency Financial Assistance.

(A) Sales and Use Tax Exemption

- 1. Amount of Project Cost Subject to Tax: \$ 47,000,000
- Sales and Use Tax Rate: 8 %
- 2. Estimated Exemption: \$ 3,760,000

(B) Mortgage Recording Tax Exemption

- 1. Projected Amount of Mortgage: \$ TBD
- Mortgage Recording Tax Rate: %
- 2. Estimated Exemption: \$ TBD

(C) Real Property Tax Exemption

- 1. Investment in Real Property: \$ 8,000,000
- 2. Equalization Rate: \$ 100% assumed
- 3. Probable Assessed Value: \$ 8,000,000
- 4. Total Applicable Tax Rates Per \$1000: 2.5 %
- 5. Total Taxes ( C3xC4 ): \$ 200,000
- 6. Proposed Exemption Rates: \$ NA
- 7. PILOT Payments ( C3xC6 ): \$ 155,400
- 8. Net Exemption Amount: \$ 44,600

(D) Interest Exemption

- 1. Total Estimated Interest Expense Assuming Taxable Interest: \$ NA
- 2. Total Estimated Interest Expense Assuming tax-exempt Interest Rate:  
\$ NA
- 3. Interest Exemption (a - b): \$ NA

4.2. Estimated Benefits of Industrial Development Agency Financial Assistance

(A) Current Company Payroll in Franklin County \$

(B) Job Creation

Estimated number of new jobs after project completion:

First Year	Second Year	Third Year	
<input type="text"/>	<input type="text"/>	<input type="text"/>	New Full Time Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	New Part Time Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	New Seasonal Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	<b>Total</b>

Estimated Increase in Payroll Over Pre-Project Levels:

First Year After Completion	\$	<input type="text"/>
Second Year After Completion:	\$	<input type="text"/>
Third Year After Completion:	\$	<input type="text"/>

(D) Job Retention

Estimated number of retained jobs after project completion:

First Year	Second Year	Third Year	
<input type="text"/>	<input type="text"/>	<input type="text"/>	Full Time Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	Part Time Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	Seasonal Jobs
<input type="text"/>	<input type="text"/>	<input type="text"/>	<b>Total</b>

Estimated annual payroll of such retained jobs:

First Year After Completion	\$	<input type="text"/>
Second Year After Completion:	\$	<input type="text"/>
Third Year After Completion:	\$	<input type="text"/>



4.3. Other Benefits

(A) Increase in Sales Tax Revenue

1. If the project will result in the Company manufacturing or selling a new product, estimate the amount of the annual sales taxes that will be generated on the annual retail sales of the new product: \$
2. If the project will result in the increased production of sales of an existing product, estimate the amount of annual sales taxes that will be generated on the annual retail sales of the increased production: \$
3. Real Property Taxes:  
Estimate the amount of the annual real property taxes that will be payable on the project (at the end of the Payment in Lieu of Tax Agreement, if any): \$

4.4.

(A) Will the completion of the Project, which is the subject of this application, result in the removal of a commercial, industrial or manufacturing plant or facility of the Company (or any Sublessee) from one area of the State of New York to another area of the State of New York?

Yes  No

(B) Will the completion of the Project result in the abandonment of one or more plants or facilities of the Company (or any Sublessee) located in the State of New York?

Yes  No

(C) If the answer to either of the preceding question is yes, is this Project reasonably necessary to preserve the competitive position of the Company (or such Sublessee) in its industry?

Yes  No

(D) Is this Project reasonably necessary to discourage the company (or such Sublessee) from removing such other plant or facility to a location outside the State of New York?

Yes  No

If the answer is yes to either question (C) or (D) please provide details:

**V. PROJECT COST**

5.1. State the costs reasonably necessary for the acquisition of the project site and the construction of the proposed project including the acquisition and installation of any machinery and equipment necessary or convenient in connection therewith, including any utilities, access roads or appurtenant facilities, using the following categories:

Description of Cost	Amount
Land	\$ leased
Buildings	\$ 1,000,000
Machinery and equipment cost	\$ see below
Utilities, roads and appurtenant costs	\$ 49M
Architects and engineering fees	\$ 3,500,000
Costs of bond issue (legal, financial and printing)	\$ 0
Construction loan fees and interest (if applicable)	\$ 0
Other (Specify)	
Wind Turbines	\$ 90M
Financial costs	\$ 3,000,000
Development expenses	\$ 9,000,000
	\$
	\$
<b>Total Project Cost</b>	<b>\$ 156 M</b>

5.2. Total Bond Issue Requested \$ 0 Maturity/Term Requested

**VI. ADDITIONAL INFORMATION REGARDING COMMERCIAL AND RECREATION PROJECT**

(complete this information if the Project, which is the subject of this application, is a recreation project or a commercial project).

6.1. Is there a demonstrable need for the services to be provided by the Project?

Yes  No If yes, please describe:

6.2. Is there an extraordinary need for the services to be provided by the Project?

Yes  No If yes, please describe:

6.3. What impact will the Project have on existing employment in the County of Franklin?

See attached economic benefits assumptions. Please note that these assumptions don't include additional part-time services to be provided to the project for snow clearing, vegetation control, turbine O&M, etc.

6.4. Will the project result in a substantial net addition of jobs in the County of Franklin?

Yes  No If yes, please describe:

EDPR estimates that ~10 permanent positions will be created for the long-term operations and maintenance of the project. Additionally, 200-300 construction related jobs are estimated during the 6-9 month construction phase of the project.

6.5. Does the Project have an unusual relationship to retaining or adding ancillary facilities in the County of Franklin?  Yes  No If yes, please describe:

6.6. Will the Project have an adverse effect on facilities of a similar nature located in the County of Franklin?  Yes  No If yes, please provide details:

6.7. Will the Project give the applicant or the other users of the Project a competitive advantage over users of other facilities of a similar nature located in the County of Franklin?

Yes  No If yes, please provide details:

6.8. Is the availability of industrial development revenue bond financing required to make the Project economically feasible or to hasten the initiation of the Project?

Yes  No If yes, please provide details:

6.9. Is the Project compatible with existing zoning and other local laws, ordinances, rules and regulations?

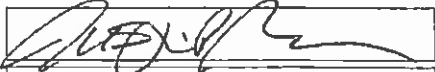
Yes  No If no, please provide details:

The project is compatible with all laws, ordinances, etc, except for the maximum height ordinance. The project is requesting a waiver to increase the maximum height to 492'.

[END OF APPLICATION]

IN WITNESS WHEREOF, the Applicant has duly executed the Application this 20 day of November, 2015.

Jedicho Rise Wind Farm LLC  
(Applicant)

By:   
Name: Justin Johnson  
Title: Director of Project Management



APPENDIX A

NOTE: THIS APPLICATION WILL NOT BE ACCEPTED BY THE AGENCY UNLESS THE FOLLOWING HOLD HARMLESS AGREEMENT IS SIGNED BY THE APPLICANT.


HOLD HARMLESS AGREEMENT

Applicant hereby releases the County of Franklin Industrial Development Agency and the members, officers, servants, agents and employees thereof, (hereinafter collectively referred to as the "Agency") from, agrees that the Agency shall not be liable for and agrees to indemnify, and hold the Agency harmless from and against any and all liability arising from or expense incurred by the Agency with respect to (i) the Agency's examination and processing of, and action pursuant to or upon, the attached Application, regardless of whether or not the application or the Project described therein or the issue of bonds requested therein are favorably acted upon by the Agency, and (ii) the issue of bonds requested therein or the Project described therein, including without limiting the generality of the foregoing, all causes of action and attorney's fees and any other expense incurred in defending any suits or actions which may arise as a result of any of the foregoing. If, for any reason, the Applicant fails to conclude or consummate necessary negotiations, or fails, within a reasonable or specified period of time, to take reasonable, proper or requested action, or withdraws, abandons, cancels or neglects the Application, or if the Agency or the Applicant are unable to find buyers willing to purchase the total bond issue requested, then, and in that event, upon presentation of an invoice itemizing the same, Applicant shall pay to the Agency, its agents or assigns, all actual costs incurred by the Agency in the processing of the Application, including attorney's fees, if any.

APPLICANT JERICHO RISE WIND FARM LLC

By:   
Name: Justin Johnson  
Title: Director of Project Management

Sworn to before me this 20th  
day of November, 2015

  
\_\_\_\_\_  
Notary Public



APPENDIX B

SHORT ENVIRONMENTAL ASSESSMENT FORM

INSTRUCTIONS:

(a) In order to answer the questions in this form it is assumed that the preparer will use currently available information concerning the project and the likely impacts of the action. It is not expected that additional studies, research or other investigations will be undertaken.

(b) If any question has been answered Yes the project may be significant and a completed Environmental Assessment Form is necessary.

(c) If all questions have been answered No it is likely that this project is not significant.

(d) Environmental Assessment

- 1. Will project result in a large physical change to the project site or physically alter more than 10 acres of land?
2. Will there be a major change to any unique or unusual land form found on the site?
3. Will project alter or have a large effect on an existing body of water?
4. Will project have a potentially large impact on groundwater quality?
5. Will project significantly effect drainage flow on adjacent sites?
6. Will project affect any threatened or endangered plant or animal species?
7. Will project result in a major adverse effect on air quality?
8. Will project have a major effect on visual character of the community or scenic views or vistas known to be important to the community?
9. Will project adversely impact any site or structure of historic, pre-historic, or paleontological importance or any site designated as a critical environmental area by a local agency?
10. Will project have a major effect on existing or future recreational opportunities?
11. Will project result in major traffic problems or cause a major effect to existing transportation?
12. Will project regularly cause objectionable odors, noise, glare, vibration, or electrical disturbance as a result of the project's operation?
13. Will project have any impact on public health or safety?
14. Will project affect the existing community by directly causing a growth in permanent population of more than 5 percent over a one-year period or have a major negative effect on the character of the community or neighborhood?
15. Is there public controversy concerning the project?

PREPARER'S SIGNATURE: [Signature] TITLE: Justin Johnson, Director of Project Management
REPRESENTING: Tolucho Rise Wind Farm LLC DATE: 20 Nov 15