

**OWNER'S CERTIFICATE FOR  
FINAL DISBURSEMENT FROM ACQUISITION FUND**

In satisfaction of the conditions for the disbursement of money from the Tom Green County Project Fund, established by the Escrow Agreement dated as of March 27, 2008, entered into among Tom Green County, a public body corporate and politic existing under the laws of Texas ("Lessee"), T. G. Warren Construction, Inc., a Texas corporation (the "Developer"), De Lage Landen Public Finance LLC, a Delaware limited liability company (the "Lessor") and Deutsche Bank National Trust Company, a national banking association, as escrow agent (the "Escrow Agent"), I, the undersigned President of the Tom Green County Public Facility Corporation (the "Owner"), DO HEREBY CERTIFY as follows:

1. Final certificates of occupancy for all portions of the Project have been issued.
2. The Developer and the architect have certified the substantial completion of the Project, and the Lessee has accepted the Project and assumed full possession thereof as lessee under that certain Lease Purchase Agreement dated as of February 1, 2008 (the "Agreement"), between Lessee and the Owner, as lessor (whose rights have been assigned to the Lessor). The Owner has conducted such inspection as it deems necessary and appropriate and hereby acknowledges that it accepts the Project for all purposes.
3. No event or condition that constitutes, or with notice or lapse of time or both would constitute, an event of default under any Financing Document (as such term is defined in the Agreement) exists at the date hereof.

All capitalized terms used in this certificate and not otherwise defined herein have the meanings assigned in the Agreement.

SIGNED AND SEALED this 3<sup>rd</sup> day of December, 2008.



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President  
Tom Green County Public Facility Corporation