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Tyler, Texas
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Corpus Christi, Texas

William C. Bednar, *Of Counsel*
Richard Powell, *Of Counsel*

August 10, 2016

Via Hand Delivery

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

RECEIVED
AUG 11 2016
Data Analysis &
Transparency Division

Re: Application for Chapter 313 Value Limitation Agreement to the Priddy Independent School District from Flat Top Wind 1, LLC # 1140

Dear Local Government Assistance and Economic Analysis Division:

The Priddy Independent School District received an Application for Appraised Value Limitation on Qualified Property from Flat Top Wind 1, LLC on June 15, 2016. The Board of Trustees met at a duly posted meeting on June 15, 2016 and acted to accept that application for consideration on that same date. Your office identified deficiencies in the application by letter dated July 18, 2016 and your office granted the applicant's request for an extension of time to respond to the deficiency letter on August 5, 2016. The applicant submitted an amended application on August 9, 2016. That application was deemed to be complete on August 9, 2016, and the amended application is enclosed. The school district would respectfully request that your office prepare an economic impact report on this application.

Please note that that the applicant has designated portions of its application as "confidential," inasmuch as it asserts that those portions contain protected proprietary information relative to the proposed anticipated location of the wind turbines, information about the infrastructure layout for the project as well as financial information that would potentially harm the applicant if it were disclosed to competitors. Texas Government Code Section 552.104 excepts from disclosure "information that, if released, would give advantage to a competitor." TEX. GOV'T CODE §552.104(a). This exception protects a governmental body's interests in connection with competitive bidding and in certain other competitive situations. Additionally, §552.110 protects trade secrets obtained from a person, including commercial or financial information if disclosure of that information would cause substantial competitive harm to the person from whom the information

1001 ESE Loop 323, Ste. 450
Tyler, Texas 75701
t: 903-526-6618
f: 903-526-5766

115 Wild Basin Rd., Ste. 106
Austin, Texas 78746
t: 512-494-1177
f: 512-494-1188
800-494-1971

www.powell-leon.com

802 N. Carancahua St., Ste. 655
Corpus Christi, Texas 78401
t: 361-452-2804
f: 361-452-2743

was obtained, and §552.131 protects trade secrets and commercial and financial information related to economic development negotiations involving a governmental body.

Priddy Independent School District therefore submits the designated “confidential” information in a separately-marked folder and requests that your office not publicly release the designated confidential information during the application review period, and that if a request for the information is made, your office provide written notice of the request to the applicant as required under Section 552.305 of the Texas Government Code.

Included herein is an electronic and hard copy of the application. A copy of the application has been submitted, under separate cover, to the Mills County Appraisal District.

We look forward to working with your office in evaluating this application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Sara Hardner Leon', written in a cursive style.

Sara Hardner Leon

cc: *Via electronic mail*
craig.adair@pioneergreen.com

Dr. Adrienne Burden
Superintendent of Schools
Priddy Independent School District



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

Economic Development
and Analysis
Form 50-296-A

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 hard copy of the completed application to the Comptroller in a three-ring binder with tabs, as indicated on page 9 of this application, 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 website. 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. For more information, see guidelines on Comptroller's website.

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. Pursuant to 9.1053(a)(1)(C), requested information shall be provided within 20 days of the date of the request. 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, issue a certificate for a limitation on appraised value 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 not later than the 150th 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 issue a certificate, complete the economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's website to find out more about the program at www.texasahead.org/tax_programs/chapter313/. There are links to the Chapter 313 statute, rules, guidelines and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SECTION 1: School District Information

1. Authorized School District Representative

Date Application Received by District

First Name

Last Name

Title

School District Name

Street Address

Mailing Address

City

State

ZIP

Phone Number

Fax Number

Mobile Number (optional)

Email Address

2. Does the district authorize the consultant to provide and obtain information related to this application? Yes No

SECTION 1: School District Information (continued)

3. Authorized School District Consultant (If Applicable)

First Name _____ Last Name _____

Title _____

Firm Name _____

Phone Number _____ Fax Number _____

Mobile Number (optional) _____ Email Address _____

4. On what date did the district determine this application complete?
5. Has the district determined that the electronic copy and hard copy are identical? Yes No

SECTION 2: Applicant Information

1. Authorized Company Representative (Applicant)

First Name _____ Last Name _____

Title _____ Organization _____

Street Address _____

Mailing Address _____

City _____ State _____ ZIP _____

Phone Number _____ Fax Number _____

Mobile Number (optional) _____ Business Email Address _____

2. Will a company official other than the authorized company representative be responsible for responding to future information requests? Yes No
- 2a. If yes, please fill out contact information for that person.

First Name _____ Last Name _____

Title _____ Organization _____

Street Address _____

Mailing Address _____

City _____ State _____ ZIP _____

Phone Number _____ Fax Number _____

Mobile Number (optional) _____ Business Email Address _____

3. Does the applicant authorize the consultant to provide and obtain information related to this application? Yes No

SECTION 2: Applicant Information (continued)

4. Authorized Company Consultant (If Applicable)

First Name _____ Last Name _____

Title _____

Firm Name _____

Phone Number _____ Fax Number _____

Business Email Address _____

SECTION 3: Fees and Payments

1. Has an application fee been paid to the school district? Yes No

The total fee shall be paid at time of the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.

1a. If yes, attach in **Tab 2** proof of application fee paid to the school district.

For the purpose of questions 2 and 3, "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.

2. 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 N/A

3. 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 N/A

SECTION 4: Business Applicant Information

1. What is the legal name of the applicant under which this application is made? _____

2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 (11 digits) _____

3. List the NAICS code _____

4. Is the applicant a party to any other pending or active Chapter 313 agreements? Yes No

4a. If yes, please list application number, name of school district and year of agreement

SECTION 5: Applicant Business Structure

1. Identify Business Organization of Applicant (corporation, limited liability corporation, etc) _____

2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)? Yes No

2a. If yes, attach in **Tab 3** a copy of Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.

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

4. Are all applicant members of the combined group current on all tax payments due to the State of Texas? Yes No N/A

5. If the answer to question 3 or 4 is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (If necessary, attach explanation in **Tab 3**)

SECTION 6: Eligibility Under Tax Code Chapter 313.024

1. Are you an entity subject to the tax under Tax Code, Chapter 171? Yes No
2. The property will be used for 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
 - (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051 Yes No
3. Are you requesting that any of the land be classified as qualified investment? Yes No
4. Will any of the proposed qualified investment be leased under a capitalized lease? Yes No
5. Will any of the proposed qualified investment be leased under an operating lease? Yes No
6. Are you including property that is owned by a person other than the applicant? Yes No
7. 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

SECTION 7: Project Description

1. In **Tab 4**, attach 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.
2. Check the project characteristics that apply to the proposed project:

<input type="checkbox"/> Land has no existing improvements	<input type="checkbox"/> Land has existing improvements (<i>complete Section 13</i>)
<input type="checkbox"/> Expansion of existing operation on the land (<i>complete Section 13</i>)	<input type="checkbox"/> Relocation within Texas

SECTION 8: Limitation as Determining Factor

1. Does the applicant currently own the land on which the proposed project will occur? Yes No
2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project? Yes No
3. Does the applicant have current business activities at the location where the proposed project will occur? Yes No
4. Has the applicant made public statements in SEC filings or other documents regarding its intentions regarding the proposed project location? Yes No
5. Has the applicant received any local or state permits for activities on the proposed project site? Yes No
6. Has the applicant received commitments for state or local incentives for activities at the proposed project site? Yes No
7. Is the applicant evaluating other locations not in Texas for the proposed project? Yes No
8. Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities? Yes No
9. Has the applicant provided information related to the applicant's inputs, transportation and markets for the proposed project? Yes No
10. Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas? Yes No

Chapter 313.026(e) states "the applicant may submit information to the Comptroller that would provide a basis for an affirmative determination under Subsection (c)(2)." If you answered "yes" to any of the questions in Section 8, attach supporting information in Tab 5.

Application for Appraised Value Limitation on Qualified Property

SECTION 9: Projected Timeline

1. Application approval by school board _____
 2. Commencement of construction _____
 3. Beginning of qualifying time period _____
 4. First year of limitation _____
 5. Begin hiring new employees _____
 6. Commencement of commercial operations _____
 7. 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.
8. When do you anticipate the new buildings or improvements will be placed in service? _____

SECTION 10: The Property

1. Identify county or counties in which the proposed project will be located _____
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property _____
3. Will this CAD be acting on behalf of another CAD to appraise this property? Yes No
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:

County: _____ <small>(Name, tax rate and percent of project)</small>	City: _____ <small>(Name, tax rate and percent of project)</small>
Hospital District: _____ <small>(Name, tax rate and percent of project)</small>	Water District: _____ <small>(Name, tax rate and percent of project)</small>
Other (describe): _____ <small>(Name, tax rate and percent of project)</small>	Other (describe): _____ <small>(Name, tax rate and percent of project)</small>
5. Is the project located entirely within the ISD listed in Section 1? Yes No
 - 5a. If no, attach in **Tab 6** additional information on the project scope and size to assist in the economic analysis.
6. Did you receive a determination from the Texas Economic Development and Tourism Office that this proposed project and at least one other project seeking a limitation agreement constitute a single unified project (SUP), as allowed in §313.024(d-2)? Yes No
 - 6a. If yes, attach in **Tab 6** supporting documentation from the Office of the Governor.

SECTION 11: 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 Subchapter B or Subchapter C, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's website at www.texasahead.org/tax_programs/chapter313/.

1. At the time of application, what is the estimated minimum qualified investment required for this school district? _____
2. What is the amount of appraised value limitation for which you are applying? _____

Note: The property value limitation amount is based on property values available at the time of application and may change prior to the execution of any final agreement.
3. Does the qualified investment meet the requirements of Tax Code §313.021(1)? Yes No
4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
 - a. 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 (**Tab 7**);
 - b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your minimum qualified investment (**Tab 7**); and
 - c. a detailed map of the qualified investment showing location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period, with vicinity map (**Tab 11**).
5. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or §313.053 for Subchapter C school districts) for the relevant school district category during the qualifying time period? Yes No

SECTION 12: Qualified Property

1. Attach a detailed description of the qualified property. [See §313.021(2)] (If qualified investment describes qualified property exactly, you may skip items a, b and c below.) The description must include:
 - 1a. 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 (Tab 8);
 - 1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (Tab 8); and
 - 1c. a map of the qualified property showing location of new buildings or new improvements with vicinity map (Tab 11).
2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)? Yes No
 - 2a. If yes, attach complete documentation including:
 - a. legal description of the land (Tab 9);
 - b. each existing appraisal parcel number of the land on which the new improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property (Tab 9);
 - c. owner (Tab 9);
 - d. the current taxable value of the land. Attach estimate if land is part of larger parcel (Tab 9); and
 - e. a detailed map showing the location of the land with vicinity map (Tab 11).
3. Is the land on which you propose new construction or new improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? Yes No
 - 3a. If yes, attach the applicable supporting documentation:
 - a. evidence that the area qualifies as a enterprise zone as defined by the Governor's Office (Tab 16);
 - b. legal description of reinvestment zone (Tab 16);
 - c. order, resolution or ordinance establishing the reinvestment zone (Tab 16);
 - d. guidelines and criteria for creating the zone (Tab 16); and
 - e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (Tab 11)
 - 3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date. What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone?

SECTION 13: Information on Property Not Eligible to Become Qualified Property

1. In Tab 10, attach a specific and detailed description of all **existing property**. This includes buildings and improvements existing as of the application review start date (the date the application is determined to be complete by the Comptroller). The description must provide sufficient detail to locate all existing property on the land that will be subject to the agreement and distinguish existing property from future proposed property.
2. In Tab 10, attach a specific and detailed description of all **proposed new property that will not become new improvements** as defined by TAC 9.1051. This includes proposed property that: functionally replaces existing or demolished/removed property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property; or is otherwise ineligible to become qualified property. The description must provide sufficient detail to distinguish existing property (question 1) and all proposed new property that cannot become qualified property from proposed qualified property that will be subject to the agreement (as described in Section 12 of this application).
3. For the property not eligible to become qualified property listed in response to questions 1 and 2 of this section, provide the following supporting information in Tab 10:
 - a. maps and/or detailed site plan;
 - b. surveys;
 - c. appraisal district values and parcel numbers;
 - d. inventory lists;
 - e. existing and proposed property lists;
 - f. model and serial numbers of existing property; or
 - g. other information of sufficient detail and description.
4. Total estimated market value of existing property (that property described in response to question 1): \$ _____
5. In Tab 10, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.
6. Total estimated market value of proposed property not eligible to become qualified property (that property described in response to question 2): \$ _____

Note: Investment for the property listed in question 2 may count towards qualified investment in Column C of Schedules A-1 and A-2, if it meets the requirements of 313.021(1). Such property cannot become qualified property on Schedule B.

Application for Appraised Value Limitation on Qualified Property

SECTION 14: Wage and Employment Information

1. 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)?
 2. What is the last complete calendar quarter before application review start date:
 First Quarter Second Quarter Third Quarter Fourth Quarter of _____
(year)
 3. 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 Texas Workforce Commission (TWC)?
- Note:** For job definitions see TAC §9.1051 and Tax Code §313.021(3).
4. What is the number of new qualifying jobs you are committing to create?
 5. What is the number of new non-qualifying jobs you are estimating you will create?
 6. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.
 7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. 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(21) and (22).
 - a. Average weekly wage for all jobs (all industries) in the county is
 - b. 110% of the average weekly wage for manufacturing jobs in the county is
 - c. 110% of the average weekly wage for manufacturing jobs in the region is
 8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? §313.021(5)(A) or §313.021(5)(B)
 9. What is the minimum required annual wage for each qualifying job based on the qualified property?
 10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property?
 11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No
 12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? Yes No
 - 12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).
 13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? Yes No
 - 13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

SECTION 15: Economic Impact

1. Complete and attach Schedules A1, A2, B, C, and D in **Tab 14**. Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.
2. Attach an Economic Impact Analysis, if supplied by other than the Comptroller's Office, in **Tab 15**. (*not required*)
3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**. **NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

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.

print here → Adrienne Burden Superintendent
Print Name (Authorized School District Representative) Title

sign here → [Signature] 8-10-16
Signature (Authorized School District Representative) Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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 and schedules 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.

print here → Paul Rapp Vice President
Print Name (Authorized Company Representative (Applicant)) Title

sign here → [Signature] 9 August 2016
Signature (Authorized Company Representative (Applicant)) Date

GIVEN under my hand and seal of office this, the

9th day of August 2016

[Signature]
Notary Public in and for the State of Texas Province of British Columbia

My Commission expires: unlimited

(Notary Seal)

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 Section 37.10.

SHANNON D. WEBBER
Notary Public in and for the
Province of British Columbia, Canada.
My commission is unlimited as to time.



APPLICATION TAB ORDER FOR REQUESTED ATTACHMENTS

TAB	ATTACHMENT
1	Pages 1 through 11 of Application
2	Proof of Payment of Application Fee
3	Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation <i>(if applicable)</i>
4	Detailed description of the project
5	Documentation to assist in determining if limitation is a determining factor
6	Description of how project is located in more than one district, including list of percentage in each district and, if determined to be a single unified project, documentation from the Office of the Governor <i>(if applicable)</i>
7	Description of Qualified Investment
8	Description of Qualified Property
9	Description of Land
10	Description of all property not eligible to become qualified property <i>(if applicable)</i>
11	<p>Maps that clearly show:</p> <ul style="list-style-type: none"> a) Project vicinity b) Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period c) Qualified property including location of new buildings or new improvements d) Existing property e) Land location within vicinity map f) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size <p>Note: Electronic maps should be high resolution files. Include map legends/markers.</p>
12	Request for Waiver of Job Creation Requirement and supporting information <i>(if applicable)</i>
13	Calculation of three possible wage requirements with TWC documentation
14	Schedules A1, A2, B, C and D completed and signed Economic Impact <i>(if applicable)</i>
15	Economic Impact Analysis, other payments made in the state or other economic information <i>(if applicable)</i>
16	<p>Description of Reinvestment or Enterprise Zone, including:</p> <ul style="list-style-type: none"> a) evidence that the area qualifies as a enterprise zone as defined by the Governor's Office b) legal description of reinvestment zone* c) order, resolution or ordinance establishing the reinvestment zone* d) guidelines and criteria for creating the zone* <p>* To be submitted with application or before date of final application approval by school board</p>
17	Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative <i>(applicant)</i>

Tab 2

Proof of Payment of Application Fee

Proof of payment attached.

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)*

Tab 3

Documentation of Combined Group Membership

Not applicable.

Tab 4

Detailed Description of the Project

Project Description

Flat Top Wind I, LLC is requesting an appraised value limitation (“AVL”) from Priddy Independent School District (PISD) for a proposed renewable energy project using wind turbines (the “Project”), located in Priddy ISD within Mills County and Comanche County, Texas. The Project spans four (4) school districts including Priddy ISD. This application covers property located only in Priddy ISD. A map showing the location of the project is included in Tab 11a. Mills and Comanche Counties each contain a Reinvestment Zone as defined in Section 311.005 of Chapter 311, Title 3, Texas Tax Code (see Tab 16 for documentation of Reinvestment Zone status). Current land use for the private property within the reinvestment zones consists of farming and ranching.

The property for which the applicant is requesting an AVL shall include, but not be limited to, the following: the above-referenced wind turbines, towers, and reinforced concrete slabs supporting the weight of each turbine tower; equipment and towers used to gather meteorological data; buried and overhead electrical conductor cables (including poles) used to transport electricity from the turbine towers to an electrical substation; the electrical substation and electrical conductor cables used to transport electricity away from the project site; buried and overhead communication cables; FAA-required wind turbine obstruction lighting; one or more operation and maintenance buildings used to store maintenance supplies, replacement parts and related equipment; and various appurtenant equipment and small items related to the above-listed tangible personal property. None of this property is covered under an existing appraisal district account number.

Qualified Property

The exact number of turbines and the size of each turbine may vary depending upon the wind turbines selected and the generating capacity of the completed project. Flat Top Wind I, LLC anticipates that the Project will have a capacity of between 150 and 200 megawatts (MW), comprised of 50 to 100 wind turbines with a nameplate generating capacity rating of 2.0 to 3.0 MW each. Depending on availability of specific turbine models, necessary equipment and power purchase agreements, up to 78 wind turbines will be installed in Priddy ISD. Flat Top Wind I, LLC anticipates that the value of the Project’s total investment in Priddy ISD will be approximately \$204.4 million.

Timeline

If the AVL application is approved, construction of the Project is proposed to begin in December 2016 and will take approximately twelve (12) to fifteen (15) months to complete. During construction, the Project will employ an estimated two hundred (200) construction workers at the Project site.

Flat Top Wind I, LLC Appraised Value Limitation projected timeline:

Application approval by school board – November 2016

Commencement of construction – December 2016 (pending approval of AVL application)

Beginning of Qualifying Time Period – November 2016

First year of limitation – 2018

Begin hiring employees – Fourth Quarter of 2016

Commencement of commercial operations – Fourth Quarter of 2017

New buildings or improvements placed in service – Fourth Quarter of 2017

Tab 5

Documentation to Assist in Determining if Limitation is a Determining Factor

Alterra Power Corp., a publicly traded corporation listed on the Toronto Stock Exchange (“Alterra”) owns the applicant, Flat Top Wind I, LLC, as part of its portfolio of renewable energy development assets. Typically, Alterra either develops a project from start to finish or, as is the case with Flat Top, purchases a project currently under development. Buying a project does not mean that Alterra will necessarily build the asset, but rather that it has the option to construct the project if the projected costs and revenues of the project reach Alterra’s internal hurdle rate. This is the case with Flat Top, which enjoys the same Production Tax Credit that all other wind projects in the US qualify for, but is in a state without a robust Renewable Portfolio Standard, which drives development of wind and solar in other states. To compete with project opportunities outside Texas, the Flat Top Wind Project needs the AVL in order to construct the Project. Alterra owns wind energy projects operating and under development throughout North America, and is actively pursuing development opportunities around the US and Canada in addition to the Project. Alterra acquired Flat Top from Pioneer Green Energy, LLC, and personnel from Pioneer Green will continue to assist Alterra with certain aspects of the Project’s development going forward.

Flat Top Wind I, LLC continues to face a highly competitive business landscape. When making investment decisions, Alterra looks for project locations that feature state incentives for renewable energy projects, strong renewable energy portfolio standards, and robust power markets that are supportive of renewable energy generation. At least 28 other counties in Texas have wind farms proposed, under construction, or currently operating. Alterra understands that at least one other wind farm has been proposed in Mills County and has pursued an AVL Agreement with PISD. Based on these factors, and when evaluated against other wind energy development projects in Alterra’s portfolio, Mills County emerges as a promising site for business investment.

The main determinant of a renewable energy project’s success is its ability to generate electricity at competitive rates. The price of the electricity generated by a renewable energy project is a function of the expense required to develop, construct, and operate the project. Property tax payments are one of the project’s largest recurring expenses and will significantly impact the project’s overall economics. The Flat Top Wind I project will compete with renewable energy projects throughout the US, and many of the Texas projects that Project must compete with for investment have received AVLS or other incentives. Securing the Chapter 313 AVL agreement with PISD will improve the project’s economic viability and allow it to compete with renewable energy projects in Texas and other states. Additionally, without the requested limitation, the Flat Top Wind I project will be unable to generate sufficient operating margins and net income necessary to obtain tax and sponsor equity investment. Such third-party investment is mandatory to finance the projected capital costs of approximately \$282M needed to fund the acquisition, construction and closing costs of the Flat Top Wind I project. Without the required third-party investment and being unable to generate sufficient operating margins, the Flat Top Wind Project will not reach commercial operations.

Alterra’s human and capital resources are limited and will be deployed to those projects that allow for the maximum return on investment. As such, the Project will be evaluated against projects that are being developed, or considered for acquisition, by Alterra in other parts of the US and Canada. Alterra

will devote resources to the Project only if it is economically competitive with the other projects it is developing. The AVL is a crucial component of that determination.

Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project?

Flat Top Wind I, LLC has entered into a variety of contracts and agreements that are typical during development of a wind energy project. Those contracts include lease and easement agreements with the Project's landowners; professional services agreements with environmental, radar and airspace, and other consultants for studies to assess and address the Project's potential impacts; professional services agreements for legal support; professional services agreements for title review and survey; professional services agreements for the installation, repair, and maintenance of the Project's meteorological monitoring equipment; professional services agreements for analysis of wind data collected at the site; an interconnection study agreement with the transmission service provider; and professional services agreements for preliminary engineering services. None of these contracts or agreements obligates Flat Top Wind I, LLC to develop, construct, or operate the Project in Mills County, PISD, or in any other location.

Does the applicant have current business activities at the location where the proposed project will occur?

The business activities that the agreements and contracts listed above represent will determine with greater certainty the feasibility of completing development of an economic renewable energy project in the Priddy ISD. These contracts and initial investments are preliminary in nature as Alterra and Flat Top Wind I, LLC have determined that a value limitation agreement with Priddy ISD is an essential economic driver to allow for the return on investment necessary to finance and construct the Flat Top Wind I project.

Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas?

The information provided in this Tab and throughout the application has been assembled to provide the reviewer with the best possible data on which to make an assessment and determination of the critical nature of the limitation on appraised value to the feasibility of the Flat Top Wind I project.

Tab 6

Description of Project Location in More than One District

The Project spans four (4) school districts: GISD, MISD, PISD, and CISD. The distribution of investment dollars, installed turbines, and installed electric generating capacity across the four school districts is described in the table below. Project infrastructure placed into service outside Priddy ISD is not subject to this application for appraised value limitation on qualified property in Priddy ISD.

Flat Top Wind I, LLC

District	Goldthwaite ISD	Mullin ISD	Priddy ISD	Comanche ISD	Total
Estimated Investment (\$)	23,400,000	23,400,000	204,400,000	30,800,000	282,000,000
Percentage per ISD	9.0%	9.0%	74.0%	8.0%	100.0%
Estimated Turbines Installed	9	9	74	8	100
Estimated Installed Capacity (MW)	18	18	148	16	200
Substation	0	0	1	0	1
Transmission Line (Miles)	0	0	2	10	12
Total Qualifying Jobs	0	1	5	0	6

Tab 7

Description of Qualified Investment

Project Description

Flat Top Wind I, LLC is requesting an appraised value limitation from Priddy Independent School District (PISD) for a proposed renewable energy project using wind turbines (the "Project"), located in Priddy ISD within Mills County and Comanche County, Texas. The Project spans four (4) school districts including Priddy ISD. This application covers property located only in Priddy ISD. A map showing the location of the project is included in Tab 11a. Mills and Comanche Counties each contain a Reinvestment Zone as defined in Section 311.005 of Chapter 311, Title 3, Texas Tax Code (see Tab 16 for documentation of Reinvestment Zone status). Current land use for the private property within the reinvestment zones consists of farming and ranching.

The property for which the applicant is requesting an appraised value limitation shall include, but not be limited to, the following: the above-referenced wind turbines, towers, and reinforced concrete slabs supporting the weight of each turbine tower; equipment and towers used to gather meteorological data; buried and overhead electrical conductor cables (including poles) used to transport electricity from the turbine towers to an electrical substation; the electrical substation and electrical conductor cables used to transport electricity away from the project site; buried and overhead communication cables; FAA-required wind turbine obstruction lighting; one or more operation and maintenance buildings used to store maintenance supplies, replacement parts and related equipment; and various appurtenant equipment and small items related to the above-listed tangible personal property. None of this property is covered under an existing appraisal district account number.

Qualified Property

The exact number of turbines and the size of each turbine may vary depending upon the wind turbines selected and the generating capacity of the completed project. Flat Top Wind I, LLC anticipates that the Project will have a capacity of between 150 and 200 megawatts (MW), comprised of 50 to 100 wind turbines with a nameplate generating capacity rating of 2.0 to 3.0 MW each. Depending on availability of the federal production tax credit, necessary equipment and power purchase agreements, up to 78 wind turbines will be installed in Priddy ISD. Flat Top Wind I, LLC anticipates that the value of the Project's total investment in Priddy ISD will be approximately \$204.4 million.

Tab 8

Description of Qualified Property

Please see Tab 7, which describes the Qualified Property in its entirety.

Tab 9

Description of Land

Flat Top Wind I, LLC has leased private property that consists primarily of ranch and farmland, all located in the project area shown in the maps in Tab 11. Legal descriptions of the property are located in Tab 9 of the confidential exhibits.

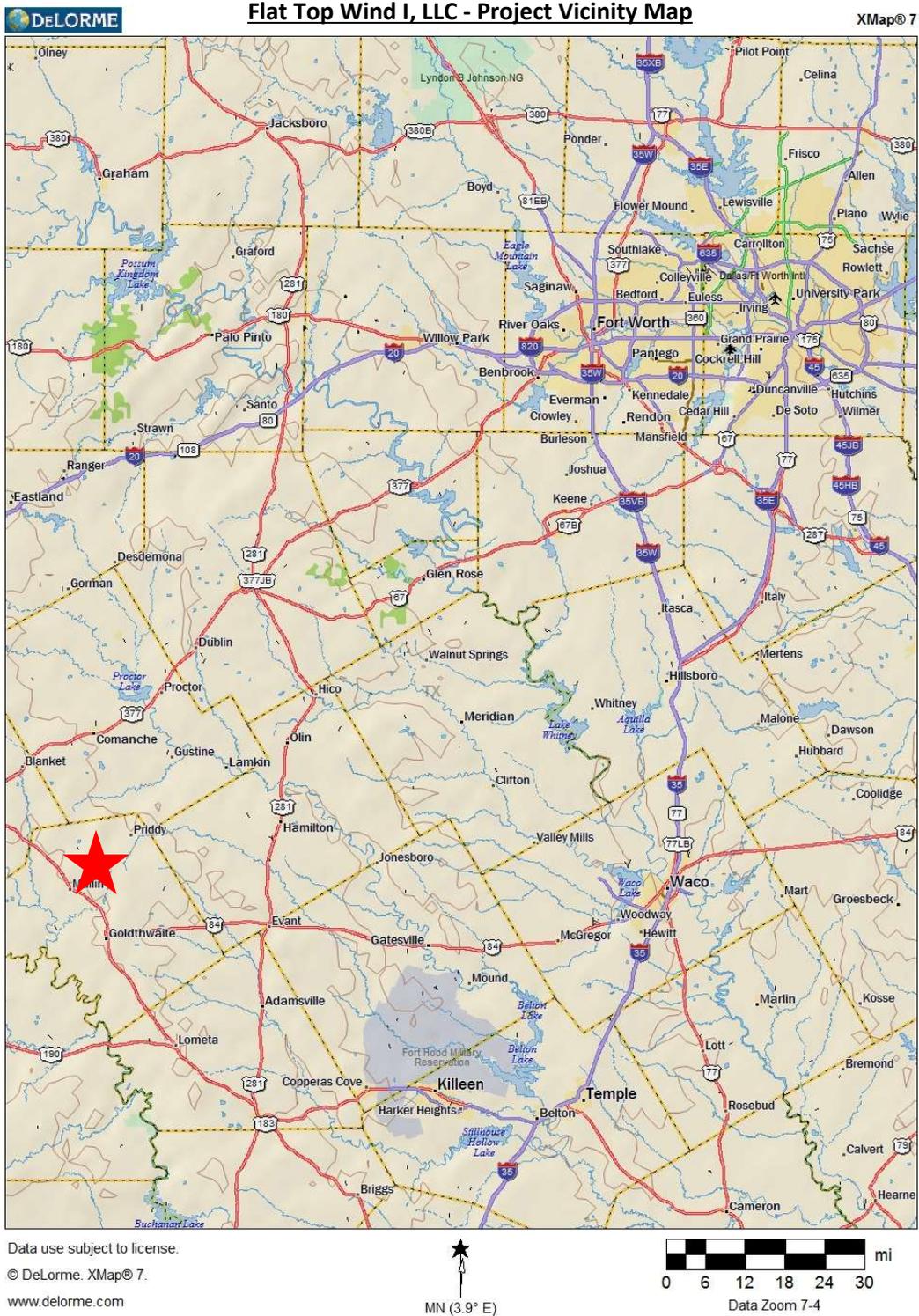
Tab 10

Description of All Property Not Eligible to Become Qualified Property

Not applicable.

Tab 11a

Map – Project Vicinity



Tab 11b

Map – Qualified Investment

CONFIDENTIAL

Tab 11c

Map – Qualified Property

See Map in Tab 11b.

Tab 11d

Map – Existing Property

Not applicable.

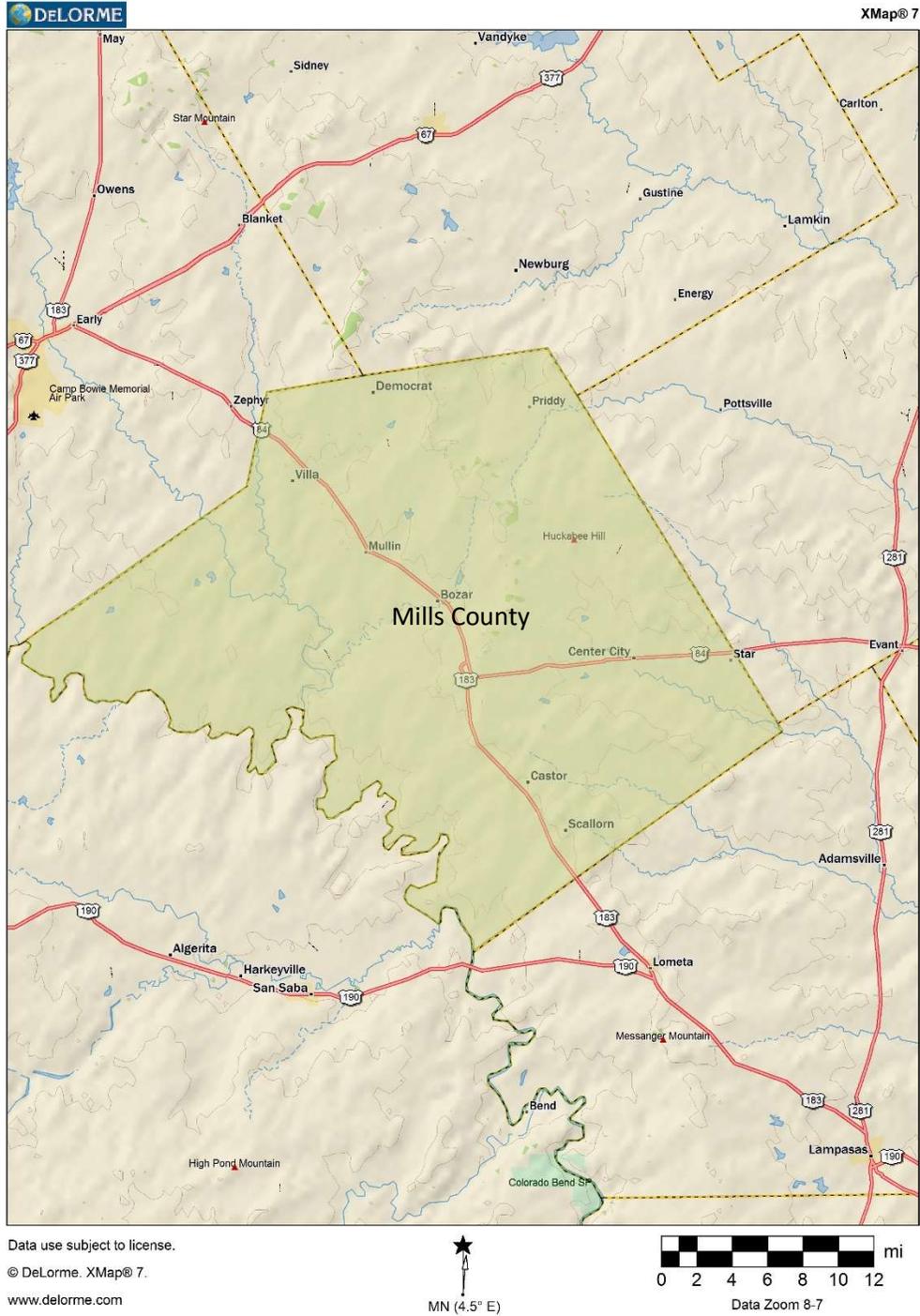
Tab 11e

Map – Land Location Within Vicinity Map

See Map in Tab 11a.

Tab 11f

Map¹ of Mills County Reinvestment Zone



¹ All of unincorporated Mills County is designated a Reinvestment Zone

Tab 12

Request for Waiver of Job Creation Requirement

August 8, 2016

Adrienne Burden
Priddy Independent School District
1375 SH 16 North, Priddy, TX 76870

Re: Request for Waiver of Job Creation Requirement for Flat Top Wind I, LLC

Dear Ms. Burden,

Flat Top Wind I, LLC requests that the Priddy Independent School District's Board of Trustees waive the job requirement provision as allowed by Section 313.025(f-1) of the Texas Tax Code regarding an application for an appraised value limitation on qualified property. According to this provision a school district's governing body may waive the job creation requirement in Sections 313.021(2)(A)(iv)(b) or 313.051(b) and approve an application if it makes a finding that the jobs creation requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility described in the application.

While wind energy generation projects create a large number of temporary jobs during construction, the long-term operational phase requires a relatively small number of highly-skilled technicians. These technicians conduct scheduled and unscheduled maintenance and repair work on the wind turbines, electrical collection system, substation, and other appurtenant infrastructure associated with a utility scale wind farm. Additional project-related full-time jobs may include a project manager and an asset manager, although these positions may or may not be located at the project site.

The number of jobs required to operate the facility depends on various factors, including the number, size, and type of turbine; the geographical size of the project site; and the turbine manufacturer's support and technical assistance. The table below illustrates the estimated investment, installed turbines, installed capacity in megawatts (MW), and qualifying jobs to be created by the Flat Top Wind Project (the "Project"). It is anticipated that the Project will create five (5) new, qualifying jobs to operate and maintain equipment at the Project site. Based on our experience and knowledge regarding staffing requirements for operating wind projects, this number of jobs is consistent with the industry standard number of full-time jobs, which is approximately 1 job for every 15 to 20 wind turbines installed.

Flat Top Wind I, LLC

District	Priddy ISD
Estimated Investment (\$)	204,400,000
Estimated Turbines Installed	74
Estimated Installed Capacity (MW)	148
Substation	1
Transmission Line (Miles)	2
Total Qualifying Jobs	5

According to econometric projections, and based on Flat Top Wind I, LLC's experience with existing operational wind projects in many areas of Texas, our investments in PISD will result in substantially increased local economic activity, in addition to creating new, indirect jobs in Mills County as well as other parts of the state.

The proposed wind project cannot meet the minimum requirement of 10 jobs per each school district in which the Project will be located. Accordingly, Flat Top Wind I, LLC requests that PISD find that the jobs creation requirement exceeds the industry standard and waive its requirement for the Project, in accordance with Chapter 313 of the Texas Tax Code.

Sincerely,



Paul Rapp

Vice President

Tab 13

Calculation of Two Possible Wage Requirements and Supporting Documentation

110% of Average Weekly Wage for manufacturing jobs in Mills County:

Mills County	Avg Weekly Wages
2nd Qtr 2015	\$522
3rd Qtr 2015	\$538
4th Qtr 2015	\$596
1st Qtr 2016	\$494
4Qtr Average Weekly Wage	\$538
110% of Avg Weekly Wage	\$591

110% of Average Weekly Wage for all industries in Mills County:

Mills County	Avg Weekly Wages
2nd Qtr 2015	\$627
3rd Qtr 2015	\$617
4th Qtr 2015	\$653
1st Qtr 2016	\$620
4Qtr Average Weekly Wage	\$629
110% of Avg Weekly Wage	\$692

110% of Average Annual Wage for manufacturing jobs in the Central Texas Council of Governments:

- $\$37,533 \times 110\% = \$41,286.30$

110% of Average Weekly Wage for manufacturing jobs in the Central Texas Council of Governments:

- $(\$37,533 \div 52 \text{ weeks}) \times 110\% = \793.97

**2015 Manufacturing Average Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas	\$24.41	\$50,778
1. Panhandle Regional Planning Commission	\$20.64	\$42,941
2. South Plains Association of Governments	\$17.50	\$36,408
3. NORTEX Regional Planning Commission	\$23.28	\$48,413
4. North Central Texas Council of Governments	\$25.03	\$52,068
5. Ark-Tex Council of Governments	\$18.46	\$38,398
6. East Texas Council of Governments	\$19.84	\$41,270
7. West Central Texas Council of Governments	\$19.84	\$41,257
8. Rio Grande Council of Governments	\$18.32	\$38,109
9. Permian Basin Regional Planning Commission	\$25.18	\$52,382
10. Concho Valley Council of Governments	\$18.80	\$39,106
11. Heart of Texas Council of Governments	\$21.41	\$44,526
12. Capital Area Council of Governments	\$29.98	\$62,363
13. Brazos Valley Council of Governments	\$18.78	\$39,057
14. Deep East Texas Council of Governments	\$17.30	\$35,993
15. South East Texas Regional Planning Commission	\$30.41	\$63,247
16. Houston-Galveston Area Council	\$26.44	\$54,985
17. Golden Crescent Regional Planning Commission	\$23.73	\$49,361
18. Alamo Area Council of Governments	\$19.96	\$41,516
19. South Texas Development Council	\$15.87	\$33,016
20. Coastal Bend Council of Governments	\$25.97	\$54,008
21. Lower Rio Grande Valley Development Council	\$16.17	\$33,634
22. Texoma Council of Governments	\$19.04	\$39,595
23. Central Texas Council of Governments	\$18.04	\$37,533
24. Middle Rio Grande Development Council	\$22.24	\$46,263

Source: Texas Occupational Employment and Wages

Data published: July 2016

Data published annually, next update will be July 31, 2017

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.

Tab 14

Schedules A1, A2, B, C, D

Schedule A1: Total Investment for Economic Impact (through the Qualifying Time Period)

Date **8/8/2016**
 Applicant Name **Fiat Top Wind I, LLC**
 ISD Name **Priddy ISD**

PROPERTY INVESTMENT AMOUNTS

					(Estimated Investment in each year. Do not put cumulative totals.)				
			Column A	Column B	Column C	Column D	Column E		
			New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Other new investment made during this year that will not become Qualified Property [SEE NOTE]	Other new investment made during this year that may become Qualified Property [SEE NOTE]	Other new investment made before filing complete application with district that may become Qualified Property [SEE NOTE]	Total Investment (Sum of Columns A+B+C+D)	
Investment made before filing complete application with district	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY						
Investment made after filing complete application with district	--	2016-2017	2016	-	-	-	-	-	-
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period				-	-	-	-	-	-
Complete tax years of qualifying time period				-	-	-	-	-	-
	QTP1	2017-2018	2017	204,400,000	-	-	-	-	204,400,000
	QTP2	2018-2019	2018	-	-	-	-	-	-
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				\$204,400,000	\$0	\$0	\$0	\$0	\$204,400,000
Total Qualified Investment (sum of green cells)				\$204,400,000					

For All Columns: List amount invested each year, not cumulative totals.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application. Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Total Investment: Add together each cell in a column and enter the sum in the blue total investment row. Enter the data from this row into the first row in Schedule A2.
 Qualified Investment: For the green qualified investment cell, enter the sum of all the green-shaded cells.

Applicant Name Flat Top Wind I, LLC
ISD Name Priddy ISD

PROPERTY INVESTMENT AMOUNTS

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

Total Investment from Schedule A1*	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A	Column B	Column C	Column D	Column E
				New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Other investment made during this year that will not become Qualified Property [SEE NOTE]	Other investment made during this year that will become Qualified Property [SEE NOTE]	Total Investment (A+B+C+D)
--				\$204,400,000	-	-	-	\$204,400,000
Each year prior to start of value limitation period**	0			-	-	-	-	-
Value limitation period***	1	2018-2019	2018	-	-	-	-	-
	2	2019-2020	2019	-	-	-	-	-
	3	2020-2021	2020	-	-	-	-	-
	4	2021-2022	2021	-	-	-	-	-
	5	2022-2023	2022	-	-	-	-	-
	6	2023-2024	2023	-	-	-	-	-
	7	2024-2025	2024	-	-	-	-	-
	8	2025-2026	2025	-	-	-	-	-
	9	2026-2027	2026	-	-	-	-	-
	10	2027-2028	2027	-	-	-	-	-
				Enter amounts from TOTAL row in Schedule A1 in the row below				
Total Investment made through limitation				\$204,400,000	-	-	-	\$204,400,000
Continue to maintain viable presence								
	11	2028-2029	2028					
	12	2029-2030	2029					
	13	2030-2031	2030					
	14	2031-2032	2031					
	15	2032-2033	2032					
	16	2033-2034	2033					
	17	2034-2035	2034					
	18	2035-2036	2035					
	19	2036-2037	2036					
	20	2037-2038	2037					
	21	2038-2039	2038					
	22	2039-2040	2039					
	23	2040-2041	2040					
	24	2041-2042	2041					
	25	2042-2043	2042					

* All investments made through the qualifying time period are captured and totaled on Schedule A1 [blue box] and incorporated into this schedule in the first row.

** Only investment made during deferrals of the start of the limitation (after the end of qualifying time period but before the start of the Value Limitation Period) should be included in the "year prior to start of value limitation period" row(s). If the limitation starts at the end of the qualifying time period or the qualifying time period overlaps the limitation, no investment should be included on this line.

*** If your qualifying time period will overlap your value limitation period, do not also include investment made during the qualifying time period in years 1 and/or 2 of the value limitation period, depending on the overlap. Only include investments/years that were not captured on Schedule A1.

For All Columns: List amount invested each year, not cumulative totals. Only include investments in the remaining rows of Schedule A2 that were not captured on Schedule A1.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application. Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Schedule B: Estimated Market And Taxable Value (of Qualified Property Only)

Date: 8/8/2016
 Applicant Name: Flat Top Wind I, LLC
 ISD Name: Priddy ISD

Form 50-296A
 Rev/Sec'd May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property			Estimated Taxable Value		
				Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Market Value less any exemptions (such as pollution control) and before limitation	Final taxable value for IRS after all reductions	Final taxable value for M&O after all reductions
Value Limitation Period	0	2017-2018	2017	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	1	2018-2019	2018	\$ -	\$ -	\$ 204,400,000	\$ 204,400,000	\$ 204,400,000	\$ 15,000,000
	2	2019-2020	2019	\$ -	\$ -	\$ 196,224,000	\$ 196,224,000	\$ 196,224,000	\$ 15,000,000
	3	2020-2021	2020	\$ -	\$ -	\$ 188,375,040	\$ 188,375,040	\$ 188,375,040	\$ 15,000,000
	4	2021-2022	2021	\$ -	\$ -	\$ 180,840,038	\$ 180,840,038	\$ 180,840,038	\$ 15,000,000
	5	2022-2023	2022	\$ -	\$ -	\$ 173,606,437	\$ 173,606,437	\$ 173,606,437	\$ 15,000,000
	6	2023-2024	2023	\$ -	\$ -	\$ 166,662,179	\$ 166,662,179	\$ 166,662,179	\$ 15,000,000
	7	2024-2025	2024	\$ -	\$ -	\$ 159,995,692	\$ 159,995,692	\$ 159,995,692	\$ 15,000,000
	8	2025-2026	2025	\$ -	\$ -	\$ 153,595,865	\$ 153,595,865	\$ 153,595,865	\$ 15,000,000
	9	2026-2027	2026	\$ -	\$ -	\$ 147,452,030	\$ 147,452,030	\$ 147,452,030	\$ 15,000,000
10	2027-2028	2027	\$ -	\$ -	\$ 141,553,949	\$ 141,553,949	\$ 141,553,949	\$ 15,000,000	
11	2028-2029	2028	\$ -	\$ -	\$ 135,891,791	\$ 135,891,791	\$ 135,891,791	\$ 135,891,791	
12	2029-2030	2029	\$ -	\$ -	\$ 130,456,119	\$ 130,456,119	\$ 130,456,119	\$ 130,456,119	
13	2030-2031	2030	\$ -	\$ -	\$ 125,237,874	\$ 125,237,874	\$ 125,237,874	\$ 125,237,874	
14	2031-2032	2031	\$ -	\$ -	\$ 120,228,359	\$ 120,228,359	\$ 120,228,359	\$ 120,228,359	
15	2032-2033	2032	\$ -	\$ -	\$ 115,419,225	\$ 115,419,225	\$ 115,419,225	\$ 115,419,225	
16	2033-2034	2033	\$ -	\$ -	\$ 110,802,456	\$ 110,802,456	\$ 110,802,456	\$ 110,802,456	
17	2034-2035	2034	\$ -	\$ -	\$ 106,370,358	\$ 106,370,358	\$ 106,370,358	\$ 106,370,358	
18	2035-2036	2035	\$ -	\$ -	\$ 102,115,543	\$ 102,115,543	\$ 102,115,543	\$ 102,115,543	
19	2036-2037	2036	\$ -	\$ -	\$ 98,030,922	\$ 98,030,922	\$ 98,030,922	\$ 98,030,922	
20	2037-2038	2037	\$ -	\$ -	\$ 94,109,685	\$ 94,109,685	\$ 94,109,685	\$ 94,109,685	
21	2038-2039	2038	\$ -	\$ -	\$ 90,345,297	\$ 90,345,297	\$ 90,345,297	\$ 90,345,297	
22	2039-2040	2039	\$ -	\$ -	\$ 86,731,486	\$ 86,731,486	\$ 86,731,486	\$ 86,731,486	
23	2040-2041	2040	\$ -	\$ -	\$ 83,262,226	\$ 83,262,226	\$ 83,262,226	\$ 83,262,226	
24	2041-2042	2041	\$ -	\$ -	\$ 79,931,737	\$ 79,931,737	\$ 79,931,737	\$ 79,931,737	
25	2042-2043	2042	\$ -	\$ -	\$ 76,734,468	\$ 76,734,468	\$ 76,734,468	\$ 76,734,468	

Additional years for 25 year economic impact as required by 313.026(c)(1)

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.
 Only include market value for eligible property on this schedule.

Schedule C: Employment Information

Date 8/8/2016
 Applicant Name Flat Top Wind I, LLC
 ISD Name Priddy ISD

Form 50-296A
 Revised May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Construction		Non-Qualifying Jobs		Qualifying Jobs	
				Number of Construction FTE's or man-hours (specify)	Average annual wage rates for construction workers	Column C	Column D	Column E	
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2017-2018	2017	200 FTE	\$41,286	0	5	\$41,286	
Value Limitation Period The qualifying time period could overlap the value limitation period.	1	2018-2019	2018				5	\$41,286	
	2	2019-2020	2019				5	\$41,286	
	3	2020-2021	2020				5	\$41,286	
	4	2021-2022	2021				5	\$41,286	
	5	2022-2023	2022				5	\$41,286	
	6	2023-2024	2023				5	\$41,286	
	7	2024-2025	2024				5	\$41,286	
	8	2025-2026	2025				5	\$41,286	
	9	2026-2027	2026				5	\$41,286	
	10	2027-2028	2027				5	\$41,286	
Years Following Value Limitation Period	11 through 25	2028-2043	2027-2042				5	\$41,286	

Notes: See TAC 9.1051 for definition of non-qualifying jobs.
 Only include jobs on the project site in this school district.

- C1.** Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25) Yes No
- If yes, answer the following two questions:
- C1a.** Will the applicant request a job waiver, as provided under 313.025(f-1)? Yes No
- C1b.** Will the applicant avail itself of the provision in 313.021(3)(F)? Yes No

Date

8/8/2016

Schedule D: Other Incentives (Estimated)

Applicant Name

Flat Top Wind I, LLC

Form 50-296A

ISD Name

Priddy ISD

Revised May 2014

State and Local Incentives for which the Applicant intends to apply (Estimated)						
Incentive Description	Taxing Entity (as applicable)	Beginning Year of Benefit	Duration of Benefit	Annual Tax Levy without Incentive	Annual Incentive	Annual Net Tax Levy
Tax Code Chapter 311	County: N/A City: N/A Other: N/A	N/A				
Tax Code Chapter 312	County: Mills Other: Mills Road and Bridge	2018	10 Years	Average Levy: \$1,258,747	See below	Average Levy = \$668,590
	County: Comanche (intended, not complete)	2018	10 Years	Average Levy: \$221,058	See below	Average Levy = \$103,942
	Other: Comanche Hospital (intended, not complete)	2018	10 Years	Average Levy: \$170,970	See below	Average Levy = \$25,645
	County: N/A	N/A		Average Levy: \$133,281	See below	Average Levy = \$22,700
Local Government Code Chapters 380/381	City: N/A Other: N/A	N/A				
Freeport Exemptions		N/A				
Non-Annexation Agreements		N/A				
Enterprise Zone/Project		N/A				
Economic Development Corporation		N/A				
Texas Enterprise Fund		N/A				
Employee Recruitment		N/A				
Skills Development Fund		N/A				
Training Facility Space and Equipment		N/A				
Infrastructure Incentives		N/A				
Permitting Assistance		N/A				
Other:		N/A				
Other:		N/A				
Other:		N/A				
TOTAL				\$1,784,056		\$820,877

Additional information on incentives for this project:

Mills County Terms: Years 1 - 5: 60% abatement; Years 6 - 10, 40% abatement; includes Road and Bridge

Comanche County Expected Terms: 85% over 10 years; includes Comanche Hospital

Tab 15

Economic Impact Analysis

Not Applicable

Tab 16

Description of Reinvestment or Enterprise Zone

Attached are the following describing the Mills County and Comanche County Reinvestment Zones:

- “Guidelines and Criteria for Granting Tax Abatement in Reinvestment Zones Created in the Jurisdiction of Mills County, Texas”, resolution passed June 22, 2015.
- “An Order of the Commissioners Court of Mills County, Texas Designating All Real Property Within Unincorporated Mills County, Texas as a Reinvestment Zone Under Chapter 312 of the Texas Tax Code”, order passed July 17, 2015. (Includes legal description of Mills County provided by GLO)
- Map of the Mills County Reinvestment Zone, which comprises all of unincorporated Mills County as described in the above Order.
- “Resolution Declaring Comanche County, Texas Eligible to Participate in Tax Abatement Agreements and Adopting Tax Abatement Guidelines and Criteria,” resolution passed July 22, 2013.
- “Order Approving Motion for Designation of Reinvestment Zone,” order passed September 9, 2013 (Includes legal description of Reinvestment Zone)
- Map of the “Logan’s Reinvestment Zone No. 1” in Comanche County.

Resolution

GUIDELINES AND CRITERIA FOR GRANTING TAX ABATEMENT IN REINVESTMENT ZONES CREATED IN THE JURISDICTION OF MILLS COUNTY, TEXAS.

WHEREAS, the creation and retention of job opportunities that bring new wealth is one of the highest civic priorities; and,

WHEREAS, new jobs and investments will benefit the area economy, provide needed opportunities, strengthen the real estate market, and generate tax revenue to support local services; and,

WHEREAS, Mills County must compete with other localities across the nation currently offering tax inducements to attract new and modernization projects; and,

WHEREAS, any tax incentives offered in Mills County would reduce needed tax revenue unless these tax incentives are strictly limited in application to those new and existing industries that bring new wealth to the community; and,

WHEREAS, the abatement of property taxes, when offered to attract primary jobs in industries that bring in money from outside a community instead of merely recirculation dollars within a community, has been shown to be an effective method of enhancing and diversifying an area's economy; and,

WHEREAS, Texas laws requires any eligible taxing jurisdiction to establish guidelines and criteria as to eligibility for tax abatement agreements prior to the granting of any future tax abatement, which guidelines and criteria are to remain unchanged for a two-year period unless amended by minimum votes, as provided by said state law; and,

WHEREAS, these guidelines and criteria shall not be constructed as implying or suggesting that the County of Mills, or any other taxing jurisdiction, is under any obligation to provide tax abatement or other incentives to any applicant, and all applicants shall be considered on a case-by-case basis; and,

WHEREAS, these guidelines and criteria are approved for circulation to all affected taxing jurisdiction for consideration as a common policy for all jurisdictions that choose to participate in tax abatement agreements;

NOW THEREFORE BE IT RESOLVED THAT, said guidelines and criteria are as follows:

Sec. 1. Definitions

(a) "Abatement" means the full or partial exemption from ad valorem taxes of certain real property, and certain personal property, in a reinvestment zone designated by the County of Mills for economic development purposes.

(b) "Affected jurisdiction" means the County of Mills, and any other taxing jurisdiction with any substantial parts of its area located in Mills County; and that levies ad valorem taxes and

provides services to property located in said County; and that chooses to participate in tax abatement agreements by, or pursuant to, these guidelines.

(c) "Agreement" means a contractual agreement between a property owner or lessee, or both, and an affected jurisdiction for the purposes of tax abatement.

(d) "Base year value" means the assessed value of eligible property January 1 preceding the execution of the agreement, plus the agreed-upon value of eligible property improvements made after January 1 but before the execution of the agreement.

(e) "Deferred maintenance" means improvements necessary for continued operations that do not improve productivity or alter the process technology.

(f) "Distribution Center Facility" means permanent buildings and structures, including fixed machinery and equipment, used or to be used, primarily to receive, store, service, or distribute goods or materials owned by the facility operator.

(g) "Expansion" means the addition of permanent building and structures, fixed machinery and equipment for purposes of increasing production capacity.

(h) "Facility" means property improvements completed or in the process of construction that together comprise an integral whole.

(i) "Manufacturing Facility" means permanent buildings and structures, including fixed machinery and equipment, the primary purpose of which is or will be the manufacture of tangible goods or materials or the processing of such goods or materials by physical or chemical change.

(j) "Modernization" means a complete or partial demolition of facilities and the complete or partial reconstruction or installation of a facility of similar or expanded production capacity. Modernization may result from the construction, alteration, or installation of permanent buildings and structures, alteration, or installation of permanent buildings and structures, fixed machinery and equipment. Modernization shall include improvements for the purposes of increasing productivity or updating the technology of machinery or equipment or both.

(k) "New Facility" means a property previously undeveloped that is placed into service by means other than by, or in conjunction with, expansion or modernization.

(l) "Other basic industry" means permanent buildings and structures, including fixed machinery and equipment not elsewhere described, used or to be used, for the production of products or services that primarily serve a market that result in the creation of new permanent jobs, and that bring in new wealth.

(m) "Productive life" means the number of years a property improvement is expected to be in service in a facility.

(n) "Regional entertainment facility" means permanent buildings and structures, including fixed machinery and equipment, used or to be used to provide entertainment through the admission of the general public.

(o) "Research facility" means permanent buildings and structures, including fixed machinery and equipment, used or to be used primarily for the research or experimentation to improve or develop new tangible goods or materials or to improve or develop the production processes thereto.

(p) "Regional service facility" means permanent buildings and structures, including fixed machinery and equipment, used or to be used, to service goods.

(q) "Renewable Energy Resource" means a resource which produces energy derived from renewable energy technologies, as defined in PUC Substantive Rule 25.5.

Sec. 2. Criteria for Abatement and Designation a Reinvestment Zone.

(a) Authorized facility. A facility may be eligible for abatement if it is a manufacturing facility, research facility, distribution center or regional service facility, regional entertainment facility, renewable energy resource, or other basic industry.

(b) Creation of new value. Abatement may be granted only for the additional value of eligible property improvements made subsequent to, and specified in, an abatement agreement between Mills County and the property owner or lessee, subject to such limitation as Mills County may require.

(c) New and existing facilities. Abatement may be for new facilities and improvements to existing facilities purposes of modernization or expansion.

(d) Eligible property. Abatement may be extended to the value of permanent buildings and structures, fixed machinery and equipment, and certain other personal property, site improvements, and office space and related fixed improvements necessary to the operation and administration of the facility.

(e) Ineligible property. The following types of property shall be fully taxable and ineligible for abatement: land; inventories; supplies; housing; hotel accommodations; deferred maintenance investments; property to be rented or leased, except as provided in Section 2 (f); improvements for the generation or transmission of electrical energy not wholly consumed by a new facility or expansion; any improvements, including those to produce, store or distribute natural gas, fluids or gases, that are not integral to the operation of the facility; property owned or used by the State of Texas or its political subdivision or by any organization owned, operated, or directed by a political subdivision of the State of Texas.

(f) Owned and Leased Facilities. If a leased facility is granted abatement, the agreement shall be executed with the lessor and the lessee.

(g) Value and term of abatement. A tax abatement agreement granted by Mills County shall be up to but not exceeding ten (10) years in duration and up to but not exceeding 100% of the ad valorem property taxes assessed.

(h) Economic qualification. In order to be eligible to receive tax abatement the planned improvement:

(1) must be expected to prevent the loss of employment, retain employment, or create employment on a permanent basis.

(2) must not be expected to solely or primarily have the effect of transferring employment from one part of the County of Mills to another; and,

(i) Existing business. Recognizing the importance of cosmetic improvements to the community of those existing businesses that modernize or expand over and above normal repair and upkeep, they may be granted a two-year tax abatement of the amount of value the facility is increased. (If a business has a building appraised at \$50,000.00 and modernization or expansion changes the appraised value to \$100,000.00, \$50,000.00 of the new value could be abated for two years beginning January 1 after the year completed.)

(j) Taxability. From the execution of the abatement agreement to the end of the agreement period taxes shall be assessed as follows:

(1) the value of ineligible property as provided in Section 2 (e) shall be fully taxable; and,

(2) the base year value of existing eligible property as determined each year shall be fully taxable; and,

(3) The additional value of new eligible property shall be taxable in the manner described in Section 2(g, h, & i).

Sec. 3. Application and Hearing

(a) Any present or potential owner of taxable property in the jurisdiction of the Taxing Entities of the County of Mills, Texas may request tax abatement by filing a written request with the Mills County Commissioners Court.

(b) The application shall consist of a completed application form accompanied by: a general description of the proposed use and the general nature and extent of the modernization, expansion, or new improvements to be undertaken; a descriptive list of the improvements that will be a part of the facility; a map and property description; and a time schedule for undertaking and completing the planned improvements.

In the case of modernization, a statement of the assessed value of the facility, separately stated for real and personal property, shall be give for the tax year immediately preceding the application. The application form may require any financial and other information that may be appropriate for evaluating the financial capacity of the applicant and any other factors.

(c) After receipt of an application, the Commissioners Court shall determine within forty-five (45) days how to proceed with the application. Within this time frame, the Commissioners Court shall choose either to deny the application, consider the application, or consider the application on an expedited basis.

(d) Consideration of Application. If the County determines that the application should be further considered, then the County Judge shall schedule a hearing to obtain public input on the application. At least seven (7) days prior to the hearing, the County must send written notice to the presiding officers of all taxing units with jurisdiction over the property for which an abatement is sought and must publish notice of the hearing time, place and subject in the local newspaper. At the hearing the commissioners Court evaluates the application against the criteria in Section 2 and decides whether to designate the property for which an abatement is sought as a reinvestment zone. If the reinvestment zone is not designated, the application fails, although it may be amended and resubmitted. If the reinvestment zone is designated, the Commissioners Court shall pass an order to that effect and may then arrange to consider for approval the tax abatement agreement between the applicant and the County at its next regularly scheduled meeting. At least seven (7) days prior to entering into a tax abatement agreement, the County must give written notice of its intent to do so to the presiding officers of all taxing units with jurisdiction over the property for which an abatement is sought, along with a copy of the proposed tax abatement agreement. At the regularly scheduled meeting, the Commissioners Court may finally vote by simple majority to enter into the tax abatement agreement or to decline. An approved tax abatement agreement may be executed in the same manner as other contracts made by the County.

(e) Expedited Consideration of Application. If the County determines that the application should receive expedited consideration, then the County Judge shall schedule an opportunity to obtain public input on the application at the Commissioners Court's next meeting. At least seven (7) days prior to the meeting, the County must send written notice to the presiding officers of all taxing units with jurisdiction over the property for which an abatement is sought and must publish notice of the hearing time, place and subject in the local newspaper. Also at this time, the County must give written notice of its intent to enter into a tax abatement agreement to the presiding officers of all taxing units with jurisdiction over the property for which the abatement is sought, along with a copy of the proposed tax abatement agreement. During the Commissioners Court meeting, the Commissioners Court shall evaluate the application against the criteria in Sections 2 and shall decide whether to designate the property for which the abatement is sought as a reinvestment zone. If the reinvestment zone is designated, the Commissioners Court shall pass an order to that effect and may then immediately consider for approval the tax abatement agreement between the applicant and the County. After consideration, the Commissioners Court may finally vote by simple majority to enter into the tax abatement agreement, or the decline. An approved tax abatement agreement may be executed in the same manner as other contracts made by the County.

(f) Confidentiality. As required by Section 312.003 of the Texas Tax Code, information that is provided to the County in connection with an application or a request for a tax abatement under this chapter that describes the specific processes or business activities to be conducted or

the equipment or other property to be located on the property for which the abatement is sought is confidential and not subject to public disclosure until the tax abatement is executed.

(g) When the abatement is disapproved, an applicant may be granted a review, or rehearing, in which a new application and hearing may be required.

(h) Tax abatement may not be approved if the County finds that the application therefore was filed after the commencement of the construction, alteration, or installation of improvements related to a proposed modernization, expansion, or new facility.

(i) Request for variance from the provisions of Section 2 may be made in written form to the Commissioners Court of Mills County. Such request shall include all the items listed in Section 3 (b) above, together with a complete description of the circumstances that prompt the applicant to request variance. The approval process for a variance shall be identical to that for a standard application and may be supplemented by such additional requirements as may be deemed necessary by the County.

Sec. 4. Standards for denying Approval of Abatement.

(a) If any affected jurisdiction is able to conclusively show cause in the public hearing why the granting of the abatement will have a substantial adverse effect on its bonds, tax revenue, service capacity, or the providing of services, Mills County shall deny the approval of abatement.

(b) An abatement agreement shall not be granted if it is determined that:

(1) there would be substantial adverse effect on the providing of government services or tax bases;

(2) the applicant has insufficient financial capacity;

(3) planned or potential use of the property would constitute a hazard to public safety, health, or morals; or,

(4) codes or laws would be violated.

Sec. 5. Effect of Approval of Application

Mills County Commissioners Court acts only for the taxing entity of Mills County and for no other taxing entity within Mills County. The County's approval or disapproval of an application has no effect on any other taxing entity within the jurisdiction or their right to approve or disapprove an application. Only the governing bodies of the effected jurisdictions may grant tax abatements, and enter into tax abatement agreements with applicants.

Sec. 6. Tax Abatement Agreements

The Mills County Commissioners Court after approval of an application shall enter into an agreement with the applicant. Such agreements shall be executed with the owner of the facility, and with the lessee when required. Such agreements shall include:

- (1) the estimated value to be abated and the base year value;
- (2) the percentage of value to be abated each year as provided in Sec. 2 (g, h, & i);
- (3) the commencement date and the termination date of abatement;
- (4) the proposed use of the facility, nature of construction, time schedule, map, property description, and improvements list as provided in application, Section 3 (b);
- (5) contractual obligations in the event of default, violation of terms or conditions, delinquent taxes recapture, administration, and assignment as provided in Sections 2 (a), 2 (f), 2 (g, h, & i), 7, 8, and 9.
- (6) size of investment and average number of jobs involved. Such agreement shall normally be executed within 30 days after the applicant has forwarded all necessary information and documentation to the County; and
- (7) the agreement shall stipulate that employees, or designated representatives, or both, of Mills County will have access to the reinvestment zone during the terms of the abatement to inspect the facility to determine if the terms and conditions of the agreement are being met. All inspections will be made only after the giving of 24 hours prior notice and will be conducted in such a manner that they will not unreasonably interfere with the construction or operation or both of the facility. All inspections will be made in the presence of one or more representatives of the company or individual and in accordance with the safety standards of the company or individual.

Sec. 7 Recapture

(a) If the facility is completed and begins producing products or services, but subsequently discontinues producing products or services for any reason excepting fire, explosion, or other casualty or accident or natural disaster, for a period of one year during the abatement period, then the agreement shall terminate and so shall the abatement of the taxes for the calendar year during which the facility no longer produces. The taxes otherwise abated for that calendar year shall be paid to the affected jurisdiction within 60 days from the date of termination.

(b) If the Mills County Commissioners Court determines that the company or individual is in default according to the terms and conditions of its agreement, the Commissioners Court shall notify the company or individual in writing at the address stated in the agreement, and if such default is not cured within 60 days from the date of such notice ("cure period") , then the agreement may be terminated.

(c) If the company or individual (1) allows its ad valorem taxes owed to the County of Mills, or any other taxing entity in Mills County, to become delinquent and fails to timely and properly follow the legal procedures for their protest or contest or both; or (2) violates any of the terms and conditions of the abatement agreement and fails to cure during the cure-period, the agreement may then be terminated, and all taxes previously abated by virtue of the agreement will be recaptured and paid within 60 days of the termination.

Sec. 8. Administration

(a) The Chief Appraiser of the Mills County Appraisal District shall annually determine an assessment of the real and personal property comprising the reinvestment zone. Each year, any company or individual receiving abatement shall furnish the assessor with such information as may be necessary for the abatement. Once value has been established, the chief appraiser shall notify the affected jurisdictions that levy taxes of the amount of the assessment.

(b) Upon completion of construction, a designated representative of Mills County shall annually value each facility receiving abatement to insure compliance with the agreement and shall make a report to the Commissioners Court regarding the findings of each evaluation.

Sec. 9. Assignment

Abatement may be transferred and assigned by the holder to a new owner or lessee of the same facility upon the approval by resolution of the affected jurisdiction, subject to the financial capacity of the assignee and provided that all conditions and obligations in the abatement agreement are guaranteed by the execution of a new contractual agreement with the affected jurisdiction. No assignment or transfer shall be approved if the parties to the existing agreement, the new owner, or the new lessee are liable to any taxing entity in Mills County for outstanding delinquent taxes or other obligations. Approval shall not be unreasonably withheld.

Sec. 10. Sunset Provision

The guidelines and criteria are effective upon the date of their adoption and will remain in force for two years unless amended by a three-quarters vote of the Mills County Commissioners Court, at which time the tax abatement contracts created according to these provisions will be reviewed to determine whether or not the goals have been achieved. Based on that review, the guidelines and criteria may be further modified, renewed or eliminated.

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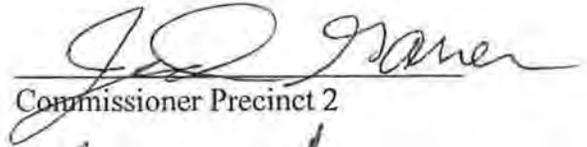
Moved, Seconded, and Passed Unanimously, This the 22 day of June 2015.



Mills County Judge



Commissioner Precinct 1



Commissioner Precinct 2



Commissioner Precinct 3



Commissioner Precinct 4

ATTEST:



Mills County/District Clerk



MILLS COUNTY TAX ABATEMENT APPLICATION
FOR
ECONOMIC DEVELOPMENT INCENTIVES

PROPERTY/PROJECT DESCRIPTION

1. Property Owner _____

Mailing Address _____

Telephone _____

2. Project Sponsor _____

(If different than property owner)

Mailing address _____

Telephone _____

3. Applicant's Representative _____

Telephone _____

4. Property Address _____

Legal Description _____

(provide attachment if by metes and bounds)

5. Located within: (School or other taxing district): _____

6. Description of Project: _____

7. Date (s) projected for occupation of project/initiation of operations: _____

8. Employment Impact

a. How many jobs will be brought to Mills County? _____

b. What types of jobs will be created? _____

c. What will the total annual payroll be? _____

9. Fiscal Impact

a. How much real and personal property value will be added to the tax roles?

b. How much direct sales tax will be generated? _____

c. How will this project affect existing business and/or office facilities?

d. What infrastructure construction would be required?

e. What is the total annual operation budget of this facility projected to be?

10. Community Impact:

a. What effect would the project have on the local housing market?

b. What environmental impact, if any, will be created by the project?

11. Type and value of incentive requested: _____

ORDER

AN ORDER OF THE COMMISSIONERS COURT OF MILLS COUNTY, TEXAS DESIGNATING ALL REAL PROPERTY WITHIN UNINCORPORATED MILLS COUNTY, TEXAS AS A REINVESTMENT ZONE UNDER CHAPTER 312 OF THE TEXAS TAX CODE

WHEREAS in conformity with Chapter 312 of the Texas Tax Code and the GUIDELINES AND CRITERIA GOVERNING TAX ABATEMENT (hereinafter "the Guidelines"), the Commissioners Court of Mills County has conducted a public hearing on 7/17, 2015 to consider the designation of all real property within the unincorporated geographic area consisting of 700 square miles more or less not including incorporated areas of Mills County, more particularly described as the Reinvestment Zone Number One with property descriptions contained in Exhibit "A", (hereinafter "the property") as a reinvestment zone under the said chapter; and

WHEREAS Chapter 312 and the Guidelines require that certain findings of fact be entered in order to designate a reinvestment zone;

WHEREAS, the Commissioners' Court of Mills County: Texas finds that the designation of the area as a reinvestment zone would contribute to the creation of new primary employment, and

WHEREAS, the Commissioners' Court of Mills County finds that the designation of the area as a reinvestment zone would contribute to the economic development of Mills County, Texas; and

WHEREAS, the Commissioners' Court of Mills County finds that the designation of the area as a reinvestment zone that would be a "benefit" to the property to be included in the zone; and

WHEREAS, the Commissioners' Court finds that the area to be designated as a reinvestment zone is not within the taxing jurisdiction of any municipality

WHEREAS the Commissioners' Court of Mills County has made the findings of fact necessary to designate the property as a reinvestment zone; and

WHEREAS a form of a Tax Abatement agreement is attached hereto as Exhibit "B".

NOW, THEREFORE BE IT ORDERED BY THE COMMISSIONERS' COURT OF MILLS COUNTY, TEXAS

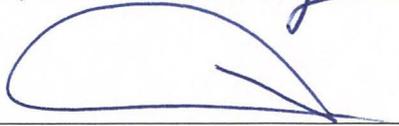
Section 1. That the findings and recitals in the preamble to this Order are found to be true and correct and hereby RATIFIED, APPROVED, AND ADOPTED.

Section 2. That, pursuant to Chapter 312 of the Texas Tax Code, all real property contained within: the unincorporated geographic area consisting of 700 square miles more or less not including incorporated areas, all in Mills County, Texas, as more particularly described in Exhibit "A" attached hereto is hereby designated as a reinvestment zone to be called the Reinvestment Zone Number One.

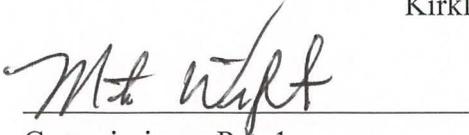
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Passed and Approved this the 17 day of July, 2015



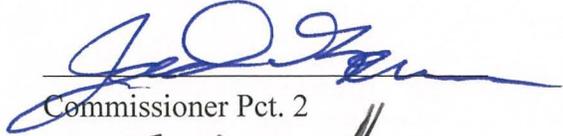
Kirkland A. Fulk, County Judge



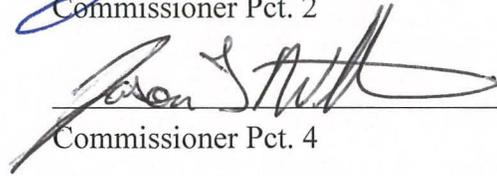
Commissioner Pct. 1



Commissioner Pct. 3



Commissioner Pct. 2



Commissioner Pct. 4

A

LEGAL DESCRIPTION OF MILLS COUNTY PROVIDED BY GENERAL LAND OFFICE

Beginning at the SE corner of the Richard Blevin Survey on the Colorado River,
Thence in a direct line to the SE corner of Survey No. 1 Sulphur Fork Ironworks.
Thence NE to South line of Yarbo, 1550 varas west of SE corner.
Thence N 82' E to a point 9 ½ miles N, 60' E from the west line of Comanche County.
Thence S 30' E to a point ½ mile S, 30' E from the south line of Hamilton County.
Thence S 56' W to Colorado River.
Thence up said river with its meanders to the beginning, containing 700 square miles.

-from VATS Annotated Civil Statutes Title 24. County Boundaries

'B'

TAX ABATEMENT AGREEMENT

STATE OF TEXAS §
MILLS COUNTY §

This Agreement made this _____ day of _____, 20__, by and between Mills County, a County of the State of Texas (hereinafter called "County") and _____ (hereinafter called "Company");

WITNESSETH:

WHEREAS, County did receive from Company on _____, 20__, an application, and amended application respectively, for tax abatement for the construction of a new facility in Mills County, which is further described in Exhibit "B". The new facility will be a renewable energy project using wind turbines (wind farm).

WHEREAS, upon review of the above application, it was determined that said facility would be located in the Reinvestment Zone designated by Mills County in its Resolution dated _____, 20__; and

WHEREAS, the Guidelines and Criteria Governing Tax Abatement for Projects in Designated Reinvestment Zones in the County were heretofore adopted by Resolution of the Commissioners Court of the County of Mills, dated _____, 20__ a copy of which is attached as Exhibit "A" and introduced herein as if fully set forth; and

WHEREAS, the County did comply with all the requirements set forth in V.T.C.A. Tax Code, Section 312.2011; and

WHEREAS, the County did comply with all of the criteria and guidelines as set forth in Chapter 3 12.201, Texas Property Tax Code, having adopted Resolution dated _____, 20__; of the County, which resolution includes the land area described in the Company's application letters for tax abatement dated _____, 20__; and

WHEREAS, the application received by County from Company is an application for the construction of a new facility which will expand the local tax base and contribute to employment in the County District's area; and

WHEREAS, V.T.C.A., Tax Code, Sec. 312.002 specifically states that such a purpose is to be included in the guideline for tax abatement and to be eligible for such treatment; and

WHEREAS, the Guidelines and Criteria Governing Tax Abatement for the Designated Reinvestment Zones adopted by the County Commissioners by Resolution dated _____, 20__ (Exhibit "A") does recognize a facility which will expand the local tax base and contribute to employment in the County as being eligible for commercial tax abatement status; and

WHEREAS, the County Commissioners do hereby find that all of the Guidelines and Criteria established for Tax Abatement within the Reinvestment Zones of County, as adopted by Resolution dated _____, 20 __, and attached as Exhibit "A" have been met by Company; and

WHEREAS, Company does intend to construct a new facility; and

WHEREAS, the location of the new facility and real property, which are to be the subject matter of the Agreement, are attached hereto as Exhibit "B", and made a part of this Agreement for all purposes; and

WHEREAS, the County Commissioners finds that entering into this Agreement to abate taxes on the property described in Exhibit "B" will promote high quality commercial development and enhance economic development within the designated Reinvestment Zone;

NOW THEREFORE, for and in consideration of the premises, and of the mutual terms, covenants and conditions herein contained, the County and Company do hereby agree as follows:

SECTION 1. Recitations. The parties agree that the recitations above in this agreement are true and correct and shall be incorporated into this Agreement.

SECTION 2. Term. This Agreement shall remain in force and effect for a maximum period of _____ (____) years from the date of its commencement of construction as set forth in Section 12, and shall expire and be of no further force and effect after said date.

SECTION 3. Base Year. The base year applicable to personal property and real property improvements, which is the subject of the Agreement, shall be the year in which construction begins, and the assessed value of the personal property and real property improvements shall be the assessed value applicable to such property for said year.

SECTION 4. Base Year Taxes. The taxes upon the personal property and real property improvements shall be paid in accordance with the assessed value of such property for the base year. Base year taxes upon the real property are thus not abated.

SECTION 5. Abatement of Increase in Base Year Tax. In accordance with V.A.T.C., Tax Code, Section 312.204, personal property taxes and real property improvement taxes applicable to the personal property and real property improvements subject to this Agreement shall be abated only to the extent said value for any given year within the term of this Agreement exceeds the base year taxes hereinabove set forth.

SECTION 6. Property Ineligible for Tax Abatement. The property described and set forth in Section 2(e) of the Guidelines and Criteria Governing Tax Abatement for Projects in Designated Reinvestment Zones attached as Exhibit A, is property ineligible for tax abatement.

SECTION 7. Exemption from Tax. The County covenants and agrees to exempt from taxation, in accordance with Section 5 above, the following properties:

- (a) All proposed new construction to be located in the Reinvestment Zone established by Mills County, which is further described in the Resolution Exhibit "C".
- (b) All eligible tangible personal property placed in or upon the property set forth in Exhibit "B", which does not include any equipment and personal property currently owned by the company.
- (c) It is further understood that all items affixed to the improvements placed upon the real property identified in Exhibit "B" including machinery and equipment shall be considered part of the real property improvement, and taxes thereon shall be abated in accordance with the provisions of Section 11 of this Agreement.

SECTION 8. Economic Qualification. Company agrees to expend funds necessary to qualify for tax abatement by constructing a new facility which will expand the local tax base and contribute to employment in the County, as set forth in Guidelines and Criteria Governing Tax Abatement in Designated Enterprise Zones in County (Exhibit A) on the property described in Exhibit B. A description of the kind, number and location of all proposed improvements is attached in Company's Application, Exhibit "C" and incorporated herein as fully set forth. As evidence of the Company's ability to complete the project, it has previously completed Mesquite Wind L.L.C. in Shackelford County, Texas.

SECTION 9. Value of Improvements. Company agrees to expend an estimated \$ _____ dollars in constructing a new facility to be located within the Reinvestment Zone created by the Mills County Resolution dated _____, 20__.

SECTION 10. Local Goods and Services.

(a) Company agrees that it and its contractors, if any, will use reasonable commercial efforts to maximize its use of County's area businesses in the construction, operation and maintenance of the Improvements and the Project; provided, however that Company shall not be required to use goods and services provided by County's residents that are not (i) of similar quality to those provided by nonresidents or (ii) made available on terms, conditions and price comparable to those offered by nonresidents. Comparable price shall be defined as less than or equal to 105% of the nonresident price for equivalent quality, conditions and terms.

(b) Company of its construction contractor, if any, shall designate a coordinator of local services who will act as a liaison between any individuals, businesses and contractors residing or doing business in County's area who are interested in obtaining information about providing goods or services related to the construction of the Project. Additionally, Company or its construction contractor, if any, shall advertise in local newspapers in Mills County for local contractors to perform work on the construction of the Project.

SECTION 11. County Access to Property. Company covenants and agrees that County, with reasonable notice, shall have access to the property, which is the subject matter of this Agreement, during normal business hours, and that county employees shall be able to inspect the property to insure that the improvements are being made in accordance with the terms and conditions of Company's application for commercial tax abatement, attached as Exhibit "C", and this Agreement.

SECTION 12. Portion of Tax Abated. County agrees, during the term of this Agreement, to abate taxes on eligible property according to the following schedule:

Construction Period	100%
(not to exceed 3 years)	
Year 1	_____
Year 2	_____
Year 3	_____
Year 4	_____
Year 5	_____
Year 6	_____
Year 7	_____
Year 8	_____
Year 9	_____
Year 10	_____

SECTION 13. Commencement Date. This Agreement shall commence upon January 1 of the year the project commences construction, and shall expire at the end of the tenth (10th) year after the company commences commercial operations. Company shall provide certification of the commencement of commercial operations in writing both to the County and to the Mills Central Appraisal District within thirty (30) days of completion of the project.

SECTION 14. Type of Improvements. The Company proposes to build a new facility as described in Exhibit "C". The Company further states that the proposed improvements to the property above mentioned is estimated to commence construction in the first quarter of 20__, and shall be completed within approximately twelve (12) months from said date. The Company may request an extension of the above date from County in the event circumstances beyond the control of Company necessitate additional time for completion of such improvements, and such consent shall not unreasonably be withheld.

SECTION 15. Drawings of Improvements. Company shall furnish County with a plat showing the location of wind turbines installed upon completion of the project.

SECTION 16. Limitation on Use. Company agrees to limit the use of the property set forth in Exhibit "B" to the proposed commercial uses and to limit the uses of the property to uses consistent with the general purpose of encouraging development of the designated Reinvestment Zone during the term of this Agreement.

SECTION 17. Recapture. The Company agrees to be bound by and comply with all the terms and provisions for recapture of abated taxes in the event of default by Company pursuant to law and as set forth in Section 7 of the Guidelines and Criteria Governing Tax Abatement for Commercial Projects in Designated Reinvestment Zones (Exhibit A).

SECTION 18. Repairs. The Company agrees to repair any and all damages to County property, including, but not limited to, roads and/or rights of way, resulting from the construction of the facility contemplated herein.

SECTION 19. Decommission. The Company, and any parent or subsidiary thereof, agrees that, during the term of the abatement period, upon event of default as set forth in Section 7 of the Guidelines and Criteria Governing Tax Abatement for Commercial Projects in Designated Reinvestment Zones (Exhibit A), Company shall decommission and remove all property subject to the abatement granted herein and shall, to the extent reasonably practical as determined by the Commissioner's Court of Mills County, Texas, return the reinvestment zone area which is the subject of this Agreement to the condition said area was in prior to the construction of the facilities by its natural condition.

SECTION 20. Certification. The Company agrees to certify annually to the governing body of each taxing unit that the Company is in compliance with the terms of the Agreement.

SECTION 21. Compliance. The County may cancel or modify this Agreement upon sixty (60) days written notice if the Company fails to comply with any of the terms of this Agreement.

SECTION 22. Notices. Notices required to be given by this Agreement shall be mailed, certified mail return receipt requested, to the following addresses:

Mills County Judge
P.O. Box 483
Goldthwaite, TX 76844

And

SECTION 23. Effective Date. Notwithstanding anything contained herein to the contrary, this Agreement shall not be effective until such time as it shall be finally passed and approved.

EXECUTED this _____ day of _____, 20__.

Company

MILLS COUNTY

BY: _____

Kirkland A. Fulk, Judge

ATTEST:

County Clerk

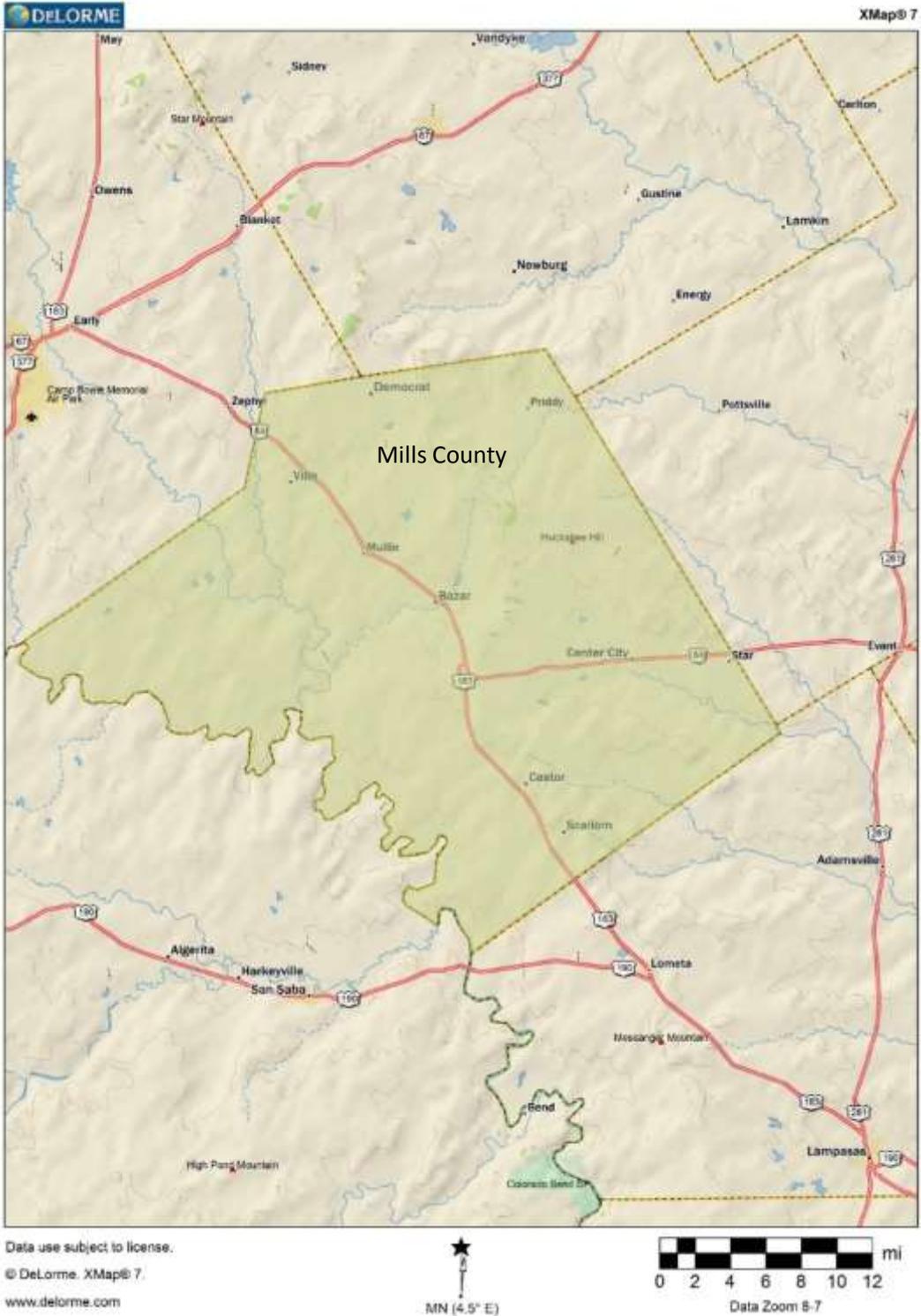
STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on the ____ day of _____,
200__ by _____, on behalf of said corporation.

Notary Public

Mills County Reinvestment Zone



Resolution re Eligibility to
Participate In Tax Abatement
Agreements and Adopting
Guidelines and Criteria

§
§
§
§

Commissioners' Court
Comanche County, Texas

RESOLUTION

**Declaring Comanche County, Texas Eligible to Participate in Tax Abatement
Agreements and Adopting Tax Abatement Guidelines and Criteria**

The Commissioners' Court of Comanche County, Texas, meeting in regular session on the 22 day of July, 2013, considered the following resolution:

WHEREAS the Comanche County Commissioners' Court desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in the County and to provide employment to residents of such area, and

WHEREAS, tax abatement is an accepted and proven tool for economic development which can result in long-term positive economic impacts for the community, and

WHEREAS, it is necessary and in the best interest of the County to offer abatement to qualified owners or lessees of new, expanded, or modernized buildings and structures.

WHEREAS, pursuant to section 312.002 (a) of the Texas Tax Code, Comanche County intends to establish Guidelines and Criteria to provide a uniform procedure for the review and approval of tax abatements.

NOW THEREFORE, BE IT RESOLVED, AS FOLLOWS:

THAT the Commissioners' Court of Comanche County, Texas elects to become eligible to participate in tax abatement agreements as authorized by section 312 of the Texas Tax Code, and

THAT Comanche County adopts the Tax Abatement Guidelines and Criteria in substantially the form of Exhibit A attached hereto and incorporated herein by reference.

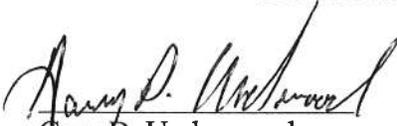
FILED
AT _____ O'CLOCK _____ M

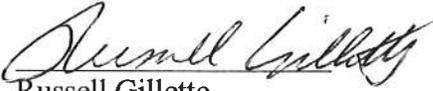
JUL 19 2013

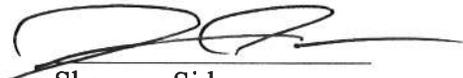
Ruby Leakey

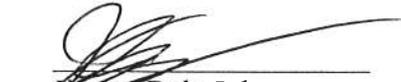
Clerk, County Court Comanche Co., Texas

OFFERED AND ADOPTED this 22nd day of July, 2013

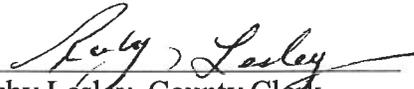

Gary D. Underwood
Commissioner Precinct 1


Russell Gillette
Commissioner Precinct 2


Sherman Sides
Commissioner Precinct 3


Jimmy Dale Johnson
Commissioner Precinct 4

The foregoing Resolution is a true and correct copy of the actual Resolution passed by the Commissioner's Court in open and regular session at the Comanche County Courthouse at 9:30^{AM} on the 22nd day of July 2013.
Comanche


Ruby Lesley, County Clerk
Comanche County, Texas

FILED
AT _____ O'CLOCK _____ M

JUL 19 2013


Clerk, County Court Comanche Co., Texas

EXHIBIT "A"

Full document appears on following pages.

**COMANCHE COUNTY
STATE OF TEXAS
TAX ABATEMENT GUIDELINES AND CRITERIA**

The purpose of this document is to establish guidelines, criteria, and a uniform policy of tax abatement for owners or lessees of eligible facilities willing to execute tax abatement contracts designed to provide long-term significant positive economic impact to the community by utilizing the area contractors and work force to the maximum extent feasible, and by developing, redeveloping, and improving property. Except as otherwise provided, all contracts will be identical.

In order to be eligible for designation as a reinvestment zone and receive tax abatement, the planned improvement:

1. Must be reasonably expected to have an increase in positive net economic benefit to Comanche County of at least \$100,000.00 over the life of the abatement, computed to include (but is not limited to) new sustaining payroll and/or capital improvement. The creation of (number and type) of new jobs will also factor into the decision to grant an abatement; and
2. Must not be expected to solely or primarily have the effect of transferring employment from one part of Comanche County to another without a super-majority vote of approval from the Commissioners' Court.

In addition to the criteria set forth above, the Comanche County Commissioners' Court reserves the right to negotiate a Tax Abatement Agreement in order to compete favorably with other communities.

Only that increase in the fair market value of the property directly resultant from the development, redevelopment, and improvement specified in the contract will be eligible for abatement and then only to the extent that such increase exceeds any reduction in the fair market value of the other property of the applicant located within the jurisdiction creating the reinvestment zone.

All abatement contracts will be no longer than allowed by law.

This policy is effective as of July 22 2013 and shall at all times be kept current with regard to the needs of Comanche County and reflective of the official views of the County Commissioners' Court and shall be reviewed every two years.

The adoption of these guidelines and criteria by the Comanche County Commissioners' Court does not:

- (1) limit the discretion of the governing body to decide whether to enter into a specific tax abatement agreement;

(2) limit the discretion of the governing body to delegate to its employees the authority to determine whether or not the governing body should consider a particular application or request for tax abatement; or

(3) create any property, contract, or other legal right in any person to have the governing body consider or grant a specific application or request for tax abatement.

DEFINITIONS-SECTION 1

- (a) "**Abatement**" means the full or partial exemption from ad valorem taxes of certain property in a reinvestment zone designated by Comanche County for economic development purposes.
- (b) "**Agreement**" means a contractual agreement between a property owner and/or lessee and Comanche County.
- (c) "**Base year value**" means the assessed value on the eligible property as of January 1 preceding the execution of the agreement.
- (d) "**Deferred maintenance**" means improvements necessary for continued operation which do not improve productivity or alter the process technology.
- (e) "**Eligible Facilities**" means new, expanded, or modernized buildings and structures, including fixed machinery and equipment, which is reasonably likely as a result of granting abatement to contribute to the retention or expansion of primary employment or to attract major investment in the reinvestment zone that would be a benefit to the property and that would contribute to the economic development of Comanche County, but does not include Facilities which are intended to be primarily to provide goods or services to residents for existing businesses located in Comanche County such as, but not limited to, restaurants and retail sales establishments.
- (f) "**Expansion**" means the addition of buildings, structures, machinery, equipment, or payroll for purposes of increasing production capacity.
- (g) "**Facility**" means property improvement completed or in the process of construction which together comprise an interregional whole.
- (h) "**Modernization**" means a complete or partial demolition of Facilities and the complete or partial reconstruction or installation of a Facility of similar or expanded production capacity. Modernization may result from the construction, alteration, or installation of buildings, structures, machinery, or equipment, or both.
- (i) "**New Facility**" means a property previously undeveloped which is placed into service by means other than or in conjunction with Expansion or Modernization.

(j) **"Productive Life"** means the number of years a property improvement is expected to be in service in a facility.

ABATEMENT AUTHORIZED - SECTION 2

(a) **Eligible Facilities.** Upon application, Eligible Facilities shall be considered for Tax Abatement as hereinafter provided.

(b) **Creation of New Values.** Abatement may only be granted for the additional value of eligible property improvements made subsequent to and specified in an abatement agreement between Comanche County and the property owner or lessee, subject to such limitations as Comanche County may require.

(c) **New and Existing Facilities.** Abatement may be granted for the additional value of eligible property improvements made subsequent to and specified in an abatement agreement between Comanche County and the property owner or lessee, subject to such limitations as Comanche County may require.

(d) **Eligible Property.** Abatement may be extended to the value of buildings, structures, fixed machinery and equipment, site improvements, and related fixed improvements necessary to the operation and administration of the Facility.

(e) **Ineligible Property.** The following types of property shall be fully taxable and ineligible for Tax Abatement: land; supplies; tools; furnishings, and other forms of movable personal property; housing; Deferred Maintenance; property to be rented or leased except as provided in Section 2(f); property which has a productive life of less than 10 years.

(f) **Owned/Leased Facilities.** If a leased Facility is granted abatement, the agreement shall be executed with the lessor and the lessee.

(g) **Economic Qualification.** In order to be eligible for designation as a reinvestment zone and receive tax abatement, the planned improvement:

(1) Must be reasonably expected to have an increase in positive net economic benefit to Comanche County of at least \$100,000.00 over the life of the abatement, computed to include (but is not limited to) new sustaining payroll and/or capital improvement.. The creation of (number and type) of new jobs will also factor into the decision to grant an abatement; and

(2) Must not be expected to solely or primarily have the effect of transferring employment from one part of Comanche County to another without a super-majority vote of approval from the Commissioners' Court.

(h) Standards for Tax Abatement. The following factors, among others, shall be considered in determining whether to grant Tax Abatement:

- (1) Value of existing improvements, if any;
- (2) Type and value of proposed improvements;
- (3) Productive Life of proposed improvements;
- (4) Number of existing jobs to be retained by proposed improvements;
- (5) Number and type of new jobs to be created by proposed improvements;
- (6) Amount of local payroll to be created;
- (7) Whether the new jobs to be created will be filled by persons residing or projected to reside within affected taxing jurisdictions;
- (8) Amount of local sales taxes to be generated directly;
- (9) Amount which property tax base valuation will be increased during term of Abatement and after Abatement, which shall include a definitive commitment that such valuation shall not, in any case, be less than \$100,000;
- (10) The costs to be incurred by Comanche County to provide facilities or services directly resulting from the new improvements;
- (11) The amount of ad valorem taxes to be paid to Comanche County during the Abatement period considering (a) the existing values, (b) the percentage of new value abated, (c) the Abatement period, and (d) the value after expiration of the Abatement period;
- (12) The population growth of Comanche County that occurs directly as a result of new improvements;
- (13) The types and values of public improvements, if any, to be made by applicant seeking Abatement;
- (14) Whether the proposed improvements compete with existing businesses to the detriment of the local economy;
- (15) The impact on the business opportunities of existing business;
- (16) The attraction of other new businesses to the area;

(17) The overall compatibility with the zoning ordinances and comprehensive plan for the area;

(18) Whether the project obtains all necessary permits from the applicable environmental agencies.

Each Eligible Facility shall be reviewed on its merits utilizing the factors provided above. After such review, Abatement may be denied entirely or may be granted to the extent deemed appropriate after full evaluation.

(i) **Denial of Abatement.** Neither a reinvestment zone nor Abatement Agreement shall be authorized if it is determined that:

(1) There would be substantial adverse affect on the provision of government services or tax base;

(2) The applicant has insufficient financial capacity;

(3) Planned or potential use of the property would constitute a hazard to public safety, health, or morals;

(4) Violation of other codes or laws; or

(5) Any other reason deemed appropriate by Comanche County.

(j) **Taxability.** From the execution of the Abatement to the end of the Agreement period, taxes shall be payable as follows:

(1) The value of ineligible property as provided in Section 2(e) shall be fully taxable; and

(2) The base year value of existing eligible property as determined each year shall be fully taxable.

The additional value of new eligible property shall be fully taxable at the end of the Abatement period.

APPLICATION - SECTION 3

(a) Any present or potential owner of taxable property in Comanche County may request the creation of a reinvestment zone and tax abatement by filing a written application with the County Judge.

(b) The application shall consist of: a general description of the new improvements to be undertaken; a descriptive list of the improvements for which an abatement is requested; a list of the kind, number and location of all proposed improvements of the property; a map

and property description; a time schedule for undertaking and completing the proposed improvements. In the case of modernization a statement of the assessed value of the facility, separately stated for real and personal property, shall be given for the tax year immediately preceding the application. The County may require such financial and other information as deemed appropriate for evaluating the financial capacity and other factors pertaining to the applicant, to be attached to the application. The completed application must be accompanied by the payment of a non-refundable application fee for administrative costs associated with the processing of the tax abatement request. All checks in payment of the administrative fee should be made payable to Comanche County. For abatement requests for improvements with a planned value equal to or in excess of \$1,000,000.00 the fee shall be ONE THOUSAND AND 00/100 DOLLARS (\$1,000.00). For abatement requests for improvements with a planned value of \$999,999.00 or less, the fee shall be FIVE HUNDRED AND 00/100 DOLLARS (\$500.00).

(c) Comanche County shall give notice as provided by the Property Tax Code, *i. e.*, written notice to the presiding officer of the governing body of each taxing unit in which the property to be subject to the agreement is located not later than the seven days before the public hearing and (2) publication in a newspaper of general circulation within such taxing jurisdiction not later than the seventh day before the public hearing. Before acting upon the application, Comanche County shall through public hearing, afford the applicant and the designated representative of any governing body referenced hereinabove opportunity to show cause why the Abatement should or should not be granted.

(d) If a city within Comanche County designates a reinvestment zone within its corporate limits and enters into or proposes to enter into an Abatement Agreement with a present or potential owner of a taxable property, such present or potential owner of taxable property may request Tax Abatement by Comanche County by following the same application process described in Section 3 (a) hereof. No other notice or hearing shall be required except compliance with the Open Meetings Act, unless the Commissioners' Court deems them necessary in a particular case.

AGREEMENT - SECTION 4

(a) After approval, the Commissioners' Court of Comanche County shall formally pass a resolution and execute an Agreement with the owner of the Facility and lessee as required which shall:

- (1) include a list of the kind, number, and location of all proposed improvements to the property;
- (2) provide access to and authorize inspection of the property by the taxing unit to ensure compliance with the agreement;
- (3) limit the use of the property consistent with the taxing unit's development goals;

(4) provide for recapturing property tax revenues that are lost if the owner fails to make the improvements as provided by the agreement;

(5) include each term that was agreed upon with the property owner and require the owner to annually certify compliance with the terms of the agreement to each taxing unit; and

(6) allow the taxing unit to cancel or modify the agreement at any time if the property owner fails to comply with the terms of the agreement.

(b) Such agreement shall normally be executed within sixty (60) days after the applicant has forwarded all necessary information and documentation to the Commissioners' Court.

RECAPTURE - SECTION 5

(a) In the event that the company or individual (1) allows its ad valorem taxes owed Comanche County to become delinquent and fails to timely and properly follow the legal procedures for their protest and/or contest; or (2) violates any of the terms and conditions of the Abatement Agreement and fails to cure within sixty (60) days from the date of notice of the violation ("Cure Period") the agreement then may be terminated and all taxes previously abated by virtue of the agreement will be recaptured and paid within sixty (60) days of the termination.

(b) Should Comanche County determine that the company or individual is in default according to the terms and conditions of its Agreement, Comanche County shall notify the company or individual in writing at the address stated in the Agreement, and if such is not cured within the Cure Period, then the Agreement may be terminated.

ADMINISTRATION - SECTION 6

(a) The Chief Appraiser of the Comanche County Appraisal District will annually determine an assessment of the real and personal property comprising the reinvestment zone. Each year, the company or individual receiving abatement shall furnish the Appraiser with such information as may be necessary for the abatement. Once value has been established, the Chief Appraiser will notify the Commissioners' Court of Comanche County of the amount of the assessment.

(b) Comanche County may execute a contract with any other jurisdiction(s) to inspect the Facility to determine if the terms and conditions of the Abatement Agreement are being met. The Abatement Agreement shall stipulate that employees and/or designated representatives of Comanche County will have access to the reinvestment zone during the term of the Abatement to inspect the Facility to determine if the terms and conditions of the Agreement are being met. All inspections will be made only after the giving of twenty-four (24) hours prior notice and will only be conducted in such manner as to not unreasonably interfere with the construction and/or operation of the Facility. All

inspections will be made with one or more representatives of the company or individual and in accordance with its safety standards.

(c) Upon completion of construction, the designated representative of Comanche County shall annually evaluate each Facility receiving Abatement to ensure compliance with the agreement, a formal annual report shall be made to the Commissioners' Court.

ASSIGNMENT - SECTION 7

Abatement may be transferred and assigned by the holder to a new owner or lessee of the same Facility upon the approval by resolution of the Commissioners' Court of Comanche County subject to the financial capacity of the assignee and provided that all conditions and obligations in the Abatement Agreement are guaranteed by the execution of a new contractual Agreement with Comanche County. No assignment or transfer shall be approved if the parties to the existing Agreement, the new owner or new lessee are liable to any jurisdiction for outstanding taxes or other obligations. Approval shall not be unreasonably delayed or withheld.

SUNSET PROVISION - SECTION 8

These Guidelines and Criteria are effective upon the date of their adoption and will remain in force for two years, unless amended by three-quarters vote of the Commissioners' Court of Comanche County, at which time all reinvestment zones and Tax Abatement Agreements created pursuant to these provisions will be reviewed to determine whether the goals have been achieved. Based on that review, the Guidelines and Criteria will be modified, renewed, or eliminated.

Adopted July 22, 2013
Comanche County Commissioners' Court

FILED
AT _____ O'CLOCK _____ M

JUL 19 2013

Ruby Lasky
Clerk, County Court Comanche Co., Texas

State of Texas
County of Comanche

§ Application of Logan's Gap Wind I, LLC
§ For Designation of Reinvestment Zone
§ And Tax Abatement Agreement

ORDER

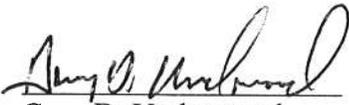
**APPROVING MOTION FOR DESIGNATION
OF REINVESTMENT ZONE**

The Commissioners' Court of Comanche County, Texas, meeting in regular session on Sept. 9, 2013, considered the following resolution:

BE IT ORDERED BY THE COMMISSIONERS' COURT OF COMANCHE COUNTY, TEXAS AS FOLLOWS

1. That the County designate the property located in Comanche County, having the boundary description in **Exhibit A** and shown on the map in **Exhibit B**, both attached to this **Order**, as a Reinvestment Zone under the Comanche County Guidelines and Criteria for Granting Tax Abatements, having determined that the designation will contribute to the retention or expansion of primary employment and will attract major investment in the zone that will benefit the zone and will contribute to the economic development of the County, and
2. That the County declare eligible for property tax abatement all eligible property for commercial-industrial development, now or thereafter located in that Reinvestment Zone as authorized by the Comanche County Guidelines and Criteria for Granting Tax Abatements in Reinvestment Zones and Chapter 312 of the Texas Tax Code.
3. That the zone shall be called the "Logan's Reinvestment Zone No. 1."

PASSED AND APPROVED by the Comanche County Commissioners' Court on 9/9, 2013.



Gary D. Underwood
Commissioner Precinct 1



Russell Gillette
Commissioner Precinct 2



Sherman Sides
Commissioner Precinct 3



Jimmy Dale Johnson
Commissioner Precinct 4

ATTEST:

Ruby Lesley
Ruby Lesley, County Clerk

Date of Execution: 9/9/2013

FILED
AT _____ O'CLOCK _____ M

SEP 9 2013

Ruby Lesley
Clerk County Court Comanche Co. Texas

Exhibit A
Legal Description of Property in Logan's Reinvestment Zone No. 1

Being all of and any portions of the following sections of land lying in Comanche County, Texas and containing approximately 72,632.79 acres of land, more or less; said sections of land being more particularly described as follows:

- ABSTRACT 585, A.J.F. JONES, 158.6 ACRES
- ABSTRACT 248, M. DOHERTY, 168.8 ACRES
- ABSTRACT 1058, T.C. ELMORE, 146.0 ACRES
- ABSTRACT 207, W.W. CHAPMAN, 78.7 ACRES
- SECTION 1, ABSTRACT 882, S.A&M.G. R.R. CO., 628.3 ACRES
- ABSTRACT 436, L.J. HOWE, 616.40 ACRES
- SECTION 28, ABSTRACT 1036, A. YBARBO, 4,684.6 ACRES
- ABSTRACT 1155, 139.0 ACRES
- ABSTRACT 2038, 133.2 ACRES
- ABSTRACT 1664, 162.7 ACRES
- ABSTRACT 1663, 183.1 ACRES
- SECTION 5 ,ABSTRACT 516, 654.94 ACRES
- SECTION 6, ABSTRACT 1697, 1034, 1696, 2008, 640.1 ACRES
- SECTION 7, ABSTRACT 517, 637.15 ACRES
- SECTION 8, ABSTRACT 1640, 703.3 ACRES
- ABSTRACT 13, N. AUSTIN, 295.20 ACRES
- ABSTRACT 618, J.L. LYNCH, 896.12 ACRES
- ABSTRACT 671, M. MOSELY, 279.86 ACRES
- ABSTRACT 1179, MRS. E.C. WILKES, 77.56 ACRES
- SECTION 333, ABSTRACT 1225, T.M. RENFRO, 136.1 ACRES
- ABSTRACT 820, E.E. ROBERTS, 62.70 ACRES
- ABSTRACT 2, N. AUSTIN, 917.33 ACRES
- ABSTRACT 14, N. AUSTIN, 297.76 ACRES
- ABSTRACT 130, J.P. CURRY, 757.22 ACRES
- ABSTRACT 400, A.J. GRAY, 484.77 ACRES
- ABSTRACT 1803, T.H. SMITH, 181.77 ACRES
- ABSTRACT 1419, J.H. SMOOT, 222.58 ACRES
- SECTION 4, ABSTRACT 2026, 332.63 ACRES
- SECTION 14, ABSTRACT 2145, 2143, 2017, 665.0 ACRES
- SECTION 20, ABSTRACT 2018, 65.15 ACRES
- ABSTRACT 2171, 2.36 ACRES
- SECTION 19, ABSTRACT 325, 376.62 ACRES
- SECTION 18, ABSTRACT 2000, 1998, 1810, 2095, 647.7 ACRES
- SECTION 25 ,ABSTRACT 329, 74.68 ACRES
- SECTION 24, ABSTRACT 2004, 2079, 2080, 434.5 ACRES
- SECTION 17, ABSTRACT 326, 636.49 ACRES
- ABSTRACT 2079, 254.33 ACRES
- SECTION 16, ABSTRACT 2074, 640.05 ACRES
- SECTION 23, ABSTRACT 328, 623.63 ACRES
- SF 7004, ABSTRACT 2134, 45.37 ACRES
- ABSTRACT 953, 10.32 ACRES
- SECTION 15, ABSTRACT 327, 641.68 ACRES

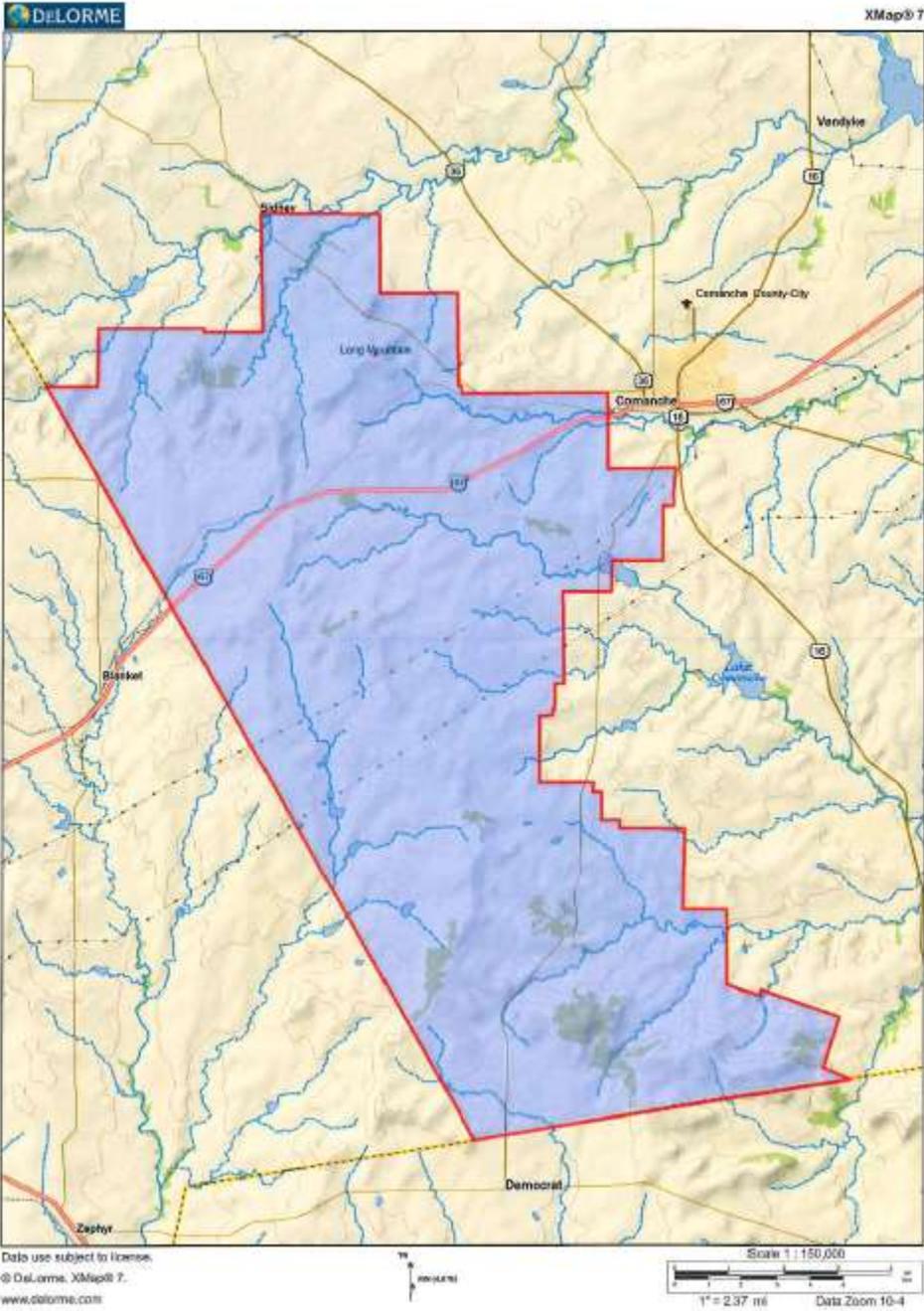
- ABSTRACT 2189, L.L. SIMPSON, 29.75 ACRES
- SECTION 451, ABSTRACT 1422, J.S. SIMPSON, 173.32 ACRES
- SECTION 326, ABSTRACT 2112, 353.7 ACRES
- ABSTRACT 2187, A.M. SOUTHWALL, 58.1 ACRES
- ABSTRACT 1103, J.A. WHITE, 160.8 ACRES
- SECTION 306, ABSTRACT 757, J.H. PAYNE, 698.9 ACRES
- SECTION 333, ABSTRACT 405, J. GEORGE, 221.9 ACRES
- SECTION 305, ABSTRACT 878, D. SCOTT, 731.5 ACRES
- ABSTRACT 1370, L.B. COLLIER, 175.9 ACRES
- ABSTRACT 2076, 313.1 ACRES
- ABSTRACT 1200, D.Y. CHILDRESS, 163.4 ACRES
- ABSTRACT 1045, T.H. COX, 56.5 ACRES
- SECTION 304, ABSTRACT 448, W. HINKLEY, ABSTRACT 888, J.E. SHANNON, 624.7 ACRES
- SECTION 62, 0.7 ACRES
- SECTION 66, ABSTRACT 1995, S. SINGLETON, 253.6 ACRES
- SECTION 22, ABSTRACT 188, J.W. CLIFTON, ABSTRACTS 2052 & 2053, 793.0 ACRES
- SECTION 21, ABSTRACT 525, 656.6 ACRES
- SECTION 20, ABSTRACT 116, 1869, 2010, 217, 664.4 ACRES
- SECTION 23, ABSTRACT 527, 644.8 ACRES
- SECTION 26, ABSTRACT 1065, 1948, 1256, 1947, 476.4 ACRES
- SECTION 25, ABSTRACT 526, 114.4 ACRES
- SECTION 24, ABSTRACT 2084, 2055, 1998, 635.7 ACRES
- SECTION 315, ABSTRACT 1745, J. BOLLINGER, 448.2 ACRES
- SECTION 17, ABSTRACT 523, 660.2 ACRES
- SECTION 344, ABSTRACT 108, J.J. BAUGH, 92.6 ACRES
- ABSTRACT 2009, 5.1 ACRES
- SECTION 54, ABSTRACT 1018, R.W. WELLBORN, 165.6 ACRES
- ABSTRACT 968, P.W. TUNNELL, 116.4 ACRES
- SECTION 261, ABSTRACT 972, J.E. TUNNELL, 143.3 ACRES
- SECTION 432, ABSTRACT 1565, W.H. HALL, 17.6 ACRES
- SECTION 279, ABSTRACT 290, E. EVANS, 16.1 ACRES
- SECTION 18, ABSTRACT 1092, 2023, 1522, 1543 AB COWAN, 1535, DM BURNS, 957.3 ACRES
- SECTION 16, ABSTRACT 2022, 1527, 219, 2024, 642.0 ACRES
- SECTION 44, ABSTRACT 1964, 2009, 7, 194.2 ACRES
- SECTION 14, ABSTRACT 754, E.D. PAYNE, 3,098.2 ACRES
- ABSTRACT 151, MRS. V. CAMPBELL, 676.9 ACRES
- SECTION 30, ABSTRACT 1298, 280, 29, 690.0 ACRES
- SECTION 29, ABSTRACT 298, 591.2 ACRES
- SECTION 25, ABSTRACT 296, E.T. R.R. CO., 642.4 ACRES
- ABSTRACT 755, B. PREWITT, 182.2 ACRES
- ABSTRACT 637, B. MIMS, 380.9 ACRES
- SECTION 24, ABSTRACT 1353, 2091, 2006, 632.3 ACRES
- SECTION 26, ABSTRACT 1440, 1354, 1033, 663.3 ACRES
- SECTION 1, ABSTRACT 1879, H.L. OBERTHIER, 396.1 ACRES
- ABSTRACT 949, T. TOBY, 264.8 ACRES
- ABSTRACT 81, B.B.B. & C. R.R. CO., 399.0 ACRES
- ABSTRACT 387, J.B. GRIMES, 321.8 ACRES
- ABSTRACT 129, F. CHILDERS, 1,221.2 ACRES
- ABSTRACT 1137, J.L. GRAY, 46.3 ACRES
- ABSTRACT 649, J. McMULLEN & J. McGLOIN, 239.6 ACRES

- SECTION 1, ABSTRACT 1537, BS&F R.R. CO., 280.38 ACRES
- SECTION 2, ABSTRACT 1371, 278.91 ACRES
- SECTION 206, ABSTRACT 950, T. TOBY, 124.11 ACRES
- ABSTRACT 934, J. TAYLOR, 344.37 ACRES
- SECTION 187, ABSTRACT 853, W. SCHROEDER, 628.3 ACRES
- SECTION 27, ABSTRACT 297, 634.4 ACRES
- SECTION 28, ABSTRACT 1032, 794, 120, 1441, 645.4 ACRES
- ABSTRACT 1043, J.B. CHAMBERS, 627.2 ACRES
- SECTION 201, ABSTRACT 160, J. CARR, 271.3 ACRES
- ABSTRACT 661, N.J. MAYNARD, 282.5 ACRES
- SECTION 4, ABSTRACT 2046 C.T. R.R. CO., 2100, SF. 3383, 483.7
- SECTION 287, ABSTRACT 83, BBB&C R.R. CO., 335.0 ACRES
- SECTION 19, ABSTRACT 294, E.T. R.R. CO., 638.1 ACRES
- SECTION 20, ABSTRACT 1991, 1426, 2002, 2003, 655.3 ACRES
- SECTION 19, ABSTRACT 152, MRS. V. CAMPBELL, 674.3 ACRES
- SECTION 1, ABSTRACT 191, 676.2 ACRES
- SECTION 2, ABSTRACT 2045, 587.0 ACRES
- SECTION 23, ABSTRACT 295, 628.0 ACRES
- ABSTRACT 841, W.C. SYPERT, 2,546.2 ACRES
- ABSTRACT 638, HRS C. MILLER, 135.0 ACRES
- SECTION 315, ABSTRACT 1064, T.A. GRAVES, 659, J.MONK, 362.5 ACRES
- ABSTRACT 613, T.M. LOGAN, 152.1 ACRES
- SECTION 13, ABSTRACT 765, J.E. PYLES, 335.1 ACRES
- ABSTRACT 43, H. BRINLEE, 66.9 ACRES
- ABSTRACT 615, E. LEWIS, 184.0 ACRES
- SECTION 343, ABSTRACT 1365, J.H. BRYSON, 317.7 ACRES
- ABSTRACT 1361, W.L. YATES, 179.0 ACRES
- ABSTRACT 650, G. McDANIEL, 501.0 ACRES
- ABSTRACT 594, A. KLEB, 209.2 ACRES
- ABSTRACT 39, H. BRINLEE, 153.1 ACRES
- ABSTRACT 1589, N.H. RECTOR, 46.8 ACRES
- SECTION 324, ABSTRACT 1391, J. HAMILTON, 1,161.3 ACRES
- SECTION 14, ABSTRACT 2021,973,2020,974, 663.0 ACRES
- SECTION 13, ABSTRACT 521, 657.5 ACRES
- SECTION 12, ABSTRACT 2012,2011,724,224, 666.9 ACRES
- SECTION 11, ABSTRACT 520, 665.5 ACRES
- SECTION 15, ABSTRACT 522, 655.3 ACRES
- SECTION 19, ABSTRACT 524, 648.5 ACRES
- SECTION 27, ABSTRACT 514, 325.2 ACRES
- SECTION 10, ABSTRACT 1618,1988,1980,2025, 676.7 ACRES
- ABSTRACT 407, J.M. GAISER, 152.7 ACRES
- ABSTRACT 2126, D.B. SMITH, 83.0 ACRES
- SECTION 344, ABSTRACT 1740, R.J. THOMAS, 155.8 ACRES
- ABSTRACT 108, J.J. BAUGH, 92.6 ACRES
- SECTION 43, ABSTRACT 306, E.T. R.R. CO., 520.5 ACRES
- ABSTRACT 569, I&G.N. R.R. CO., 667.3 ACRES
- ABSTRACT 660, J.MONK, 503.5 ACRES
- ABSTRACT 580, D.D. JOHNSON, 177.9 ACRES
- SECTION 253, ABSTRACT 883 S.A. & M.G. R.R. CO., 885, S.T. J.T. JOHN, 416.4 ACRES
- SECTION 9, ABSTRACT 519, 685.4 ACRES

- ABSTRACT 1260, S.W. DERRYBERRY, 158.7 ACRES
- ABSTRACT 1630, S.W. DERRYBERYY, 199.4 ACRES
- ABSTRACT 1082, R.J. RENFRO, 73.2 ACRES
- ABSTRACT 1081, J. RENFRO, 91.6 ACRES
- SECTION 325, ABSTRACT 1578, T.C. R.R. CO., 684.2 ACRES
- SECTION 437, ABSTRACT 1627, T. CARTER, 221.5 ACRES
- SECTION 295, ABSTRACT 671, M. MOSELY, 279.9 ACRES
- SECTION 341, ABSTRACT 1474, G.C. & S.F. R.R. CO., 559.2 ACRES
- ABSTRACT 254, J. DIAMOND, 144.1 ACRES
- ABSTRACT 1125, J.H. DAMRON, 148.8 ACRES
- SECTION 25, ABSTRACT 329, 74.68 ACRES
- SECTION 8, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 25.5 ACRES
- SECTION 23, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 29.5 ACRES
- SECTION 9, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 77.6 ACRES
- SECTION 22, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 121.9 ACRES
- SECTION 21, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 162.6 ACRES
- SECTION 25, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 62.3 ACRES
- SECTION 10, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 54.7 ACRES
- SECTION 6, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 55.1 ACRES
- SECTION 5, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 158.1 ACRES
- SECTION 11, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 160.2 ACRES
- SECTION 20, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 156.5 ACRES
- SECTION 26, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 145.3 ACRES
- SECTION 35, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 7.0 ACRE
- SECTION 4, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 177.0 ACRES
- SECTION 12, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 166.3 ACRE
- SECTION 19, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 159.9 ACRES
- SECTION 27, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 163.9 ACRES
- SECTION 34, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 84.5 ACRES
- SECTION 3, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 160.7 ACRES
- SECTION 13, ABSTRAC 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 165.0 ACRES
- SECTION 18, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 163.3 ACRES
- SECTION 28, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 165.6 ACRES
- SECTION 33, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 156.0 ACRES
- SECTION 43, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 26.1 ACRES
- SECTION 2, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 157.0 ACRES
- SECTION 14, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 158.6 ACRES
- SECTION 17, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 157.3 ACRES
- SECTION 29, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 159.9 ACRES
- SECTION 32, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 158.1 ACRES
- SECTION 44, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 117.6 ACRES
- SECTION 1, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 167.1 ACRES
- SECTION 15, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 165.4 ACRES
- SECTION 16, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 163.8 ACRES
- SECTION 30, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 166.8 ACRES
- SECTION 31, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 159.0 ACRES
- SECTION 45, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 155.4 ACRES
- SECTION 46, ABSTRACT 134, COMANCHE COUNTY SCHOOL LAND SURVEY, 48.5 ACRES

All property located in Comanche County, Texas.

Map of Comanche County Reinvestment Zone (“Logan’s Reinvestment Zone No. 1”)



Tab 17

Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative (*applicant*)

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**. **NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

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.

print here → Adrienne Burden Superintendent
Print Name (Authorized School District Representative) Title

sign here → [Signature] 8-10-16
Signature (Authorized School District Representative) Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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 and schedules 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.

print here → Paul Rapp Vice President
Print Name (Authorized Company Representative (Applicant)) Title

sign here → [Signature] 9 August 2016
Signature (Authorized Company Representative (Applicant)) Date

GIVEN under my hand and seal of office this, the

9th day of August 2016

[Signature]
 Notary Public in and for the State of Texas Province of British Columbia

My Commission expires: unlimited

(Notary Seal)

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 Section 37.10.

SHANNON D. WEBBER
 Notary Public in and for the
 Province of British Columbia, Canada.
 My commission is unlimited as to time.

