

Attachment A

Application

O'HANLON, MCCOLLOM & DEMERATH

ATTORNEYS AND COUNSELORS AT LAW

808 WEST AVENUE
AUSTIN, TEXAS 78701
TELEPHONE: (512) 494-9949
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KEVIN O'HANLON
CERTIFIED, CIVIL APPELLATE
CERTIFIED, CIVIL TRIAL

LESLIE MCCOLLOM
CERTIFIED, CIVIL APPELLATE
CERTIFIED, LABOR AND EMPLOYMENT
TEXAS BOARD OF LEGAL SPECIALIZATION

JUSTIN DEMERATH

August 2, 2013

Local Government Assistance & Economic Analysis
Texas Comptroller of Public Accounts
P.O. Box 13528
Austin, Texas 78711-3528

RE: Application to the Snyder Independent School District from Fluvanna Renewable Energy Project, LLC

To the Local Government Assistance & Economic Analysis Division:

On July 2, 2013, a copy of the Application to the Snyder Independent School District from Fluvanna Renewable Energy Project, LLC was submitted for review to your office. During the pendency of the review, new wage information became available. The Applicant has updated its application to incorporate said changes. The wage the Applicant committed to is above the statutory minimum.

A paper copy of the application will be hand delivered to your office next week. In accordance with 34 Tex. Admin Code § 9.1054, a copy of the application will be re-submitted to the Scurry County Appraisal District.

Please feel free to contact me with questions.

Sincerely,



Kevin O'Hanlon
School District Consultant

Letter to Local Government Assistance & Economic Analysis Division

August 2, 2013

Page 2 of 2

Cc: Chief Appraiser
Scurry County Appraisal District

Randy Brown, Snyder ISD

FLUVANNA RENEWABLE ENERGY
PROJECT, LLC

CHAPTER 313 APPLICATION
FOR APPRAISED VALUE LIMITATION
TO SNYDER ISD



Application for Appraised Value Limitation on Qualified Property (Tax Code, Chapter 313, Subchapter B or C)

Form 50-296
(Revised May 2010)

INSTRUCTIONS: This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application.

This notice must include:

- the date on which the school district received the application;
- the date the school district determined that the application was complete;
- the date the school board decided to consider the application; and
- a request that the comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
- must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
- forward the original completed application to the Comptroller in a three-ring binder with tabs separating each section of the documents, in addition to an electronic copy on CD. See 34 TAC Chapter 9, Subchapter F.

The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its Web site. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules as explained in the Confidentiality Notice below.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, make a recommendation to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application before the 151st day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to complete the recommendation, economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's Web site to find out more about the program at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/index.html>. There are links on this Web page to the Chapter 313 statute, rules and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Authorized School District Representative		Date application received by district June 11, 2013
First Name Randy	Last Name Brown	
Title Superintendent		
School District Name Snyder ISD		
Street Address 2901 37th St.		
Mailing Address same		
City Snyder	State TX	ZIP 79549
Phone Number (325) 574-8900	Fax Number	
Mobile Number (optional)	E-mail Address rbrown@snyderisd.net	

I authorize the consultant to provide and obtain information related to this application..... Yes No

Will consultant be primary contact? Yes No



SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name **Daniel T.** Last Name **Casey**

Title **Partner**

Firm Name **Moak, Casey & Associates LLP**

Street Address **400 W. 15th Street, Suite 1410**

Mailing Address **same**

City **Austin** State **TX** ZIP **78701-1648**

Phone Number **(512) 485-7878** Fax Number **(512) 485-7888**

Mobile Number (Optional) E-mail Address **dcasey@moakcasey.com**

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

Signature (Authorized School District Representative)

Date

July 1, 2013

Has the district determined this application complete? Yes No

If yes, date determined complete. July 2, 2013

Have you completed the school finance documents required by TAC 9.1054(c)(3)? Yes No

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

	Checklist	Page X of 16	Check Completed
1	Date application received by the ISD	1 of 16	✓
2	Certification page signed and dated by authorized school district representative	2 of 16	✓
3	Date application deemed complete by ISD	2 of 16	✓
4	Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	✓
5	Completed company checklist	12 of 16	✓
6	School finance documents described in TAC 9.1054(c)(3) (Due within 20 days of district providing notice of completed application)	2 of 16	will submit



APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name Max A.		Last Name Drum	
Title President			
Organization Fluvanna Renewable Energy Project, LLC			
Street Address 17300 North Dallas Parkway, Suite 2060			
Mailing Address same			
City Dallas		State TX	ZIP 75248
Phone Number (972) 290-0825		Fax Number	
Mobile Number (optional)		Business e-mail Address maxadrum@hotmail.com	

Will a company official other than the authorized business representative be responsible for responding to future information requests? Yes No

If yes, please fill out contact information for that person.

First Name Damon		Last Name Bowman	
Title Associate General Counsel			
Organization Fluvanna Renewable Energy Project, LLC			
Street Address 17300 North Dallas Parkway, Suite 2060			
Mailing Address same			
City Dallas		State TX	ZIP 75248
Phone Number (972) 290-0825		Fax Number	
Mobile Number (optional)		E-mail Address DBowman@TriGlobalEnergy.com	

I authorize the consultant to provide and obtain information related to this application... Yes No

Will consultant be primary contact? Yes No



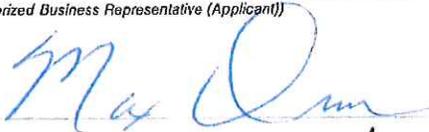
APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

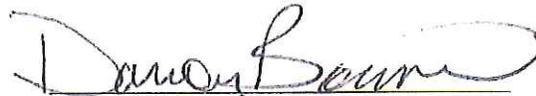
First Name Wes		Last Name Jackson	
Title Partner			
Firm Name Cummings Westlake LLC			
Street Address 12837 Louetta Road, Suite 201			
Mailing Address same			
City Cypress		State TX	ZIP 77429-5611
Phone Number 713-266-4456 X-2		Fax Number 713-266-2333	
Business email Address wjackson@cwlp.net			

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

Signature (Authorized Business Representative (Applicant)) 	Date 6-3-13
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GIVEN under my hand and seal of office this 3rd day of JUNE, 2013



Notary Public, State of TEXAS

(Notary Seal)



My commission expires 3/22/2014

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code § 37.10.

FEES AND PAYMENTS

Enclosed is proof of application fee paid to the school district.

For the purpose of this question, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

Please answer only either A OR B:

A. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code, 313.027(i)? Yes No

B. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(l)? Yes No

BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

Fluvanna Renewable Energy Project, LLC

Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits)

32043776379

NAICS code

221119

Is the applicant a party to any other Chapter 313 agreements? Yes No

If yes, please list name of school district and year of agreement.

APPLICANT BUSINESS STRUCTURE

Registered to do business in Texas with the Texas Secretary of State? Yes No

Identify business organization of applicant (corporation, limited liability corporation, etc.)

Limited Liability Company

1. Is the applicant a combined group, or comprised of members of a combined group, as defined by Texas Tax Code Chapter 171.0001(7)? Yes No
If so, please attach documentation of the combined group membership and contact information.

2. Is the applicant current on all tax payments due to the State of Texas? Yes No

3. Are all applicant members of the combined group current on all tax payments due to the State of Texas? NA Yes No
If the answer to either question is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (Use attachment if necessary.)



ELIGIBILITY UNDER TAX CODE CHAPTER 313.024

- Are you an entity to which Tax Code, Chapter 171 applies?
The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:
(1) manufacturing
(2) research and development
(3) a clean coal project, as defined by Section 5.001, Water Code
(4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code
(5) renewable energy electric generation
(6) electric power generation using integrated gasification combined cycle technology
(7) nuclear electric power generation
(8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7)
Are you requesting that any of the land be classified as qualified investment?
Will any of the proposed qualified investment be leased under a capitalized lease?
Will any of the proposed qualified investment be leased under an operating lease?
Are you including property that is owned by a person other than the applicant?
Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment?

PROJECT DESCRIPTION

Provide a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information. (Use attachments as necessary)

See attached project description - Attachment 4

Describe the ability of your company to locate or relocate in another state or another region of the state.

See attached project description - Attachment 4A

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

- New Jobs, Construct New Facility, New Business / Start-up, Expand Existing Facility, Relocation from Out-of-State, Expansion, Purchase Machinery & Equipment, Consolidation, Relocation within Texas

PROJECTED TIMELINE

Begin Construction Q4 - 2013, Begin Hiring New Employees Q3 - 2014, Construction Complete Q4 - 2014, Fully Operational Q4 - 2014, Purchase Machinery & Equipment Q4 - 2013

Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)?
Note: Improvements made before that time may not be considered qualified property.

When do you anticipate the new buildings or improvements will be placed in service? Q4 - 2014

ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source	Amount
none	
Total	

Will other incentives be offered by local units of government? Yes No

Please use the following box for additional details regarding incentives. (Use attachments if necessary.)

Applicant has applied for tax abatement and anticipates entering into local Chapter 312 tax abatement with Scurry County. Abatement terms negotiations have not been initiated at the time of the filing of this application. It is anticipated to be a 10 yr 100% abatement with annual PILOT of \$1,200/mw/yr

THE PROPERTY

Identify county or counties in which the proposed project will be located Scurry 100%

Central Appraisal District (CAD) that will be responsible for appraising the property Scurry CAD

Will this CAD be acting on behalf of another CAD to appraise this property? Yes No

List all taxing entities that have jurisdiction for the property and the portion of project within each entity

County: Scurry (100%) City: none
(Name and percent of project) (Name and percent of project)

Hospital District: Scurry County Hospital (100%) Water District: none
(Name and percent of project) (Name and percent of project)

Other (describe): Western Texas College (100%) Other (describe): none
(Name and percent of project) (Name and percent of project)

Is the project located entirely within this ISD? Yes No

If not, please provide additional information on the project scope and size to assist in the economic analysis.

INVESTMENT

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as rural, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's Web site at www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.

At the time of application, what is the estimated minimum qualified investment required for this school district? \$30,000,000

What is the amount of appraised value limitation for which you are applying? \$30,000,000

What is your total estimated *qualified* investment? \$450,000,000

NOTE: See 313.021(1) for full definition. Generally, Qualified Investment is the sum of the investment in tangible personal property and buildings and new improvements made between beginning of the qualifying time period (date of application final approval by the school district) and the end of the second complete tax year.

What is the anticipated date of application approval? November 1, 2013

What is the anticipated date of the beginning of the qualifying time period? November 1, 2013

What is the total estimated investment for this project for the period from the time of application submission to the end of the limitation period? \$450,000,000

Describe the qualified investment. [See 313.021(1).]

Attach the following items to this application:

- (1) a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
- (2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and
- (3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or 313.053 for rural school districts) for the relevant school district category during the qualifying time period? Yes No

Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be placed in service for the first time:

(1) in or on the new building or other new improvement for which you are applying? Yes No

(2) if not in or on the new building or other new improvement for which you are applying for an appraised value limitation, is the personal property necessary and ancillary to the business conducted in the new building or other new improvement? Yes No

(3) on the same parcel of land as the building for which you are applying for an appraised value limitation? Yes No

("First placed in service" means the first use of the property by the taxpayer.)

Will the investment in real or personal property you propose be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? Yes No

Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? Yes No

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? Yes No

QUALIFIED PROPERTY

Describe the qualified property. [See 313.021(2)] (If qualified investment describes qualified property exactly you may skip items (1), (2) and (3) below.)

Attach the following items to this application:

- (1) a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
- (2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and
- (3) a map of the qualified property showing location of new buildings or new improvements – with vicinity map.

Land

Is the land on which you propose new construction or improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? Yes No

If you answered "no" to the question above, what is the anticipated date on which you will submit proof of a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvements? September 30, 2013

Will the applicant own the land by the date of agreement execution? Yes No

Will the project be on leased land? Yes No

QUALIFIED PROPERTY (CONTINUED)

If the land upon which the new building or new improvement is to be built is part of the qualified property described by §313.021(2)(A), please attach complete documentation, including:

1. Legal description of the land
2. Each existing appraisal parcel number of the land on which the improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property
3. Owner
4. The current taxable value of the land. Attach estimate if land is part of larger parcel.
5. A detailed map (with a vicinity map) showing the location of the land

Attach a map of the reinvestment zone boundaries, certified to be accurate by either the governmental entity creating the zone, the local appraisal district, or a licensed surveyor. (With vicinity map)

Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone, if applicable.

Miscellaneous

Is the proposed project a building or new improvement to an existing facility? Yes No

Attach a description of any existing improvements and include existing appraisal district account numbers.

List current market value of existing property at site as of most recent tax year. N/A (Market Value) N/A (Tax Year)

Is any of the existing property subject to a value limitation agreement under Tax Code 313? Yes No

Will all of the property for which you are requesting an appraised value limitation be free of a tax abatement agreement entered into by a school district for the duration of the limitation? Yes No

WAGE AND EMPLOYMENT INFORMATION

What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 0

The last complete calendar quarter before application review start date is the:

First Quarter Second Quarter Third Quarter Fourth Quarter of 2013 (year)

What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the TWC? 0

Note: For job definitions see TAC §9.1051(14) and Tax Code 313.021(3). If the applicant intends to apply a definition for "new job" other than TAC §9.1051(14)(C), then please provide the definition of "new job" as used in this application. N/A

Total number of new jobs that will have been created when fully operational 7

Do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts) on the land and in connection with the new building or other improvement? Yes No

Do you intend to request that the governing body waive the minimum new job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No

If you answered "yes" to the question above, attach evidence documenting that the new job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards. **Note: Even if a minimum new job waiver is provided, 80% of all new jobs must be qualifying jobs pursuant to Texas Tax Code, §313.024(d).**

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? 6

If this project creates more than 1,000 new jobs, the minimum required wage for this project is 110% of the average county weekly wage for all jobs as described by 313.021(3)(E)(ii).

If this project creates less than 1,000 new jobs, does this district have territory in a county that meets the demographic characteristics of 313.051(2)? (see table of information showing this district characteristic at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html>)

If yes, the applicant must meet wage standard described in 313.051(b) (110% of the regional average weekly wage for manufacturing)

If no, the applicant shall designate one of the wage standards set out in §§313.021(5)(A) or 313.021(5)(B).

WAGE AND EMPLOYMENT INFORMATION (CONTINUED)

For the following three wage calculations please include on an attachment the four most recent quarters of data for each wage calculation. Show the average and the 110% calculation. Include documentation from TWC Web site. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is \$1,160

110% of the county average weekly wage for manufacturing jobs in the county is \$1,211

110% of the county average weekly wage for manufacturing jobs in the region is \$802.60

Please identify which Tax Code section you are using to estimate the wage standard required for this project:

§313.021(5)(A) or §313.021(5)(B) or §313.021(3)(E)(ii), or §313.051(b)?

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? \$41,735

What is the estimated minimum required annual wage you are committing to pay for each of the qualifying jobs you create on the qualified property? \$41,735

Will 80% of all new jobs created by the owner be qualifying jobs as defined by 313.021(3)? Yes No

Will each qualifying job require at least 1,600 of work a year? Yes No

Will any of the qualifying jobs be jobs transferred from one area of the state to another? Yes No

Will any of the qualifying jobs be retained jobs? Yes No

Will any of the qualifying jobs be created to replace a previous employee? Yes No

Will any required qualifying jobs be filled by employees of contractors? Yes No

If yes, what percent? estimated 75%

Does the applicant or contractor of the applicant offer to pay at least 80% of the employee's health insurance premium for each qualifying job? Yes No

Describe each type of benefits to be offered to qualifying jobholders. (Use attachments as necessary.)

Medical Insurance. company pays at least 80% of medical premiums for employee only coverage. Paid holidays and vacation, Retirement Savings Plan

ECONOMIC IMPACT

Is an Economic Impact Analysis attached (if supplied by other than the Comptroller's office)? Yes No

Is Schedule A completed and signed for all years and attached? Yes No

Is Schedule B completed and signed for all years and attached? Yes No

Is Schedule C (Application) completed and signed for all years and attached? Yes No

Is Schedule D completed and signed for all years and attached? Yes No

Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.

If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, please attach a separate schedule showing the amount for each year affected, including an explanation.

CONFIDENTIALITY NOTICE

**Property Tax Limitation Agreement Applications
Texas Government Code Chapter 313
Confidential Information Submitted to the Comptroller**

Generally, an application for property tax value limitation, the information provided therein, and documents submitted in support thereof, are considered public information subject to release under the Texas Public Information Act.

There is an exception, outlined below, by which information will be withheld from disclosure.

The Comptroller's office will withhold information from public release if:

- 1) it describes the specific processes or business activities to be conducted or the specific tangible personal property to be located on real property covered by the application;
- 2) the information has been segregated in the application from other information in the application; and
- 3) the party requesting confidentiality provides the Comptroller's office a list of the documents for which confidentiality is sought and for each document lists the specific reasons, including any relevant legal authority, stating why the material is believed to be confidential.

All applications and parts of applications which are not segregated and marked as confidential as outlined above will be considered public information and will be posted on the internet.

Such information properly identified as confidential will be withheld from public release unless and until the governing body of the school district acts on the application, or we are directed to do so by a ruling from the Attorney General.

Other information in the custody of a school district or the comptroller submitted in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as

the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information and will be posted on the internet.

All documents submitted to the Comptroller, as well as all information in the application once the school district acts thereon, are subject to public release unless specific parts of the application or documents submitted with the application are identified as confidential. Any person seeking to limit disclosure of such submitted records is advised to consult with their legal counsel regarding disclosure issues and also to take the appropriate precautions to safeguard copyrighted material, trade secrets, or any other proprietary information. The Comptroller assumes no obligation or responsibility relating to the disclosure or nondisclosure of information submitted by respondents. A person seeking to limit disclosure of information must submit in writing specific detailed reasons, including any relevant legal authority, stating why that person believes the material to be confidential.

The following outlines how the Comptroller's office will handle requests for information submitted under the Texas Public Information Act for application portions and submitted records appropriately identified as confidential.

- This office shall forward the request for records and a copy of the documents at issue to the Texas Attorney General's office for an opinion on whether such information may be withheld from disclosure under the Texas Public Information Act.
- The Comptroller will notify the person who submitted the application/documents when the information is forwarded to the Attorney General's office.
- Please be aware that this Office is obligated to comply with an Attorney General's decision, including release of information ruled public even if it was marked confidential.

**COMPANY CHECKLIST AND REQUESTED ATTACHMENTS**

	Checklist	Page X of 16	Check Completed
1	Certification pages signed and dated by Authorized Business Representative (applicant)	4 of 16	✓
2	Proof of Payment of Application Fee (Attachment)	5 of 16	✓
3	For applicant members, documentation of Combined Group membership under Texas Tax Code 171.0001(7) (if Applicable) (Attachment)	5 of 16	✓
4	Detailed description of the project	6 of 16	✓
5	If project is located in more than one district, name other districts and list percentage in each district (Attachment)	7 of 16	✓
6	Description of Qualified Investment (Attachment)	8 of 16	✓
7	Map of qualified investment showing location of new buildings or new improvements with vicinity map.	8 of 16	✓
8	Description of Qualified Property (Attachment)	8 of 16	✓
9	Map of qualified property showing location of new buildings or new improvements with vicinity map	8 of 16	✓
10	Description of Land (Attachment)	9 of 16	✓
11	A detailed map showing location of the land with vicinity map.	9 of 16	✓
12	A description of all existing (if any) improvements (Attachment)	9 of 16	✓
13	Request for Waiver of Job Creation Requirement (if applicable) (Attachment)	9 of 16	✓
14	Calculation of three possible wage requirements with TWC documentation. (Attachment)	10 of 16	✓
15	Description of Benefits	10 of 16	✓
16	Economic Impact (if applicable)	10 of 16	✓
17	Schedule A completed and signed	13 of 16	✓
18	Schedule B completed and signed	14 of 16	✓
19	Schedule C (Application) completed and signed	15 of 16	✓
20	Schedule D completed and signed	16 of 16	✓
21	Map of Reinvestment Zone (Attachment) (Showing the actual or proposed boundaries and size, Certified to be accurate by either the government entity creating the zone, the local appraisal district, or a licensed surveyor, with vicinity map)*	9 of 16	✓
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	✓
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	✓
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	✓

*To be submitted with application or before date of final application approval by school board.

ATTACHMENT 1

See executed application attached.

ATTACHMENT 2
Proof of Payment of Application Fee

Please find on the attached page, copy of the check for the \$75,000 application fee to Snyder Independent School District.

Proof of payment of filing fee received by the
Comptroller of Public Accounts per TAC Rule
§9.1054 (b)(5)

*(Page Inserted by Office of Texas Comptroller of Public
Accounts)*

ATTACHMENT 3

N/A

ATTACHMENT 4
Detailed Description of the Project

Provide a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information.

Fluvanna Renewable Energy Project, LLC (Fluvanna) is requesting an appraised value limitation from Snyder Independent School District (ISD) for the Fluvanna Renewable Power Project (the "Project"), a proposed wind powered electric generating facility in northwest Scurry County. The proposed Project (comprising this application) will be constructed within a reinvestment zone to be established by Scurry County Commissioners Court at a future meeting. A map showing the project boundaries and wind turbine locations is included as Attachment 7.

The proposed Project is anticipated to have a capacity of approximately 300 MW, all of which will be located in Snyder ISD. Turbine selection is ongoing at this time and has not been finalized. The exact number of wind turbines and size of each turbine will vary depending upon the wind turbines selected, manufacturer's availability, prices, the power purchase agreement, and the megawatt generating capacity of the Project when completed. Current plans are to install 3.0 MW Siemens turbines. The project is also constructing an approximately 1-2 mile generation transmission tie line that will connect to the Dermott Substation.

The Applicant request a value limitation for all materials and equipment installed for the Project, including but not limited to, wind turbines, towers, foundations, roadways, buildings and offices, anemometer towers, collection system, electrical substations, generation tie transmission line, and associated towers, and interconnection facilities.

Construction of the Project is anticipated to begin in the fourth quarter of 2013 with completion by December 31, 2014.

ATTACHMENT 4A

Describe the ability of your company to locate or relocate in another state or another region of the state.

Fluvanna Renewable Energy Project, LLC (“Fluvanna”) is a Delaware limited liability company formed by Tri Global Energy to develop, build, own and operate the Fluvanna Renewable Power Project. Tri Global is the Project “sponsor,” i.e. the entity responsible for the development, financing, construction and operation of the Project.

The collective accomplishments of Tri Global Energy, LLC’s (“Tri Global”), the exclusive developer of Fluvanna, include leadership roles in the development, construction, and operations of approximately 4,100 MWs, or approximately 8%, of the U.S.’ installed wind energy capacity and over 3,500 MWs of fossil generation, as well as securing over \$3 billion in corporate and project finance. Tri Global’s President, Tom Carbone is the former North American president of Vestas, a world leading turbine manufacturer. Our management team has a combined 4,100 MW of prior wind turbine purchases and is uniquely qualified to develop and construct wind projects throughout the United States. As such, the development resources necessary to advance the subject 300 MW Fluvanna Renewable Power Project could be redeployed to other renewable energy development projects in other power markets in the United States. Tri Global chose Texas, and in particular Scurry County, for its favorable wind resource, access to the ERCOT market as a result of the new CREZ transmission lines, and favorable property tax incentives under the Tax Code Chapter 312 tax abatement and Chapter 313 Appraised Value Limitation. Tri Global prefers to develop and build the proposed Fluvanna Renewable Project as per this application, but since this Project is still in the early stages of development, further investment could be, if necessary, redeployed to other counties and states competing for similar wind projects.

ATTACHMENT 5

List of districts and percentages where the project is located

Scurry County	100%
Snyder Independent School District	100%
Scurry County Hospital District	100%
Western Texas College	100%

ATTACHMENT 6

Description of Qualified Investment

- 1) *a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code 313.021*
- 2) *a description of any new buildings, proposed improvement or personal property which you intend to include as part of your minimum qualified investment and*
- 3) *a map of the qualified investment showing location of new buildings or new improvements with vicinity map (Please see Attachment 7)*

Fluvanna Renewable Energy Project, LLC plans to construct a 300 MW wind farm in Scurry County, all of which will be located in Snyder ISD. Turbine selection is ongoing at this time and has not been finalized. For purposes of this application the project anticipates using 3.0 MW turbines manufactured by Siemens, although final turbine selection may change. Fluvanna Renewable is also constructing an approximately 1-2 mile generation transmission tie line that will connect to the Dermott Substation, this line will be in Scurry County and Snyder ISD and is subject to this application.

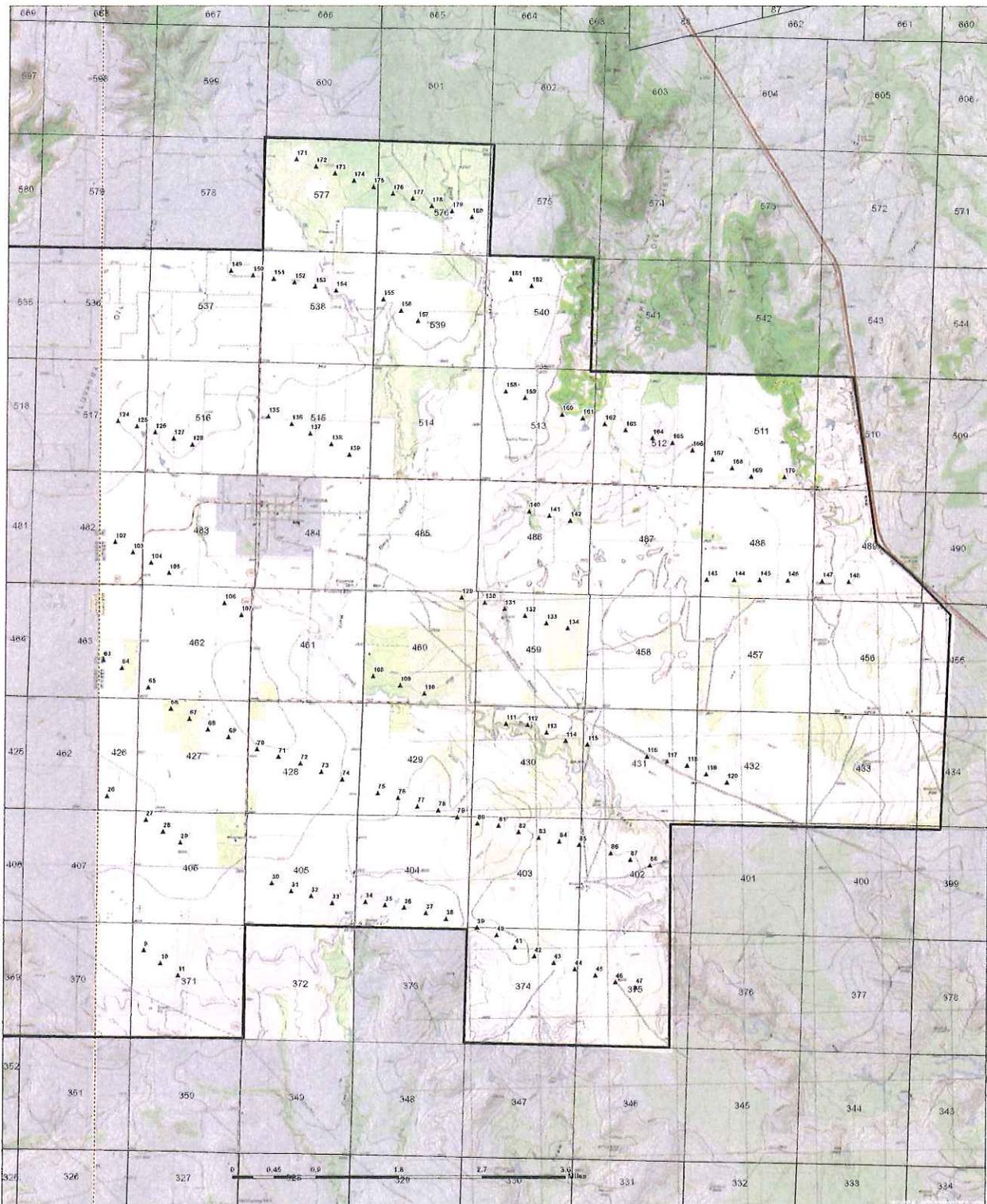
This application covers all qualified property necessary for the commercial operations of the wind farm.

Qualified Investment and qualified property includes, but is not limited to, turbines, towers, foundations, underground collection systems, electrical substation(s), transmission lines, electrical interconnections, met towers, roads, operations & maintenance buildings, spare parts, and control systems necessary for commercial generation of electricity.

The map in Attachment 7 shows the proposed project area with the proposed improvement locations. The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final location of turbines and supporting structures will be determined before construction begins.

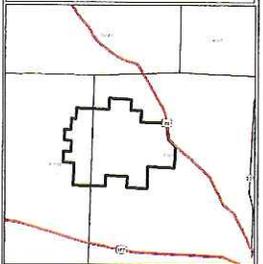
ATTACHMENT 7

Map of qualified investment showing location of improvements with vicinity map



**FLUVANNA ENERGY PROJECT
SNYDER ISD
Wind Energy, LLC**

Proposed Reinvestment Zone

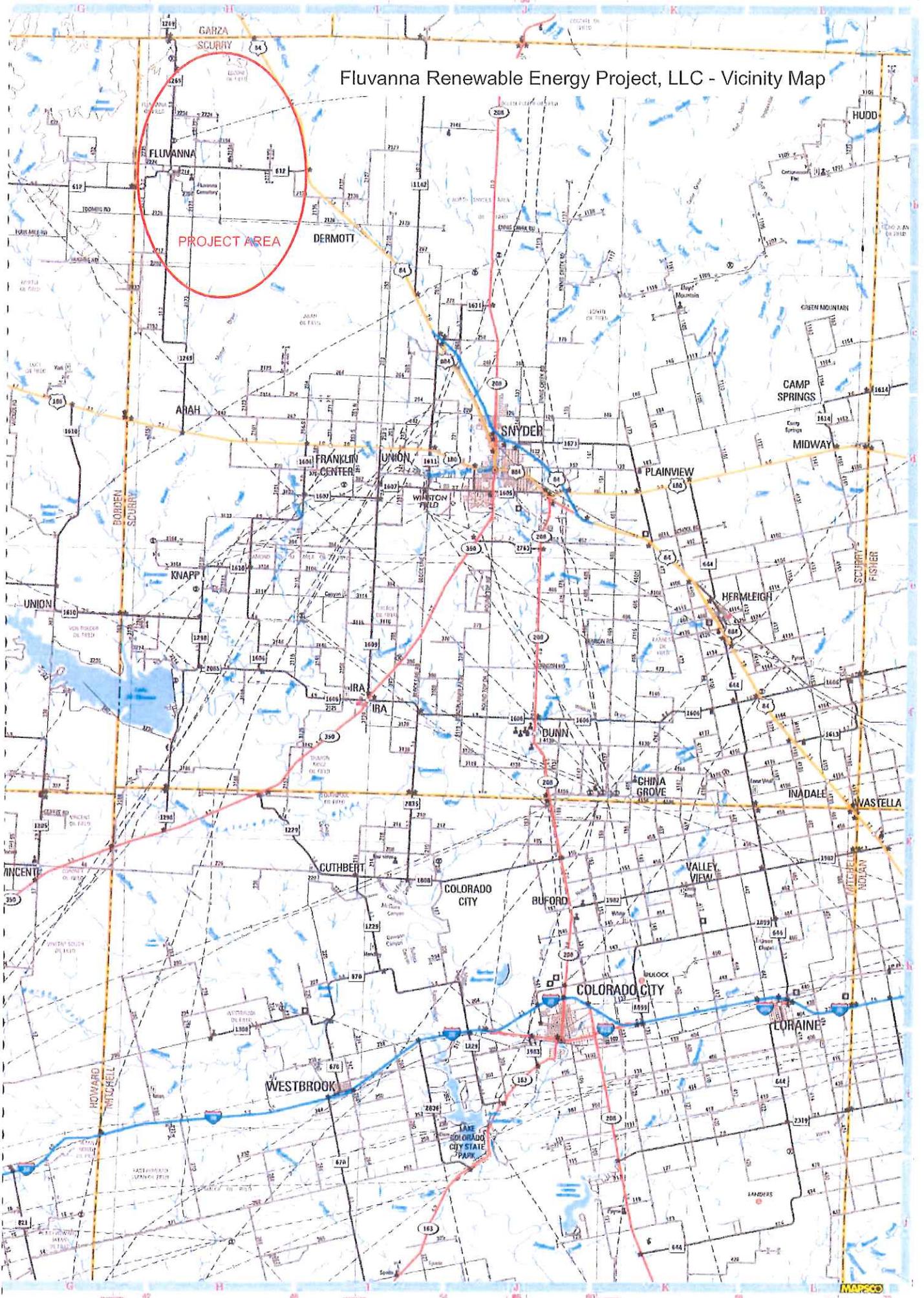


1 in = 1,942 feet

- Legend**
- PROPOSED REINVESTMENT ZONE
 - Section, Survey, Block, Section
 - School District Boundary
 - SNYDER ISD PROPOSED TURBINE LOCATIONS



Fluvanna Renewable Energy Project, LLC - Vicinity Map



ATTACHMENT 8
Description of Qualified Property

1. *a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code 313.021*
2. *a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and*
3. *a map of the qualified property showing location of new buildings or new improvements – with vicinity map (Please see Attachment 9)*

Fluvanna Renewable Energy Project, LLC plans to construct a 300 MW wind farm in Scurry County, all of which will be located in Snyder ISD. Turbine selection is ongoing at this time and has not been finalized. For purposes of this application the project anticipates using 3.0 MW turbines manufactured by Siemens, although final turbine selection may change. Fluvanna Renewable is also constructing an approximately 1-2 mile generation transmission tie line that will connect to the Dermott Substation, this line will be in Scurry County and Snyder ISD and is subject to this application.

This application covers all qualified property necessary for the commercial operations of the wind farm.

Qualified Investment and qualified property includes, but is not limited to, turbines, towers, foundations, underground collection systems, electrical substation(s), transmission lines, electrical interconnections, met towers, roads, operations & maintenance buildings, spare parts, and control systems necessary for commercial generation of electricity.

The map in Attachment 7 shows the proposed project area with the proposed improvement locations. The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final location of turbines and supporting structures will be determined before construction begins.

ATTACHMENT 9

See Attachment 7

The maps of the qualified property, showing location of improvements, and a separate vicinity map are in Attachment 7

ATTACHMENT 10

Legal Description of Land

- All of sections 374, 375, 402, 403, 404, 408, 425, 426, 427, 429, 430, 431, 432, 454, 455, 459, 460, 462, 463, 464, 465, 479, 480, 482, 486, 488, 511, 512, 513, 517, 520, 521, 532, 576 and 577 of Block 97, Survey H & TC, Scurry and Borden Counties, Texas being 22,565.35 acres.
- East part of section 351, Block 97, Survey H & TC, Scurry County, Texas being 239.05 acres.
- All of the West half of the Northeast quarter of Section 371, Block 97, Survey H & TC, Scurry County, Texas being 658.5 acres.
- South half and South part of the North half of section 405, Block 97, Survey H & TC, Scurry County, Texas being 510.42 acres.
- West half and Southeast quarter of section 406, Block 97, survey H & TC, Scurry County, Texas being 480 acres.
- Northwest quarter and middle part of Section 407, Scurry and Borden Counties being 321.5 acres.
- East half of Section 424, Block 97, Survey H & TC, Borden County, Texas being 327.7 acres.
- All except South part of Section 428, Block 97, Survey H & TC, Scurry County, Texas being 519.40 acres.
- West half of Section 433, Block 97, Survey H & TC, Scurry County, Texas being 325 acres.
- Southeast quarter of Section 457, Block 97, Survey H & TC, Scurry County, Texas being 161.75 acres.
- Southeast quarter of section 466, Block 97, Survey H & TC, Borden County, Texas being 163.8 acres.
- West half of Section 481, Block 97, Survey H & TC, Borden County, Texas being 413 acres.
- Southwest quarter of Section 483, Block 97, Survey H & TC, Borden County, Texas being 154.79 acres.
- South part and Northwest part of Section 485, Block 97, Survey H & TC, Scurry County, Texas being 304.6 acres.

- South half and Northwest quarter of Section 487, Block 97, Survey H & TC, Scurry County, Texas being 569.91 acres.
- West half and Southeast part of Section 489, Block 97, Survey H & TC, Scurry County, Texas being 434.5 acres.
- Southwest corner of Southwest quarter of Section 490, Block 97, Survey H & TC, Scurry County, Texas being 8.67 acres.
- West part of Section 510, Block 97, Survey H & TC, Scurry County, Texas being 244.44 acres.
- Southeast quarter and South part of Northeast quarter of Section 514, Block 97, Survey H & TC, Scurry County, Texas being 290 acres.
- All except Northeast part of Section 515, Block 97, Survey H & TC, Scurry County, Texas being 611.24 acres.
- All except Southeast quarter of Section 516, Block 97, Survey H & TC, Scurry County, Texas being 492.1 acres.
- West half; Northeast quarter and North half of Southeast quarter of Section 519, Block 97, Survey H & TC, Borden County, Texas being 539.33 acres.
- Part of Southwest quarter of Section 533, Block 97, Survey H & TC, Borden County, Texas being 140 acres.
- Northeast quarter of Section 537, Block 97, Survey H & TC, Scurry County, Texas being 161 acres.
- North half of Section 538, Block 97, Survey H & TC, Scurry County, Texas being 320 acres.
- North half and Southwest quarter of Section 539, Block 97, Survey H & TC, Scurry County, Texas being 480 acres.
- North half of Section 540, Block 97, Survey H & TC, Scurry County, Texas being 324 acres.

ATTACHMENT 11

See Attachment 7

A detailed map showing location of the land and separate vicinity map are in Attachment 7

ATTACHMENT 12

Description of all existing (if any) improvements

There are no existing wind farm related improvements at this site.

ATTACHMENT 13
Request of waiver of job creation requirement

CUMMINGS WESTLAKE LLC

12837 Louetta Road, Suite 201 Cypress, Texas 77429-5611 713-266-4456 Fax: 713-266-2333

May 31, 2013

Dr. Randy Brown, Superintendent
Snyder Independent School District
2901 37th St.
Snyder, TX 79549

Re: Chapter 313 Job Waiver Request

Dear Dr. Brown,

Fluvanna Renewable Energy Project, LLC requests that the Snyder Independent School District's Board of Trustees waive the job requirement provision as allowed by Section 313.025(f-1) of the tax code. This waiver would be based on the school district's board findings that the jobs creation requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility of the property owner that is described in the application.

Fluvanna Renewable Energy Project, LLC requests that the Snyder Independent School District makes such a finding and waive the job creation requirement for 10 permanent jobs. In line with industry standards for job requirements, Fluvanna Renewable Energy Project, LLC has committed to create 7 total jobs for the project, all of which will be in Snyder ISD.

Wind projects create a large number of full and part-time, but temporary jobs during the construction phase of the project, but require a relatively small number of highly skilled technicians to operate and maintain the project after commercial operation commences.

The industry standard for employment is typically one full-time employee for approximately every 15 turbines. This number may vary depending on the operations and maintenance requirements of the turbines selected as well as the support and technical assistance offered by the turbine manufacturer. The permanent employees of a wind project maintain and service wind turbines, underground electrical connections, substations and other infrastructure associated with the safe and reliable operation of the project. In addition to the onsite employees, there may be managers or technicians who support the project from offsite locations.

Sincerely,



J. Weston Jackson
Partner

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 14

Calculation of three possible wage requirements with TWC documentation

- Scurry County average weekly wage for all jobs (all industries)
- Scurry County average weekly wage for all jobs (manufacturing)
- See attached Council of Governments Regional Wage Calculation and Documentation

FLUVANNA RENEWABLE ENERGY PROJECT, LLC
ATTACHMENT 14

SNYDER ISD - SCURRY COUNTY
CHAPTER 313 WAGE CALCULATION - ALL JOBS - ALL INDUSTRIES

QUARTER	YEAR	AVG WEEKLY WAGES*	ANNUALIZED
SECOND	2012	\$ 1,031	\$ 53,612
THIRD	2012	\$ 971	\$ 50,492
FOURTH	2012	\$ 1,088	\$ 56,576
FIRST	2013	\$ 1,127	\$ 58,604
AVERAGE		\$ 1,054	\$ 54,821
X		110%	110%
		\$ 1,160	\$ 60,303

SNYDER ISD - SCURRY COUNTY
CHAPTER 313 WAGE CALCULATION - MANUFACTURING JOBS

QUARTER	YEAR	AVG WEEKLY WAGES*	ANNUALIZED
SECOND	2012	\$ 1,043	\$ 54,236
THIRD	2012	\$ 1,054	\$ 54,808
FOURTH	2012	\$ 1,170	\$ 60,840
FIRST	2013	\$ 1,135	\$ 59,020
AVERAGE		\$ 1,101	\$ 57,226
X		110%	110%
		\$ 1,211	\$ 62,949

CHAPTER 313 WAGE CALCULATION - REGIONAL WAGE RATE

REGION	YEAR	AVG WEEKLY WAGES*	ANNUALIZED
West Central	2012	\$ 729.63	\$ 37,941
X		110%	110%
		\$ 802.60	\$ 41,735

* SEE ATTACHED TWC DOCUMENTATION

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

 Year	 Period	 Area	 Ownership	 Division	 Level	 Ind Code	 Industry	 Avg Weekly Wages
2012	1st Qtr	Scurry County	Private	00	0	10	Total, All Industries	\$1,041
2013	1st Qtr	Scurry County	Private	00	0	10	Total, All Industries	\$1,127
2012	2nd Qtr	Scurry County	Private	00	0	10	Total, All Industries	\$1,031
2012	3rd Qtr	Scurry County	Private	00	0	10	Total, All Industries	\$971
2012	4th Qtr	Scurry County	Private	00	0	10	Total, All Industries	\$1,088

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

 Year	 Period	 Area	 Ownership	 Division	 Level	 Ind Code	 Industry	 Avg Weekly Wages
2012	1st Qtr	Scurry County	Private	31	2	31-33	Manufacturing	\$1,083
2013	1st Qtr	Scurry County	Private	31	2	31-33	Manufacturing	\$1,135
2012	2nd Qtr	Scurry County	Private	31	2	31-33	Manufacturing	\$1,043
2012	3rd Qtr	Scurry County	Private	31	2	31-33	Manufacturing	\$1,054
2012	4th Qtr	Scurry County	Private	31	2	31-33	Manufacturing	\$1,170

**2012 Manufacturing Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas	\$23.56	\$48,996
1. Panhandle Regional Planning Commission	\$20.12	\$41,850
2. South Plains Association of Governments	\$16.18	\$33,662
3. NORTEX Regional Planning Commission	\$17.83	\$37,076
4. North Central Texas Council of Governments	\$24.68	\$51,333
5. Ark-Tex Council of Governments	\$16.84	\$35,032
6. East Texas Council of Governments	\$19.61	\$40,797
7. West Central Texas Council of Governments	\$18.24	\$37,941
8. Rio Grande Council of Governments	\$16.17	\$33,631
9. Permian Basin Regional Planning Commission	\$21.93	\$45,624
10. Concho Valley Council of Governments	\$16.33	\$33,956
11. Heart of Texas Council of Governments	\$19.07	\$39,670
12. Capital Area Council of Governments	\$26.03	\$54,146
13. Brazos Valley Council of Governments	\$16.55	\$34,424
14. Deep East Texas Council of Governments	\$16.20	\$33,698
15. South East Texas Regional Planning Commission	\$29.38	\$61,118
16. Houston-Galveston Area Council	\$26.59	\$55,317
17. Golden Crescent Regional Planning Commission	\$21.03	\$43,742
18. Alamo Area Council of Governments	\$18.40	\$38,280
19. South Texas Development Council	\$13.54	\$28,170
20. Coastal Bend Council of Governments	\$22.97	\$47,786
21. Lower Rio Grande Valley Development Council	\$16.33	\$33,961
22. Texoma Council of Governments	\$22.57	\$46,949
23. Central Texas Council of Governments	\$17.16	\$35,689
24. Middle Rio Grande Development Council	\$18.93	\$39,380

Source: Texas Occupational Employment and Wages

Data published: July 2013

Data published annually, next update will be July 31, 2014

Note: Data is not supported by the Bureau of Labor Statistics (BLS).

Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 15

Description of Benefits

At least 80% of employees of the operator of the Fluvanna Renewable Power Project will be employed in qualifying jobs pursuant to Texas Tax Code 313.024(d). Qualifying jobs will meet the definition of Texas Tax Code Section 313.051(b). Employees will be offered a group health benefit plan for which the operator of the Fluvanna Renewable Power Project will pay at least 80% of the premiums or other charges assessed for employee-only coverage under the plan or be in compliance with the Affordable Care Act. In addition, each qualifying employee will receive area wide competitive 401(k) Retirement Savings Plan, vacation time, sick leave and skills training.

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 16

The Economic Impact Study will be performed by the Comptroller at a future date.

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENTS 17

See attached Schedule A

Schedule A (Rev. January 2013): Investment

Form 50-296

Applicant Name: Fluvanna Renewable Energy Project, LLC
 ISD Name: Scurry ISD

PROPERTY INVESTMENT AMOUNTS

(Estimated investment in each year. Do not put cumulative totals.)

Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A: Tangible Personal Property (The amount of new investment (original cost) placed in service during this year)	Column B: Building or permanent nonremovable component of building (annual amount only)	Column C: Sum of A and B (during the qualifying time period)	Column D: Other investment that is not qualified investment but investment affecting economic impact and total value	Column E: Total Investment (A+B+D)
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) Investment made before filing complete application with district (neither qualified property nor eligible to become qualified investment) Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property) Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period (qualified investment and eligible to become qualified property) Complete tax years of qualifying time period Value Limitation Period Continue to Maintain Viable Presence Post-Settle-Up Period Post-Settle-Up Period	1	2014	22,500,000	0	22,500,000	0	22,500,000
	2	2015-2016	425,900,000	600,000	427,500,000	0	427,500,000
	3	2016-2017	0	0	0	0	0
	4	2017-2018	0	0	0	0	0
	5	2018-2019	0	0	0	0	0
	6	2019-2020	0	0	0	0	0
	7	2020-2021	0	0	0	0	0
	8	2021-2022	0	0	0	0	0
	9	2022-2023	0	0	0	0	0
	10	2023-2024	0	0	0	0	0
	11	2024-2025	0	0	0	0	0
	12	2025-2026	0	0	0	0	0
	13	2026-2027	0	0	0	0	0
	14	2027-2028	0	0	0	0	0
	15	2028-2029	0	0	0	0	0

Qualifying Time Period usually begins with the final board approval of the application and extends generally for the following two complete tax years.

Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment - as defined in Tax Code §313.021(1)(A)-(D).

For the purposes of investment, please list amount invested each year, not cumulative totals.

[For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].

Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

The total dollar amount of planned investment each year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code §313.021(1)(E).

For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.

Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value for planning, construction and operation of the facility.

The most significant example for many projects would be land. Other examples may be items such as professional services, etc.

Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.

This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

[Handwritten Signature]

6-3-13

DATE

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 18

See attached Schedule B

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 19

See attached Schedule C

Schedule C- Application: Employment Information

Applicant Name
ISD Name
Fluvanna Renewable Energy Project, LLC
Scurry/ISD

Form 50-296

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Construction		New Jobs		Qualifying Jobs	
				Column A: Number of Construction FTEs or man- hours (specify)	Column B: Average annual wage rates for construction workers	Column C: Number of new jobs applicant commits to create (cumulative)	Column D: Average annual wage rate for all new jobs.	Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
	pre-year 1	2013-2014	2013	5 FTEs	\$48,000.00	0	\$0.00	0	\$0.00
	1	2014-2015	2014	100 FTEs	\$48,000.00	1	\$41,735.00	1	\$41,735.00
	2	2015-2016	2015			7	\$41,735.00	6	\$41,735.00
	3	2016-2017	2016			7	\$41,735.00	6	\$41,735.00
	4	2017-2018	2017			7	\$41,735.00	6	\$41,735.00
	5	2018-2019	2018			7	\$41,735.00	6	\$41,735.00
	6	2019-2020	2019			7	\$41,735.00	6	\$41,735.00
	7	2020-2021	2020			7	\$41,735.00	6	\$41,735.00
	8	2021-2022	2021			7	\$41,735.00	6	\$41,735.00
	9	2022-2023	2022			7	\$41,735.00	6	\$41,735.00
	10	2023-2004	2023			7	\$41,735.00	6	\$41,735.00
	11	2024-2025	2024			7	\$41,735.00	6	\$41,735.00
	12	2025-2026	2025			7	\$41,735.00	6	\$41,735.00
	13	2026-2027	2026			7	\$41,735.00	6	\$41,735.00
	14	2027-2028	2027			7	\$41,735.00	6	\$41,735.00
	15	2028-2029	2028			7	\$41,735.00	6	\$41,735.00
Complete tax years of qualifying time period									
Value Limitation Period									
Tax Credit Period (with 50% cap on credit)									
Credit Settle-Up Period									
Post- Settle-Up Period									
Post- Settle-Up Period									

Notes: For job definitions see TAC §9.1051(14) and Tax Code §313.021(3).

This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.



SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

8-2-13

Fluvanna Renewable Energy Project LLC

Snyder ISD – Chapter 313 Application

CUMMINGS WESTLAKE LLC

ATTACHMENT 20

See attached Schedule D

Schedule D: (Rev. January 2013): Other Tax Information

Applicant Name

Fluvanna Renewable Energy Project, LLC

ISD Name

Scurry ISD

Form 50-296

Other Property Tax Abatements Sought

		Sales Tax Information			Franchise Tax				Other Property Tax Abatements Sought			
		Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax	Column H: Franchise tax due from (or attributable to) the applicant	County	City	Hospital	Other				
Year	School Year (YYYY-YYYY)	Tax/Calendar Year YYYY			Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement				
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	2013-2014	2013	2,993,850	19,506,150	-	-	-	-				
Complete tax years of qualifying time period	1	2014-2015	56,883,150	370,616,850	100%	n/a	n/a	n/a				
	2	2015-2016			100%	n/a	n/a	n/a				
	3	2016-2017			100%	n/a	n/a	n/a				
	4	2017-2018			100%	n/a	n/a	n/a				
	5	2018-2019			100%	n/a	n/a	n/a				
	6	2019-2020			100%	n/a	n/a	n/a				
	7	2020-2021			100%	n/a	n/a	n/a				
	8	2021-2022			100%	n/a	n/a	n/a				
	9	2022-2023			100%	n/a	n/a	n/a				
	10	2023-2024			100%	n/a	n/a	n/a				
Value Limitation Period	11	2024-2025			0%	-	0%	-				
	12	2025-2026			0%	-	0%	-				
	13	2026-2027			0%	-	0%	-				
Credit Settle-Up Period	14	2027-2028			0%	-	0%	-				
	15	2028-2029			0%	-	0%	-				

*For planning, construction and operation of the facility.

6-3-13

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

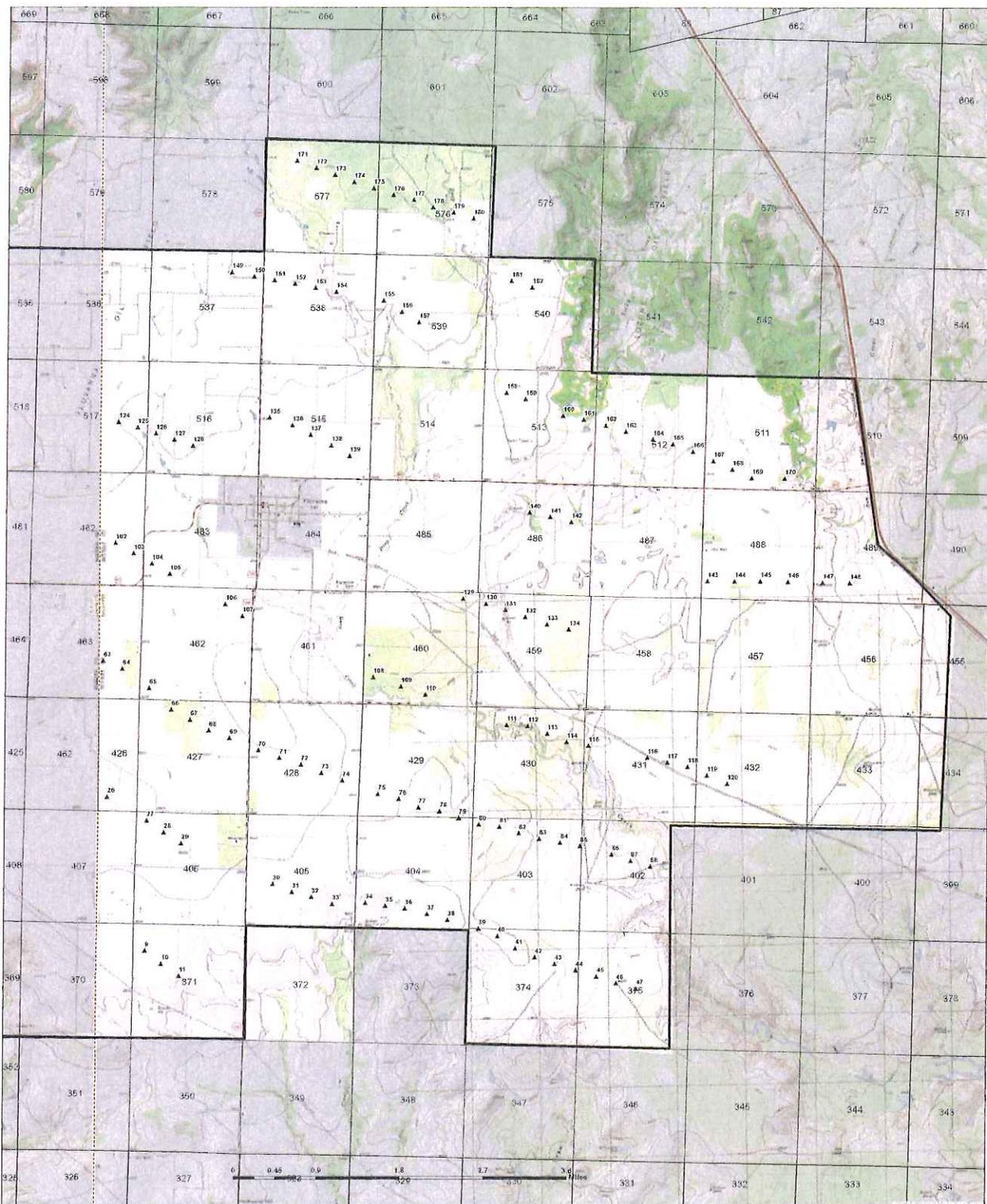
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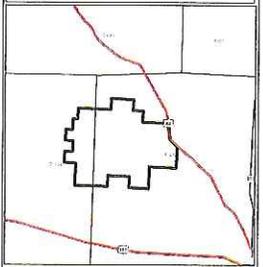
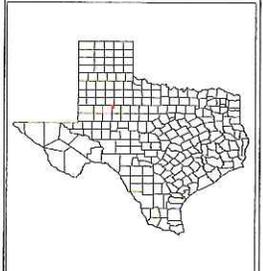
ATTACHMENT 21

See attached map of proposed reinvestment zone



**FLUVANNA ENERGY PROJECT
SNYDER ISD
Wind Energy, LLC**

Proposed Reinvestment Zone



1 in = 1,942 feet

Legend

- PROPOSED REINVESTMENT ZONE
- BORDER SURVEY BLOCK SECTION
- Snyder District Boundary
- SNYDER ISD PROPOSED TURBINE LOCATIONS



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ATTACHMENT 22

Scurry County Commissioners Court is expected to create the proposed reinvestment zone at a regularly scheduled meeting at a near date. The order, resolution, or ordinance establishing the zone will be furnished at a later date.

ATTACHMENT 23

The legal description of the land in the proposed Reinvestment Zone

- All of sections 374, 375, 402, 403, 404, 408, 425, 426, 427, 429, 430, 431, 432, 454, 455, 459, 460, 462, 463, 464, 465, 479, 480, 482, 486, 488, 511, 512, 513, 517, 520, 521, 532, 576 and 577 of Block 97, Survey H & TC, Scurry and Borden Counties, Texas being 22,565.35 acres.
- East part of section 351, Block 97, Survey H & TC, Scurry County, Texas being 239.05 acres.
- All of the West half of the Northeast quarter of Section 371, Block 97, Survey H & TC, Scurry County, Texas being 658.5 acres.
- South half and South part of the North half of section 405, Block 97, Survey H & TC, Scurry County, Texas being 510.42 acres.
- West half and Southeast quarter of section 406, Block 97, survey H & TC, Scurry County, Texas being 480 acres.
- Northwest quarter and middle part of Section 407, Scurry and Borden Counties being 321.5 acres.
- East half of Section 424, Block 97, Survey H & TC, Borden County, Texas being 327.7 acres.
- All except South part of Section 428, Block 97, Survey H & TC, Scurry County, Texas being 519.40 acres.
- West half of Section 433, Block 97, Survey H & TC, Scurry County, Texas being 325 acres.
- Southeast quarter of Section 457, Block 97, Survey H & TC, Scurry County, Texas being 161.75 acres.
- Southeast quarter of section 466, Block 97, Survey H & TC, Borden County, Texas being 163.8 acres.
- West half of Section 481, Block 97, Survey H & TC, Borden County, Texas being 413 acres.
- Southwest quarter of Section 483, Block 97, Survey H & TC, Borden County, Texas being 154.79 acres.
- South part and Northwest part of Section 485, Block 97, Survey H & TC, Scurry County, Texas being 304.6 acres.

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- South half and Northwest quarter of Section 487, Block 97, Survey H & TC, Scurry County, Texas being 569.91 acres.
- West half and Southeast part of Section 489, Block 97, Survey H & TC, Scurry County, Texas being 434.5 acres.
- Southwest corner of Southwest quarter of Section 490, Block 97, Survey H & TC, Scurry County, Texas being 8.67 acres.
- West part of Section 510, Block 97, Survey H & TC, Scurry County, Texas being 244.44 acres.
- Southeast quarter and South part of Northeast quarter of Section 514, Block 97, Survey H & TC, Scurry County, Texas being 290 acres.
- All except Northeast part of Section 515, Block 97, Survey H & TC, Scurry County, Texas being 611.24 acres.
- All except Southeast quarter of Section 516, Block 97, Survey H & TC, Scurry County, Texas being 492.1 acres.
- West half; Northeast quarter and North half of Southeast quarter of Section 519, Block 97, Survey H & TC, Borden County, Texas being 539.33 acres.
- Part of Southwest quarter of Section 533, Block 97, Survey H & TC, Borden County, Texas being 140 acres.
- Northeast quarter of Section 537, Block 97, Survey H & TC, Scurry County, Texas being 161 acres.
- North half of Section 538, Block 97, Survey H & TC, Scurry County, Texas being 320 acres.
- North half and Southwest quarter of Section 539, Block 97, Survey H & TC, Scurry County, Texas being 480 acres.
- North half of Section 540, Block 97, Survey H & TC, Scurry County, Texas being 324 acres.

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ATTACHMENT 24

The Scurry County Guidelines and Criteria For Tax Abatement will be provided at a later date.

