

Intergovernmental Agreement
No. SR-FY11-BC2010
BARNWELL COUNTY, SOUTH CAROLINA

RESOLUTION

WHEREAS, Barnwell County (hereinafter called the "County") has requested that the U.S. Department of Energy (hereinafter called "DOE") render financial assistance to the County in the form of a payment in lieu of taxes on real property acquired for atomic energy purposes; and

WHEREAS, Barnwell County has suffered ad valorem tax revenue losses by virtue of the removal from its taxable rolls certain real property owned by DOE and used for atomic energy purposes; and

WHEREAS, DOE is authorized and has agreed to aid the County by making a payment in lieu of taxes for the ad valorem tax revenue loss in tax year 2010 as a result of DOE's ownership provided the County will accept such payment in release of tax claims, if any, it may have against DOE or its management and operations contractors engaged in the performance of functions of DOE in Barnwell County; and

WHEREAS, the County is authorized to accept such financial assistance from DOE and to make contracts and execute instruments containing such terms and conditions as may be necessary for the purpose of obtaining such financial assistance;

NOW, THEREFORE, be it resolved by the Barnwell County Council of Barnwell County in regular session at Barnwell, South Carolina, on January 4, 2011, that the County Treasurer is hereby authorized to accept from DOE a payment in lieu of taxes for 2010 in the sum of \$4,506,166. Subject to the availability of funds and in full satisfaction and release of any claims against DOE or its management and operations contractors by the County on behalf of itself or any other governmental entity, including the School District, the Treasurer is hereby authorized to accept said amount in FY 2010.

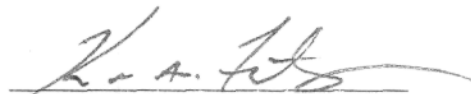
BE IT FURTHER RESOLVED that the Chairman, Barnwell County Council of Barnwell County, is authorized to execute for and in behalf of the County the attached DOE Agreement, designated as Intergovernmental Agreement SR-FY11-BC2010, which is incorporated in and made a part of this resolution.



Travis Black, Chairman

STATE OF SOUTH CAROLINA
COUNTY OF BARNWELL

I, Kim Futrell , do hereby certify that I am the Clerk of the Barnwell County Council of Barnwell, South Carolina and that the above is a true and correct copy of a Resolution adopted by the said Council in a regular session held on January 4, 2011 of County Council as such Resolution appears on record in the minutes of said Council.

A handwritten signature in black ink, appearing to read "K. A. Futrell", written over a horizontal line.

Kim Futrell
Clerk to Barnwell County Council