

# RESOLUTION

## DETERMINING ELIGIBILITY FOR TAX CREDIT PURSUANT TO TEXAS TAX CODE §313.104

STATE OF TEXAS                   §

COUNTY OF STERLING           §

*WHEREAS*, on August 25, 2008, the Superintendent of Schools of the Sterling City Independent School District (the "Superintendent"), acting as agent of the Board of Trustees of the District (the "Board of Trustees"), received from EC&R Panther Creek Wind Farm III, LLC (the "Applicant") an Application for Appraised Value Limitation on Qualified Property, pursuant to Chapter 313 of the Texas Tax Code; and,

*WHEREAS*, on September 3, 2008, the Superintendent received from the Applicant a Revised Application for Appraised Value Limitation on Qualified Property, pursuant to Chapter 313 of the Texas Tax Code; and,

*WHEREAS*, the Board of Trustees has acknowledged receipt of the Application along with the requisite application fee as established pursuant to Texas Tax Code §313.025(a)(1) and Local District Policy CCG (Local); and,

*WHEREAS*, the Application was delivered to the Texas Comptroller's Office for review pursuant to Texas Tax Code §313.025(d); and,

*WHEREAS*, the Application was reviewed by the Texas Comptroller's Office pursuant to Texas Tax Code §313.025(d); and,

*WHEREAS*, the Board of Trustees caused to be conducted an economic impact evaluation pursuant to Chapter 313 of the Texas Tax Code; and,

*WHEREAS*, the Board of Trustees reviewed the economic impact evaluation pursuant to Texas Tax Code §313.026 and has carefully considered such evaluation; and,

*WHEREAS*, the Application was reviewed by the Sterling County Appraisal District, established in Sterling County, Texas (the "Sterling County Appraisal District") pursuant to Texas Property Tax Code §6.01; and,

*WHEREAS*, the District received a recommendation from the Texas Comptroller's Office pursuant to Texas Tax Code §313.026, and,

**WHEREAS**, on December 17, 2008, the Board of Trustees conducted a public hearing on the Application at which it solicited input into its deliberations on the Application from all interested parties within the District; and,

**WHEREAS**, on December 17, 2008, the Board of Trustees made factual findings pursuant to Texas Tax Code §313.025(f), including, but not limited to findings that: (i) the information in the Application is true and correct; (ii.) this Agreement is in the best interest of the District and the State of Texas; (iii.) the Applicant is eligible for the Limitation on Appraised Value of the Applicant's Qualified Property; (iv.) each criterion listed in Texas Tax Code §313.025(e) has been met; and,

**WHEREAS**, on December 17, 2008, the Board of Trustees of the Sterling City Independent School District approved an Agreement for Limitation on Appraised Value of Property for Maintenance and Operations Taxes with EC&R Panther Creek III, LLC; and,

**WHEREAS**, after examining the tax rolls of the Sterling County Appraisal District; the most recent Annual Eligibility Report (Comptroller's Form #50-772); and the most recent Biennial Progress Report (Comptroller's Form #50-773) filed by EC&R Panther Creek III, LLC, the Board has determined that during the Qualifying Time Period, running from January 1, 2009 through December 31, 2010, EC&R Panther Creek III, LLC made a Qualifying Investment as defined by Texas Tax Code §313.021 in the amount of at least Twenty Million Dollars for the purposes of renewable energy in accordance with the provisions of Texas Tax Code §313.024(b)(1); and,

**WHEREAS**, after examining the December 17, 2012 Agreement; the most recent Annual Eligibility Report (Comptroller's Form #50-772); and the most recent Biennial Progress Report (Comptroller's Form #50-773) filed by EC&R Panther Creek III, LLC, the Board has determined that EC&R Panther Creek III, LLC is, in all other respects, in compliance with the terms of the aforesaid Agreement; and,

**WHEREAS**, after examining Comptroller's State Franchise Tax records, the Board has determined that, at the time of the adoption of this Resolution, EC&R Panther Creek III, LLC, is in good standing with respect to its franchise tax obligations; and,

**WHEREAS**, the total amount of maintenance and operations ad valorem taxes that were imposed on the portion of the appraised value of the Qualified Property that exceeded the amount of the limitation agreed to by the governing body of the school district under Texas Tax Code Section 313.027(a)(2) in the applicable Qualifying Time Period that EC&R Panther Creek III, LLC has paid to the District has been TWO MILLION TWO HUNDRED FIFTY THOUSAND SIX HUNDRED ONE DOLLARS AND SIXTY CENTS (\$2,250,601.60); and,

**WHEREAS**, as of the date of the approval of this Resolution, EC&R Panther Creek III, LLC has not relocated its business outside of the District; and,

**WHEREAS**, EC&R Panther Creek III, LLC has filed an application for a tax credit in accordance with the provisions of Texas Tax Code §313.103; and,

**WHEREAS**, the application for tax credit filed by EC&R Panther Creek III, LLC was: (1) made on the form prescribed for that purpose by the Texas Comptroller of Public Accounts; (2) was verified by EC&R Panther Creek III, LLC; (3) was accompanied by tax receipts from the collector of taxes for the District showing full payment of all District ad valorem taxes on the Qualified Property for the applicable Qualifying Time Period.

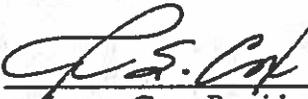
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Sterling City Independent School District as follows:

1. The application made by EC&R Panther Creek III, LLC, for a tax credit pursuant to Texas Tax Code §313.103 in the total amount of TWO MILLION TWO HUNDRED FIFTY THOUSAND SIX HUNDRED ONE DOLLARS AND SIXTY CENTS (\$2,250,601.60) is approved by the adoption of this Resolution.
2. Beginning with the Tax Year 2012, and in each of the subsequent six (6) tax years (ending in Tax Year 2018), the Superintendent is directed to issue a refund as a credit against the *ad valorem* school taxes imposed on the Qualified Property by the District the lesser amount of either: 1.) THREE HUNDRED TWENTY-ONE THOUSAND FIVE HUNDRED FOURTEEN DOLLARS AND FIFTY-ONE CENTS (\$321,514.51) (An amount equal to one-seventh of the total amount of tax credit to which EC&R Panther Creek III, LLC is entitled under Section 313.102); or, 2.) Fifty Percent (50%) of the total amount of *ad valorem* school taxes imposed on the Qualified Property by the school district in that tax year.
3. In addition to the foregoing, in the Tax Years 2019 through 2021, (The first three tax years after EC&R Panther Creek III, LLC's eligibility for an Appraised Value Limitation on Qualified Property, pursuant to Chapter 313 of the Texas Tax Code, expires), the District's collector of taxes is directed to credit against the *ad valorem* school taxes imposed on the Qualified Property by the District the lesser of either: 1.) any remainder of the TWO MILLION TWO HUNDRED FIFTY THOUSAND SIX HUNDRED ONE DOLLARS AND SIXTY CENTS (\$2,250,601.60) tax credit balance which was not paid under paragraph 2, above: or, 2.) the total amount of *ad valorem* school taxes imposed on the Qualified Property by the school district in that tax year.
4. Prior to making any tax credit payments under Sections (2) or (3), above, the District's Superintendent is directed to determine whether EC&R Panther Creek III, LLC has relocated outside the District, and has otherwise met its obligations under the Agreement; under State law; and under applicable regulations promulgated either by the Texas Comptroller's Office, or by the Texas Commissioner of Education. In the event that EC&R Panther Creek III, LLC has not met its obligation or has relocated outside the District, no tax credit will be paid for such tax year or the tax years thereafter.

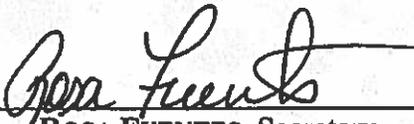
5. If the Texas Comptroller of Public Accounts or the District's tax collector, after providing notice and the opportunity for a response, determine that EC&R Panther Creek III, LLC was either not eligible for the credit or received more credit than it was entitled, then the District shall impose an additional tax on the Qualified Property that is equal to the amount of tax credit that was erroneously taken, plus interest at an annual rate of 7.0% calculated from the date on which the credit was issued. A tax lien attaches to the Qualified Property in favor of the school district to secure payment by the person of the additional tax and interest that are imposed and any penalties incurred. A taxpayer which is delinquent in the payment of an additional tax may not submit a subsequent application or receive a tax credit under this subsection in a subsequent year.

**APPROVED, ADOPTED, AND ORDERED** on the 21st day of March, 2013.

**STERLING CITY INDEPENDENT SCHOOL DISTRICT**

By:   
\_\_\_\_\_  
JASON COX, President  
Board of Trustees

**ATTEST:**

By:   
\_\_\_\_\_  
ROSA FUENTES, Secretary  
Board of Trustees



(Revised May 2010)

2009

First complete year of qualifying time period

(325) 378-5821

Phone (Area code and number)

October 19, 2011

Appraisal date

Sterling City ISD

School district name

P.O. Box 786, Sterling City, TX 76951

Address

This application is for credit for school district maintenance and operations taxes paid on the portion of value in excess of the value limit under Tax Code Chapter 313 Subchapter B or C, during the two complete tax years of the qualifying time period. File this completed application with the school district no later than the date the property taxes are paid for the last year of the qualifying time period. The school board must determine eligibility of this applicant.

### STEP 1: APPLICANT NAME AND ADDRESS

Only entities that received an appraised value limitation under Tax Code Chapter 313 Subchapter B or C are eligible for this tax credit.

EC&R Panther Creek III Wind Farm, LLC

Applicant's name

812 San Antonio St., Suite 201

Mailing address

32037431668

Texas Taxpayer ID Number (if applicable)

Mike Fry

Name of person preparing the application

469-298-1594

Phone (area code and number)

Austin Texas

78701

City/State

ZIP Code

Various

Appraisal district school number

Consultant-Renewable Energy Services

Firm

### STEP 2: PROVIDE ATTACHMENTS AND SUPPLEMENTS

Attach the following items to this application:

1. A copy of report from the local county appraisal district (CAD) reflecting both the market value before any exemptions, and taxable value of the qualified property for each complete tax year of the qualifying time period.
2. A copy of receipts for M&O and I&S taxes paid on qualified property during the first two years of the qualifying time period.
3. Schedule A—updated for all years from amounts in application schedule.
4. Schedule B—updated for all years from amounts in application schedule.
5. Schedule C—Tax Credit.

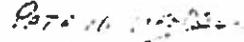
Note: Excel spreadsheet versions of Schedules are available for downloading and printing at <http://RI.texas.gov>.

### STEP 3: SHOW TAX CREDIT AMOUNT

1. Taxable Value of Property for the purpose of School M&O tax	308,130	236,404.000
2. Limitation Value of Property under Agreement	10,000,000	10,000,000
3. School District Maintenance and Operations Tax Rate	1.04	1.04
4. Total Maintenance and Operations Taxes Paid	3,821	2,458.601
5. M&O Tax Obligation under Limited Value ((Line 2 Amount/100) x (line 3))	104,000	104,000
6. Tax Credit for which you are applying (Line 4 - Line 5)	0	2,354.601
7. Total Tax Credit (Sum of Line 6 Year 1 and Year 2 amounts)		2,354.601

### STEP 4: SIGN AND DATE APPLICATION

By signing this application, you certify that this information is true and correct and that you are in full compliance with the terms of the attached agreement to the best of your knowledge and belief.

print here   
Name of authorized company official

sign here   
Signature of authorized company official

On behalf of \_\_\_\_\_  
Name of corporation/company

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.

**Schedule C - Tax Credit: Employment Information**

Applicant Name

EC&R Panther Creek III Wind Firm LLC

ISD Name

Sterling City ISD

Form 50-300

Employment period	Number of tax years	Year	School Year (YYYY-YYYY)	Tax Year (fill in actual tax year) YYYY	New Jobs		Qualifying Jobs	
					Column A: Number of new jobs created (cumulative)	Column B: Number of qualifying jobs applicant created meeting all criteria of Sec 313.02(3) (cumulative)	Column C: Lowest wage of any qualifying job	
	1	2008	2008-2009	2008	275	275	\$29,929.90	
	2	2009	2009-2010	2009	24	299	\$29,929.90	
	2	2010	2010-2011	2010	0	299	\$29,929.90	

Notes: For job definitions see TAC §9 1051(14) and Tax Code §313.02(3)

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

**ORIGINAL****STERLING CITY INDEPENDENT SCHOOL DISTRICT  
ORDINANCE TO SET A TAX RATE****August 24, 2009**

On this date, we, the Board of Trustees of the Sterling City Independent School District, hereby levy or set the tax rate on \$100.00 valuation for the District for the Tax Year 2009 at a total tax rate of \$1.2398 as follows:

**\$1.0400 --- for the purpose of maintenance and operation (M & O), and**

**\$0.1998 --- for the purpose of payment of principal and interest (I & S) on debts.**

**\$1.2398 --- Total 2009 Tax Rate**

Such taxes are to be assessed and collected by the Sterling County tax officials designated by the District.

**IN CERTIFICATION THEREOF:**

Signed: Jason S. Cox

Mr. Jason Cox – President of the Sterling  
City Independent School District Board of  
Trustees

Attest: Dawn Foster

Mrs. Dawn Foster – Secretary of the Sterling  
City Independent School District Board of  
Trustees

Note: This Ordinance is referred to in the minutes of this meeting of the Sterling City ISD Board of Trustees.

**ADOPTION OF TAX RATE FOR FYE 08-31-10, BY ORDINANCE:**

The Board on a motion by Trustee Jason Gaines and a second by Trustee Scot Long voted 7-0 to approve the Ordinance To Set A Tax Rate of \$1.04 for Maintenance and Operations (M&O) and \$0.1998 for Interest and Sinking (I&S) with a total tax rate for \$1.2398 for the FYE 08-31-10.

**ORIGINAL****STERLING CITY INDEPENDENT SCHOOL DISTRICT  
ORDINANCE TO SET A TAX RATE**

August 23, 2010

On this date, we, the Board of Trustees of the Sterling City Independent School District, hereby levy or set the tax rate on \$100.00 valuation for the District for the Tax Year 2010 at a total tax rate of \$1.2398 as follows:

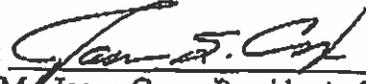
\$1.0400 --- for the purpose of maintenance and operation (M & O), and

\$0.1998 --- for the purpose of payment of principal and interest (I & S) on debts.

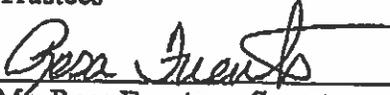
\$1.2398 --- Total 2010 Tax Rate

Such taxes are to be assessed and collected by the Sterling County tax officials designated by the District.

IN CERTIFICATION THEREOF:

Signed: 

Mr. Jason Cox -- President of the Sterling  
City Independent School District Board of  
Trustees

Attest: 

Ms. Rosa Fuentes -- Secretary of the Sterling  
City Independent School District Board of  
Trustees

Note: This Ordinance is referred to in the minutes of this meeting of the Sterling City ISD Board of Trustees.

**ADOPTION OF TAX RATE FOR FYE 08-31-11, BY ORDINANCE:**

The Board on a motion by Trustee Josh Gaines and a second by Trustee Tommy Wright, Jr. voted 7-0 to approve the Ordinance To Set A Tax Rate of \$1.04 for Maintenance and Operations (M&O) and \$0.1998 for Interest and Sinking (I&S) with a total tax rate of \$1.2398 for the FYE 08-31-11.



	Complete tax years of qualifying time period	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property			Reductions from Market Value	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 building or "in or on the new improvement"		Exempted Value	Final taxable value for I&S - after all reductions	Final taxable value for M&O--after all reductions	
Tax Credit Period (with 50% cap on credit)	Value Limitation Period	pre-year 1	2008-2009	2008								
		1	2009-2010	2009		308,130			308,130	308,130		
		2	2010-2011	2010		236,404,000			236,404,000	236,404,000		
		3	2011-2012	2011		201,117,000			201,117,000	10,000,000		
		4	2012-2013	2012		191,061,150			191,061,150	10,000,000		
		5	2013-2014	2013		181,005,300			181,005,300	10,000,000		
		6	2014-2015	2014		170,949,450			170,949,450	10,000,000		
		7	2015-2016	2015		160,893,600			160,893,600	10,000,000		
		8	2016-2017	2016		150,837,750			150,837,750	10,000,000		
		9	2017-2018	2017		140,781,900			140,781,900	10,000,000		
		10	2018-2019	2018		130,726,050			130,726,050	130,726,050		
		11	2019-2020	2019		120,670,200			120,670,200	120,670,200		
		Credit Settle-Up Period	Continue to Maintain Viable Presence	12	2020-2021	2020		110,614,350			110,614,350	113,429,988
				13	2021-2022	2021		100,558,500			100,558,500	106,624,189
				14	2022-2023	2022		90,502,650			90,502,650	100,226,737
Post-Settle-Up Period		15	2023-2024	2023		80,446,800			80,446,800	94,213,133		

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation. This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

Mike Fry



SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

10/19/2011

DATE

Statement Do NOT Pay From This Notice

STERLING COUNTY APPRAISAL DIST  
 PO BOX 38  
 616 4TH STREET  
 STERLING CITY TX 76951-0038  
 325-378-7711

**APPRAISAL YEAR 2010**  
 THE APPRAISAL REVIEW BOARD WILL BEGIN HEARING  
 PROTESTS ON 7/21/2010 AT: 9:00 AM  
 COMMUNITY CENTER  
 605 THIRD STREET AT MAIN  
 MINERAL VALUE QUESTIONS CALL  
 MACK JOURDAN 817-926-7861  
 PP-SHANE MARSH 325-682-9188  
 Protest Deadline: 7-02-2010  
 ARB Hearing: 7-21-2010  
 Owner: 1111 21

040  
 PANTHER CREEK III WIND FARM  
 C K B ANDERSON & COMPANY  
 1900 DILLON RD  
 BOWLATT TX 75088-5536

Dear Property Owner,  
 The value of your property listed below is based on an appraisal date of January 1st of this year.

MINERAL APPRAISAL INFORMATION		LAST YEAR	PROPOSED 2010	PROPERTY DESCRIPTION	
COUNTY	A	308,130	236,404,000	Seq: 590300	Type: REAL Owner #: 1111
SCHOOL	165	308,130	236,404,000	Legal: PANTHER CREEK WIND	
SCHOOL	160	308,130	236,404,000		
WATER DISTRICT		308,130	236,404,000		
Exemptions : A-ABATEMENT EXEMPTION No History available for 2005.				Agent: 040	
Category: F2 REAL - INDUSTRIAL IMPROVEMENTS					
Taxing Units	Last Year's Taxable	Proposed Exemptions	Proposed Taxable (Less Exemptions)	Estimated Tax Rate	Proposed Tax Estimate
COUNTY	308,130	141,842,400	94,561,600	.33988	311,939.81
SCHOOL 165	308,130	0	236,404,000	.19980	472,335.19
SCHOOL 160	308,130	0	236,404,000	1.04000	2,438,601.60
WATER DISTRICT	308,130	0	236,404,000	.00843	19,928.86
<b>PARCH. TOTAL</b>					<b>3,262,805.46</b>

The above tax estimates use last year's tax rates for the taxing units. The governing body of each unit -- school board, county commissioners, and so on -- decides whether the property taxes increase. The Appraisal District only determines your property's value. The taxing units will set tax rates later this year. The Texas legislature does not set the amount of your local taxes. Your property tax burden is decided by your locally elected officials, and all inquiries concerning your taxes should be directed to those officials. Contact the appraisal office if you disagree with this year's proposed value for your property, or if you have any problems with the property description or address information. If the problem cannot be resolved, you have a right to appeal to the Appraisal Review Board (ARB). To appeal, you must file a WRITTEN protest with the ARB before protest deadline. Enclosed is a protest form to mail or bring to the appraisal district office at the address above before the above date. The ARB will notify you of the date, time, and place of your scheduled hearing. Enclosed also is information to help you in preparing your protest. You do not need to use the enclosed form to file your protest. You may protest by letter, if it includes your name, your property description, and what appraisal office action you disagree with. If you have any other questions or need more information, please contact the appraisal office at the phone number or addresses listed above.

Sincerely,  
 JEANNIE GAINES  
 Chief Appraiser

**TAX RECEIPT**

Joy W. Manning, Tax A/C  
 Sterling County Tax Office  
 P. O. Box 888  
 Sterling City, TX 76951  
 325-378-3041

**This is a receipt. Do not pay.**

**Owner ID: M 1111**  
**PANTHER CREEK III WIND FARM**  
**E ON CLIMATE & RENEWABLES**  
**812 SAN ANTONIO ST STE 500**  
**AUSTIN TX, 78701-2224**

Parcel Id/Owner Seq:	39105 / 1	Operator	RA	Suit:	N
Account Number:	0001111-0-9900300	Lease	9900300 RRC#	Acres:	-
Mineral Interest:	0.000000	Legal:		Mineral Value:	\$ 236404000
Prop Address:			REAL NP		
Prop City/SI/Zip:			PANTHER CREEK WIND		
Current Receipt:	4238				

Homestead Code:

Year	Jurisdiction	Tax Rate	Tax Value	Post Code	Tax	Dis/Pen/Other	Total Amount
2010	STERLING CT ISD	1.040000	\$236,404,000	P	\$2,458,601.60	\$0.00	\$2,458,601.60
2010	STERLING CT ISD I&S	0.199800	\$236,404,000	P	\$472,335.19	\$0.00	\$472,335.19
2010	STERLING COUNTY	0.321960	\$94,561,600	P	\$304,450.53	\$0.00	\$304,450.53
2010	UNDERGROUND WTR	0.007710	\$236,404,000	P	\$18,226.75	\$0.00	\$18,226.75
<b>2010 Year Totals</b>					<b>\$3,253,614.07</b>	<b>\$0.00</b>	<b>\$3,253,614.07</b>
<b>Parcel Totals:</b>					<b>\$3,253,614.07</b>	<b>\$0.00</b>	<b>\$3,253,614.07</b>

DPI Year/Month:	201101	Payment Ref Totals:	\$3,253,614.07	\$0.00	\$3,253,614.07
Clerk:	Joy	Paid By:	PANTHER CREEK III	Payment Type:	Check
Effective Payment Date:	01/31/2011	Deposit Date:	02/03/2011	Drawer User/Number:	1 / 146
				Payment Ref No:	1052

**Grand Totals: \$3,253,614.07 \$0.00 \$3,253,614.07**

DUPLICATE TAX RECEIPT

Joy W. Manning, Tax A/C  
 Sterling County Tax Office  
 P. O. Box 888  
 Sterling City, TX 76951  
 325-378-3041

This is a receipt. Do not pay.

Owner ID: M 1111  
 PANTHER CREEK III WIND FARM  
 E ON CLIMATE & RENEWABLES  
 812 SAN ANTONIO ST STE 500  
 AUSTIN TX, 78701-2224

Parcel Id/Owner Seq:	39105 / 1	Operator	RA	Suit:	N
Account Number:	0001111-0-9900300	Lease	9900300 RRC#	Acres:	.
Mineral Interest:	0.000000	Legals:		Mineral Value:	\$ 191794000
Prop Address:			REAL NP		
Prop City/ST/Zip:			PANTHER CREEK WIND III		
Current Receipt:	2269				

Homestead Code:

Year	Jurisdiction	Tax Rate	Tax Value	Post Code	Tax	Dis/Pen/Other	Total Amount
2012	STERLING CT ISD	1.040000	\$20,000,000	P	\$208,000.00	\$0.00	\$208,000.00
2012	STERLING CT ISD I&S	0.199800	\$191,794,000	P	\$383,204.41	\$0.00	\$383,204.41
2012	STERLING COUNTY	0.372590	\$76,717,600	P	\$285,842.11	\$0.00	\$285,842.11
2012	UNDERGROUND WTR.	0.010410	\$191,794,000	P	\$19,965.76	\$0.00	\$19,965.76
2012 Year Totals					\$897,012.28	\$0.00	\$897,012.28
Parcel Totals:					\$897,012.28	\$0.00	\$897,012.28

DPI Year/Month:	201301	Payment Ref Totals:	\$897,012.28	\$0.00	\$897,012.28
Clerk:	Joanna	Paid By:	PANTHER CREEK III	Payment Type:	Check
Effective Payment Date:	01/29/2013	Deposit Date:	01/29/2013	Drawer User/Number:	1 / 473
				Payment Ref No:	1167

Grand Totals: \$897,012.28 \$0.00 \$897,012.28

DUPLICATE TAX RECEIPT

Joy W. Manning, Tax A/C  
 Sterling County Tax Office  
 P. O. Box 888  
 Sterling City, TX 76951  
 325-378-3041

This is a receipt. Do not pay.

Owner ID: M 1111  
 PANTHER CREEK III WIND FARM  
 E ON CLIMATH & RENEWABLES  
 812 SAN ANTONIO ST STE 500  
 AUSTIN TX, 78701-2224

Parcel Id/Owner Seq: 39105 / 1  
 Account Number: 0001111-0-9900300  
 Mineral Interest: 0.000000  
 Prop Address:  
 Prop City/ST/Zip:  
 Current Receipt: 2269

Operator RA  
 Lease 9900300 RRC#  
 Legals: REAL NP  
 PANTHER CREEK WIND III

Suit: N  
 Acres: .  
 Mineral Value: S 191794000  
 Cat Code: F2

Homestead Code:

Year	Jurisdiction	Tax Rate	Tax Value	Post Code	Tax	Dis/Per/Other	Total Amount
2012	STERLING CT ISD	1.040000	\$20,000,000	P	\$208,000.00	\$0.00	\$208,000.00
2012	STERLING CT ISD I&S	0.199800	\$191,794,000	P	\$383,204.41	\$0.00	\$383,204.41
2012	STERLING COUNTY	0.372590	\$76,717,600	P	\$285,842.11	\$0.00	\$285,842.11
2012	UNDERGROUND WTR	0.010410	\$191,794,000	P	\$19,965.76	\$0.00	\$19,965.76
2012 Year Totals					\$897,012.28	\$0.00	\$897,012.28
Parcel Totals:					\$897,012.28	\$0.00	\$897,012.28

DPI Year/Month: 201301  
 Clerk: Joanna  
 Effective Payment Date: 01/29/2013

Payment Ref Totals: \$897,012.28 \$0.00 \$897,012.28  
 Paid By: PANTHER CREEK III  
 Deposit Date: 01/29/2013  
 Payment Type: Check  
 Drawer User/Number: 1 / 473  
 Payment Ref No: 1167

Grand Totals: \$897,012.28 \$0.00 \$897,012.28



# TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

January 31, 2013

## 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

**EC&R PANTHER CREEK WIND FARM III, 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 May 15, 2013.

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 31st day of  
January 2013 A.D.

A handwritten signature in cursive script that reads "Susan Combs".

Susan Combs  
Texas Comptroller

Taxpayer number: 32037431668  
File number: 0800999514

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

Tax credit application proof of payment.

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