

WEBSITE
AFFIDAVIT OF POSTING
OF NOTICES OF PUBLIC HEARINGS
ON PROPOSED PROJECT
AND FINANCIAL ASSISTANCE
RELATING THERETO

STATE OF NEW YORK)
) SS.:
COUNTY OF LEWIS)

The undersigned, being duly sworn, hereby states:

1. That on June ____, 2019, I posted copies of notices of public hearings entitled “Notice of Public Hearing on Proposed Project and Financial Assistance Relating Thereto” (collectively, the “Notice of Hearing”) relating to the proposed Number Three Wind LLC Project to be undertaken by County of Lewis Industrial Development Agency (the “Agency”) for the benefit of Number Three Wind LLC (the “Company”) on the Agency’s website.

2. That the Notice of Hearing attached hereto as Exhibit A is a duplicate copy of the Notice of Hearing which was posted on such website.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of June, 2019

Sworn to before me this
_____ day of June, 2019.

Notary Public

EXHIBIT A

COPY OF THE NOTICE OF HEARING

- SEE ATTACHED -

NOTICE OF PUBLIC HEARING
ON PROPOSED PROJECT
AND FINANCIAL ASSISTANCE
RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the "Act") will be held by the County of Lewis Industrial Development Agency (the "Agency") on the 25th day of June, 2019 at 10:00 o'clock a.m., local time, at the offices of the Agency located at 7840 State Route 26 in the Town of Lowville, Lewis County, New York in connection with the following matters:

Number Three Wind LLC, a Delaware State limited liability company (the "Company"), has submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest or interests in various parcels of land (most approximately one-half acre in size) scattered amongst approximately 9,000 acres located on the eastern border of the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York (collectively, the "Land"), (2) the construction of various improvements to be located on the Land, including, but not limited to, the following: approximately thirty-one (31) 2.3/3.6 mega-watt series wind turbine generators (approximately 13 of such generators to be located in the Town of Lowville and approximately 18 generators to be located in the Town of Harrisburg), improvement foundations, POI switchyards, collection substations, and an operations and maintenance building (collectively, the "Facility"), (3) the construction of associated transmission lines and cables, other electrical interconnect infrastructure, and access roads (collectively, the "Infrastructure"), and (4) the acquisition and installation of certain machinery and equipment therein and thereon (collectively, the "Equipment") (the Land, the Facility, the Infrastructure and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to constitute the development of a wind energy facility to be owned and operated by the Company; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Agency is considering whether (A) to undertake the Project, and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents, if any, recorded by the Agency with respect to the Project in the office of the County Clerk of Lewis County, New York or elsewhere, (2) exemption from deed transfer taxes on any real estate transfers, if any, with respect to the Project, and (3) exemption from sales taxes relating to the acquisition, construction, renovation and installation of the Project Facility.

NOTE THAT THE FINANCIAL ASSISTANCE TO BE CONSIDERED AND DISCUSSED AT THE PUBLIC HEARING WILL NOT INCLUDE ANY DISCUSSION REGARDING ANY POTENTIAL EXEMPTION FROM REAL PROPERTY TAXES AND THE PAYMENT BY THE COMPANY OF PAYMENTS IN LIEU OF TAXES. THE AGENCY AND COMPANY ARE CURRENTLY DISCUSSING WITH REPRESENTATIVES OF LEWIS COUNTY, THE TOWNS OF LOWVILLE AND HARRISBURG AND THE LOWVILLE CENTRAL SCHOOL DISTRICT AND THE COPENHAGEN CENTRAL SCHOOL DISTRICT A POTENTIAL EXEMPTION FROM REAL PROPERTY TAXES AND A PAYMENT IN LIEU OF TAX AGREEMENT. THE AGENCY WILL NOT CONSIDER SUCH ISSUES UNTIL THE AGENCY AND THE COMPANY HAVE COMPLETED THEIR DISCUSSIONS WITH THE REPRESENTATIVES OF THE COUNTY, THE TOWNS AND THE SCHOOL DISTRICTS.

000161.00410 Business 18493018v3

If the Agency determines to proceed with the Project, the Project Facility will be acquired, constructed, reconstructed and installed by the Agency and will be leased (with an obligation to purchase) or sold by the Agency to the Company or its designee pursuant to a project agreement (the "Agreement") requiring that the Company or its designee make certain payments to the Agency.

With respect to compliance with the requirements of Article 8 of the Environmental Conservation Law (the "SEQR Act") regarding the potential environmental impact of the Project, the Company is complying with Article 10 of the Public Service Law regarding the siting of electrical generating facilities.

The Agency will at said time and place hear all persons with views on either the location and nature of the proposed Project, or the Financial Assistance being contemplated by the Agency in connection with the proposed Project. A copy of the Application filed by the Company with the Agency with respect to the Project, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Agency. A transcript or summary report of the hearing will be made available to the members of the Agency.

Additional information can be obtained from, and written comments may be addressed to: Eric Virkler, Executive Director, County of Lewis Industrial Development Agency, 7840 State Route 26, Lowville, New York 13367; Telephone: (315) 376-3014.

Dated: June 7, 2019.

COUNTY OF LEWIS INDUSTRIAL DEVELOPMENT
AGENCY

BY: s/Eric Virkler
Eric Virkler, Executive Director

NOTICE OF PUBLIC HEARING
ON PROPOSED PROJECT
AND FINANCIAL ASSISTANCE
RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the "Act") will be held by the County of Lewis Industrial Development Agency (the "Agency") on the 26th day of June, 2019 at 10:00 o'clock a.m., local time at the Town of Harrisburg Town Hall located at 7886 Cobb Road in the Town of Harrisburg, Lewis County, New York in connection with the following matters:

Number Three Wind LLC, a Delaware State limited liability company (the "Company"), has submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest or interests in various parcels of land (most approximately one-half acre in size) scattered amongst approximately 9,000 acres located on the eastern border of the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York (collectively, the "Land"), (2) the construction of various improvements to be located on the Land, including, but not limited to, the following: approximately thirty-one (31) 2.3/3.6 mega-watt series wind turbine generators (approximately 13 of such generators to be located in the Town of Lowville and approximately 18 generators to be located in the Town of Harrisburg), improvement foundations, POI switchyards, collection substations, and an operations and maintenance building (collectively, the "Facility"), (3) the construction of associated transmission lines and cables, other electrical interconnect infrastructure, and access roads (collectively, the "Infrastructure"), and (4) the acquisition and installation of certain machinery and equipment therein and thereon (collectively, the "Equipment") (the Land, the Facility, the Infrastructure and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to constitute the development of a wind energy facility to be owned and operated by the Company; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Agency is considering whether (A) to undertake the Project, and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents, if any, recorded by the Agency with respect to the Project in the office of the County Clerk of Lewis County, New York or elsewhere, (2) exemption from deed transfer taxes on any real estate transfers, if any, with respect to the Project, and (3) exemption from sales taxes relating to the acquisition, construction, renovation and installation of the Project Facility.

NOTE THAT THE FINANCIAL ASSISTANCE TO BE CONSIDERED AND DISCUSSED AT THE PUBLIC HEARING WILL NOT INCLUDE ANY DISCUSSION REGARDING ANY POTENTIAL EXEMPTION FROM REAL PROPERTY TAXES AND THE PAYMENT BY THE COMPANY OF PAYMENTS IN LIEU OF TAXES. THE AGENCY AND COMPANY ARE CURRENTLY DISCUSSING WITH REPRESENTATIVES OF LEWIS COUNTY, THE TOWNS OF LOWVILLE AND HARRISBURG AND THE LOWVILLE CENTRAL SCHOOL DISTRICT AND THE COPENHAGEN CENTRAL SCHOOL DISTRICT A POTENTIAL EXEMPTION FROM REAL PROPERTY TAXES AND A PAYMENT IN LIEU OF TAX AGREEMENT. THE AGENCY WILL NOT CONSIDER SUCH ISSUES UNTIL THE AGENCY AND THE COMPANY HAVE COMPLETED THEIR DISCUSSIONS WITH THE REPRESENTATIVES OF THE COUNTY, THE TOWNS AND THE SCHOOL DISTRICTS.

000161.00410 Business 18496570v1

If the Agency determines to proceed with the Project, the Project Facility will be acquired, constructed, reconstructed and installed by the Agency and will be leased (with an obligation to purchase) or sold by the Agency to the Company or its designee pursuant to a project agreement (the "Agreement") requiring that the Company or its designee make certain payments to the Agency.

With respect to compliance with the requirements of Article 8 of the Environmental Conservation Law (the "SEQR Act") regarding the potential environmental impact of the Project, the Company is complying with Article 10 of the Public Service Law regarding the siting of electrical generating facilities.

The Agency will at said time and place hear all persons with views on either the location and nature of the proposed Project, or the Financial Assistance being contemplated by the Agency in connection with the proposed Project. A copy of the Application filed by the Company with the Agency with respect to the Project, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Agency. A transcript or summary report of the hearing will be made available to the members of the Agency.

Additional information can be obtained from, and written comments may be addressed to: Eric Virkler, Executive Director, County of Lewis Industrial Development Agency, 7840 State Route 26, Lowville, New York 13367; Telephone: (315) 376-3014.

Dated: June 7, 2019.

COUNTY OF LEWIS INDUSTRIAL DEVELOPMENT
AGENCY

BY: s/Eric Virkler
Eric Virkler, Executive Director

- 2 -

000161.00410 Business 18496570v1