

March 12, 2020

Dr. Susana P. Garza
Jim Hogg County Independent School District
210 W. Lucille Street
Hebbronville, Texas 78361

Re: 313 Application – Jim Hogg County ISD – Barranca Wind Energy, LLC

Dear Mrs. Garza:

Attached please find the amended application pages for the Chapter 313 Application submitted by Barranca Wind Energy, LLC to Zapata County ISD. This Amendment, dated March 12, 2020, is the first amendment to the Application. The revised application pages are as follows:

- Application Page 6, Section 12, Question 3 – Revised to indicate that the proposed new construction and improvements are located in an area designated as a reinvestment zone.
- Application Page 7, Section 14, Question 7(a) – Average weekly wage for all jobs in the county revised to \$774 from \$764.
- Tab 6 – Revised to provide map of entire “wind farm” project.
- Tab 12 – Revised language to pertain only to jobs for the Jim Hogg ISD application.
- Tab 14, Schedule C – Wage revised to match average annual wage on Page 7, Section 14, Question 10 of the application.
- Signature and Certification Page – Updated with new signatures and notarization.

We appreciate your consideration for our amendment to the Jim Hogg County ISD 313 application. Should you have any questions, comments, or concerns, please do not hesitate to contact me at 512.626.3417.

Best,



Jennifer Goodwillie
Senior Director of Development

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): \$ 0.00
5. In Tab 10, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.
6. Total estimated market value of proposed property not eligible to become qualified property (that property described in response to question 2): \$ 0.00

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

SECTION 14: Wage and Employment Information

1. What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 3

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? 3

5. What is the number of new non-qualifying jobs you are estimating you will create? 0

6. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.

7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(21) and (22).
 - a. Average weekly wage for all jobs (all industries) in the county is 774.00
 - b. 110% of the average weekly wage for manufacturing jobs in the county is 846.73
 - c. 110% of the average weekly wage for manufacturing jobs in the region is 784.55

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? 40,797.00

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? 40,797.00

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).

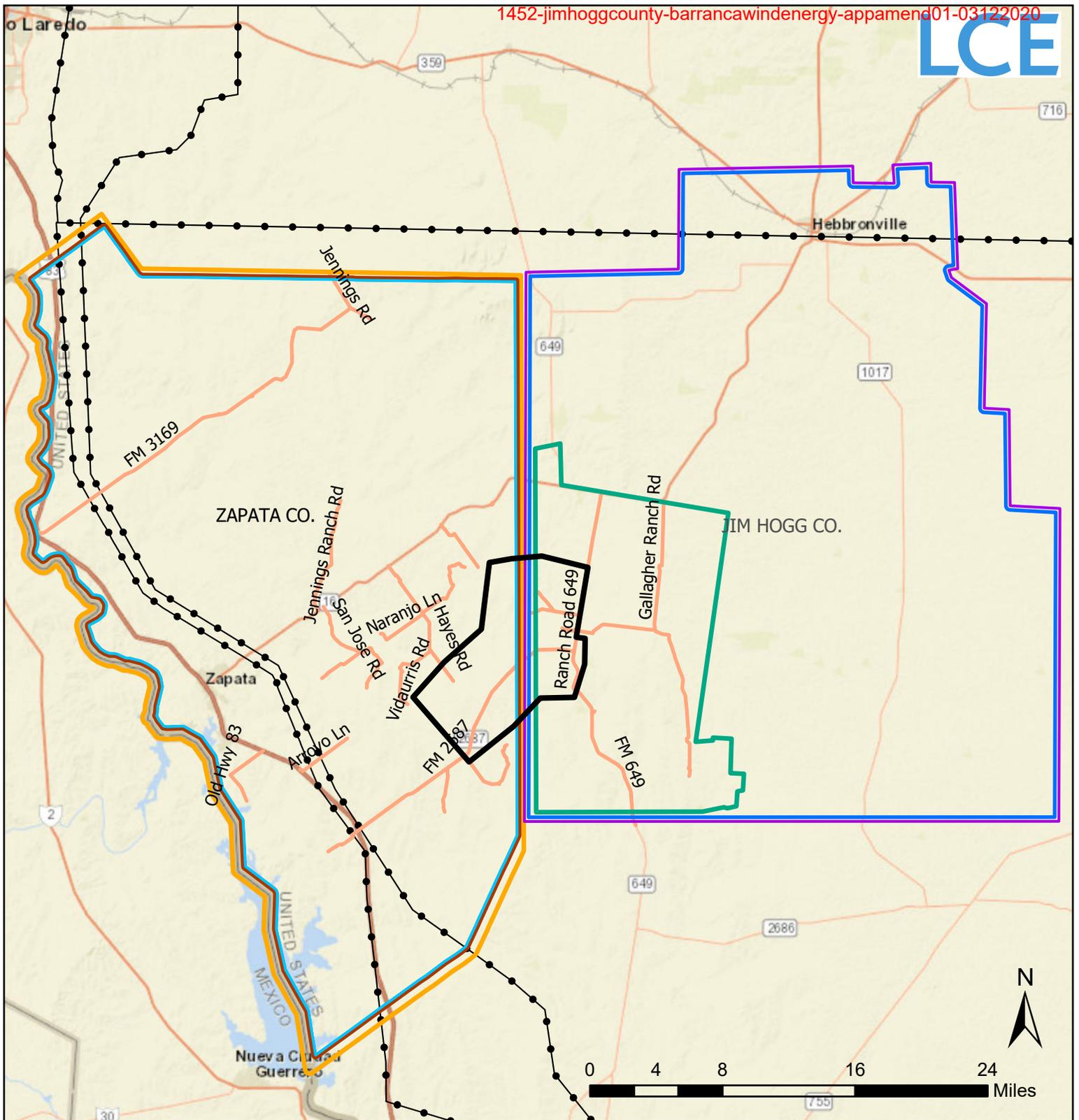
SECTION 15: Economic Impact

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**.

Tab Item 6

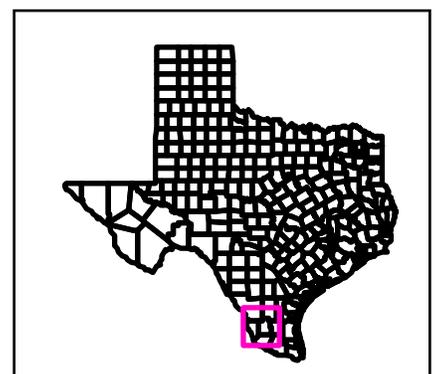
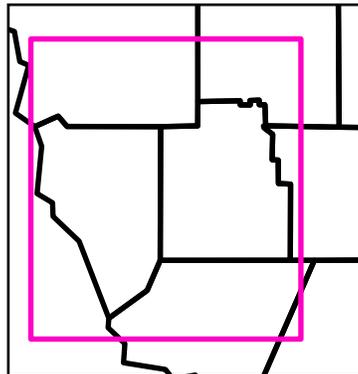
Other School District Information

The project will be located in the Zapata Independent School District and the Jim Hogg Independent School District. 59% of the project will be sited in the Jim Hogg Independent School District, and 41% of the project will be sited in the Zapata Independent School District, as shown in the map on the following page.



Map of Potential Project Barranca Wind Project Property

- Reinvestment Zone Jim Hogg County
- Jim Hogg County ISD
- Jim Hogg County
- Zapata County ISD
- Reinvestment Zone Zapata County
- WindFarmBoundary
- Zapata County
- 345+ kV Transmission Lines



October 14, 2019
Superintendent Garza
Jim Hogg County ISD
201 W. Lucille
Hebbronville, TX 78361

Re: Chapter 313 Job Waiver Request

Dear Superintendent Garza,

Please consider this letter to be Barranca Wind Energy, LLC's formal request to waive the minimum new job creation requirement, as provided under Texas Tax Code 313.025(f-l).

The governing body of a school district may waive the new jobs creation requirement in Section 313.021(2)(A)(iv)(b) or 313.051(b) and approve an application if the governing body makes a finding that the jobs creation requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility of the property that is described in this application. Wind energy projects create a large number of full-time jobs during the construction phase, but these jobs are temporary by nature. Once the project is in operation, a small crew of full-time employees will maintain and operate the facility. Based upon our experience in the wind industry, we expect that three (3) employees would be needed to operate a 177 MW facility, and we can commit to creating three (3) full-time positions to fill those needs. The number of employees is calculated based on an industry standard of one employee for every twenty (20) wind turbines. All would be qualifying jobs as described in Section 313.021(3) of the Texas Tax Code.

The applicant requests that the Jim Hogg County ISD's Board of Trustees make such a finding and waive the job creation requirement. This waiver request is in line with industry standards for the job requirements for a wind energy facility of this size, as evidenced by limitation agreement applications that have been filed by other wind energy developers, and by documentation related to the development and operation of wind generation facilities.

The project stands to provide significant benefits to the community with respect to increased tax base and the ongoing royalty payments it will make to local landowners.

Kind Regards,



Jennifer Goodwillie
Development Director
Barranca Wind Energy, LLC

Tab Item 12
Request For Waiver of Job Creation Requirement

See attached letter. Based on the attached letter, Applicant is committing to create five (5) jobs to support the entire Project. Although no individual employees will be assigned specifically to manage the portions of the Project located in Jim Hogg County ISD or Zapata County ISD, based on the number of turbines located in in each school district, the created jobs will be allocated among the school districts as follows:

Jim Hogg County ISD

3 jobs

Zapata County ISD

2 jobs

Schedule C: Employment Information

Date: 12-Mar-20
 Applicant Name: Barranca Wind Energy, LLC
 ISD Name: Jim Hogg County ISD

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
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	QTP1	2021-2022	2021	13 FTEs	\$40,000	0	0	0
	QTP2	2022-2023	2022	89 FTEs	\$40,000	0	0	0
Limitation Period	1	2023-2024	2023	N/A	N/A	0	3	\$40,797
	2	2024-2025	2024	N/A	N/A	0	3	\$40,797
	3	2025-2026	2025	N/A	N/A	0	3	\$40,797
	4	2026-2027	2026	N/A	N/A	0	3	\$40,797
	5	2027-2028	2027	N/A	N/A	0	3	\$40,797
	6	2028-2029	2028	N/A	N/A	0	3	\$40,797
	7	2029-2030	2029	N/A	N/A	0	3	\$40,797
	8	2030-2031	2030	N/A	N/A	0	3	\$40,797
	9	2031-2032	2031	N/A	N/A	0	3	\$40,797
	10	2032-2033	2032	N/A	N/A	0	3	\$40,797
Years Following Value Limitation Period	11 through 25	2033-2048	2033-2047	N/A	N/A	0	5	\$40,797

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

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 Dr. SUSANA P. GARZA Superintendent
Print Name (Authorized School District Representative) Title
sign here [Signature] 3/13/2020
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 MOORE SVP- Development
Print Name (Authorized Company Representative (Applicant)) Title
sign here [Signature] MARCH 12, 2020
Signature (Authorized Company Representative (Applicant)) Date

GIVEN under my hand and seal of office this, the 12 day of March 2020
[Signature]
Notary Public in and for the State of Texas
My Commission expires: 5/11/2023



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.