**NOTICE OF CONTRACTUAL ASSESSMENT LIEN AGAINST PROPERTY**

**PURSUANT TO THE PROPERTY ASSESSED CLEAN ENERGY ACT**

THE STATE OF TEXAS §  
 §  
COUNTY OF \_\_\_\_\_\_\_\_\_\_ §

WHEREAS, the Texas Property Assessed Clean Energy Act, Chapter 399 of the Texas Local Government Code, authorizes the governing body of a local government to establish a program (“PACE Program”) creating a municipal and/or county water and energy improvement region (“PACE Region”) and to impose contractual assessments on real property located within such PACE Region to finance the cost of permanent improvements fixed to such real property and intended to decrease water or energy consumption or demand (the “Qualified Improvements”); and

WHEREAS, the [City/County] of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Texas (the “Local Government”) has established a PACE Program and has authorized contractual assessments to be imposed to finance the cost of Qualified Improvements to real property within the PACE Region created under such PACE Program; and

WHEREAS, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (collectively, the “Owner”) is/are the owner(s) of the real property commonly known as \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Texas and more particularly described on Exhibit “A” attached hereto and made a part hereof for all purposes (the “Property”); and

WHEREAS, the Owner intends to install and/or modify certain Qualified Improvements on the Property and to finance the cost thereof under said PACE Program;

NOW THEREFORE, the Local Government hereby serves notice that it has imposed an assessment on the Property in the amount of $\_\_\_\_\_\_\_\_\_\_\_. Pursuant to the Texas Property Assessed Clean Energy Act, Chapter 399 of the Texas Local Government Code, the Local Government has and retains a statutory lien on the Property, which lien shall remain in effect from the date this Notice is recorded in the Real Property Records of \_\_\_\_\_\_\_\_\_\_\_ County, Texas until such assessment, together with any interest or penalty thereon, is paid in full.

EXECUTED this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

[CITY/COUNTY] OF : By:

Name: : Title: :

THE STATE OF TEXAS §  
 §  
COUNTY OF \_\_\_\_\_\_\_\_\_ §

This instrument was acknowledged before me on the \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_, by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Texas.

Notary Public, State of Texas

AFTER RECORDING PLEASE RETURN TO: