50-296 (Rev. 09-08/5)

APPLICATION FOR APPRAISED VALUE LIMITATION ON QUALIFIED PROPERTY
(Tax Code, Chapter 313, Subchapter B or C)

	Date application filed with district *(To be filled in by school district)* Supplemented 6/18/10 4/30/10
School district name: BRYSON ISD	
Address: 309 MCCLOUD STREET, BRYSON, TX 76427	Phone *(area code and number)*: (940) 392-3281

This form applies to property that meets the requirements of Tax Code Chapter 313. This completed application must be filed with the school district. If the governing body decides to consider this application, the school district must immediately forward three copies of the application to the Comptroller of Public Accounts and request that the Comptroller provide an economic impact evaluation of the application to the school district. The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in Texas Administrative Code Rule 9.1054, to provide information required by the application form that was unavailable prior to the filing date. The school district must forward the supplemental or amended information to the comptroller and the appraisal district. The school board shall approve or disapprove this application before the 121st day from the application filing date, unless an extension is granted.

Step 1: Applicant name and address

Only entities to which Tax Code Chapter 171 applies are eligible for appraised value limitations on qualified property.

Applicant name: SENATE WIND, LLC		
Mailing address: 9600 Great Hills Trail, Suite 330W		
Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits): 32038287523	City, State: AUSTIN, TX	ZIP code + 4: 78759-0000
Name of person preparing this application: D. DALE CUMMINGS	Title: AGENT	
Phone *(area code and number)*: (713) 266-4456		

Step 2: Describe the property.

(A) Attach the following items to this application:

1. A specific description of all property for which you are requesting an appraised value limitation as defined by Tax Code §313.021(2). Include a description of the land, describe each proposed improvement, and each proposed item of personal property for which you are seeking a limitation. Include each existing appraisal district account number and the legal description of the land, attach a detailed map showing the actual or proposed location of the land and proposed improvements and showing the actual or proposed boundaries and size of the reinvestment zone or enterprise zone in which the property will be located. Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone (if applicable).
2. A fully 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.
3. A map of the reinvestment zone boundaries, certified to be accurate by either the governmental entity creating the zone, the local appraisal district, or a licensed surveyor.

(B) Answer the following questions:

1. What is the first tax year of your proposed qualifying time period (as defined by Tax Code §313.021(4))? 2011
2. What is the amount of qualified investment, as defined by Tax Code §313.021(1), that will be made during the 2-year qualifying time period? .... $ 203,000,000
3. What is the amount of appraised value limitation for which you are applying?. $ 10,000,000

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 rural, and the school district's property value. For assistance in determining these minimums, access the comptroller's Web site at **http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html**.

Step 3: Answer these questions about property and job qualifications.

1. Do you propose to construct a new building or to erect or affix a new improvement after the date you submit this application? ☑ Yes ☐ No
2. Will all of the property for which you are requesting an appraised value limitation be free of a tax abatement agreement entered into by a school district for the duration of the qualifying time period, and for the duration of the appraised value limitation? ☑ Yes ☐ No
3. Is the land on which you propose new construction or improvement 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? ☑ Yes ☐ No

   3(a) If you answered "no" to the question above, are you seeking an agreement with a taxing unit that, prior to the first day of the qualifying time period, will result in a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvement? ☑ Yes ☐ No

   Date of anticipated agreement? _____
4. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or 313.053 for rural school districts) for the relevant school district category? ☑ Yes ☐ No
5. On the land and in connection with the new building or other improvement, do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts)? ☐ Yes ☑ No
6. Will at least 80 percent of all the new jobs created by the property owner be qualifying jobs as defined by Tax Code §313.021(3)? ☑ Yes ☐ No

   6(a) If you answered "yes" to the question above, attach documentation from the Texas Workforce Commission that the new qualifying jobs meet the requirements of Tax Code §313.021(3)(E) or 313.051(b).
7. Do you intend to request that the governing body waive the minimum jobs creation requirement, as provided under Tax Code §313.025(f-1)? ☑ Yes ☐ No

   7(a) If you answered "yes" to the question above, attach evidence documenting that the job creation requirement (5) above exceeds the number of employees necessary for the operation, according to industry standards.
8. Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be placed in service for the first time

   a) in or on the new building or other new improvement for which you are applying for an appraised value limitation, or

   b) if not in or on the new building or other new improvement for which you are applying for an appraised value limitation, is the personal property necessary and ancillary to the business conducted in the new building or other new improvement, and is the personal property on the same parcel of land as the building for which you are applying for an appraised value limitation? ☑ Yes ☐ No ☐ N/A
   ["First placed in service" means the first use of the property by the taxpayer.]
9. The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities as defined by Tax Code §313.024(b):
   - manufacturing; ☐ Yes ☑ No
   - research and development ☐ Yes ☑ No
   - a clean coal project; ☐ Yes ☑ No
   - an advanced clean energy project ☐ Yes ☑ No
   - renewable energy electric generation; ☑ Yes ☐ No
   - electric power generation using integrated gasification combined cycle technology; or ☐ Yes ☑ No
   - nuclear electric power generation ☐ Yes ☑ No
10. Are you an entity to which Tax Code, Chapter 171 applies? ☑ Yes ☐ No

Step 4: Answer these questions about investment, property value and employment.

1. Will the investment in real or personal property you propose to be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? ☑ Yes ☐ No
2. Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? ☑ Yes ☐ No ☐ N/A
3. If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property described above? ☐ Yes ☐ No ☑ N/A
4. Will you own the property or lease the property under a capitalized lease? If leased, attach a copy of the lease agreement. ☑ Yes ☐ No
5. Are you including property that is owned by a person other than the applicant and that is pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☑ No

Step 5: Economic Impact

Please answer the following questions.

1. Applicant's 6-digit North American Industry Classification System (NAICS) code: 221,119
2. Is Schedule A completed for all years and attached? ☑ Yes ☐ No
3. Is Schedule B completed for all years and attached? ☑ Yes ☐ No
4. Is Schedule C completed for all years and attached? ☑ Yes ☐ No
5. Total number of new jobs that will have been created when fully operational: 6
6. Total number of new jobs identified in (5) above that will have wages greater than 110 percent of the county average weekly wage for manufacturing jobs*: 6
7. Total number of new jobs identified in (5) above that will meet all the criteria for "qualifying jobs" as specified in Tax Code §313.021(3): 6
8. Describe each type of benefits to be offered to qualifying jobholders. Explain.

   In addition to annual salary, each qualified position will receive medical insurance that pays at least 80% of employee only coverage and life insurance plans. Also included is a 401k plan, paid sick leave, and vacation.

   8(a) Will the jobs created offer at least 80 percent of the premiums or other charges assessed for employee-only coverage under the group health benefit plan for qualifying jobholders? ☑ Yes ☐ No

9. Describe the ability of your company to locate or relocate in another state or another region of the state.

   SEE ATTACHMENT F

10. Describe the current economic condition of the region of the state where the property is located.

    SEE ATTACHMENT F

*Applicants to rural school districts that are not located in an SIA [see §313.051(a)(2)] must meet the regional wage standard described in 313.051(b).

Step 6: Applicant sign and date application.	By signing this application, you certify that this information is true and correct to the best of your knowledge and belief. Also by signing this application, you agree to respond promptly to all information requests made by the comptroller under Tax Code §313.032 and to send updated contact information to the comptroller throughout the agreement period. **print here** ▶ Victor Contract — *Name of authorized company officer* — Secretary — *Title* **sign here** ▶ Victor Contract (DER) — *Signature of authorized company officer* — 6/18/2010 — *Date* On behalf of Senate Wind LLC *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 §37.10.	
Step 7: School district official sign and date application.	By signing below, I affirm that I have been delegated the authority by the school district governing body to act on its behalf with regard to this application for a limitation on appraised value. **print here** ▶ Jack Coody — *Name of authorized school district official* — Supt. — *Title* **sign here** ▶ Jack Coody — *Signature of authorized school district official* — 6-18-10 — *Date* On behalf of Bryson ISD *Name of school district*

ATTACHMENT 1

What is the minimum annual wage you will be paying for each qualified job in this school district? $50,000

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? (Use Schedule C-3676, Column F to indicate number of qualifying jobs in specific years.)

1

By signing this addendum, you certify that this information is true and correct to the best of your knowledge and belief.

Victor Contract
Name of authorized company officer

Secretary
Title

Victor Contract (per)
Signature of authorized company officer

6/18/2010
Date

On behalf of Senate Wind LLC
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 §37.10.

School district official sign and date application.
By signing below, I affirm that I have been delegated the authority by the school district governing body to act on its behalf with regard to this application for a limitation on appraised value.

Jack Coody
Name of authorized school district officer

Supt.
Title

Jack Coody
Signature of authorized school district official

6/18/10
Date

Name of school district Bryson ISD

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Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697

Hope Andrade
Secretary of State

Office of the Secretary of State

Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Application for Registration for Senate Wind, LLC (file number 801048138), a DELAWARE, USA, Foreign Limited Liability Company (LLC), was filed in this office on November 04, 2008.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on May 11, 2010.

Hope Andrade
Secretary of State

ATTACHMENT 3

ATTACHMENT 4

Form 304
(Revised 1/06)

Return in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512/463-5709
Filing Fee: $750

Application for Registration of a Foreign Limited Liability Company

This space reserved for office use.

FILED
In the Office of the Secretary of State of Texas
NOV 04 2008
Corporations Section

1. The entity is a foreign limited liability company. The name of the entity is:
Senate Wind, LLC

2A. The name of the entity in its jurisdiction of formation does not contain the word "limited liability company" or "limited company" (or an abbreviation thereof). The name of the entity with the word or abbreviation that it elects to add for use in Texas is:

2B. The entity name is not available in Texas. The assumed name under which the entity will qualify and transact business in Texas is:

3. Its federal employer identification number is: 26-3493334

☐ Federal employer identification number information is not available at this time.

4. It is organized under the laws of: (set forth state or foreign country) Delaware
and the date of its formation in that jurisdiction is: 09/10/08 (mm/dd/yyyy)

5. As of the date of filing, the undersigned certifies that the foreign limited liability company currently exists as a valid limited liability company under the laws of the jurisdiction of its formation.

6. The purpose or purposes of the limited liability company that it proposes to pursue in the transaction of business in Texas are set forth below. The entity also certifies that it is authorized to pursue such stated purpose or purposes in the state or country under which it is organized.

Wind energy development

7. The date on which the foreign entity intends to transact business in Texas, or the date on which the foreign entity first transacted business in Texas is: 11/15/08 (mm/dd/yyyy)

8. The principal office address of the limited liability company is:

Address	City	State	Country	Zip/Postal Code
1801 Market St. Suite 2700	Philadelphia	PA		19103

RECEIVED
NOV 04 2008
Secretary of State

Complete item 9A or 9B, but not both. Complete item 9C.

☑ 9A. The registered agent is an organization (cannot be entity named above) by the name of:

National Registered Agents, Inc.

OR

☐ 9B. The registered agent is an individual resident of the state whose name is:

First Name	*M.I.*	*Last Name*	*Suffix*

9C. The business address of the registered agent and the registered office address is:

Street Address	*City*	*State*	*Zip Code*
16055 Space Center Blvd., Suite 235	Houston	TX	77062

10. The entity hereby appoints the Secretary of State of Texas as its agent for service of process under the circumstances set forth in section 5.251 of the Texas Business Organizations Code.

11. The name and address of each governing person is:

NAME OF GOVERNING PERSON (Enter the name of either an individual or an organization, but not both.)

IF INDIVIDUAL

First Name	*M.I.*	*Last Name*	*Suffix*

OR

IF ORGANIZATION

Gamesa Energy USA, LLC

Organization Name

ADDRESS OF GOVERNING PERSON

Street or Mailing Address	*City*	*State*	*Country*	*Zip Code*
1801 Market Street Suite 2700	Philadelphia	PA	USA	19103

NAME OF GOVERNING PERSON (Enter the name of either an individual or an organization, but not both.)

IF INDIVIDUAL

First Name	*M.I.*	*Last Name*	*Suffix*

OR

IF ORGANIZATION

Organization Name

ADDRESS OF GOVERNING PERSON

Street or Mailing Address	*City*	*State*	*Country*	*Zip Code*

NAME OF GOVERNING PERSON (Enter the name of either an individual or an organization, but not both.)

IF INDIVIDUAL

First Name	*M.I.*	*Last Name*	*Suffix*

OR

IF ORGANIZATION

Organization Name

ADDRESS OF GOVERNING PERSON

Street or Mailing Address	*City*	*State*	*Country*	*Zip Code*

Supplemental Provisions/Information

Text Area: [The attached addendum, if any, is incorporated herein by reference.]

Effectiveness of Filing (Select either A, B, or C.)

A. ☑ This document becomes effective when the document is filed by the secretary of state.

B. ☐ This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____

C. ☐ This document takes effect upon the occurrence of a future event or fact, other than the passage of time. The 90th day after the date of signing is: _____

The following event or fact will cause the document to take effect in the manner described below:

_____

_____

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: 11/05/08

Victor Contract, Secretary

Signature and title of authorized person on behalf of the foreign entity

ATTACHMENT 5

TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

May 11, 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

SENATE WIND, 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 11th day of
May 2010 A.D.

Susan Combs
Texas Comptroller

Taxpayer number: 32038287523
File number: 0801048138

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

ATTACHMENT

6

N/A

ATTACHMENT 7

Attachment A

Step 2 (A)(1): Describe the Property

Senate Wind, LLC ("Senate Wind") is requesting an appraised value limitation from Bryson ISD ("BISD") for a proposed renewable energy project using wind turbines (wind farm) in Jack County.

The wind farm will be constructed within a reinvestment zone established by Jack County Commissioners Court. A map showing the location of the wind farm was furnished to Bryson ISD and the Comptroller as Attachment B. This map is the area boundary of the project and Jack County Commissioners Court designated this area as a reinvestment zone at their June 8, 2009 meeting. The legal description of the land included in the proposed reinvestment zone is attached as Attachment C. The resolution establishing the reinvestment zone is furnished as Attachment D.

Tax abatement guidelines and criteria for Jack County are attached as Attachment E.

Responses to Step 5, Questions 9 and 10 are shown in Attachment F.

Required wage rates using average regional manufacturing wages are shown in Attachment G.

Senate Wind LLC is requesting that Bryson ISD waive the requirement to create ten jobs. Documentation that ten jobs is in excess of industry standards is shown in Attachment F.

The wind farm will have an estimated initial capacity of 126 megawatts. To construct the wind farm, Senate Wind will install an estimated 63 wind turbines in Bryson ISD that will have a rated capacity of two megawatts each (subject to completion of wind turbine selection). In addition to the wind turbines, electrical connections will be installed to permit the interconnection and transmission of electricity generated by the wind turbines.

Construction of the wind farm is proposed to begin in late 2010. Construction will take approximately twelve months. The wind farm is slated to begin commercial operations in late 2011. At the peak of construction an estimated 42 construction workers will be employed at the project site.

ATTACHMENT

8

The project is an expansion of the Wind Farm that is being constructed in Jack County. The first phase of the project is in Jacksboro ISD and is the subject of a previous recommended Chapter 313 application and agreement. This phase is being constructed within the Graham ISD and Bryson ISD. Based upon the number of turbines planned to be constructed (75 total between the Districts), 84% of the project will be located in Bryson ISD and 16% will be in Graham ISD.

ATTACHMENT 9

Attachment A

Step 2 (A)(1): Describe the Property

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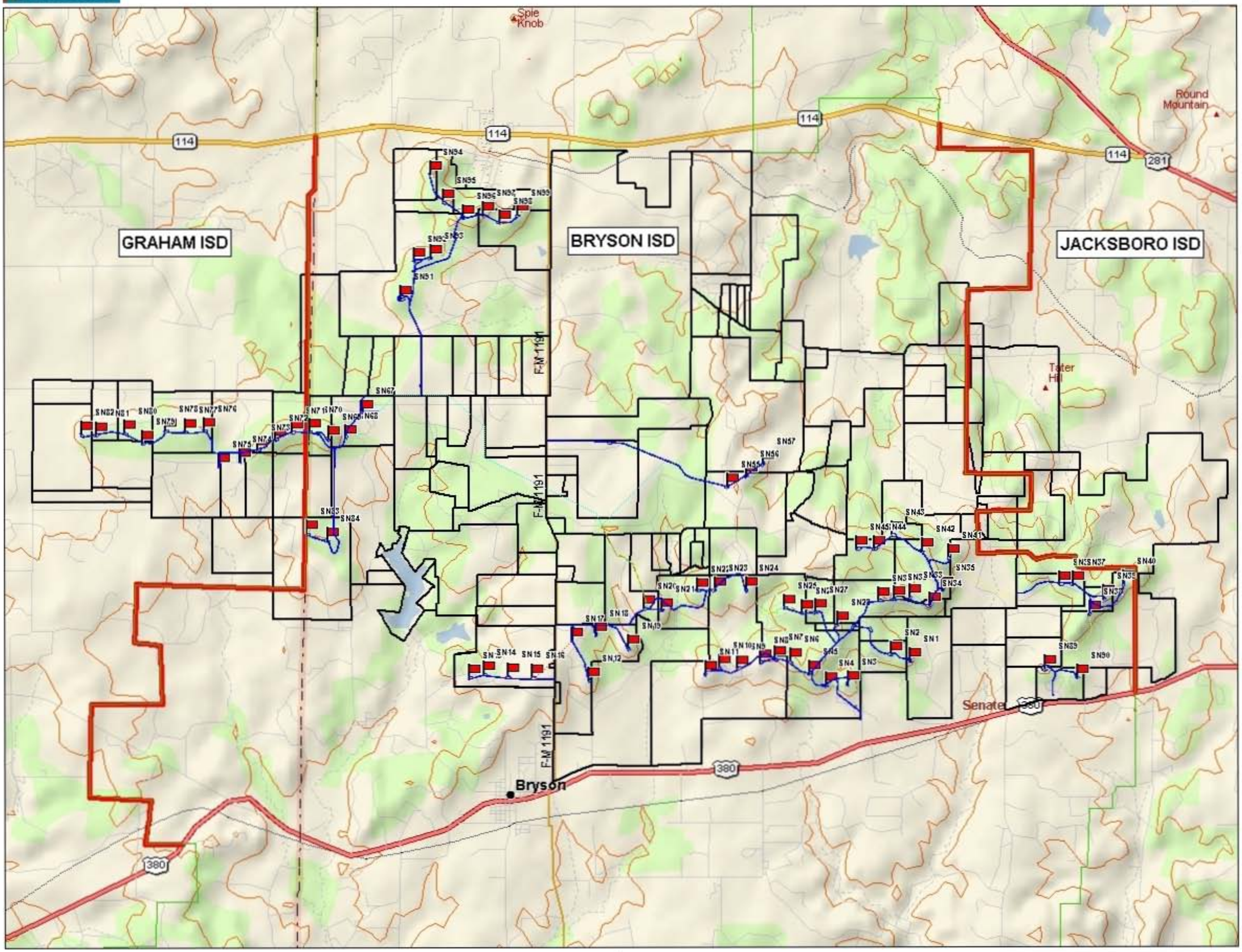
Construction of the wind farm is proposed to begin in late 2010. Construction will take approximately twelve months. The wind farm is slated to begin commercial operations in late 2011. At the peak of construction an estimated 42 construction workers will be employed at the project site.



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ATTACHMENT 10

Data Zoom 11-1

ATTACHMENT 11

Attachment A

Step 2 (A)(1): Describe the Property

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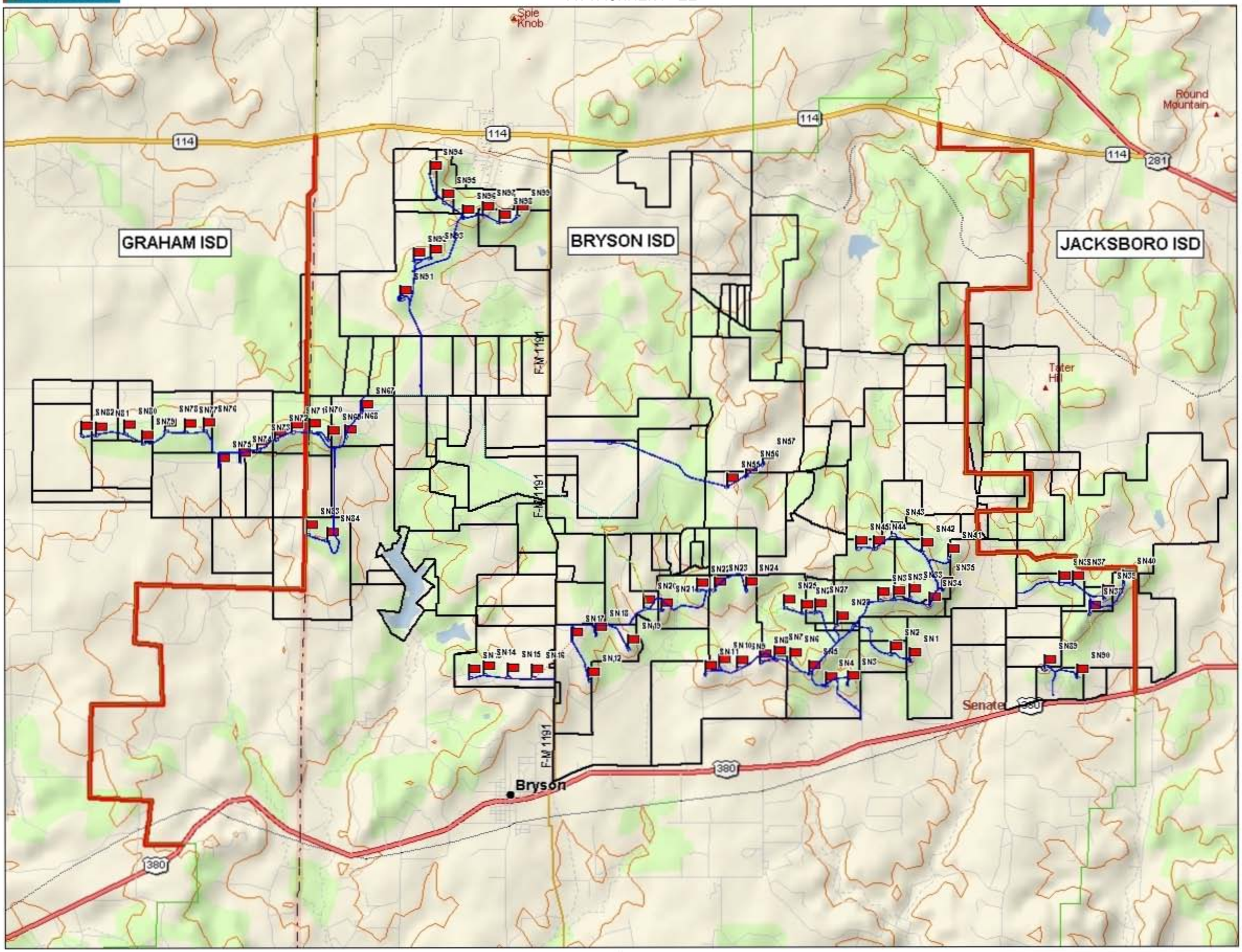
ATTACHMENT 12



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Data Zoom 11-1

Senate Wind, LLC - Properties Included in Reinvestment Zone

Jack County

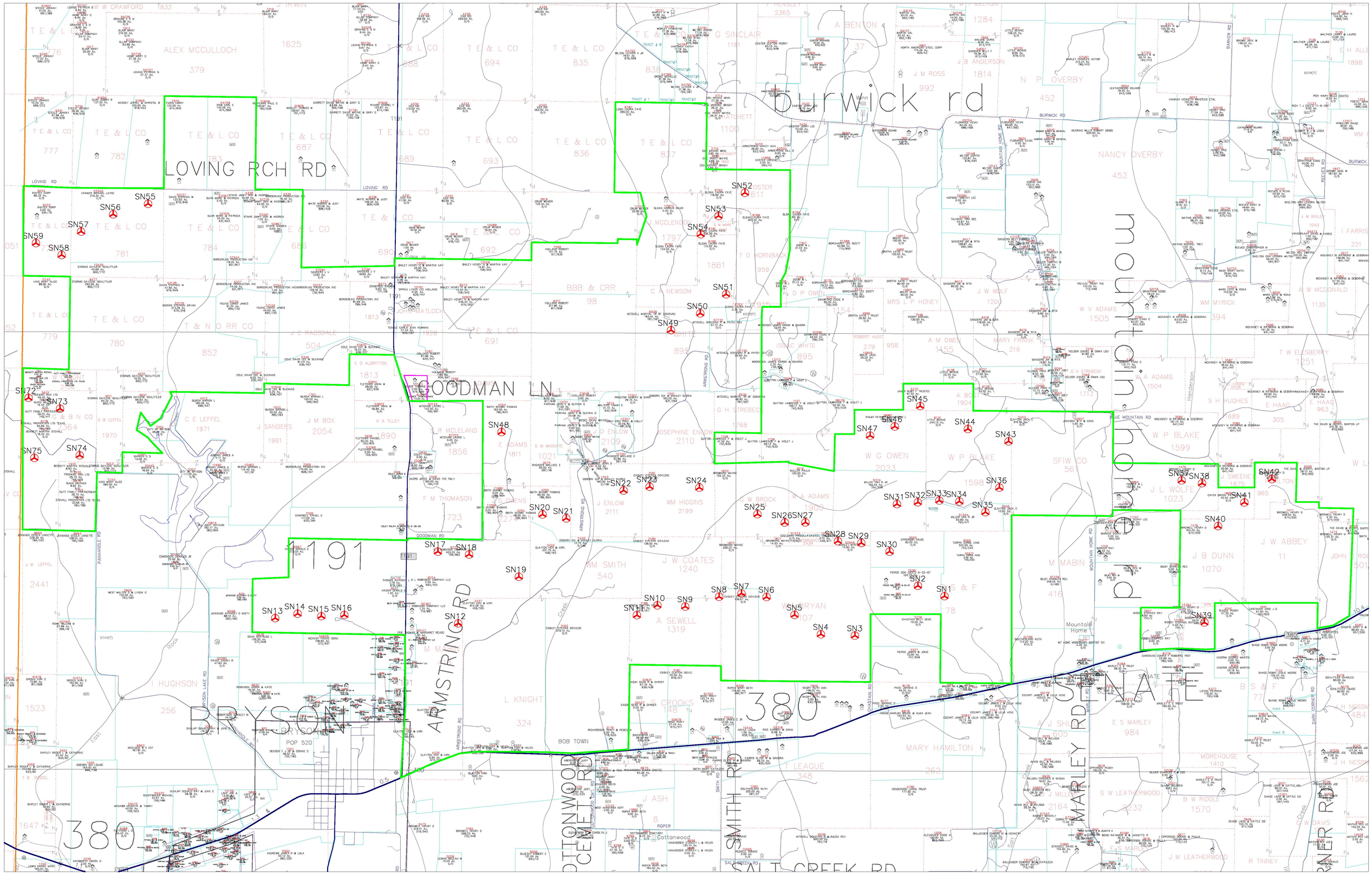
Legal Description	Tax ID	Acreage	Status
BS&F 78	3590	80.00	Leased
JL Wolfe 1023	3864	152.00	Leased
JL Wolfe 1023	1315	10.00	Leased
WA Adams 1900	3619	100.00	Leased
BS&F 78	7638	104.70	Leased
BS&F 78	7636	0.00	Leased
BS&F 78	7637	2.00	Leased
JR Lowrance 2439	50949	14.90	Leased
Josephine Enlow 2110	1041	160.00	Leased
J Enlow 2111	1042	160.00	Leased
WM Smith 540	1040	12.70	Leased
GH Strebeck 1768	6930	48.90	Leased
GH Strebeck 1768	57735	56.60	Leased
I White 895	6929	163.44	Leased
I White 895	57732	57.15	Leased
WG Owen 2023	5374	160.45	Leased
WP Blake 1598	57344	65.85	Leased
BBB & CRR 98	7298	161.70	Leased
BBB & CRR 98	9317	317.90	Leased
JD Enlow 2109	51649	3.00	Leased
GW Wingate 1021	9318	9.00	Leased
L Adams 1812	7286	81.40	Leased
John Matlock 1928	7285	1.00	Leased
John Matlock 1928	7287	67.96	Leased
John Matlock 1928	10791	41.61	Leased
JD Enlow 2109	12700	20.96	Leased
GW Wingate 1021	3573	90.50	Leased
WG Owen 2023	56987	160.45	Leased
TE & L Co. 690	57091	18.65	Leased
TE & L Co. 686	57092	13.60	Leased
WM Higgins 2199	2181	160.00	Leased
JW Coates 1240	2180	138.00	Leased
WM Bryan 107	2182	106.67	Leased
A Sewell 1319	2186	160.00	Leased
L Knight 324	2183	375.10	Leased
A Sewell 1319	2187	55.00	Leased
E L Albritton 1813	52610	15.24	Leased
JC Ragsdale 504	5336	81.03	Leased
T & N O RR Co.852	52547	9.03	Leased
J Sanders 1991	52548	0.25	Leased
GW Brock 1449	1870	166.33	Leased
WM Bryan 107	1872	559.22	Leased
JR Lowrance 2439	1871	14.90	Leased
I Hughson 256	6667	375.00	Leased
I Hughson 256	5637	1.50	Leased
L Adams 1812	51563	2.00	Leased
L Adams 1812	51269	14.03	Leased
T & N O RR Co.852	52155	61.24	Leased
JC Ragsdale 504	52156	44.03	Leased
T E & L Co. 781	10439	45.68	Leased
T E & L Co. 780	8477	265.00	Leased
T & N O RR Co.852	4010	16.00	Leased
C E Leffel 1971	3937	66.94	Leased
DB Leffel 1970	4011	64.20	Leased
I Hughson 256	4013	13.96	Leased
JL Wolfe 1023	1475	7.50	Leased

Senate Wind, LLC - Properties Included in Reinvestment Zone

Jack County

Legal Description	Tax ID	Acreage	Status
J B Dunn 1070	1476	160.00	Leased
JW Abbey 11	1471	208.00	Leased
P Hilton 965	1474	55.00	Leased
W Loughridge 356	1472	9.30	Leased
John D. Rogers 501	1473	105.31	Leased
JB Dunn 2476	12384	1.73	Leased
M Mavin 413	8224	2.00	Leased
M Mavin 413	8225	403.03	Leased
M Mavin 413	50357	1.35	Leased
M Mavin 413	50885	5.82	Leased
M Mavin 413	3083	1.00	Leased
T E & L Co. 784	5338	19.59	Leased
TE & L Co. 686	52218	64.00	Leased
TE & L Co. 686	52491	1.00	Leased
TE & L Co. 686	54967	0.00	Leased
E Adams 1811	4253	160.00	Leased
JS Ownes 2274	11680	0.00	Leased
JS Ownes 2274	11099	2.00	Leased
JS Ownes 2274	4254	48.50	Leased
WM Smith 540	4255	66.00	Leased
JR Lowrance 2439	51273	3.10	Leased
JR Lowrance 2439	12126	3.10	Leased
TE & L Co. 686	5335	76.40	Leased
T E & L Co. 784	52544	18.20	Leased
T & N O RR Co.852	5337	14.26	Leased
JC Ragsdale 504	52543	7.40	Leased
JC Ragsdale 504	52157	149.16	Leased
E L Albritton 1813	2925	81.69	Leased
GW Wingate 1021	12211	11.00	Leased
JD Enlow 2109	53083	24.08	Leased
JD Enlow 2109	12212	2.00	Leased
John Matlock 1928	51917	27.43	Leased
JD Enlow 2109	3574	31.72	Leased
T E & L Co. 781	52545	219.32	Leased
T E & L Co. 690	12007	33.50	Leased
T E & L Co. 690	8671	2.00	Leased
T E & L Co. 692	12009	74.61	Leased
T E & L Co. 691	8672	13.34	Leased
T E & L Co. 691	50925	246.34	Leased
J Sweeney 1875	1806	45.50	Leased
L Knight 324	2427	614.28	Leased
WM Smith 540	2429	201.75	Leased
M Mabin 413	2428	129.99	Leased
M Mabin 413	2431	2.50	Leased
M Mabin 413	4526	0.69	Leased
L Knight 324	7455	0.31	Leased
L Knight 324	2430	1.45	Not Leased
L Knight 324	9052	1.38	Not Leased
SFIW Co. 561	2423	318.10	Leased
WP Blake 1598	8906	10.00	Leased
M Mabin 416	3927	8.60	Leased
M Mabin 416	52285	0.00	Leased
M Mabin 416	12389	4.40	Leased
BS&F 77	3925	53.01	Leased
WP Blake 1598	6131	244.15	Leased
JD Enlow 2109	12471	34.24	Leased

Senate Wind, LLC - Properties Included in Reinvestment Zone			
Jack County			
Legal Description	Tax ID	Acreage	Status
JD Enlow 2109	50675	2.00	Leased
JD Enlow 2109	12138	0.40	Leased
T & N O RR Co.852	52129	214.09	Leased
A Bost 1904	5375	61.50	Leased
BS&F 78	9565	322.00	Leased
BS&F 78	52573	2.00	Leased
T E & L Co. 783	7520	125.00	Leased
T E & L Co. 783	54759	142.56	Leased
T E & L Co. 837	8787	265.00	Leased
JJ Foster 1611	8792	116.90	Leased
J McClendon 1797	12970	0.00	Leased
J McClendon 1797	8790	134.00	Leased
GW Ware 2412	8791	36.50	Leased
CA Newsome 1861	8789	115.50	Leased
TD Hornback 959	8788	202.40	Leased
TD Hornback 959	8794	4.60	Leased
I White 895	8793	2.30	Leased
T E & L Co. 784	52127	132.50	Leased
T & N O RR Co.852	52128	47.66	Leased
T E & L Co. 778	5024	86.33	Leased
T E & L Co. 778	5023	2.00	Leased
T E & L Co. 784	53087	0.00	Leased
T E & L Co. 784	52205	65.00	Leased
I Hughson 256	1410	8.92	Not Leased
I Hughson 256	3930	26.75	Not Leased
I Hughson 256	4475	8.92	Not Leased
I Hughson 256	7353	26.75	Not Leased
I Hughson 256	9176	35.66	Not Leased
G & B N Co. 2364	1412	16.42	Not Leased
G & B N Co. 2364	3932	49.25	Not Leased
G & B N Co. 2364	4474	16.42	Not Leased
G & B N Co. 2364	7352	49.25	Not Leased
G & B N Co. 2364	9178	65.66	Not Leased
WC Hunt 2156	1411	2.42	Not Leased
WC Hunt 2156	3931	7.25	Not Leased
WC Hunt 2156	4473	2.42	Not Leased
WC Hunt 2156	7351	7.25	Not Leased
WC Hunt 2156	9177	9.66	Not Leased
JD Enlow 2109	12347	29.75	Not Leased/Not included in reinvestment zone
JD Enlow 2109	12307	20.25	Not Leased/Not included in reinvestment zone
E L Albritton 1813	8673	0.92	Not Leased/Not included in reinvestment zone
I Hughson 256	54770	1.79	Not Leased/Not included in reinvestment zone
I Hughson 256	8829	1.50	Not Leased/Not included in reinvestment zone
M Mavin 413	50147	1.50	Not Leased/Not included in reinvestment zone
		11,590.14	



ATTACHMENT 14

ATTACHMENT

15

N/A

ATTACHMENT 16

CUMMINGS WESTLAKE LLC

12837 Louetta Road, Suite 201 Cypress, Texas 77429-5611 713-266-4456 713-266-2333 (Fax)

February 1, 2010

Ms. Alison Gilliam
Texas Comptroller of Public Accounts
Local Government Assistance & Economic Development
LBJ Office Building
111 East 17th St.
Austin, TX 78744

Re: Wind Project Job Creation – Senate Wind, LLC – Bryson ISD

Dear Ms. Gilliam:

Our clients have been asked to provide background information on the creation of full-time jobs by a wind project. Wind projects create a large number of construction jobs but require a small number of highly skilled technicians to operate a wind project once commercial operations start.

The permanent employees of a wind project maintain and service wind turbines, underground electrical connections, substations, and other infrastructure associated with the safe and reliable operation of the project. Based upon a survey of our clients who are experienced developers and operators of large scale wind projects, we find that industry standard for permanent employment is one full-time employee for every fifteen turbines. This number can and does vary depending upon the operator, turbine type, and the support and technical assistance (warranty) offered by the turbine manufacturer.

In addition to the onsite employees described above, there may be asset managers or technicians who supervise, monitor, and support wind project operations from offsite locations. Since there are sixty-three (63) turbines slated for installation in Bryson ISD, six employees is the industry standard for staffing the project portion in the district.

If you have questions, please contact me at 713-266-4456, or by email at dcummings@cwlp.net.

Sincerely,

D. Dale Cummings

D. Dale Cummings

ATTACHMENT H

ATTACHMENT 17

110% of Jack County Average Weekly Wage for all Jobs

2009	1Q	$ 796
2009	2Q	$820
2009	3Q	$ 847
2009	4Q	$ 846
	TOTAL:	$ 827.25

$827.25 average weekly salary
X 1.1 (110%)
$909.98

110% of Jack County Average Weekly Wage for Manufacturing Jobs in County

2009	1Q	$ 917
2009	2Q	$ 874
2009	3Q	$ 955
2009	4Q	$ 1,523
	TOTAL:	$1,067.25

$1,067.25 average weekly salary
X 1.1 (110%)
$1,173.98

110 % of County Average Weekly Wage for Manufacturing Jobs in Region

$17.78 per hour

X 40 hr per week

$ 711.20 average weekly salary

X 1.10 (110%)

$782.32

ATTACHMENT 17a

Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2009	1st Qtr	Jack County	Private	00	0	10	Total, All Industries	$796
2009	2nd Qtr	Jack County	Private	00	0	10	Total, All Industries	$820
2009	3rd Qtr	Jack County	Private	00	0	10	Total, All Industries	$847
2009	4th Qtr	Jack County	Private	00	0	10	Total, All Industries	$846

ATTACHMENT 17b

Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2009	1st Qtr	Jack County	Private	31	2	31-33	Manufacturing	$917
2009	2nd Qtr	Jack County	Private	31	2	31-33	Manufacturing	$874
2009	3rd Qtr	Jack County	Private	31	2	31-33	Manufacturing	$955
2009	4th Qtr	Jack County	Private	31	2	31-33	Manufacturing	$1,523

ATTACHMENT 17c

2008 Manufacturing Wages by Council of Government Region
Wages for All Occupations

COG	Wages Hourly	Wages Annual
Texas	**$20.61**	**$42,872**
1. Panhandle Regional Planning Commission	$18.23	$37,916
2. South Plains Association of Governments	$14.81	$30,799
3. NORTEX Regional Planning Commission	$17.78	$36,982
4. North Central Texas Council of Governments	$22.60	$47,011
5. Ark-Tex Council of Governments	$15.50	$32,239
6. East Texas Council of Governments	$16.07	$33,431
7. West Central Texas Council of Governments	$16.30	$33,904
8. Rio Grande Council of Governments	$14.93	$31,048
9. Permian Basin Regional Planning Commission	$17.51	$36,422
10. Concho Valley Council of Governments	$14.07	$29,274
11. Heart of Texas Council of Governments	$17.19	$35,749
12. Capital Area Council of Governments	$24.50	$50,969
13. Brazos Valley Council of Governments	$14.93	$31,052
14. Deep East Texas Council of Governments	$15.42	$32,066
15. South East Texas Regional Planning Commission	$24.60	$51,161
16. Houston-Galveston Area Council	$21.80	$45,353
17. Golden Crescent Regional Planning Commission	$18.72	$38,932
18. Alamo Area Council of Governments	$16.50	$34,330
19. South Texas Development Council	$13.76	$28,631
20. Coastal Bend Council of Governments	$22.61	$47,037
21. Lower Rio Grande Valley Development Council	$13.05	$27,145
22. Texoma Council of Governments	$17.99	$37,415
23. Central Texas Council of Governments	$16.47	$34,255
24. Middle Rio Grande Development Council	$13.85	$28,810

Young County (Graham ISD) and Jack County (Bryson ISD)

Source: Texas Occupational Employment and Wages
Data published: 9 June 2009
Data published annually, next update will be June 2010.

Note: Data is not supported by the Bureau of Labor Statistics (BLS).
Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.
Data intended for TAC 313 purposes only.

ATTACHMENT G

ATTACHMENT 18

Step 4: Answer these questions about investment, property value and employment.	1. Will the investment in real or personal property you propose to be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? ☑ Yes ☐ No 2. Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? ☑ Yes ☐ No ☐ N/A 3. If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property described above? ☐ Yes ☐ No ☑ N/A 4. Will you own the property or lease the property under a capitalized lease? If leased, attach a copy of the lease agreement. ☑ Yes ☐ No 5. Are you including property that is owned by a person other than the applicant and that is pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☑ No
Step 5: Economic Impact	Please answer the following questions. 1. Applicant's 6-digit North American Industry Classification System (NAICS) code: 221,119 2. Is Schedule A completed for all years and attached? ☑ Yes ☐ No 3. Is Schedule B completed for all years and attached? ☑ Yes ☐ No 4. Is Schedule C completed for all years and attached? ☑ Yes ☐ No 5. Total number of new jobs that will have been created when fully operational: 6 6. Total number of new jobs identified in (5) above that will have wages greater than 110 percent of the county average weekly wage for manufacturing jobs*: 6 7. Total number of new jobs identified in (5) above that will meet all the criteria for "qualifying jobs" as specified in Tax Code §313.021(3): 6 8. Describe each type of benefits to be offered to qualifying jobholders. Explain. **In addition to annual salary, each qualified position will receive medical insurance that pays at least 80% of employee only coverage and life insurance plans. Also included is a 401k plan, paid sick leave, and vacation.** 8(a) Will the jobs created offer at least 80 percent of the premiums or other charges assessed for employee-only coverage under the group health benefit plan for qualifying jobholders? ☑ Yes ☐ No 9. Describe the ability of your company to locate or relocate in another state or another region of the state. **SEE ATTACHMENT F** 10. Describe the current economic condition of the region of the state where the property is located. **SEE ATTACHMENT F** *Applicants to rural school districts that are not located in an SIA [see §313.051(a)(2)] must meet the regional wage standard described in 313.051(b).

ATTACHMENT 19

Attachment F

Step 5

9. Gamesa Energy USA, the parent of Senate Wind, LLC, develops, constructs, and operates wind farms in different countries around the world. The company has the ability to locate or relocate in another state, another region of Texas, or another region of the world. Senate Wind believes that the proposed site in Jack County is a desirable business location. Receiving the Appraised Value Limitation from the school district is vital to the economic competitiveness of the project with other projects being developed by Gamesa Energy USA.

10. Jack County is suffering from the same economic difficulties facing the United States as a whole. Recent declines in oil and gas prices have affected the income of the county and local citizens with economic interests in mineral production. The county's agricultural interests are also suffering from drought conditions.

This project will have a significant impact on the property tax base of Jack County. The indirect impact provided by new permanent jobs and temporary construction jobs to existing businesses in Jack County will be substantial. Businesses that will benefit include hotels, restaurants, and suppliers and vendors who will provide goods and services to the new facility. New suppliers and vendors may locate in Jack County to service the new project. Local and regional taxing authorities should also benefit from sales and use taxes generated by the project.

SCHEDULE A-3676 (Temporary - July 2009): INVESTMENT & TAXES

PROPERTY INVESTMENT AMOUNTS ($)									TAX INFORMATION		
(Estimated Investment in each year. Do not put cumulative totals.)									Sales Taxable Expenditures		Franchise Tax
		Year	Tax Year (fill in actual tax year below)	Column A: Tangible Personal Property: the amount of new investment (original cost) placed in service during this year	Column B: Building or permanent nonremovable component of building (annual amount only)	Column C: Sum of A and B--Qualifying Investment (during the qualifying time period)	Column D: Other investment that is not qualified investment but investment affecting economic impact and total value	Column E: Total Investment (A+B+D)	Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax	Column H: Estimate of Franchise tax due from (or attributable to) the applicant
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	Investment made before filing application with district (neither qualified property nor eligible to become qualified investment)		2010								
	Investment made after filing application with district, but before application approval (eligible to become qualified property)										
	Investment made after application approval and before Jan. 1 of first complete tax year of qualifying time period (qualified investment and eligible to become qualified property)										
	Complete tax years of qualifying time period	1	2011	$ 203,000,000	$ -	$ 203,000,000	$ -	$ 203,000,000	$8,292,959	$ 194,707,041	$160,956
		2	2012	$ -	$ -	$ -	$ -	$ -			$160,956
	Value Limitation Period	3	2013	$ -	$ -		$ -	$ -			$160,956
Tax Credit Period (with 50% cap on credit)		4	2014	$ -	$ -		$ -	$ -			$160,956
		5	2015	$ -	$ -		$ -	$ -			$160,956
		0	2016	$ -	$ -		$ -	$ -			$160,956
		7	2017	$ -	$ -		$ -	$ -			$160,956
		8	2018	$ -	$ -		$ -	$ -			$160,956
		9	2019	$ -	$ -		$ -	$ -			$160,956
		10	2020	$ -	$ -		$ -	$ -			$160,956
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2021	$ -	$ -		$ -	$ -			$160,956
		12	2022	$ -	$ -		$ -	$ -			$160,956
		13	2023	$ -	$ -		$ -	$ -			$160,956
Post- Settle-Up Period		14	2024	$ -	$ -		$ -	$ -			$160,956
Post- Settle-Up Period		15	2025	$ -	$ -		$ -	$ -			$160,956

Qualifying Time Period usually begins with the approval of the application and extends generally for the following two complete tax years.

Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment- as defined in Tax Code §313.021(1)(A)-(D).
For the purposes of investment, please list amount invested each year, not cumulative totals.
[For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property]
Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code §313.021(1)(E).
For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.

Column D: Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value.
The most significant example for many projects would be land. Other examples may be items such as professional services, etc.
Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

* For planning, construction and operation of the facility.

Note: Information related to taxes in Columns F through H, for the year preceding the first complete year of the qualifying time period, need not be broken out by the time periods used for the requested investment information in Columns A through E.
Note: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.

The information on this schedule is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period.

SCHEDULE B-3676 (Temporary - July 2009): ESTIMATED MARKET AND TAXABLE VALUE

				All figures here are to be cumulative						
				Qualified Property			Reductions from market value (exemptions, etc)		Estimated Taxable Value	
		Year	Tax Year (fill in actual tax year)	Column A: Estimated Market Value of Land	Column B: Estimated Total Market Value of new buildings or other new improvements	Column C: Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement"	D: Due to pollution control property (estimated or actual as appropriate)	E: Due to other exemptions	F: Estimated total taxable value for I&S: (A+B+C)-(D+E)	G: Estimated total taxable value for M&O: (Column F amount with the limitation value in years 3-10)
		pre- year 1	2010	$ -	$ -	$ -	$ -	$ -	$ -	$ -
	Complete tax years of qualifying time period	1	2011	$ -	$ -	$ -	$ -	$ -	$ -	$ -
		2	2012	$ -	$ -	$ 203,000,000	$ -	$ -	$ 203,000,000	$ 203,000,000
Tax Credit Period (with 50% cap on credit)	Value Limitation Period	3	2013	$ -	$ -	$ 191,835,000	$ -	$ -	$ 191,835,000	$ 10,000,000
		4	2014	$ -	$ -	$ 181,284,075	$ -	$ -	$ 181,284,075	$ 10,000,000
		5	2015	$ -	$ -	$ 171,313,451	$ -	$ -	$ 171,313,451	$ 10,000,000
		6	2016	$ -	$ -	$ 161,891,211	$ -	$ -	$ 161,891,211	$ 10,000,000
		7	2017	$ -	$ -	$ 152,987,194	$ -	$ -	$ 152,987,194	$ 10,000,000
		8	2018	$ -	$ -	$ 144,572,899	$ -	$ -	$ 144,572,899	$ 10,000,000
		9	2019	$ -	$ -	$ 136,621,389	$ -	$ -	$ 136,621,389	$ 10,000,000
		10	2020	$ -	$ -	$ 129,107,213	$ -	$ -	$ 129,107,213	$ 10,000,000
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2021	$ -	$ -	$ 122,006,316	$ -	$ -	$ 122,006,316	$ 122,006,316
		12	2022	$ -	$ -	$ 115,295,969	$ -	$ -	$ 115,295,969	$ 115,295,969
		13	2023	$ -	$ -	$ 108,954,691	$ -	$ -	$ 108,954,691	$ 108,954,691
Post- Settle-Up Period		14	2024	$ -	$ -	$ 102,962,183	$ -	$ -	$ 102,962,183	$ 102,962,183
Post- Settle-Up Period		15	2025	$ -	$ -	$ 97,299,263	$ -	$ -	$ 97,299,263	$ 97,299,263

The information on this schedule is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period.

SCHEDULE C-3676 (Temporary - July 2009): EMPLOYMENT INFORMATION

				Existing Jobs	Construction		Permanent New Jobs		Qualifying Jobs	
		Year	Tax Year (fill in actual tax year)	Column A: Number of permanent existing full time jobs prior to application	Column B: Number of Construction FTE's or man-hours (specify)	Column C: Average annual wage rates for construction workers	Column D: Total number of permanent full-time new jobs applicant commits to create	Column E: Average annual wage rate for all permanent new jobs for each year	Column. F: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3)	Column G: Avg. annual wage of qualifying jobs
		pre- year 1	2010	0	0	0	0	0	0	N/A
	Complete tax years of qualifying time period	1	2011	0	42 FTE	$ 35,360	0	$ -	0	$ -
		2	2012	0	0	$ -	6	$ 50,000	6	$ 50,000
	Value Limitation Period	3	2013	0	0	0	6	$ 50,000	6	$ 50,000
Tax Credit Period (with 50% cap on credit)		4	2014	0	0	0	6	$ 50,000	6	$ 50,000
		5	2015	0	0	0	6	$ 50,000	6	$ 50,000
		6	2016	0	0	0	6	$ 50,000	6	$ 50,000
		7	2017	0	0	0	6	$ 50,000	6	$ 50,000
		8	2018	0	0	0	6	$ 50,000	6	$ 50,000
		9	2019	0	0	0	6	$ 50,000	6	$ 50,000
		10	2020	0	0	0	6	$ 50,000	6	$ 50,000
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2021	0	0	0	6	$ 50,000	6	$ 50,000
		12	2022	0	0	0	6	$ 50,000	6	$ 50,000
		13	2023	0	0	0	6	$ 50,000	6	$ 50,000
Post- Settle-Up Period		14	2024	0	0	0	6	$ 50,000	6	$ 50,000
Post- Settle-Up Period		15	2025	0	0	0	6	$ 50,000	6	$ 50,000

The information on this schedule is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period.

Note: Section 313.024(d) Tax Code requires that, to be eilgible for a limitation, 80 percent of all new jobs must be qualifying jobs.

ATTACHMENT 23

Temporary Addendum to Application for Appraised Value Limitation on Qualified Property - July 2009

The 81st Legislature passed HB 3676, which made changes to Texas Tax Code, Chapter 313[1], including more information required to be analyzed in the Comptroller's economic impact evaluation (§313.026(a)). In order to facilitate completion of the evaluation, please provide the following, including temporary supplemental schedules A, B & C to collect information needed for HB 3676. The information on this addendum and additional schedules is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period. (Note: Should the applicant anticipate the need to keep any of the requested information in the application, addendum or supplemental schedules confidential, please read the attachment entitled 'Confidential Information submitted to the Comptroller' at the end of this addendum.)

Applicant name: Senate Wind, LLC

Please describe the general nature of the applicant's investment: 126 megawatt Wind farm

Taxing entities that have jurisdiction for the property:
County Jack County
Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).
Senate Wind LLC has requested a six-year abatement with the following percentages: 90%, 90%, 80%, 70%, 60%, 40%; terms of the tax abatement agreement have yet to be negotiated and finalized as of January 31, 2010.

City Not applicable
Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

Hospital District Jack County Hospital District

[1] All §references are to Texas Tax Code, Chapter 313 as amended by HB 3676, 81st Legislature, unless otherwise noted.

Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).
No_____

_____

_____

Other (describe)__n/a_____
Other (describe)__n/a_____
Other (describe)__n/a_____
Are you seeking property tax abatements or other favorable tax treatment from any of these entities? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

_____

_____

Are you seeking any other state or local economic development incentives? Examples could include road or public infrastructure improvements, job training grants, loan guarantees, special financing, etc.) no If yes, please describe, attaching documentation as necessary.

The locally collected sales tax rate is: 0%

Will the land upon which the new building or new improvement be built be part of the qualified property described by §313.021(2)(A)? No__ If yes, please attach complete documentation: legal description, parcel ID, current taxable value, owner, etc.

Will the project be on leased land? Yes_____

If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, please attach a separate schedule showing the amount for each year affected, including an explanation.

What is the anticipated date of application approval? _____, 2010

What is the anticipated date of beginning of the qualifying time period?
_____1, 2010_____

What is the approximate date the proposed facility or new improvement is expected to be fully operational? _December 31, 2011

What is the minimum required annual wage for each qualified job in this school district? [See new §§313.021(5)(A) or 313.021(5)(B) or 313.021(3)(E)(ii), or 313.051(b).]
$40,680 ($36,982 x 110%) (see Attachment G for calculation) . Please specify method of computation and attach documentation from TWC web site. (Note that applicants to school districts subject to Subchapter C because of demographic characteristics must meet the regional wage standard described in §313.051(b).)

What is the minimum annual wage you will be paying for each qualified job in this school district? $50,000

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? (Use Schedule C-3676, Column F to indicate number of qualifying jobs in specific years.)

1

By signing this addendum, you certify that this information is true and correct to the best of your knowledge and belief.

Victor Contract
Name of authorized company officer

Secretary
Title

Victor Contract (DCP)
Signature of authorized company officer

6/18/2010
Date

On behalf of Senate Wind LLC
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 §37.10.

School district official sign and date application.
By signing below, I affirm that I have been delegated the authority by the school district governing body to act on its behalf with regard to this application for a limitation on appraised value.

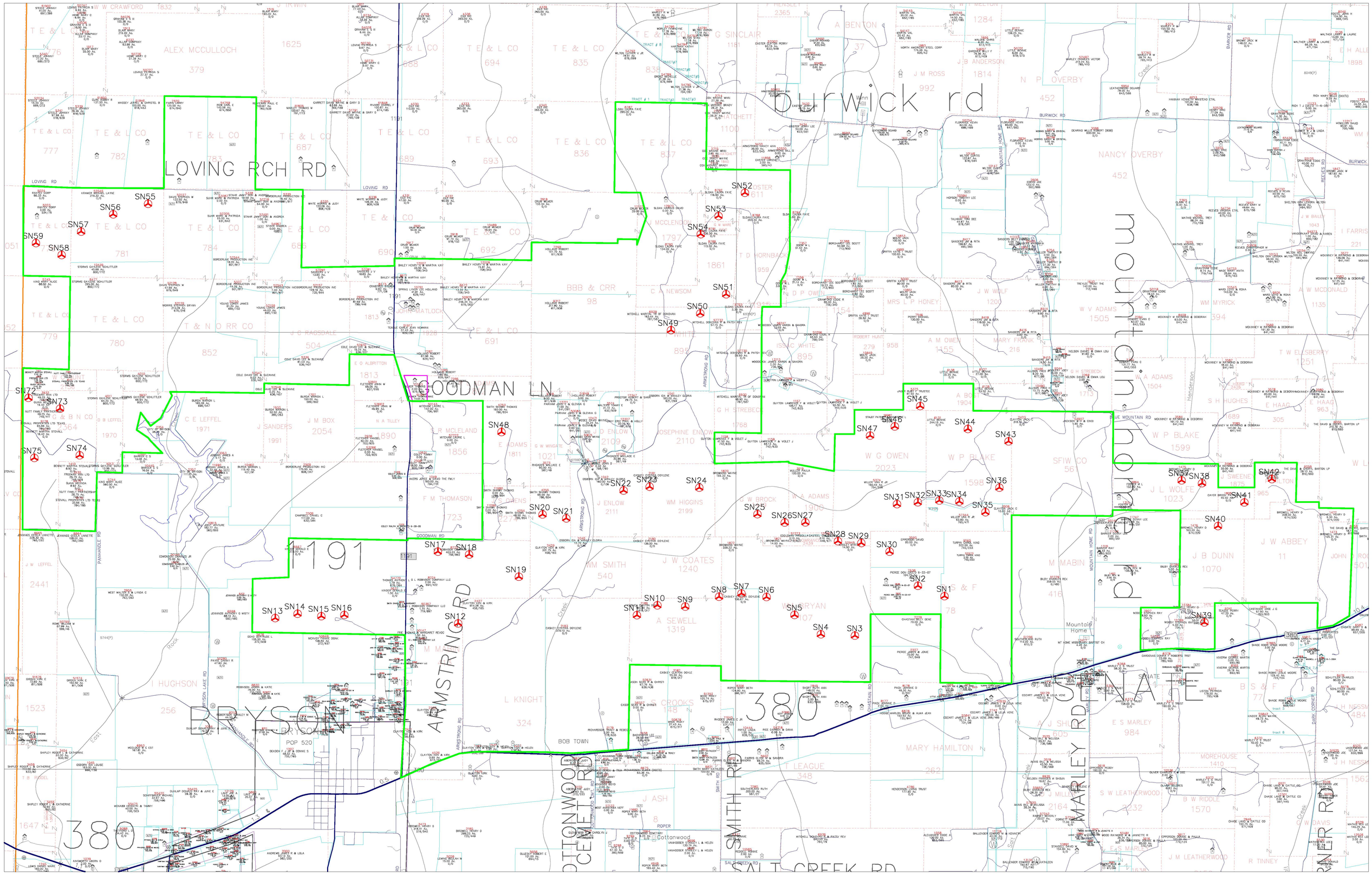
Jack Coody
Name of authorized school district officer

Supt.
Title

Jack Coody
Signature of authorized school district official

6/18/10
Date

Name of school district Bryson ISD



ATTACHMENT 24

ATTACHMENT 25

AN ORDER OF THE COMMISSIONERS COURT OF YOUNG COUNTY, TEXAS DESIGNATING CERTAIN REAL PROPERTY WITHIN YOUNG COUNTY AS A REINVESTMENT ZONE UNDER CHAPTER 312 OF THE TEXAS TAX CODE

WHEREAS in conformity with Chapter 312 of the *Texas Tax Code* and Young County, Texas' *Tax Abatement Guidelines and Criteria* which were adopted on July 28, 2008 (hereinafter "the Guidelines"), the Commissioners Court of Young County conducted a public hearing at **9:45 a.m.** on **June 8, 2009**, regarding the designation of the following identified real property within Young County:

> Texas Emigration & Land Co. Abstract Nos. 1137, 1143, 1144, 1153, 1159, 1160; and, G. & B.N. Company Abstract No. 2051;

more particularly described as the "Senate Wind, LLC Reinvestment Zone," (hereinafter "the Property") as a reinvestment zone under the said chapter at the request of Senate Wind, LLC, a Delaware limited liability company (hereinafter "Applicant"); and

WHEREAS Applicant has filed an application with the Commissioners Court of Young County, Texas proposing certain improvements (hereinafter the "Improvements") to be located on the Property and requesting abatement of property taxes with respect to such Improvments; and

WHEREAS Chapter 312 and the Guidelines require that certain findings of fact be entered in order to designate a reinvestment zone;

NOW, THEREFORE, the Commissioners Court of Young County, Texas finds as follows with regard to the Property:

a) That the Applicant has met his burden and demonstrated to this body that the designation of the Property as a reinvestment zone is reasonably likely to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the Property and that would contribute to the economic development of Young County; and

b) That the Improvements sought are feasible and practical; and

c) That the Improvements sought will be a benefit to the Property and to Young County after the expiration of an agreement entered into under V.T.C.A., Tax Code, Section 312.204; and

d) That, not later than the seventh day before the date of said hearing, notice of the hearing was (1) published in the Graham Leader, a newspaper having a general circulation in Young County, Texas, and (2) delivered in writing to the presiding officer of the Graham Independent School District, said taxing entity being the only other taxing unit that includes the Property in its boundaries; and

e) That notice of said public hearing and the meeting at which this order was adopted was open to the public and was preceded by proper notice as required by Chapter 551 of the Texas Government Code (the Open Meetings Act); and

f) That the Property is not in the taxing jurisdiction of any municipality.

WHEREAS the Commissioners Court of Young County has made the findings of fact necessary to designate the Property as a reinvestment zone; and

WHEREAS the Commissioners Court of Young County believes such designation to be advantageous to the inhabitants of Young County;

It is therefore ORDERED by the Commissioners Court of Young County that the Property identified above within Young County is hereby designated as a reinvestment zone under Chapter 312 of the *Texas Tax Code* and, in accordance with TEX. TAX CODE §312.213 such designation shall be effective for a period of five (5) years from the date of this order and may be renewed as provided by applicable law.

PASSED AND APPROVED on this the **8th** day of **June 2009**.

Stan Peavy, III, County Judge
Young County, Texas

I, the undersigned, Shirley Choate, County Clerk of Young County, Texas, do hereby certify that the above is a true and correct copy of a resolution duly adopted by the County of Young, at a regular meeting duly convened on June 8, 2009.

Shirley Choate, County Clerk

Date

LETTERS TO THE EDITOR

Drive safe

It's almost time for summer and all the kids will be out of school. We live in Jean across from the community center. Every summer I watch other kids running all over the place on bicycles and four-wheelers on the same streets vehicles rip up and down, going probably about 50-60 miles per hour. You would think that folks would have enough concern for the lives of children to drive at a reasonable speed on the county roads in residential areas; however, it does not seem to be the case. Every [illegible] when I look outside [illegible] else's kids hurt either. I'm sure that this doesn't just pertain to Scobee Road. I've noticed that for some reason folks seem to drive way too fast in residential areas on the county roads.

Perhaps folks might consider if there is a house, there could be a child. Please slow down. For anyone this offends, I feel I have the right to write this letter not only for the sake of my children but also because more than likely, I will be the first one out there when your child gets hit by a car in front of my house. Not only do I never want that to happen, but I sure don't want to witness it. Folks [illegible]

(Mrs.) Bobbye Nelson
Graham

Shame on you

[illegible] the medical insurance I do have, and, of course, wouldn't expect any physician to treat patients without payment. I consider myself fortunate that I found anyone in his field still accepting Medicare patients. One can easily understand how I may feel a little nervous about my medical future! None of us should think "it won't happen to me" — because it can and probably will.

(Mrs.) Bobbye Nelson
Graham

Shame on you

[illegible] is denied services due to an inability to pay. Parents or guardians must accompany a minor.

For more information regarding the clinic, call (940) 574-2159 prior to 4 p.m. the day of the clinic.

First United Methodist Church in Graham.

There are new requirements for the upcoming 2009-10 school year. Incoming 7th grade students are required to get Tdap, second varicella and the Meningococcal vac- [illegible] school entry in August.

All school immunizations including Pediarix, Pentacel, Rotavirus, Tdap, DtaP, Polio, Hib, MMR, Hepatitis B, Prevnar, Varicella and Hepatitis A will be offered.

The Texas Department of

First Baptist Church
Will Resume Broadcasting On
Windjammer Channel 19
Sunday, May 31
Broadcast Schedule
Sunday Morning Live: 11:00am
Sunday Evening Live: 6:00pm
Sunday Morning Rebroadcast: 9:00pm
Wednesday Evening Live: 7:00pm
First Baptist Church
623 Third St. • Graham, TX

Professional Skin Care For Men & Women
Laser Hair Removal • Vein Therapy
Skin Tightening/Wrinkle Reduction
Skin Care Products • OBAGI • SkinCeuticals
Skin Care Makeup • Jane Iredale
Microdermabrasion • BOTOX • Restylane
Juvederm • Spa Facials • Chemical Peels
Sunless Tanning • Teeth Whitening
PhotoRejuvenation Treatments
Facials Redness
Freckles & Age Spots
Acne/Acne Scars • Uneven Skin Tone
Permanent Cosmetics
Eyelash Extensions
Waxing • Massage Therapy
skinessentials AND LASER CENTER
John F. Lucas, M.D., P.A.
William P. Martin, M.D., P.A.
Graham Regional Hospital
Womens Center
940-521-5582
1301 Montgomery Road
Graham, TX 76450

STORAGE RENTALS NOW AVAILABLE
Monthly rentals for your storage items
940-549-6086
940-550-8280

DPE
709 Oak St. • Graham, TX 76450
940-521-9100 • cfb463@yahoo.com

Congratulations to
Dan & Virginia Orr
on 67 Years of Marriage

FARM BUREAU INSURANCE
Helping You is what we do best.
Eddie Chambers
940-549-2565
420 N. Oak St.
Graham, TX 76450

NOTICE OF PUBLIC HEARING

Pursuant to Section 312.401 of the *Texas Tax Code*, the Young County Commissioners Court will hold a public hearing on **June 8, 2009** at **9:45 a.m.** in the County Court Room regarding the request by Senate Wind, LLC to designate the following real property in northwest Young County, Texas as a reinvestment zone (to be known as the "Senate Wind, LLC Reinvestment Zone") for the purposes of granting tax abatements for a wind farm project: Texas Emigration & Land Co. Abstract Nos. 1137, 1143, 1144, 1153, 1159, 1160; and, G. & B.N. Company Abstract No. 2051. At the hearing, all interested persons are entitled to speak and present statements for or against the designation. Following the public hearing the Commissioners Court will consider the request.

Dated this the 26th day of May 2009.

Commissioners' Court of Young County, Texas

By: _____
Stan Peavy, III, County Judge
Young County, Texas

Senate Wind, LLC - Properties Included in Reinvestment Zone

Jack County

Legal Description	Tax ID	Acreage	Status
BS&F 78	3590	80.00	Leased
JL Wolfe 1023	3864	152.00	Leased
JL Wolfe 1023	1315	10.00	Leased
WA Adams 1900	3619	100.00	Leased
BS&F 78	7638	104.70	Leased
BS&F 78	7636	0.00	Leased
BS&F 78	7637	2.00	Leased
JR Lowrance 2439	50949	14.90	Leased
Josephine Enlow 2110	1041	160.00	Leased
J Enlow 2111	1042	160.00	Leased
WM Smith 540	1040	12.70	Leased
GH Strebeck 1768	6930	48.90	Leased
GH Strebeck 1768	57735	56.60	Leased
I White 895	6929	163.44	Leased
I White 895	57732	57.15	Leased
WG Owen 2023	5374	160.45	Leased
WP Blake 1598	57344	65.85	Leased
BBB & CRR 98	7298	161.70	Leased
BBB & CRR 98	9317	317.90	Leased
JD Enlow 2109	51649	3.00	Leased
GW Wingate 1021	9318	9.00	Leased
L Adams 1812	7286	81.40	Leased
John Matlock 1928	7285	1.00	Leased
John Matlock 1928	7287	67.96	Leased
John Matlock 1928	10791	41.61	Leased
JD Enlow 2109	12700	20.96	Leased
GW Wingate 1021	3573	90.50	Leased
WG Owen 2023	56987	160.45	Leased
TE & L Co. 690	57091	18.65	Leased
TE & L Co. 686	57092	13.60	Leased
WM Higgins 2199	2181	160.00	Leased
JW Coates 1240	2180	138.00	Leased
WM Bryan 107	2182	106.67	Leased
A Sewell 1319	2186	160.00	Leased
L Knight 324	2183	375.10	Leased
A Sewell 1319	2187	55.00	Leased
E L Albritton 1813	52610	15.24	Leased
JC Ragsdale 504	5336	81.03	Leased
T & N O RR Co.852	52547	9.03	Leased
J Sanders 1991	52548	0.25	Leased
GW Brock 1449	1870	166.33	Leased
WM Bryan 107	1872	559.22	Leased
JR Lowrance 2439	1871	14.90	Leased
I Hughson 256	6667	375.00	Leased
I Hughson 256	5637	1.50	Leased
L Adams 1812	51563	2.00	Leased
L Adams 1812	51269	14.03	Leased
T & N O RR Co.852	52155	61.24	Leased
JC Ragsdale 504	52156	44.03	Leased
T E & L Co. 781	10439	45.68	Leased
T E & L Co. 780	8477	265.00	Leased
T & N O RR Co.852	4010	16.00	Leased
C E Leffel 1971	3937	66.94	Leased
DB Leffel 1970	4011	64.20	Leased
I Hughson 256	4013	13.96	Leased
JL Wolfe 1023	1475	7.50	Leased

Senate Wind, LLC - Properties Included in Reinvestment Zone

Jack County

Legal Description	Tax ID	Acreage	Status
J B Dunn 1070	1476	160.00	Leased
JW Abbey 11	1471	208.00	Leased
P Hilton 965	1474	55.00	Leased
W Loughridge 356	1472	9.30	Leased
John D. Rogers 501	1473	105.31	Leased
JB Dunn 2476	12384	1.73	Leased
M Mavin 413	8224	2.00	Leased
M Mavin 413	8225	403.03	Leased
M Mavin 413	50357	1.35	Leased
M Mavin 413	50885	5.82	Leased
M Mavin 413	3083	1.00	Leased
T E & L Co. 784	5338	19.59	Leased
TE & L Co. 686	52218	64.00	Leased
TE & L Co. 686	52491	1.00	Leased
TE & L Co. 686	54967	0.00	Leased
E Adams 1811	4253	160.00	Leased
JS Ownes 2274	11680	0.00	Leased
JS Ownes 2274	11099	2.00	Leased
JS Ownes 2274	4254	48.50	Leased
WM Smith 540	4255	66.00	Leased
JR Lowrance 2439	51273	3.10	Leased
JR Lowrance 2439	12126	3.10	Leased
TE & L Co. 686	5335	76.40	Leased
T E & L Co. 784	52544	18.20	Leased
T & N O RR Co.852	5337	14.26	Leased
JC Ragsdale 504	52543	7.40	Leased
JC Ragsdale 504	52157	149.16	Leased
E L Albritton 1813	2925	81.69	Leased
GW Wingate 1021	12211	11.00	Leased
JD Enlow 2109	53083	24.08	Leased
JD Enlow 2109	12212	2.00	Leased
John Matlock 1928	51917	27.43	Leased
JD Enlow 2109	3574	31.72	Leased
T E & L Co. 781	52545	219.32	Leased
T E & L Co. 690	12007	33.50	Leased
T E & L Co. 690	8671	2.00	Leased
T E & L Co. 692	12009	74.61	Leased
T E & L Co. 691	8672	13.34	Leased
T E & L Co. 691	50925	246.34	Leased
J Sweeney 1875	1806	45.50	Leased
L Knight 324	2427	614.28	Leased
WM Smith 540	2429	201.75	Leased
M Mabin 413	2428	129.99	Leased
M Mabin 413	2431	2.50	Leased
M Mabin 413	4526	0.69	Leased
L Knight 324	7455	0.31	Leased
L Knight 324	2430	1.45	Not Leased
L Knight 324	9052	1.38	Not Leased
SFIW Co. 561	2423	318.10	Leased
WP Blake 1598	8906	10.00	Leased
M Mabin 416	3927	8.60	Leased
M Mabin 416	52285	0.00	Leased
M Mabin 416	12389	4.40	Leased
BS&F 77	3925	53.01	Leased
WP Blake 1598	6131	244.15	Leased
JD Enlow 2109	12471	34.24	Leased

Senate Wind, LLC - Properties Included in Reinvestment Zone			
Jack County			
Legal Description	Tax ID	Acreage	Status
JD Enlow 2109	50675	2.00	Leased
JD Enlow 2109	12138	0.40	Leased
T & N O RR Co.852	52129	214.09	Leased
A Bost 1904	5375	61.50	Leased
BS&F 78	9565	322.00	Leased
BS&F 78	52573	2.00	Leased
T E & L Co. 783	7520	125.00	Leased
T E & L Co. 783	54759	142.56	Leased
T E & L Co. 837	8787	265.00	Leased
JJ Foster 1611	8792	116.90	Leased
J McClendon 1797	12970	0.00	Leased
J McClendon 1797	8790	134.00	Leased
GW Ware 2412	8791	36.50	Leased
CA Newsome 1861	8789	115.50	Leased
TD Hornback 959	8788	202.40	Leased
TD Hornback 959	8794	4.60	Leased
I White 895	8793	2.30	Leased
T E & L Co. 784	52127	132.50	Leased
T & N O RR Co.852	52128	47.66	Leased
T E & L Co. 778	5024	86.33	Leased
T E & L Co. 778	5023	2.00	Leased
T E & L Co. 784	53087	0.00	Leased
T E & L Co. 784	52205	65.00	Leased
I Hughson 256	1410	8.92	Not Leased
I Hughson 256	3930	26.75	Not Leased
I Hughson 256	4475	8.92	Not Leased
I Hughson 256	7353	26.75	Not Leased
I Hughson 256	9176	35.66	Not Leased
G & B N Co. 2364	1412	16.42	Not Leased
G & B N Co. 2364	3932	49.25	Not Leased
G & B N Co. 2364	4474	16.42	Not Leased
G & B N Co. 2364	7352	49.25	Not Leased
G & B N Co. 2364	9178	65.66	Not Leased
WC Hunt 2156	1411	2.42	Not Leased
WC Hunt 2156	3931	7.25	Not Leased
WC Hunt 2156	4473	2.42	Not Leased
WC Hunt 2156	7351	7.25	Not Leased
WC Hunt 2156	9177	9.66	Not Leased
JD Enlow 2109	12347	29.75	Not Leased/Not included in reinvestment zone
JD Enlow 2109	12307	20.25	Not Leased/Not included in reinvestment zone
E L Albritton 1813	8673	0.92	Not Leased/Not included in reinvestment zone
I Hughson 256	54770	1.79	Not Leased/Not included in reinvestment zone
I Hughson 256	8829	1.50	Not Leased/Not included in reinvestment zone
M Mavin 413	50147	1.50	Not Leased/Not included in reinvestment zone
		11,590.14	

ATTACHMENT 27

FILED FOR RECORD
_____O'CLOCK ____M.
MAR 16 2009
SHELLY CLAYTON, County Clerk
JACK COUNTY, TEXAS
BY_____DEPUTY

COUNTY OF JACK
STATE OF TEXAS

A RESOLUTION OF THE JACK COUNTY COMMISSIONERS'COURT RENEWING GUIDELINES AND CRITERIA GOVERNING TAX ABATEMENT AGREEMENTS BY THE COUNTY OF JACK, TEXAS

WHEREAS, Texas Tax Code Section 312.002 provides that no municipality or county may designate an area as a reinvestment zone, and that no taxing unit may execute a tax abatement agreement under Texas Tax Code chapter 312, unless it first (i) establishes guidelines and criteria for tax abatement agreements and (ii) adopts a resolution stating that the taxing unit elects to become eligible to participate in tax abatement; and

W'HEREAS, the County of Jack, Texas, desires to be eligible to participate in tax abatement under certain circumstances; now therefore,

BE IT RESOLVED BY THE COMMISSIONERS COURT OF JACK COUNTY, TEXAS THAT

ARTICLE I.

Jack County, Texas elects to be eligible to participate in tax abatement.

ARTICLE II

The following guidelines and criteria were previously established, are hereby established and shall hereafter govern tax abatement agreements by the County of Jack, Texas:

1. Improvements proposed as part of a tax abatement agreement for property located within a duly designated reinvestment zone shall be commenced within two (2) years of the date of said agreement.

2. All construction proposed, as part of any such improvements, shall meet applicable County of Jack, Texas, Codes and Zoning requirements.

3. All property included in a tax abatement shall be maintained in accordance with all applicable County of Jack, Texas, Codes and Zoning requirements during the term of the tax abatement agreement.

4. Throughout tax abatement agreement, the owner(s) or persons in possession and control of the improvements located thereon which is included within an area which is the subject of a tax abatement agreement shall pay all lawfully assessed ad valorem taxes levied on such property before the same shall become delinquent.

5. For property located in a commercial and/or industrial reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:

    a. The proposed improvements must have the effect of increasing the value

6. For residential property located in a residential reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:

    a. The proposed improvements shall address the blighting or deteriorating influences on the subject property;

    b. The proposed improvements shall address building safety, unsanitary or unsafe conditions, or property deterioration; and

    c. Where applicable, the improvements shall address faulty lot layout with respect to size, accessibility, or usefulness.

7. All improvements proposed, as part of a tax abatement agreement, shall further the purposes established by the Legislature of the State of Texas in Chapter 312 of the Texas Tax Code.

8. In accordance with Texas Tax Code section 312.002, these guidelines and criteria shall not limit the discretion of the County to decide whether to enter into a specific tax abatement agreement. Accordingly, the County may enter into a particular tax abatement agreement whenever it determines that it is in the best interests of the County to enter into such agreement and provide such abatement with respect to a particular applicant, In doing so, the County may vary from the provisions of this Tax Abatement Policy Statement in any respect that is not contrary to state law.

ARTICLE III

This resolution shall be effective from its adoption on September 2, 2008, for the full period authorized by law.

PASSED, APPROVED, RATIFIED, AND ADOPTED THIS 12th day of March, 2009.

COUNTY OF JACK

By:

Mitchell G. Davenport,
County Judge of Jack County, Texas

James Logan,
County Commissioner, Prct. 1, Jack County

Bryson K. Sewell,
County Commissioner, Prct. 2, Jack County

James L. Cozart,
County Commissioner, Prct. 3, Jack County

M.R. Pruitt,
County Commissioner, Prct. 4, Jack County

ATTEST:

Shelly Clayton,
County Clerk of Jack County, Texas