



FRED STORMER  
Phone: 806.379.0306  
Fax: 806.379.0316  
www.uwlaw.com  
Fred.Stormer@uwlaw.com

ADDRESS:  
500 S. Taylor Street  
Suite 1200, LB 233  
Amarillo, TX 79101-2446  
MAILING ADDRESS:  
P.O. Box 9158  
Amarillo, TX 79105-9158

June 27, 2016

John Villarreal  
Jenny Hicks  
Stephanie Jones  
Economic Development and Analysis Division  
Texas Comptroller of Public Accounts  
111 E. 17th St.  
Austin, TX 78774

*Via Email and Federal Express*

Re: 313 Application – Fiber Winds Holding, LLC

Dear John, Jenny and Stephanie:

Enclosed please find an application for appraised value limitation on qualified property submitted to Lorenzo ISD by Fiber Winds Holding, LLC on June 20, 2016, along with the schedules in Excel format. A CD containing these documents is also enclosed.

The Lorenzo ISD Board elected to accept the application on June 20, 2016. The application was determined to be complete on June 27, 2016. We ask that the Comptroller's Office prepare the economic impact report for this development.

A copy of the application will also be submitted to the Crosby County Appraisal District in accordance with 34 Tex. Admin. Code §9.1054. Please feel free to contact me if you have any questions or concerns.

Sincerely,

A handwritten signature in blue ink, appearing to read "Fred A. Stormer", is written over a horizontal line.

Fred A. Stormer

Encl.

KIREWSWO0D9MUV

cc: Chief Appraiser, Crosby County Appraisal District  
Stephen Johns, Legal Counsel, Tri Global Energy, LLC

Fiber Winds Holding, LLC

313 Application

Lorenzo ISD

June 20<sup>th</sup>, 2016



# 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/](http://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

06/20/2016

Date Application Received by District

Oran

First Name

Superintendent

Title

Lorenzo ISD

School District Name

1003 Polk Ave

Street Address

Same

Mailing Address

Lorenzo

City

806-634-5592

Phone Number

Hamilton

Last Name

Texas

State

79343

ZIP

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)**

<u>Audie</u> First Name	<u>Sciumbato</u> Last Name
<u>Attorney</u> Title	
<u>Underwood Law Firm, P.C.</u> Firm Name	
<u>806-379-0326</u> Phone Number	<u>806-379-0316</u> Fax Number
	<u>Audie.Sciumbato@UWLAW.com</u> Email Address
<u>Mobile Number (optional)</u>	

4. On what date did the district determine this application complete? ..... June 27, 2016

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)**

<u>Thomas</u> First Name	<u>Carbone</u> Last Name
<u>President</u> Title	<u>Fiber Winds Holding, LLC</u> Organization
<u>17300 North Dallas Parkway, Suite 2020</u> Street Address	
<u>Same</u> Mailing Address	
<u>Dallas</u> City	<u>Texas</u> State
<u>972-290-0825</u> Phone Number	<u>75248</u> ZIP
	<u>Fax Number</u>
<u>Mobile Number (optional)</u>	<u>Tcarbone@triglobalenergy.com</u> 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.

<u>Stephen</u> First Name	<u>Johns</u> Last Name
<u>Chief Legal Counsel</u> Title	<u>Tri Global Energy, LLC</u> Organization
<u>17300 North Dallas Parkway, Suite 2020</u> Street Address	
<u>Same</u> Mailing Address	
<u>Dallas</u> City	<u>Texas</u> State
<u>972-290-0825</u> Phone Number	<u>75248</u> ZIP
	<u>Fax Number</u>
<u>Mobile Number (optional)</u>	<u>Sjohns@triglobalenergy.com</u> 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? Fiber Winds Holding, LLC
2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 (11 digits) 32060819474
3. List the NAICS code 221115
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

N/A

**SECTION 5: Applicant Business Structure**

1. Identify Business Organization of Applicant (corporation, limited liability corporation, etc) Limited Liability Corporation
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**)

N/A

## 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 checked="" 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.**

**SECTION 9: Projected Timeline**

1. Application approval by school board ..... October 2016
2. Commencement of construction ..... February 2017
3. Beginning of qualifying time period ..... January 2017
4. First year of limitation ..... 2018
5. Begin hiring new employees ..... April 2017
6. Commencement of commercial operations ..... December 2017
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? ..... December 2017

**SECTION 10: The Property**

1. Identify county or counties in which the proposed project will be located Crosby County 100%
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property Crosby County CAD
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: Crosby County, .5035, 100% <small>(Name, tax rate and percent of project)</small>	City: None <small>(Name, tax rate and percent of project)</small>
Hospital District: Crosby County Hospital, .1283, 100% <small>(Name, tax rate and percent of project)</small>	Water District: High Plains Underground WCD, .008026, 100% <small>(Name, tax rate and percent of project)</small>
Other (describe): Road & Bridge, .0765, 100% <small>(Name, tax rate and percent of project)</small>	Other (describe): None <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/](http://www.texasahead.org/tax_programs/chapter313/).

1. At the time of application, what is the estimated minimum qualified investment required for this school district? ..... 10000000
2. What is the amount of appraised value limitation for which you are applying? ..... 20000000
- 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? ..... July 2016

## 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): ..... \$ 28337
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): ..... \$ 28337

**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.



**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)? ..... 0
2. What is the last complete calendar quarter before application review start date:  
☒ First Quarter    ☐ Second Quarter    ☐ Third Quarter    ☐ Fourth Quarter of 2016  
(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)? ..... 0  
**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? ..... 3
5. What is the number of new non-qualifying jobs you are estimating you will create? ..... 0
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 ..... 686.00
  - b. 110% of the average weekly wage for manufacturing jobs in the county is ..... 754.60
  - c. 110% of the average weekly wage for manufacturing jobs in the region is ..... 901
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? ..... 46852
10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? ..... 46900
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**.

## 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"> <li>a) Project vicinity</li> <li>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</li> <li>c) Qualified property including location of new buildings or new improvements</li> <li>d) Existing property</li> <li>e) Land location within vicinity map</li> <li>f) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size</li> </ul> <p><b>Note:</b> 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"> <li>a) evidence that the area qualifies as a enterprise zone as defined by the Governor's Office</li> <li>b) legal description of reinvestment zone*</li> <li>c) order, resolution or ordinance establishing the reinvestment zone*</li> <li>d) guidelines and criteria for creating the zone*</li> </ul> <p><b>* To be submitted with application or before date of final application approval by school board</b></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)*

**Attachment 3**

***Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation (if applicable).***

Not Applicable

## Attachment 4

### ***Detailed description of the project.***

***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.***

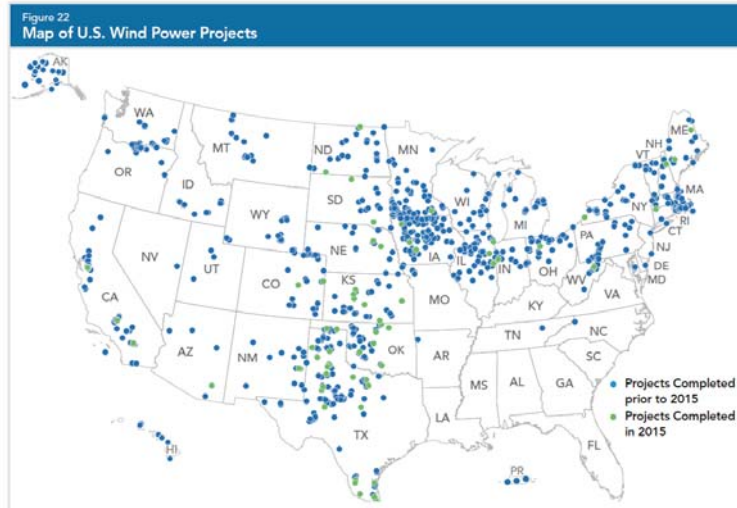
Fiber Winds Holding, LLC ("Fiber Winds") is a special purpose entity formed to facilitate the development and commercialization of a utility-scale wind energy project and is a subsidiary of Tri Global Energy, LLC ("Tri Global"). Tri Global Energy, the developer of Fiber Winds, is in the business of initiating, developing, constructing and operating plants generating electricity from renewable and traditional energy projects.

Fiber Winds Holding, LLC is requesting an appraised value limitation from Lorenzo ISD for a proposed wind energy project using wind turbines, operational structures, and a transmission line located in Crosby County. The wind farm and its associated infrastructure will be constructed within a Reinvestment Zone established by Crosby County, Texas. A map showing the location of the wind farm is included as Attachment 11a. The wind farm will have an estimated capacity of 80 megawatts ("MW"). To construct the wind farm, Fiber Winds Holding, LLC will install between 30 and 40 wind turbines all within Lorenzo ISD that will have a rated capacity of 2.0 to 2.6 MW. In addition to the wind turbines, roads will be constructed and improved as necessary along with transmission lines. A collection substation will be installed to permit the interconnection and transmission of electricity generated by the wind turbines and an operations and maintenance building will be erected.

Construction of the wind farm is proposed to begin in February of 2017 and is expected to take approximately 10 months to complete, with an estimated commercial operations date by December 30<sup>th</sup>, 2017, contingent upon favorable economics for the project.

While the wind regime for Fiber Winds Holding, LLC is very good, there are currently many favorable locations for wind projects that could be developed across the US. Fiber Winds Holding, LLC has modeled its economics with an expectation that it will have a Limitation of Appraised Value Agreement with Lorenzo ISD. Project investors are looking for wind projects across the US and can locate projects in a wide variety of locations should Fiber Winds Holding, LLC be unable to develop a competitive project in Texas that is able to generate returns sufficient to attract investment capital.

Wind farms are operating and under development in many states throughout the country. According to the American Wind Energy Association (“AWEA”) there are now 73,992 MW of installed wind capacity in the United States and over 48,500 wind turbines. At the beginning of 2016 there has been more U.S. wind power MW’s under construction than ever in history with more than 9,400 MW’s currently under construction. When completed, these projects will generate enough electricity annually to power millions of households. A graphic provided by AWEA in its market report demonstrates the national geographic diversity of successfully completed projects.





Clearly wind projects are abundant and the Applicant can locate the Project in a wide variety of locations across the United States should it be unable to develop a competitive project in Texas that is able to generate returns sufficient to attract investment capital.

Tri Global team member accomplishments include leadership roles in the development, construction, and operations of approximately 3,100 MWs, or approximately 5%, of the U.S.' installed wind energy capacity and over 2,500 MWs of fossil generation, as well as securing over \$2 billion in corporate and project finance. Tri Global's President, Tom Carbone, is the former North American president of Vestas, one of the world's leading turbine manufacturers. He led the company's sales, project installation, and service business areas, tripling their annual order-intake from \$300 million to over \$1 billion. Tri Global's management team is uniquely qualified to develop and construct wind and other energy projects throughout the United States.

As such, the development resources necessary to advance the subject planned 80MW Fiber Winds could be redeployed to other renewable energy development projects in other power markets in the United States. Fiber Winds Holding, LLC, however, was formed for the express purpose of developing a community sponsored wind farm that would help bring economic development to the area. Tri Global identified Texas, and in particular Lorenzo ISD, for its strong wind resource, access to available transmission capacity within the SPP market, and favorable property tax incentives under the Tax Code for Chapter 312 tax abatement and Chapter 313 Appraised Value Limitation.

Tri Global prefers to develop and build the proposed Fiber Winds as described throughout this Application. This Project is still in the early stages of development. As of June 15th, 2016, Fiber Winds Holding LLC'S physical assets are valued at less than \$30,000. Most of this capital is comprised of non-qualified property, specifically one (1) temporary meteorological tower erected on the project site.

Should the appraised value limitation be granted, Fiber Winds Holding, LLC has created a development and investment plan that it is capitalized to implement. Without such a limitation the Project, competing against other Texas projects that have qualified, would likely be forced to redeploy its assets and capital to other counties and states competing for similar wind projects.

## Attachment 5

***Documentation to assist in determining if limitation is a determining factor.***

***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.***

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

Fiber Winds Holding, LLC was formed in 2014.

Since its formation Fiber Winds Holding, LLC and its associate parties have entered into the following representative agreements and contracts for the development of a project phase within Lorenzo ISD and intend to assign these assets to Fiber Winds Holding, LLC:

- Grants of leases and easements covering approximately 11,000 acres with 28 landowners.
- Avian Study and contract with Turner Biological Consulting
- Bat Study and contract with Turner Biological Consulting
- Threatened & Endangered Species Studies and contract with Turner Biological Consulting
- Jurisdictional Wetland Study and contract with Turner Biological Consulting
- Wind Data Measurement contract with Wireless Innovations for data transmission for 1 Met Tower
- Contract with V-Bar for data storage and verification of wind data
- FCC & RF Studies and contract with Evans Engineering
- D&O Insurance Policy & Public Liability insurance contract with MHBT Marsh & McLennan Agency LLC
- Bird and Bat Conservation Strategy (BBCS) and contract with Westwood Professional Services
- Phase One Environmental Site Assessment (ESA) and contract with Westwood Professional Services

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

The business activities these agreements and contracts listed above will determine with greater certainty and granularity the feasibility of completing development of an economic renewable energy project within the Lorenzo ISD.

These contracts and initial investments are preliminary in nature as Fiber Winds Holding, LLC has determined that a value limitation agreement with Lorenzo ISD is an essential economic driver to allow for the return on investment necessary to finance and construct the wind energy project.

**Is the applicant evaluating other locations not in Texas for the proposed project?**

Tri Global Energy's team has extensive experience in markets across the country. Based on this experience the management team evaluates all potential projects for feasibility, finance-ability, and the economic returns they represent in comparison to other project opportunities across the country.

The Fiber Winds Project is currently in such a period of assessment to determine whether the identified site in Lorenzo ISD represents the best location or whether redeployment of its development resources and capital to other power markets in the United States is more advisable.

A 313 Limitation of Appraised Value Agreement is a key tax incentive agreement necessary to ensure the Project is on a level playing field with other wind projects with similar incentives and with alternative forms of generation that receive their own forms of economic support. Without the requested limitation, the Project will be unable to generate sufficient operating margins and net income to produce economically competitive energy and associated returns necessary to attract tax and sponsor equity investment. Such third-party investment is mandatory to finance the projected capital costs of approximately 150M needed to purchase wind turbines and other infrastructure and to fund the construction and closing costs of the facility.

**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 Attachment 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 Fiber Winds Holding, LLC.

## ATTACHMENT 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 (if applicable).*

***5a. if no, attach in Tab 6 additional information on the project scope and size to assist in the economic analysis.***

All of the planned Qualified Property for the Project is located solely in Lorenzo ISD.

Lorenzo ISD	100%
-------------	------

## Attachment 7

### *Description of Qualified Investment*

- 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).*

Fiber Winds Holding, LLC plans to construct an estimated 80MW wind farm in Crosby County, located entirely within Lorenzo ISD in Crosby County, Texas. All of the Qualified Investment for this Project will be located entirely within Lorenzo ISD.

The intended qualified investment includes wind turbines, foundations, collection systems, transmission lines and interconnection infrastructure, additional meteorological towers, roads, operations and maintenance building, spare parts, and control systems necessary for commercial generation of electricity.

For purposes of this application, the Project anticipates using 2.0 to 2.6 MW turbines. Although final turbine selection and location of the infrastructure may change, all equipment outlined above is expected to be located within Lorenzo ISD. Current plans are to install between 30 and 40 turbines in one phase.

The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final number and location of turbines and supporting structures will be determined before construction begins. Fiber Winds intends to connect to the Blanco Substation via a 115KV transmission line. All of the infrastructure will remain within the project boundary and within the Reinvestment Zone. The map in Attachment 11b shows the proposed project area with the anticipated improvement locations.

## **Attachment 8**

### ***Description of Qualified Property***

Fiber Winds Holding, LLC plans to construct an estimated 80MW wind farm in Crosby County, located entirely within Lorenzo ISD in Crosby County, Texas. All of the Qualified Investment for this Project will be located entirely within Lorenzo ISD.

The intended qualified investment includes wind turbines, foundations, collection systems, transmission lines and interconnection infrastructure, additional meteorological towers, roads, operations and maintenance buildings, spare parts, and control systems necessary for commercial generation of electricity.

For purposes of this application, the Project anticipates using 2.0 MW to 2.6 MW turbines. Although final turbine selection and location of the infrastructure may change, all equipment outlined above is expected to be located within Lorenzo ISD. Current plans are to install between 30 and 40 turbines in one phase.

The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final number and location of turbines and supporting structures will be determined before construction begins. Fiber Winds intends to connect to the Blanco Substation via a 115KV transmission line. All of the infrastructure will remain within the project boundary and within the Reinvestment Zone. The map in Attachment 11c shows the proposed project area with the anticipated improvement locations.



## **Attachment 9**

### ***Description of Land***

DESCRIPTION OF 11,813 ACRES (MORE OR LESS) OF LAND LOCATED IN CROSBY COUNTY, TEXAS, SAID LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE FOLLOWING LANDS IN E.L. & R.R. RAILROAD COMPANY SURVEY, BLOCK "C":

ALL OF SECTIONS 2, 3, 4, 8, 9, 10, 11, 14, 15, AND 16;

THE WEST ONE-HALF OF SECTION 5, BEING ALL OF ABSTRACT 340;

THE EAST HALF AND THE SOUTHWEST QUARTER OF SECTION 17, BEING ALL OF ABSTRACT 341;

THE EAST ONE-HALF OF THAT CERTAIN SECTION 18, BEING ALL OF ABSTRACT 1146; AND

THAT CERTAIN SECTION 18, BEING ALL OF ABSTRACT 1188;

THE FOLLOWING LANDS IN E.L. & R.R. RAILROAD COMPANY SURVEY, BLOCK "C3":

ALL OF SECTION 1

THE FOLLOWING LANDS IN E.L. & R.R. RAILROAD COMPANY SURVEY, BLOCK "Z2":

ALL OF SECTION 908; AND

THE WEST ONE-HALF AND 120 ACRES, MORE OR LESS, OUT OF THE NORTHEAST ONE-QUARTER OF SECTION 910, BEING ALL OF ABSTRACT 1072;

THE FOLLOWING LANDS IN A.B. & M. SURVEY, BLOCK "Z2":

ALL OF SECTIONS 887, 893, AND 894;

THAT PORTION OF SECTION 888, ABSTRACT 1089, LYING WEST OF COUNTY ROAD 125, BEING APPROXIMATELY 50 ACRES;

ALL OF THE M. PHILLIPS SURVEY, ABSTRACT 1222;

ALL OF THE J.C. MURPHY SURVEY, SECTION 1, ABSTRACT 657;

ALL OF THE W. COONS SURVEY, ABSTRACT 785;

ALL OF THE B.M. WOODY SURVEY, ABSTRACT 1235;

THE R.G. COOK SURVEY, ABSTRACT 784, LESS AND EXCEPT 1 ACRE MORE OR LESS OUT OF THE NORTHEAST QUARTER;

ALL THAT PORTION OF THE G.L. WHITE SURVEY, ABSTRACT 1408, BEING NORTH OF COUNTY ROAD 134;

THE W.T. RAILROAD COMPANY SURVEY, SECTION 1, ABSTRACT 419, LESS AND EXCEPT 3 ACRES;

IN ALL CONTAINING 11,813 ACRES OF LAND (MORE OR LESS).

## **Attachment 10**

### ***Description of all property not eligible to become qualified property (if applicable).***

The Project has One (1) temporary meteorological tower located on site. A map reflecting their placement is provided below and in Attachment 11d.

Please see the attached map below.

CONFIDENTIAL – FOR SEPARATE FILING

## **Attachment 11**

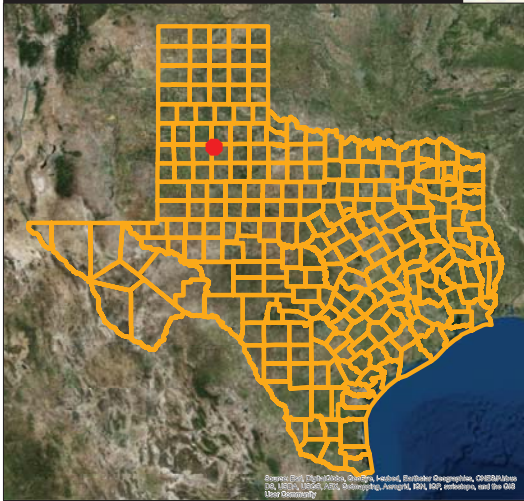
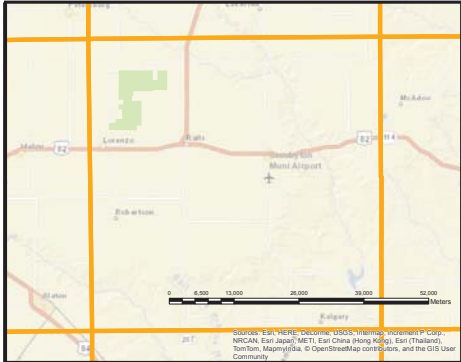
### ***Maps that clearly show:***

- 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***

**Attachment 11a**

***a) Project vicinity***

Please see the attached map.



## Legend

- Fiber\_Winds
- School\_District\_Boundary
- Indicative\_Reinvestment\_Zone

**LORENZO ISD**

0 1 2 4 6 Miles

Fiber Winds Holding, LLC  
Property Within Vicinity

## Lorenzo ISD 313 Abatement



Sheet No.  
2

Drawn By:

Checked by:

Date:

**Attachment 11b**

- 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***

Please see the attached map below.

CONFIDENTIAL – FOR SEPARATE FILING

**Attachment 11c**

**c) *Qualified property including location of new buildings or new improvements***

Please see map above. (Exhibit 11b)

CONFIDENTIAL – FOR SEPARATE FILING



**Attachment 11d**

***d) Existing property***

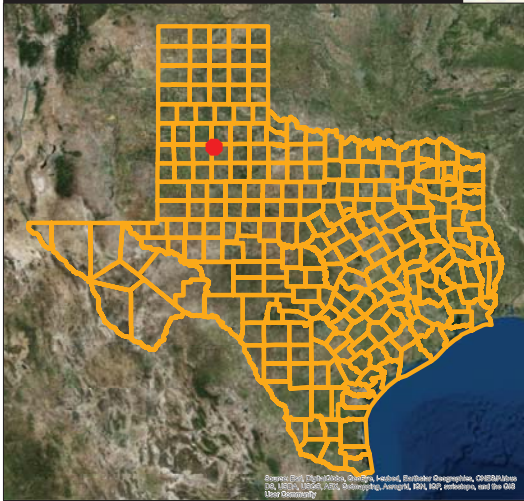
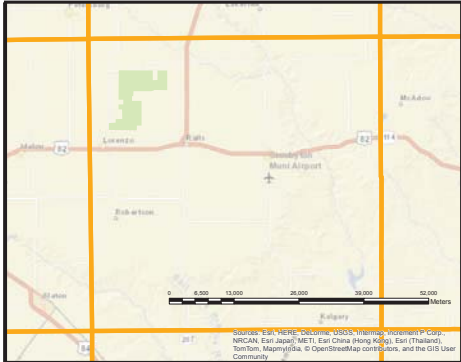
Please see the attached map below.

CONFIDENTIAL – FOR SEPARATE FILING

**Attachment 11e**

***e) Land location within vicinity map***

Please see the attached map.



## Legend

- Fiber\_Winds
- School\_District\_Boundary
- Indicative\_Reinvestment\_Zone

**LORENZO ISD**

0 1 2 4 6 Miles

Fiber Winds Holding, LLC  
Property Within Vicinity

## Lorenzo ISD 313 Abatement



Sheet No.  
2

Drawn By:

Checked by:

Date:

**Attachment 11f**

***f) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size***

To be submitted before date of final application approval by school board

Not Applicable.

**Attachment 12**

***Request for Waiver of Job Creation Requirement and supporting information (if applicable).***

See attached waiver request below.

# Fiber Winds Holding, LLC

June 20<sup>th</sup>, 2016

Oran Hamilton  
Lorenzo Independent School District  
1003 Polk Ave, Lorenzo TX 79343

Re: **Chapter 313 Job Waiver Request for Fiber Winds Holding, LLC**

Dear Mr. Hamilton,

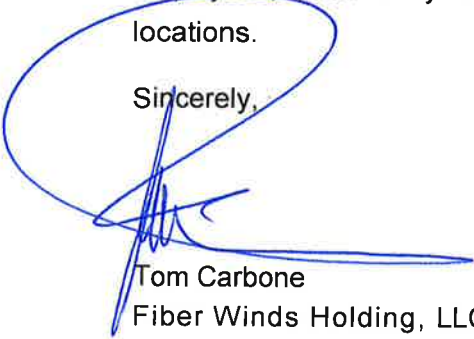
Fiber Winds Holding, LLC requests that the Lorenzo Independent School District's Board of Trustees waive the job requirement provision as allowed by Section 313.02S (f-1) of the tax code. This waiver would be based on the school district's board findings that the jobs creation requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility of the property owner that is described in the application.

Fiber Winds Holding, LLC requests that the Lorenzo Independent School District makes such a finding and waive the job creation requirement for 10 permanent jobs. Fiber Winds Holding, LLC plans to install between 30 and 40 turbines on the project site. In line with industry standards for job requirements, Fiber Winds Holding, LLC has committed to create 3 total jobs for the project, all of which will be in Lorenzo I.S.D.

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

The industry standard for employment is typically one full-time employee for approximately every 15 - 20 turbines. This number may vary depending on the operations and maintenance requirements of the turbines selected as well as the support and technical assistance offered by the turbine manufacturer. The permanent employees of a wind project maintain and service wind turbines, underground electrical connections, substations and other infrastructure associated with the safe and reliable operation of the project. In addition to the onsite employees, there may be managers or technicians who support the project from offsite locations.

Sincerely,



Tom Carbone  
Fiber Winds Holding, LLC

## Attachment 13

### a. Average weekly wage for all jobs (all industries) in the county

Year	Period	Area	Ownership	Level	Ind Code	Industry	Avg Weekly Wages
2015	1st Qtr	Crosby County	Private	0	10	Total, All Industries	\$696
2015	2nd Qtr	Crosby County	Private	0	10	Total, All Industries	\$619
2015	3rd Qtr	Crosby County	Private	0	10	Total, All Industries	\$647
2015	4th Qtr	Crosby County	Private	0	10	Total, All Industries	\$780
Average							\$686

Source Data: Texas Workforce Commission:

## Quarterly Employment and Wages (QCEW)

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Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2015	1st Qtr	Crosby County	Private	00	0	10	Total, All Industries	\$696
2015	2nd Qtr	Crosby County	Private	00	0	10	Total, All Industries	\$619
2015	3rd Qtr	Crosby County	Private	00	0	10	Total, All Industries	\$647
2015	4th Qtr	Crosby County	Private	00	0	10	Total, All Industries	\$780

**b. 110% of the average weekly wage for manufacturing jobs in the area**

Year	Period	Area	Ownership	Level	Ind Code	Industry	Avg Weekly Wages
2015	1st Qtr	South Plains WDA	Private	0	31-33	Manufacturing	\$795
2015	2nd Qtr	South Plains WDA	Private	0	31-33	Manufacturing	\$793
2015	3rd Qtr	South Plains WDA	Private	0	31-33	Manufacturing	\$830
2015	4th Qtr	South Plains WDA	Private	0	31-33	Manufacturing	\$856
Average							\$819

**Source Data: Texas Workforce Commission:**

110% of the average weekly wage for manufacturing jobs in the area: **\$819 X 1.1 = \$901**

## Quarterly Employment and Wages (QCEW)

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Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2015	4th Qtr	South Plains WDA	Private	31	2	31-33	Manufacturing	\$856
2015	3rd Qtr	South Plains WDA	Private	31	2	31-33	Manufacturing	\$830
2015	2nd Qtr	South Plains WDA	Private	31	2	31-33	Manufacturing	\$793
2015	1st Qtr	South Plains WDA	Private	31	2	31-33	Manufacturing	\$795



c. **110% of the average weekly wage for all manufacturing jobs in the region**

$$\text{\$46,852/52} = \text{\$901 per week}$$

The annual salary for the **South Plains Association of Governments** as published by the Texas Occupational Employment and Wages in July 2015:

$$\text{\$34,834} \times 1.1 = \text{\$38,318}$$

**2014 Manufacturing Average Wages by Council of Government Region  
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$24.18</b>	<b>\$50,305</b>
<a href="#"><u>1. Panhandle Regional Planning Commission</u></a>	\$21.07	\$43,821
<a href="#"><u>2. South Plains Association of Governments</u></a>	\$16.75	\$34,834
<a href="#"><u>3. NORTEX Regional Planning Commission</u></a>	\$20.23	\$42,077
<a href="#"><u>4. North Central Texas Council of Governments</u></a>	\$25.32	\$52,672
<a href="#"><u>5. Ark-Tex Council of Governments</u></a>	\$17.80	\$37,017
<a href="#"><u>6. East Texas Council of Governments</u></a>	\$19.87	\$41,332
<a href="#"><u>7. West Central Texas Council of Governments</u></a>	\$19.41	\$40,365
<a href="#"><u>8. Rio Grande Council of Governments</u></a>	\$17.82	\$37,063
<a href="#"><u>9. Permian Basin Regional Planning Commission</u></a>	\$23.65	\$49,196
<a href="#"><u>10. Concho Valley Council of Governments</u></a>	\$18.70	\$38,886
<a href="#"><u>11. Heart of Texas Council of Governments</u></a>	\$20.98	\$43,636
<a href="#"><u>12. Capital Area Council of Governments</u></a>	\$28.34	\$58,937
<a href="#"><u>13. Brazos Valley Council of Governments</u></a>	\$17.57	\$36,547
<a href="#"><u>14. Deep East Texas Council of Governments</u></a>	\$17.76	\$36,939
<a href="#"><u>15. South East Texas Regional Planning Commission</u></a>	\$29.21	\$60,754
<a href="#"><u>16. Houston-Galveston Area Council</u></a>	\$26.21	\$54,524
<a href="#"><u>17. Golden Crescent Regional Planning Commission</u></a>	\$23.31	\$48,487
<a href="#"><u>18. Alamo Area Council of Governments</u></a>	\$19.46	\$40,477
<a href="#"><u>19. South Texas Development Council</u></a>	\$13.91	\$28,923
<a href="#"><u>20. Coastal Bend Council of Governments</u></a>	\$25.12	\$52,240
<a href="#"><u>21. Lower Rio Grande Valley Development Council</u></a>	\$16.25	\$33,808
<a href="#"><u>22. Texoma Council of Governments</u></a>	\$20.51	\$42,668
<a href="#"><u>23. Central Texas Council of Governments</u></a>	\$18.02	\$37,486
<a href="#"><u>24. Middle Rio Grande Development Council</u></a>	\$20.02	\$41,646

Source: Texas Occupational Employment and Wages

Data published: July 2015

Data published annually, next update will be July 31, 2016

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

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

Data intended for TAC 313 purposes only.

**Attachment 14**

***Schedules A1, A2, B, C and D completed and signed Economic Impact (if applicable).***

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

Applicant Name Fiber Winds Holding, LLC  
ISD Name Lorenzo ISD

Form 50-296A  
Revised Feb 2014

PROPERTY INVESTMENT AMOUNTS									
(Estimated Investment in each year. Do not put cumulative totals.)									
				Column A	Column B	Column C	Column D	Column E	
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	New investment (original cost) in <b>tangible personal property</b> placed in service during this year that will become Qualified Property	New investment made during this year in <b>buildings or permanent nonremovable components of buildings</b> that will become Qualified Property	Other new investment made during this year that will <u>not</u> become Qualified Property [SEE NOTE]	Other new investment made during this year 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 preceding the first complete tax year of the qualifying time period (assuming no deferrals of qualifying time period)	2016-2017	2016	Not eligible to become Qualified Property			[The only other investment made before filing complete application with district that may become Qualified Property is land.]		
Investment made after filing complete application with district, but before final board approval of application									
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	\$ 104,000,000.00	\$ -	\$ -	\$ -	\$ 104,000,000.00	
	QTP2	2018-2019	2018	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]									
				\$ 104,000,000.00	\$ -	\$ -	\$ -	\$ 104,000,000.00	
				Enter amounts from TOTAL row above in Schedule A2					
Total Qualified Investment (sum of green cells)									
				\$ 104,000,000.00					

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; 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.

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.

Schedule A2: Total Investment for Economic Impact (including Qualified Property and other investments)

Applicant Name Fiber Winds Holding, LLC  
ISD Name Lorenzo ISD

Form 50-296A  
Revised Feb 2014

PROPERTY INVESTMENT AMOUNTS								
(Estimated Investment in each year. Do not put cumulative totals.)								
				Column A	Column B	Column C	Column D	Column E
	Year	School Year (YYYY- YYYY)	Tax Year (Fill in actual tax year below) YYYY	New investment (original cost) in <b>tangible personal property</b> placed in service during this year that will become Qualified Property	New investment made during this year in <b>buildings or permanent nonremovable components of buildings</b> that will become Qualified Property	Other investment made during this year that will <u>not</u> become Qualified Property (SEE NOTE)	Other investment made during this year that will become Qualified Property (SEE NOTE)	Total Investment (A+B+C+D)
Total Investment from Schedule A1*	--	TOTALS FROM SCHEDULE A1		\$104,000,000	\$ -		\$ -	\$ 104,000,000.00
Each year prior to start of value limitation period** <small>many rows as necessary</small>	Insert as	0	2016-2017	2016			\$ -	\$ -
Each year prior to start of value limitation period** <small>many rows as necessary</small>	Insert as	0	2017-2018	2017	\$104,000,000	\$ -		\$ 104,000,000.00
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				
Total investment made through limitation				\$ 104,000,000.00	\$ -	\$ -	\$ -	\$ 104,000,000.00
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				
Additional years for 25 year economic impact as required by 313.026(c)(1)		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 **6/20/2016**  
Applicant Name **Fiber Winds Holding, LLC**  
ISD Name **Lorenzo ISD**

**Form 50-296A**

*Revised 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 I&S after all reductions	Final taxable value for M&O after all reductions
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2016-2017	2016	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Value Limitation Period	1	2017-2018	2017	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2	2018-2019	2018	\$ -	\$ -	\$ 104,000,000.00	\$ 104,000,000.00	\$ 104,000,000.00	\$ 30,000,000.00
	3	2019-2020	2019	\$ -	\$ -	\$ 98,800,000.00	\$ 98,800,000.00	\$ 98,800,000.00	\$ 30,000,000.00
	4	2020-2021	2020	\$ -	\$ -	\$ 93,600,000.00	\$ 93,600,000.00	\$ 93,600,000.00	\$ 30,000,000.00
	5	2021-2022	2021	\$ -	\$ -	\$ 88,400,000.00	\$ 88,400,000.00	\$ 88,400,000.00	\$ 30,000,000.00
	6	2022-2023	2022	\$ -	\$ -	\$ 83,200,000.00	\$ 83,200,000.00	\$ 83,200,000.00	\$ 30,000,000.00
	7	2023-2024	2023	\$ -	\$ -	\$ 78,000,000.00	\$ 78,000,000.00	\$ 78,000,000.00	\$ 30,000,000.00
	8	2024-2025	2024	\$ -	\$ -	\$ 72,800,000.00	\$ 72,800,000.00	\$ 72,800,000.00	\$ 30,000,000.00
	9	2025-2026	2025	\$ -	\$ -	\$ 67,600,000.00	\$ 67,600,000.00	\$ 67,600,000.00	\$ 30,000,000.00
	10	2026-2027	2026	\$ -	\$ -	\$ 62,400,000.00	\$ 62,400,000.00	\$ 62,400,000.00	\$ 30,000,000.00
Continue to maintain viable presence	11	2027-2028	2027	\$ -	\$ -	\$ 57,200,000.00	\$ 57,200,000.00	\$ 57,200,000.00	\$ 30,000,000.00
	12	2028-2029	2028	\$ -	\$ -	\$ 52,000,000.00	\$ 52,000,000.00	\$ 52,000,000.00	\$ 52,000,000.00
	13	2029-2030	2029	\$ -	\$ -	\$ 46,800,000.00	\$ 46,800,000.00	\$ 46,800,000.00	\$ 46,800,000.00
	14	2030-2031	2030	\$ -	\$ -	\$ 41,600,000.00	\$ 41,600,000.00	\$ 41,600,000.00	\$ 41,600,000.00
	15	2031-2032	2031	\$ -	\$ -	\$ 36,400,000.00	\$ 36,400,000.00	\$ 36,400,000.00	\$ 36,400,000.00
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2032-2033	2032	\$ -	\$ -	\$ 31,200,000.00	\$ 31,200,000.00	\$ 31,200,000.00	\$ 31,200,000.00
	17	2033-2034	2033	\$ -	\$ -	\$ 26,000,000.00	\$ 26,000,000.00	\$ 26,000,000.00	\$ 26,000,000.00
	18	2034-2035	2034	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	19	2035-2036	2035	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	20	2036-2037	2036	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	21	2037-2038	2037	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	22	2038-2039	2038	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	23	2039-2040	2039	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	24	2040-2041	2040	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
	25	2041-2042	2041	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00
		2042-2043	2042	\$ -	\$ -	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00	\$ 20,800,000.00

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**

Applicant Name      Fiber Winds Holding, LLC  
 ISD Name              Lorenzo ISD

Form 50-256A  
 Revised Feb. 2018

	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A	Column B	Column C	Column D	Column E
				Number of Construction FTE's or man-hours (specify)	Average annual wage rates for construction workers	Number of non-qualifying jobs applicant estimates it will create (cumulative)	Number of new qualifying jobs applicant commits to create meeting all criteria of Sec 313.021(3) (cumulative)	Average annual wage of new qualifying jobs
Each year prior to start of Value Limitation Period <i>insert as many rows as necessary</i>	0	2013-2017	2016	0	\$	N/A	0	N/A
Each year prior to start of Value Limitation Period <i>insert as many rows as necessary</i>	0	2017-2018	2017	75 FTE	\$ 52,364.00	N/A	0	N/A
Value Limitation Period <i>The qualifying time period could overlap the value limitation period</i>	1	2013-2019	2018			0	3	\$ 46,900.00
	2	2019-2020	2019			0	3	\$ 46,900.00
	3	2020-2021	2020			0	3	\$ 46,900.00
	4	2021-2022	2021			0	3	\$ 46,900.00
	5	2022-2023	2022			0	3	\$ 46,900.00
	6	2023-2024	2023			0	3	\$ 46,900.00
	7	2024-2025	2024			0	3	\$ 46,900.00
	8	2025-2026	2025			0	3	\$ 46,900.00
	9	2026-2027	2026			0	3	\$ 46,900.00
	10	2027-2028	2027			0	3	\$ 46,900.00
Years Following Value Limitation Period	11 through 26	2028-2044	2028-2044			0	3	\$ 46,900.00

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 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts)  
 If yes, answer the following two questions:
- C1a. Will the applicant request a job waiver, as provided under 313.025(1-1)?
- C1b. Will the applicant avail itself of the provision in 313.021(3)(F)?

Yes ☒ No ☐  
 Yes ☒ No ☐  
 Yes ☐ No ☒

Schedule D: Other Incentives (Estimated)

Applicant Name Fiber Winds Holding, LLC  
ISD Name Lorenzo ISD

State and Local Incentives for which the Applicant intends to apply (Estimated)						
Incentive Description	Taxing Entity applicable) (as	Beginning Year of Benefit	Duration of Benefit	Annual Tax Levy without Incentive	Annual Incentive	Annual Net Tax Levy
Tax Code Chapter 311	County:					
	City:					
	Other:					
Tax Code Chapter 312	Crosby County (Revising)	2018	2027	\$245,818	100% for 10 years with 1,000 per MW due as PILOT payment	\$80,000
Local Government Code Chapters 380/381	County:					
	City:					
	Other:					
Freeport Exemptions						
Non-Annexation Agreements						
Enterprise Zone/Project						
Economic Development Corporation						
Texas Enterprise Fund						
Employee Recruitment						
Skills Development Fund						
Training Facility Space and Equipment						
Infrastructure Incentives						
Permitting Assistance						
Other:						
Other:						
Other:						
Other:						
TOTAL				\$ 245,818.18		\$ 80,000.00

Additional information on incentives for this project:



\$/MW that is Taxable	\$1,300,000
MW	80
Project Tax Basis	\$104,000,000
Depreciation in Qualifying Year 1	(5,200,000)
Depreciation in Qualifying Year 2	(5,200,000)
Tax Basis at COD	\$93,600,000

**Attachment 15**

***Economic Impact Analysis, other payments made in the state or other economic information  
(If applicable).***

Pending, not attached.

## **Attachment 16**

### ***Description of Reinvestment or Enterprise Zone, including:***

- a) Evidence that the area qualifies as an 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\****

***"\*" To be submitted before date of final application approval by school board***

**Attachment 16a**

***a) Evidence that the area qualifies as an enterprise zone as defined by the Governor's Office***

Not Applicable.

**Attachment 16b**

***b) Legal description of reinvestment zone***

The legal description of the land in the Reinvestment Zone

Pending

**Attachment 16c**

***c) Order, resolution or ordinance establishing the reinvestment zone\****

TBD

**Attachment 16d**

***d) Guidelines and criteria for creating the zone\****

TBD

**Attachment 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

Oran Hamilton

Print Name (Authorized School District Representative)

Superintendent

Title

sign  
here

*Oran Hamilton*

Signature (Authorized School District Representative)

*6/27/16*

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

Thomas Carbone

Print Name (Authorized Company Representative (Applicant))

President

Title

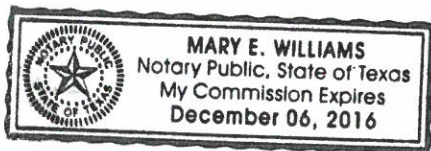
sign  
here

*[Signature]*

Signature (Authorized Company Representative (Applicant))

*6/22/16*

Date



(Notary Seal)

GIVEN under my hand and seal of office this, the

*22* day of *June*, *2016*

*Mary E. Williams*

Notary Public in and for the State of Texas

My Commission expires: *12/06/2016*

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.