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TEXAS BOARD OF LEGAL SPECIALIZATION

JUSTIN DEMERATH

February 14, 2017

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

RE: Application to the Borden County Independent School District from Fluvanna Wind Energy 2, LLC
(**First Qualifying Year 2018, First Value Limitation Year 2019**)

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Borden County Independent School District is notifying Fluvanna Wind Energy 2, LLC of its intent to consider the application for appraised value limitation on qualified property should a positive certificate be issued by the Comptroller. The Applicant submitted the Application to the school district on January 16, 2017. The Board voted to accept the application on January 16, 2017. The application has been determined complete as of February 14, 2017. The Applicant has provided the schedules in both electronic format and paper copies. The electronic copy is identical to the hard copy that will be hand delivered. The Applicant has requested that the value limitation begin in 2019. Please prepare the economic impact report.

The Applicant has requested that a portion of Tab 11, specifically the detailed layout of the planned wind farm, be kept confidential until such time the Board votes to approve the application. In accordance with 34 TAC 9.1053, the information that is the subject of this request is segregated from the materials submitted contemporaneously with this application, that is, the proprietary commercial information regarding the competitive siting decisions for the possible project and proprietary information regarding the proposed layout of the project. The confidential materials are being submitted separately to protect against unintended disclosure. The maps depicting the planned location of the project display proprietary commercial information regarding the specific location of the possible project and the nature of the business that will be conducted at the site. The materials are protected by the trade secret exception set forth in Texas Government Code §552.110.

A copy of the application will be submitted to the Borden County Appraisal District.

Sincerely,

Kevin O'Hanlon
School District Consultant

Cc: Borden County Appraisal District
Fluvanna Wind Energy 2, LLC

Fluvanna Wind Energy 2, LLC

Application for Appraised Value Limitation on Qualified Property

Borden County Independent School District

January 2017

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 ally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from e 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

01/16/17
Date Application Received by District

Billy
First Name

Collins
Last Name

Superintendent
Title

Borden County ISD
School District Name

240 West Kincaid Avenue
Street Address

Box 95
Mailing Address

Gail
City

TX
State

79738
ZIP

806-756-4313
Phone Number

806-756-4310
Fax Number

Mobile Number *(optional)*

bcollins@bcisd.net
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)*

Authorized School District Consultant *(If Applicable)*

Daniel	Casey
First Name	Last Name

Partner
Title

Moak, Casey, & Associates LLP
Firm Name

512-485-7878	512-485-7888
Phone Number	Fax Number
	dcasey@moakcasey.com
Mobile Number *(optional)*	Email Address

4. On what date did the district determine this application complete? 2/14/20117

5. Has the district determined that the electronic copy and hard copy are identical? ..... (X) Yes ( ) No

SECTION 2: Applicant Information

1. Authorized Company Representative *(Applicant)*

Chris	Jones
First Name	Last Name
Manager	Fluvanna Wind Energy 2, LLC
Title	Organization

400 Montgomery Street, Suite 1105
Street Address

)0 Montgomery Street, Suite 1105
Mailing Address

San Francisco	California	94104
City	State	ZIP

(415) 398-5153	(415) 398-5231
Phone Number	Fax Number
	cghionis@terna-energy.com
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.

N/A	N/A
First Name	Last Name
N/A	N/A
Title	Organization

N/A
Street Address

N/A
Mailing Address

N/A	N/A	N/A
City	State	ZIP

N/A	N/A
Phone Number	Fax Number
/A	N/A
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)

Authorized Company Consultant ***(If Applicable)***

First Name: N/A

Last Name: N/A

Title: N/A

Firm Name: N/A

Phone Number: N/A

Fax Number: N/A

Business Email Address: N/A

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? Fluvanna Wind Energy 2, LLC
2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 *(11 digits)* 32062695823
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

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:

- ☐ Land has no existing improvements
- ☑ Land has existing improvements *(complete Section 13)*
- ☐ Expansion of existing operation on the land *(complete Section 13)*
- ☐ 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
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

Application approval by school board ..... May 2017

2. Commencement of construction ..... September 2017
3. Beginning of qualifying time period ..... May 2017
4. First year of limitation 2019
5. Begin hiring new employees ..... July 2018
6. Commencement of commercial operations ..... October 2018
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? ..... October 2018

SECTION 10: The Property

1. Identify county or counties in which the proposed project will be located: Borden County, TX (100%)
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property: Borden 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:	Borden County: $0.7175 (100%) *(Name, tax rate and percent of project)*	City:	N/A *(Name, tax rate and percent of project)*
Hospital District:	N/A *(Name, tax rate and percent of project)*	Water District:	N/A *(Name, tax rate and percent of project)*
Other *(describe)*:	Borden ISD(100%): $1.32 ($0.28 I&S) *(Name, tax rate and percent of project)*	Other *(describe)*:	N/A *(Name, tax rate and percent of project)*

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? 30,000,000.00
2. What is the amount of appraised value limitation for which you are applying? 30,000,000.00

   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

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? ..... March 2017

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): ..... $ 57,510.00

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.

Total estimated market value of proposed property not eligible to become qualified property *(that property described in response to question 2)*: ..... $ 0.00

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? 4

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 482.50

   b. 110% of the average weekly wage for manufacturing jobs in the county is ..... *no county data available

   c. 110% of the average weekly wage for manufacturing jobs in the region is 1107.92

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? 57611.84

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? 58,000

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

If 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 ▶ Billy Collins — Superintendent

Print Name *(Authorized School District Representative)* — Title

sign here ▶ — 01/16/17

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 ▶ Chris Jones — Manager

Print Name *(Authorized Company Representative (Applicant))* — Title

sign here ▶ Chris S. Jones — 01/16/17

Signature *(Authorized Company Representative (Applicant))* — Date

ANGELINA LEMONS
OFFICIAL NOTARY PUBLIC
COMMISSION EXPIRES
07-17-2019

(Notary Seal)

GIVEN under my hand and seal of office this, the

16 day of Jan, 2017

Angelina Lemons
Notary Public in and for the State of Texas

My Commission expires: 7-17-19

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.

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 *(if applicable)*
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 *(if applicable)*
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 *(if applicable)*
11	Maps that clearly show: a) Project vicinity b) Qualified investment including location of tangible personal propertry 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 **Note:** Electronic maps should be high resolution files. Include map legends/markers.
12	Request for Waiver of Job Creation Requirement and supporting information *(if applicable)*
13	Calculation of three possible wage requirements with TWC documentation
14	Schedules A1, A2, B, C and D completed and signed Economic Impact *(if applicable)*
15	Economic Impact Analysis, other payments made in the state or other economic information *(if applicable)*
16	Description of Reinvestment or Enterprise Zone, including: 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* *** To be submitted with application or before date of final application approval by school board**
17	Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative *(applicant)*

TAB 2

PROOF OF PAYMENT OF APPLICATION FEE

Please find, on the attached page, a copy of the cashiers check receipt for $75,000 application fee to Borden County Independent School District.

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

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

TAB 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.

TAB 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.[1]

Fluvanna Wind Energy 2, LLC ("Fluvanna 2") is a special purpose entity formed to facilitate the development and commercialization of a utility-scale wind energy project under development by Terna Energy USA Holding Inc ("Terna"). Terna, the developer of Fluvanna 2, is in the business of developing, constructing and operating plants generating electricity from renewable and traditional energy projects.

Fluvanna Wind Energy 2, LLC is requesting an appraised value limitation from Borden County ISD for a proposed wind energy project using wind turbines, operational structures, and a transmission line that will connect the project to a third-party transmission facility located nearby in Scurry County. The wind farm and its associated infrastructure will be constructed within a Reinvestment Zone established by Borden 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 up to 150 megawatts ("MW"). To construct the wind farm, Fluvanna Wind Energy 2, LLC will install between 38 and 65 wind turbines all within Borden County ISD that will have a rated capacity of 2.0 to 3.0 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 September 2017, and is expected to take approximately 9 months to complete, with an estimated commercial operations date by October 2018, contingent upon favorable economics for the project.

While the wind regime for Fluvanna Wind Energy 2, LLC is very good, there are currently many favorable locations for wind projects that could be developed across the US. Fluvanna Wind Energy 2, LLC has modeled its economics with an expectation that it will have a Limitation of Appraised Value Agreement with Borden County ISD. Investors are looking for wind projects across the US and can locate projects in a wide variety of locations. Should Fluvanna Wind Energy 2, LLC be unable to develop a competitive project in Texas that can generate sufficient returns, these

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[1] Form 50-296-A § 7.1

investors may deploy their investments elsewhere.

Wind farms are operating and under development in many states throughout the country. Per 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 US wind power MW under construction than ever in history. Over 9,400MW are currently listed as under construction. Once complete, 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.

Figure 22
Map of U.S. Wind Power 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.

Terna Energy is a project developer and Independent power producer of renewable energy since 2000. It is part of the GEK Terna Group of companies which is active in construction, energy production and supply, concessions, waste management and mining activities to real estate development & management. With a total number of 5000 employees around the world, the group has made investments of more than $1.5 billion in the last five years. The current construction backlog of the group reaches $3 billion. The total installed capacity of the energy plants (conventional and renewable) that the group owns or participates in is 1,080 MW while it has been involved as a contractor in more than 3,500 MW, including its own project participations. Terna Energy on its own merit today operates, has under construction or ready to be built a total of approximately 1000 MW of renewable energy projects. The total wind assets are approximately 950 MW which includes the 138 MW of the Mountain Air project in Idaho. The Fluvanna 2 project is an important further step of the company in the United States to develop and expand its

business. Terna Energy is committed to sustainable development and the priority that green energy has in achieving a sustainable world. Terna Energy considers that energy is the key driver for the development of our society and is committed to contributing to a sustainable energy future for the world by increasing the use of Renewable Energy Sources.

As such, the development resources necessary to advance the subject planned 150MW Fluvanna 2 wind farm could be redeployed to other renewable energy development projects in other power markets in the United States. Fluvanna Wind Energy 2, LLC, however, was formed for the express purpose of developing a community sponsored wind farm that would help bring economic development to the area. Terna identified Texas, and in particular Borden County, for its strong wind resource, access to available transmission capacity and the ERCOT market, and favorable property tax incentives under the Tax Code for Chapter 312 tax abatement and Chapter 313 Appraised Value Limitation.

Terna prefers to develop and build the proposed Fluvanna Wind Energy 2, LLC as described throughout this Application. This Project is still in the early stages of development. As of December 10th, 2016, Fluvanna Wind Energy 2, LLC'S physical assets are valued at less than $60,000. Most of this capital is comprised of non-qualified property, specifically two (2) temporary meteorological towers erected on the project site.

Should the appraised value limitation be granted, Fluvanna Wind Energy 2, 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.

TAB 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.[2]

? Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project?[3]

Fluvanna Wind Energy 2, LLC was formed in 2016.

Since its formation, Fluvanna Wind Energy 2, LLC and its associate parties have entered into the following representative agreements and contracts for the development of a project phase within Borden County ISD and intend to assign these assets to Fluvanna Wind Energy 2, LLC:

- Grants of leases and easements covering approximately 14,493 acres
- Avian Study and contract with Turner Biological Consulting
- Supplemental Avian Studies with Western Ecosystems Technology, Inc.
- 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
- Additional Wetland studies with Westwood Inc.
- Wind Data Measurement & Analysis contract with Wireless Innovations for data transmission for 5 Met Towers
- Contract with V-Bar for data storage and verification of met towers
- FCC & RF Studies and contract with ATDI, Inc.
- Additional and updated FCC and RF Studies with ADTI and other private contractors
- Update of the Bird and Bat Conservation Strategy (BBCS) with Western Ecosystems Technology, Inc.
- Phase One Environmental Site Assessment (ESA) and contract with Westwood Professional Services
- Further Avian studies and reviews of the previously executed ones in order to

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[2] Form 50-296-A, instructions for appending supporting documentation for answers in § 8

[3] Form 50-296-A § 8.2

comply with comments and the guidelines of the USFWS and TPWD, contracted to West Eco Systems Technology Inc.

? Does the applicant have current business activities at the location where the proposed project will occur?[4]

Currently, project development activities are in process, and are limited to the agreements and contracts noted above. The results of the project development activities will determine with greater certainty and granularity the feasibility of completing development, financing, and constructing an economically viable wind energy project in the Borden County ISD.

These contracts and initial investments are preliminary in nature as Fluvanna Wind Energy 2, LLC has determined that a value limitation agreement with Borden County 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?[5]

Terna Energy's team, from its offices in Texas, California and Idaho, is actively pursuing opportunities to develop, construct and operate wind and other energy projects throughout the United States. The company has extensive experience in markets across the country. Based on this experience, the management team evaluates all potential projects for feasibility, the ability to be financed, and the economic returns they represent in comparison to other project opportunities across the country.

The states where Terna Energy is active evaluating other projects and their feasibility both technically and economically include California, Texas, Oregon, Alabama, Indiana, Oklahoma, Kansas, and Puerto Rico.

The Fluvanna Wind Energy 2, LLC is currently assessing whether the identified site in Borden County 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 Fluvanna 2 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

[4] Form 50-296-A § 8.3
[5] Form 50-296-A § 8.4

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 $185 million needed to purchase wind turbines and other infrastructure and to fund the construction and closing costs of the facility.

? Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities?[6]

No.

? 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?[7]

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 Fluvanna Wind Energy 2, LLC.

[6] Form 50-296-A § 8.8
[7] Form 50-296-A § 8.10

TAB 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)

If no, attach in Tab 6 additional information on the project scope and size to assist in the economic analysis.[8]

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

- Borden County ISD 100%

[8] Form 50-296-A, § 10.5.A

TAB 7

DESCRIPTION OF QUALIFIED INVESTMENT

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).[9]

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).[10]

Fluvanna Wind Energy 2, LLC plans to construct an estimated 120 to 150 MW wind farm located within Borden County ISD in Borden County, Texas. All the Qualified Investment for this Project will be located within Borden County ISD.

The intended qualified investment includes wind turbines, foundations, collection systems, approximately 3 miles of 138kV 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 3.0 MW turbines without excluding larger ones. Although final turbine selection and location of the infrastructure may change, the equipment outlined above is expected to be located within Borden County ISD. Current plans are to install between 38 and 65 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. Fluvanna Wind Energy 2, LLC intends to connect to a third-party interconnection facility located 3 miles to the east in Scurry County via a 138kV transmission line. That third-party interconnection facility will eventually connect to the ERCOT Dermott Substation. All 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.

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[9] Form 50-296-A, § 11.4.a

[10] Form 50-296-A, § 11.4.b

TAB 8

DESCRIPTION OF QUALIFIED PROPERTY

Fluvanna Wind Energy 2, LLC plans to construct an estimated 120 to 150 MW wind farm located within Borden County ISD in Borden County, Texas. All the Qualified Property for this Project will be located within Borden County ISD.

The intended Qualified Property includes wind turbines, foundations, collection systems, approximately 3 miles of 138kV 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 3.0 MW turbines without excluding larger ones. Although final turbine selection and location of the infrastructure may change, the equipment outlined above is expected to be located within Borden County ISD. Current plans are to install between 38 and 65 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. Fluvanna Wind Energy 2, LLC intends to connect to a third-party interconnection facility located 3 miles to the east in Scurry County via a 138kV transmission line. That third-party interconnection facility will eventually connect to the ERCOT Dermott Substation. All 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.

TAB 9

Description of LAND

EXHIBIT A

PROJECT AREA IN REINVESTMENT ZONE

All of this land described below in Borden County, Texas, being approximately 17650 acres.

All of sections 408, 425, 464, 465, 474, 475, 476, 477, 478, 479, 480, 520, 521, 522, 523, 524, 525, 528 529, 530, 531, 532 of Block 97, Survey H & TC, Borden County, Texas, being approximately 650 acres each.

Part of and the Northwest quarter of Section 407, Block 97, Survey H & TC, Borden County, Texas being 262 acres more or less.

All of the East one half of Section 424, Block 97, Survey H & TC, Borden County, Texas, being 328 acres more or less.

All of the West part of Section 426, Block 97, Survey H & TC, Borden County, Texas, being 426 acres more or less.

All of the West part of Section 463, Block 97, Survey H & TC, Borden County, Texas, being 400 acres more or less.

All of the Southeast quarter of Section 466, Block 97, Survey H & TC, Borden County, Texas, being 164 acres more or less.

All of the West half and a south part of the Southeast quarter of Section 481, Block 97, Survey H & TC, Borden County, Texas, being 413 acres more or less.

All of the West part of Section 482, Block 97, Survey H & TC, Borden County, Texas, being 390 acres more or less.

All of the west half and the west part of the East half of Section 517, Block 97, Survey H & TC, Borden County, Texas, being 380 acres more or less.

All of the West half and part of the East half of Section 519, Block 97, Survey H & TC, Borden County, Texas, being 540 acres more or less.

All of the Southwest quarter of Section 533 Block 97, Survey H & TC, Borden County, Texas, being 140 acres more or less.

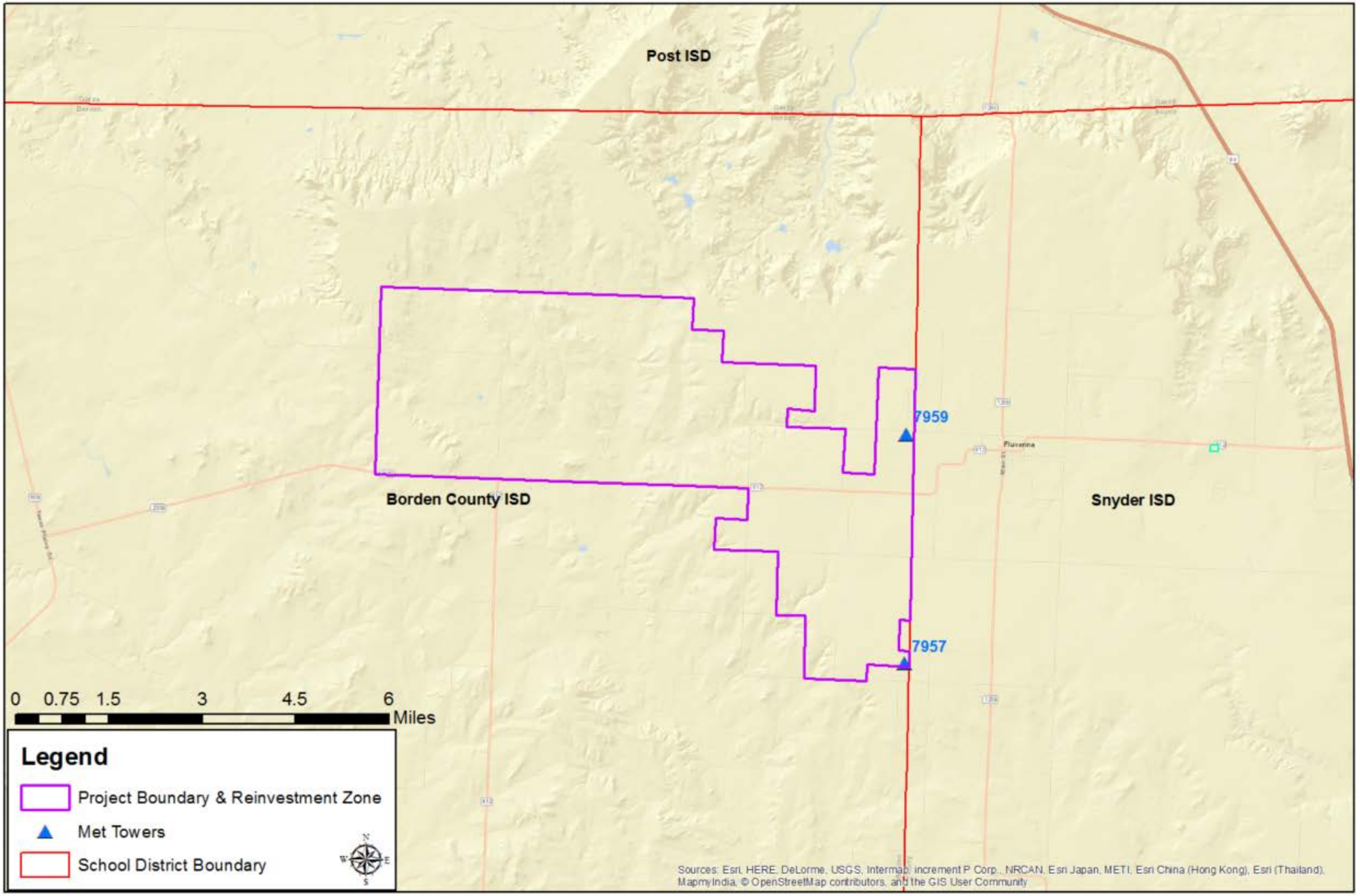
TAB 10

DESCRIPTION OF ALL PROPERTY NOT ELIGIBLE TO BECOME QUALIFIED PROPERTY (IF APPLICABLE)

The Project has two (2) temporary meteorological towers located on site. A map reflecting their placement is provided below and in Attachment 11d. A Tax invoice from Borden County Appraisal District is also attached below for further reference.

Tower #7957 – NRG 60m Tower – Serial No. 428011045 - 32° 50.158 N 101° 10.496 W

Tower #7959 – NRG 60m Tower – Serial No. 462000234 - 32° 53.358 N 101° 10.550 W


Post ISD
Borden County ISD
Snyder ISD
7959
7957
0 0.75 1.5 3 4.5 6
Miles
Legend
Project Boundary & Reinvestment Zone
Met Towers
School District Boundary
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

2016 Borden CAD TAX STATEMENT

STATEMENT/RECEIPT NUMBER 5212

Make Check or Money Order Payable:
Borden CAD
Judy Harris, RPA, RTA
P.O. Box 298
120 East Wilbourn
Gail, Texas 79738
PH: 806-756-4484 Fax: 806-756-4419

Owner ID/Roll	IF PAID IN	PAY THIS AMOUNT
M-8001768	OCT.	1,136.62
MIN	NOV.	1,148.34
	DEC.	1,160.05
	JAN.	**1,171.77**
	FEB.	1,253.80
	MAR.	1,277.22
	APR.	1,300.67
	MAY	1,324.10
	JUN.	1,347.53
AMOUNT OF YOUR REMITTANCE		

MINERAL/INDUSTRIAL

3198 0.5180 FP 0.452 22 19 4
TERNA ENERGY USA HOLDING CORP
%PROPERTY TAX DEPT
400 MONTGOMERY ST STE 1105
SAN FRANSICO, CA 94104

For proper credit, detach and return this portion of the statement with your payment.

2016 Borden CAD TAX STATEMENT - STATEMENT NUMBER 5212
PHONE NUMBER: 806-756-4484

M-8001768

TERNA ENERGY USA HOLDING CORP
%PROPERTY TAX DEPT
400 MONTGOMERY ST STE 1105
SAN FRANSICO CA 94104

DISCOUNT AMOUNT	IF PAID IN	PAY THIS AMOUNT
-35.15	- 3% OCT 2016	1,136.62
-23.43	- 2% NOV 2016	1,148.34
-11.72	- 1% DEC 2016	1,160.05
0.00	0% JAN 2017	1,171.77

PENALTY & INTEREST	PENALTY AND INTEREST APPLIES IF NOT PAID BY JAN 31, 2017	
82.03	7% Feb 2017	1,253.80
105.45	9% Mar 2017	1,277.22
128.90	11% Apr 2017	1,300.67
152.33	13% May 2017	1,324.10
175.76	15% Jun 2017	1,347.53

*** Jurisdiction grants discount.**
Total Taxes Used to Calculate Discount: $1,171.77

FOR RETURN RECEIPT, PLEASE ENCLOSE A SELF ADDRESSED, STAMPED ENVEL

PROPERTY DESCRIPTION			TAXING UNIT	EXEMPTIONS	VALUE	TAX RATE	TAXES
METROLOGICAL TOWER #7959	Acct: 8001768-0-9900005	Cat Code: L2P					
PERSONAL	Lease #: 9900005		Borden County	0	29,570	0.717500	212.16
1 MILE RD &LANDRUM FLUVANNA	Par/Seq: 127861/1	Acres: 0.000	Borden ISD	0	29,570	1.040000	307.53
	Own Int./Type: 0.000000 / RA		Borden ISD IS	0	29,570	0.280000	82.80
	JUR: CAD-033-30						
					Parcel Total Taxes:		602.49
METROLOGICAL TOWER #7957	Acct: 8001768-0-9900010	Cat Code: L2P					
PERSONAL	Lease #: 9900010		Borden County	0	27,940	0.717500	200.47
CR 2212 & CR 2215 FLUVANNA	Par/Seq: 128254/1	Acres: 0.000	Borden ISD	0	27,940	1.040000	290.58
	Own Int./Type: 0.000000 / RA		Borden ISD IS	0	27,940	0.280000	78.23
	JUR: CAD-033-30						
					Parcel Total Taxes:		569.28

OWNER'S TOTALS BREAKOUT:

Tax Unit	Assessed Value	Homestead Exemption	065/Disabled Exemption	Disabled Vet	Other Exemption	Taxable Value	Tax Rate	Tax Due
*Borden County	57,510	0	0	0	0	57,510	0.717500	412.63
*Borden ISD	57,510	0	0	0	0	57,510	1.040000	598.11
*Borden ISD IS	57,510	0	0	0	0	57,510	0.280000	161.03
							Owner's Total Taxes:	1,171.77

IF YOU ARE 65 YEARS OF AGE OR OLDER, OR ARE SOCIAL SECURITY DISABLED AND THE PROPERTY DESCRIBED IN THIS DOCUMENT IS YOUR RESIDENCE HOMESTEAD, YOU SHOULD CONTACT THE APPRAISAL DISTRICT REGARDING ANY ENTITLEMENT YOU MAY HAVE IN THE POSTPONEMENT OF PAYMENT OF THESE TAXES.

09/22/2016 5:55 pm Form Count: 2,941 Owner Count: 756 Page 1 of 2

TAB 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***

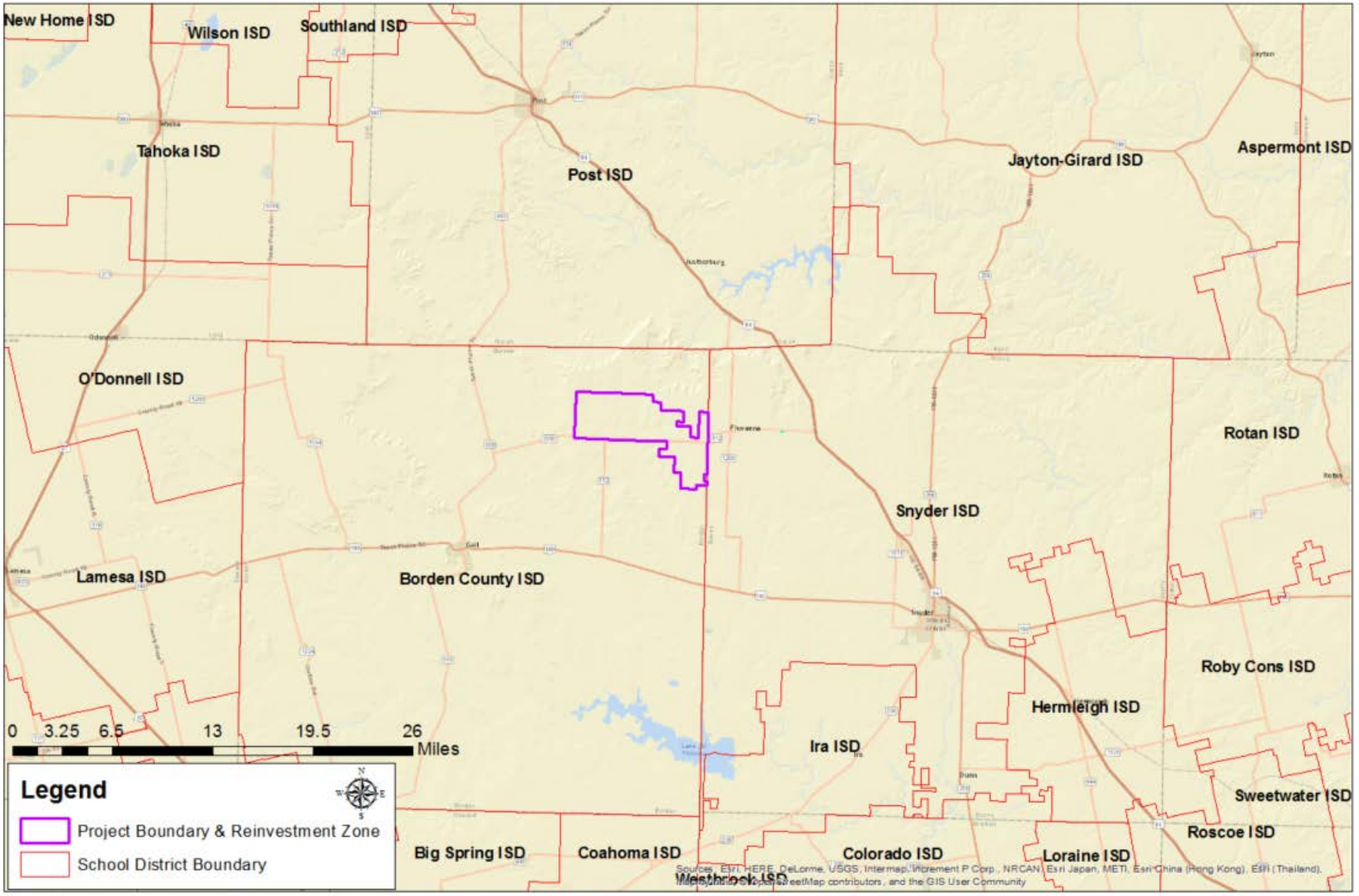
F. ***Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size***

ATTACHMENT 11, A)

PROJECT VICINITY

Please see the attached map on the following page.

Vicinity Map - Fluvanna Wind Energy 2, LLC



ATTACHMENT 11, 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 on the following page.

CONFIDENTIAL

ATTACHMENT 11, c)

QUALIFIED PROPERTY INCLUDING LOCATION OF NEW BUILDINGS OR NEW IMPROVEMENTS

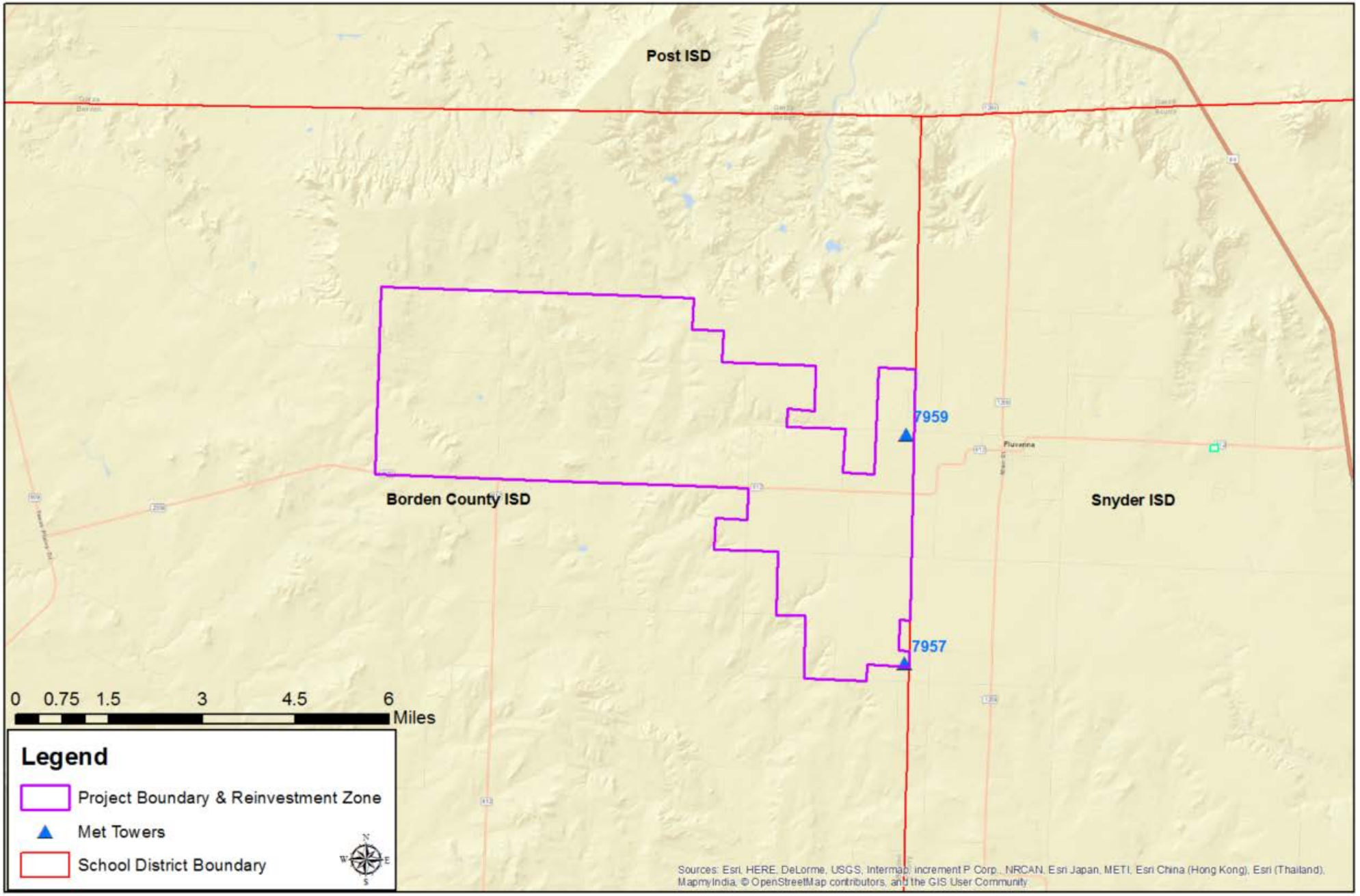
Please see the attached map on the following page.

Confidential

ATTACHMENT 11, D)

EXISTING PROPERTY

Please see the attached map on the following page.

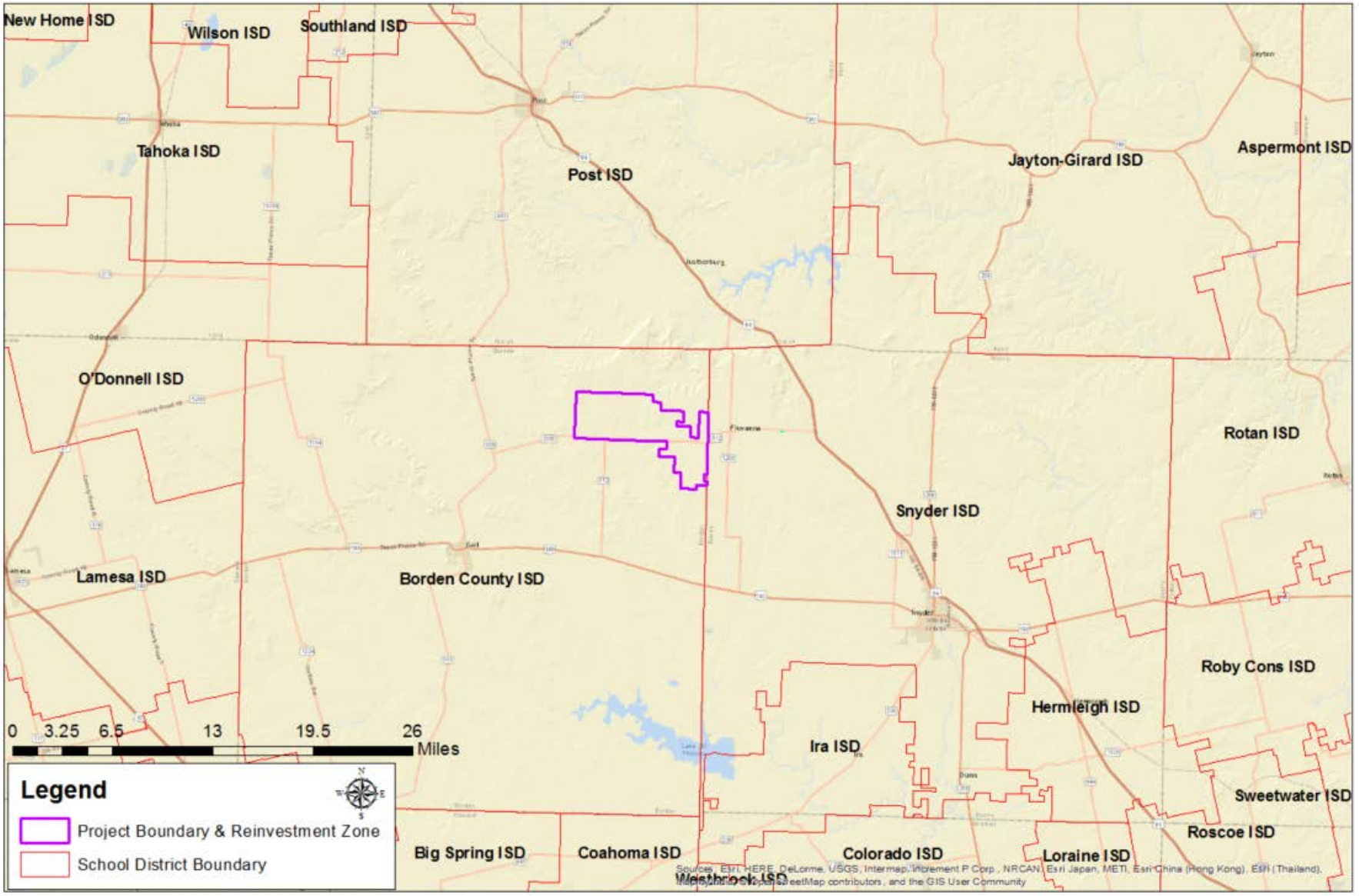

Post ISD
Borden County ISD
Snyder ISD
7959
7957
0 0.75 1.5 3 4.5 6
Miles
Legend
Project Boundary & Reinvestment Zone
Met Towers
School District Boundary
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

ATTACHMENT 11, E)

LAND LOCATION WITHIN VICINITY MAP

Please see the attached map on the following page.

Vicinity Map - Fluvanna Wind Energy 2, LLC

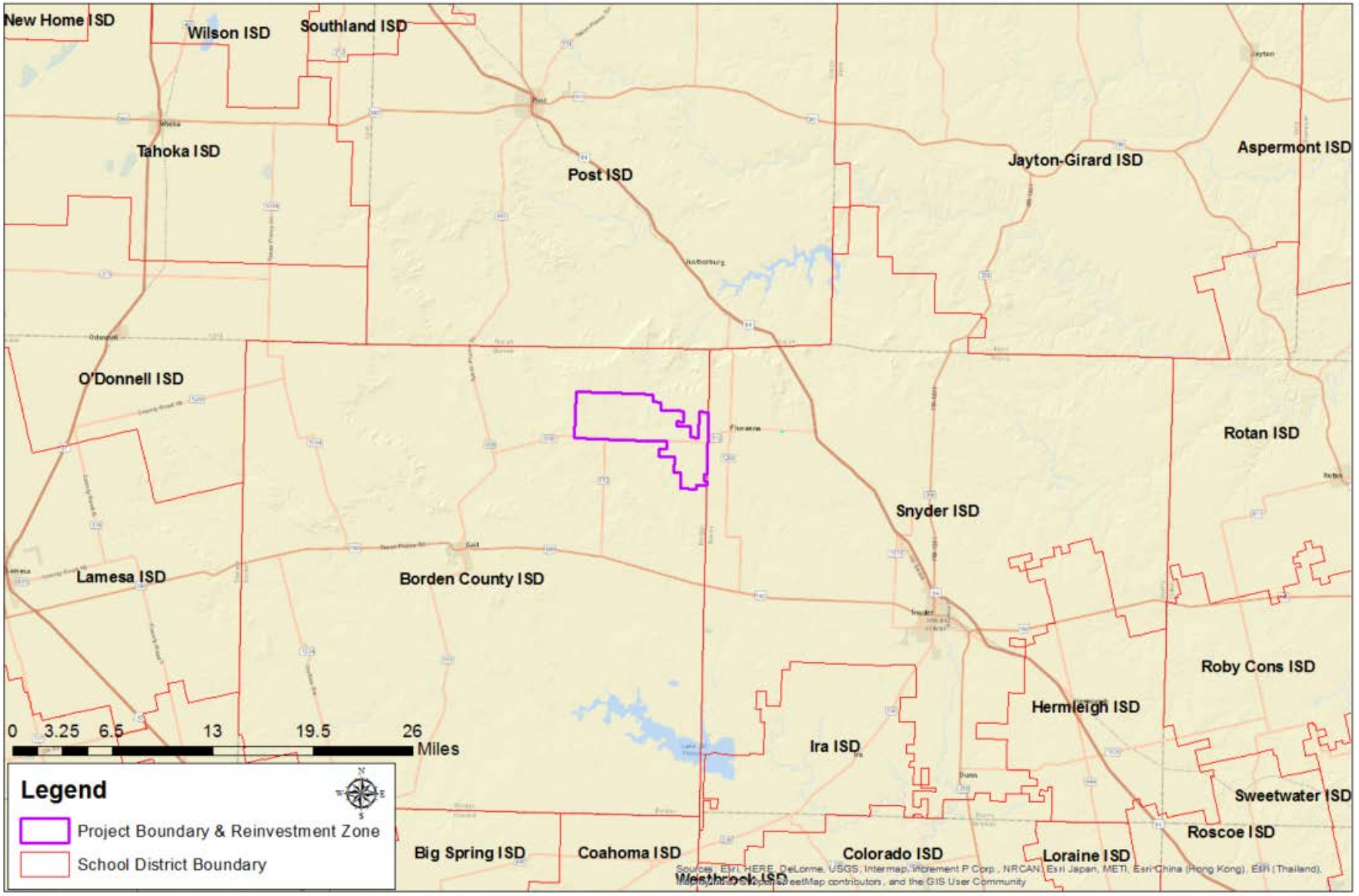


ATTACHMENT 11, F)

REINVESTMENT OR ENTERPRISE ZONE WITHIN VICINITY MAP, SHOWING THE ACTUAL OR PROPOSED BOUNDARIES AND SIZE

Please see the attached map on the following page.

Vicinity Map - Fluvanna Wind Energy 2, LLC



TAB 12

REQUEST FOR WAIVER OF JOB CREATION REQUIREMENT AND SUPPORTING INFORMATION (IF APPLICABLE)

Please see the attached waiver letter on the following page.

Fluvanna Wind Energy 2, LLC

January 16th, 2017

Mr. Billy Collins
Borden County Independent School District
PO Box 95, Gail, TX 79738

Re: **Chapter 313 Job Waiver Request for Fluvanna Wind Energy 2, LLC**

Dear Mr. Collins,

Fluvanna Wind Energy 2, LLC requests that the Borden County 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.

Fluvanna Wind Energy 2, LLC requests that the Borden County Independent School District makes such a finding and waive the job creation requirement for 10 permanent jobs. In line with industry standards for job requirements, Fluvanna Wind Energy 2, LLC has committed to create 4 total jobs for the project, all of which will be in Borden County I.S.D.

Wind projects create many 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,

Chris J. Jones

Chris Jones
Manager
Fluvanna Wind Energy 2, LLC

TAB 13-Calculation of Wage targets

D.PERIODY	Period	Area	Ownership	Industry	Avg Weekly Wages
2016	1st Qtr	Borden County	Private	Total, All Industries	$439
2016	2nd Qtr	Borden County	Private	Total, All Industries	$473
2016	3rd Qtr	Borden County	Private	Total, All Industries	$516
2015	4th Qtr	Borden County	Private	Total, All Industries	$502
					482.5

Regional Wage Calculation

25.18*40*110% =	1107.92	Weekly Wage
	57611.84	Annual Wage

Quarterly Employment and Wages (QCEW)

Back

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2015	1st Qtr	Borden County	Private	00	0	10	Total, All Industries	$499
2016	1st Qtr	Borden County	Private	00	0	10	Total, All Industries	$439
2015	2nd Qtr	Borden County	Private	00	0	10	Total, All Industries	$498
2016	2nd Qtr	Borden County	Private	00	0	10	Total, All Industries	$473
2015	3rd Qtr	Borden County	Private	00	0	10	Total, All Industries	$458
2016	3rd Qtr	Borden County	Private	00	0	10	Total, All Industries	$516
2015	4th Qtr	Borden County	Private	00	0	10	Total, All Industries	$502

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

COG	Wages Hourly	Wages 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 AND D COMPLETED AND SIGNED ECONOMIC IMPACT (IF APPLICABLE).

Please see the attached schedules on the following page.

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

Applicant Name Fluvai Energy 2, LLC
ISD Name Borden . .y ISD

Form 50-296A
Revised Feb 2014

PROPERTY INVESTMENT AMOUNTS

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

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	Column B New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Column C Other new investment made during this year that will not become Qualified Property [SEE NOTE]	Column D Other new investment made during this year that may become Qualified Property [SEE NOTE]	Column E **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)	2017-2018	2017	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	2018-2019	2018	$ -	$ -	$ -	$ -	$ -
Complete tax years of qualifying time period	QTP2	2019-2020	2019	$161,070,000	$ -	$ -	$ -	$ 161,070,000.00
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				$ -	$ -	$ -	$ -	$ -
				Enter amounts from TOTAL row above in Schedule A2				
Total Qualified Investment (sum of green cells)				$ -				

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: Fluva[redacted] Energy 2, LLC

ISD Name: Borden County ISD

Form 50-296A

Revised Feb 2014

PROPERTY INVESTMENT AMOUNTS

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

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	Column B New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Column C Other investment made during this year that will not become Qualified Property [SEE NOTE]	Column D Other investment made during this year that will become Qualified Property [SEE NOTE]	Column E **Total Investment** (A+B+C+D)
Total Investment from Schedule A1*	–	TOTALS FROM SCHEDULE A1		Enter amounts from TOTAL row in Schedule A1 in the row below				
				$161,070,000	$ -		$ -	$ 161,070,000.00
Each year prior to start of value limitation period** *Insert as many rows as necessary*	0	2016-2017	2016				$ -	$ -
Each year prior to start of value limitation period** *Insert as many rows as necessary*	0	2017-2018	2017				$ -	$ -
Each year prior to start of value limitation period** *Insert as many rows as necessary*	0	2018-2019	2018	$161,070,000	$ -			$ 161,070,000.00
Value limitation period***	1	2019-2020	2019					
	2	2020-2021	2020					
	3	2021-2022	2021					
	4	2022-2023	2022					
	5	2023-2024	2023					
	6	2024-2025	2024					
	7	2025-2026	2025					
	8	2026-2027	2026					
	9	2027-2028	2027					
	10	2028-2029	2028					
Total Investment made through limitation				$ 161,070,000.00	$ -	$ -	$ -	$ 161,070,000.00
Continue to maintain viable presence	11	2029-2030	2029					
	12	2030-2031	2030					
	13	2031-2032	2031					
	14	2032-2033	2032					
	15	2033-2034	2033					
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2034-2035	2034					
	17	2035-2036	2035					
	18	2036-2037	2036					
	19	2037-2038	2037					
	20	2038-2039	2038					
	21	2039-2040	2039					
	22	2040-2041	2040					
	23	2041-2042	2041					
	24	2042-2043	2042					
	25	2043-2044	2043					

* 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 12/12/2016

Applicant Name Fluvanna Wind Energy 2, LLC

ISD Name Borden County ISD

Form 50-296A

Revised May 2014

				Qualified Property			Estimated Taxable Value		
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	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 *Insert as many rows as necessary*	0	2017-2018	2017	$ -	$ -	$ -	$ -	$ -	$ -
	0	2018-2019	2018	$ -	$ -	$ -	$ -	$ -	$ -
Value Limitation Period	1	2019-2020	2019	$ -	$ 537,400.00	$ 161,070,000.00	$ 161,607,400.00	$ 161,607,400.00	$ 30,000,000.00
	2	2020-2021	2020	$ -	$ 510,530.00	$ 153,016,500.00	$ 153,527,030.00	$ 153,527,030.00	$ 30,000,000.00
	3	2021-2022	2021	$ -	$ 483,660.00	$ 144,963,000.00	$ 145,446,660.00	$ 145,446,660.00	$ 30,000,000.00
	4	2022-2023	2022	$ -	$ 456,790.00	$ 136,909,500.00	$ 137,366,290.00	$ 137,366,290.00	$ 30,000,000.00
	5	2023-2024	2023	$ -	$ 429,920.00	$ 128,856,000.00	$ 129,285,920.00	$ 129,285,920.00	$ 30,000,000.00
	6	2024-2025	2024	$ -	$ 403,050.00	$ 120,802,500.00	$ 121,205,550.00	$ 121,205,550.00	$ 30,000,000.00
	7	2025-2026	2025	$ -	$ 376,180.00	$ 112,749,000.00	$ 113,125,180.00	$ 113,125,180.00	$ 30,000,000.00
	8	2026-2027	2026	$ -	$ 349,310.00	$ 104,695,500.00	$ 105,044,810.00	$ 105,044,810.00	$ 30,000,000.00
	9	2027-2028	2027	$ -	$ 322,440.00	$ 96,642,000.00	$ 96,964,440.00	$ 96,964,440.00	$ 30,000,000.00
	10	2028-2029	2028	$ -	$ 295,570.00	$ 88,588,500.00	$ 88,884,070.00	$ 88,884,070.00	$ 30,000,000.00
Continue to maintain viable presence	11	2029-2030	2029	$ -	$ 268,700.00	$ 80,535,000.00	$ 80,803,700.00	$ 80,803,700.00	$ 80,803,700.00
	12	2030-2031	2030	$ -	$ 241,830.00	$ 72,481,500.00	$ 72,723,330.00	$ 72,723,330.00	$ 72,723,330.00
	13	2031-2032	2031	$ -	$ 214,960.00	$ 64,428,000.00	$ 64,642,960.00	$ 64,642,960.00	$ 64,642,960.00
	14	2032-2033	2032	$ -	$ 188,090.00	$ 56,374,500.00	$ 56,562,590.00	$ 56,562,590.00	$ 56,562,590.00
	15	2033-2034	2033	$ -	$ 161,220.00	$ 48,321,000.00	$ 48,482,220.00	$ 48,482,220.00	$ 48,482,220.00
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2034-2035	2034	$ -	$ 134,350.00	$ 40,267,500.00	$ 40,401,850.00	$ 40,401,850.00	$ 40,401,850.00
	17	2035-2036	2035	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	18	2036-2037	2036	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	19	2037-2038	2037	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	20	2038-2039	2038	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	21	2039-2040	2039	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	22	2040-2041	2040	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	23	2041-2042	2041	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	24	2042-2043	2042	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00
	25	2043-2044	2043	$ -	$ 107,480.00	$ 32,214,000.00	$ 32,321,480.00	$ 32,321,480.00	$ 32,321,480.00

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 **Fluvanna Wind Energy 2, LLC**

ISD Name **Borden County ISD**

Form 50-296A

Revised Feb 2014

				Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A	**Column B**	**Column C**	**Column D**	**Column E**
	Year	**School Year** (YYYY-YYYY)	**Tax Year** (Actual tax year) YYYY	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 *Insert as many rows as necessary*	0	2017-2018	2017	0	$ -	N/A	0	N/A
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2018-2019	2018	150 FTE	$ 52,364.00	N/A	0	N/A
Value Limitation Period *The qualifying time period could overlap the value limitation period.*	1	2019-2020	2019			0	4	$ 58,000.00
	2	2020-2021	2020			0	4	$ 58,000.00
	3	2021-2022	2021			0	4	$ 58,000.00
	4	2022-2023	2022			0	4	$ 58,000.00
	5	2023-2024	2023			0	4	$ 58,000.00
	6	2024-2025	2024			0	4	$ 58,000.00
	7	2025-2026	2025			0	4	$ 58,000.00
	8	2026-2027	2026			0	4	$ 58,000.00
	9	2027-2028	2027			0	4	$ 58,000.00
	10	2028-2029	2028			0	4	$ 58,000.00
Years Following Value Limitation Period	11 through 26	2028-2044	2028-2044			0	4	$ 58,000.00

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 [redacted] Yes [redacted] No

If yes, answer the following two questions:

C1a. Will the applicant request a job waiver, as provided under 313.025(f-1)? [X] Yes [ ] No

C1b. Will the applicant avail itself of the provision in 313.021(3)(F)? [ ] Yes [redacted] No

Schedule D: Other Incentives (Estimated)

Applicant Name Fluvanna Wind Energy 2, LLC

ISD Name Borden County ISD

Form 50-296A

Revised Feb 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:					
	City:					
	Other:					
Tax Code Chapter 312	**Borden County**	2019	2028	$968,363	100% abatement years 1-10, $1,000/MW at COD - PILOT payment	$0.00
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	$ 968,363.24		$ -

Additional information on incentives for this project:

TAB 15

ECONOMIC IMPACT ANALYSIS, OTHER PAYMENTS MADE IN THE STATE OR OTHER ECONOMIC INFORMATION (IF APPLICABLE).

Not Applicable.

TAB 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 16, A)

EVIDENCE THAT THE AREA QUALIFIES AS AN ENTERPRISE ZONE AS DEFINED BY THE GOVERNOR'S OFFICE

Not Applicable.

TAB 16

EXHIBIT A

PROJECT AREA IN REINVESTMENT ZONE

All of this land described below in Borden County, Texas, being approximately 17650 acres.

All of sections 408, 425, 464, 465, 474, 475, 476, 477, 478, 479, 480, 520, 521, 522, 523, 524, 525, 528 529, 530, 531, 532 of Block 97, Survey H & TC, Borden County, Texas, being approximately 650 acres each.

Part of and the Northwest quarter of Section 407, Block 97, Survey H & TC, Borden County, Texas being 262 acres more or less.

All of the East one half of Section 424, Block 97, Survey H & TC, Borden County, Texas, being 328 acres more or less.

All of the West part of Section 426, Block 97, Survey H & TC, Borden County, Texas, being 426 acres more or less.

All of the West part of Section 463, Block 97, Survey H & TC, Borden County, Texas, being 400 acres more or less.

All of the Southeast quarter of Section 466, Block 97, Survey H & TC, Borden County, Texas, being 164 acres more or less.

All of the West half and a south part of the Southeast quarter of Section 481, Block 97, Survey H & TC, Borden County, Texas, being 413 acres more or less.

All of the West part of Section 482, Block 97, Survey H & TC, Borden County, Texas, being 390 acres more or less.

All of the west half and the west part of the East half of Section 517, Block 97, Survey H & TC, Borden County, Texas, being 380 acres more or less.

All of the West half and part of the East half of Section 519, Block 97, Survey H & TC, Borden County, Texas, being 540 acres more or less.

All of the Southwest quarter of Section 533 Block 97, Survey H & TC, Borden County, Texas, being 140 acres more or less.

*c) ORDER, RESOLUTION OR ORDINANCE ESTABLISHING THE REINVESTMENT ZONE**

- ***AWAITING COUNTY APPROVAL WHICH IS EXPECTED FOLLOWING THE JANUARY 24TH MEETING AT THE COURTHOUSE.***

ATTACHMENT 16, D)

*D) GUIDELINES AND CRITERIA FOR CREATING THE ZONE**

THE REINVESTMENT ZONE IS CREATED BY BORDEN COUNTY RESOLUTION WHICH IS CURRENTLY PENDING APPROVAL AT THE TIME THIS IS BEING DRAFTED (12/21/2016).

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

If 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 ▶ Billy Collins — Superintendent

Print Name *(Authorized School District Representative)* — Title

sign here ▶ — 01/16/17

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 ▶ Chris Jones — Manager

Print Name *(Authorized Company Representative (Applicant))* — Title

sign here ▶ Chris S. Jones — 01/16/17

Signature *(Authorized Company Representative (Applicant))* — Date

ANGELINA LEMONS
OFFICIAL NOTARY PUBLIC
COMMISSION EXPIRES
07-17-2019

(Notary Seal)

GIVEN under my hand and seal of office this, the

16 day of Jan, 2017

Angelina Lemons
Notary Public in and for the State of Texas

My Commission expires: 7-17-19

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.