

JEFF BYRD  
Superintendent  
806-226-7351

AMY TAYLOR & MARLO BYRD  
H.S. Counselor & Elem. Counselor  
806-226-1325



Fifth and Vine Street/P.O. Box 209  
Claude, TX 79019  
Fax 806-226-2244

DOUG RAWLINS  
Elementary Principal  
806-226-3522

DEREK DAVIS  
High School Principal  
806-226-2191

January 20, 2016

Wes Jackson  
Cummings Westlake LLC  
12837 Louetta Rd, Suite 201  
Cypress, TX 77429

*via email: [wjackson@cwlp.net](mailto:wjackson@cwlp.net)*

Re: Request for Extension on Application of Route 66 Wind II, LLC  
For an Appraised Value Limitation Agreement

Dear Mr. Jackson:

Please be advised that at a properly called meeting of the Claude Independent School District Board of Trustees on January 19, 2016, the Board took action on the request for an extension to consider the application of Route 66 Wind II, LLC for an Appraised Value Limitation Agreement with Claude ISD. The District approved the request, and has granted the extension on the application up to an additional 90 day period (*i.e.*, May 22, 2016). See enclosed copy of the Resolution granting the extension. The Board's action will be reflected in the Minutes of this meeting.

If you have any further questions concerning your extension, please do not hesitate to contact me or Fred Stormer at the Underwood Law Firm. Thank you for your cooperation in this matter.

Sincerely,

Jeff Byrd, Superintendent

**RESOLUTION OF THE BOARD OF TRUSTEES  
OF  
CLAUDE INDEPENDENT SCHOOL DISTRICT**

The Board of Trustees of Claude Independent School District (“the District”) does hereby make the following resolution regarding a pending application by Route 66 Wind II, LLC (“Route 66 Wind II”) for an appraised value limitation agreement under Texas Tax Code, Chapter 313:

WHEREAS, on or about June 24, 2015, Route 66 Wind II submitted to the District an application under Texas Code, Chapter 313 (the “Application”) for an appraised value limitation agreement (“Agreement”); and

WHEREAS, on or about August 5, 2015, the Application was submitted to the Texas Comptroller; and,

WHEREAS, on or about September 25, 2015, the Texas Comptroller issued a letter deeming the Application complete, advising that it would move forward with its economic impact evaluation, and triggering the effective filing date of the Application; and

WHEREAS, Texas Tax Code §313.025(b) requires the Board approve or disapprove an application before the 151st day after the date the application is deemed complete by the Comptroller (the “Deadline”), unless the Comptroller’s economic impact evaluation has not been received or an extension is agreed to by the Board and the applicant; and,

WHEREAS, due to ongoing negotiations with Route 66 Wind II and the implementation of new Comptroller rules, it is likely the Agreement will not be approved by the Comptroller in time for the Board to issue its Findings of Fact, and approve and execute such an Agreement before the Deadline; and,

WHEREAS, on January 12, 2016, Route 66 Wind II submitted a request to the District to extend the Deadline, a copy of which is attached here to as Exhibit “A.”

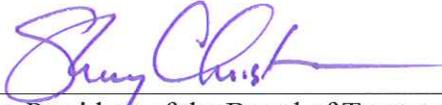
NOW BE IT THEREFORE RESOLVED, that the statements contained in the preamble of this Resolution are true and correct and adopted as findings of fact and operative provisions hereof, and that it is in the District’s best interest to extend the Deadline as requested, and

BE IT FURTHER RESOLVED, that Board of Trustees finds that it is in the best interest of the District to grant Route 66 Wind II’s request, and extend the Deadline for an additional ninety (90) days in order to complete negotiations and allow the Comptroller sufficient time to review and approve the Agreement of the parties; and,

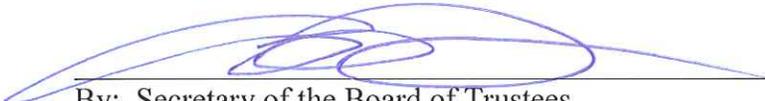
BE IT FURTHER RESOLVED, the Superintendent or his designated representative is directed to provide notice to Route 66 Wind II of the Board's decision to grant its request, and extend the deadline until May 22, 2016.

Passed and approved by the Claude Independent School District Board of Trustees on this 19<sup>th</sup> day of January, 2016.

Claude Independent School District



By: President of the Board of Trustees



By: Secretary of the Board of Trustees

**EXHIBIT A**

**CUMMINGS WESTLAKE LLC**

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

January 12, 2016

Mr. Jeff Z. Byrd  
Superintendent  
Claude ISD  
PO Box 209  
Claude, TX 79019-0209

**Re: Request for Extension to consider 313 Application**

Dear Dr. Byrd,

Due to new form agreement developed by the Comptroller's office, we do not believe that Route 66 Wind II, LLC and Claude ISD's Board of Trustees will have adequate time for consideration, approval, and execution of the Limitation on Appraised Value Agreement (the "LAVA") within the 151 day deadline imposed by Texas Tax Code Chapter 313, Section 313.025(b). Accordingly, we ask that Claude ISD extend that deadline by no less than 90 days.

Thank you for your consideration.

Sincerely,



J. Weston Jackson  
Consultant for  
Route 66 Wind II, LLC