

Attachment A

Application

# O'HANLON, MCCOLLOM & DEMERATH

ATTORNEYS AND COUNSELORS AT LAW

808 WEST AVENUE  
AUSTIN, TEXAS 78701  
TELEPHONE: (512) 494-9949  
FACSIMILE: (512) 494-9919

**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**

June 11, 2013

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

RE: Application to the Jacksboro Independent School District from Keechi Wind, LLC

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Jacksboro Independent School District is notifying the Applicant Keechi Wind, LLC of its intent to consider the application for appraised value limitation on qualified property. The Applicant submitted the application to the school district on June 10, 2013. The Board voted to accept the application June 10, 2013. The application was determined completed on June 11, 2013. Please prepare the economic impact report.

Please note, no construction has begun at the project site as of the date of the filing of the application and the District's determination that the application is complete. The Applicant is aware that the determination of a completed application by the Comptroller determines what property may be eligible for a value limitation agreement. There is no existing property for this project.

As you are aware, regional wage information is published annually and based upon the Texas Workforce Commission (TWC) OES data. According to the TWC, the new OES survey information will not be available until the end of June or July. A new publication will only be created if the information is available and at the request of your office. Therefore, the school district has determined that the wage information included in the application represents the most recent wage data available at the time of the application. The wage the Applicant has committed to paying on this project is above the required statutory minimums.

A paper copy of the application will be hand delivered to your office tomorrow morning. In accordance with 34 Tex. Admin Code §9.1054, a copy of the application will be submitted to the Jack County Appraisal District.

Letter to Local Government Assistance & Economic Analysis Division  
June 11, 2013  
Page 2 of 2

Please feel free to contact me with questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin O'Hanlon". The signature is stylized with several overlapping loops and a long horizontal stroke at the end.

Kevin O'Hanlon  
School District Consultant

Cc: Chief Appraiser  
Jack County Appraisal District

Dennis Bennett, Jacksboro 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

|  |  |   |
|--|--|---|
| <b>Authorized School District Representative</b> |  | Date application received by district<br><b>June 10, 2013</b> |
| First Name<br><b>Dennis</b>                      | Last Name<br><b>Bennett</b>                        |   |
| Title<br><b>Superintendent</b>                   |  |   |
| School District Name<br><b>Jacksboro ISD</b>     |  |   |
| Street Address<br><b>750 W. Belknap</b>          |  |   |
| Mailing Address<br><b>750 W. Belknap</b>         |  |   |
| City<br><b>Jacksboro</b>                         | State<br><b>TX</b>                                 | ZIP<br><b>76458</b>   |
| Phone Number<br><b>(940) 567-7203</b>            | Fax Number<br><b>(940) 567-2214</b>                |   |
| Mobile Number (optional)                         | E-mail Address<br><b>bennettd@jacksboroisd.net</b> |   |

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, Phone Number (512) 485-7878, Fax Number (512) 485-7888, 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) Dennis Bennett, Date 06/10/13

Has the district determined this application complete? [X] Yes [ ] No

If yes, date determined complete. June 11, 2013

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

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

Table with 3 columns: Checklist, Page X of 16, Check Completed. Rows include: 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 Supplement)



**APPLICANT INFORMATION - CERTIFICATION OF APPLICATION**

**Authorized Business Representative (Applicant)**

|  |  |   |                     |
|--|--|---|---------------------|
| First Name<br><b>Shalini</b>   |  | Last Name<br><b>Ramanathan</b>  |                     |
| Title<br><b>Vice President</b>   |  |   |                     |
| Organization<br><b>RES America Developments Inc.</b>                     |  |   |                     |
| Street Address<br><b>9050 Capital Of Texas Highway North, Suite 390</b>  |  |   |                     |
| Mailing Address<br><b>9050 Capital Of Texas Highway North, Suite 390</b> |  |   |                     |
| City<br><b>Austin</b>  |  | State<br><b>TX</b>  | ZIP<br><b>78759</b> |
| Phone Number<br><b>(512) 708-1538</b>                                    |  | Fax Number<br><b>(512) 708-1757</b>                                   |                     |
| Mobile Number (optional)   |  | Business e-mail Address<br><b>shalini.ramanathan@res-americas.com</b> |                     |

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<br><b>Chad</b>  |  | Last Name<br><b>Horton</b>                            |                     |
| Title<br><b>Director of Development</b>                                  |  |   |                     |
| Organization<br><b>RES America Developments Inc.</b>                     |  |   |                     |
| Street Address<br><b>9050 Capital Of Texas Highway North, Suite 390</b>  |  |   |                     |
| Mailing Address<br><b>9050 Capital Of Texas Highway North, Suite 390</b> |  |   |                     |
| City<br><b>Austin</b>  |  | State<br><b>TX</b>                                    | ZIP<br><b>78759</b> |
| Phone Number<br><b>(512) 338-8561</b>                                    |  | Fax Number<br><b>(512) 708-1757</b>                   |                     |
| Mobile Number (optional)   |  | E-mail Address<br><b>chad.horton@res-americas.com</b> |                     |

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)

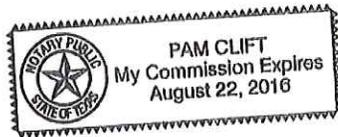
|   |                                   |                          |
|---|-----------------------------------|--------------------------|
| First Name<br><b>D. Dale</b>                            | Last Name<br><b>Cummings</b>      |                          |
| Title<br><b>Partner</b>                                 |                                   |                          |
| Firm Name<br><b>Cummings Westlake LLC</b>               |                                   |                          |
| Street Address<br><b>12837 Louetta Road, Suite 201</b>  |                                   |                          |
| Mailing Address<br><b>12837 Louetta Road, Suite 201</b> |                                   |                          |
| City<br><b>Cypress</b>                                  | State<br><b>TX</b>                | ZIP<br><b>77429-5611</b> |
| Phone Number<br><b>713-266-4456</b>                     | Fax Number<br><b>713-266-2333</b> |                          |
| Business email Address                                  |                                   |                          |

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))<br> | Date<br><b>May 22, 2013</b> |
|--|-----------------------------|

GIVEN under my hand and seal of office this 22<sup>nd</sup> day of May, 2013



(Notary Seal)

Pam Clift  
Notary Public, State of Texas

My commission expires 8-22-16

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(i)?  Yes  No

**BUSINESS APPLICANT INFORMATION**

Legal Name under which application is made

**Keechi Wind, LLC**

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

**12608650268**

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?  Yes  No

The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:

- (1) manufacturing  Yes  No
(2) research and development  Yes  No
(3) a clean coal project, as defined by Section 5.001, Water Code  Yes  No
(4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code  Yes  No
(5) renewable energy electric generation  Yes  No
(6) electric power generation using integrated gasification combined cycle technology  Yes  No
(7) nuclear electric power generation  Yes  No
(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)  Yes  No

Are you requesting that any of the land be classified as qualified investment?  Yes  No

Will any of the proposed qualified investment be leased under a capitalized lease?  Yes  No

Will any of the proposed qualified investment be leased under an operating lease?  Yes  No

Are you including property that is owned by a person other than the applicant?  Yes  No

Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment?  Yes  No

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 Attachment 4

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

See 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)?  Yes  No

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 will apply for tax abatement and anticipates entering into local Chapter 312 tax abatement with Jack County. Abatement terms are not known at the time of this filing.

**THE PROPERTY**

Identify county or counties in which the proposed project will be located Jack

Central Appraisal District (CAD) that will be responsible for appraising the property Jack 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: Jack (100%) City: \_\_\_\_\_  
(Name and percent of project) (Name and percent of project)

Hospital District: Jack County Hospital District (100%) Water District: \_\_\_\_\_  
(Name and percent of project) (Name and percent of project)

Other (describe): \_\_\_\_\_ Other (describe): \_\_\_\_\_  
(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.

Approximately 73.5% of the Keechi Wind Project will be located in Jacksboro ISD the remaining 26.5% will be located in Perrin-Whitt CISD. The percentages described are based upon estimated turbine count and are subject to change.



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? \$10,000,000

What is the amount of appraised value limitation for which you are applying? \$10,000,000

What is your total estimated qualified investment? \$139,000,000

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? October 31, 2013

What is the anticipated date of the beginning of the qualifying time period? October 31, 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? \$139,000,000

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? [X] 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? [X] 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? [X] Yes [ ] No

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

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

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? [X] 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 [X] 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? August 1, 2013

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

Will the project be on leased land? [X] 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. \$0 (Market Value) 2012 (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 2

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? 2

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 \$963

110% of the county average weekly wage for manufacturing jobs in the county is \$1,087

110% of the county average weekly wage for manufacturing jobs in the region is \$798

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? \$41,507

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? \$41,507

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? 60% (estimated)

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.)

See Attachment 15

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.

Schedule A (Rev. January 2013): Investment

Form 50-296

Applicant Name  
ISD Name

Keechi Wind, LLC  
Jacksboro 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 (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) | 2013-2014                            | 2013  | 0   | 0   | 0  | 0  | 0                                  |             |   |
|  |                                      |   | 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  | 1   | 2014-2015  | 6,882,000  | 1,360,000                          | 6,882,000   | 0 |
|  |                                      |   |   | 2   | 2015-2016  | 130,758,000  | 1,360,000                          | 132,118,000 | 0 |
|  |                                      |   |   | 3   | 2016-2017  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 4   | 2017-2018  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 5   | 2018-2019  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 6   | 2019-2020  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 7   | 2020-2021  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 8   | 2021-2022  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 9   | 2022-2023  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 10  | 2023-2024  | 0  | 0                                  | 0           | 0 |
|  |                                      |   |   | 11  | 2024-2025  | 0  | 0                                  | 0           | 0 |
| Tax Credit Period (with 50% cap on credit)   | Value Limitation Period              | 12  | 2025-2026   | 0   | 0  | 0  | 0                                  |             |   |
|  |                                      | 13  | 2026-2027   | 0   | 0  | 0  | 0                                  |             |   |
|  |                                      | 14  | 2027-2028   | 0   | 0  | 0  | 0                                  |             |   |
| Credit Settle-Up Period  | Continue to Maintain Viable Presence | 15  | 2028-2029   | 0   | 0  | 0  | 0                                  |             |   |
|  |                                      | Post-Settle-Up Period                         |   |   |  |  |                                    |             |   |
| Post-Settle-Up Period  | Post-Settle-Up Period                |   |   |   |  |  |                                    |             |   |
|  |                                      |   |   |   |  |  |                                    |             |   |

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 §313.02(1)(A)-(D).  
 Column B: For the purposes of investment, please list amount invested each year, not cumulative totals.  
 Column C: [For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].  
 Column D: Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.  
 Column E: 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 §313.02(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.

 DATE May 22 2013

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

Schedule B (Rev. January 2013): Estimated Market And Taxable Value

Applicant Name  
ISD Name

Keechi Wind, LLC  
Jacksboro ISD

Form 50-296

| Year       | School Year<br>(YYYY-YYYY) | Tax Year<br>(Fill in actual<br>tax year)<br>YYYY | Qualified Property                   |  |  | Reductions from<br>Market Value |   | Estimated Taxable Value | Final taxable value<br>for M&C—after all<br>reductions |
|------------|----------------------------|--|--------------------------------------|--|--|---------------------------------|---|-------------------------|--|
|            |                            |  | Estimated<br>Market Value<br>of Land | Estimated Total<br>Market Value of new<br>buildings or other new<br>improvements | Estimated Total Market<br>Value of tangible personal<br>property in the new<br>building or "in or on the<br>new improvement" | Exempted Value                  | Final taxable value for<br>I&S—after all reductions |                         |  |
| pre-year 1 | 2013-2014                  | 2013   | \$ -                                 | \$ -   | \$ -   | \$ -                            | \$ -  | \$ -                    | \$ -   |
| 1          | 2014-2015                  | 2014   | \$ -                                 | \$ -   | \$ -   | \$ -                            | \$ -  | \$ -                    | \$ -   |
| 2          | 2015-2016                  | 2015   | \$ -                                 | \$ 1,360,000   | \$ 130,758,000   | \$ -                            | \$ 132,118,000                                      | \$ 132,118,000          | \$ 132,118,000   |
| 3          | 2016-2017                  | 2016   | \$ -                                 | \$ 1,326,000   | \$ 122,259,000   | \$ -                            | \$ 123,585,000                                      | \$ 123,585,000          | \$ 123,585,000   |
| 4          | 2017-2018                  | 2017   | \$ -                                 | \$ 1,292,900   | \$ 114,312,000   | \$ -                            | \$ 115,604,900                                      | \$ 115,604,900          | \$ 115,604,900   |
| 5          | 2018-2019                  | 2018   | \$ -                                 | \$ 1,260,600   | \$ 106,882,000   | \$ -                            | \$ 108,142,600                                      | \$ 108,142,600          | \$ 108,142,600   |
| 6          | 2019-2020                  | 2019   | \$ -                                 | \$ 1,229,100   | \$ 99,935,000  | \$ -                            | \$ 101,164,100                                      | \$ 101,164,100          | \$ 101,164,100   |
| 7          | 2020-2021                  | 2020   | \$ -                                 | \$ 1,198,400   | \$ 93,439,000  | \$ -                            | \$ 94,637,400                                       | \$ 94,637,400           | \$ 94,637,400  |
| 8          | 2021-2022                  | 2021   | \$ -                                 | \$ 1,168,400   | \$ 87,365,000  | \$ -                            | \$ 88,533,400                                       | \$ 88,533,400           | \$ 88,533,400  |
| 9          | 2022-2023                  | 2022   | \$ -                                 | \$ 1,139,200   | \$ 81,686,000  | \$ -                            | \$ 82,825,200                                       | \$ 82,825,200           | \$ 82,825,200  |
| 10         | 2023-2024                  | 2023   | \$ -                                 | \$ 1,110,700   | \$ 76,376,000  | \$ -                            | \$ 77,486,700                                       | \$ 77,486,700           | \$ 77,486,700  |
| 11         | 2024-2025                  | 2024   | \$ -                                 | \$ 1,082,900   | \$ 71,412,000  | \$ -                            | \$ 72,494,900                                       | \$ 72,494,900           | \$ 72,494,900  |
| 12         | 2025-2026                  | 2025   | \$ -                                 | \$ 1,055,800   | \$ 66,770,000  | \$ -                            | \$ 67,825,800                                       | \$ 67,825,800           | \$ 67,825,800  |
| 13         | 2026-2027                  | 2026   | \$ -                                 | \$ 1,029,400   | \$ 62,430,000  | \$ -                            | \$ 63,459,400                                       | \$ 63,459,400           | \$ 63,459,400  |
| 14         | 2027-2028                  | 2027   | \$ -                                 | \$ 1,003,700   | \$ 58,372,000  | \$ -                            | \$ 59,375,700                                       | \$ 59,375,700           | \$ 59,375,700  |
| 15         | 2028-2029                  | 2028   | \$ -                                 | \$ 978,600   | \$ 54,578,000  | \$ -                            | \$ 55,556,600                                       | \$ 55,556,600           | \$ 55,556,600  |

Tax Credit  
Period (with  
50% cap on  
credit)

Credit Settle-Up  
Period

Post-Settle-Up Period

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.

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

May 23, 2013

DATE



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

Applicant Name

Keechi Wind, LLC

Jacksboro ISD

ISD Name

Other Property Tax Abatements Sought

Form 50-296

|  | Year | School Year (YYYY-YYYY) | Tax/Calendar Year YYYY | Sales Tax Information   |   | Franchise Tax | County | City | Hospital | Other |
|--|------|-------------------------|------------------------|---|---|---------------|--------|------|----------|-------|
|  |      |                         |                        | 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 |               |        |      |          |       |
| The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) |      | 2013-2014               | 2013                   |   | 6,882,000   | 0             | -      | -    | -        | -     |
| Tax Credit Period (with 50% cap on credit)   | 1    | 2014-2015               | 2014                   | \$ 7,200,000  | \$ 124,918,000  | 0             | 0%     | n/a  | n/a      | n/a   |
|  | 2    | 2015-2016               | 2015                   | \$ 3,150,000  | \$ 10,500,000   | 0             | 90%    | n/a  | n/a      | n/a   |
|  | 3    | 2016-2017               | 2016                   | \$ 3,150,000  | \$ 10,500,000   | 0             | 90%    | n/a  | n/a      | n/a   |
|  | 4    | 2017-2018               | 2017                   | \$ -  | \$ 10,500,000   | 0             | 80%    | n/a  | n/a      | n/a   |
|  | 5    | 2018-2019               | 2018                   | \$ -  | \$ 10,500,000   | 0             | 70%    | n/a  | n/a      | n/a   |
|  | 6    | 2019-2020               | 2019                   | \$ -  | \$ 10,500,000   | 83,250        | 60%    | n/a  | n/a      | n/a   |
|  | 7    | 2020-2021               | 2020                   | \$ -  | \$ 10,500,000   | 83,250        | 40%    | n/a  | n/a      | n/a   |
|  | 8    | 2021-2022               | 2021                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | n/a  | n/a      | n/a   |
|  | 9    | 2022-2023               | 2022                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | n/a  | n/a      | n/a   |
|  | 10   | 2023-2024               | 2023                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | n/a  | n/a      | n/a   |
|  | 11   | 2024-2025               | 2024                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | -    | 0%       | -     |
|  | 12   | 2025-2026               | 2025                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | -    | 0%       | -     |
|  | 13   | 2026-2027               | 2026                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | -    | 0%       | -     |
|  | 14   | 2027-2028               | 2027                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | -    | 0%       | -     |
|  | 15   | 2028-2029               | 2028                   | \$ -  | \$ 10,500,000   | 83,250        | 0%     | -    | 0%       | -     |

\*For planning, construction and operation of the facility.

Signature of Authorized Company Representative

DATE 10/22/2013

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 1**

See executed application attached.

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 2**

Please find on the next page, copy of the check for the \$60,000 application fee to Jacksboro Independent School District.

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

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)*

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 3**

See Combined Group membership information attached.

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

**TEXAS FRANCHISE TAX  
EXTENSION AFFILIATE LIST**

■ Reporting entity taxpayer number

■ Report year

Reporting entity taxpayer name

19546837303

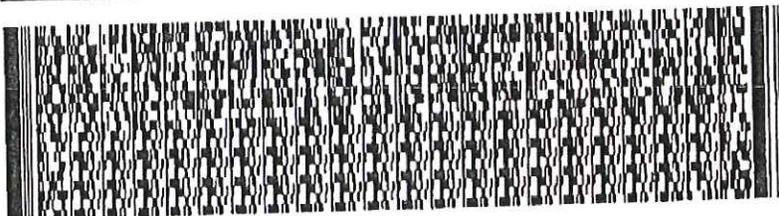
2012

RENEWABLE ENERGY SYSTEMS AMERICAS, INC.

| LEGAL NAME OF AFFILIATE                | AFFILIATE'S TEXAS TAXPAYER NUMBER<br>(if none, enter FEI number) | CHECK BOX IF<br>AFFILIATE DOES NOT<br>HAVE NEXUS IN TEXAS |
|--|--|---|
| 1. RESA AMERICA CONSTRUCTION INC.      | 32002899410  | <input type="checkbox"/>                                  |
| 2. RES AMERICA DEVELOPMENTS INC.       | 17429692852  | <input type="checkbox"/>                                  |
| 3. RES WIND POWER (GP) INC.            | 770535301  | <input checked="" type="checkbox"/>                       |
| 4. RES WIND POWER (LP) INC.            | 742981517  | <input checked="" type="checkbox"/>                       |
| 5. RES AMERICA WIND OPERATIONS INC.    | 12080244457  | <input type="checkbox"/>                                  |
| 6. RES AMERICA INVESTMENTS INC.        | 13202044551  | <input type="checkbox"/>                                  |
| 7. RES AMERICA ENGINEERING INC.        | 263643624  | <input type="checkbox"/>                                  |
| 8. BLUE SKY WIND LLC                   | 753061040  | <input checked="" type="checkbox"/>                       |
| 9. CEDAR ELM WIND LLC                  | 13837599573  | <input type="checkbox"/>                                  |
| 10. CENTRAL PLAINS POWER LLC           | 753061023  | <input checked="" type="checkbox"/>                       |
| 11. WHEAT GROWERS WIND LLC             | 260706273  | <input checked="" type="checkbox"/>                       |
| 12. COTTONWOOD WIND LLC                | 13837599557  | <input type="checkbox"/>                                  |
| 13. CROSS TIMBERS EDUCATION CENTER LLC | 12607085094  | <input type="checkbox"/>                                  |
| 14. GRANITE WIND LLC                   | 320207528  | <input checked="" type="checkbox"/>                       |
| 15. RES EARTH AND CABLE LLC            | 12721352719  | <input type="checkbox"/>                                  |
| 16. HIGH PLAINS POWER LLC              | 753061019  | <input checked="" type="checkbox"/>                       |
| 17. KEECHI WIND LLC                    | 12608650268  | <input type="checkbox"/>                                  |
| 18. LITTLE GOOSE WIND LLC              | 260706175  | <input checked="" type="checkbox"/>                       |
| 19. LOWER SNAKE WIND LLC               | 260706216  | <input checked="" type="checkbox"/>                       |
| 20. TEXAS LAND PARTNERS LP             | 14319729969  | <input type="checkbox"/>                                  |
| 21. TEXAS LP HOLDINGS LLC              | 542070767  | <input checked="" type="checkbox"/>                       |

Note: To file an extension request for a reporting entity and its affiliates, Form 05-164 (Texas Franchise Tax Extension Request) must be submitted with this affiliate list. The filing of this list by itself does not constitute a properly filed Extension Request.

Texas Comptroller Official Use Only



VE/DE  FM



1062

**TEXAS FRANCHISE TAX  
EXTENSION AFFILIATE LIST**

■ Reporting entity taxpayer number

■ Report year

Reporting entity taxpayer name

19546837303

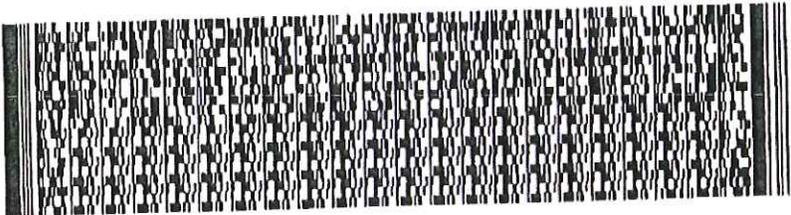
2012

RENEWABLE ENERGY SYSTEMS AMERICAS, INC.

| LEGAL NAME OF AFFILIATE            | AFFILIATE'S TEXAS TAXPAYER NUMBER<br>(If none, enter FEI number) | CHECK BOX IF<br>AFFILIATE DOES NOT<br>HAVE NEXUS IN TEXAS |
|------------------------------------|--|---|
| 1. RATTLESNAKE POWER LLC           | 12608649864  | <input type="checkbox"/>                                  |
| 2. RES CONSTRUCTION (GP) LLC       | 17429931482  | <input type="checkbox"/>                                  |
| 3. RES (CONSTRUCTION) LP           | 17429931466  | <input type="checkbox"/>                                  |
| 4. RES (CONSTRUCTION) LP LLC       | 742993152  | <input checked="" type="checkbox"/>                       |
| 5. RES GP-1 LLC                    | 17429815214  | <input type="checkbox"/>                                  |
| 6. ROCK CREEK WIND POWER LLC       | 273331782  | <input checked="" type="checkbox"/>                       |
| 7. RES NORTH AMERICA LEASING LLC   | 753062064  | <input checked="" type="checkbox"/>                       |
| 8. RES PORTFOLIO HOLDINGS LLC      | 16115307866  | <input type="checkbox"/>                                  |
| 9. ROADRUNNER WIND LLC             | 14122505754  | <input type="checkbox"/>                                  |
| 10. TEXAS GP HOLDINGS LLC          | 17430599427  | <input type="checkbox"/>                                  |
| 11. CEDAR POINT WIND LLC           | 371527352  | <input checked="" type="checkbox"/>                       |
| 12. OKLAHOMA LAND PARTNERS LLC     | 262159163  | <input checked="" type="checkbox"/>                       |
| 13. WESTERN OK WIND LEASING LLC    | 262159352  | <input checked="" type="checkbox"/>                       |
| 14. ANTELOPE HILLS WIND ENERGY LLC | 262601245  | <input checked="" type="checkbox"/>                       |
| 15. CHEROKEE WIND ENERGY LLC       | 262601333  | <input checked="" type="checkbox"/>                       |
| 16. CROSSROADS WIND ENERGY LLC     | 262601430  | <input checked="" type="checkbox"/>                       |
| 17. GREAT WESTERN WIND ENERGY LLC  | 262601971  | <input checked="" type="checkbox"/>                       |
| 18. ORIGIN WIND ENERGY LLC         | 262602125  | <input checked="" type="checkbox"/>                       |
| 19. NORTH RIM WIND ENERGY LLC      | 262588593  | <input checked="" type="checkbox"/>                       |
| 20. ROLL DIVIDE WIND ENERGY LLC    | 262704471  | <input checked="" type="checkbox"/>                       |
| 21. BLUE STEM WIND ENERGY LLC      | 262704423  | <input checked="" type="checkbox"/>                       |

Note: To file an extension request for a reporting entity and its affiliates, Form 05-184 (Texas Franchise Tax Extension Request) must be submitted with this affiliate list. The filing of this list by itself does not constitute a properly filed Extension Request.

**Texas Comptroller Official Use Only**



VE/DE  FM



1062

**TEXAS FRANCHISE TAX  
EXTENSION AFFILIATE LIST**

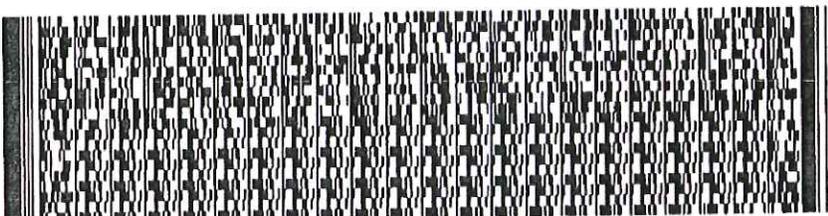
|  |                              |  |
|--|------------------------------|--|
| ■ Reporting entity taxpayer number<br><b>19546837303</b> | ■ Report year<br><b>2012</b> | Reporting entity taxpayer name<br><b>RENEWABLE ENERGY SYSTEMS AMERICAS, INC.</b> |
|--|------------------------------|--|

| LEGAL NAME OF AFFILIATE              | AFFILIATE'S TEXAS TAXPAYER NUMBER<br>(If none, enter FEI number) | CHECK BOX IF<br>AFFILIATE DOES NOT<br>HAVE NEXUS IN TEXAS |
|--------------------------------------|--|---|
| 1. QUAIL RUN SOLAR LLC               | 273477515  | ■ <input checked="" type="checkbox"/>                     |
| 2. WEBBERVILLE SOLAR LLC             | 32038323450  | ■ <input type="checkbox"/>                                |
| 3. SOUTHWEST LAND PARTNERS LLC       | 262601019  | ■ <input checked="" type="checkbox"/>                     |
| 4. CHINA MOUNTAIN WIND LLC           | 830505066  | ■ <input checked="" type="checkbox"/>                     |
| 5. IRON HORSE LAND PARTNERS LLC      | 010954762  | ■ <input checked="" type="checkbox"/>                     |
| 6. RES MEXICO HOLDINGS I LLC         | 264743514  | ■ <input checked="" type="checkbox"/>                     |
| 7. RES MEXICO HOLDINGS II LLC        | 264743525  | ■ <input checked="" type="checkbox"/>                     |
| 8. BLACKHAWK WIND LLC                | 264261474  | ■ <input checked="" type="checkbox"/>                     |
| 9. CORNHUSKER WIND LLC               | 264261586  | ■ <input checked="" type="checkbox"/>                     |
| 10. PRITCHETT WIND LLC               | 264743479  | ■ <input checked="" type="checkbox"/>                     |
| 11. BORDER WINDS ENERGY, LLC         | 454126872  | ■ <input checked="" type="checkbox"/>                     |
| 12. PLEASANT VALLEY WIND LLC         | 270378724  | ■ <input checked="" type="checkbox"/>                     |
| 13. GLACIER RIDGE WIND FARM LLC      | 270329971  | ■ <input checked="" type="checkbox"/>                     |
| 14. MOAPA SOLAR LLC                  | 271006934  | ■ <input checked="" type="checkbox"/>                     |
| 15. USRA SOLUTIONS LLC               | 270728964  | ■ <input checked="" type="checkbox"/>                     |
| 16. LITTLE LAKE NORTH WIND LLC       | 262603319  | ■ <input checked="" type="checkbox"/>                     |
| 17. LITTLE LAKE SOUTH RENEWABLES LLC | 263639813  | ■ <input checked="" type="checkbox"/>                     |
| 18. IMPERIAL WIND LLC                | 263563119  | ■ <input checked="" type="checkbox"/>                     |
| 19. PIONEER SOLAR LLC                | 263976977  | ■ <input checked="" type="checkbox"/>                     |
| 20. SANTA FE LAND PARTNERS LLC       | 010954760  | ■ <input checked="" type="checkbox"/>                     |
| 21. RES UNDERGROUND SERVICES, LLC    | 452435880  | ■ <input type="checkbox"/>                                |

Note: To file an extension request for a reporting entity and its affiliates, Form 05-164 (Texas Franchise Tax Extension Request) must be submitted with this affiliate list. The filing of this list by itself does not constitute a properly filed Extension Request.

Texas Comptroller Official Use Only

|       |                          |    |                          |
|-------|--------------------------|----|--------------------------|
| VE/DE | <input type="checkbox"/> | FM | <input type="checkbox"/> |
|-------|--------------------------|----|--------------------------|



### TEXAS FRANCHISE TAX EXTENSION AFFILIATE LIST

■ Reporting entity taxpayer number

■ Report year

Reporting entity taxpayer name

954683730

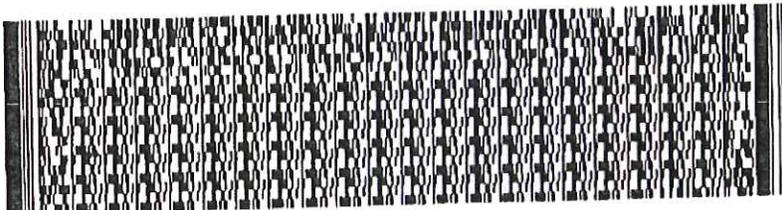
2012

RENEWABLE ENERGY SYSTEMS AMERICAS, INC.

| LEGAL NAME OF AFFILIATE     | AFFILIATE'S TEXAS TAXPAYER NUMBER<br>(if none, enter FEI number) | CHECK BOX IF<br>AFFILIATE DOES NOT<br>HAVE NEXUS IN TEXAS |
|-----------------------------|--|---|
| 1. KEECHI WIND PARTNER, LLC | 32045097246  | <input type="checkbox"/>                                  |
| 2. RES STORAGE, LLC         | 32044265901  | <input type="checkbox"/>                                  |
| 3.                          |  | <input type="checkbox"/>                                  |
| 4.                          |  | <input type="checkbox"/>                                  |
| 5.                          |  | <input type="checkbox"/>                                  |
| 6.                          |  | <input type="checkbox"/>                                  |
| 7.                          |  | <input type="checkbox"/>                                  |
| 8.                          |  | <input type="checkbox"/>                                  |
| 9.                          |  | <input type="checkbox"/>                                  |
| 10.                         |  | <input type="checkbox"/>                                  |
| 11.                         |  | <input type="checkbox"/>                                  |
| 12.                         |  | <input type="checkbox"/>                                  |
| 13.                         |  | <input type="checkbox"/>                                  |
| 14.                         |  | <input type="checkbox"/>                                  |
| 15.                         |  | <input type="checkbox"/>                                  |
| 16.                         |  | <input type="checkbox"/>                                  |
| 17.                         |  | <input type="checkbox"/>                                  |
| 18.                         |  | <input type="checkbox"/>                                  |
| 19.                         |  | <input type="checkbox"/>                                  |
| 20.                         |  | <input type="checkbox"/>                                  |
| 21.                         |  | <input type="checkbox"/>                                  |

Note: To file an extension request for a reporting entity and its affiliates, Form 05-184 (Texas Franchise Tax Extension Request) must be submitted with this affiliate list. The filing of this list by itself does not constitute a properly filed Extension Request.

Texas Comptroller Official Use Only



|       |                          |    |                          |
|-------|--------------------------|----|--------------------------|
| VE/DE | <input type="checkbox"/> | FM | <input type="checkbox"/> |
|-------|--------------------------|----|--------------------------|



1062

#### ATTACHMENT 4

Keechi Wind, LLC ("Keechi Wind") is requesting an appraised value limitation from Jacksboro Independent School District (ISD) for the Keechi Wind Project (the "Project"), a proposed wind powered electric generating facility in Jack County. The proposed Project (comprising this application) will be constructed in a reinvestment zone which Keechi Wind will request be created by either Jack County Commissioners Court or the Board of Trustees of Jacksboro ISD. A map showing the location of the project is included as Attachment 7.

The proposed Project is anticipated to have an estimated total capacity of 120 megawatts (MW), of which approximately 75%, or 90MW, will be located in Jacksboro ISD. The balance of the project will be located in Perrin-Whitt CISD. Final turbine decisions have not been made. Current plans are for Keechi Wind to use up to thirty (30) Siemens 113 3.0 MW turbines but this is subject to change depending upon turbine availability.

Keechi Wind requests 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 systems, electrical substations, transmission lines and associated towers, and interconnection facilities.

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

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**ATTACHMENT 4A**

RES Americas is one of the top renewable energy companies in North America. The parent company RES Ltd. is headquartered in the U.K. and was founded in 1982. The RES Group of companies has constructed nearly 100 wind projects with a total capacity of more than 6,000 megawatts (MW) around the world.

RES Americas has been involved in the development, construction, ownership, and/or operation of renewable energy projects since 1997, and in that time it has built more than 5,700 MW of renewable energy, representing approximately 10% of the operating wind farms in the U.S.

RES developed and constructed its first project, the 60 MW Cameron Ridge wind farm in Tehachapi, California in 1999. In 2001, RES co-developed and constructed the 278 MW King Mountain Wind Ranch in Texas, the largest wind project in the world at the time. In 2006, RES Americas financed and completed construction of its first ownership asset in the U.S., the 60 MW Whirlwind Energy Center in Texas. In 2008, RES completed its second owned project in Texas, the 166 MW Hackberry Wind Farm.

RES has the ability to locate wind farms in the US and foreign countries.

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 5**

The project is located in the following taxing jurisdictions:

Jack County (100%)

Jacksboro ISD (75%)

Perrin-Whitt CISD (25%)

Jack County Hospital District (100%)

## ATTACHMENT 6

Keechi Wind, LLC ("Keechi Wind") is requesting an appraised value limitation from Jacksboro Independent School District (ISD) for the Keechi Wind Project (the "Project"), a proposed wind powered electric generating facility in Jack County. The proposed Project (comprising this application) will be constructed in a reinvestment zone which Keechi Wind will request be created by Jack County Commissioners Court. A map showing the location of the project is included as Attachment 7.

The proposed Project is anticipated to have an estimated total capacity of 120 megawatts (MW), of which approximately 75%, or 90MW, will be located in Jacksboro ISD. The balance of the project will be located in Perrin-Whitt CISD. Final turbine decisions have not been made. Current plans are for Keechi Wind to use up to thirty (30) Siemens 113 3.0 MW turbines but this is subject to change depending upon turbine availability.

Keechi Wind requests 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 systems, electrical substations, transmission lines and associated towers, and interconnection facilities.

This application covers all qualified property necessary for the commercial operation 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 number and location of turbines and supporting structures will be determined before construction begins.

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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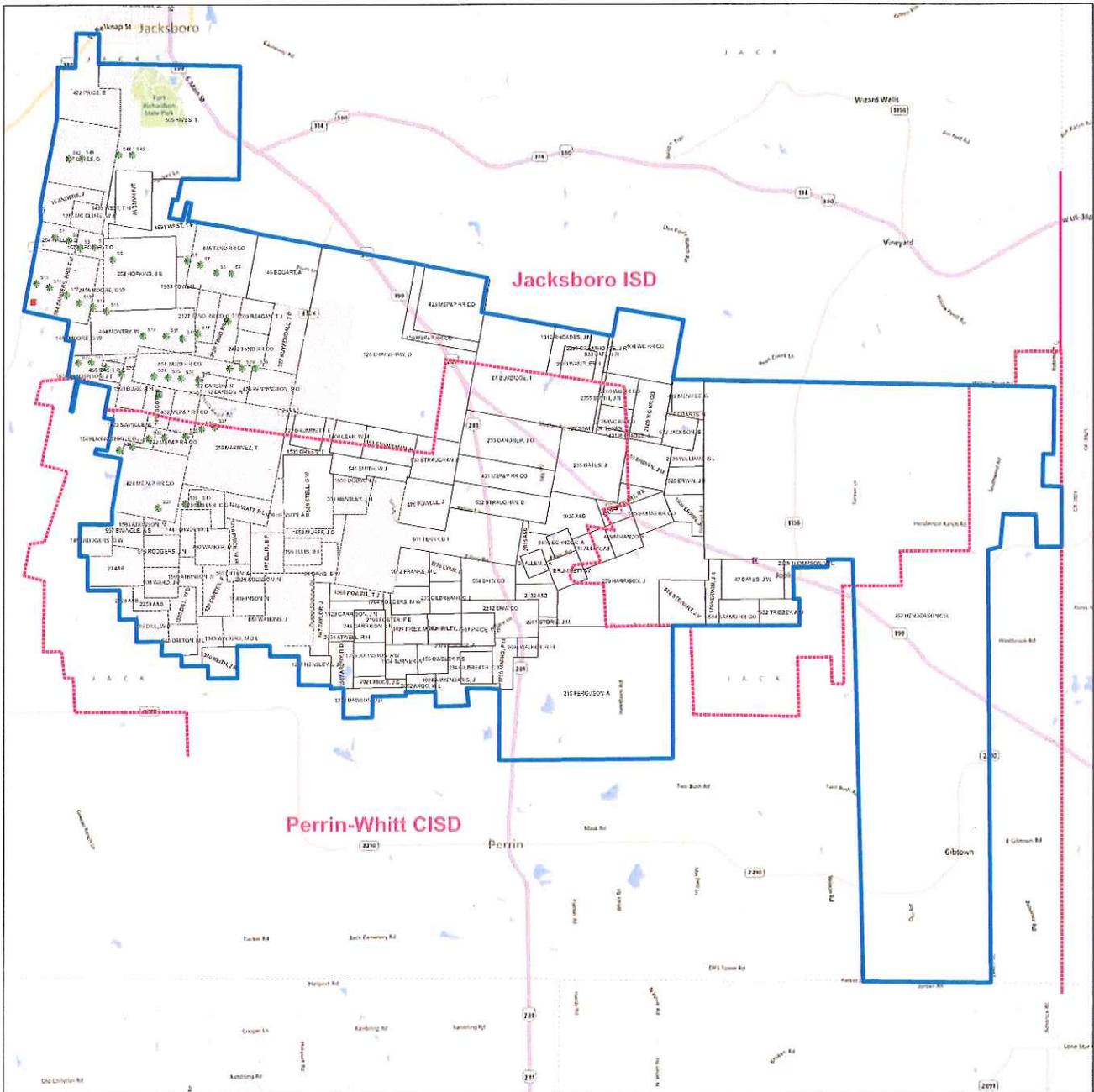
**ATTACHMENT 7**

See attached maps

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*



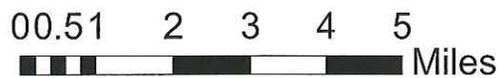
# Keechi Wind, LLC Reinvestment Zone Map



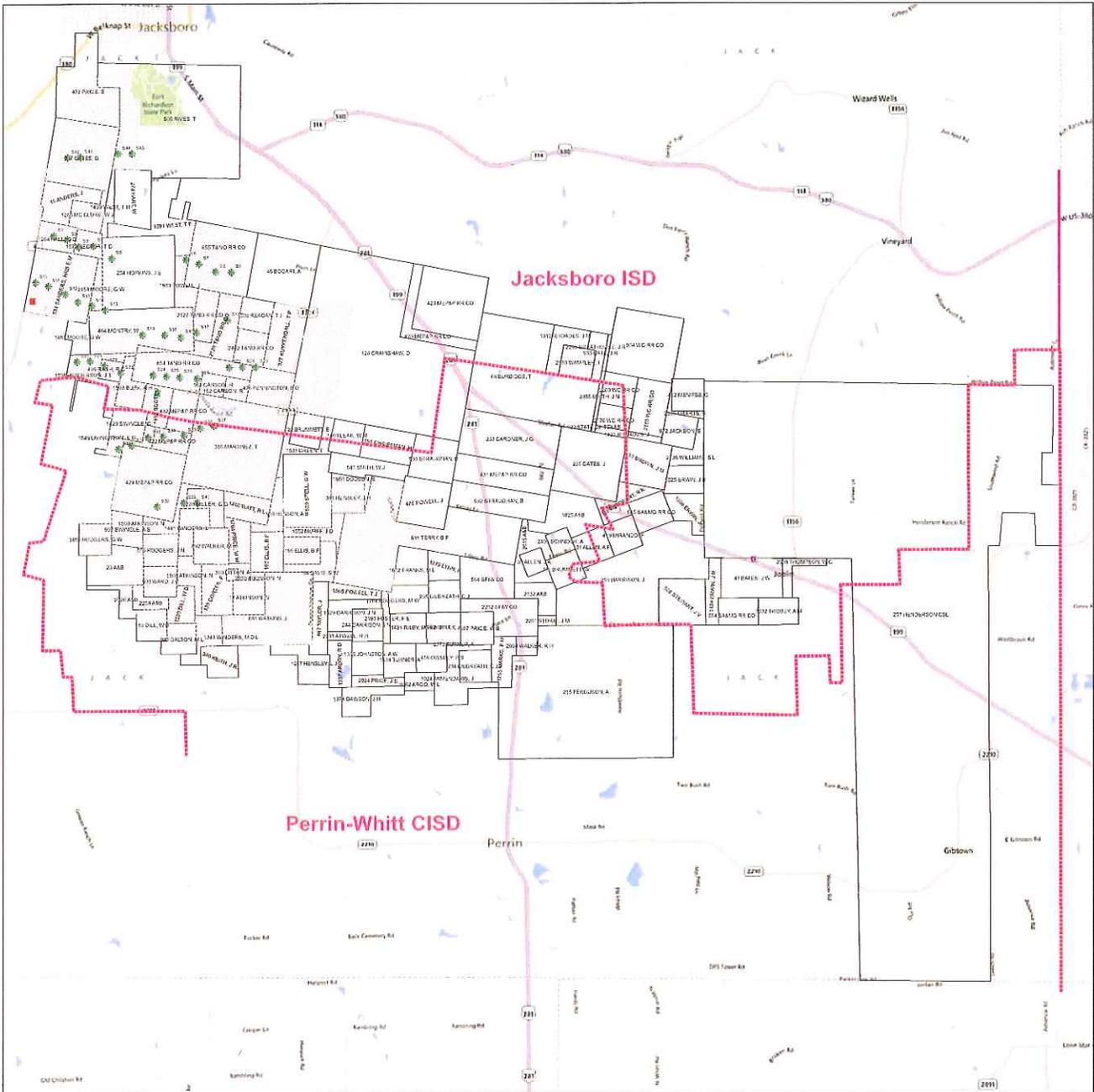
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



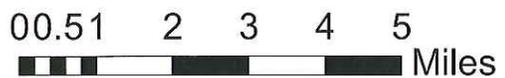
# Keechi Wind, LLC Reinvestment Zone Map



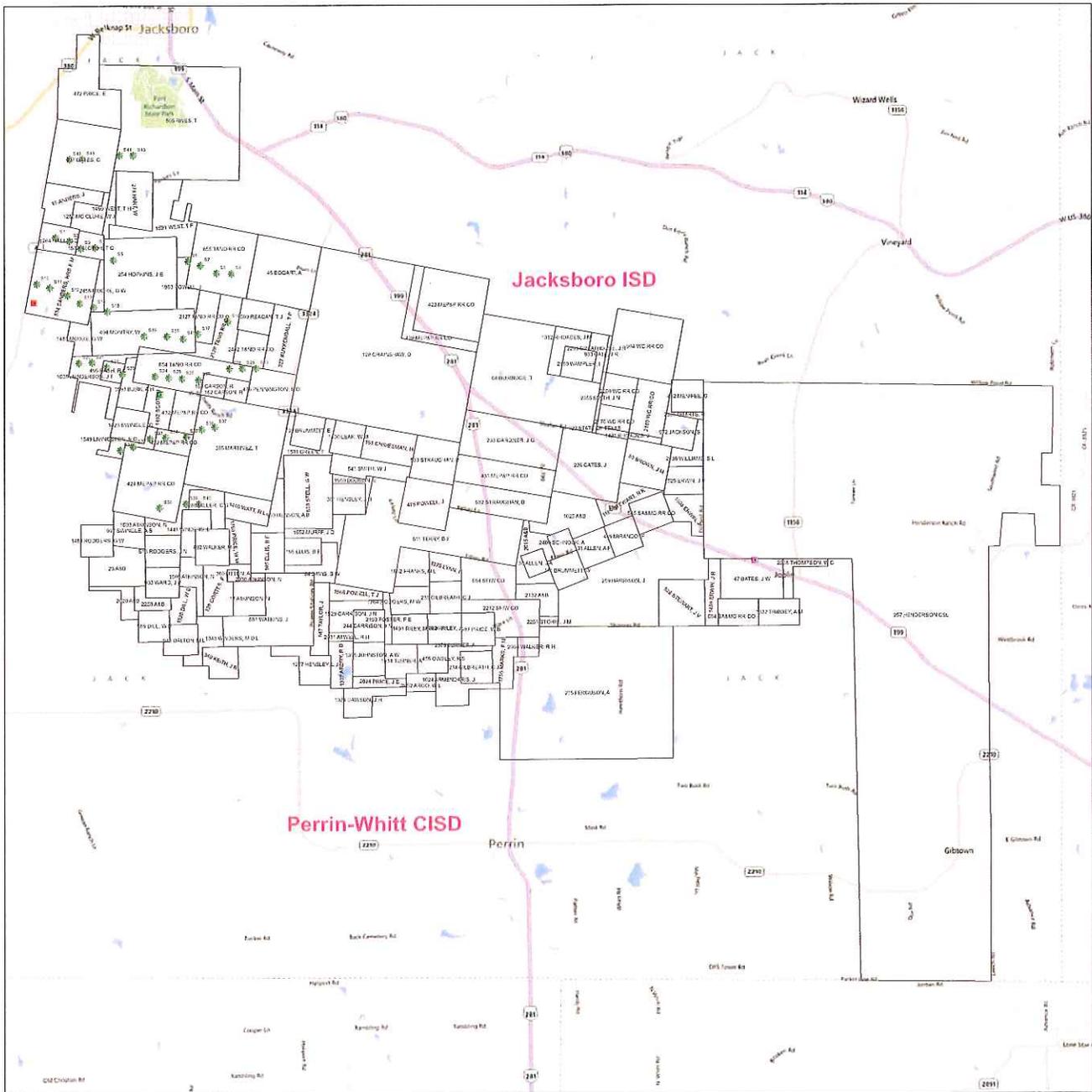
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



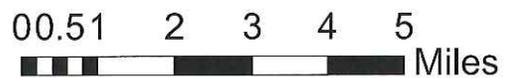
# Keechi Wind, LLC Reinvestment Zone Map



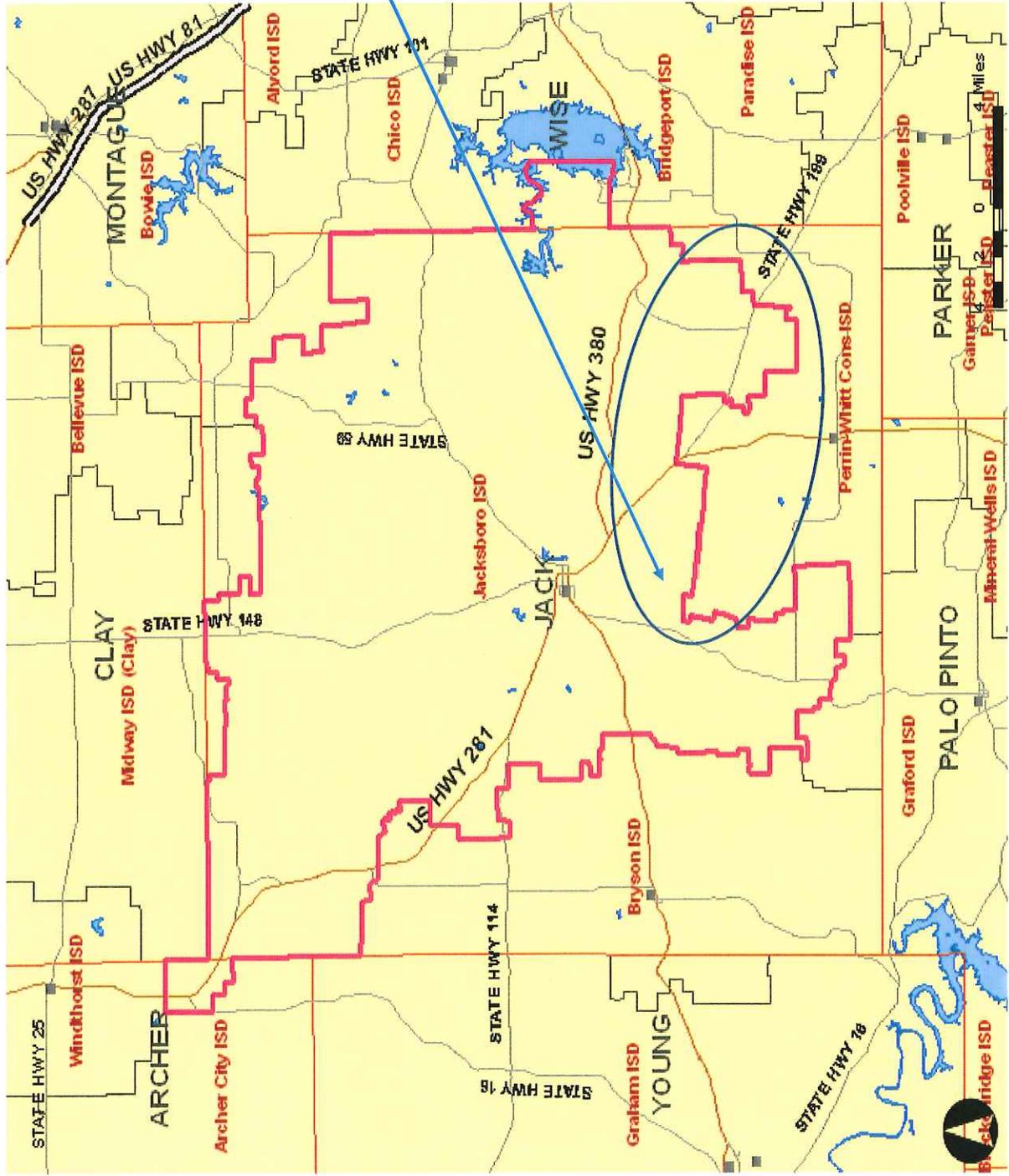
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



# Jacksboro ISD Map



## ATTACHMENT 8

Keechi Wind, LLC ("Keechi Wind") is requesting an appraised value limitation from Jacksboro Independent School District (ISD) for the Keechi Wind Project (the "Project"), a proposed wind powered electric generating facility in Jack County. The proposed Project (comprising this application) will be constructed in a reinvestment zone which Keechi Wind will request be created by Jack County Commissioners Court. A map showing the location of the project is included as Attachment 7.

The proposed Project is anticipated to have an estimated total capacity of 120 megawatts (MW), of which approximately 75%, or 90MW, will be located in Jacksboro ISD. The balance of the project will be located in Perrin-Whitt CISD. Final turbine decisions have not been made. Current plans are for Keechi Wind to use up to thirty (30) Siemens 113 3.0 MW turbines but this is subject to change depending upon turbine availability.

Keechi Wind requests 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 systems, electrical substations, transmission lines and associated towers, and interconnection facilities.

This application covers all qualified property necessary for the commercial operation 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 number and location of turbines and supporting structures will be determined before construction begins.

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

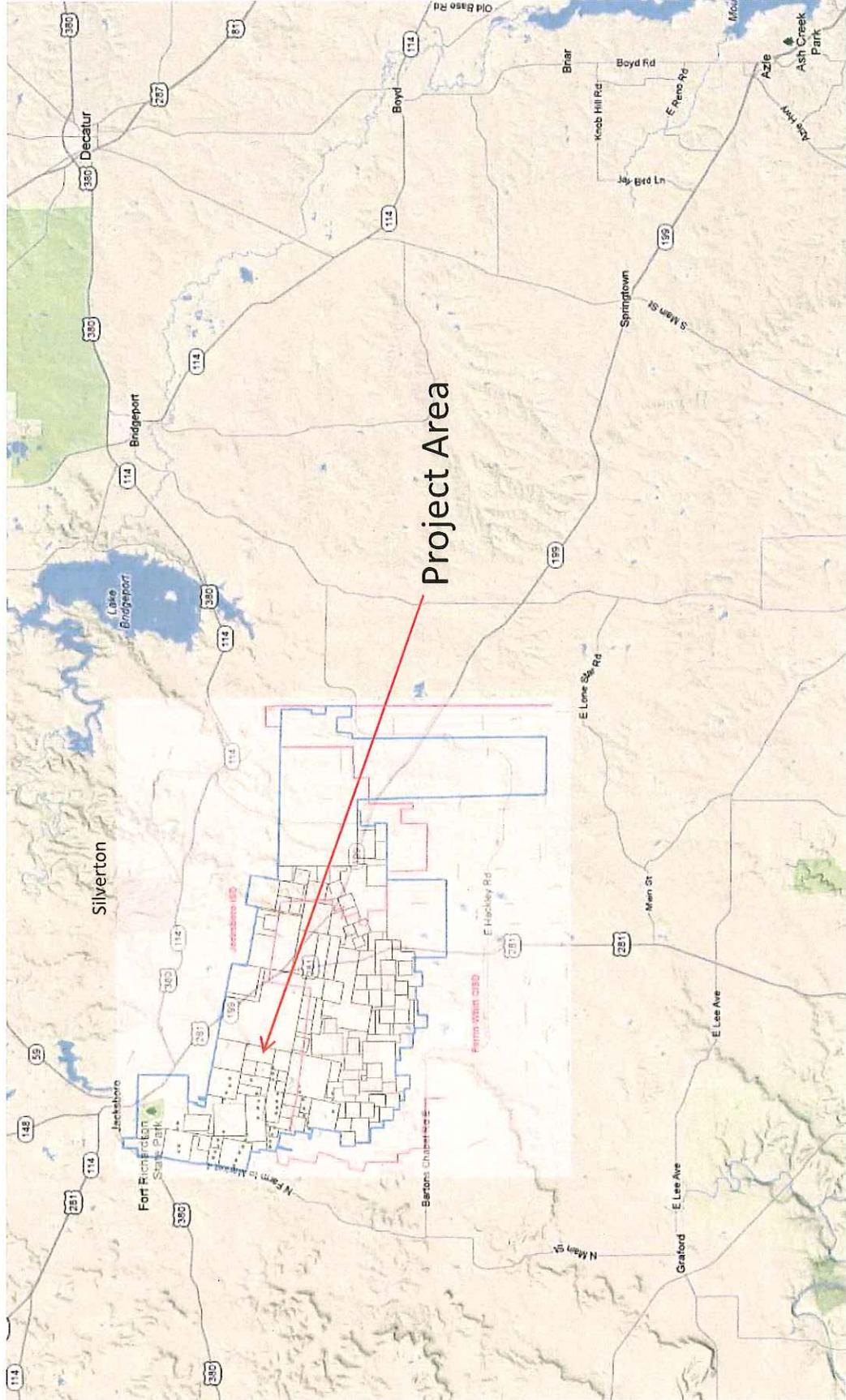
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**ATTACHMENT 9**

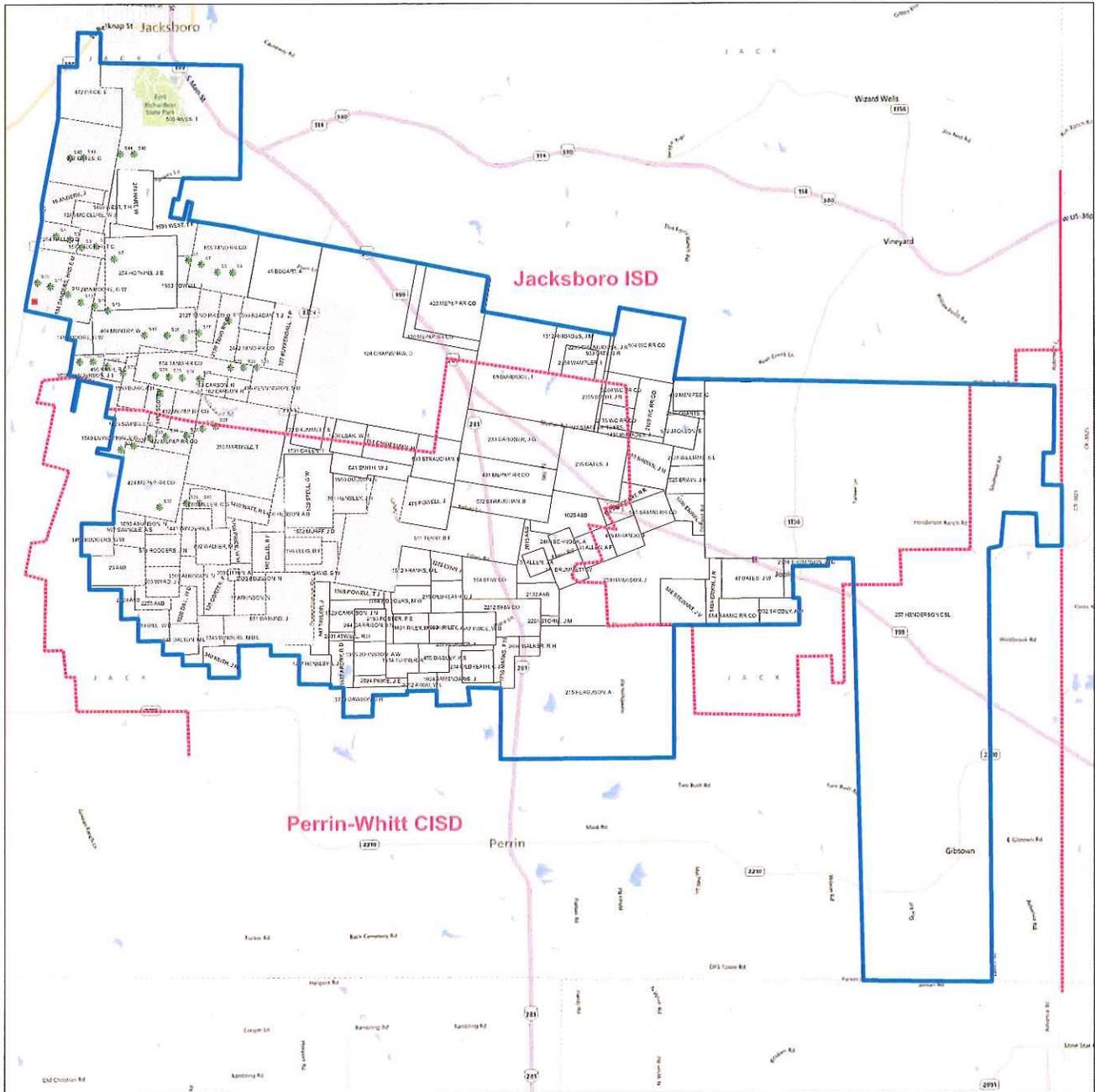
See attached maps

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

# Vicinity Map



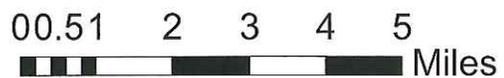
# Keechi Wind, LLC Reinvestment Zone Map



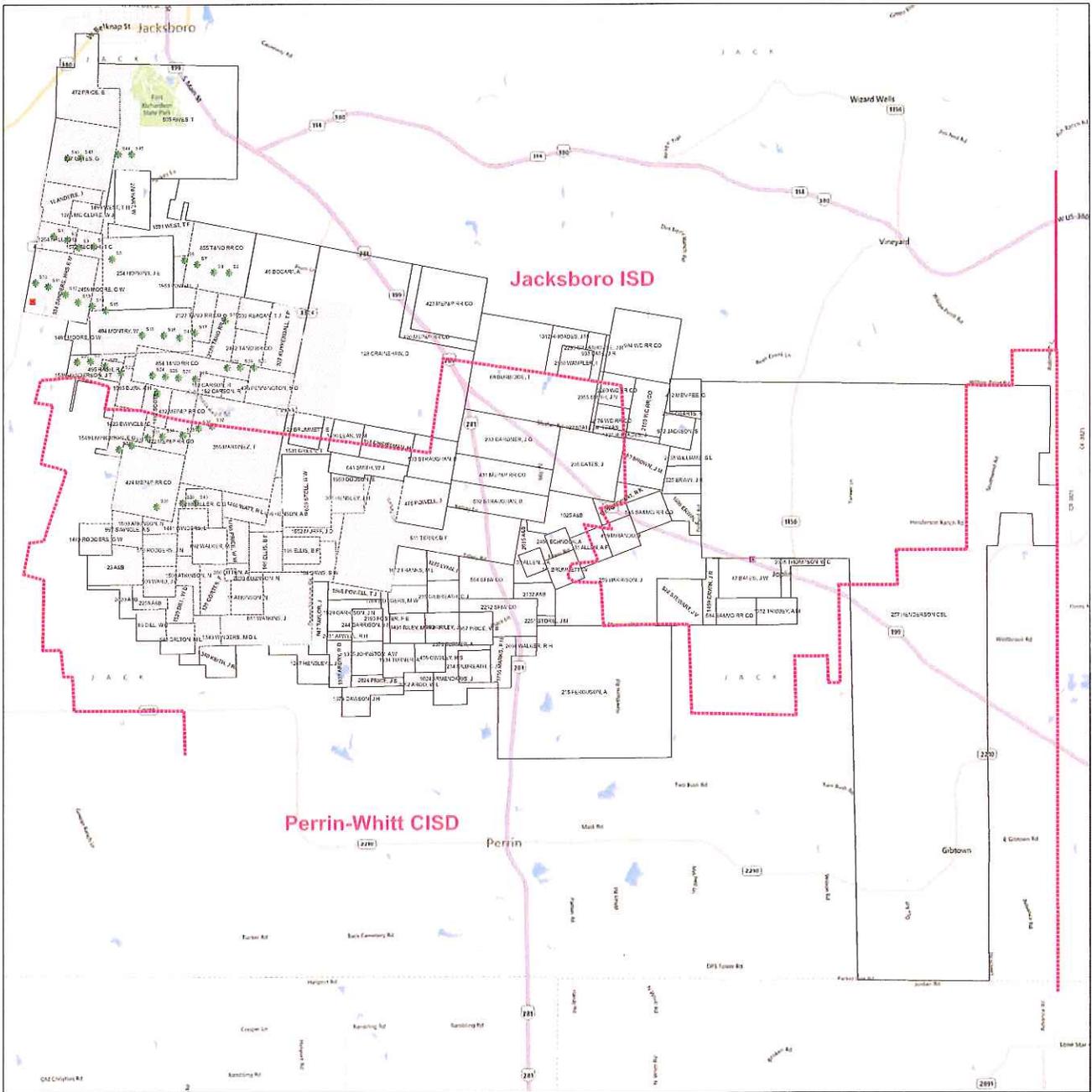
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



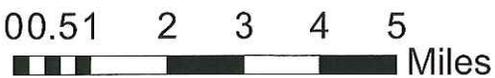
# Keechi Wind, LLC Reinvestment Zone Map



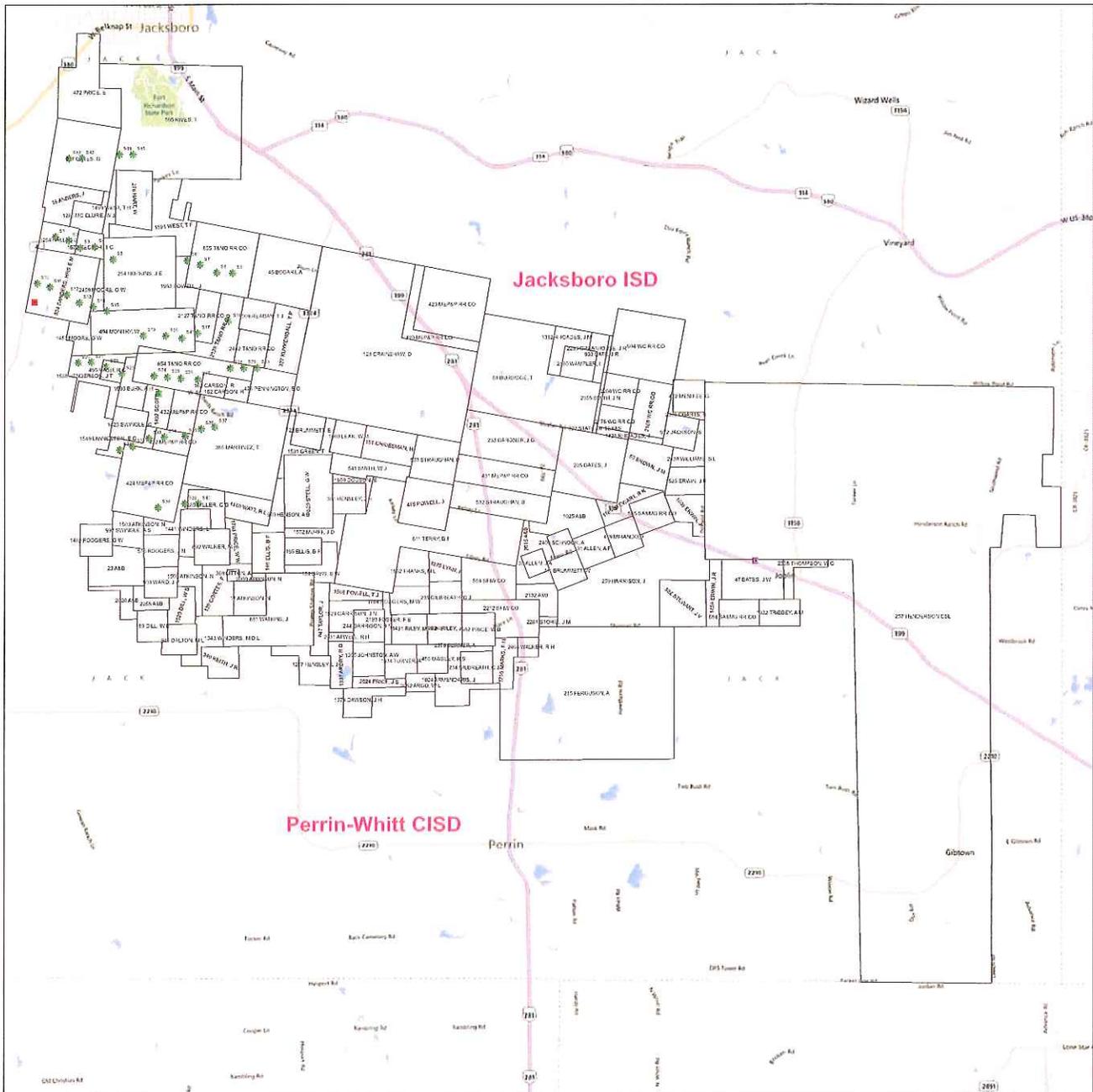
## Legend

### Reinvestment Zone

- Kechi Creek Reinvestment Zone
- ISD Boundary
- Kechi Creek Project Boundary
- Kechi Operations Building
- Kechi Substation
- Joplin Substation



# Keechi Wind, LLC Reinvestment Zone Map



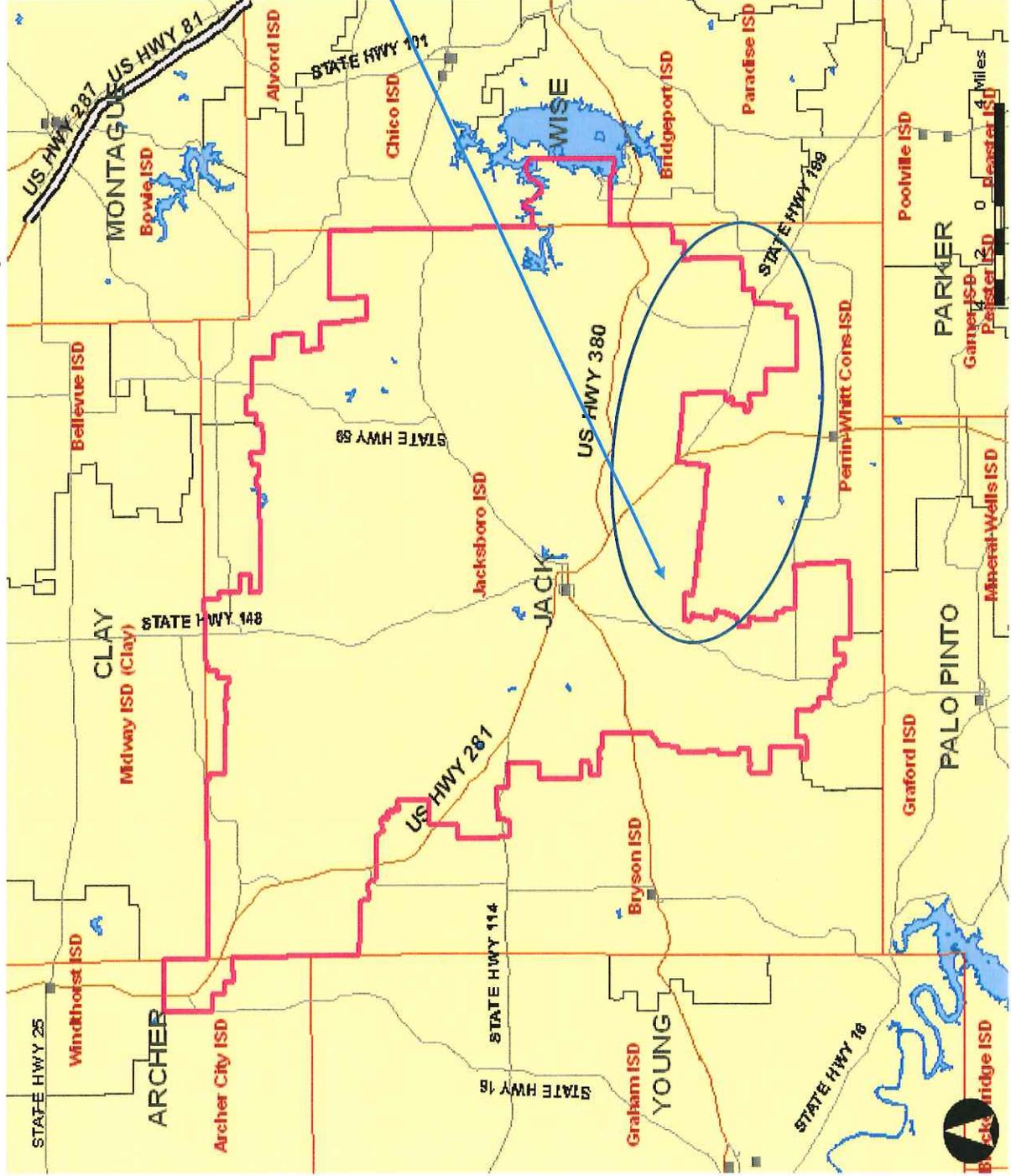
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



# Jacksboro ISD Map



Project Site

**ATTACHMENT 10**

The legal description of the land in Jacksboro ISD is shown below.

| <b>Legal Description Of Land</b> | <b>ISD</b>    |
|----------------------------------|---------------|
| 1189 R K STEWART                 | Jacksboro ISD |
| 1264 Q D HALL                    | Jacksboro ISD |
| 128 D CRENSHAW                   | Jacksboro ISD |
| 1285 W J MCCLURE                 | Jacksboro ISD |
| 1312 J M RHOADES                 | Jacksboro ISD |
| 1332 A M TRIBBEY                 | Jacksboro ISD |
| 1421 J RHOADES                   | Jacksboro ISD |
| 1459 J R ERWIN                   | Jacksboro ISD |
| 1499 T F WEST                    | Jacksboro ISD |
| 1525 J R ERWIN                   | Jacksboro ISD |
| 1538 J T HENDERSON               | Jacksboro ISD |
| 1564 F PAYNE                     | Jacksboro ISD |
| 1572 T C RECTOR                  | Jacksboro ISD |
| 1591 T F WEST                    | Jacksboro ISD |
| 1591 TP WEST                     | Jacksboro ISD |
| 1593 A HBURK                     | Jacksboro ISD |
| 16 J ANDERS                      | Jacksboro ISD |
| 16 J ANDERS GRAVEL PIT           | Jacksboro ISD |
| 1608 J ERWIN                     | Jacksboro ISD |
| 162 R CARSON                     | Jacksboro ISD |
| 163 R CARSON                     | Jacksboro ISD |
| 1983 J POWELL                    | Jacksboro ISD |
| 2127 T J POWELL(T&NO RR)         | Jacksboro ISD |
| 2128 J POWELL(T&NO RR)           | Jacksboro ISD |
| 2138 S A WILLIAMS                | Jacksboro ISD |
| 2169 S S PIERCE(W C RR)          | Jacksboro ISD |
| 2176 J N SMITH(W C RR)           | Jacksboro ISD |
| 2180 I WAMPLER                   | Jacksboro ISD |
| 2260 J N SMITH(W C RR)           | Jacksboro ISD |
| 2293 G R GREATHOUSE              | Jacksboro ISD |
| 2294 G R GREATHOUSE              | Jacksboro ISD |
| 2338 W C THOMPSON                | Jacksboro ISD |

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

|                               |               |
|-------------------------------|---------------|
| 2355 J M SMITH                | Jacksboro ISD |
| 237 G GATES                   | Jacksboro ISD |
| 2442 J POWELL(T&NO RR)        | Jacksboro ISD |
| 2458 G W MOORE                | Jacksboro ISD |
| 254 J E HOPKINS               | Jacksboro ISD |
| 257 HEN CSL                   | Jacksboro ISD |
| 278 WM HART                   | Jacksboro ISD |
| 31 A F ALLEN                  | Jacksboro ISD |
| 327 T P KUYKENDALL            | Jacksboro ISD |
| 404 WM MONTRY                 | Jacksboro ISD |
| 412 C MENELEE                 | Jacksboro ISD |
| 419 F MIRANDO                 | Jacksboro ISD |
| 419 J MIRANDO                 | Jacksboro ISD |
| 420 MEP & P RR CO             | Jacksboro ISD |
| 423 MEP & PRR                 | Jacksboro ISD |
| 47 J W BATES                  | Jacksboro ISD |
| 472 E PRICE                   | Jacksboro ISD |
| 472 E PRICE CITY LIMITS       | Jacksboro ISD |
| 476 S PENNINGTON              | Jacksboro ISD |
| 489 T ROBBINS                 | Jacksboro ISD |
| 496 R C RASH                  | Jacksboro ISD |
| 505 T RIVES                   | Jacksboro ISD |
| 509 T J REAGAN                | Jacksboro ISD |
| 528 J V STEWART               | Jacksboro ISD |
| 534 E M SANDERS               | Jacksboro ISD |
| 584 SA & MG RR CO             | Jacksboro ISD |
| 59 J M BROWN                  | Jacksboro ISD |
| 68 T BURBRIDGE                | Jacksboro ISD |
| 854 T & N O RR CO             | Jacksboro ISD |
| 855 T & N O RR CO             | Jacksboro ISD |
| 904 WASHINGTON C RR CO        | Jacksboro ISD |
| 933 J R CATE                  | Jacksboro ISD |
| 972 S JACKSON                 | Jacksboro ISD |
| LT 1 BLK 43 J W BUCKNER AB 34 | Jacksboro ISD |
| 46 BOGART, A                  | Jacksboro ISD |
| 1481 MOORE, G W               | Jacksboro ISD |
| 585 SA & MG RR CO             | Jacksboro ISD |

ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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|                |               |
|----------------|---------------|
| 2306 OBARTS, R | Jacksboro ISD |
|----------------|---------------|

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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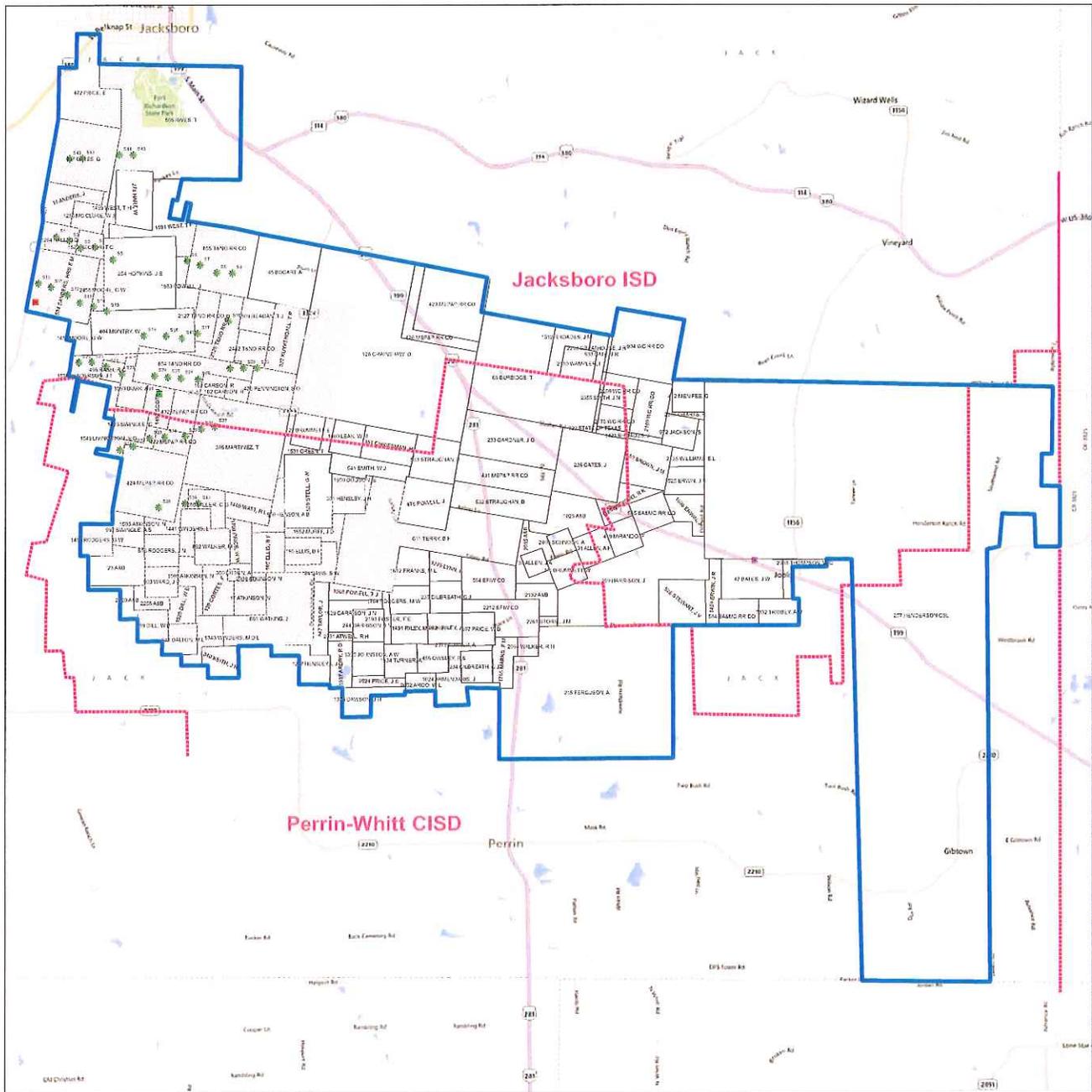
**ATTACHMENT 11**

See attached maps

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*



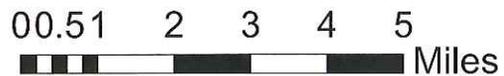
# Keechi Wind, LLC Reinvestment Zone Map



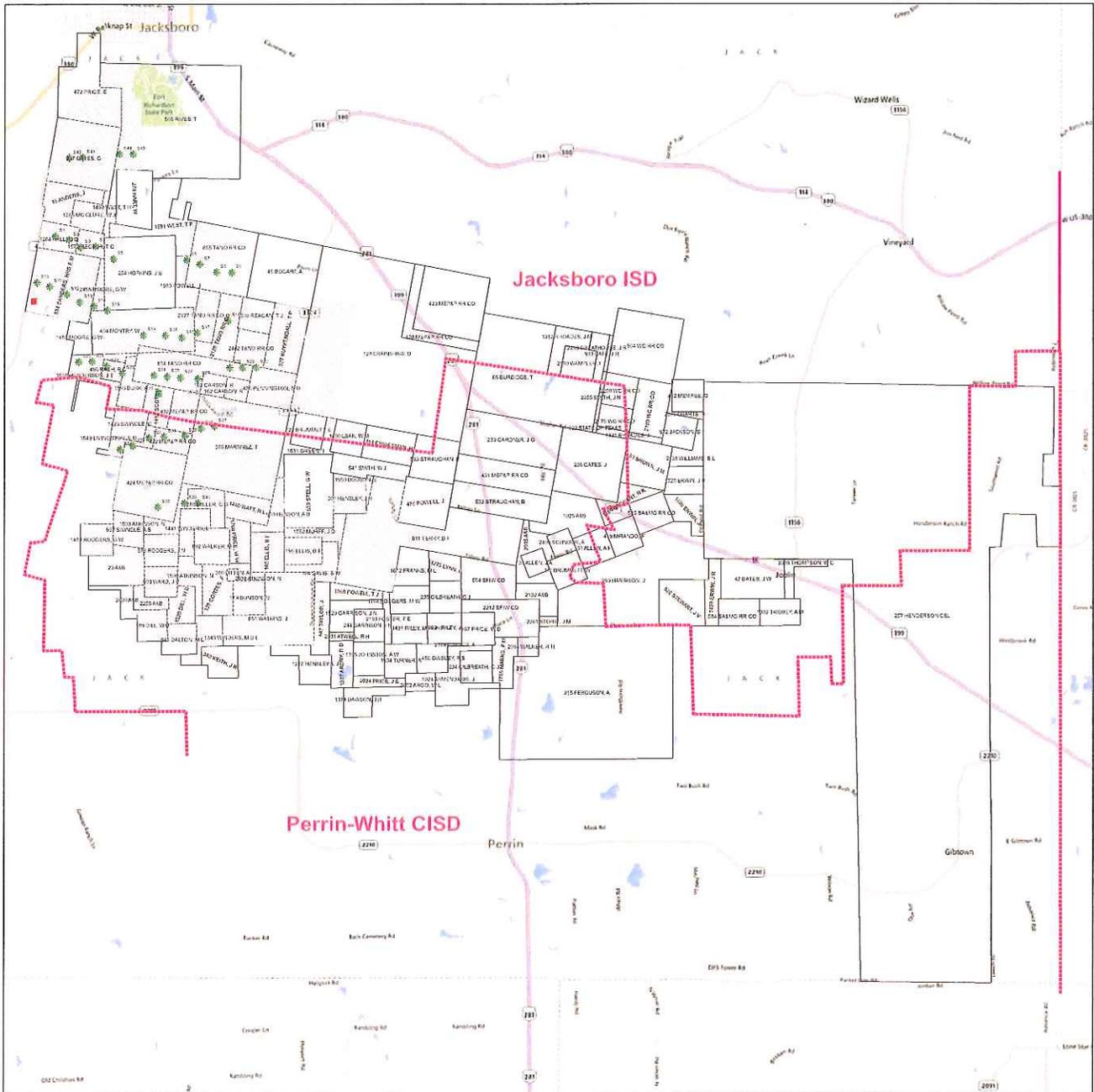
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



# Keechi Wind, LLC Reinvestment Zone Map



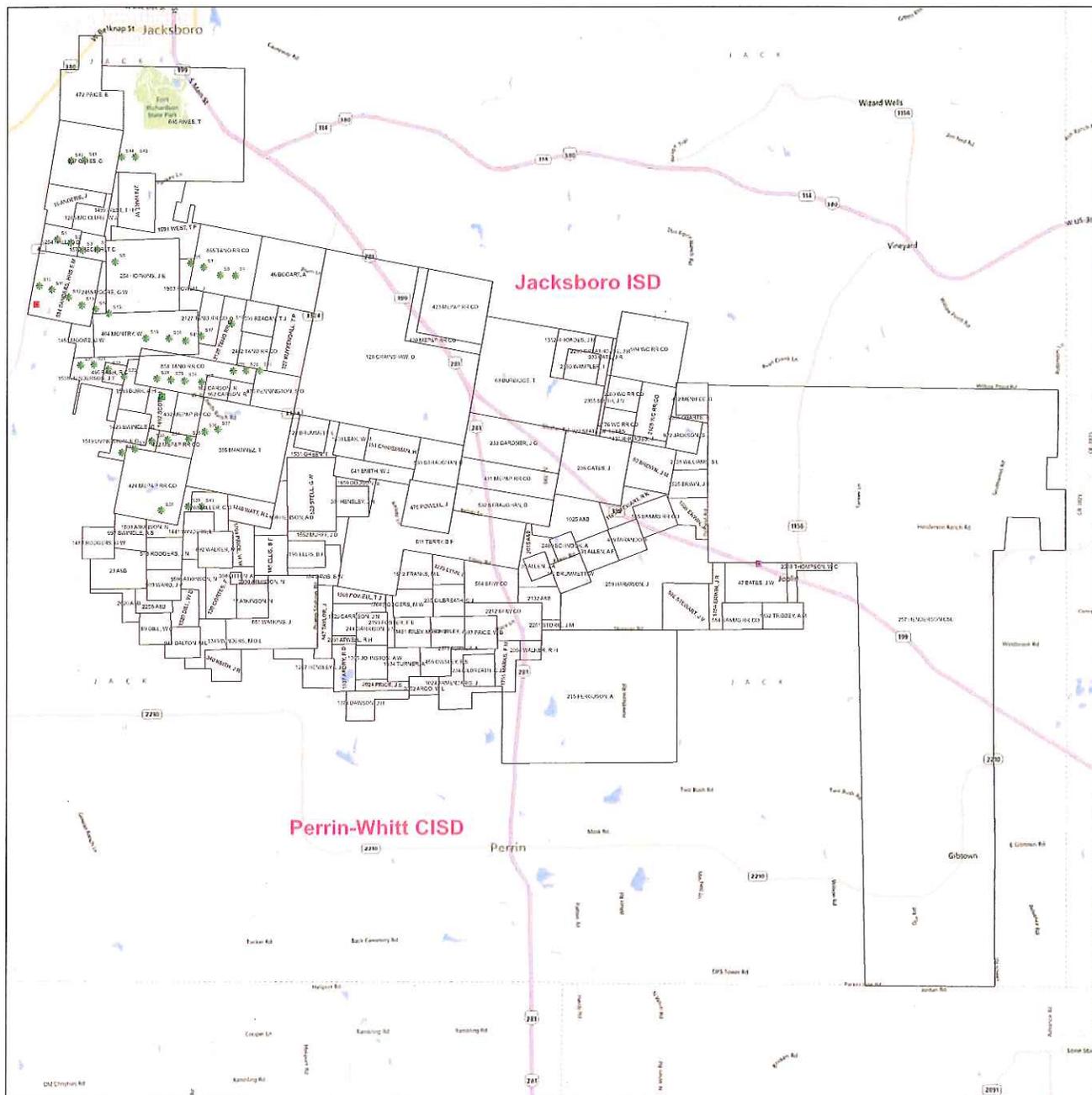
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



# Keechi Wind, LLC Reinvestment Zone Map



## Legend

### Reinvestment Zone

Keechi Creek Reinvestment Zone

ISD Boundary

Keechi Creek Project Boundary

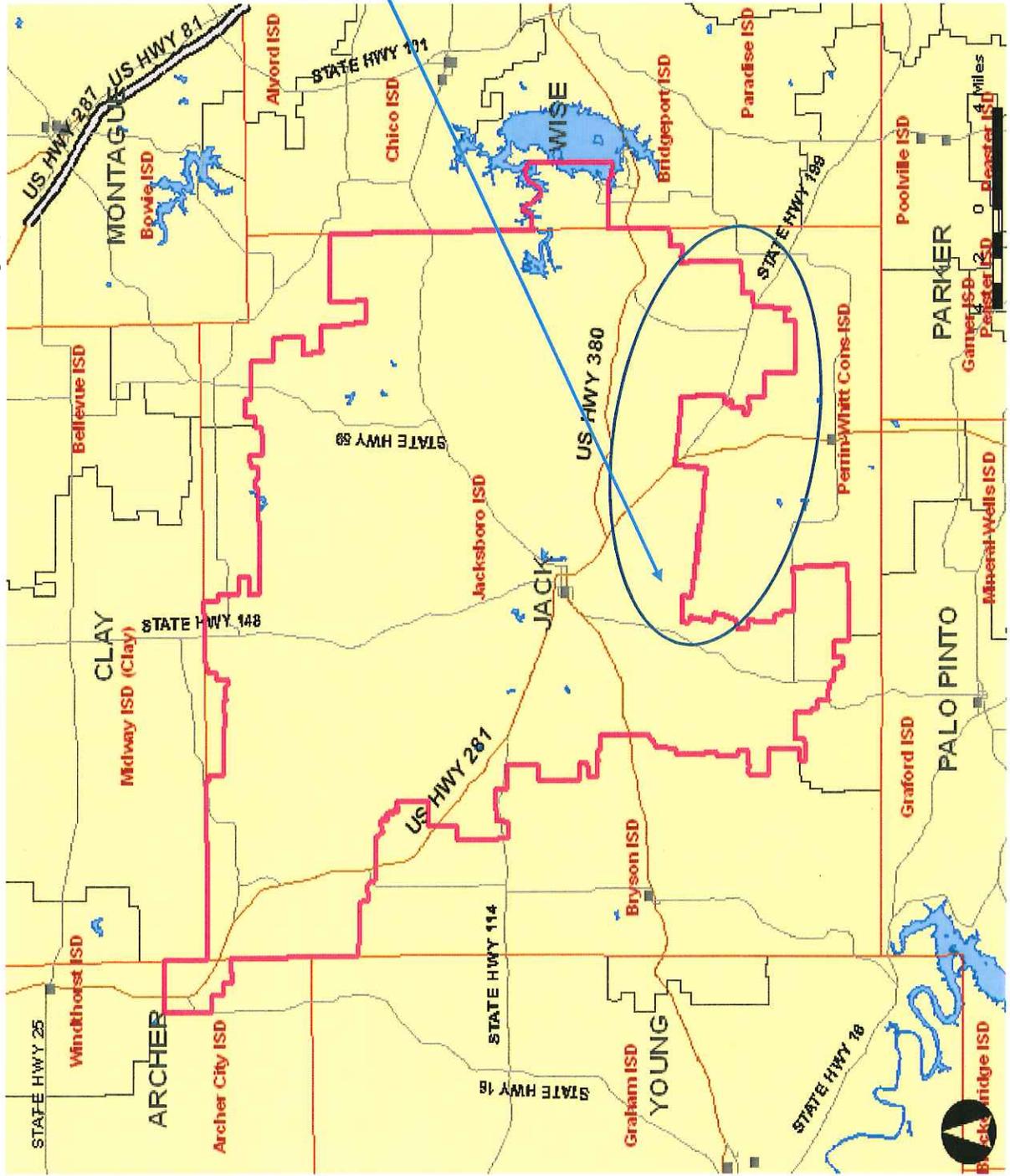
■ Keechi Operations Building

■ Keechi Substation

■ Joplin Substation



# Jacksboro ISD Map



Project Site

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 12**

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

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 13**

Request of waiver of job creation requirement is attached.

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

## CUMMINGS WESTLAKE LLC

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

May 28, 2013

Mr. Dennis Bennett  
Superintendent  
Jacksboro Independent School District  
750 W. Belknap  
Jacksboro, TX 76458

**Re: Chapter 313 Job Waiver Request**

Dear Mr. Bennett,

Keechi Wind, LLC, requests that the Jacksboro 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.

Keechi Wind, LLC requests that the Board of Trustees make such a finding and waive the job creation requirement for 10 permanent jobs. In line with industry standards for job requirements, Keechi Wind, LLC has committed to create four total jobs for the project, two of which will be in Jacksboro ISD and two in Perrin-Whitt CISD.

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,



D. Dale Cummings

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 14**

The calculation of the three possible wage requirements with TWC documentation is attached. Keechi Wind, LLC has chosen to use \$41,507 as the wage requirement for permanent jobs. This amount is 110% of the current regional wage rate of \$37,733 ( $\$37,733 \times 110\% = \$41,506.$ )

KEECHI WIND, LLC  
ATTACHMENT 14

JACKSBORO ISD - JACK COUNTY  
CHAPTER 313 WAGE CALCULATION - ALL JOBS - ALL INDUSTRIES

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---------|------|-------------------|------------|
| FIRST   | 2012 | \$ 896            | \$ 46,592  |
| SECOND  | 2012 | \$ 827            | \$ 43,004  |
| THIRD   | 2012 | \$ 850            | \$ 44,200  |
| FOURTH  | 2012 | \$ 927            | \$ 48,204  |
| AVERAGE |      | \$ 875            | \$ 45,500  |
| X       |      | 110%              | 110%       |
|         |      | \$ 963            | \$ 50,050  |

JACKSBORO ISD - JACK COUNTY  
CHAPTER 313 WAGE CALCULATION - MANUFACTURING JOBS

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---------|------|-------------------|------------|
| FIRST   | 2012 | \$ 991            | \$ 51,532  |
| SECOND  | 2012 | \$ 902            | \$ 46,904  |
| THIRD   | 2012 | \$ 776            | \$ 40,352  |
| FOURTH  | 2012 | \$ 1,284          | \$ 66,768  |
| AVERAGE |      | \$ 988            | \$ 51,389  |
| X       |      | 110%              | 110%       |
|         |      | \$ 1,087          | \$ 56,528  |

CHAPTER 313 WAGE CALCULATION - REGIONAL WAGE RATE

| REGION | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|--------|------|-------------------|------------|
| NORTEX | 2011 | \$ 726            | \$ 37,733  |
| X      |      | 110%              | 110%       |
|        |      | \$ 798            | \$ 41,506  |

\* 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  | Jack County  | Total All   | 00   | 0   | 10   | Total, All Industries   | \$896  |
| 2012   | 2nd Qtr  | Jack County  | Total All   | 00   | 0   | 10   | Total, All Industries   | \$827  |
| 2012   | 3rd Qtr  | Jack County  | Total All   | 00   | 0   | 10   | Total, All Industries   | \$850  |
| 2012   | 4th Qtr  | Jack County  | Total All   | 00   | 0   | 10   | Total, All Industries   | \$927  |

## 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 | Jack County | Total All | 31       | 2     | 31-33    | Manufacturing | \$991            |
| 2012 | 2nd Qtr | Jack County | Total All | 31       | 2     | 31-33    | Manufacturing | \$902            |
| 2012 | 3rd Qtr | Jack County | Total All | 31       | 2     | 31-33    | Manufacturing | \$776            |
| 2012 | 4th Qtr | Jack County | Total All | 31       | 2     | 31-33    | Manufacturing | \$1,284          |

**2011 Manufacturing Wages by Council of Government Region  
Wages for All Occupations**

| COG   | Wages          |                 |
|---|----------------|-----------------|
|   | Hourly         | Annual          |
| <b>Texas</b>  | <b>\$22.89</b> | <b>\$47,610</b> |
| <a href="#">1. Panhandle Regional Planning Commission</a>         | \$19.32        | \$40,196        |
| <a href="#">2. South Plains Association of Governments</a>        | \$16.45        | \$34,210        |
| <a href="#">3. NORTEX Regional Planning Commission</a>            | <b>\$18.14</b> | <b>\$37,733</b> |
| <a href="#">4. North Central Texas Council of Governments</a>     | \$24.03        | \$49,986        |
| <a href="#">5. Ark-Tex Council of Governments</a>                 | \$16.52        | \$34,366        |
| <a href="#">6. East Texas Council of Governments</a>              | \$18.27        | \$37,995        |
| <a href="#">7. West Central Texas Council of Governments</a>      | \$17.76        | \$36,949        |
| <a href="#">8. Rio Grande Council of Governments</a>              | \$15.69        | \$32,635        |
| <a href="#">9. Permian Basin Regional Planning Commission</a>     | \$21.32        | \$44,349        |
| <a href="#">10. Concho Valley Council of Governments</a>          | \$15.92        | \$33,123        |
| <a href="#">11. Heart of Texas Council of Governments</a>         | \$18.82        | \$39,150        |
| <a href="#">12. Capital Area Council of Governments</a>           | \$26.46        | \$55,047        |
| <a href="#">13. Brazos Valley Council of Governments</a>          | \$15.71        | \$33,718        |
| <a href="#">14. Deep East Texas Council of Governments</a>        | \$15.48        | \$32,207        |
| <a href="#">15. South East Texas Regional Planning Commission</a> | \$28.23        | \$58,724        |
| <a href="#">16. Houston-Galveston Area Council</a>                | \$25.82        | \$53,711        |
| <a href="#">17. Golden Crescent Regional Planning Commission</a>  | \$20.38        | \$42,391        |
| <a href="#">18. Alamo Area Council of Governments</a>             | \$18.00        | \$37,439        |
| <a href="#">19. South Texas Development Council</a>               | \$13.85        | \$28,806        |
| <a href="#">20. Coastal Bend Council of Governments</a>           | \$22.35        | \$46,489        |
| <a href="#">21. Lower Rio Grande Valley Development Council</a>   | \$15.08        | \$31,365        |
| <a href="#">22. Texoma Council of Governments</a>                 | \$20.76        | \$43,190        |
| <a href="#">23. Central Texas Council of Governments</a>          | \$16.17        | \$33,642        |
| <a href="#">24. Middle Rio Grande Development Council</a>         | \$13.65        | \$28,382        |

110% x \$37,733 =  
\$41,506

Source: Texas Occupational Employment and Wages

Data published: July 2012

Data published annually, next update will be summer 2013

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.

**ATTACHMENT 15**

At least 80% of employees of the operator of the Keechi Wind 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 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.

**ATTACHMENT 16**

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

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 17**

See attached Schedule A

*ATTACHMENT TO APPLICATION FOR APPRAISED VALUE LIMITATION  
ON QUALIFIED PROPERTY BY KEECHI WIND, LLC TO JACKSBORO ISD*

Schedule A (Rev. January 2013): Investment

Form 50-296

Keechi Wind, LLC  
Jacksboro ISD

PROPERTY INVESTMENT AMOUNTS

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

| Applicant Name<br>ISD Name   | Year  | School Year<br>(YYYY-YYYY)                   | Tax Year<br>(Fill in actual tax<br>year below)<br>YYYY | Column A:<br>Tangible<br>Personal Property<br>The amount of new investment<br>(original cost) placed in service<br>during this year   | Column B:<br>Building or permanent<br>nonremovable component<br>of building (annual amount<br>only) | Column C:<br>Sum of A and B<br>Qualifying investment<br>(during the qualifying<br>time period) | Column D:<br>Other investment that is not<br>qualified investment but investment<br>affecting economic impact and<br>total value | Column E:<br>Total Investment<br>(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) | 2013-2014                                    | 2013   | 0   | 0   |  |  | 0  |             |
|  |   |  |  | Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property)   | -   | -  |  |  | 0           |
|  |   |  |  | 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) | 6,882,000   | -  | 6,882,000  | 0  | 6,882,000   |
|  | Tax Credit Period (with 50% cap on credit)  | Complete tax years of qualifying time period | 1  | 2014  | 130,758,000   | 1,360,000  | 132,118,000  | 0  | 132,118,000 |
|  |   |  | 2  | 2015  | 0   | -  |  | 0  | -           |
|  |   |  | 3  | 2016  | 0   | 0  |  | 0  | 0           |
|  |   |  | 4  | 2017  | 0   | 0  |  | 0  | 0           |
|  |   |  | 5  | 2018  | 0   | 0  |  | 0  | 0           |
|  |   |  | 6  | 2019  | 0   | 0  |  | 0  | 0           |
|  |   |  | 7  | 2020  | 0   | 0  |  | 0  | 0           |
|  |   |  | 8  | 2021  | 0   | 0  |  | 0  | 0           |
|  |   |  | 9  | 2022  | 0   | 0  |  | 0  | 0           |
|  |   |  | 10   | 2023  | 0   | 0  |  | 0  | 0           |
|  |   |  | 11   | 2024  | 0   | 0  |  | 0  | 0           |
|  |   |  | 12   | 2025  | 0   | 0  |  | 0  | 0           |
| 13   | 2026  | 0  | 0  |   | 0   | 0  |  |  |             |
| Credit Settle-Up Period  | 14  | 2027   | 0  | 0   |   | 0  | 0  | 0  |             |
|  | 15  | 2028   | 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.

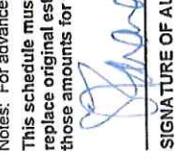
Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment - as defined in Tax Code §313.021(1)(A)-(D). For the purposes of investment, please list amount invested each year, not cumulative totals.

Column B: 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).

Column D: 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.

Column E: 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.

 DATE  
May 22 2013

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

**ATTACHMENT 18**

See attached Schedule B

Schedule B (Rev. January 2013): Estimated Market And Taxable Value

Keechi Wind, LLC

Form 50-296

Applicant Name  
ISD Name

Jacksboro ISD

| Year        | School Year<br>(YYYY-YYYY) | Tax Year<br>(Fill in actual<br>tax year)<br>YYYY | Qualified Property                   |  |  | Reductions from<br>Market Value |   | Estimated Taxable Value                                 |                |
|-------------|----------------------------|--|--------------------------------------|--|--|---------------------------------|---|---|----------------|
|             |                            |  | Estimated<br>Market Value<br>of Land | Estimated Total<br>Market Value of new<br>buildings or other new<br>improvements | Estimated Total Market<br>Value of tangible personal<br>property in the new<br>building or "in or on the<br>new improvement" | Exempted Value                  | Final taxable value for<br>ISS - after all reductions | Final taxable value<br>for M&C--after all<br>reductions |                |
| pre- year 1 | 2013-2014                  | 2013   | \$ -                                 | \$ -   | \$ -   | \$ -                            | \$ -  | \$ -  | \$ -           |
| 1           | 2014-2015                  | 2014   | \$ -                                 | \$ -   | \$ -   | \$ -                            | \$ -  | \$ -  | \$ -           |
| 2           | 2015-2016                  | 2015   | \$ -                                 | \$ 1,360,000   | \$ 130,758,000   | \$ -                            | \$ 132,118,000  | \$ 132,118,000  | \$ 132,118,000 |
| 3           | 2016-2017                  | 2016   | \$ -                                 | \$ 1,326,000   | \$ 122,259,000   | \$ -                            | \$ 123,585,000  | \$ 123,585,000  | \$ 10,000,000  |
| 4           | 2017-2018                  | 2017   | \$ -                                 | \$ 1,292,900   | \$ 114,312,000   | \$ -                            | \$ 115,604,900  | \$ 115,604,900  | \$ 10,000,000  |
| 5           | 2018-2019                  | 2018   | \$ -                                 | \$ 1,260,600   | \$ 106,882,000   | \$ -                            | \$ 108,142,600  | \$ 108,142,600  | \$ 10,000,000  |
| 6           | 2019-2020                  | 2019   | \$ -                                 | \$ 1,229,100   | \$ 99,935,000  | \$ -                            | \$ 101,164,100  | \$ 101,164,100  | \$ 10,000,000  |
| 7           | 2020-2021                  | 2020   | \$ -                                 | \$ 1,198,400   | \$ 93,439,000  | \$ -                            | \$ 94,637,400   | \$ 94,637,400   | \$ 10,000,000  |
| 8           | 2021-2022                  | 2021   | \$ -                                 | \$ 1,168,400   | \$ 87,365,000  | \$ -                            | \$ 88,533,400   | \$ 88,533,400   | \$ 10,000,000  |
| 9           | 2022-2023                  | 2022   | \$ -                                 | \$ 1,139,200   | \$ 81,686,000  | \$ -                            | \$ 82,825,200   | \$ 82,825,200   | \$ 10,000,000  |
| 10          | 2023-2004                  | 2023   | \$ -                                 | \$ 1,110,700   | \$ 76,376,000  | \$ -                            | \$ 77,486,700   | \$ 77,486,700   | \$ 10,000,000  |
| 11          | 2024-2025                  | 2024   | \$ -                                 | \$ 1,082,900   | \$ 71,412,000  | \$ -                            | \$ 72,494,900   | \$ 72,494,900   | \$ 72,494,900  |
| 12          | 2025-2026                  | 2025   | \$ -                                 | \$ 1,055,800   | \$ 66,770,000  | \$ -                            | \$ 67,825,800   | \$ 67,825,800   | \$ 67,825,800  |
| 13          | 2026-2027                  | 2026   | \$ -                                 | \$ 1,029,400   | \$ 62,430,000  | \$ -                            | \$ 63,459,400   | \$ 63,459,400   | \$ 63,459,400  |
| 14          | 2027-2028                  | 2027   | \$ -                                 | \$ 1,003,700   | \$ 58,372,000  | \$ -                            | \$ 59,375,700   | \$ 59,375,700   | \$ 59,375,700  |
| 15          | 2028-2029                  | 2028   | \$ -                                 | \$ 978,600   | \$ 54,578,000  | \$ -                            | \$ 55,556,600   | \$ 55,556,600   | \$ 55,556,600  |

Tax Credit Period (with 50% cap on credit)

Value Limitation Period

Credit Settle-Up Period

Post- Settle-Up Period

Continue to Maintain Viable Presence

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation. 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

May 25, 2013

**ATTACHMENT 19**

See attached Schedule C

**Schedule C- Application: Employment Information**

Form 50-296

Keechi Wind, LLC  
Jacksboro ISD

Applicant Name  
ISD Name

|  | Year  | School Year<br>(YYYY-YYYY) | Tax Year<br>(Fill in actual tax<br>year)<br>YYYY | Construction   |   | New Jobs  |  | Qualifying Jobs  |  |
|--|---|----------------------------|--|--|---|---|--|--|--|
|  |   |                            |  | Column A:<br>Number of<br>Construction<br>FTE's or man-<br>hours (specify) | Column B:<br>Average<br>annual wage<br>rates for<br>construction<br>workers | Column C:<br>Number of<br>new<br>jobs applicant<br>commits to<br>create<br>(cumulative) | Column D:<br>Average<br>annual wage<br>rate for all<br>new jobs. | Column E:<br>Number of qualifying<br>jobs applicant<br>commits to create<br>meeting all criteria of<br>Sec. 313.021(3)<br>(cumulative) | Column F:<br>Average<br>annual wage<br>of qualifying<br>jobs |
|  | pre-year 1  | 2013-2014                  | 2013   | 0 FTEs   | \$41,600  | 0   | \$0  | 0  | \$0  |
|  | 1   | 2014-2015                  | 2014   | 200 FTEs   | \$41,600  | 0   | \$0  | 0  | \$0  |
|  | 2   | 2015-2016                  | 2015   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 3   | 2016-2017                  | 2016   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 4   | 2017-2018                  | 2017   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 5   | 2018-2019                  | 2018   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 6   | 2019-2020                  | 2019   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 7   | 2020-2021                  | 2020   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 8   | 2021-2022                  | 2021   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 9   | 2022-2023                  | 2022   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 10  | 2023-2024                  | 2023   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 11  | 2024-2025                  | 2024   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 12  | 2025-2026                  | 2025   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 13  | 2026-2027                  | 2026   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 14  | 2027-2028                  | 2027   |  |   | 2   | \$41,507   | 2  | \$41,507   |
|  | 15  | 2028-2029                  | 2028   |  |   | 2   | \$41,507   | 2  | \$41,507   |
| Tax Credit Period<br>(with 50% cap on<br>credit) | Complete tax<br>years of<br>qualifying time<br>period |                            |  |  |   |   |  |  |  |
|  | Value Limitation<br>Period                            |                            |  |  |   |   |  |  |  |
| Credit Settle-Up<br>Period                       | Continue to<br>Maintain Viable<br>Presence            |                            |  |  |   |   |  |  |  |
|  | 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]*  
DATE May 22, 2013

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

**ATTACHMENT 20**

See attached Schedule D

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

Applicant Name

Keechi Wind, LLC

ISD Name

Jacksboro ISD

Form 50-296

|  | Year | School Year (YYYY-YYYY) | Tax/Calendar Year YYYY | 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 |               | County                               | City | Hospital | Other |     |     |
| The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) |      | 2013-2014               | 2013                   |   |   | 0             | -                                    | -    | -        | -     | -   | -   |
| Complete tax years of qualifying time period   | 1    | 2014-2015               | 2014                   | \$ 7,200,000  | 6,882,000   | 0             | 0%                                   | n/a  | n/a      | n/a   | n/a | n/a |
|  | 2    | 2015-2016               | 2015                   | \$ 3,150,000  | 10,500,000  | 0             | 90%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 3    | 2016-2017               | 2016                   | \$ 3,150,000  | 10,500,000  | 0             | 90%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 4    | 2017-2018               | 2017                   | \$ -  | 10,500,000  | 0             | 80%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 5    | 2018-2019               | 2018                   | \$ -  | 10,500,000  | 0             | 70%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 6    | 2019-2020               | 2019                   | \$ -  | 10,500,000  | 83,250        | 60%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 7    | 2020-2021               | 2020                   | \$ -  | 10,500,000  | 83,250        | 40%                                  | n/a  | n/a      | n/a   | n/a | n/a |
|  | 8    | 2021-2022               | 2021                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | n/a  | n/a      | n/a   | n/a | n/a |
|  | 9    | 2022-2023               | 2022                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | n/a  | n/a      | n/a   | n/a | n/a |
|  | 10   | 2023-2024               | 2023                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | n/a  | n/a      | n/a   | n/a | n/a |
|  | 11   | 2024-2025               | 2024                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | -    | -        | 0%    | -   | -   |
|  | 12   | 2025-2026               | 2025                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | -    | -        | 0%    | -   | -   |
|  | 13   | 2026-2027               | 2026                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | -    | -        | 0%    | -   | -   |
|  | 14   | 2027-2028               | 2027                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | -    | -        | 0%    | -   | -   |
|  | 15   | 2028-2029               | 2028                   | \$ -  | 10,500,000  | 83,250        | 0%                                   | -    | -        | 0%    | -   | -   |

\*For planning, construction and operation of the facility.

*[Signature]*

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

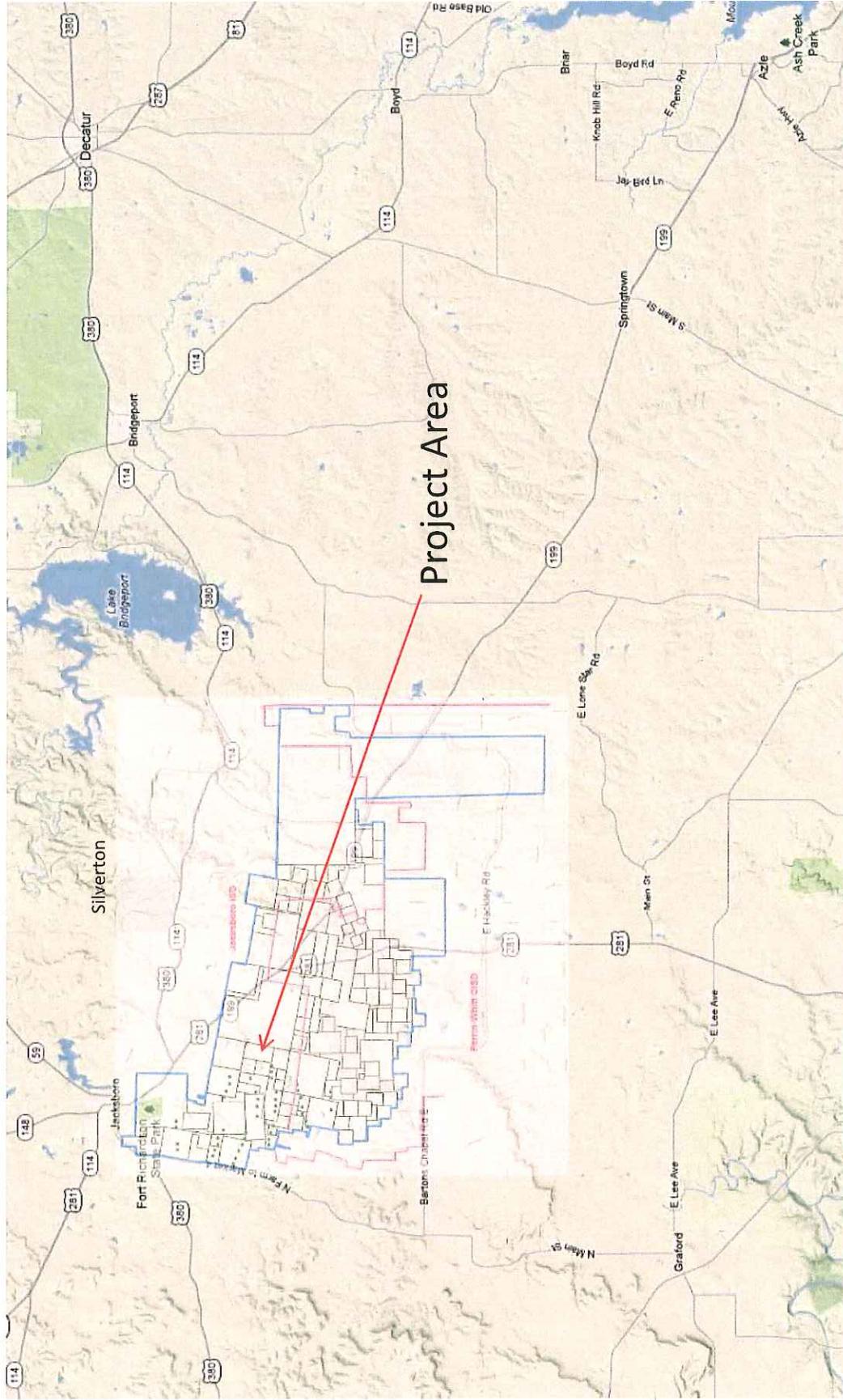
*May 22, 2013*

DATE

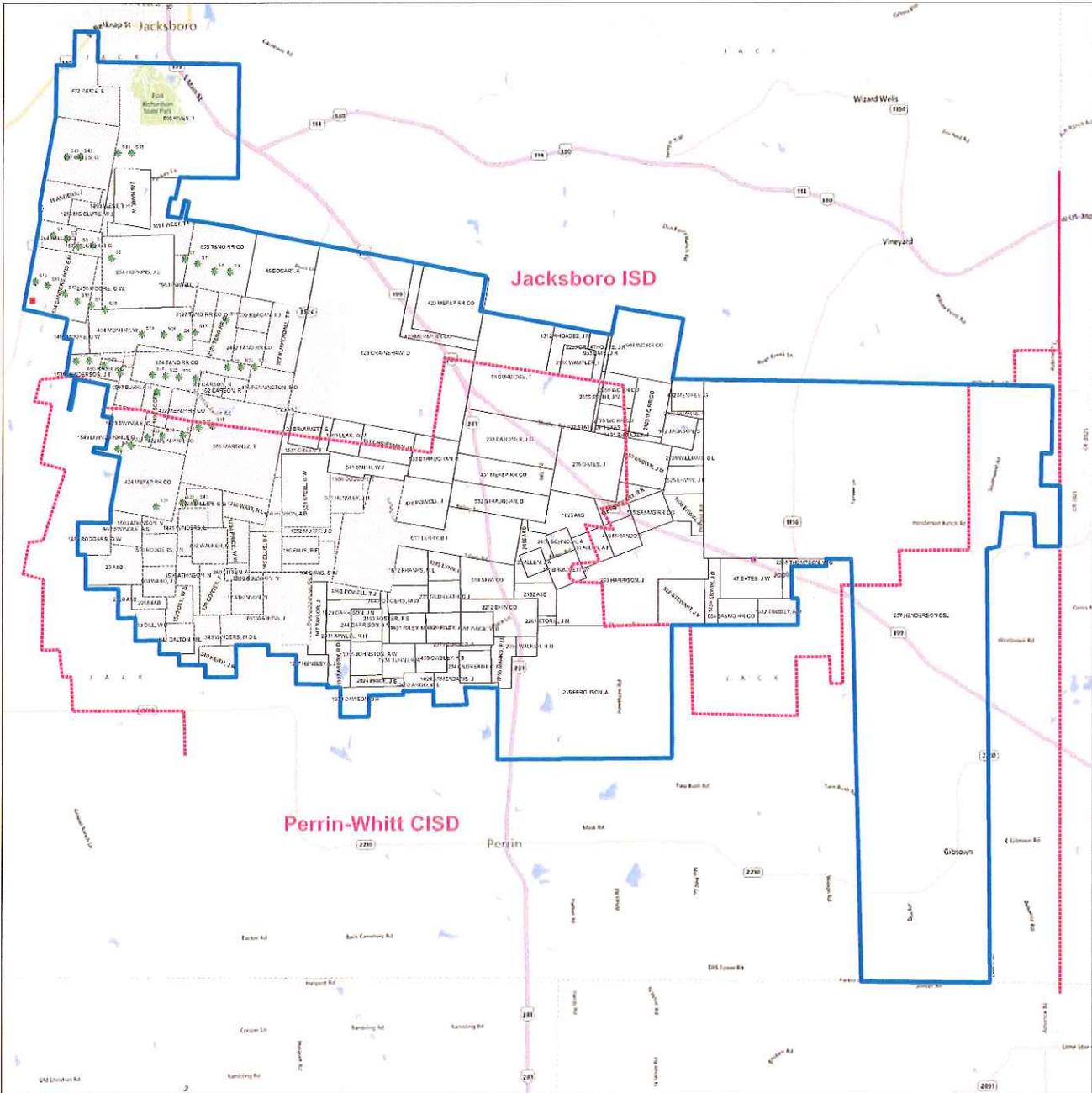
**ATTACHMENT 21**

See attached maps

# Vicinity Map



# Keechi Wind, LLC Reinvestment Zone Map



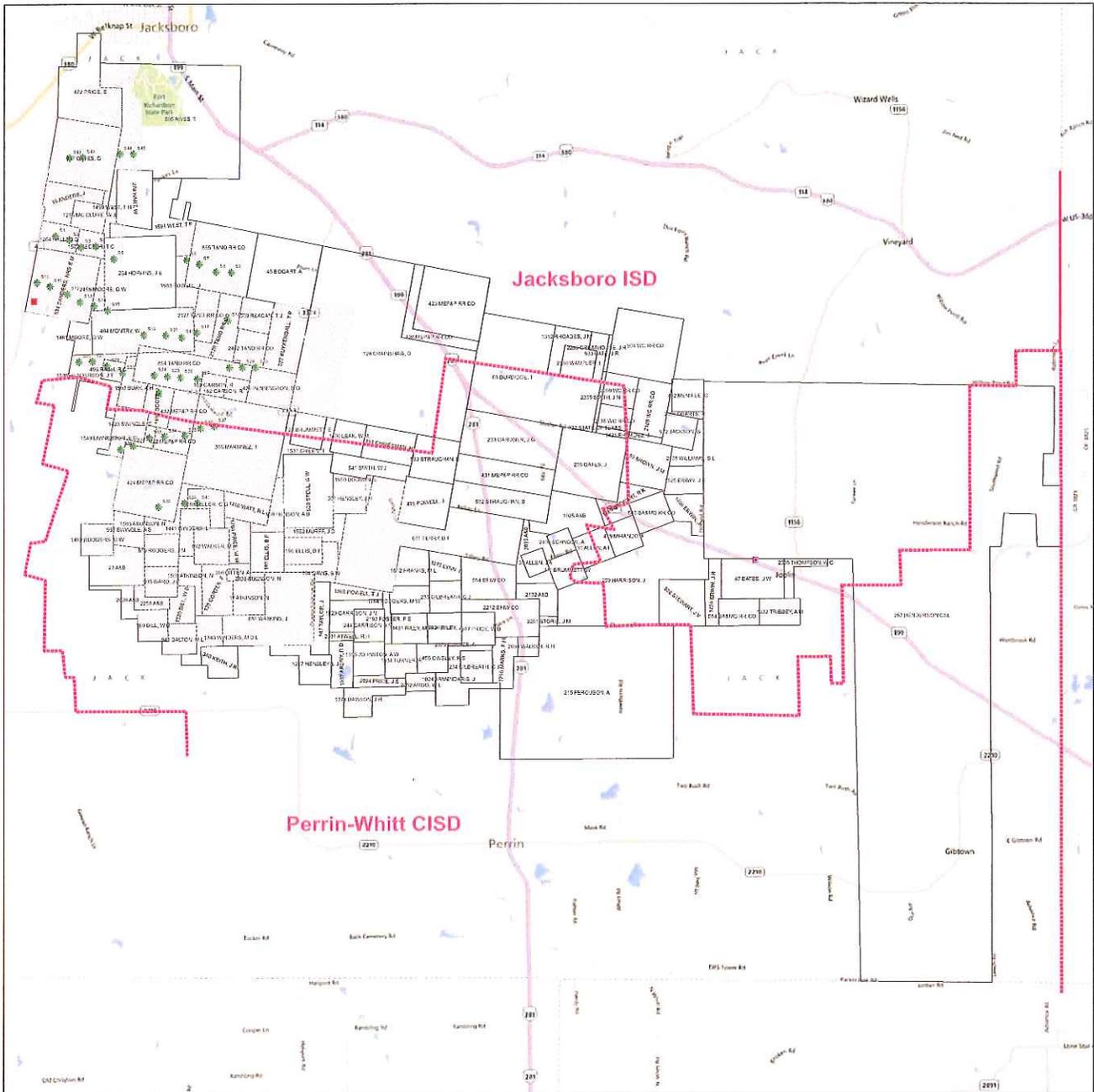
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



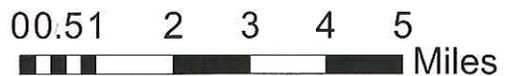
# Keechi Wind, LLC Reinvestment Zone Map



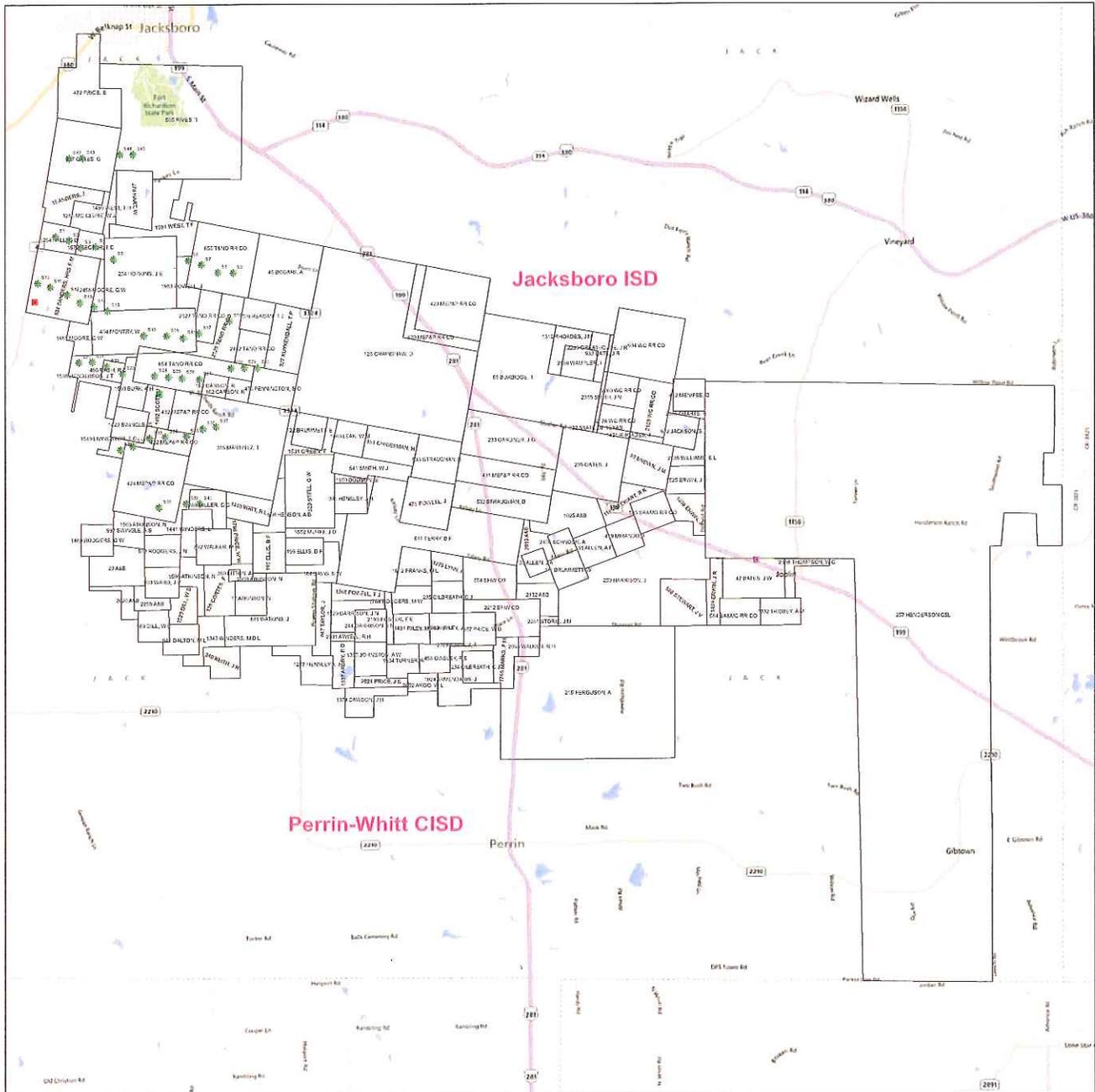
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



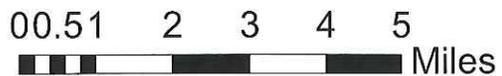
# Keechi Wind, LLC Reinvestment Zone Map



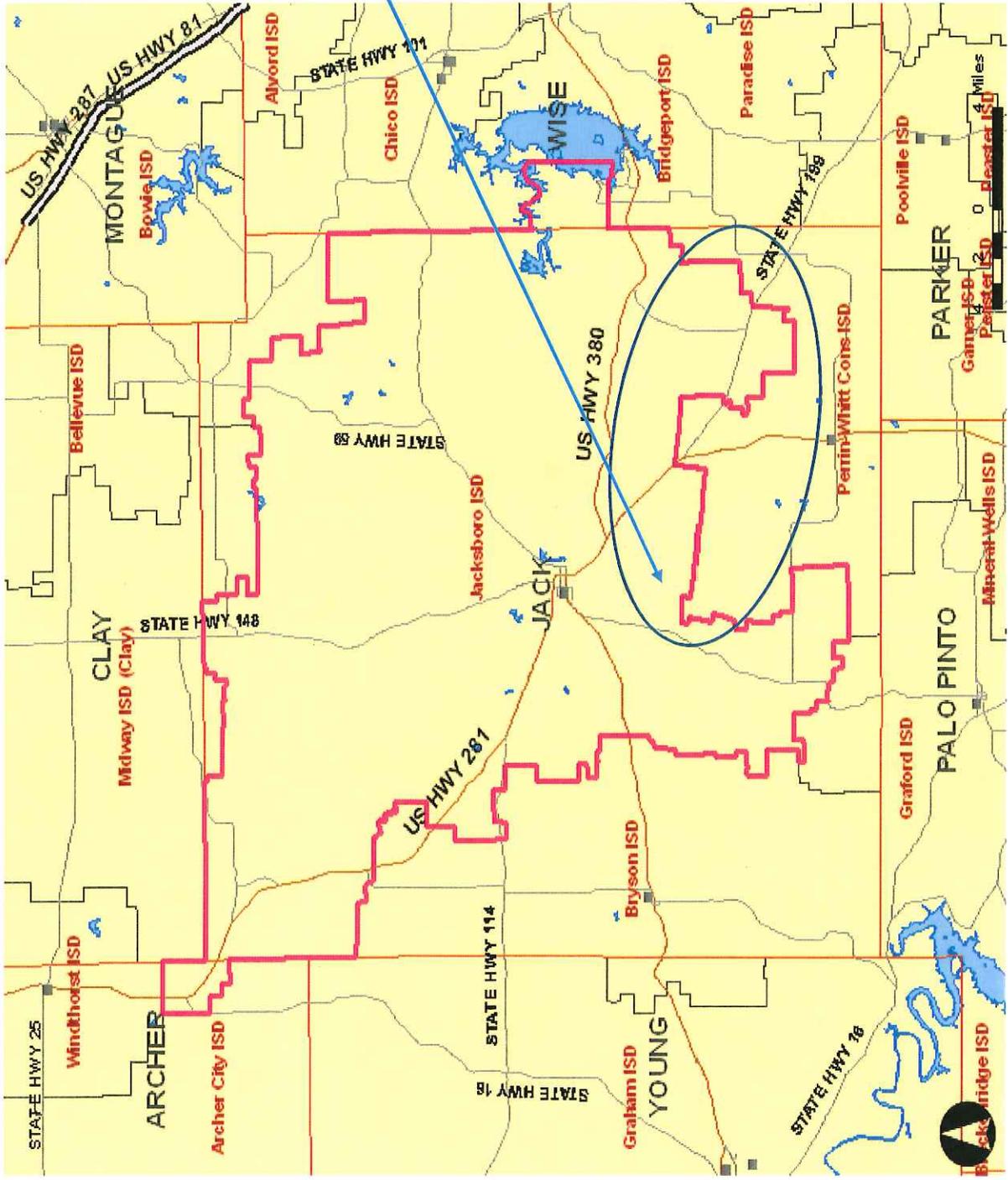
## Legend

### Reinvestment Zone

- Keechi Creek Reinvestment Zone
- ISD Boundary
- Keechi Creek Project Boundary
- Keechi Operations Building
- Keechi Substation
- Joplin Substation



# Jacksboro ISD Map



Project Site

Keechi Wind, LLC

Chapter 313 Application to Jacksboro ISD

CUMMINGS WESTLAKE LLC

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**ATTACHMENT 22**

Either Jack County Commissioners Court or the Board of Trustees of Jacksboro will 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**

See attached legal description of Reinvestment Zone

KEECHI REINVESTMENT ZONE PROPERTIES  
LEGAL DESCRIPTION

|                        |                            |                         |                               |
|------------------------|----------------------------|-------------------------|-------------------------------|
| 1024 J ARMENDARIES     | 162 R CARSON               | 2442 J POWELL(T&NO RR)  | 881 J WATKINS                 |
| 1025 ARNOLD & BARRETT  | 163 R CARSON               | 2458 G W MOORE          | 892 M WALKER                  |
| 111 W BRUMMETT         | 17 N ATKINSON              | 254 J E HOPKINS         | 903 J P WARD                  |
| 1189 R K STEWART       | 1708 W PRICE               | 257 HEN CSL             | 904 WASHINGTON C RR CO        |
| 122 E BRUMMETT         | 1755 F M MARKS             | 259 J HARRISON          | 933 J R CATE                  |
| 1264 Q D HALL          | 1764 M W ROGERS            | 278 WM HART             | 943 M L DALTON                |
| 1267 L I HENSLEY       | 184 G W DAVIS              | 30 J A ALLEN            | 960 A B HENSON                |
| 1275 ISHAM LYNN        | 189 W B DILL               | 301 J H HENSLEY         | 972 S JACKSON                 |
| 128 D CRENSHAW         | 1934 A TURNER              | 31 A F ALLEN            | 987 W B PRICE                 |
| 1285 W J MCCLURE       | 1937 R D ARDREY            | 327 T P KUYKENDALL      | 997 S A SWINGLE               |
| 1286 H G MILLER        | 195 B F ELLIS              | 360 A LITTON            | LT 1 BLK 43 J W BUCKNER AB 34 |
| 1312 J M RHOADES       | 1950 E D DODSON            | 386 T MARTINEZ          | 46 BOGART, A                  |
| 1332 A M TRIBBEY       | 196 B F ELLIS              | 404 WM MONTRY           | 1481 MOORE, G W               |
| 1343 M D L WINDERS     | 1983 J POWELL              | 412 C MENEFFEE          | 22 STATE OF TEXAS             |
| 1374 J H DAWSON        | 2015 J C JOHNSON           | 419 F MIRANDO           | 585 SA & MG RR CO             |
| 139 F CORTES           | 2024 J S PRICE             | 419 J MIRANDO           | 340 KEITH, J R                |
| 1395 A W JOHNSON       | 2026 J RILEY               | 420 MEP & P RR CO       | 2306 OBARTS, R                |
| 1400 W M LEEK          | 2030 N ATKINSON            | 422 MEP & PRR           | 2020 A & B                    |
| 1421 J RHOADES         | 2031 R T ATWELL            | 423 MEP & PRR           |                               |
| 1423 G SWINGLE         | 2052 W L ARGO              | 424 MEP & PRR           |                               |
| 1440 R L WATT          | 2094 R H WALKER            | 431 M E P & PRR         |                               |
| 1441 L WINDERS         | 2127 T J POWELL(T&NO RR)   | 432 MEP & PRR           |                               |
| 1459 J R ERWIN         | 2128 J POWELL(T&NO RR)     | 456 R OWSLEY            |                               |
| 1489 G W ROGERS        | 2132 L M SINGLETON         | 47 J W BATES            |                               |
| 1491 M RILEY           | 2138 S A WILLIAMS          | 472 E PRICE             |                               |
| 1492 J SCOTT           | 215 A FERGUSON             | 472 E PRICE CITY LIMITS |                               |
| 1499 T F WEST          | 2169 S S PIERCE(W C RR)    | 475 J POWELL            |                               |
| 1503 N ATKINSON        | 2176 J N SMITH(W C RR)     | 476 S PENNINGTON        |                               |
| 1506 N ATKINSON        | 2180 I WAMPLER             | 489 T ROBBINS           |                               |
| 151 H CHRISMAN         | 2193 P E FOSTER            | 496 R C RASH            |                               |
| 1520 W DILL            | 2212 J D MULLINAX(SFIW CO) | 505 T RIVES             |                               |
| 1525 J R ERWIN         | 2258 J L SHOWN(A&B)        | 509 T J REAGAN          |                               |
| 1529 J M GARRISON      | 2260 J N SMITH(W C RR)     | 513 J W ROGERS          |                               |
| 1531 T GREEN           | 2261 J M STORIE            | 528 J V STEWART         |                               |
| 1538 J T HENDERSON     | 2293 G R GREATHOUSE        | 529 G W STELL           |                               |
| 1549 E G LIVINGSTON    | 2294 G R GREATHOUSE        | 532 B B STRAUGHN        |                               |
| 1552 J D MURFF         | 23 A & BARRETT             | 533 B B STRAUGHN        |                               |
| 1564 F PAYNE           | 233 J G GARDNER            | 534 E M SANDERS         |                               |
| 1568 T J POWELL        | 2338 W C THOMPSON          | 541 WM J SMITH          |                               |
| 1572 T C RECTOR        | 234 C J GILBREATH          | 564 SFIW CO             |                               |
| 1591 T F WEST          | 235 C J GILBREATH          | 584 SA & MG RR CO       |                               |
| 1591 TP WEST           | 2355 J M SMITH             | 59 J M BROWN            |                               |
| 1593 A H BURK          | 236 J GATES                | 611 B F TERRY           |                               |
| 16 J ANDERS            | 237 G GATES                | 68 T BURBRIDGE          |                               |
| 16 J ANDERS GRAVEL PIT | 2379 A TURNER              | 847 J TAYLOR            |                               |
| 1608 J ERWIN           | 2400 A SCHOOK              | 854 T & N O RR CO       |                               |
| 1612 M L FRANKS        | 244 J GARRISON             | 855 T & N O RR CO       |                               |

**ATTACHMENT 24**

See attached Guidelines and Criteria for Jack County. In the event the reinvestment zone is created by the Board of Trustees of Jacksboro ISD, no guidelines and criteria are required.

713-266-4456  
Sale Comm  
713-266-2333  
FAX

**EXHIBIT A**

FILED FOR RECORD  
OCTOBER 11, 2011

JUN 30 2011

**COUNTY OF JACK**

CLAY CLAYTON, County Clerk  
JACK COUNTY, TEXAS  
BY \_\_\_\_\_ DEPUTY

**STATE OF TEXAS**

**A RESOLUTION OF THE JACK COUNTY COMMISSIONERS' COURT ADOPTING GUIDELINES AND CRITERIA GOVERNING TAX ABATEMENT AGREEMENTS BY THE COUNTY OF JACK, TEXAS**

WHEREAS, Texas Tax Code Section 312.002 provides that no municipality or county may designate an area as a reinvestment zone, and that no taxing unit may execute a tax abatement agreement under Texas Tax Code chapter 312, unless it first (i) establishes guidelines and criteria for tax abatement agreements and (ii) adopts a resolution stating that the taxing unit elects to become eligible to participate in tax abatement; and

WHEREAS, the County of Jack, Texas, desires to be eligible to participate in tax abatement under certain circumstances; now therefore,

BE IT RESOLVED BY THE COMMISSIONERS' COURT OF JACK COUNTY, TEXAS THAT

**ARTICLE I**

Jack County, Texas elects to be eligible to participate in tax abatement.

**ARTICLE II**

The following guidelines and criteria were previously established, are hereby established and shall hereafter govern tax abatement agreements by the County of Jack, Texas:

1. Improvements proposed as part of a tax abatement agreement for property located within a duly designated reinvestment zone shall be commenced within two (2) years of the date designated in said agreement.
2. All construction proposed, as part of any such improvements, shall meet applicable County of Jack, Texas, Codes and Zoning requirements.
3. All property included in a tax abatement shall be maintained in accordance with all applicable County of Jack, Texas, Codes and Zoning requirements during the term of the tax abatement agreement.
4. Throughout tax abatement agreement, the owner(s) or persons in possession and control of the improvements located thereon which is included within an area which is the subject of a tax abatement agreement shall pay all lawfully assessed ad valorem taxes levied on such property before the same shall become delinquent.
5. For property located in a commercial and/or industrial reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:
  - a. The proposed improvements must have the effect of increasing the value of the real property upon which they are located; and,
  - b. The proposed improvements shall have the effect of adding to the available number of jobs and/or retaining existing jobs in the greater Jack County, Texas area.

- 6. For residential property located in a residential reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:
  - a. The proposed improvements shall address the blighting or deteriorating influences on the subject property;
  - b. The proposed improvements shall address building safety, unsanitary or unsafe conditions, or property deterioration; and
  - c. Where applicable, the improvements shall address faulty lot layout with respect to size, accessibility, or usefulness.
- 7. All improvements proposed, as part of a tax abatement agreement, shall further the purposes established by the Legislature of the State of Texas in Chapter 312 of the Texas Tax Code.
- 8. In accordance with Texas Tax Code section 312.002, these guidelines and criteria shall not limit the discretion of the County to decide whether to enter into a specific tax abatement agreement. Accordingly, the County may enter into a particular tax abatement agreement whenever it determines that it is in the best interests of the County to enter into such agreement and provide such abatement with respect to a particular applicant. In doing so, the County may vary from the provisions of this Tax Abatement Policy Statement in any respect that is not contrary to state law.

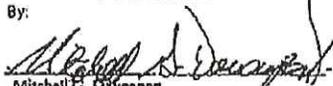
ARTICLE III

This resolution shall be effective from its adoption on June 27, 2011, for the full period authorized by law.

PASSED, APPROVED, AND ADOPTED THIS 27<sup>th</sup> day of June, 2011.

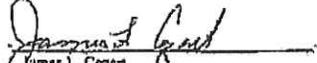
COUNTY OF JACK

By:

  
 Mitchell G. Davenport,  
 County Judge of Jack County, Texas

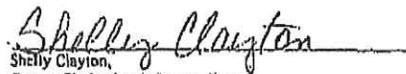
  
 James Logan,  
 County Commissioner, Prct. 1, Jack County

  
 James Brock,  
 County Commissioner, Prct. 2, Jack County

  
 James L. Cozart,  
 County Commissioner, Prct. 3, Jack County

  
 Terry Ward,  
 County Commissioner, Prct. 4, Jack County

ATTEST:

  
 Shelly Clayton,  
 County Clerk of Jack County, Texas  
 by Carla Marberg, deputy

