

SECTION 2: Applicant Information (continued)

4. Authorized Company Consultant (If Applicable)

Form fields for Authorized Company Consultant: First Name, Last Name, Title, Firm Name, Phone Number, Fax Number, Business Email Address.

SECTION 3: Fees and Payments

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

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

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

For the purpose of questions 2 and 3, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

2. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code §313.027(i)? ... Yes No N/A

3. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? ... Yes No N/A

SECTION 4: Business Applicant Information

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

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

3. List the NAICS code _____

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

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

SECTION 5: Applicant Business Structure

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

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

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

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

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

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

Large empty text box for explanation of tax delinquencies or litigation.

SECTION 6: Eligibility Under Tax Code Chapter 313.024

1. Are you an entity subject to the tax under Tax Code, Chapter 171? Yes No
2. The property will be used for one of the following activities:
 - (1) manufacturing Yes No
 - (2) research and development Yes No
 - (3) a clean coal project, as defined by Section 5.001, Water Code Yes No
 - (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code Yes No
 - (5) renewable energy electric generation Yes No
 - (6) electric power generation using integrated gasification combined cycle technology Yes No
 - (7) nuclear electric power generation Yes No
 - (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) Yes No
 - (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051 Yes No
3. Are you requesting that any of the land be classified as qualified investment? Yes No
4. Will any of the proposed qualified investment be leased under a capitalized lease? Yes No
5. Will any of the proposed qualified investment be leased under an operating lease? Yes No
6. Are you including property that is owned by a person other than the applicant? Yes No
7. Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? Yes No

SECTION 7: Project Description

1. In **Tab 4**, attach a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information.
2. Check the project characteristics that apply to the proposed project:

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

SECTION 8: Limitation as Determining Factor

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

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

SECTION 9: Projected Timeline

- 1. Application approval by school board
2. Commencement of construction
3. Beginning of qualifying time period
4. First year of limitation
5. Begin hiring new employees
6. Commencement of commercial operations
7. Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)?
8. When do you anticipate the new buildings or improvements will be placed in service?

SECTION 10: The Property

- 1. Identify county or counties in which the proposed project will be located
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property
3. Will this CAD be acting on behalf of another CAD to appraise this property?
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:
5. Is the project located entirely within the ISD listed in Section 1?
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)?

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.

- 1. At the time of application, what is the estimated minimum qualified investment required for this school district?
2. What is the amount of appraised value limitation for which you are applying?
3. Does the qualified investment meet the requirements of Tax Code §313.021(1)?
4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
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?

SECTION 12: Qualified Property

- 1. Attach a detailed description of the qualified property. [See §313.021(2)] (If qualified investment describes qualified property exactly, you may skip items a, b and c below.) The description must include:
1a. a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (Tab 8);
1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (Tab 8); and
1c. a map of the qualified property showing location of new buildings or new improvements with vicinity map (Tab 11).
2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)?
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?
3a. If yes, attach the applicable supporting documentation:
a. evidence that the area qualifies as a enterprise zone as defined by the Governor's Office (Tab 16);
b. legal description of reinvestment zone (Tab 16);
c. order, resolution or ordinance establishing the reinvestment zone (Tab 16);
d. guidelines and criteria for creating the zone (Tab 16); and
e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (Tab 11)
3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date. What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone?

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

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

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

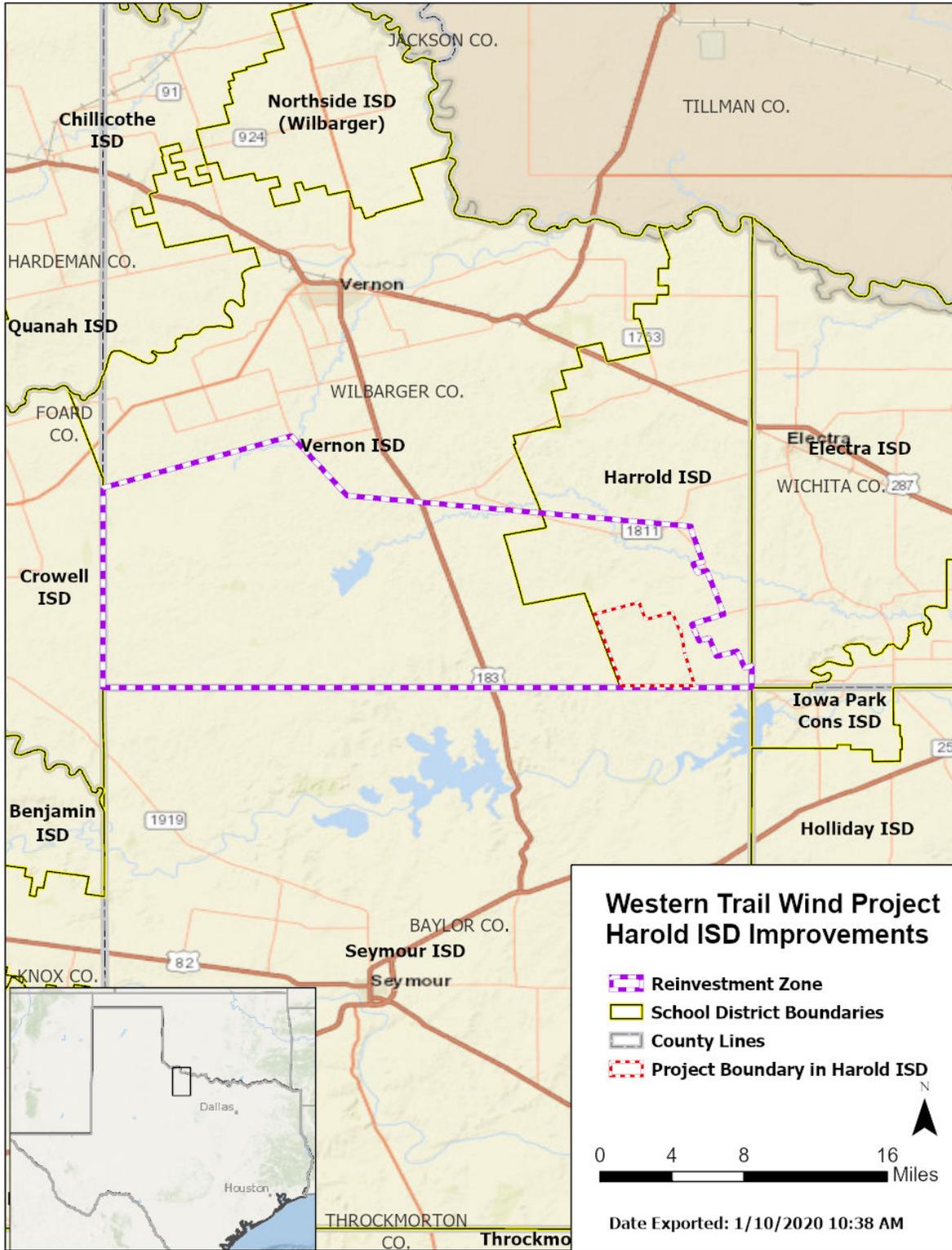
SECTION 14: Wage and Employment Information

1. What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)?
2. What is the last complete calendar quarter before application review start date:
 First Quarter Second Quarter Third Quarter Fourth Quarter of _____
(year)
3. What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the Texas Workforce Commission (TWC)?
- Note:** For job definitions see TAC §9.1051 and Tax Code §313.021(3).
4. What is the number of new qualifying jobs you are committing to create?
5. What is the number of new non-qualifying jobs you are estimating you will create?
6. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.
7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(21) and (22).
 - a. Average weekly wage for all jobs (all industries) in the county is
 - b. 110% of the average weekly wage for manufacturing jobs in the county is
 - c. 110% of the average weekly wage for manufacturing jobs in the region is
8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? §313.021(5)(A) or §313.021(5)(B)
9. What is the minimum required annual wage for each qualifying job based on the qualified property?
10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property?
11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No
12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? Yes No
 - 12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).
13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? Yes No
 - 13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

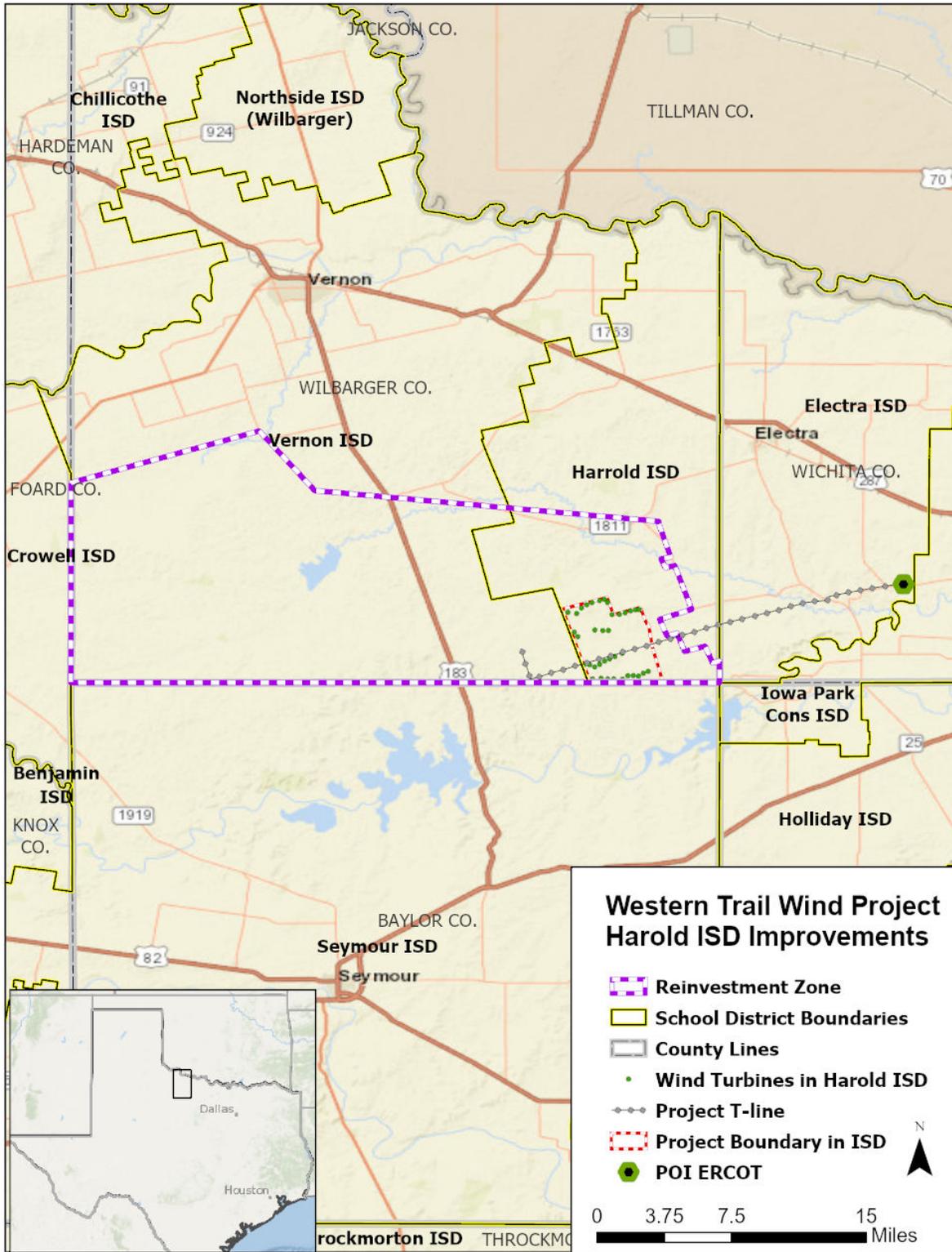
SECTION 15: Economic Impact

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

Location of Vernon ISD Boundary, Harrold ISD Boundary, Wilbarger County Boundary, Reinvestment Zones, Project Boundary, Qualified Investment, and Qualified Property:



Improvements in Harrold ISD:



Tab Item 13

Calculation of three possible wage requirements with TWC documentation

Quarterly Employment and Wages (QCEW)

Average Weekly Wage for All Jobs (All Industries) in Wilbarger County

Year	Period	Area	Ownership	Ind-Code	Industry	Avg. Weekly Wages
2018	3 rd Qtr	Wilbarger	Total All	10	Total, All Industries	\$705
2018	4 th Qtr	Wilbarger	Total All	10	Total, All Industries	\$729
2019	1 st Qtr	Wilbarger	Total All	10	Total, All Industries	\$741
2019	2 nd Qtr	Wilbarger	Total All	10	Total, All Industries	\$732
Average						\$726.75

110% of \$726.75 = \$799.43

Drag a column header and drop it here to group by that column							
Year	Period	Area	Ownership	Industry Code	Industry	Average Weekly Wage	
2018	01	Wilbarger	Total All	10	Total, All Industries	730	
2018	02	Wilbarger	Total All	10	Total, All Industries	700	
2018	03	Wilbarger	Total All	10	Total, All Industries	705	
2018	04	Wilbarger	Total All	10	Total, All Industries	729	
2019	01	Wilbarger	Total All	10	Total, All Industries	741	
2019	02	Wilbarger	Total All	10	Total, All Industries	732	

Quarterly Employment and Wages (QCEW)

Average Weekly Wage for Manufacturing Jobs in Wilbarger County

Year	Period	Area	Ownership	Ind-Code	Industry	Avg. Weekly Wages
2018	3rd Qtr	Wilbarger	Private	31-33	Manufacturing	\$956
2018	4th Qtr	Wilbarger	Private	31-33	Manufacturing	\$969
2019	1st Qtr	Wilbarger	Private	31-33	Manufacturing	\$1,006
2019	2nd Qtr	Wilbarger	Private	31-33	Manufacturing	\$966
Average						\$974.25

110% of \$974.25 = \$1071.68

Drag a column header and drop it here to group by that column							
Year	Period	Area	Ownership	Industry Code	Industry	Average Weekly Wage	
2018	01	Wilbarger	Private	31-33	Manufacturing	1,159	
2018	02	Wilbarger	Private	31-33	Manufacturing	949	
2018	03	Wilbarger	Private	31-33	Manufacturing	956	
2018	04	Wilbarger	Private	31-33	Manufacturing	969	
2019	01	Wilbarger	Private	31-33	Manufacturing	1,006	
2019	02	Wilbarger	Private	31-33	Manufacturing	966	

Quarterly Employment and Wages (QCEW)

Average Weekly Wage for Manufacturing Jobs in Region

Wilbarger County is included in the NORTEX Regional Planning Commission. The most recently reported (2018) average wage for the NORTEX Regional Planning Commission is \$52,284.

$$\$52,284 / 52 = \$1,005.46$$

$$110\% \text{ of } \$1,005.46 = \$1,106.01$$

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

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

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

Date

Applicant Name

Western Trail Wind, LLC

Form 50-296A

ISD Name

Harrold ISD

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 tangible personal property placed in service during this year that will become Qualified Property	New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Other new investment made during this year that will <u>not</u> become Qualified Property [SEE NOTE]	Other new investment made during this year that may become Qualified Property [SEE NOTE]	Total Investment (Sum of Columns A+B+C+D)
Investment made before filing complete application with district	2019 (See note 1)	2019-2020	2019	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								
Investment made before filing complete application with district	2020 (see note 2)	2020-2021	2020					
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	2021	2021-2022	2021	\$105,600,000	\$0			\$105,600,000
Complete tax years of qualifying time period	2022	2022-2023	2022					\$0
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				\$105,600,000	\$0	\$0	\$0	\$105,600,000
				Enter amounts from TOTAL row above in Schedule A2				
Total Qualified Investment (sum of green cells)				\$105,600,000				

NOTE 1: Although the application is being filed in 2019, no part of 2019 is part of the Qualifying Time Period.
 NOTE 2: The Qualifying Time Period will begin on the Application Approval Date when it occurs in 2020.

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)

Date

Applicant Name Western Trail Wind, LLC

Form 50-296A

ISD Name Harrold ISD

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 tangible personal property placed in service during this year that will become Qualified Property	New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Other investment made during this year that will not become Qualified Property [SEE NOTE]	Other investment made during this year that will become Qualified Property [SEE NOTE]	Total Investment (A+B+C+D)
Total Investment from Schedule A1*	--	TOTALS FROM SCHEDULE A1		\$105,600,000		\$0	\$0	\$105,600,000
Enter amounts from TOTAL row in Schedule A1 in the row below								
Each year prior to start of value limitation period** <i>Insert as many rows as necessary</i>	0 (See Note 1)	2019-2020	2019					
Each year prior to start of value limitation period** <i>Insert as many rows as necessary</i>	0 (See Note 2)	2020-2021	2020				\$0	\$0
Each year prior to start of value limitation period** <i>Insert as many rows as necessary</i>	0	2021-2022	2021	\$105,600,000		\$0	\$0	\$105,600,000
	1	2022-2023	2022	\$0	\$0	\$0	\$0	\$0
	2	2023-2024	2023	\$0	\$0	\$0	\$0	\$0
	3	2024-2025	2024	\$0	\$0	\$0	\$0	\$0
	4	2025-2026	2025	\$0	\$0	\$0	\$0	\$0
	5	2026-2027	2026	\$0	\$0	\$0	\$0	\$0
	6	2027-2028	2027	\$0	\$0	\$2,000,000	\$0	\$2,000,000
	7	2028-2029	2028	\$0	\$0	\$2,000,000	\$0	\$2,000,000
	8	2029-2030	2029	\$0	\$0	\$2,000,000	\$0	\$2,000,000
	9	2030-2031	2030	\$0	\$0	\$2,000,000	\$0	\$2,000,000
	10	2031-2032	2031	\$0	\$0	\$2,000,000	\$0	\$2,000,000
Total Investment made through limitation				\$105,600,000	\$0	\$10,000,000	\$0	\$115,600,000
Continue to maintain viable presence	11	2032-2033	2032			\$3,000,000		\$3,000,000
	12	2033-2034	2033			\$3,000,000		\$3,000,000
	13	2034-2035	2034			\$3,000,000		\$3,000,000
	14	2035-2036	2035			\$3,000,000		\$3,000,000
	15	2036-2037	2036			\$3,000,000		\$3,000,000
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2037-2038	2037			\$3,000,000		\$3,000,000
	17	2038-2039	2038			\$3,000,000		\$3,000,000
	18	2039-2040	2039			\$3,000,000		\$3,000,000
	19	2040-2041	2040			\$3,000,000		\$3,000,000
	20	2041-2042	2041			\$3,000,000		\$3,000,000
	21	2042-2043	2042			\$3,000,000		\$3,000,000
	22	2043-2044	2043			\$3,000,000		\$3,000,000
	23	2044-2045	2044			\$3,000,000		\$3,000,000
	24	2045-2046	2045			\$3,000,000		\$3,000,000
	25	2046-2047	2046			\$3,000,000		\$3,000,000

NOTE 1: Although the application is being filed in 2019, no part of 2019 is part of the Qualifying Time Period.

NOTE 2: The Qualifying Time Period will begin on the Application Approval Date when it occurs in 2020.

* 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

*** 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

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

Applicant Name

Western Trail Wind, LLC

Form 50-296A

ISD Name

Harrold ISD

Revised May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property			Estimated Taxable Value		
				Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Market Value less any exemptions (such as pollution control) and before limitation	Final taxable value for I&S after all reductions	Final taxable value for M&O after all reductions
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2019-2020	2019						
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2020-2021	2020						
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2021-2022	2021						
Continue to maintain viable presence	1	2022-2023	2022	\$0	\$0	\$103,488,000	\$103,488,000	\$103,488,000	\$20,000,000
	2	2023-2024	2023	\$0	\$0	\$97,278,720	\$97,278,720	\$97,278,720	\$20,000,000
	3	2024-2025	2024	\$0	\$0	\$91,441,997	\$91,441,997	\$91,441,997	\$20,000,000
	4	2025-2026	2025	\$0	\$0	\$85,955,477	\$85,955,477	\$85,955,477	\$20,000,000
	5	2026-2027	2026	\$0	\$0	\$80,798,148	\$80,798,148	\$80,798,148	\$20,000,000
	6	2027-2028	2027	\$0	\$0	\$75,950,259	\$75,950,259	\$75,950,259	\$20,000,000
	7	2028-2029	2028	\$0	\$0	\$71,393,244	\$71,393,244	\$71,393,244	\$20,000,000
	8	2029-2030	2029	\$0	\$0	\$67,109,649	\$67,109,649	\$67,109,649	\$20,000,000
	9	2030-2031	2030	\$0	\$0	\$63,083,070	\$63,083,070	\$63,083,070	\$20,000,000
	10	2031-2032	2031	\$0	\$0	\$59,298,086	\$59,298,086	\$59,298,086	\$20,000,000
	11	2032-2033	2032	\$0	\$0	\$55,740,201	\$55,740,201	\$55,740,201	\$55,740,201
	12	2033-2034	2033	\$0	\$0	\$52,395,789	\$52,395,789	\$52,395,789	\$52,395,789
	13	2034-2035	2034	\$0	\$0	\$49,252,042	\$49,252,042	\$49,252,042	\$49,252,042
	14	2035-2036	2035	\$0	\$0	\$46,296,919	\$46,296,919	\$46,296,919	\$46,296,919
	15	2036-2037	2036	\$0	\$0	\$43,519,104	\$43,519,104	\$43,519,104	\$43,519,104
	16	2037-2038	2037	\$0	\$0	\$40,907,958	\$40,907,958	\$40,907,958	\$40,907,958
	17	2038-2039	2038	\$0	\$0	\$38,453,480	\$38,453,480	\$38,453,480	\$38,453,480
	Additional years for 25 year economic impact as required by 313.026(c)(1)	18	2039-2040	2039	\$0	\$0	\$36,146,271	\$36,146,271	\$36,146,271
19		2040-2041	2040	\$0	\$0	\$33,977,495	\$33,977,495	\$33,977,495	\$33,977,495
20		2041-2042	2041	\$0	\$0	\$31,938,845	\$31,938,845	\$31,938,845	\$31,938,845
21		2042-2043	2042	\$0	\$0	\$30,022,515	\$30,022,515	\$30,022,515	\$30,022,515
22		2043-2044	2043	\$0	\$0	\$28,221,164	\$28,221,164	\$28,221,164	\$28,221,164
23		2044-2045	2044	\$0	\$0	\$26,527,894	\$26,527,894	\$26,527,894	\$26,527,894
24		2045-2046	2045	\$0	\$0	\$24,936,220	\$24,936,220	\$24,936,220	\$24,936,220
25		2046-2047	2046	\$0	\$0	\$23,440,047	\$23,440,047	\$23,440,047	\$23,440,047

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

Schedule C: Employment Information

Date

Applicant Name

Western Trail Wind, LLC

Form 50-296A

ISD Name

Harrold ISD

Revised May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A Number of Construction FTE's or man-hours (specify)	Column B Average annual wage rates for construction workers	Column C Number of non-qualifying jobs applicant estimates it will create (cumulative)	Column D Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column E Average annual wage of new qualifying jobs
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2019-2020	2019			0	0	
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2020-2021	2020			0	0	
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2021-2022	2021	180 FTEs	\$40,000	0	0	
	1	2022-2023	2022	N/A	N/A	0	2	\$55,728.00
	2	2023-2024	2023	N/A	N/A	0	2	\$55,728.00
	3	2024-2025	2024	N/A	N/A	0	2	\$55,728.00
	4	2025-2026	2025	N/A	N/A	0	2	\$55,728.00
	5	2026-2027	2026	N/A	N/A	0	2	\$55,728.00
	6	2027-2028	2027	N/A	N/A	0	2	\$55,728.00
	7	2028-2029	2028	N/A	N/A	0	2	\$55,728.00
	8	2029-2030	2029	N/A	N/A	0	2	\$55,728.00
	9	2030-2031	2030	N/A	N/A	0	2	\$55,728.00
	10	2031-2032	2031				2	\$55,728.00
Years Following Value Limitation Period	11 through 25	2032-2047	2032-2046	N/A	N/A	0	2	\$55,728.00

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

- C1.** Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts) Yes No
- If yes, answer the following two questions:
- C1a.** Will the applicant request a job waiver, as provided under 313.025(f-1)? Yes No
- C1b.** Will the applicant avail itself of the provision in 313.021(3)(F)? Yes No

Schedule D: Other Incentives (Estimated)

Date
 Applicant Name
 ISD Name

Western Trail Wind, LLC
 Harrold ISD

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:	N/A	N/A	N/A	N/A	N/A
	City:	N/A	N/A	N/A	N/A	N/A
	Other:	N/A	N/A	N/A	N/A	N/A
Tax Code Chapter 312	County: Wilbarger County	2022	10 years	\$705,660	\$387,660 (54.93%)	\$318,000
	City:	N/A	N/A	N/A	N/A	N/A
	Other:	N/A	N/A	N/A	N/A	N/A
Local Government Code Chapters 380/381	County:	N/A	N/A	N/A	N/A	N/A
	City:	N/A	N/A	N/A	N/A	N/A
	Other:	N/A	N/A	N/A	N/A	N/A
Freeport Exemptions	N/A	N/A	N/A	N/A	N/A	N/A
Non-Annexation Agreements	N/A	N/A	N/A	N/A	N/A	N/A
Enterprise Zone/Project	N/A	N/A	N/A	N/A	N/A	N/A
Economic Development Corporation	N/A	N/A	N/A		N/A	
Texas Enterprise Fund	N/A	N/A	N/A		N/A	
Employee Recruitment	N/A	N/A	N/A		N/A	
Skills Development Fund	N/A	N/A	N/A		N/A	
Training Facility Space and Equipment	N/A	N/A	N/A		N/A	
Infrastructure Incentives	N/A	N/A	N/A		N/A	
Permitting Assistance	N/A	N/A	N/A		N/A	
Other:	N/A	N/A	N/A		N/A	
Other:	N/A	N/A	N/A		N/A	
Other:	N/A	N/A	N/A		N/A	
Other:	N/A	N/A	N/A		N/A	
TOTAL				\$705,660	\$387,660	\$318,000

Additional information on incentives for this project:

Tab Item 16

Description of Reinvestment Zone

The entire project lies within the reinvestment zone established by order on April 22, 2019 in Wilbarger County. Documentation for the Reinvestment Zone is attached. Documentation for the Wilbarger County Guidelines and Criteria for Tax Abatement is attached.

FILED
Jana Kennon, County Clerk
Wilbarger County, Texas

APR 22 2019

RESOLUTION AND ORDER DESIGNATING THE
WESTERN TRAIL WIND REINVESTMENT ZONE
IN THE JURISDICTION OF WILBARGER COUNTY, TEXAS

Mary Ann Case Deputy

STATE OF TEXAS }
 }
COUNTY OF WILBARGER }

WHEREAS, the Commissioners Court of Wilbarger County, Texas (the "County") has elected to become eligible to participate in tax abatement agreements under the provisions of the Texas Property Redevelopment and Tax Abatement Act (Chapter 312 of the Texas Tax Code) (the "Act"); and,

WHEREAS, the County has adopted guidelines and criteria governing tax abatement agreements in a resolution dated on or about August 14, 2017 (the "Guidelines and Criteria"); and,

WHEREAS, a public hearing is required by Chapter 312 of the Texas Tax Code prior to approval of a reinvestment zone; and

WHEREAS, the County (a) timely published or posted all applicable notices of public hearing regarding the designation of the real estate described in the attached Exhibit A as a reinvestment zone for tax abatement purposes, and (b) timely notified all applicable presiding officers of the governing body of each taxing unit that includes in its boundaries real property that may be included in the proposed reinvestment zone;

WHEREAS, the improvements proposed by Western Trail Wind, LLC are feasible and of benefit to the reinvestment zone after expiration of an abatement agreement; and

WHEREAS, the property described on Exhibit A meets the criteria established in the Guidelines and Criteria for a reinvestment zone; and

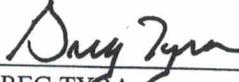
WHEREAS, the designation of the reinvestment zone would contribute to the retention or expansion of primary employment or would attract major investment in the reinvestment zone that would be of benefit to the property described on Exhibit A and would contribute to the economic development of the County; and

WHEREAS, all interested members of the public were given an opportunity to make comment at the public hearing.

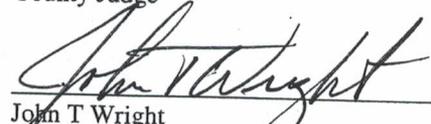
NOW, THEREFORE, BE IT ORDERED, by the Commissioners Court of Wilbarger County, that:

1. The County hereby designates the property located in Wilbarger County, Texas, having the property description in Exhibit A attached to this Order as a reinvestment zone under the County's Guidelines and Criteria, having determined that (a) the property described on Exhibit A meets the criteria established in the Guidelines and Criteria, and (b) the designation of such reinvestment zone would contribute to the retention or expansion of primary employment or would attract major investment in the reinvestment zone that would be of benefit to the property described on Exhibit A and that would contribute to the economic development of the County.
2. The reinvestment zone created by this Order to include the real property described in Exhibit A shall be known as the "Western Trail Wind Reinvestment Zone."

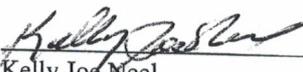
The foregoing Resolution was lawfully moved by John T. Wright, duly seconded by Phillip Graf, and duly adopted by the Wilbarger County Commissioner's Court, the 22 day of April 2019.



GREG TYRA
County Judge



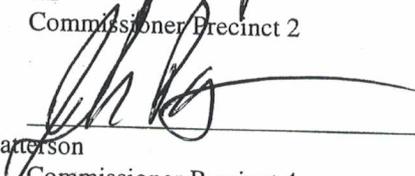
John T Wright
Commissioner Precinct 1



Kelly Joe Neel
Commissioner Precinct 3



Phillip Graf
Commissioner Precinct 2



Josh Patterson
Commissioner Precinct 4

ATTEST:

Print Name: Jana Kennon
Wilbarger County Clerk

Exhibit AProperty Included in the Reinvestment Zone

The Western Trail Wind Reinvestment Zone includes the following real property, which property is also depicted on a map included as the last page of this Exhibit A:

John F. Watson & Company

PROFESSIONAL LAND SURVEYORS & PLANNERS

200 N. Loraine, Suite 220, Midland, Texas 79701, (432) 520-2400, Fax (432) 520-2404

Texas Firm # 101173-00

www.windearthwater.com

SECTION	BLOCK	SURVEY	ABSTARCT	COUNTY
		G BUTLER	3	WILBARGER
17		BS&F RR CO	10	WILBARGER
19		BS&F	12	WILBARGER
		W. CLARK	15	WILBARGER
		W. CARSON	19	WILBARGER
9		D&W RR CO	22	WILBARGER
		F. HUSTON	35	WILBARGER
1	17	H&TC RR CO	39	WILBARGER
3	1	H&TC RR CO	41	WILBARGER
5	1	H&TC RR CO	42	WILBARGER
5	1	H&TC RR CO	42	WILBARGER
47	1	H&TC RR CO	43	WILBARGER
45	1	H&TC RR CO	44	WILBARGER
43	1	H&TC RR CO	45	WILBARGER
41	1	H&TC RR CO	46	WILBARGER
39	1	H&TC RR CO	47	WILBARGER
37	1	H&TC RR CO	48	WILBARGER
27	1	H&TC RR CO	49	WILBARGER
35	1	H&TC RR CO	50	WILBARGER
25	1	H&TC RR CO	51	WILBARGER
33	1	H&TC RR CO	52	WILBARGER
33	1	H&TC RR CO	52	WILBARGER
19	1	H&TC RR CO	53	WILBARGER
17	1	H&TC RR CO	54	WILBARGER
21	6	H&TC RR CO	55	WILBARGER

13	1	H&TC RR CO	56	WILBARGER
9	1	H&TC RR CO	57	WILBARGER
11	6	H&TC RR CO	58	WILBARGER
1	6	H&TC RR CO	60	WILBARGER
15	6	H&TC RR CO	61	WILBARGER
6	3	H&TC RR CO	62	WILBARGER
65	1	H&TC RR CO	63	WILBARGER
67	1	H&TC RR CO	64	WILBARGER
63	1	H&TC RR CO	65	WILBARGER
59	1	H&TC RR CO	66	WILBARGER
57	1	H&TC RR CO	67	WILBARGER
55	1	H&TC RR CO	68	WILBARGER
51	1	H&TC RR CO	69	WILBARGER
49	1	H&TC RR CO	70	WILBARGER
61	1	H&TC RR CO	71	WILBARGER
53	1	H&TC RR CO	72	WILBARGER
13	6	H&TC RR CO	73	WILBARGER
75		H&TC RR CO	74	WILBARGER
43	4	H&TC RR CO	80	WILBARGER
29	4	H&TC RR CO	86	WILBARGER
31	4	H&TC RR CO	87	WILBARGER
27	4	H&TC RR CO	88	WILBARGER
23	4	H&TC RR CO	89	WILBARGER
15	4	H&TC RR CO	90	WILBARGER
11	4	H&TC RR CO	91	WILBARGER
25	4	H&TC RR CO	92	WILBARGER
17	4	H&TC RR CO	94	WILBARGER
13	4	H&TC RR CO	95	WILBARGER
9	4	H&TC RR CO	96	WILBARGER
7	4	H&TC RR CO	97	WILBARGER
3	4	H&TC RR CO	98	WILBARGER
1	4	H&TC RR CO	99	WILBARGER
11	5	H&TC RR CO	105	WILBARGER
9	5	H&TC RR CO	106	WILBARGER
5	5	H&TC RR CO	109	WILBARGER
3	5	H&TC RR CO	110	WILBARGER
1	5	H&TC RR CO	111	WILBARGER
33	6	H&TC RR CO	113	WILBARGER
29	6	H&TC RR CO	114	WILBARGER
25	6	H&TC RR CO	115	WILBARGER

27	6	H&TC RR CO	116	WILBARGER
23	6	H&TC RR CO	117	WILBARGER
1	2	H&TC RR CO	122	WILBARGER
3	2	H&TC RR CO	123	WILBARGER
5	2	H&TC RR CO	124	WILBARGER
13	2	H&TC RR CO	125	WILBARGER
9	2	H&TC RR CO	126	WILBARGER
7	2	H&TC RR CO	127	WILBARGER
15	2	H&TC RR CO	128	WILBARGER
11	2	H&TC RR CO	129	WILBARGER
17	2	H&TC RR CO	130	WILBARGER
19	2	H&TC RR CO	131	WILBARGER
21	2	H&TC RR CO	132	WILBARGER
23	2	H&TC RR CO	133	WILBARGER
25	2	H&TC RR CO	134	WILBARGER
27	2	H&TC RR CO	135	WILBARGER
29	2	H&TC RR CO	136	WILBARGER
79	2	H&TC RR CO	202	WILBARGER
29	3	H&TC RR CO	203	WILBARGER
33	3	H&TC RR CO	204	WILBARGER
35	3	H&TC RR CO	205	WILBARGER
37	3	H&TC RR CO	206	WILBARGER
39	3	H&TC RR CO	207	WILBARGER
45	3	H&TC RR CO	208	WILBARGER
47	3	H&TC RR CO	209	WILBARGER
7	9	H&TC RR CO	213	WILBARGER
19	9	H&TC RR CO	219	WILBARGER
31	9	H&TC RR CO	226	WILBARGER
31	2	H&TC RR CO	235	WILBARGER
33	2	H&TC RR CO	236	WILBARGER
35	2	H&TC RR CO	237	WILBARGER
37	2	H&TC RR CO	238	WILBARGER
41	2	H&TC RR CO	239	WILBARGER
29	2	H&TC RR CO	240	WILBARGER
43	2	H&TC RR CO	241	WILBARGER
45	2	H&TC RR CO	242	WILBARGER
47	2	H&TC RR CO	243	WILBARGER
51	2	H&TC RR CO	245	WILBARGER
51	2	H&TC RR CO	245	WILBARGER
53	2	H&TC RR CO	246	WILBARGER

7	8	H&TC RR CO	253	WILBARGER
3	3	H&TC RR CO	255	WILBARGER
5	3	H&TC RR CO	256	WILBARGER
7	3	H&TC RR CO	257	WILBARGER
9	3	H&TC RR CO	258	WILBARGER
11	3	H&TC RR CO	259	WILBARGER
13	3	H&TC RR CO	260	WILBARGER
17	3	H&TC RR CO	261	WILBARGER
19	3	H&TC RR CO	262	WILBARGER
21	3	H&TC RR CO	263	WILBARGER
23	3	H&TC RR CO	264	WILBARGER
25	3	H&TC RR CO	265	WILBARGER
31	3	H&TC RR CO	266	WILBARGER
27	3	H&TC RR CO	267	WILBARGER
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55	18	H&TC RR CO	272	WILBARGER
47	18	H&TC RR CO	274	WILBARGER
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5	18	H&TC RR CO	302	WILBARGER
13	18	H&TC RR CO	304	WILBARGER
15	18	H&TC RR CO	305	WILBARGER
15	18	H&TC RR CO	305	WILBARGER
17	18	H&TC RR CO	306	WILBARGER
19	18	H&TC RR CO	307	WILBARGER
21	18	H&TC RR CO	308	WILBARGER
23	18	H&TC RR CO	309	WILBARGER
25	18	H&TC RR CO	310	WILBARGER
27	18	H&TC RR CO	311	WILBARGER
49	18	H&TC RR CO	317	WILBARGER
33	18	H&TC RR CO	330	WILBARGER
1	18	H&TC RR CO	331	WILBARGER
67	2	H&TC RR CO	431	WILBARGER
65	2	H&TC RR CO	432	WILBARGER
63	2	H&TC RR CO	433	WILBARGER
61	2	H&TC RR CO	434	WILBARGER
59	2	H&TC RR CO	435	WILBARGER
55	2	H&TC RR CO	437	WILBARGER
101	14	H&TC RR CO	442	WILBARGER
103	14	H&TC RR CO	443	WILBARGER
105	14	H&TC RR CO	444	WILBARGER

107	14	H&TC RR CO	445	WILBARGER
109	14	H&TC RR CO	446	WILBARGER
7	17	H&TC RR CO	456	WILBARGER
9	17	H&TC RR CO	457	WILBARGER
5	17	H&TC RR CO	458	WILBARGER
3	17	H&TC RR CO	459	WILBARGER
		A HUSTON	460	WILBARGER
		T PURNELL	461	WILBARGER
9	18	H&TC RR CO	473	WILBARGER
43		MEP&P RR CO	491	WILBARGER
39		MEP&P RR CO	492	WILBARGER
41		MEP&P RR CO	493	WILBARGER
40		MEP&P RR CO	494	WILBARGER
17		MEP&P RR CO	496	WILBARGER
16		MEP&P RR CO	497	WILBARGER
15		MEP&P RR CO	498	WILBARGER
14		MEP&P RR CO	499	WILBARGER
13		MEP&P RR CO	500	WILBARGER
12		MEP&P RR CO	501	WILBARGER
1		MEP&P RR CO	502	WILBARGER
10	1	H&TC RR CO	503	WILBARGER
9		MEP&P RR CO	504	WILBARGER
8		MEP&P RR CO	505	WILBARGER
7		MEP&P RR CO	506	WILBARGER
6		MEP&P RR CO	507	WILBARGER
6		MEP&P RR CO	508	WILBARGER
3		MEP&P RR CO	509	WILBARGER
11		MEP&P RR CO	511	WILBARGER
4		MEP&P RR CO	512	WILBARGER
2		MEP&P RR CO	513	WILBARGER
		K. MAGEE CO	514	WILBARGER
		K. MAGEE CO	515	WILBARGER
		K. MAGEE CO	517	WILBARGER
		K. MAGEE CO	518	WILBARGER
		K. MAGEE CO	520	WILBARGER
27		J. POITEVENT	531	WILBARGER
		J. COX	541	WILBARGER
1		J BENNETT	572	WILBARGER
1		MK&TE RR CO	596	WILBARGER
46	2	H&TC RR CO	600	WILBARGER

10	5	H&TC RR CO	603	WILBARGER
1		CT&MC RR CO	607	WILBARGER
14	2	H&TC RR CO	610	WILBARGER
20	2	H&TC RR CO	612	WILBARGER
1		CG&SF RR CO	624	WILBARGER
34	3	H&TC RR CO	626	WILBARGER
50	2	H&TC RR CO	638	WILBARGER
18	2	H&TC RR CO	648	WILBARGER
12	2	H&TC RR CO	649	WILBARGER
34	2	H&TC RR CO	654	WILBARGER
8	3	H&TC RR CO	659	WILBARGER
6	3	H&TC RR CO	660	WILBARGER
62	1	H&TC RR CO	661	WILBARGER
36	2	H&TC RR CO	669	WILBARGER
8	2	H&TC RR CO	684	WILBARGER
2	2	H&TC RR CO	687	WILBARGER
26	18	H&TC RR CO	689	WILBARGER
106	14	H&TC RR CO	693	WILBARGER
4	4	H&TC RR CO	710	WILBARGER
14	18	H&TC RR CO	713	WILBARGER
44	4	H&TC RR CO	736	WILBARGER
26	2	H&TC RR CO	741	WILBARGER
5	7	H&TC RR CO	747	WILBARGER
36	1	H&TC RR CO	785	WILBARGER
36	1	H&TC RR CO	786	WILBARGER
30	9	H&TC RR CO	799	WILBARGER
104	14	H&TC RR CO	800	WILBARGER
24	2	H&TC RR CO	817	WILBARGER
4	1	H&TC RR CO	821	WILBARGER
48	3	H&TC RR CO	891	WILBARGER
32	2	H&TC RR CO	920	WILBARGER
54	2	H&TC RR CO	935	WILBARGER
54	2	H&TC RR CO	936	WILBARGER
6		J CALHOUN	944	WILBARGER
7		J CALHOUN	945	WILBARGER
1		CT&MC RR CO	946	WILBARGER
106	14	H&TC RR CO	947	WILBARGER
41	3	H&TC RR CO	975	WILBARGER
43	3	H&TC RR CO	976	WILBARGER
6	2	H&TC RR CO	977	WILBARGER

12	3	H&TC RR CO	979	WILBARGER
8	17	H&TC RR CO	989	WILBARGER
52	2	H&TC RR CO	994	WILBARGER
3		WA MCKINNEY	998	WILBARGER
20	3	H&TC RR CO	1001	WILBARGER
40	3	H&TC RR CO	1002	WILBARGER
1		SR SKINNER	1029	WILBARGER
18	9	H&TC RR CO	1040	WILBARGER
18	9	H&TC RR CO	1042	WILBARGER
8	5	H&TC RR CO	1070	WILBARGER
20	2	H&TC RR CO	1081	WILBARGER
28	4	H&TC RR CO	1082	WILBARGER
8	5	H&TC RR CO	1084	WILBARGER
12	3	H&TC RR CO	1086	WILBARGER
8	18	H&TC RR CO	1106	WILBARGER
26	6	H&TC RR CO	1115	WILBARGER
10	4	H&TC RR CO	1123	WILBARGER
58	1	H&TC RR CO	1136	WILBARGER
38	3	H&TC RR CO	1149	WILBARGER
2	4	H&TC RR CO	1151	WILBARGER
68	1	H&TC RR CO	1190	WILBARGER
14	4	H&TC RR CO	1194	WILBARGER
14	4	H&TC RR CO	1195	WILBARGER
24	4	H&TC RR CO	1201	WILBARGER
1		CT&MC RR CO	1207	WILBARGER
		W CARRUTH	1210	WILBARGER
		T CARRUTH	1211	WILBARGER
36	3	H&TC RR CO	1220	WILBARGER
16	4	H&TC RR CO	1229	WILBARGER
1		S. GOSSNELL	1231	WILBARGER
69	1	H&TC RR CO	1233	WILBARGER
6	2	H&TC RR CO	1235	WILBARGER
48	1	H&TC RR CO	1259	WILBARGER
48	1	H&TC RR CO	1259	WILBARGER
32	6	H&TC RR CO	1261	WILBARGER
36	2	H&TC RR CO	1272	WILBARGER
28	4	H&TC RR CO	1277	WILBARGER
28	4	H&TC RR CO	1278	WILBARGER
4	6	H&TC RR CO	1287	WILBARGER
20	6	H&TC RR CO	1288	WILBARGER

16	6	H&TC RR CO	1289	WILBARGER
1		ROBERT YOUNG	1305	WILBARGER
13		BS&F RR CO	1309	WILBARGER
36	3	H&TC RR CO	1310	WILBARGER
2J		DL&C CO	1315	WILBARGER
16	4	H&TC RR CO	1324	WILBARGER
18	2	H&TC RR CO	1328	WILBARGER
1		H&TC RR CO	1366	WILBARGER
10	4	H&TC RR CO	1380	WILBARGER
14		BS&F RR CO	1396	WILBARGER
26	18	H&TC RR CO	1415	WILBARGER
10	4	H&TC RR CO	1425	WILBARGER
26	4	H&TC RR CO	1441	WILBARGER
66	2	H&TC RR CO	1447	WILBARGER
19	8	H&TC RR CO	1454	WILBARGER
67	18	H&TC RR CO	1455	WILBARGER
66	1	H&TC RR CO	1459	WILBARGER
44	2	H&TC RR CO	1474	WILBARGER
8	1	H&TC RR CO	1480	WILBARGER
30	4	H&TC RR CO	1487	WILBARGER
28	1	H&TC RR CO	1490	WILBARGER
4	1	H&TC RR CO	1495	WILBARGER
6	9	H&TC RR CO	1501	WILBARGER
10	17	H&TC RR CO	1507	WILBARGER
14	17	H&TC RR CO	1508	WILBARGER
52	1	H&TC RR CO	1509	WILBARGER
12	6	H&TC RR CO	1510	WILBARGER
76	1	H&TC RR CO	1513	WILBARGER
12	18	H&TC RR CO	1516	WILBARGER
2		CT&MC RR CO	1517	WILBARGER
60	2	H&TC RR CO	1525	WILBARGER
28	1	H&TC RR CO	1526	WILBARGER
28	1	H&TC RR CO	1527	WILBARGER
10		D&W RR CO	1531	WILBARGER
56	2	H&TC RR CO	1539	WILBARGER
50	1	H&TC RR CO	1540	WILBARGER
4	17	H&TC RR CO	1550	WILBARGER
24	3	H&TC RR CO	1553	WILBARGER
44	1	H&TC RR CO	1556	WILBARGER
4	5	H&TC RR CO	1557	WILBARGER

10	6	H&TC RR CO	1558	WILBARGER
22	2	H&TC RR CO	1562	WILBARGER
4	3	H&TC RR CO	1564	WILBARGER
30	4	H&TC RR CO	1566	WILBARGER
38	2	H&TC RR CO	1570	WILBARGER
26	2	H&TC RR CO	1571	WILBARGER
50	1	H&TC RR CO	1572	WILBARGER
32	2	H&TC RR CO	1573	WILBARGER
30	2	H&TC RR CO	1574	WILBARGER
60	2	H&TC RR CO	1575	WILBARGER
64	2	H&TC RR CO	1576	WILBARGER
56	2	H&TC RR CO	1577	WILBARGER
28	6	H&TC RR CO	1581	WILBARGER
32	2	H&TC RR CO	1587	WILBARGER
38	2	H&TC RR CO	1588	WILBARGER
42	2	H&TC RR CO	1589	WILBARGER
4	3	H&TC RR CO	1592	WILBARGER
8	2	H&TC RR CO	1593	WILBARGER
40	2	H&TC RR CO	1596	WILBARGER
2	17	H&TC RR CO	1597	WILBARGER
14	6	H&TC RR CO	1598	WILBARGER
58	1	H&TC RR CO	1598	WILBARGER
6	2	H&TC RR CO	1599	WILBARGER
32	3	H&TC RR CO	1602	WILBARGER
6		D&W RR CO	1603	WILBARGER
2		CT&MC RR CO	1607	WILBARGER
2	18	H&TC RR CO	1610	WILBARGER
36	6	H&TC RR CO	1611	WILBARGER
14	1	H&TC RR CO	1613	WILBARGER
36	1	H&TC RR CO	1618	WILBARGER
22	6	H&TC RR CO	1619	WILBARGER
46	1	H&TC RR CO	1619	WILBARGER
44	4	H&TC RR CO	1621	WILBARGER
20	2	H&TC RR CO	1622	WILBARGER
14	18	H&TC RR CO	1623	WILBARGER
10	6	H&TC RR CO	1625	WILBARGER
46	2	H&TC RR CO	1626	WILBARGER
2	6	H&TC RR CO	1628	WILBARGER
14	18	H&TC RR CO	1632	WILBARGER
20	3	H&TC RR CO	1633	WILBARGER

2	5	H&TC RR CO	1635	WILBARGER
2	5	H&TC RR CO	1636	WILBARGER
22	6	H&TC RR CO	1640	WILBARGER
18	8	H&TC RR CO	1641	WILBARGER
62	2	H&TC RR CO	1643	WILBARGER
26	3	H&TC RR CO	1646	WILBARGER
26	2	H&TC RR CO	1647	WILBARGER
26	2	H&TC RR CO	1648	WILBARGER
22	3	H&TC RR CO	1650	WILBARGER
32	1	H&TC RR CO	1651	WILBARGER
32	1	H&TC RR CO	1651	WILBARGER
14	1	H&TC RR CO	1652	WILBARGER
2	6	H&TC RR CO	1653	WILBARGER
28	6	H&TC RR CO	1654	WILBARGER
102	14	H&TC RR CO	1659	WILBARGER
26	4	H&TC RR CO	1660	WILBARGER
24	6	H&TC RR CO	1661	WILBARGER
68	18	H&TC RR CO	1662	WILBARGER
10	18	H&TC RR CO	1663	WILBARGER
12	6	H&TC RR CO	1665	WILBARGER
44	3	H&TC RR CO	1666	WILBARGER
28		J. POITEVENT	1667	WILBARGER
108	14	H&TC RR CO	1668	WILBARGER
14		BS&F RR CO	1669	WILBARGER
60	1	H&TC RR CO	1671	WILBARGER
46	3	H&TC RR CO	1674	WILBARGER
38	3	H&TC RR CO	1675	WILBARGER
40	3	H&TC RR CO	1676	WILBARGER
40	3	H&TC RR CO	1676	WILBARGER
40	1	H&TC RR CO	1677	WILBARGER
10	3	H&TC RR CO	1679	WILBARGER
2	7	H&TC RR CO	1682	WILBARGER
64	1	H&TC RR CO	1683	WILBARGER
48	1	H&TC RR CO	1684	WILBARGER
48	1	H&TC RR CO	1684	WILBARGER
44	1	H&TC RR CO	1693	WILBARGER
4	4	H&TC RR CO	1695	WILBARGER
6	17	H&TC RR CO	1696	WILBARGER
58	2	H&TC RR CO	1700	WILBARGER
18	3	H&TC RR CO	1701	WILBARGER

36	6	H&TC RR CO	1704	WILBARGER
30	9	H&TC RR CO	1705	WILBARGER
16	2	H&TC RR CO	1706	WILBARGER
28	2	H&TC RR CO	1708	WILBARGER
28	2	H&TC RR CO	1709	WILBARGER
12	4	H&TC RR CO	1710	WILBARGER
4	17	H&TC RR CO	1718	WILBARGER
4	4	H&TC RR CO	1719	WILBARGER
2		CG&SF RR CO	1732	WILBARGER
102	14	H&TC RR CO	1737	WILBARGER
24	1	H&TC RR CO	1745	WILBARGER
26	1	H&TC RR CO	1746	WILBARGER
4	2	H&TC RR CO	1750	WILBARGER
38	1	H&TC RR CO	1751	WILBARGER
38	1	H&TC RR CO	1752	WILBARGER
26	3	H&TC RR CO	1757	WILBARGER
42	1	H&TC RR CO	1759	WILBARGER
54	1	H&TC RR CO	1761	WILBARGER
42	1	H&TC RR CO	1762	WILBARGER
46	2	H&TC RR CO	1763	WILBARGER
10	2	H&TC RR CO	1764	WILBARGER
14	1	H&TC RR CO	1769	WILBARGER
30	3	H&TC RR CO	1771	WILBARGER
34	1	H&TC RR CO	1776	WILBARGER
12	3	H&TC RR CO	1777	WILBARGER
16	3	H&TC RR CO	1778	WILBARGER
10	18	H&TC RR CO	1781	WILBARGER
2		CT&MC RR CO	1783	WILBARGER
2		CT&MC RR CO	1783	WILBARGER
48	18	H&TC RR CO	1784	WILBARGER
58	1	H&TC RR CO	1785	WILBARGER
26	1	H&TC RR CO	1786	WILBARGER
76	1	H&TC RR CO	1788	WILBARGER
4	1	H&TC RR CO	1789	WILBARGER
4	18	D&W RR CO	1789	WILBARGER
2		ROBERT YOUNG	1790	WILBARGER
32	3	H&TC RR CO	1791	WILBARGER
24	6	H&TC RR CO	1792	WILBARGER
22	4	H&TC RR CO	1793	WILBARGER
16	4	H&TC RR CO	1794	WILBARGER

56	1	H&TC RR CO	1795	WILBARGER
3	18	D&W RR CO	1797	WILBARGER
5		D&W RR CO	1798	WILBARGER
44	2	H&TC RR CO	1803	WILBARGER
24	18	H&TC RR CO	1811	WILBARGER
22	18	H&TC RR CO	1813	WILBARGER
30	4	H&TC RR CO	1816	WILBARGER
14	6	H&TC RR CO	1818	WILBARGER
106	14	H&TC RR CO	1826	WILBARGER
50	2	H&TC RR CO	1829	WILBARGER
2	18	D&W RR CO	1831	WILBARGER
4	2	H&TC RR CO	1832	WILBARGER
18		BS&F RR CO	1833	WILBARGER
24	6	H&TC RR CO	1836	WILBARGER
4	17	H&TC RR CO	1837	WILBARGER
12	1	H&TC RR CO	1846	WILBARGER
62	1	H&TC RR CO	1855	WILBARGER
68	2	H&TC RR CO	1857	WILBARGER
54	18	H&TC RR CO	1859	WILBARGER
32	4	H&TC RR CO	1860	WILBARGER
12	5	H&TC RR CO	1861	WILBARGER
2	5	H&TC RR CO	1868	WILBARGER
38	1	H&TC RR CO	1869	WILBARGER
4	2	H&TC RR CO	1876	WILBARGER
36	2	H&TC RR CO	1878	WILBARGER
42	3	H&TC RR CO	1879	WILBARGER
18	4	H&TC RR CO	1890	WILBARGER
12	18	H&TC RR CO	1892	WILBARGER
6	18	H&TC RR CO	1897	WILBARGER
28	4	H&TC RR CO	1899	WILBARGER
10		D&W RR CO	1900	WILBARGER
6	8	H&TC RR CO	1905	WILBARGER
8	17	H&TC RR CO	1908	WILBARGER
18		H&TC RR CO	1910	WILBARGER
6	8	H&TC RR CO	1915	WILBARGER
24	3	H&TC RR CO	1918	WILBARGER
46	3	H&TC RR CO	1919	WILBARGER
		W. CARSON	1924	WILBARGER
32	3	H&TC RR CO	1926	WILBARGER
1	18	D&W RR CO	1929	WILBARGER

28	1	H&TC RR CO	1930	WILBARGER
2	6	H&TC RR CO	1931	WILBARGER
4	5	H&TC RR CO	1940	WILBARGER
2	3	H&TC RR CO	1942	WILBARGER
18	3	H&TC RR CO	1947	WILBARGER
80	2	H&TC RR CO	1950	WILBARGER
24	4	H&TC RR CO	1953	WILBARGER
4	5	H&TC RR CO	1954	WILBARGER
2		MK&TE RR CO	1955	WILBARGER
6	17	H&TC RR CO	1957	WILBARGER
44	3	H&TC RR CO	1958	WILBARGER
12	6	H&TC RR CO	1963	WILBARGER
60	1	H&TC RR CO	1964	WILBARGER
52	2	H&TC RR CO	1965	WILBARGER
8	1	H&TC RR CO	1967	WILBARGER
18	18	H&TC RR CO	1969	WILBARGER
24	3	H&TC RR CO	1994	WILBARGER
28	18	H&TC RR CO	2003	WILBARGER
6	7	H&TC RR CO	2013	WILBARGER
6	9	H&TC RR CO	2051	WILBARGER
22	6	H&TC RR CO	2052	WILBARGER
22	2	H&TC RR CO	2068	WILBARGER
16	3	H&TC RR CO	2078	WILBARGER
22	3	H&TC RR CO	2079	WILBARGER
3A		OA LINDSEY	2081	WILBARGER
78	2	H&TC RR CO	2090	WILBARGER
12	5	H&TC RR CO	2091	WILBARGER
22	3	H&TC RR CO	2106	WILBARGER
70	1	H&TC RR CO	2109	WILBARGER
74		H&TC RR CO	2110	WILBARGER
69	2	H&TC RR CO	2111	WILBARGER
66	18	H&TC RR CO		WILBARGER
28	3	H&TC RR CO		WILBARGER
4		BROWNING & NEWTON		WILBARGER
17	6	H&TC RR CO		WILBARGER
31	6	H&TC RR CO		WILBARGER
9	6	H&TC RR CO	A-59	WILBARGER
8	4	H&TC RR CO	STATE	WILBARGER
	18	H&TC RR CO	STATE	WILBARGER

**RESOLUTION AND ORDER ADOPTING AMENDED AND RESTATED
GUIDELINES AND CRITERIA FOR GRANTING PROPERTY TAX ABATEMENTS
IN THE JURISDICTION OF WILBARGER COUNTY, TEXAS**

STATE OF TEXAS }
 }
COUNTY OF WILBARGER }

WHEREAS, the Property Redevelopment and Tax Abatement Act (the "Act"), Chapter 312 of the Texas Tax Code authorizes counties, cities and other taxing units to provide temporary property tax abatement for limited periods of time as an inducement for the development or redevelopment of a property; and,

WHEREAS, the Act further requires that in order to become eligible to participate in tax abatement, a county or other taxing unit must adopt guidelines and criteria for property tax abatement agreements; and,

WHEREAS Wilbarger County adopted the Guidelines and Criteria for Granting Tax Abatement and Reinvestment Zones on March 14, 2012, and re-adopted the same guidelines and criteria on March 23, 2014 (the "Guidelines and Criteria"); and,

WHEREAS, the Commissioners Court of Wilbarger County desires to amend and restate the Guidelines and Criteria in this resolution and order.

NOW, THEREFORE, BE IT ORDERED, by the Commissioners Court of Wilbarger County, that the County ORDERS adoption of the Amended and Restated Guidelines and Criteria for Granting Tax Abatement and Reinvestment Zones attached hereto as Exhibit A in accordance with the requirements of the Act.

The foregoing Resolution was lawfully moved by Patterson, duly seconded by Neel, and duly adopted by the Wilbarger County Commissioner's Court, the 14 day of August 2017.

absent
GREG TYRA
County Judge

Richard Jacobs
Richard Jacobs
Commissioner Precinct 1

Kelly Neel
Kelly Neel
Commissioner Precinct 3

Phillip Graf - County Judge Pro Tem
Commissioner Precinct 2

Josh Patterson
Commissioner Precinct 4

ATTEST:
Jana Kennon
Print Name: Jana Kennon
Wilbarger County Clerk



FILED
Jana Kennon, County Clerk
Wilbarger County, Texas

AUG 14 2017

By Jana Kennon Deputy

Exhibit A

Amended and Restated Guidelines and Criteria

Guidelines & Criteria For Granting Tax Abatements And Reinvestment Zones

Wilbarger County, Texas

Preamble

Pursuant to Chapter 312 of the Texas Tax Code, Wilbarger County may consider an application for tax abatement, designate a reinvestment zone and enter into a tax abatement agreement as provided in these Guidelines and Criteria.

I. Abatement Application Procedure

(a) **Who May Apply.** Any present or potential owner or lessee of taxable property in Wilbarger County may submit an application for tax abatement conforming to the requirements outlined herein.

(b) **Eligible Property.** Abatement may only be granted for the following property constructed or otherwise put in place after the effective date of the tax abatement agreement: new, expanded or modernized buildings and structures, fixed machinery and equipment; site improvements; related fixed improvements; other tangible items necessary to the operation and administration of the project or facility; and all other real and tangible personal property permitted by Chapter 312 of the Texas Tax Code. Property owned or leased by any member of the Commissioners Court may not be subject to a tax abatement agreement.

(c) **Application Provisions.** The application shall consist of a completed Wilbarger County Tax Abatement Application Form, which shall contain the following:

(1) information showing how the project meets the requirements of the criteria outlined in Section II below;

(2) a map and description of the property;

(3) a time schedule for completing the planned improvements;

(4) the estimated taxable value or range of values of the project or facility; and

(5) basic financial information about the principles sufficient to enable evaluation of the applicant's financial capacity.

(6) the application shall be accompanied by an application fee of \$1,000.00 payable to Wilbarger County.

(d) **Procedure for Application Consideration.** The procedure for consideration by the County of a Tax Abatement Application is as follows:

(1) An applicant may request a Tax Abatement Application from the County Judge's Secretary.

(2) After an applicant completes the Tax Abatement Application, applicant provides a copy to each member of the Wilbarger County Commissioners Court and the County Judge's Secretary.

(3) After receipt of an application, the Commissioners Court determines within forty-five (45) days how to proceed with the application. The Commissioners Court shall choose either to deny the application, consider the application, or consider the application on an expedited basis.

(A) **Denial of application.** If the Commissioners Court chooses to deny the application, it shall make a finding by majority vote at a regularly scheduled meeting that the application does not meet the requirements of the criteria provided below in Section II;

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

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

(D) **Confidentiality.** As required by Section 312.003 of the Texas Tax Code, information that is provided to Wilbarger County in connection with an application or request for tax abatement under this chapter and that describes the specific processes or business activities to be conducted or the equipment or other property to be located on the property for which tax abatement is sought is confidential and not subject to public disclosure until the tax abatement agreement is executed.

II. Criteria for Designating a Reinvestment Zone

(a) Minimum Requirement. To be designated a reinvestment zone, County Commissioners must find by majority vote that the property for which the abatement is sought would contribute to the retention or expansion of primary employment or would attract major investment in the zone that would be a benefit to the property to be included in the zone and would contribute to the economic development of the county as provided in section 312.401(b) of the Texas Tax Code.

(b) Criteria. In determining whether to designate a reinvestment zone and whether to enter into a tax abatement agreement, the Commissioners Court shall consider the following factors, among others determined appropriate by the Court:

- (1) value of land and existing improvements, if any;
- (2) type and value of proposed improvements;
- (3) productive life of proposed improvements;
- (4) number of existing jobs to be retained by proposed improvements.
- (5) number and type of new jobs, if any, to be created by proposed improvements;
- (6) costs to be incurred by Wilbarger County, if any, to provide facilities or services directly resulting from the new improvements;
- (7) types and values of public improvements, if any, to be made by applicant seeking abatement;
- (8) the amount of ad valorem property taxes to be paid to Wilbarger County after expiration of the abatement agreement;
- (9) the impact on the business opportunities of existing businesses and the attraction of new businesses to the area, if any; and
- (10) the overall compatibility with the zoning ordinances and comprehensive plan, if any, for the area.

III. Format for Tax Abatement Agreement

(a) Required Provisions. If the Wilbarger County Commissioners Court designates a reinvestment zone, it may consider and execute a tax abatement agreement with the owner of the designated property and lessee, as appropriate, as outlined above. Any tax abatement agreement shall include at least the following:

- (1) the kind, number and location of all proposed improvements of the property;
- (2) provisions allowing for reasonable access to the property for initial and intermittent inspection purposes by County employees or designated representatives to ensure improvements are made in compliance with the agreement;
- (3) provisions limiting the use of the property consistent with the general purpose of encouraging development or redevelopment of the area during the period of abatement;
- (4) provisions for recapturing property tax revenue lost as a result of the agreement if the owner of the property fails to make the improvements or repairs as provided in the agreement;
- (5) each term agreed to by the recipient of the abatement;
- (6) a requirement that the abatement recipient certify its compliance with the agreement annually to the County; and
- (7) provisions allowing the County to cancel or modify the agreement if the recipient is out of compliance with the agreement.

(b) Optional Provisions. The tax abatement agreement may also contain any or all of the following items, in addition to any others deemed appropriate by the contracting parties:

- (1) the estimated taxable value or range of values for which taxes are to be abated;
- (2) percent of value to be abated each year;
- (3) the commencement and termination dates of the abatement;
- (4) proposed use of the property;
- (5) nature of construction, time schedule, map and property description;
- (6) contractual obligations in the event of default or violation of terms or conditions;
- (7) size of investment and number of temporary and permanent jobs involved, if any;
- (8) provisions for dispute resolution.

(c) Duration and Portion of Abatement. A tax abatement agreement granted by Wilbarger County shall be up to but not exceeding ten (10) years in duration and up to but not exceeding 100% in portion of ad valorem property taxes abated.

(d) Time Limit. Such agreement shall be executed within 30 days after passage of the resolution approving the agreement, unless the County and the applicant mutually agree otherwise.

IV. Administration of Tax Abatement Agreement

(a) Inspections. County employees or their designated representatives shall have reasonable access to the property for initial and intermittent inspection purposes in order to ensure that the improvements or repairs are made according to the specifications and conditions of the agreement.

(b) Cure Provisions. Should Wilbarger County determine that the company or individual receiving the abatement is in default of the tax abatement agreement, it shall notify the company or individual of such default in writing at the address specified in the agreement, and if such is not cured within sixty (60) days of notice, the agreement may be terminated by the County.

(c) Modification and Termination. At any time before the expiration of a tax abatement agreement, an agreement may be modified by the parties to include other provisions that could have been included in the original agreement or to delete provisions that were not necessary to the original agreement. The modification must be made by the same procedure by which the original agreement was made. An agreement may also be terminated by the mutual consent of the parties in the same way the agreement was made, or by other means as agreed by the parties according to the provisions of the agreement.

V. Transfer or Assignment

Tax abatement agreements may be assigned to a new owner or lessee of the facility with the written consent of the Commissioners Court. Any assignment shall provide that the assignee shall irrevocably and unconditionally assume all the duties and obligations of the assignor upon the same terms and conditions as set out in the agreement. Any assignment of a tax abatement agreement shall be to an entity that contemplates the same improvements or repairs to the project, except to the extent such improvements or repairs have been completed. No assignment shall be approved if the assignor or the assignee is indebted to the County for ad valorem taxes or other obligations.

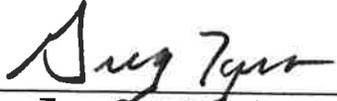
VI. Variances from Guidelines and Criteria

The Commissioners Court shall have the authority to enter into an abatement agreement with terms and conditions that vary from the terms and conditions in these Guidelines and Criteria so long as the Commissioners Court determines that such variances are in the best interests of the County. Any terms or conditions contained in an abatement agreement approved by the Commissioners Court that vary from the terms and conditions in these Guidelines and Criteria shall automatically be deemed to have been granted an approved variance by the Commissioners Court and shall be binding and enforceable as agreed to in the abatement agreement.

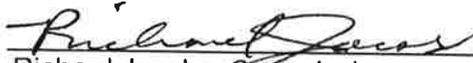
VII. Sunset and Amendment of Guidelines and Criteria

These Guidelines and Criteria are effective upon the date of their adoption and will remain in force for two years, unless amended by three-fourths vote of the Wilbarger County Commissioners Court.

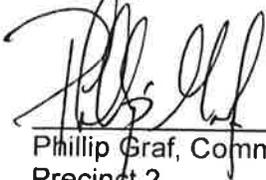
Passed and approved at a regular meeting of the Wilbarger County Commissioners' Court, at which a quorum was present on the 27 day of April, 2015.



Greg Tyra, County Judge



Richard Jacobs, Commissioner,
Precinct 1



Phillip Graf, Commissioner,
Precinct 2



Rodney Johnston, Commissioner,
Precinct 3



Josh Patterson, Commissioner,
Precinct 4

Texas Comptroller of Public Accounts

Data Analysis and Transparency Form 50-296-A

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

David Thweatt

Superintendent

Print Name (Authorized School District Representative)

Title

sign here

[Handwritten Signature]

January 10, 2020

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

Philip Mome

SVP

Print Name (Authorized Company Representative (Applicant))

Title

sign here

[Handwritten Signature]

1/10/20

Signature (Authorized Company Representative (Applicant))

Date

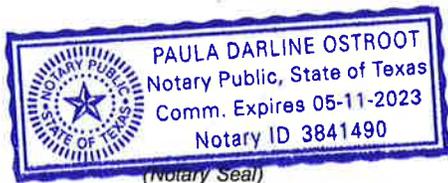
GIVEN under my hand and seal of office this, the

10 day of January 2020

[Handwritten Signature: Paula Darline Ostroot]

Notary Public in and for the State of Texas

My Commission expires: 1-10-2020



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.