

EXHIBIT 4
TOLL REGULATION

Maximum Toll Rate Schedule

1. On the Service Commencement Date and on each anniversary of the Service Commencement Date during the Term, the Maximum Toll Rate will be adjusted for the next 12-month period in accordance with the following formula:

$$\text{Maximum Toll Rate}^t = \text{Maximum Toll Rate Base} \times \{ \text{NGSPPC}^t / \text{NGSPPC Base} \}$$

Where:

Maximum Toll Rate = the maximum toll per mile (prorated for each 1/10th mile), in U.S. dollars, for an applicable 12-month period for a vehicle, determined by User Classification.

t = the next 12-month time period, measured from the Service Commencement Date and each anniversary of the Service Commencement Date.

Maximum Toll Rate^t = the Maximum Toll Rate for the next 12 month period. For example, if the Service Commencement Date is June 1, 2011 and the year is 2014, the Maximum Toll Rate²⁰¹⁴ will be the toll rate for each applicable User Classification from June 1, 2014 until May 31, 2015.

Maximum Toll Rate Base = the Maximum Toll Rate (prorated for each 1/10th mile) for calendar year 2006 for each User Classification set forth in Table 4-1 below.

NGSPPC Base = 42,974.82 being the quotient of 2005 NGSP value and 2005 PC each published by the Bureau of Economic Analysis in June 2006.

NGSPPC^t = the greater of NGSP^t / PC^t or NGSPPC^{t-1}

NGSP^t = the most recently published value of the nominal gross state product for the State of Texas as published by Bureau of Economic Analysis prior to the anniversary date of the Service Commencement Date in year t. For example, if the Service Commencement Date is June 1, 2011 and the most recent publication of the value of the nominal gross state product for the State of Texas was in December 2013, NGSP²⁰¹⁴ will be nominal gross state product for the State of Texas as published by Bureau of Economic Analysis in December 2013.

PC^t = the most recently published annual estimate of the population for the State of Texas as published by Bureau of Economic Analysis prior to the anniversary date of the Service Commencement Date in year t. For example, if the Service

Commencement Date is June 1, 2011 and the most recent publication of the annual estimate of the population for the State of Texas was in March 2014, PC²⁰¹⁴ will be the estimate of the population for the State of Texas as published by Bureau of Economic Analysis in March 2014.

NGSPPC^{t-1} = the nominal gross state product per capita value used in year t-1.

In the event that the Bureau of Economic Analysis discontinues publishing nominal gross state product or population data or changes the frequency in which it publishes the foregoing, then the Parties will select a mutually acceptable publication of comparable figures that has the original frequency of publication and a comparable basis for computation. In the event the Parties fail to make such selection, the selection of an alternate publication shall be made by the Disputes Board upon application by either Party.

2. The resulting Maximum Toll Rate for each User Classification will be rounded to the nearest tenth of a cent (\$0.001).
3. Developer shall have the right to change toll rates for each User Classification at any time or times, provided that (a) the toll rates charged do not exceed the applicable Maximum Toll Rate, (b) the toll rates charged are rounded to the nearest tenth of a cent (\$0.001) and (c) Developer first complies with Section 3.2.3 of the Agreement.
4. The Parties hereby establish the following User Classifications, further defined in Table 4-1:

Table 4-1

User Classification	Description	Maximum Toll Rate Base	Measurements
A.	Vehicles, including motorcycles	\$0.125	Height < 7'; and Length < 20'
B.	Same as Classification A	\$0.25	Same as User Classification A vehicle, plus a trailer
C.	Larger vehicle without trailer	\$0.375	Height 7' to 12'; or Length 20' to 46'
D.	Larger vehicle with one trailer	\$0.50	Height >12'; or Length >46'

E.	Any vehicle with more than one trailer or any vehicle exceeding the length or height measurement for User Classification C which is not a special class vehicle	\$0.625 mile	Any measurement
F.	Special class vehicle	Defined below	

Protocols: Measurements are determined by the highest point of any vehicle or its attached trailers and the total length of the vehicle plus all of its attached trailers. Towed vehicles of any type are classified as a trailer. Special class vehicles are defined as vehicles meeting one or more of the following characteristics: (a) over 8'6" wide; (b) over 14' tall; (c) over 65' long; (d) over 80,000 pounds; or (e) any vehicle otherwise required to obtain a permit for travel on state highways under applicable Law.

The Maximum Toll Rate for Special Vehicles shall not exceed the sum of:

- Lost revenue due to lane closures or impeded traffic flow;
- Additional wear and tear on the roadway due to oversize, overweight condition;
- Expenses for special services such as escort, additional security, lane closures, physical modifications to the roadway;
- Other direct costs associated with the trip; and
- 5 times the highest regular toll rate in effect at the time of the trip.

Other Exempt Vehicles: None