



July 8, 2010

Panhandle ISD
106 W. 9th Street
Panhandle, Texas 79068

Re: High Majestic Wind Energy Center, LLC
Chapter 313 Appraised Value Limitation and Tax Credit

To whom it may concern:

Please find the following forms enclosed for High Majestic Wind Energy Center, LLC:

- **Form 50-772** - Chapter 313 Annual Eligibility Report
- **Form 50-773** - Biennial Progress Report for Texas Economic Development Act

Please call me at 561/ 691-2943 if you need any additional information.

Sincerely,

A handwritten signature in blue ink that reads "Casey Tomasiak".

Casey Tomasiak
Property Tax Analyst

CTX-2010-0188



Chapter 313 Annual Eligibility Report Form

Form 50-772
(May 2010)

2009

Tax Year covered in this report

Panhandle ISD

School District name

High Majestic Wind Energy Center

Project Name

700 Universe Blvd CTX/JB, Juno Beach, FL 33408

Company Address

.46

I&S Tax Rate

High Majestic Wind Energy Center, LLC

Company Name

(561) 691-2943

Company Contact Information

1.04

M&O Tax Rate

NOTE: This form must be completed by an authorized representative of each approved applicant and each entity with property subject to the limitation agreement. It must be submitted to the school district by May 15th of every year using information from the previous tax (calendar) year. For limitation agreements where there are multiple company entities that receive a part of the limitation provided by the agreement: 1) each business entity not having a full interest in the agreement should complete a separate form for their proportionate share of required employment and investment information; and, 2) separately, the school district is required to complete an Annual Eligibility Report that provides for each question in this form a sum of the individual answers from reports submitted by each entity so that there is a cumulative Annual Eligibility Report reflecting the entire agreement.

32040257860

Texas Taxpayer ID of Applicant

October 22, 2008

Date of Agreement Approval

2009

First complete tax year of the qualifying time period

2011

First tax year of the limitation

32002608134

Texas Taxpayer ID Reporting Entity (if appropriate)

Babcock & Brown Renewable Holdings, Inc.

Original Applicant Name

2010

Last tax year of the qualifying time period

\$10,000,000

Amount of the limitation at the time of application approval

QUALIFIED PROPERTY INFORMATION

\$120,306,300

Market Value

\$120,306,300

I&S Taxable Value

\$120,306,300

M&O Taxable Value

- Is the business entity in good standing with respect to Tax Code, Chapter 171?
(Attach printout from Comptroller Web site: <http://www.window.state.tx.us/taxinfo/coasintr.html>) Yes No
- Is the business entity current on all taxes due to the State of Texas? Yes No
- Is the business activity of the project an eligible business activity under Section 313.024(b)? Yes No
- Please identify business activity: Renewable energy electric generation
- What was the application review start date for your application (the date your application was determined to be complete)? N/A
(This question must only be answered for projects with applications approved after June 1, 2010.)
- How many new jobs were based on the qualified property in the year covered by this report? (See note on page 3.) 5
- What is the number of new jobs required for a project in this school district according to 313.021(2)(A)(iv)(b), 313.051(b), as appropriate? 10
- If the applicant requested a waiver of minimum jobs requirement, how many new jobs must the approved applicant create under the waiver? 5
- 80 percent of New Jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.) 4



What is the minimum required annual wage for each qualifying job in the year covered by the report? \$40,017

For agreements executed prior to June 19, 2009, please identify which of the two Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A) or §313.051(b). For agreements executed after June 19, 2009, please identify which of the four Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A), §313.021(5)(B), §313.021(3)(E)(ii), or §313.051(b). 313.051(b)

Attach calculations and cite (or attach) exact Texas Workforce Commission data sources. See attached

How many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based on the qualified property in the year covered by the report? 5

Of the qualifying job-holders last year, how many were employees of the approved applicant? 5

Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 0

If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs? NA Yes No

THE FOLLOWING QUESTIONS APPLY ONLY TO APPROVED APPLICANTS WITH AGREEMENTS THAT REQUIRE THE APPROVED APPLICANT TO PROVIDE A SPECIFIED NUMBER OF JOBS AT A SPECIFIED WAGE.

How many qualifying jobs did the approved applicant commit to create in the year covered by the report? Approx 5

At what annual wage? \$40,017

How many qualifying jobs were created at the specified wage? 5

ENTITIES ARE NOT REQUIRED TO ANSWER THE FOLLOWING FIVE QUESTIONS IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.

What is the qualified investment expended by this entity from the beginning of the qualifying time period through the end of the year covered by this report? 149,681,859

Was any of the land classified as qualified investment? Yes No

Was any of the qualified investment leased under a capitalized lease? Yes No

Was any of the qualified investment leased under and operating lease? Yes No

Was any property not owned by the applicant part of the qualified investment? Yes No

THE FOLLOWING QUESTIONS MUST BE ANSWERED BY ENTITIES HAVING A PARTIAL INTEREST IN AN AGREEMENT.

What was your limitation amount (or portion of original limitation amount) during the year covered by this report? n/a

Please describe your interest in the agreement and identify all the documents creating that interest.

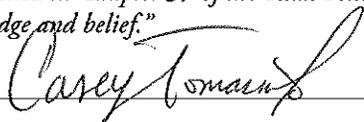
NOTE: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "new job" as used in the agreement.

Notwithstanding any waiver by the district of the requirement for the creation of a minimum number of new jobs, or any other job commitment in the agreement, Tax Code 313.024(d) requires that 80 percent of all new jobs be qualifying jobs.

APPROVAL

"I am the authorized representative for the Company submitting this Annual Eligibility Report. I understand that this Report is a government record as defined in Chapter 37 of the Texas Penal Code. The information I am providing on this Report is true and correct to the best of my knowledge and belief."

Signature



Casey Tomasiak

Printed name of authorized company representative

Property Tax Analyst

Title

Date

8/09/2010

CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE

700 Universe Blvd, Juno Beach, FL 33408

Address

(561) 691-2943

Phone

Casey.Tomasiak@fpl.com

E-mail

Wages paid to area workers are well above state levels. Over the past ten years, Carson County's workers earned about 35 percent more than the state average. In 2006, an employee earned \$60,180, compared to the Texas average of \$41,918.

Table 1: Carson County Employment Trends (NAICS)

Description	Employment 2002 Q3	Employment 2006 Q3	Employment 2007 Q3	Change 06-07	% Change 06-07
Natural Resources & Mining	178	132	113	-19	-14.4%
Construction	206	85	101	16	18.8%
Manufacturing	--	--	--	--	--
Trade, Transport & Utilities	237	339	359	20	5.9%
Information	--	--	7	N/A	N/A
Financial Activities	51	41	41	0	0.0%
Professional & Bus. Services	44	32	39	7	21.9%
Education & Health Services	--	75	--	N/A	N/A
Leisure & Hospitality	98	67	65	-2	-3.0%
Other Services	22	83	--	N/A	N/A
Nonclassifiable	3,315	3,291	3,538	247	7.5%
Federal Government	193	216	229	13	6.0%
State Government	39	39	45	6	15.4%
Local Government	358	389	392	3	0.8%
Total Employment	4,741	4,789	4,929	140	2.9%

Source: Texas Workforce Commission

Board Finding Number 3.

The average salary level of qualifying jobs is expected to be at least \$41,600 per year. The review of the application by the State Comptroller's Office indicated that this amount—based on Texas Workforce Commission data—complies with the requirement that qualifying jobs must pay 110 percent of the county average manufacturing wage. Majestic Wind indicates that total employment will be approximately five (5) new jobs.

Based on Texas Workforce Commission data, the average manufacturing wage for the area covered by the Panhandle Regional Planning Commission is \$17.49 per hour or \$36,379 annually. At the 110 percent level required under Chapter 313, the minimum qualifying wage would be \$40,017. The average salary level for the Majestic Wind Project exceeds this amount by \$1,583 or about four percent.



TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

June 15, 2010

CERTIFICATE OF ACCOUNT STATUS

THE STATE OF TEXAS
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office

HIGH MAJESTIC WIND ENERGY CENTER, LLC

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due August 16, 2010.

This certificate does not make a representation as to the status of the entity's registration, if any, with the Texas Secretary of State.

This certificate is valid for the purpose of conversion when the converted entity is subject to franchise tax as required by law. This certificate is not valid for any other filing with the Texas Secretary of State.

GIVEN UNDER MY HAND AND
SEAL OF OFFICE in the City of
Austin, this 15th day of
June 2010 A.D.

Susan Combs
Texas Comptroller

Taxpayer number: 32040257860
File number: 0801167621

Form 05-304 (Rev. 12/07/07)



TEXAS COMPTROLLER OF PUBLIC ACCOUNTS
SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

June 15, 2010

CERTIFICATE OF ACCOUNT STATUS

THE STATE OF TEXAS
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office
NEXTERA ENERGY POWER MARKETING, LLC

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due August 16, 2010.

This certificate does not make a representation as to the status of the entity's registration, if any, with the Texas Secretary of State.

This certificate is valid for the purpose of conversion when the converted entity is subject to franchise tax as required by law. This certificate is not valid for any other filing with the Texas Secretary of State.

GIVEN UNDER MY HAND AND
SEAL OF OFFICE in the City of
Austin, this 15th day of
June 2010 A.D.

Susan Combs
Texas Comptroller

Taxpayer number: 32002608134
File number: 0601079569

Form 05-304 (Rev. 12/07/17)