

---

SARA LEON  
& ASSOCIATES, LLC

---

August 6, 2019

*Via Hand Delivery and Electronic Mail: [Deisy.Perez@cpa.texas.gov](mailto:Deisy.Perez@cpa.texas.gov)*

Deisy Perez  
Research Analyst  
Economic Development & Local Government  
Data Analysis & Transparency Division  
Texas Comptroller of Public Accounts  
111 E. 17<sup>th</sup> Street  
Austin, Texas 78774

Re: Application #1379 from Ponte Alto Windpower, LLC to Lyford Consolidated Independent School District

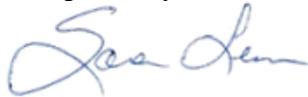
Dear Ms. Perez:

This letter is in response to your email dated July 17, 2019. Per your request, Ponte Alto Windpower, LLC has made the following changes to Application #1379. Enumerated below are the changes contained in Amendment #001:

1. **Section 1-School District Information:** Questions 1 and 2 revised
2. **Section 9-Projected Timeline:** Question 1 revised
3. **Section 10-The Property:** Questions 1, 2 and 4 revised
4. **Section 14-Wage and Employment Information:** Questions 2, 7, 9 and 10 revised
5. **Tab 4 Detailed description of the project:** Revised
6. **Tab 5 Documentation to assist in determining if limitation is a determining factor:** Revised
7. **Tab 6 Description of how project is located in more than one district:** Revised
8. **Tab 7 Description of Qualified Investment:** Revised
9. **Tab 8 Description of Qualified Property:** Revised
10. **Tab 11 Maps:** Revised
11. **Tab 17 Signature and Certification page:** New signature page

Thanks so much for your kind attention to this matter.

Respectfully submitted,



Sara Hardner Leon

Enclosures

cc: *Via Electronic Mail: [kristin.brown@lyfordcisd.net](mailto:kristin.brown@lyfordcisd.net)*  
Dr. Kristin Brown, Superintendent of Schools, Lyford Consolidated Independent School District

*Via Electronic Mail: [MHoward@terra-gen.com](mailto:MHoward@terra-gen.com)*  
Mr. Milton Howard, Vice President of Renewable Development, Terra-Gen, LLC

*Via Electronic Mail: [DHuplosky@terra-gen.com](mailto:DHuplosky@terra-gen.com)*  
Mr. Damon Huplosky, Managing Director, Terra-Gen, LLC

*Via Electronic Mail: [robjrpena@texas-kwh.com](mailto:robjrpena@texas-kwh.com)*  
Mr. Robert Pena, President, Texas Energy Consultants, LLC

**Attachment 1**

Please see executed application attached.

# Application for Appraised Value Limitation on Qualified Property

(Tax Code, Chapter 313, Subchapter B or C)

**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 [comptroller.texas.gov/economy/local/ch313/](http://comptroller.texas.gov/economy/local/ch313/). 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

May 13, 2019

Date Application Received by District

Kristin

First Name

Brown

Last Name

Superintendent

Title

Lyford Consolidated Independent School District

School District Name

8240 Simon Gomez Rd

Street Address

Mailing Address

Lyford

City

956-347-3900

Phone Number

TX

State

956-347-5588

Fax Number

78569

ZIP

kristin.brown@lyfordcisd.net

Email Address

Mobile Number (optional)

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>Sara</u> First Name	<u>Hardner Leon</u> Last Name
<u>Attorney</u> Title	
<u>Sara Leon &amp; Associates, LLC</u> Firm Name	
<u>512-637-4244</u> Phone Number	<u>512-637-4245</u> Fax Number
	<u>sleon@saraleonlaw.com</u> Email Address
<u>Mobile Number (optional)</u>	

4. On what date did the district determine this application complete? ..... May 23, 2019
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>Milton</u> First Name	<u>Howard</u> Last Name
<u>Vice President of Renewable Development</u> Title	<u>Terra-Gen, LLC</u> Organization
<u>11455 El Camino Real, Suite 160</u> Street Address	
<u>San Diego</u> City	<u>CA</u> State
<u>858-764-3754</u> Phone Number	<u>92130</u> ZIP
	<u>858-767-3750</u> Fax Number
<u>Mobile Number (optional)</u>	<u>MHoward@terra-gen.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>Damon</u> First Name	<u>Huplosky</u> Last Name
<u>Managing Director</u> Title	<u>Terra-Gen, LLC</u> Organization
<u>437 Madison Ave</u> Street Address	
<u>New York</u> City	<u>NY</u> State
<u>646-829-3915</u> Phone Number	<u>10022-7001</u> ZIP
	<u>DHuplosky@terra-gen.com</u> Business Email Address
<u>Mobile Number (optional)</u>	

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

SECTION 9: Projected Timeline

- 1. Application approval by school board ..... QTR 4 2019
- 2. Commencement of construction ..... QTR 1 2020
- 3. Beginning of qualifying time period ..... Jauary 1, 2020
- 4. First year of limitation ..... January 1, 2022
- 5. Begin hiring new employees ..... QTR 3 2020
- 6. Commencement of commercial operations ..... QTR 4 2020
- 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.  
 QTR 4 2020
- 8. When do you anticipate the new buildings or improvements will be placed in service? ..... QTR 4 2020

SECTION 10: The Property

- 1. Identify county or counties in which the proposed project will be located Hidalgo & Willacy Counties, Texas
- 2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property Hidalgo CAD & Willacy 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: Hidalgo/Willacy, 0.5800/0.639200, 99%/1% City: N/A  
(Name, tax rate and percent of project) (Name, tax rate and percent of project)  
 Hospital District: N/A Water District: N/A  
(Name, tax rate and percent of project) (Name, tax rate and percent of project)  
 Other (describe): South Texas College, 0.17800, 99% Other (describe): N/A  
(Name, tax rate and percent of project) (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 [comptroller.texas.gov/economy/local/ch313/](http://comptroller.texas.gov/economy/local/ch313/).

- 1. At the time of application, what is the estimated minimum qualified investment required for this school district? ..... 10,000,000.00
- 2. What is the amount of appraised value limitation for which you are applying? ..... 20,000,000.00  
**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 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 2019  
(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 ..... 681.75
  - b. 110% of the average weekly wage for manufacturing jobs in the county is ..... 942.70
  - c. 110% of the average weekly wage for manufacturing jobs in the region is ..... 757.39
  
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? ..... 39,384.28
  
10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? ..... 39,384.28
  
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**.

#### 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.***

Ponte Alto Windpower, LLC, (“Ponte Alto”) is a special purpose entity formed to facilitate the development and commercialization of a utility-scale wind energy project. Terra-Gen, LLC, (“Terra-Gen”) the exclusive developer of Ponte Alto, is in the business of initiating, developing, producing and owning and operating electricity from renewable energy projects including wind, solar, and geothermal.

Terra-Gen currently has many projects in development across the United States and is evaluating other renewable energy project opportunities across the country.

Ponte Alto Windpower, LLC was recently created for the purpose of interconnecting Ponte Alto into the ERCOT market and there are no existing 312 or 313 agreements in place for this project. Ponte Alto is requesting an appraised value limitation from Lyford CISD for a proposed wind energy project using wind turbines and transmission located in Willacy and Hidalgo Counties, Texas. Ponte Alto will NOT be requesting an appraised value of limitation for the portion of the project located within the Monte Alto ISD, Lasara ISD, or Raymondville ISD boundaries. The wind farm and its associated infrastructure will be constructed within the jurisdiction of Lyford CISD, La Villa ISD, Lasara ISD, Monte Alto ISD, Raymondville ISD, Edcouch-Elsa ISD, Harlingen CISD, and Santa Rosa ISD and is located within Hidalgo, Willacy and Cameron Counties, Texas. However, as of May 2019 there *are no* proposed qualified investments within Edcouch-Elsa ISD, Harlingen CISD, or Santa Rosa ISD. A map showing the location of the wind farm is included as Attachment 11a.

The wind farm will have an estimated capacity of 240 megawatts (“MW”). To construct the wind farm, Ponte Alto expects a total of 57 wind turbines, with 7 wind turbines with a nameplate capacity of 2.3 MW and 50 with a nameplate capacity of 4.5 MW of which:

- 32 wind turbines; with a nameplate capacity of 4.5 MW within the Lyford CISD boundaries,
- 11 wind turbines; 7 with a nameplate capacity of 2.3 MW and 4 with a nameplate capacity of 4.5 MW within the La Villa ISD boundaries,
- 4 wind turbines; with a nameplate capacity of 4.5 MW within the Monte Alto ISD boundaries,
- 6 wind turbines; with a nameplate capacity of 4.5 MW within the Lasara ISD boundaries, and

- 4 wind turbines; with a nameplate capacity of 4.5 MW within the Raymondville ISD boundaries.

In addition to the wind turbine generating units, there will be the supporting electrical collection system and roads to be constructed and improved as necessary, as well as a collection substation to permit the interconnection and transmission of electricity generated by the wind turbines, and an operations and maintenance building constructed within the Project's boundary.

Construction of the wind farm is expected to take approximately 12 months to complete, contingent upon favorable economics for the project.

While the wind regime for Ponte Alto is very good, there are many favorable locations for wind projects that could be developed across the United States. Ponte Alto has modeled its economics with an expectation that having a Limitation of Appraised Value Agreement with Lyford CISD as a key and invaluable portion of the project.

In today's competitive energy market, project investors and power purchasers require wind energy projects to have secured tax incentives, so that they can compete with wind projects across the U.S. and can locate projects in a wide variety of locations should Ponte Alto 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 over 54,000 turbines with a combined capacity of 89,379 MW operating in 41 states within the United States, Guam and Puerto Rico. During 2017, the U.S. wind industry grew 9% adding 7,017 MW of new wind power capacity. During the first quarter of 2018, the U.S. wind industry installed an additional 406 MW of wind power capacity.

Wind Capacity by State



A graphic provided by AWEA demonstrates the national geographic diversity of capacity throughout the United States for 2017.

Clearly locations for the development of wind projects are abundant and the Applicant can locate a 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 enough to attract investment capital.

Terra-Gen, the developer of Ponte Alto Windpower, LLC, is a national developer of wind projects, and has operations across the US and states within the contiguous United States. As construction

is one of the most significant costs in creating wind farm, the physical improvements of the Ponte Alto, once completed, cannot be feasibly moved to another location. The wind turbines and supporting infrastructure are long-lived assets engineered and designed specifically for this project location. The cost of installing the improvements on the site is substantial and the cost to remove, redesign, and relocate the improvements to a different location would be prohibitive.

Ponte Alto Windpower, LLC was formed for the express purpose of developing a community sponsored wind farm that would help bring significant economic development to an area that is historically economically distressed. Terra-Gen identified Texas, and in particular Hidalgo & Cameron Counties, 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 abatement and Chapter 313 Appraised Value Limitation.

Terra-Gen prefers to develop and build the proposed Ponte Alto Windpower Project as described throughout this Application but should it not be granted the limitation, then it is likely that Ponte Alto Windpower would not be economically viable compared to other projects in development across the U.S.

As of April 2019, Ponte Alto has no physical assets on site. Ponte Alto has invested additional capital in an Interconnection Study with ERCOT, avian studies, environmental studies, federal aviation studies, and in leasing land for the project.

Should the Appraised Value Limitation be granted, Ponte Alto has created a development and investment plan that is capitalized to implement the project. 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 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.***

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

Ponte Alto Windpower, LLC was formed in 2019. In support of its creation, the participating members of Terra-Gen, executed documents necessary to form the entity including an Operating Agreement and a Development Agreement with Ponte Alto Windpower, LLC.

Terra-Gen has entered into the following representative agreements and contracts for the development of a project specifically within Lyford CISD and intends to assign these assets to Ponte Alto Windpower, LLC:

- Grants of leases and easements covering 5,330 acres,
- Avian Study and contract,
- Bat Acoustic Study and contract,
- Threatened & Endangered Species Studies and contract,
- Enterprise Zone with Hidalgo County Commissioners Court,
- Interconnection Application with ERCOT, and
- Federal Aviation Studies

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

Yes. Terra-Gen management team is uniquely qualified to develop and construct wind and other renewable energy projects in the United States. In North America, Terra-Gen currently operates over 2,000 MW of renewable energy projects. 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 both OUTSIDE the State of Texas as WITHIN the State of Texas. Other locations being evaluated include, but are not limited to:

California  
Oklahoma  
Louisiana  
Colorado  
Wyoming  
Nevada

For these reasons, Terra-Gen studies and evaluates various competing sites throughout the market areas across the U.S. where wind development is attractive. Without a Value Limitation program, Terra-Gen would seek to move to alternative sites outside of the State of Texas.

Ponte Alto is currently in a period of assessment to determine whether the identified site within Lyford CISD and La Villa 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. As such, the development resources necessary to advance the Project for a planned 240 MW could be redeployed to other renewable energy development projects in other power markets in the United States.

Therefore, a 313 Limitation of Appraised Value Agreement is a vital tax incentive necessary to ensure the Project is economically competitive with other wind projects with similar incentives. Without the requested value limitation, the Ponte Alto Project will be unable to generate sufficient operating margins and net income to produce economically competitive energy and associate returns necessary to attract tax and sponsor equity investment. Such third-party investment is mandatory to finance the total projected capital costs of approximately \$269M, of which \$151.36M will be invested within Lyford CISD, needed to purchase wind turbines and other infrastructure, and to fund the construction of the facility.

**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?**

The information provided in this Attachment and throughout the Application has been assembled to provide the reviewer with the best possible information to make an assessment and determination of the critical nature of the Limitation on Appraised Value to the feasibility of the Project.

**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.***

It is anticipated that 56% of the total planned Qualified Property for the Project will be located within Lyford CISD boundaries, 19% located within the La Villa ISD boundaries. 7% will be located within the Monte Alto ISD boundaries, 11% will be located within Lasara ISD boundaries, and the remaining 7% located within Raymondville ISD. However, Ponte Alto Windpower, LLC will NOT be applying for an appraised value limitation for the portion of the project located within Monte Alto ISD, Lasara ISD, or Raymondville ISD boundaries. Additionally, there is no proposed qualified investment located within the Edcouch-Elsa ISD, Harlingen CISD, or Santa Rosa ISD. Ponte Alto has submitted for an appraised value of limitation with Lyford CISD.

<b>School District</b>	<b>County</b>	<b>Percentage of Project</b>	<b>Anticipated Number of Turbines</b>
Lyford CISD	Hidalgo County, Texas	56%	32
La Villa ISD	Hidalgo County, Texas	19%	11
Monte Alto ISD	Hidalgo County, Texas	7%	4
Lasara ISD	Cameron County, Texas	11%	6
Raymondville ISD	Willacy County, Texas	7%	4

## 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(7) (Tab 7).***

The Applicant is requesting an appraised value limitation on all of the property constructed or placed upon the real property within Lyford CISD, which is located in Hidalgo County, Texas.

The property for which the Applicant is requesting an appraised value limitation shall include, but is NOT limited to, the following: up to 32 wind turbines, with a nameplate capacity of 4.5 MW and a combined total generating capacity of approximately 144 MW; up to 32 steel reinforced concrete foundations supporting the weight of each turbine tower; up to 32 electric power transformers; underground conductor cables used to transport electricity from each turbine tower to an electrical substation.

Additionally, the map provided does not represent the final location of the improvements; however, all of the improvements that make up the amount of Qualified Investment will be made within the Project Investment Area as shown on Map Exhibit on Attachment 11a.

- 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).***

Not Applicable.

## **Attachment 8**

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

Ponte Alto Windpower, LLC plans to construct an estimated 144 MW of 240 MW wind farm within Lyford CISD boundaries. Additional improvements of Qualified Property located within Lyford CISD boundary include:

- 32 Wind Turbines with a nameplate capacity of 4.5 MW;
- 32 Wind Turbine Foundations;
- Several thousand feet of Transmission Collection System cable & Junction Boxes;
- Overhead Transmission and Interconnection infrastructure;
- Meteorological towers;
- All weather Road work sloped for drainage;

Ponte Alto anticipates using 32 wind turbines with a nameplate capacity of 4.5 MW. Although final turbine selection and location of the infrastructure may change, all of equipment outlined above is expected to be located within Lyford CISD boundaries. Current plans are to install turbines in one phase. Ponte Alto has obtained grants of lease and easement covering approximately 5,330 acres within Lyford CISD boundaries.

The exact placement of turbines is subject to ongoing planning, wind resource evaluation, engineering, land leasing, and turbine selection. The final number and location of turbines and supporting structures will be determined before construction begins. However, any changes in the number and location of turbines will not have a significant impact on the total investment. Ponte Alto intends to connect to AEP Rio Hondo to North Edinburg, 345kV transmission line internal to the Project. All of the infrastructure will remain within the project boundary and within the Hidalgo County Enterprise Zone. The map in Attachment 11b shows the proposed project area with the anticipated improvement locations.

**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 attached map below.





[www.terra-gen.com](http://www.terra-gen.com)

May 13, 2019

**Re: Confidentiality of Maps Submitted with Ponte Alto Windpower, LLC Chapter 313 Appraised Value limitation Application with Lyford CISD**

To Whom It May Concern:

As an attachment to the Ponte Alto Windpower, LLC Chapter 313 Appraised Value Limitation Application submitted to Lyford CISD on May 13, 2019 ("Application"), we designated certain maps, the Qualified Investment and Qualified Property maps (Attachments 11b & 11c), attached thereto ("Maps") as "Confidential". We submit this letter to comply with the requirements by which both Lyford CISD and the Comptroller's office can withhold confidential or proprietary information from public release while the Application is pending. This letter is submitted to identify the documents for which confidentiality is sought and provide the specific reasons, stating why the material is believed to be confidential.

The Maps reflect the proposed specific site plan and the location of tangible personal property to be located on real property covered by the Application- all of which continue to be refined. In addition, and at this time, disclosure of the Maps could be potentially valuable to our competitors and any disclosure could negatively impact the project. The Maps include commercially valuable geological or geophysical information regarding the exploration or development of natural resources and is protected from disclosure under section 552.113 of the Texas Government Code.

As required, the Maps were submitted as segregated in the application from other information in the application and specifically notated as "Confidential".

It is our intention to complete negotiations relating to both the location of the property and the tangible personal property during the time the Application is pending and understand that the Maps can only remain confidential and withheld from public release unless and until the governing body of the school district acts on the application.

To the extent you have any questions regarding this letter, please contact me for further clarification.

Sincerely,



Milton Howard  
Vice President of Renewable Development  
Terra-Gen Development Company, LLC

**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***

CONFIDENTIAL- FOR SEPARATE FILING

**Attachment 11c**

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

CONFIDENTIAL- FOR SEPARATE FILING

**Attachment 11e**

***a. Land location within vicinity map***

Not Applicable.

**Attachment 11e**

***a. Land location within vicinity map***

Not Applicable.

**Attachment 13**

**Calculation of Wage Requirements – Willacy County**

**Supporting data for Section 14(7)(a)**

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

Year	Period	Area	Ownership	Division	Level	Ind. Code	Industry	Avg. Weekly Wages
2018	1 <sup>st</sup> Qtr	Willacy County	Total All	0	0	10	Total, All Industries	\$643.00
2018	2 <sup>nd</sup> Qtr	Willacy County	Total All	0	0	10	Total, All Industries	\$663.00
2018	3 <sup>rd</sup> Qtr	Willacy County	Total All	0	0	10	Total, All Industries	\$676.00
2018	4 <sup>th</sup> Qtr	Willacy County	Total All	0	0	10	Total, All Industries	\$745.00
<b>Average weekly wage for previous four quarters</b>								<b>\$681.75</b>

Source: Quarterly Employment and Wages (QCEW) data for Willacy County, <https://texaslmi.com/LMIbyCategory/QCEW>

**Supporting Data for Section 14(7)(b)**

110% of the average weekly wage for manufacturing jobs in the county

Year	Period	Area	Ownership	Division	Level	Ind. Code	Industry	Avg. Weekly Wages
2018	1 <sup>st</sup> Qtr	Willacy County	Private	31	2	31-33	Manufacturing	\$848.00
2018	2 <sup>nd</sup> Qtr	Willacy County	Private	31	2	31-33	Manufacturing	\$854.00
2018	3 <sup>rd</sup> Qtr	Willacy County	Private	31	2	31-33	Manufacturing	\$883.00
2018	4 <sup>th</sup> Qtr	Willacy County	Private	31	2	31-33	Manufacturing	\$843.00
<b>Average weekly wage for previous four quarters</b>								<b>\$857.00</b>
<b>110% of Average Weekly Wages</b>								<b>\$942.70</b>

Source: Quarterly Employment and Wages (QCEW) data for Willacy County, <https://texaslmi.com/LMIbyCategory/QCEW>

**Supporting Data for Section 14(7)(c)**

110% of the average weekly wage for manufacturing jobs in the region

<b>Average Hourly Wages</b>	\$17.21
<b>Average Annual Wages</b>	\$35,804.00
<b>Average Weekly Wages @40hrs/week</b>	\$688.54
<b>110% of Average Weekly Wages</b>	<b>\$757.39</b>

Source: 2018 Manufacturing Average Wages by Council of Government Region Wages for All Occupations. Project location region: 21. Lower Rio Grande Valley Development Council. <https://texaslmi.com/Downloads/COGWages.pdf>

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019

Year	Period	Area	Ownership	Industry Code	Industry	Level	Average Weekly Wage	
2018	01	Willacy	Total All	10	Total, All Industries	0	\$	643.00
2018	02	Willacy	Total All	10	Total, All Industries	0	\$	663.00
2018	03	Willacy	Total All	10	Total, All Industries	0	\$	676.00
2018	04	Willacy	Total All	10	Total, All Industries	0	\$	745.00

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019

Year	Period	Area	Ownership	Industry Code	Industry	Level	Average Weekly Wage
2018	01	Willacy	Private	31-33	Manufacturing	2	\$ 949.00
2018	02	Willacy	Private	31-33	Manufacturing	2	\$ 854.00
2018	03	Willacy	Private	31-33	Manufacturing	2	\$ 883.00
2018	04	Willacy	Private	31-33	Manufacturing	2	\$ 843.00

**2018 Manufacturing Average Wages by Council of Government Region  
Wages for All Occupations**

COG	COG Number	Wages	
		Hourly	Annual
<b>Texas</b>		<b>\$27.04</b>	<b>\$56,240</b>
<a href="#">Alamo Area Council of Governments</a>	18	\$22.80	\$47,428
<a href="#">Ark-Tex Council of Governments</a>	5	\$18.73	\$38,962
<a href="#">Brazos Valley Council of Governments</a>	13	\$18.16	\$37,783
<a href="#">Capital Area Council of Governments</a>	12	\$32.36	\$67,318
<a href="#">Central Texas Council of Governments</a>	23	\$19.60	\$40,771
<a href="#">Coastal Bend Council of Governments</a>	20	\$28.52	\$59,318
<a href="#">Concho Valley Council of Governments</a>	10	\$21.09	\$43,874
<a href="#">Deep East Texas Council of Governments</a>	14	\$18.28	\$38,021
<a href="#">East Texas Council of Governments</a>	6	\$21.45	\$44,616
<a href="#">Golden Crescent Regional Planning Commission</a>	17	\$28.56	\$59,412
<a href="#">Heart of Texas Council of Governments</a>	11	\$22.71	\$47,245
<a href="#">Houston-Galveston Area Council</a>	16	\$29.76	\$61,909
<a href="#">Lower Rio Grande Valley Development Council</a>	21	\$17.21	\$35,804
<a href="#">Middle Rio Grande Development Council</a>	24	\$20.48	\$42,604
<a href="#">NORTEX Regional Planning Commission</a>	3	\$25.14	\$52,284
<a href="#">North Central Texas Council of Governments</a>	4	\$27.93	\$58,094
<a href="#">Panhandle Regional Planning Commission</a>	1	\$24.19	\$50,314
<a href="#">Permian Basin Regional Planning Commission</a>	9	\$25.90	\$53,882
<a href="#">Rio Grande Council of Governments</a>	8	\$18.51	\$38,493
<a href="#">South East Texas Regional Planning Commission</a>	15	\$36.26	\$75,430
<a href="#">South Plains Association of Governments</a>	2	\$20.04	\$41,691
<a href="#">South Texas Development Council</a>	19	\$17.83	\$37,088
<a href="#">Texoma Council of Governments</a>	22	\$21.73	\$45,198
<a href="#">West Central Texas Council of Governments</a>	7	\$21.84	\$45,431

Calculated by the Texas Workforce Commission Labor Market and Career Information Department.

Data published: July 2019

Data published annually, next update will be July 31, 2020

Annual wage figure assumes a 40-hour work week.

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

Wage data is produced from Texas Occupational Employment Statistics (OES) data, and is not to be compared to BLS estimates.

Data intended only for use in implementing Chapter 313, Tax Code.

**Attachment 14**

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

Please see attached schedules below.

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

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019

Form 50-296A

Revised May 2014

Date 8/1/2019  
 Applicant Name Ponte Alto Windpower, LLC  
 ISD Name Lyford CISD

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 <b>tangible personal property</b> placed in service during this year that will become Qualified Property	Column B New investment made during this year in <b>buildings or permanent nonremovable components of buildings</b> that will become Qualified Property	Column C Other new investment made during this year that will <u>not</u> become Qualified Property [SEE NOTE]	Column D Other new investment made during this year that may become Qualified Property [SEE NOTE]	Column E <b>Total Investment</b> (Sum of Columns A+B+C+D)
Investment made before filing complete application with district	--			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		2019-2020	2019	0.00	0.00	0.00	0.00	0.00
Complete tax years of qualifying time period	QTP1	2020-2021	2020	\$ 146,000,000.00	0.00	0.00	0.00	\$ 146,000,000.00
	QTP2	2021-2022	2021	\$ 5,360,000.00	0.00	0.00	0.00	\$ 5,360,000.00
<b>Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]</b>				\$ 151,360,000.00	0.00	0.00	0.00	\$ 151,360,000.00
Enter amounts from TOTAL row above in Schedule A2								
<b>Total Qualified Investment (sum of green cells)</b>				\$ 151,360,000.00				

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.

Date 8/1/2019  
 Applicant Name Ponte Alto Windpower, LLC  
 ISD Name Lyford CISD

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

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019

Form 50-296A  
 Revised May 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 <b>not</b> 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*	--	<b>TOTALS FROM SCHEDULE A1</b>		Enter amounts from TOTAL row in Schedule A1 in the row below				
				\$ 151,360,000.00	\$ -	\$ -	\$ -	\$ 151,360,000.00
Each year prior to start of value limitation period**	1	2020-2021	2020	\$ 146,000,000.00	\$ -	\$ -	\$ -	\$ 146,000,000.00
	2	2021-2022	2021	\$ 5,360,000.00	\$ -	\$ -	\$ -	\$ 5,360,000.00
Value limitation period***	1	2022-2023	2022					
	2	2023-2024	2023					
	3	2024-2025	2024					
	4	2025-2026	2025					
	5	2026-2027	2026					
	6	2027-2028	2027					
	7	2028-2029	2028					
	8	2029-2030	2029					
	9	2030-2031	2030					
	10	2031-2032	2031					
		<b>Total Investment made through limitation</b>		\$ 151,360,000.00	\$ -	\$ -	\$ -	\$ 151,360,000.00
Continue to maintain viable presence	11	2032-2033	2032					
	12	2033-2034	2033					
	13	2034-2035	2034					
	14	2035-2036	2035					
	15	2036-2037	2036					
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2037-2038	2037					
	17	2038-2039	2038					
	18	2039-2040	2039					
	19	2040-2041	2040					
	20	2041-2042	2041					
	21	2042-2043	2042					
	22	2043-2044	2043					
	23	2044-2045	2044					
	24	2045-2046	2045					
	25	2046-2047	2046					

\*\* Only investment made during deferrals of the start

\*\*\* 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

Only tangible personal property that is specifically

Column B: The total dollar amount of planned investment

Column C: Dollar value of other investment that may affect

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)**

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019

Date 8/1/2019  
 Applicant Name Ponte Alto Windpower, LLC  
 ISD Name Lyford CISD

**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
Qualified Investment Period	1	2020-2021	2020	N/A	N/A	\$ -	\$ -	\$ -	\$ -
	2	2021-2022	2021	N/A	N/A	\$ 151,360,000.00	\$ 151,360,000.00	\$ 151,360,000.00	\$ 151,360,000.00
Value Limitation Period	1	2022-2023	2022	N/A	N/A	\$ 143,792,000.00	\$ 143,792,000.00	\$ 143,792,000.00	\$ 20,000,000.00
	2	2023-2024	2023	N/A	N/A	\$ 136,602,400.00	\$ 136,602,400.00	\$ 136,602,400.00	\$ 20,000,000.00
	3	2024-2025	2024	N/A	N/A	\$ 129,772,280.00	\$ 129,772,280.00	\$ 129,772,280.00	\$ 20,000,000.00
	4	2025-2026	2025	N/A	N/A	\$ 123,283,666.00	\$ 123,283,666.00	\$ 123,283,666.00	\$ 20,000,000.00
	5	2026-2027	2026	N/A	N/A	\$ 117,119,482.70	\$ 117,119,482.70	\$ 117,119,482.70	\$ 20,000,000.00
	6	2027-2028	2027	N/A	N/A	\$ 111,263,508.57	\$ 111,263,508.57	\$ 111,263,508.57	\$ 20,000,000.00
	7	2028-2029	2028	N/A	N/A	\$ 105,700,333.14	\$ 105,700,333.14	\$ 105,700,333.14	\$ 20,000,000.00
	8	2029-2030	2029	N/A	N/A	\$ 100,415,316.48	\$ 100,415,316.48	\$ 100,415,316.48	\$ 20,000,000.00
	9	2030-2031	2030	N/A	N/A	\$ 95,394,550.66	\$ 95,394,550.66	\$ 95,394,550.66	\$ 20,000,000.00
	10	2031-2032	2031	N/A	N/A	\$ 90,624,823.12	\$ 90,624,823.12	\$ 90,624,823.12	\$ 20,000,000.00
Continue to maintain viable presence	11	2032-2033	2032	N/A	N/A	\$ 86,093,581.97	\$ 86,093,581.97	\$ 86,093,581.97	\$ 86,093,581.97
	12	2033-2034	2033	N/A	N/A	\$ 81,788,902.87	\$ 81,788,902.87	\$ 81,788,902.87	\$ 81,788,902.87
	13	2034-2035	2034	N/A	N/A	\$ 77,699,457.73	\$ 77,699,457.73	\$ 77,699,457.73	\$ 77,699,457.73
	14	2035-2036	2035	N/A	N/A	\$ 73,814,484.84	\$ 73,814,484.84	\$ 73,814,484.84	\$ 73,814,484.84
	15	2036-2037	2036	N/A	N/A	\$ 70,123,760.60	\$ 70,123,760.60	\$ 70,123,760.60	\$ 70,123,760.60
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2037-2038	2037	N/A	N/A	\$ 66,617,572.57	\$ 66,617,572.57	\$ 66,617,572.57	\$ 66,617,572.57
	17	2038-2039	2038	N/A	N/A	\$ 63,286,693.94	\$ 63,286,693.94	\$ 63,286,693.94	\$ 63,286,693.94
	18	2039-2040	2039	N/A	N/A	\$ 60,122,359.24	\$ 60,122,359.24	\$ 60,122,359.24	\$ 60,122,359.24
	19	2040-2041	2040	N/A	N/A	\$ 57,116,241.28	\$ 57,116,241.28	\$ 57,116,241.28	\$ 57,116,241.28
	20	2041-2042	2041	N/A	N/A	\$ 54,260,429.22	\$ 54,260,429.22	\$ 54,260,429.22	\$ 54,260,429.22
	21	2042-2043	2042	N/A	N/A	\$ 51,547,407.75	\$ 51,547,407.75	\$ 51,547,407.75	\$ 51,547,407.75
	22	2043-2044	2043	N/A	N/A	\$ 48,970,037.37	\$ 48,970,037.37	\$ 48,970,037.37	\$ 48,970,037.37
	23	2044-2045	2044	N/A	N/A	\$ 46,521,535.50	\$ 46,521,535.50	\$ 46,521,535.50	\$ 46,521,535.50
	24	2045-2046	2045	N/A	N/A	\$ 44,195,458.72	\$ 44,195,458.72	\$ 44,195,458.72	\$ 44,195,458.72
	25	2046-2047	2046	N/A	N/A	\$ 41,985,685.79	\$ 41,985,685.79	\$ 41,985,685.79	\$ 41,985,685.79

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

Schedule C: Employment Information

Date 8/1/2019  
 Applicant Name Ponte Alto Windpower, LLC  
 ISD Name Lyford CISD

Form 50-296A  
 Revised May 2014

	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
Qualified Investment Period	1	2020-2021	2020	150 FTEs	\$ 36,049.00	0	4	\$ 39,384.28
	2	2021-2022	2021			0	4	\$ 39,384.28
Value Limitation Period <i>The qualifying time period could overlap the value limitation period.</i>	1	2022-2023	2022			0	4	\$ 39,384.28
	2	2023-2024	2023			0	4	\$ 39,384.28
	3	2024-2025	2024			0	4	\$ 39,384.28
	4	2025-2026	2025			0	4	\$ 39,384.28
	5	2026-2027	2026			0	4	\$ 39,384.28
	6	2027-2028	2027			0	4	\$ 39,384.28
	7	2028-2029	2028			0	4	\$ 39,384.28
	8	2029-2030	2029			0	4	\$ 39,384.28
	9	2030-2031	2030			0	4	\$ 39,384.28
	10	2031-2032	2031			0	4	\$ 39,384.28
Years Following Value Limitation Period	11 through 25	2032-2047	2032-2046			0	4	\$ 39,384.28

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

- C1.** Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25  Yes  No  
 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(f-1)?  Yes  No
- C1b.** Will the applicant avail itself of the provision in 313.021(3)(F)?  Yes  No

1379-Lyford CISD-Ponte Alto Windpower, LLC-Amendment No. 001-August 12, 2019  
**Schedule D: Other Incentives (Estimated)**

**Date** 8/1/2019  
**Applicant Name** Ponte Alto Windpower, LLC  
**ISD Name** Lyford CISD

**Form 50-296A**  
*Revised May 2014*

State and Local Incentives for which the Applicant intends to apply (Estimated)						
Incentive Description	Taxing Entity (as applicable)	Beginning Year of Benefit	Duration of Benefit	Annual Tax Levy without Incentive	Annual Incentive	Annual Net Tax Levy
Tax Code Chapter 311	County:					
	City:					
	Other:					
Tax Code Chapter 312	County: Hidalgo County	2022	10 Years	\$ 877,888.00	80%	\$ 175,577.60
	City:					
	Other:					
	Other:					
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:						
<b>TOTAL</b>				\$ 877,888.00	80%	\$ 175,577.60

Additional information on incentives for this project:

**Attachment 17**

***Signature and Certification Page signed and dated by Authorized School District Representative and Authorized Company Representative (applicant).***

Please see attached.

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

Kristin N. Brown

Print Name (Authorized School District Representative)

Superintendent of Schools

Title

sign here

[Handwritten Signature]

Signature (Authorized School District Representative)

8/5/19

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

Milton Howard

Print Name (Authorized Company Representative (Applicant))

Vice President of Renewable Development

Title

sign here

[Handwritten Signature]

Signature (Authorized Company Representative (Applicant))

07/30/2019

Date



(Notary Seal)

GIVEN under my hand and seal of office this, the

30<sup>th</sup> day of July 2019

Alexandria Alexis Hausman  
Notary Public in and for the State of Texas

My Commission expires: 08.09.2021

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.