

**A RESOLUTION AND ORDER TERMINATING THE TAX ABATEMENT
AGREEMENT BY AND BETWEEN MCCULLOCH COUNTY, TEXAS AND
RATTLESNAKE POWER, LLC**

WHEREAS, McCulloch County, Texas (the “County”) and Rattlesnake Power, LLC (“Rattlesnake”) entered into a Tax Abatement Agreement on or about September 15, 2015 (the “Abatement”).

WHEREAS, the Abatement, among other things, pursuant to Section 5.3 thereof, required Rattlesnake to create 5 permanent jobs with such 5 permanent jobs being with persons residing in the County.

WHEREAS, Rattlesnake has failed, and is continuing to fail, to meet the requirements of Section 5.3.

WHEREAS, the County, pursuant to Article 7 of the Abatement, sent Rattlesnake a Notice of Default on or about January 24, 2023.


WHEREAS, after receiving the Notice of Default Rattlesnake has failed to cure the occurrence of default within 90 calendar days of the Notice of Default as required by Article 7 of the Abatement. AND

WHEREAS, the County, after considering the issue at a regular schedule meeting on August 5, 2024, voted to authorize the County Judge to sign, at the Judge’s discretion, a resolution and order terminating the Abatement and to issue a notice of recapture of taxes.

NOW, THEREFORE, BE IT ORDERED THAT:

1. That the findings and recitals in the preamble to this Resolution and Order are true and correct and are hereby RATIFIED, APPROVED and ADOPTED.
2. That the Tax Abatement Agreement by and between the County and Rattlesnake is hereby terminated effective as of the date of this Resolution and Order.
3. That the firm of Wetsel & Lederle, LLP is directed to notify Rattlesnake of this Resolution and Order, and to issue notice to Rattlesnake of the recapture of all taxes previously abated.

This Resolution and Order shall be effective as of the date of the County Judge’s signature as reflected below.



Frank Trull, McCulloch County Judge
Dated: December 9, 2024