

Attachment A

Application



Application for Appraised Value Limitation on Qualified Property (Tax Code, Chapter 313, Subchapter B or C)

Form 50-296
(Revised May 2010)

INSTRUCTIONS: This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application.

This notice must include:

- the date on which the school district received the application;
- the date the school district determined that the application was complete;
- the date the school board decided to consider the application; and
- a request that the comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
- must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
- forward the original completed application to the Comptroller in a three-ring binder with tabs separating each section of the documents, in addition to an electronic copy on CD. See 34 TAC Chapter 9, Subchapter F.

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 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its Web site. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules as explained in the Confidentiality Notice below.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, make a recommendation to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application before the 151st day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to complete the recommendation, economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's Web site to find out more about the program at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/index.html>. There are links on this Web page to the Chapter 313 statute, rules and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Authorized School District Representative

Date application received by district

7/15/2011

First Name

Randel

Last Name

Beaver

Title

Superintendent

School District Name

Archer City ISD

Street Address

PO Box 929, 600 S. Ash

Mailing Address

PO Box 929, 600 S. Ash

City

Archer City

State

TX

ZIP

76351

Phone Number

(940) 574-4536 Ext. 22

Fax Number

(940) 574-4051

Mobile Number (optional)

n/a

E-mail Address

randel.beaver@esc9.net

I authorize the consultant to provide and obtain information related to this application..... ☒ Yes ☐ No

Will consultant be primary contact? ☒ Yes ☐ No



Application for Appraised Value Limitation on Qualified Property

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name

Kevin

Last Name

O'Hanlon

Title

Attorney

Firm Name

O'Hanlon, McCollom & Demerath, PC

Street Address

808 West Avenue

Mailing Address

808 West Avenue

City

Austin

State

TX

ZIP

78701

Phone Number

(512) 494-9949

Fax Number

(512) 494-9919

Mobile Number (Optional)

n/a

E-mail Address

kohanlon@808west.com; mhanley@808west.com

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

Signature (Authorized School District Representative)

Handwritten Signature: Randall Beaman

Date

July 28, 2011

Has the district determined this application complete? ☒ Yes ☐ No

If yes, date determined complete. August 2, 2011

Have you completed the school finance documents required by TAC 9.1054(c)(3)? ☐ Yes ☒ No

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

Checklist	Page X of 16	Check Completed
1 Date application received by the ISD	1 of 16	✓
2 Certification page signed and dated by authorized school district representative	2 of 16	✓
3 Date application deemed complete by ISD	2 of 16	✓
4 Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	✓
5 Completed company checklist	12 of 16	✓
6 School finance documents described in TAC 9.1054(c)(3) (Due within 20 days of district providing notice of completed application)	2 of 16	

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name

Jimmy

Last Name

Horn

Title

Windthorst-2, LLC Representative [Manager]

Organization

Windthorst-2, LLC [and its parent company - Horn Wind, LLC]

Street Address

45 Main Street, Suite 538

Mailing Address

45 Main Street, Suite 538

City

Brooklyn

State

NY

ZIP

11201

Phone Number

(940) 642-9781

Fax Number

(646) 607-4482

Mobile Number (optional)

n/a

Business e-mail Address

horn.wind@yahoo.com

Will a company official other than the authorized business representative be responsible for responding to future information requests?

☒ Yes☐ No

If yes, please fill out contact information for that person.

First Name

Nathan

Last Name

Vajdos

Title

Project Manager [Project Manager]

Organization

Windthorst-2, LLC [and its parent company - Own Energy, Inc.]

Street Address

45 Main Street, Suite 538

Mailing Address

45 Main Street, Suite 538

City

Brooklyn

State

NY

ZIP

11201

Phone Number

(210) 831-5144

Fax Number

(646) 607-4482

Mobile Number (optional)

n/a

E-mail Address

nathan.vajdos@ownenergy.net

I authorize the consultant to provide and obtain information related to this application.....

☐ Yes☒ No

Will consultant be primary contact?

☐ Yes☒ No

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

First Name

Last Name

Title

Firm Name

Street Address

Mailing Address

City

State

ZIP

Phone Number

Fax Number

Business email Address

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

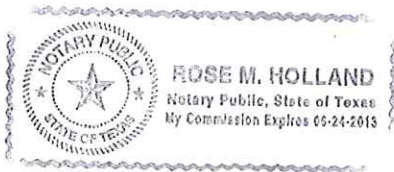
Signature (Authorized Business Representative (Applicant))

Date

[Handwritten Signature]

07/14/2011

GIVEN under my hand and seal of office this 14 day of July, 2011



Archer County
Notary Public, State of Texas

(Notary Seal)

[Handwritten Signature: Rose M. Holland]

My commission expires 6-24-2013

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.

**FEES AND PAYMENTS**

☒ Enclosed is proof of application fee paid to the school district.

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

Please answer only either A OR B:

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

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

BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

Windthorst-2, LLC [parent companies include Own Energy, Inc. and Horn Wind, LLC]

Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits)

32041673214

NAICS code

221119

Is the applicant a party to any other Chapter 313 agreements? ☐ Yes ☒ No

If yes, please list name of school district and year of agreement.

Parent companies, Own Energy & Horn Wind, are party to the 2008 Archer City agreement. Horn Wind, LLC is party to the 2010 Midway ISD agreement.

APPLICANT BUSINESS STRUCTURE

Registered to do business in Texas with the Texas Secretary of State? ☒ Yes ☐ No

Identify business organization of applicant (corporation, limited liability corporation, etc.)

Limited liability company

1. Is the applicant a combined group, or comprised of members of a combined group, as defined by Texas Tax Code Chapter 171.0001(7)? ☐ Yes ☒ No
If so, please attach documentation of the combined group membership and contact information.

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

3. Are all applicant members of the combined group current on all tax payments due to the State of Texas? ☒ NA ☐ Yes ☐ No

If the answer to either question is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (Use attachment if necessary.)

**ELIGIBILITY UNDER TAX CODE CHAPTER 313.024**

Are you an entity to which Tax Code, Chapter 171 applies? ☒ Yes ☐ No

The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:

- (1) manufacturing ☐ Yes ☒ No
- (2) research and development ☐ Yes ☒ No
- (3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☒ No
- (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☒ No
- (5) renewable energy electric generation ☒ Yes ☐ No
- (6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☒ No
- (7) nuclear electric power generation ☐ Yes ☒ No
- (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☒ No

Are you requesting that any of the land be classified as qualified investment? ☐ Yes ☒ No

Will any of the proposed qualified investment be leased under a capitalized lease? ☐ Yes ☒ No

Will any of the proposed qualified investment be leased under an operating lease? ☐ Yes ☒ No

Are you including property that is owned by a person other than the applicant? ☐ Yes ☒ No

Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☒ No

PROJECT DESCRIPTION

Provide a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information. (Use attachments as necessary)

See Appendix A. Also see Appendices B-F for other relevant information.

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

The Ability of Windthorst-2, LLC to relocate is described in Appendix A.

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

- ☒ New Jobs ☒ Construct New Facility ☐ New Business / Start-up ☐ Expand Existing Facility
- ☐ Relocation from Out-of-State ☐ Expansion ☐ Purchase Machinery & Equipment
- ☐ Consolidation ☐ Relocation within Texas

PROJECTED TIMELINE

Begin Construction August 2013 Begin Hiring New Employees July 2013

Construction Complete July 2014 Fully Operational July 2014

Purchase Machinery & Equipment May 2013

Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)? ☒ Yes ☐ No

Note: Improvements made before that time may not be considered qualified property.

When do you anticipate the new buildings or improvements will be placed in service? July 2014

ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source

Amount

_____	_____
_____	_____
_____	_____
Total	_____

Will other incentives be offered by local units of government? ☒ Yes ☐ No

Please use the following box for additional details regarding incentives. (Use attachments if necessary.)

Archer County Tax Abatement is in progress and is expected to be established in November 2011.

THE PROPERTYIdentify county or counties in which the proposed project will be located Archer CountyCentral Appraisal District (CAD) that will be responsible for appraising the property Archer CountyWill this CAD be acting on behalf of another CAD to appraise this property? ☐ Yes ☒ No

List all taxing entities that have jurisdiction for the property and the portion of project within each entity

County: Archer County 100% City: n/a
(Name and percent of project) (Name and percent of project)Hospital District: n/a Water District: n/a
(Name and percent of project) (Name and percent of project)Other (describe): n/a Other (describe): n/a
(Name and percent of project) (Name and percent of project)Is the project located entirely within this ISD? ☒ Yes ☐ No

If not, please provide additional information on the project scope and size to assist in the economic analysis.

**INVESTMENT**

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as rural, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's Web site at www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.

At the time of application, what is the estimated minimum qualified investment required for this school district? \$10,000,000

What is the amount of appraised value limitation for which you are applying? \$10,000,000

What is your total estimated *qualified* investment? \$60,000,000

NOTE: See 313.021(1) for full definition. Generally, Qualified Investment is the sum of the investment in tangible personal property and buildings and new improvements made between beginning of the qualifying time period (date of application final approval by the school district) and the end of the second complete tax year.

What is the anticipated date of application approval? December 31, 2011

What is the anticipated date of the beginning of the qualifying time period? January 1, 2013

What is the total estimated investment for this project for the period from the time of application submission to the end of the limitation period? \$60,000,000

Describe the qualified investment. [See 313.021(1).]

Attach the following items to this application:

- (1) a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
- (2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and
- (3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

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 during the qualifying time period? ☒ Yes ☐ No

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:

(1) in or on the new building or other new improvement for which you are applying? ☒ Yes ☐ No

(2) 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? ☒ Yes ☐ No

(3) on the same parcel of land as the building for which you are applying for an appraised value limitation? ☒ Yes ☐ No

("First placed in service" means the first use of the property by the taxpayer.)

Will the investment in real or personal property you propose 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

Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? ☒ Yes ☐ No

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? ☒ Yes ☐ No

QUALIFIED PROPERTY

Describe the qualified property. [See 313.021(2)] (If qualified investment describes qualified property exactly you may skip items (1), (2) and (3) below.)

Attach the following items to this application:

- (1) a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
- (2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and
- (3) a map of the qualified property showing location of new buildings or new improvements – with vicinity map.

Land

Is the land on which you propose new construction or improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? ☒ Yes ☐ No

If you answered "no" to the question above, what is the anticipated date on which you will submit proof of a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvements? _____

Will the applicant own the land by the date of agreement execution? ☐ Yes ☒ No

Will the project be on leased land? ☒ Yes ☐ No

Application for Appraised Value Limitation on Qualified Property

Form 50-296

QUALIFIED PROPERTY (CONTINUED)

If the land upon which the new building or new improvement is to be built is part of the qualified property described by §313.021(2)(A), please attach complete documentation, including:

1. Legal description of the land
2. Each existing appraisal parcel number of the land on which the improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property
3. Owner
4. The current taxable value of the land. Attach estimate if land is part of larger parcel.
5. A detailed map (with a vicinity map) showing the location of the land

Attach 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. (With vicinity map)

Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone, if applicable.

Miscellaneous

Is the proposed project a building or new improvement to an existing facility? ☐ Yes ☒ No

Attach a description of any existing improvements and include existing appraisal district account numbers.

List current market value of existing property at site as of most recent tax year. n/a (Market Value) (Tax Year)

Is any of the existing property subject to a value limitation agreement under Tax Code 313? ☐ Yes ☒ No

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 limitation? ☒ Yes ☐ No

WAGE AND EMPLOYMENT INFORMATION

What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 0

The last complete calendar quarter before application review start date is the:

☐ First Quarter ☒ Second Quarter ☐ Third Quarter ☐ Fourth Quarter of 2011 (year)

What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the TWC? 0

Note: For job definitions see TAC §9.1051(14) and Tax Code 313.021(3). If the applicant intends to apply a definition for "new job" other than TAC §9.1051(14)(C), then please provide the definition of "new job" as used in this application.

n/a

Total number of new jobs that will have been created when fully operational 3

Do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts) on the land and in connection with the new building or other improvement? ☐ Yes ☒ No

Do you intend to request that the governing body waive the minimum new job creation requirement, as provided under Tax Code §313.025(f-1)? ☒ Yes ☐ No

If you answered "yes" to the question above, attach evidence documenting that the new job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards. Note: Even if a minimum new job waiver is provided, 80% of all new jobs must be qualifying jobs pursuant to Texas Tax Code, §313.024(d).

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? 3

If this project creates more than 1,000 new jobs, the minimum required wage for this project is 110% of the average county weekly wage for all jobs as described by 313.021(3)(E)(ii).

If this project creates less than 1,000 new jobs, does this district have territory in a county that meets the demographic characteristics of 313.051(2)? (see table of information showing this district characteristic at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html>)

If yes, the applicant must meet wage standard described in 313.051(b) (110% of the regional average weekly wage for manufacturing)

If no, the applicant shall designate one of the wage standards set out in §§313.021(5)(A) or 313.021(5)(B).

Application for Appraised Value Limitation on Qualified Property

WAGE AND EMPLOYMENT INFORMATION (continued)

For the following three wage calculations please include on an attachment the four most recent quarters of data for each wage calculation. Show the average and the 110% calculation. Include documentation from TWC Web site. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is \$668

110% of the county average weekly wage for manufacturing jobs in the county is \$764

110% of the county average weekly wage for manufacturing jobs in the region is \$807

Please identify which Tax Code section you are using to estimate the wage standard required for this project:

☐ §313.021(5)(A) or ☐ §313.021(5)(B) or ☐ §313.021(3)(E)(ii), or ☒ §313.051(b)?

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? \$41,968

What is the estimated minimum required annual wage you are committing to pay for each of the qualifying jobs you create on the qualified property? \$41,968

Will 80% of all new jobs created by the owner be qualifying jobs as defined by 313.021(3)? ☒ Yes ☐ No

Will each qualifying job require at least 1,600 of work a year? ☒ Yes ☐ No

Will any of the qualifying jobs be jobs transferred from one area of the state to another? ☐ Yes ☒ No

Will any of the qualifying jobs be retained jobs? ☐ Yes ☒ No

Will any of the qualifying jobs be created to replace a previous employee? ☐ Yes ☒ No

Will any required qualifying jobs be filled by employees of contractors? ☐ Yes ☒ No

If yes, what percent? _____

Does the applicant or contractor of the applicant offer to pay at least 80% of the employee's health insurance premium for each qualifying job? ☒ Yes ☐ No

Describe each type of benefits to be offered to qualifying jobholders. (Use attachments as necessary.)

See Appendix D

ECONOMIC IMPACT

Is an Economic Impact Analysis attached (If supplied by other than the Comptroller's office)? ☐ Yes ☒ No

Is Schedule A completed and signed for all years and attached? ☒ Yes ☐ No

Is Schedule B completed and signed for all years and attached? ☒ Yes ☐ No

Is Schedule C (Application) completed and signed for all years and attached? ☒ Yes ☐ No

Is Schedule D completed and signed for all years and attached? ☒ Yes ☐ No

Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.

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.

CONFIDENTIALITY NOTICE

**Property Tax Limitation Agreement Applications
Texas Government Code Chapter 313
Confidential Information Submitted to the Comptroller**

Generally, an application for property tax value limitation, the information provided therein, and documents submitted in support thereof, are considered public information subject to release under the Texas Public Information Act.

There is an exception, outlined below, by which information will be withheld from disclosure.

The Comptroller's office will withhold information from public release if:

- 1) it describes the specific processes or business activities to be conducted or the specific tangible personal property to be located on real property covered by the application;
- 2) the information has been segregated in the application from other information in the application; and
- 3) the party requesting confidentiality provides the Comptroller's office a list of the documents for which confidentiality is sought and for each document lists the specific reasons, including any relevant legal authority, stating why the material is believed to be confidential.

All applications and parts of applications which are not segregated and marked as confidential as outlined above will be considered public information and will be posted on the internet.

Such information properly identified as confidential will be withheld from public release unless and until the governing body of the school district acts on the application, or we are directed to do so by a ruling from the Attorney General.

Other information in the custody of a school district or the comptroller submitted in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as

the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information and will be posted on the internet.

All documents submitted to the Comptroller, as well as all information in the application once the school district acts thereon, are subject to public release unless specific parts of the application or documents submitted with the application are identified as confidential. Any person seeking to limit disclosure of such submitted records is advised to consult with their legal counsel regarding disclosure issues and also to take the appropriate precautions to safeguard copyrighted material, trade secrets, or any other proprietary information. The Comptroller assumes no obligation or responsibility relating to the disclosure or nondisclosure of information submitted by respondents. A person seeking to limit disclosure of information must submit in writing specific detailed reasons, including any relevant legal authority, stating why that person believes the material to be confidential.

The following outlines how the Comptroller's office will handle requests for information submitted under the Texas Public Information Act for application portions and submitted records appropriately identified as confidential.

- This office shall forward the request for records and a copy of the documents at issue to the Texas Attorney General's office for an opinion on whether such information may be withheld from disclosure under the Texas Public Information Act.
- The Comptroller will notify the person who submitted the application/documents when the information is forwarded to the Attorney General's office.
- Please be aware that this Office is obligated to comply with an Attorney General's decision, including release of information ruled public even if it was marked confidential.

COMPANY CHECKLIST AND REQUESTED ATTACHMENTS

Checklist		Page X of 16	Check Completed
1	Certification pages signed and dated by Authorized Business Representative (applicant)	4 of 16	✓ Pg. 4
2	Proof of Payment of Application Fee (Attachment)	5 of 16	✓ Pg. 31
3	For applicant members, documentation of Combined Group membership under Texas Tax Code 171.0001(7) (if Applicable) (Attachment)	5 of 16	✓ N/A
4	Detailed description of the project	6 of 16	✓ Pgs. 24-27
5	If project is located in more than one district, name other districts and list percentage in each district (Attachment)	7 of 16	✓ N/A
6	Description of Qualified Investment (Attachment)	8 of 16	✓ Pgs. 20-22
7	Map of qualified investment showing location of new buildings or new improvements with vicinity map.	8 of 16	✓ Pgs. 23-24
8	Description of Qualified Property (Attachment)	8 of 16	✓ Pgs. 20-22
9	Map of qualified property showing location of new buildings or new improvements with vicinity map	8 of 16	✓ Pgs. 23-24
10	Description of Land (Attachment)	9 of 16	✓ Pgs. 34-36
11	A detailed map showing location of the land with vicinity map.	9 of 16	✓ Pgs. 37-39
12	A description of all existing (if any) improvements (Attachment)	9 of 16	✓ N/A
13	Request for Waiver of Job Creation Requirement (if applicable) (Attachment)	9 of 16	✓ Pgs. 47-49
14	Calculation of three possible wage requirements with TWC documentation. (Attachment)	10 of 16	✓ Pgs. 50-55
15	Description of Benefits	10 of 16	✓ Pgs. 52a
16	Economic Impact (if applicable)	10 of 16	✓ Pg. 60
17	Schedule A completed and signed	13 of 16	✓ Pg. 13
18	Schedule B completed and signed	14 of 16	✓ Pg. 14
19	Schedule C (Application) completed and signed	15 of 16	✓ Pg. 15
20	Schedule D completed and signed	16 of 16	✓ Pg. 16
21	Map of Reinvestment Zone (Attachment) (Showing the actual or proposed boundaries and size, Certified to be accurate by either the government entity creating the zone, the local appraisal district, or a licensed surveyor, with vicinity map)*	9 of 16	✓ Pg. 39
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	✓ Pg. 40
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	✓ Pg. 40
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	✓ Pg. 44

*To be submitted with application or before date of final application approval by school board.

Schedule A (Rev. May 2010): Investment

Applicant Name

ISD Name

Form 50-296

PROPERTY INVESTMENT AMOUNTS									
(Estimated investment in each year. Do not put cumulative totals.)									
		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	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)
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	Investment made before filing complete application with district (neither qualified property nor eligible to become qualified investment)				\$ -	\$ -		\$ -	\$ -
	Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property)		2012-13	2012	\$ -	\$ -		\$ -	\$ -
	Investment made after final board approval of application 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	2013-14	2013	\$ 15,000,000.00	\$ 300,000.00	\$ 15,300,000.00	\$ -	\$ 15,300,000.00
		2	2014-15	2014	\$ 45,000,000.00	\$ -	\$ 45,000,000.00	\$ -	\$ 45,000,000.00
Tax Credit Period (with 50% cap on credit)	Value Limitation Period	3	2015-16	2015	\$ -	\$ -		\$ -	\$ -
		4	2016-17	2016	\$ -	\$ -		\$ -	\$ -
		5	2017-18	2017	\$ -	\$ -		\$ -	\$ -
		6	2018-19	2018	\$ -	\$ -		\$ -	\$ -
		7	2019-20	2019	\$ -	\$ -		\$ -	\$ -
		8	2020-21	2020	\$ -	\$ -		\$ -	\$ -
		9	2021-22	2021	\$ -	\$ -		\$ -	\$ -
		10	2022-23	2022	\$ -	\$ -		\$ -	\$ -
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2023-24	2023	\$ -	\$ -		\$ -	\$ -
		12	2024-25	2024	\$ -	\$ -		\$ -	\$ -
		13	2025-26	2025	\$ -	\$ -		\$ -	\$ -
	Post- Settle-Up Period	14	2026-27	2026	\$ -	\$ -		\$ -	\$ -
	Post- Settle-Up Period	15	2027-28	2027	\$ -	\$ -		\$ -	\$ -

Qualifying Time Period usually begins with the final board 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-for planning, construction and operation of the facility. 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.

Notes: 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.

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.

August 26, 2011

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

Schedule B (Rev. May 2010): Estimated Market And Taxable Value

Applicant Name
ISD Name

Windthorst-2, LLC
Archer City ISD

Form 50-296

					Qualified Property			Reductions from Market Value	Estimated Taxable Value	
		Year	School Year (YYYY/YYYY)	Tax Year (Fill in actual tax year) YYYY	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 IRS - after all reductions	Final taxable value for M&O - after all reductions
		pre- year 1	2012/2013	2012	\$0	\$0	\$0	\$0	\$0	\$0
	Complete tax years of qualifying time period	1	2013/2014	2013	\$0	\$0	\$0	\$0	\$0	\$0
		2	2014/2015	2014	\$300,000	\$15,000,000	\$0	\$0	\$15,000,000	\$15,000,000
	Tax Credit Period (with 50% cap on credit)	3	2015/2016	2015	\$300,000	\$60,000,000	\$0	\$50,000,000	\$60,000,000	\$10,000,000
		4	2016/2017	2016	\$300,000	\$57,000,000	\$0	\$47,000,000	\$57,000,000	\$10,000,000
		5	2017/2018	2017	\$300,000	\$54,000,000	\$0	\$44,000,000	\$54,000,000	\$10,000,000
		6	2018/2019	2018	\$300,000	\$51,000,000	\$0	\$41,000,000	\$51,000,000	\$10,000,000
		7	2019/2020	2019	\$300,000	\$49,500,000	\$0	\$39,500,000	\$49,500,000	\$10,000,000
		8	2020/2021	2020	\$300,000	\$48,000,000	\$0	\$38,000,000	\$48,000,000	\$10,000,000
		9	2021/2022	2021	\$300,000	\$45,000,000	\$0	\$35,000,000	\$45,000,000	\$10,000,000
		10	2022/2023	2022	\$300,000	\$42,000,000	\$0	\$32,000,000	\$42,000,000	\$10,000,000
	Credit Settle-Up Period	11	2023/2024	2023	\$300,000	\$39,000,000	\$0	\$0	\$39,000,000	\$39,000,000
		12	2024/2025	2024	\$300,000	\$37,500,000	\$0	\$0	\$37,500,000	\$37,500,000
		13	2025/2026	2025	\$300,000	\$36,000,000	\$0	\$0	\$36,000,000	\$36,000,000
	Post- Settle-Up Period		14	2026/2027	2026	\$300,000	\$33,000,000	\$0	\$0	\$33,000,000
	Post- Settle-Up Period		15	2027/2028	2027	\$300,000	\$30,000,000	\$0	\$0	\$30,000,000

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.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

Schedule C- Application: Employment Information

Applicant Name
ISD Name

Windthorst-2, LLC
Archer City ISD

Form 50-296

					Construction		New Jobs		Qualifying Jobs	
		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Column A: Number of Construction FTE's or man-hours (specify)	Column B: Average annual wage rates for construction workers	Column C: Number of new jobs applicant commits to create (cumulative)	Column D: Average annual wage rate for all new jobs.	Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
		pre- year 1	2012/2013	2012	0	\$0	0	\$0	0	\$0
	Complete tax years of qualifying time period	1	2013/2014	2013	10,000 man hours	\$45,000	0	\$0	0	\$0
		2	2014/2015	2014	30,000 man hours	\$45,000	3	\$41,968	3	\$41,968
	Tax Credit Period (with 50% cap on credit)	3	2015/2016	2015			3	\$41,968	3	\$41,968
		4	2016/2017	2016			3	\$41,968	3	\$41,968
		5	2017/2018	2017			3	\$41,968	3	\$41,968
		6	2018/2019	2018			3	\$41,968	3	\$41,968
		7	2019/2020	2019			3	\$41,968	3	\$41,968
		8	2020/2021	2020			3	\$41,968	3	\$41,968
		9	2021/2022	2021			3	\$41,968	3	\$41,968
		10	2022/2023	2022			3	\$41,968	3	\$41,968
	Credit Settle-Up Period	11	2023/2024	2023			3	\$41,968	3	\$41,968
		12	2024/2025	2024			3	\$41,968	3	\$41,968
		13	2025/2026	2025			3	\$41,968	3	\$41,968
	Post- Settle-Up Period		14	2026/2027	2026		3	\$41,968	3	\$41,968
	Post- Settle-Up Period		15	2027/2028	2027		3	\$41,968	3	\$41,968

Notes: For job definitions see TAC §9.1051(14) and Tax Code §313.021(3).

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.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

Schedule D: (Rev. May 2010): Other Tax Information

Applicant
Name

ISD Name

Form 50-296

					Sales Tax Information		Franchise Tax	Other Property Tax Abatements Sought			
					Sales Taxable Expenditures		Franchise Tax	County	City	Hospital	Other
		Year	School Year (YYYY-YYYY)	Tax/ Calendar Year YYYY	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	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)			2012-13	2012	0	0	0	0%	0%	0%	0%
	Complete tax years of qualifying time period	1	2013-14	2013	\$ 6,492,302	\$ 8,807,698	0	0%	0%	0%	0%
		2	2014-15	2014	\$ 19,095,005	\$ 25,904,995	0	68%	0%	0%	0%
	Value Limitation Period	3	2015-16	2015	0	0	\$ 5,000	66%	0%	0%	0%
		4	2016-17	2016	0	0	\$ 5,000	64%	0%	0%	0%
		5	2017-18	2017	0	0	\$ 5,000	62%	0%	0%	0%
		6	2018-19	2018	0	0	\$ 5,000	61%	0%	0%	0%
		7	2019-20	2019	0	0	\$ 5,000	60%	0%	0%	0%
		8	2020-21	2020	0	0	\$ 5,000	57%	0%	0%	0%
		9	2021-22	2021	0	0	\$ 5,000	54%	0%	0%	0%
		10	2022-23	2022	0	0	\$ 5,000	50%	0%	0%	0%
	Credit Settle- Up Period	11	2023-24	2023	0	0	\$ 5,000	48%	0%	0%	0%
		12	2024-25	2024	0	0	\$ 5,000	0%	0%	0%	0%
		13	2025-26	2025	0	0	\$ 5,000	0%	0%	0%	0%
	Post- Settle-Up Period	14	2026-27	2026	0	0	\$ 5,000	0%	0%	0%	0%
	Post- Settle-Up Period	15	2027-28	2027	0	0	\$ 5,000	0%	0%	0%	0%

*For planning, construction and operation of the facility.


 SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

August 26, 2011

DATE

Appendix Summary

Appendix A: Investment.

1. Description of Property
2. Improvements
3. Project Layout and Vicinity Map
 - a. Detailed Project Layout Map (Turbines)
 - b. Vicinity Map of Project
4. Company's Ability to Relocate
5. Scope of Project
6. Construction Timeline
7. Registration to do Business in Texas
8. Proof of Application Fee

Appendix B: Qualified Property

1. Description of Qualified Property - See Appendix A-1
2. Proposed Improvements - See Appendix A-2
3. Map of Qualified Property - See Appendix A-3
4. Land Information
 - a. Legal Description of Land
 - b. Appraisal Parcel Number
 - c. Owner
 - d. Tax Value of the Land
5. Vicinity Map of Project
6. Reinvestment Zone Map
7. Reinvestment Zone Order (Establishment)
 - a. Order Establishing the Zone
 - b. Guidelines and Criteria of Reinvestment Zone

Appendix C: Request Minimum Job Waiver

1. Number of Jobs Necessary for Industry Standard Operation
2. Minimum Job Waiver Request Form
3. Supporting Letter - FPL (October 2007)
4. Supporting Letter - Cummings Westlake LLC

Appendix D: Conditional Requirements for ‘Qualifying Jobs’

1. TWC- New Jobs Meet Qualifications
2. 2010 Manufacturing Wages – NORTEX Region
3. Quarterly Employment & Wage
4. Rural School District Requirements 313.051
5. Business Development Smart Jobs 481.151

Appendix E: Economic Profile of Archer Co.

1. Basic Assessment-Economic Profile of Archer Co.
- 2 Archer County TWC Narrative Profile 2011

Appendix F: Other Applicable Info

1. Other Applicable Info

Appendix A

Investment

1. Description of Property
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 - a. Detailed Project Layout Map (Turbines)
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7. Registered to do Business in Texas
8. Proof of Application Fee

A1 - Description of all property as defined by tax code 303.021(2)

Per Tax Form 50-296, the following will describe the property and the assets to be placed in service on said property of a project to install and operate a 40 Megawatt industrial wind farm for a minimum of 20 year project life for the purpose of profitably generating electricity for sell. All assets will reside on said property for the duration of the project life.

For purposes of simplification, the below terms described in full, hereafter will fully carry the meaning denoted below but will be referred to in their shorted form.

'Wind Farm': The 40 MW-nameplate capacity industrial wind farm located in Archer County and in the Windthorst-2 Reinvestment Zone. Designation: Windthorst-2 Wind Farm.

'Reinvestment Zone': The reinvestment zone was established by the Commissioners Court of Archer County on July 11, 2011. Zone establishment is in accordance with Tex. Tax Code 312.401.

'Land Property(s)': The designated land tracts leased from land owners by Windthorst-2, LLC and used in the Windthorst-2 wind farm project. This term will also refer to any existing improvements to the land prior to the wind leases and use in the Windthorst-2 project and will be included in this term 'land property'.

'Improvements': The additions of proposed and installed improvements to the land as well as any other personal property to be added to or that resides on the land for the soul use in the operation of the Wind Farm. This term will include new roads, other infrastructure, transmission and the windmills (towers and turbines).

The Windthorst-2 wind farm project is a 40 MW nameplate capacity industrial wind farm located in South-central Archer County and in the Windthorst-2 Reinvestment Zone. The Land Property(s) used for the Wind Farm are leased land comprised entirely of rural farm land.

This project, the Wind Farm, comprised of Land Property(s) and Improvements meets the requirements of Tax Code 313.021(2): Qualified property as denoted below.

- a)
 - i. The land is located in a reinvestment zone created under chapter 312.
 - ii. The new improvements do/did not exist before the date owner applied for a limitation of appraised value under subchapter for code section 313.
 - iii. The project is not subject to any other tax abatements entered into by a school district under chapter 312.
 - iv. The new improvements will at least meet the minimum amount required for the qualifying investment for Section 312.023 of \$10 million, rural, Category III. And a new job creation quantity waiver is being filed to reduce the number of new jobs required based on the industry standards for wind farm operation. The project does and will meet this Category III requirement with the waiver approval.
- b) & c) The new Improvements (including tangible personal property) are not subject to a tax abatement agreement entered into by a school district under Chapter 312. In addition, all new

Improvements (including new equipment) will be placed in service for the first time on this project.

The Land

The Land (Land Property(s)) is described as rural farm land bases about. There are no major structures on the land with the exception of a few houses and barns.

Each piece of leased land used in the Wind Farm project is within the Reinvestment Zone.

- A map of the Reinvestment Zone is included in Appendix B6.
- Documentation on the Reinvestment Zone is presented in Appendix B7.
- The order establishing the Windthorst-2 Reinvestment Zone is in Appendix B7.

Land Legal Descriptions

Detailed Legal Land Descriptions are presented in Appendix B4.

A2 - Proposed Improvement and Personal Property

For this items classification, all turbines will be classified as business personal property. All other assets and structures including towers, roads, transmission equipment and lines will be classified as proposed Improvements and specified as permanent fixtures.

Installation of the above items is scheduled as follows:

Gravel roads to each tower installation location will be built and current roads will be upgraded in the 3 to 6 month period immediately prior to the beginning of turbine installation.

Towers and turbines will be installed during a 4 to 6 month window immediately preceding the testing and Commercial Operation Date of the Wind Farm. At this time, the Commercial Operation Date is set for July of 2014. This date may change due to unforeseen circumstances or delays.

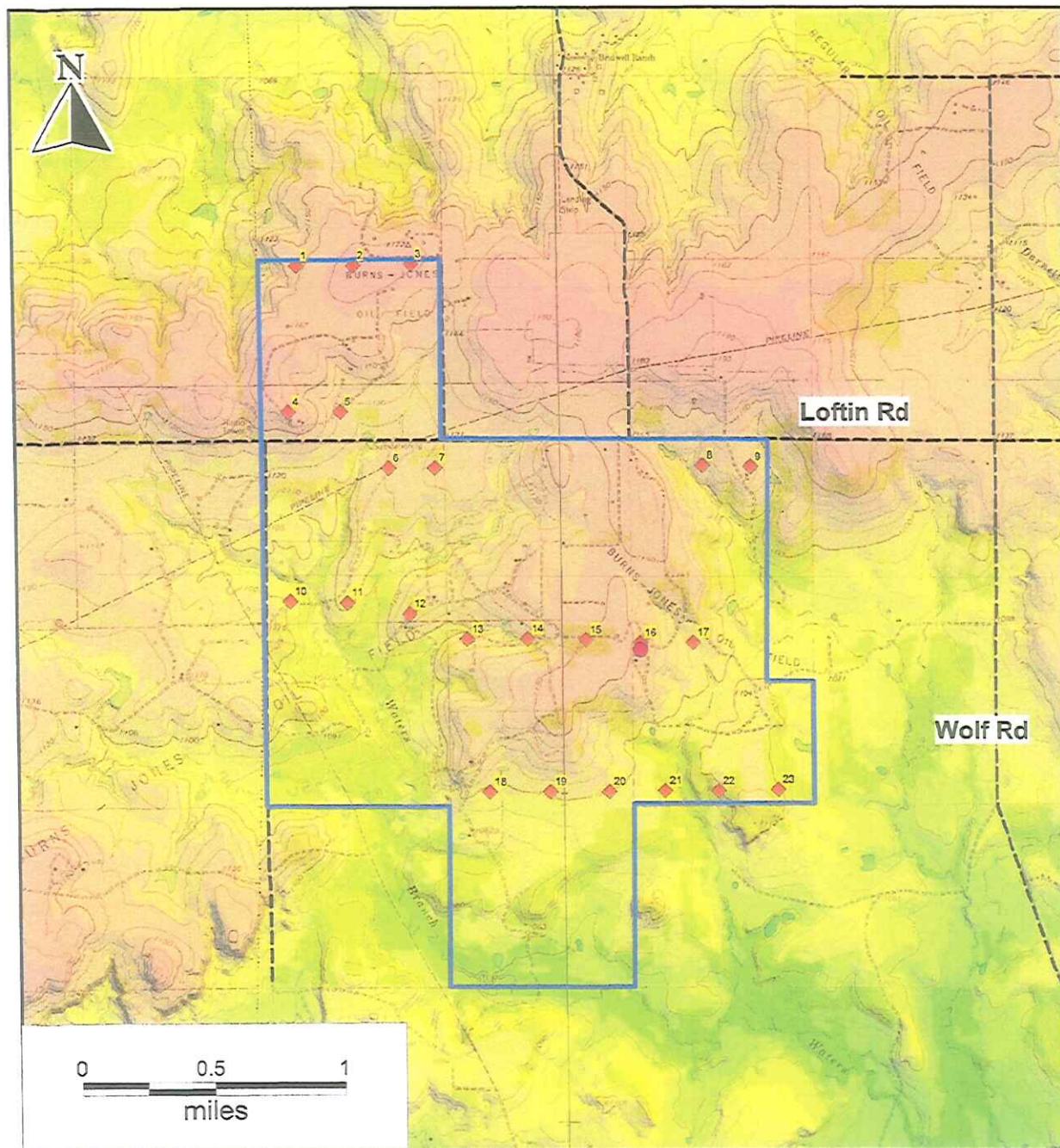
At the actual Commercial Operation Date, all construction will be complete on the Windthorst-2 Project. All turbines will be installed by the end of the qualifying time period, currently set for the end of 2014.

With all turbines installed, the Wind Farm will be rated at 40MW-nameplate and have a market and taxable value of about \$60 million. The project life is expected at 25 years.

The turbines (with towers) will constitute approximately \$48 million of the project value. All other Improvements are estimated at \$12 million in value for a total value of \$60 million. Each asset is defined and timed in Form 50-296 Schedules A, B, and C.

Detailed maps of the actual or proposed location of the land and proposed improvements

Detailed maps of the land, Improvements and Reinvestment Zone are shown in Appendices A and B.



OwnEnergy™

Windthorst 2 Archer County, TX

Date: 7/13/2011

Legend

- Core Project Footprint
- ◆ Preliminary Turbine Array
-> 23- 1.8 MW Turbines
- Met Tower Location
- Roads

NOTE: The turbine array shown in this map is preliminary. All turbine locations may change once onsite wind data is collected, at which point turbines can be micrositied.



OwnEnergy™



Windthorst 2
Archer County, TX

Date: 7/13/2011

Legend

-  Windthorst 2
-  County Boundaries
-  Roads
-  State Boundary
-  Cities

A4 – Company’s Ability to Relocate

The ability of the company to relocate to another state or another region of the state:

Windthorst-2, LLC and its parent companies Own Energy, INC. and Horn Wind, LLC have the ability to be relocated to other wind development areas with Texas and outside of Texas, but the project with its permanent 20+ year life is located only on the assigned property and will create and sustain the jobs denoted in Appendix D.

A5 - Scope of Project

Per Tax Form 50-296 the following will describe in detail the scope of the proposed project including the type and planned use of real and tangible personal property, the nature of the business, and a timeline for construction (also found in Schedule A, B, & C), and any other relevant information.

Shortened terms will be used from formal long descriptions denoted above.

The Project, hereafter referred to as the Wind Farm, will consist of a wind powered electric generating facility to be located entirely within the Windthorst-2 Reinvestment Zone and shall consist of buildings and structures and other improvements, fixed machinery, equipment and process units including one or more electrical substations, underground and overhead electrical distribution and transmission facilities, wind turbine generators, electric transformers, appurtenant electric equipment, communication cables, data collection facilities, meteorological towers, and roads to be installed, added upgraded or used on the Subject Tracts, referred to as the Land Property(s), by or for the owner.

The Project will have a total of operating capacity of approximately 40 megawatts. The Project will include twenty-three (23) 1.8 megawatt wind turbine generators or similar equipment capable of producing the approximate generating capacity referred to above.

The nature of the Windthorst-2 wind project (Wind Farm) and the parent companies, Own Energy, Inc. and Horn Wind, LLC, is to develop, construct and operate industrial level wind farm for the purpose of generating and selling electricity for a profit. This Wind Farm will create permanent jobs for Archer County and Archer City ISD that will be the source of tax dollar generation for the county and school district.

The timing for construction is as follows. Schedules A, B, and C have the best estimate capital investment schedule for the Wind Farm construction and operation. Construction of the Wind Farm is expected to be substantially complete not later than August, 2014. These completion deadlines may be extended to the end of the 2014 year, if necessity requires.

Plans and Specifications, Governmental Requirements and Workmanship: All improvements to the real property which are a part of the Wind Farm and all equipment and personal property installed as a part of the Wind Farm, shall be constructed and installed in accordance with plans and specifications prepared and certified by an engineer or architect licensed within one of the states of the United States of America and in accordance with all regulations of any governmental agency or entity having jurisdiction over any aspect of the construction of the Wind Farm or its operations.

All facilities and equipment related to the Wind Farm shall be located in Archer County. Windthorst-2 agrees to create not less than 3 new permanent jobs in connection with the construction of the Wind Farm; either through direct employment or through employment by contractors or service providers engaged to provide goods or services in connection with the Wind Farm. These new jobs will be located on the Wind Farm site and will not be able to be moved off-site during the lifespan of the Wind Farm.

A6 - Investment - Project Outlay and Timeline

This Investment schedule is our best estimate for the timing and amounts of capital outlays. The tower and housing for the turbine is considered a permanent fixture/structure. The turbines and related equipment is classified as business/tangible personal property. The below values are shown in Millions of Dollars (\$ mil).

\$ Millions	Price per Unit (\$ Mil)	Qty	Permanent Fixture-New Building, Etc	Tangible Personal Property	Timing
Turbines	1.45	23		33.35	Jan 2014 to July 2014
Towers	0.65	23	14.95		Nov 2013 to May 2014
Distribution / Transmission	2.75	All	2.75		Sept 2013 to May 2014
Substation	1.50	All	1.50		Oct 2013 to Aug 2014
Roads/Access	1.50	All	1.50		Aug 2013 to Feb 2014
Erect/Install	5.50	All	5.50		Nov 2013 to July 2014
Misc.	0.50	All	0.50		Jan 2013 to Aug 2014
Leases/Contracts	0.25	All	0.25		Jan 2010 to Aug 2014
			26.95	33.35	

Total Value: \$60.3 Million



Office of the Secretary of State

CERTIFICATE OF FILING
OF

Windthorst-2, LLC
File Number: 801258028

The undersigned, as Secretary of State of Texas, hereby certifies that an Application for Registration for the above named Foreign Limited Liability Company (LLC) to transact business in this State has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing the authority of the entity to transact business in this State from and after the effective date shown below for the purpose or purposes set forth in the application under the name of

Windthorst-2, LLC

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 04/16/2010

Effective: 04/16/2010



A handwritten signature in cursive script, appearing to read "Hope Andrade".

Hope Andrade
Secretary of State

Randel Beaver, Superintendent
Archer City ISD
P.O Box 929, 600 S. Ash
Archer City, TX 76351

August 01, 2011

Jimmy Horn, Representative
Windthorst-2, LLC
45 Main Street, Suite 538
Brooklyn, NY 11201

Dear Mr. Beaver and Archer City ISD School Board:

Windthorst-2, LLC request on behalf of our Windthorst-2 Wind Project acknowledgment with your signature below that Archer City ISD has received the first \$20,000 Application Fee for application for Appraisal Value Limitation - Texas Tax Form 50-296.

Page 5 of Form 50-296 requests proof of Application Fee and the below signature is your acknowledgment that Archer City ISD has received an Application Fee for this process and thus the 'Proof of Application Fee' has been satisfied.

Windthorst-2 Wind Project Definition: The Project will include twenty-five (25) wind turbines to reach the 40MW expected wind farm capacity rating.

Please, consider this request for your acknowledgment that 'Proof of Application Fee' has been completed with your signature below:

Thank you for your time.

Please denote agreement via Signature here:

Sincerely,



Jimmy Horn
Management Representative
Windthorst-2, LLC

Signature: _____
Name: _____
Title: _____

PART III. FEES AND EXPENSES

- 3.1. The fee shall be \$60,000 for the term of the Agreement, inclusive of expenses.
- 3.2. Fees shall be paid as follows:
- 3.2.1. An initial amount of \$20,000 to be paid upon execution of this Contract, but only after receipt of the Company's application fee;
- 3.2.2. A second payment of \$20,000 shall be due upon completion of required school finance analysis, participation agreement and findings-of-fact document; and
- 3.2.3. A third payment of \$20,000 shall be due upon completion of board action on the proposed Value Limitation.
- 3.3. All payments shall be due upon receipt of an invoice.

PART IV. NOTICES AND MAILINGS

Invoices, payments, and other official communications shall be considered delivered if mailed to the following, or to such other address as may be designated, in writing, from time to time:

4.1. If to Consultant:

Mr. Daniel T. Casey, Partner
MOAK, CASEY & ASSOCIATES, INC.
400 W. 15th Street, Suite 1410
Austin, Texas 78701

4.2. If to Client:

Mr. Randel Beaver
Superintendent
ARCHER CITY ISD
600 South Ash Street
P.O. Box 926
Archer City, Texas 76351

DISTRICT:
ARCHER CITY ISD

CONSULTANT:
MOAK, CASEY & ASSOCIATES, INC.

Daniel T. Casey
Partner

Date: _____

Date: _____

www.moakcasey.com

Phone 512-485-7878

400 W. 15th Street*Suite 1410*Austin, TX 78701-1648

Fax 512-485-7888

Proof of payment of filing fee received by the
Comptroller of Public Accounts per TAC Rule
§9.1054 (b)(5)

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

Appendix B

Qualified Property

1. Description of Qualified Property - See Appendix A-1
2. Proposed Improvements - See Appendix A-2
3. Map of Qualified Property - See Appendix A-3
4. Land Information
 - a. Legal Description of Land
 - b. Appraisal Parcel Number
 - c. Owner
 - d. Tax Value of the Land
5. Vicinity Map of Project
6. Reinvestment Zone Map
7. Reinvestment Zone Order (Establishment)
 - a. Order Establishing the Zone
 - b. Guidelines and Criteria for Reinvestment Zone

Appendix B

Appendix B1, B2 & B3: Description the Property and Improvements

B1 - Description of Qualified Property - See Appendix A-1

B2 - Proposed Improvements - See Appendix A-2

B3 - Map of Qualified Property - See Appendix A-3

Appendix B

Appendix B4: Land Legal Information

B4- Land Legal Information

Below is the legal description of the land included within the Windthorst-2 Project Reinvestment Zone. The following page also includes the Legal Description of the Land along with Appraisal Parcel Number, Landowner, Acreage and the Taxable Value of the Land.

Tex. Em. & Land Co. Survey	All of Abstract 460
	All of Abstract 519
	All of Abstracts 521 through 525
	All of Abstract 530
	All of Abstract 532
	All of Abstracts 542 through 544
	All of Abstracts 549 through 551
	All of Abstracts 556 through 557
	All of Abstracts 568 through 570
SA&MG RR Survey	West 320 acres of Abstract 444
T J LANGLEY sub.	East 640 acres of Blocks 1 through 9

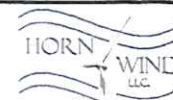
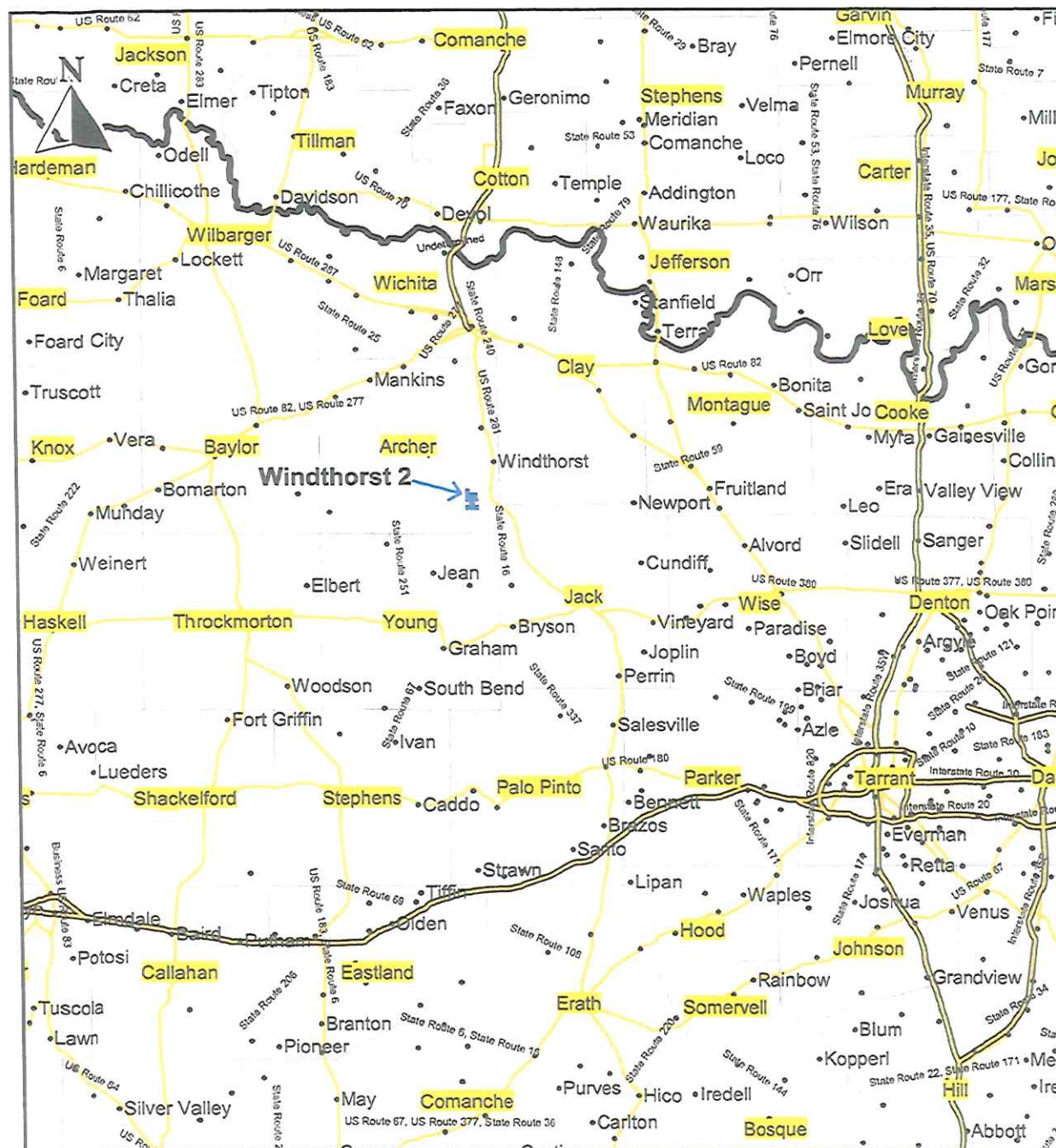
Detailed Land Legal Information

- a. Legal Description of Land
- b. Owner
- c. Acreage
- d. Current Taxable Value
- e. Detailed Map with Vicinity Map is in the Following Attachment

<u>Parcel</u>	<u>Owner</u>	<u>Acreage</u>	<u>Taxable Value</u>
<u>Tex. Em. & Land Co.</u>			
<u>Tex. Em. & Land Co. (cont.)</u>			
A-460	Charlie McMurtry	320	\$23,336
A-519	Don Hornady	80-240	\$5,840-\$17,520
A-521	Don Hornady	160-80-80	\$11,680-\$5,840-\$5,840
A-522	Don Hornady	40-140-70-70	\$2,920-\$10,220-\$5,110-\$5,110
A-523	Amaco Pipeline	10	\$5,000
	*Jeff McCaskill	310	\$22,630
A-524	*R & R Koetter	320	\$51,880
A-525	Jewel Bolton	60	\$4,380
	*Jack Loftin	158	\$11,530
	*Jack Loftin (Home)	2	\$11,480
	*Gary Smith	60	\$4,380
	Jerry Bolton	13.334	\$970
	*Gary Smith	13.333	\$970
	*S A Smith	13.333	\$970
A-530	ATC Tower	7.2	\$2,860
	Charles Schroeder	310	\$22,630
A-532	Don Hornady	270-50	\$19,710-\$3,650
A-542	York Estate	213.334	\$15,570
	York Estate	106.666	\$7,790
A-543	Don Hornady	320	\$23,360
A-544	Wayne French	320	\$23,360
A-549	Max Martin	320	\$23,360
A-550	*Brad Berend	160	\$11,680
	*Shane Berend	160	\$11,680
A-551	*Brad Berend	80	\$5,840
	*Shane Berend	80	\$5,840
	*Edward Wolf	160	\$11,680

A-556	Jewel Bolton	10.688	\$780
	*Jack Loftin	291.67	\$21,290
	*Gary Smith	10.688	\$780
	Jerry Bolton	2.377	\$170
	*Gary Smith	2.374	\$170
	*Gary Smith	2.374	\$170
A-557	Charlie McMurtry	320	\$23,360
A-568	Charles Schroeder	320	\$23,360
A-569	Bruce Wittenton	320	\$23,360
A-570	Charles Schroeder	160	\$11,680
A-570	Charles Schroeder	160	\$11,680
SA7MG RR CO	Max Mattin	320	\$23,360
T J LONGLEY sub.	Don Hornady	320-320	\$23,360-\$23,360

* Land with an asterisk is land that is under wind lease with Windthorst-2, LLC. The remaining land in the above table without asterisks is land in the reinvestment zone that is not under lease yet, but is being pursued to expand this project above 40MWs.




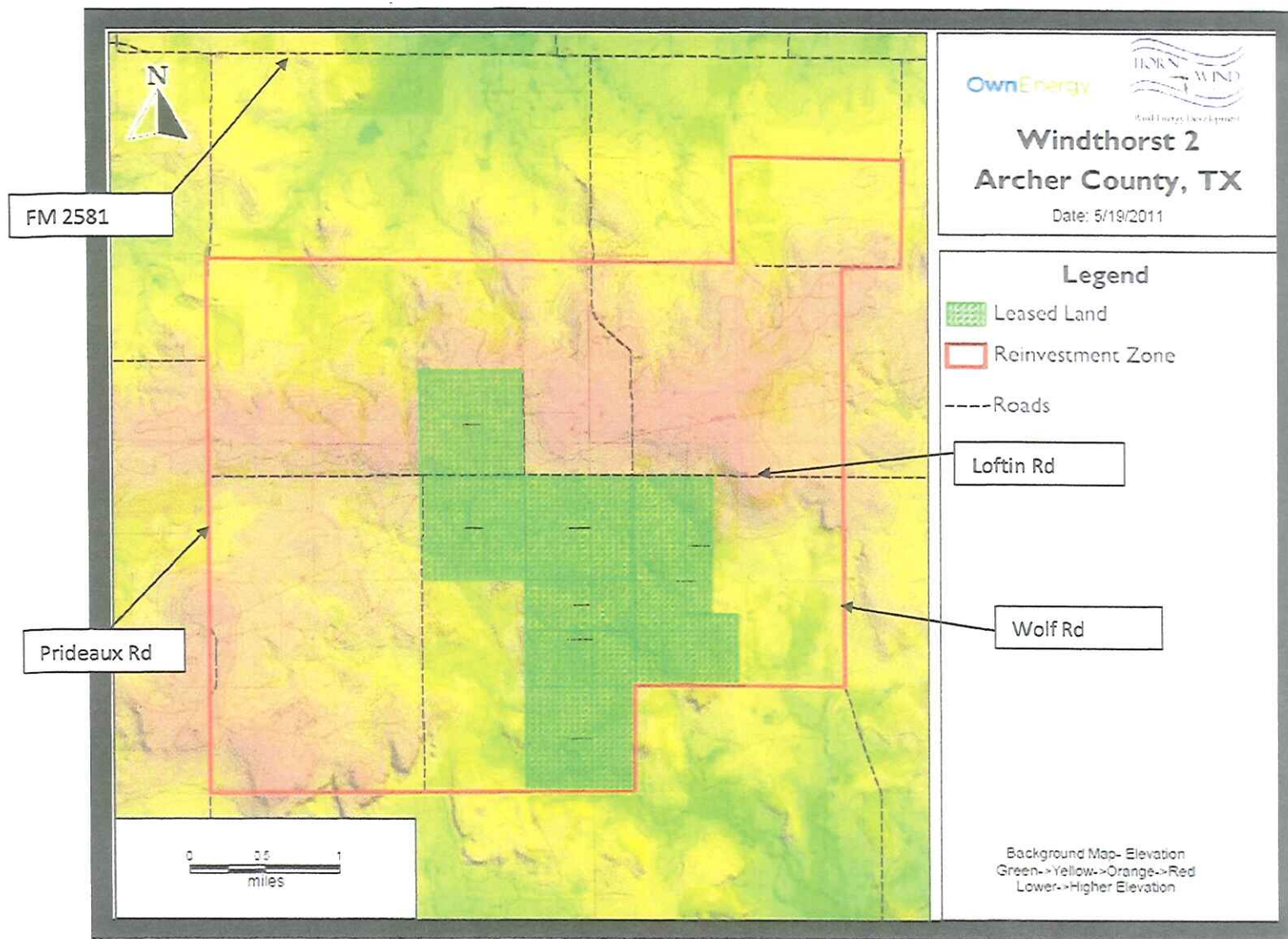
Wind Energy Developer

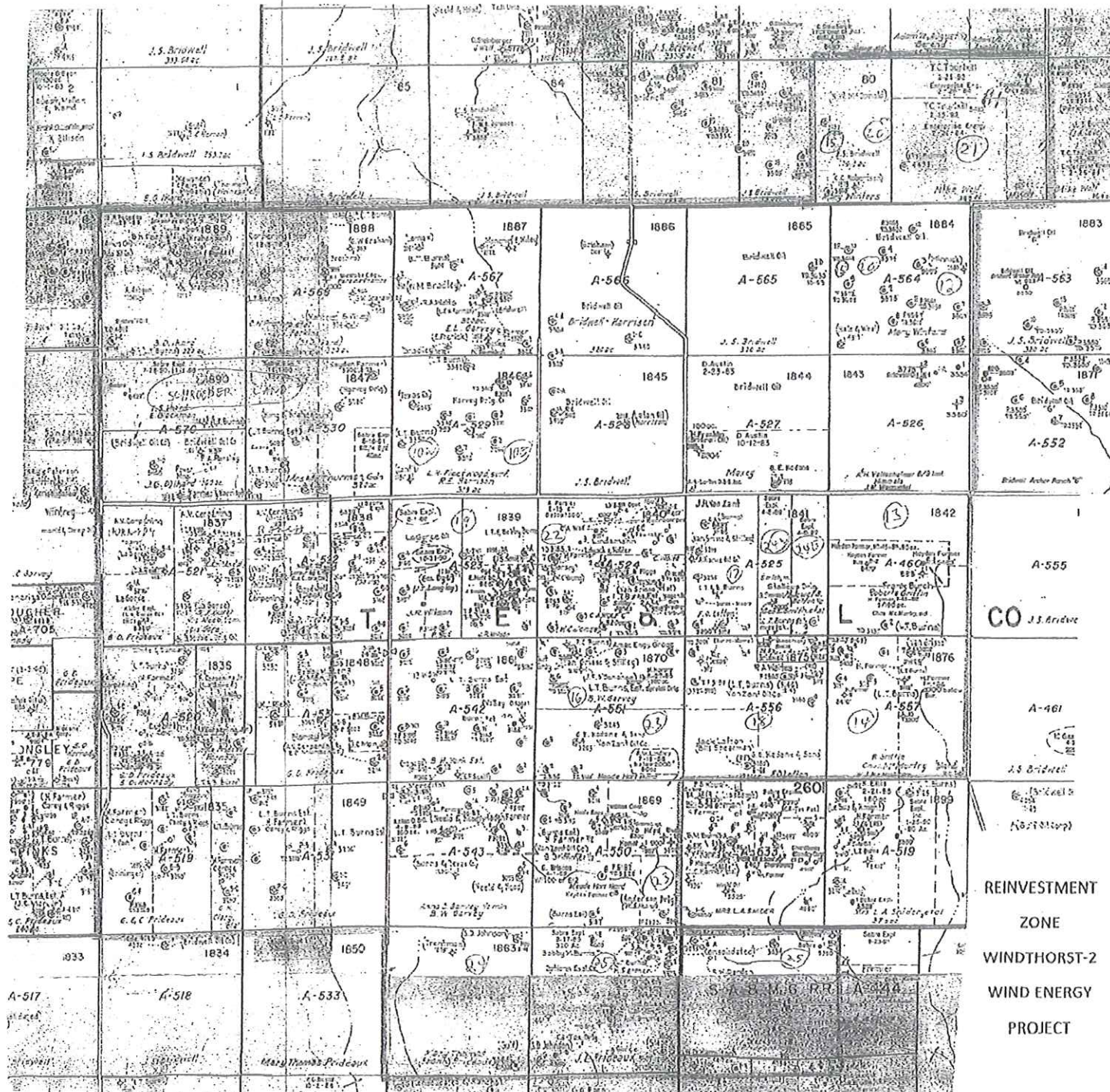
Windthorst 2
Archer County, TX

Date: 7/13/2011

Legend

-  Windthorst 2
-  County Boundaries
-  Roads
-  State Boundary
-  Cities





REINVESTMENT
ZONE
WINDTHORST-2
WIND ENERGY
PROJECT

**ORDER DESIGNATING THE WINDTHORST 2
REINVESTMENT ZONE**

July 11, 2011

AN ORDER OF THE COMMISSIONERS COURT OF ARCHER COUNTY, TEXAS
MAKING CERTAIN FINDINGS OF FACT AND DESIGNATING THE WINDTHORST 2
REINVESTMENT ZONE.

WHEREAS, on October 5, 2007 the Commissioners Court of Archer County, Texas (sometimes hereinafter referred to as the "Commissioners Court") adopted a resolution or order electing to participate in tax abatement and initially adopted guidelines and criteria for any tax abatement that is granted by the Commissioners Court; and

WHEREAS, on December 27, 2010, the Commissioners Court readopted guidelines and criteria for tax abatement; and

WHEREAS, the Commissioners Court scheduled a public hearing on the advisability of designating the tracts of land described below (hereinafter the "Subject Lands") as a reinvestment zone pursuant to TEX. TAX CODE §312.401 to be held beginning at 9:45 a.m. on Monday, July 11, 2011 in the Commissioners Courtroom located at the Archer County Annex, 112 E. Walnut, Archer City, Texas; and

WHEREAS, the Subject Lands are more particularly described as follows:

All of the following T.E.&L Co. Surveys located in Archer County, Texas: No. 1835, Abstract No. 519; No. 1836, Abstract No. 520; No. 1837, Abstract No. 521; No. 1838, Abstract No. 522; No. 1839, Abstract No. 523; No. 1840, Abstract No. 524; No. 1841, Abstract No. 525; No. 1842, Abstract No. 460; No. 1843, Abstract No. 526; No. 1844, Abstract No. 527; No. 1845, Abstract No. 528; No. 1846, Abstract No. 529; No. 1847, Abstract No. 530; No. 1848, Abstract No. 531; No. 1849, Abstract No. 532; No. 1861, Abstract No. 542; No. 1862, Abstract No. 543; No. 1863, Abstract No. 544; No. 1868, Abstract No. 549; No. 1869, Abstract No. 550; No. 1870, Abstract No. 551; No. 1875, Abstract No. 556; No. 1876, Abstract No. 557; No. 1884, Abstract No. 564; No. 1885, Abstract No. 565; No. 1886, Abstract No. 566; No. 1887, Abstract No. 567; No. 1888, Abstract No. 568; No. 1889, Abstract No. 569; No. 1890, Abstract No. 570; all of Section 77, Block 4, Clark & Plumb Survey, Archer County, Texas; the East one-half of Section 80, Block 4, Clark & Plumb Survey in Archer County, Texas and the Northwest 320 acres of the S.A.&M.G. RR Survey, Abstract 444, Archer County, Texas; and

WHEREAS, notice of said public hearing was published in the Archer County News, a newspaper of general circulation in the area where the Subject Lands are located, as shown by the publisher's affidavit and clipping from said newspaper which is attached to this order as Exhibit A; and

WHEREAS, the date on which the foregoing notice was published in the Archer County News was not later than the seventh day before July 11, 1011; and

WHEREAS, notice of the public hearing was also delivered in writing to the President of the Board of Trustees of the Archer City Independent School District and to the President of the Board of Trustees of the Windthorst Independent School District, as shown by the notices and receipts which are attached hereto as Exhibits B and C, respectively; and

WHEREAS, the two individuals to whom notice of the written notice of public hearing was given are the presiding officers, respectively, of the Archer City Independent School District and the Windthorst Independent School District; and

WHEREAS, the Archer City Independent School District and the Windthorst Independent School District are the only taxing units, other than Archer County, that include the Subject Lands in their boundaries; and

WHEREAS, the Subject Lands are not in the taxing jurisdiction of a municipality; and

WHEREAS, based upon the information available to it, including information presented at the public hearing referred to above and at prior meetings of the Commissioners Court, the Commissioners Court has determined, and hereby finds and concludes:

(1) that the erection of wind powered electric generating facilities on the Subject Lands is feasible and practical and would be a benefit to the Subject Lands and to Archer County, Texas during the course of, and after the expiration of, a tax abatement agreement entered by Archer County, Texas pursuant to Chapter 312 of the Texas Tax Code;

(2) that the designation of the Subject Lands as a reinvestment zone will attract major investment in the zone that will be a benefit to the Subject Lands and will contribute to the economic development of Archer County, Texas;

(3) that the designation of the Subject Lands as a reinvestment zone is consistent with the tax abatement guidelines and criteria adopted by the Commissioners Court on December 27, 2010;

(4) that this order was approved by a majority of the Commissioners Court at a meeting held on July 11, 2011 which was open to the public, was preceded by proper notice, as required by Chapter 551 of the Texas Government Code (the Open Meetings Act) and other applicable law, and at which a quorum of the members of the Commissioners Court were present;

(5) that the action of the Commissioners Court in approving this order followed the public hearing on the advisability of designating the Subject Lands as a reinvestment zone

referred to above at which all persons desiring to speak on the subject were allowed to do so;

(6) that all recitals set forth above are hereby adopted as additional findings of fact and conclusions of law by the Commissioners Court; and

(7) that the following orders should be entered:

IT IS ORDERED, BY THE COMMISSIONER'S COURT OF ARCHER COUNTY, TEXAS:

1. That the Subject Lands located in Archer County, Texas be, and such tracts hereby are, designated as the Windthorst 2 Reinvestment Zone and are hereby declared eligible for property tax abatement as authorized by the tax abatement guidelines and criteria heretofore adopted by the Commissioner's Court on December 27, 2010.


2. That the foregoing designation shall be effective for a period of five years from the date of this order; provided that such designation may be renewed by appropriate action of the Commissioners Court at a future date.

PASSED AND APPROVED on the 11th day of July, 2011.






Karen Winter, County Clerk


Gary Beesinger, County Judge


Richard Shelley,
Commissioner, Precinct 1


Darin Wolf,
Commissioner, Precinct 2


Pat Martin, III,
Commissioner, Precinct 3



Darryl Lightfoot,
Commissioner, Precinct 4

The State of Texas

County of Archer

th Central Texas -- Created 1856 -- Organized 1880

ARCHER COUNTY, TEXAS TAX REINVESTMENT ZONE GUIDELINES & CRITERIA

1. The Archer County Commissioner's Court shall have the right, granted under Texas Statutes to approve or disapprove the creation of any recommended Tax Reinvestment Zone.
2. The Tax Reinvestment Zone must be reasonably likely to contribute to the retention or expansion of primary employment or attract major capital investment that will benefit the County's economic development.
3. The Tax Reinvestment Zone authorization granted by the Commissioner's Court must meet all criteria established by the authorizing legislation.
4. The Tax Reinvestment Zone must not require extraordinary capital improvement financing by the County.
5. The Tax Reinvestment Zone applicant must have a successful business operating history of at least one year in the community or municipal references establishing successful operations or capital investor (s) with established record (s) of successful business operations.
6. In order to receive tax abatement consideration, The Tax Reinvestment Zone applicant must initially employ a minimum of four (4) employees.
7. The Tax Reinvestment Zone applicant must have a secondary impact on the local economy, through the use of local contractors, or utilization of retail or service related businesses.
8. Designation and creation of a Tax Reinvestment Zone shall not exceed the maximum period allowed by law of ten years.
9. Designation of a Tax Reinvestment Zone will allow for an abatement of taxes on property improvements in the Tax Reinvestment Zone for not less than ten, nor more than one hundred percent.
10. The Commissioner's Court reserves the right to negotiate any other provisions for the creation of a Tax Reinvestment Zone with an individual applicant allowed by law.

MODIFIED AND APPROVED THIS THE 13TH DAY OF NOVEMBER, 2007, BY THE COMMISSIONERS COURT OF ARCHER COUNTY, TEXAS.

Gary W. Boesinger
COUNTY JUDGE

Darin Holf
COMMISSIONER, PRECINCT #2

Mark W. Galt
COMMISSIONER, PRECINCT #1

Commissioner
COMMISSIONER, PRECINCT #3

Attest: Kare Wink
COUNTY CLERK

Darin Holf
COMMISSIONER, PRECINCT #4

Appendix C

Request Minimum Job Waiver

1. Number of Jobs Necessary for Industry Standard Operation
2. Minimum Job Waiver Request Form
3. Supporting Letter - FPL Energy (October 2007)
4. Supporting Letter - Cummings Westlake LLC

Appendix C

Appendix C1: New Job Creation and Limitations

Summary: This appendix specifies the standards number of jobs required to operate an industrial wind farm based on the number of turbines installed. It will be used as a basis for the request for a governing body waiver for the minimum job creation amount.

The Windthorst-2 wind project specifications are as follows:

40 megawatt-nameplate.

This will include 23 1.8 megawatt wind turbines, depending upon turbine size to reach the 40 megawatt maximum capacity rating. The following jobs will be created as full time positions and will continue throughout the full 20+ years of the project life. Some overlapping of duties may occur, but a minimum of 3 jobs will always exist during the projects life.

Windthorst-2 wind farm salaries starting Yr 2014

	<u>Position</u>	<u>Salary</u>	<u>Industry Standard</u>
2 Jobs	Turbine/Plant Technicians	\$41,968/yr (\$807/wk)	\$27K to \$40K w/exp
1 job	Site Manager	>\$41,968	>\$40K

Total jobs created with at least 80% meeting the 110% wage rate requirement will be created. In addition, a number of temporary jobs will exist during the initial construction period.

The above positions are based on the industry standard of 1 maintenance/plant technician for every 15 wind turbines plus a Site Manager.

For this Appraisal Value Limitation Form 50-296, the **Windthorst-2 project is applying for a Minimum Job Waiver based on the industry standard job creation number.** Three permanent jobs are needed to operate the 40 megawatt wind farm, which is less than the 10 jobs for rural school districts requirements.

Randel Beaver, Superintendent
Archer City ISD
P.O Box 929, 600 S. Ash
Archer City, TX 76351

August 01, 2011

Jimmy Horn, Representative
Windthorst-2, LLC
45 Main Street, Suite 538
Brooklyn, NY 11201

Dear Mr. Beaver and Archer City ISD School Board:

Windthorst-2, LLC request on behalf of the Windthorst-2 project a waiver for the minimum jobs creation requirement as provided under Tax Code 313.0025 for our Application for Appraisal Value Limitation-Texas Tax Form 50-296.

Page 9 of Form 50-296 allows for the submission of a minimum jobs waiver request. Industry standards show the need for only 3 jobs for the wind project of 40 Megawatts. This standard is documented on the attached letter from FPL and Cummings, wind industry leaders, in Appendices C3 & C4. The Windthorst-2 project job breakdown is outlined below.

Project: 40MW-nameplate (23 turbines)

Positions

2 Jobs Turbine/Plant Technicians
1 Job Site Manager

The project will include 23 wind turbines to reach the 40MW capacity rating. The jobs will be created as full time positions and will continue through the full project life. The above positions are based on the industry standard of 1 Turbine/Plant Technician for every 15 wind turbines plus a Site Manager.

Please, consider this request for your governing body to waive the minimum job creation requirement for the Windthorst-2 project's Application for Appraisal Value Limitation.

Thank you for your time.

Please denote decision to accept or decline below.

Sincerely,



Jimmy Horn
Management Representative
Windthorst-2, LLC

Signature: _____
Name: _____
Title: _____

Decision: _____



FPL Energy

October 22, 2007

VIA E-MAIL

Amalia Hanley
O'HANLON, McCOLLOM & DEMERATH
Attorneys-at-law
808 West Ave.
Austin, Texas 78701

Dear Mali,

Included in our Applications for Appraised Value Limitation on Qualified Property, Texas Form HB-1200, for Coyote Wind, LLC ("Coyote") and Wolf Ridge Wind, LLC ("Wolf") was a statement in Step 5: Economic Impact, Question 3 - Estimate the average weekly wage rate for qualifying jobholders that declared Coyote and Wolf's average weekly wage rate was "Greater than 110% of the average weekly manufacturing wages." This statement was included because the weekly wages for both Coyote and Wolf are estimated to be greater than the Texas Tax Code, Chapter 313 requirement of wages greater than 110% of the county average weekly wage for manufacturing jobs in the county where the jobs are located.

At the time of completion of Form HB-1200, Coyote and Wolf had obsolete information as to the current average weekly wage for both Borden County (Coyote) and Cooke County (Wolf). Therefore, the statement was added so that the applications would not be rejected on account of the obsolete number that would have been included on the Form.

As to the number of qualifying full-time jobs, wind farm projects typically involve a considerable number of part-time jobs during the construction phase. Once construction is complete, a lesser number of highly-skilled technicians are required for the long-term operation of the wind farm. Coyote and Wolf typically estimate, that after completion of construction of the wind farm, approximately one full-time skilled technician may support approximately fifteen turbines.

In addition to the technicians discussed above, other project related full-time employees include a site leader, a plant technician, and a high voltage technician.

Note that these are only estimates and these figures may vary based on location, site conditions, the size of the turbines and the size of the wind farm, and manufacturer service and support levels.

Please contact me if you have any additional questions with respect to the applications for Coyote and Wolf.

Best regards,

Kevin O'Steen, CPA

CUMMINGS WESTLAKE LLC

12837 Louetta Road, Suite 201 Cypress, Texas 77429-3611 713-266-4456 713-266-2333 (Fax)

October 31, 2007

Mr. Travis James
Texas Perspectives
1310 S. 1st Street, Suite 105
Austin, TX 78704

Re: Wind Project Job Creation - Wildhorse Mountain Wind, LLC

Dear Mr. James:

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 turbine selected and the support and technical assistance 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.

If you have questions, would you please contact me at 713-266-4456, extension 1 or by email at dcummings@cwle.net?

Sincerely,



D. Dale Cummings

Appendix D

Conditional Requirements for ‘Qualifying Jobs’ 80% meet ‘Qualifying Jobs’

1. TWC - New Jobs Meet Qualifications
2. 2010 Manufacturing Wages – NORTEX Region
3. Quarterly Employment & Wages
 - a. 2010 Archer County - All Industries
 - b. 2010 Archer County - Manufacturing
4. Rural School District Requirements 313.051
5. Business Development Smart Jobs 481.151

Appendix D1: - Condition Requirements for 'Qualifying Jobs'.

Texas Work Force - New jobs meet qualification

Summary: This appendix is information about and the meeting of qualifications for the 'Qualifying Jobs' requirement on Form 50-296, page 9 & 10.

To meet specification for 'Qualifying Jobs', the below requirements must be met:

(X) "Qualifying job" means a permanent full-time job that:

- (A) requires at least 1,600 hours of work a year;
- (B) is not transferred from one area in this state to another area in this state;
- (C) is not created to replace a previous employee;
- (D) is covered by a **group health benefit plan** (as defined by Section 481.151, Government Code) for which the business offers to pay at least 80 percent of the premiums or other charges assessed for employee-only coverage under the plan, regardless of whether an employee may voluntarily waive the coverage; and
- (E) **pays at least 110 percent of the county average weekly wage for manufacturing jobs** in the county where the job is located per Tax Code Section 313.051 (b).

(Ref: Tax Code Section 313.021)

Requirements A, B & C:

The 40MW wind farm will create at least 3 full-time jobs. At least 80% of these jobs will meet the qualifications of 'Qualifying Jobs'. The project is a permanent fixture with a 20 year expected life. The required number and specifications for these wind project jobs are detailed in Appendix C1: Number of jobs necessary for industry. Also, Appendix C2: Minimum Job Waiver and the following two support letters in Appendices C3 and C4 document industry operating standards from wind industry leaders.

All of the newly created jobs will be full-time (at least 1600 hours) and will have been created in the area. None of these new jobs will be created to replace previous employees. No jobs will be transferred in from other areas of the state.

Requirements D & E: Group Health Benefits Plan and Wage Requirement

Government Code 481.151 specifies the requirements to meet a 'Qualifying Job'.

Specifications from Gov Code 481.151:

(Item 6) "Group Health Benefit Plan" means:

- (A) a health plan provided by a health maintenance organization established under the Texas Health Maintenance Organization Act (Chapter 20A, Vernon's Texas Insurance Code);
- (B) a health benefit plan approved by the commissioner of insurance; or

(C) a self-funded or self-insured employee welfare benefit plan that provides health benefits and is established in accordance with the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.), as amended.

(Item 17) "Qualified job" means a job for which an application has been submitted and that:

(A) pays at least 100 percent of the county average weekly wage; and

(B) is covered by a group health benefit plan for which the business offers to pay at least 50 percent of the premiums or other charges assessed for employee-only coverage under the plan, regardless of whether an employee may voluntarily waive the coverage.

(Ref: Gov Code, 481.151, item 6 & 17)

Tax Form 50-296 (Ref: Tax Code Section 313.021) is more stringent than Gov Code 481.151 but both requirements are met as defined below.

Requirement D, Health Benefits Plan, will be fulfilled as specified in Form 50-296, Page 10.

Requirement E, the 110 percent of Manufacturing Job Wage Rate requirements is fulfilled as specified per Form 50-296, Page 10. The 2010 Archer County and NORTEX RPC wage rates are detailed below and on the following attachments. The 2010 1st, 2nd, 3rd and 4th Qtr Wage results from these attachments are shown below:

NORTEX RPC Average weekly wage (Manufacturing): \$711/week
 $\$734/\text{weekly} \times 52 = \$38,153$ $\$38,153 \times 110\% = \$41,968$

Clay County Average weekly wage (Manufacturing): \$558/week
 $\$607/\text{week} \times 52 = \$31,564$ $\$31,564 \times 110\% = \$34,720$

Clay County Average weekly wage (All Industries): \$575/week
 $\$694/\text{week} \times 52 = \$36,088$ $\$36,088 \times 110\% = \$39,697$

	<u>Position</u>	<u>Salary</u>	<u>Industry Standard</u>
2 jobs	Turbine/Plant Technicians	<u>\$41,968/yr (\$807/wk)</u>	\$27K to \$40K with/exp
1 job	Site Manager	\$41,968/yr	> 40K

As shown here, a total of 3 jobs will be created with at least 80% meeting the 110% wage rate requirement and fulfilling the Health Benefit Plan requirement.

Quarterly Employment and Wages (QCEW) Attached
2010 Manufacturing Wages – NORTEX Region Attached

Employee Benefits

- Medical Coverage - Preferred Provider Organization ("PPO") and Exclusive Provider Organization ("EPO") Plans
- Dental Plan
- Vision Plan
- Prescription Drug Benefits
- Flexible Spending Accounts ("FSA's")
- Life Insurance
- Disability Plans
- Paid Holidays
- Paid Vacation
- 401(k) Retirement Savings Plan
- Retiree Medical Benefit Plan

2010 Manufacturing Wages by Council of Government Region
Wages for All Occupations

COG	Wages	
	Hourly	Annual
Texas		
1. Panhandle Regional Planning Commission	\$18.60	\$38,683
2. South Plains Association of Governments	\$16.21	\$33,717
3. NORTEX Regional Planning Commission	\$18.34	\$38,153
4. North Central Texas Council of Governments	\$23.45	\$48,777
5. Ark-Tex Council of Governments	\$15.49	\$32,224
6. East Texas Council of Governments	\$17.63	\$36,672
7. West Central Texas Council of Governments	\$17.48	\$36,352
8. Rio Grande Council of Governments	\$15.71	\$32,683
9. Permian Basin Regional Planning Commission	\$19.90	\$41,398
10. Concho Valley Council of Governments	\$15.33	\$31,891
11. Heart of Texas Council of Governments	\$17.91	\$37,257
12. Capital Area Council of Governments	\$25.37	\$52,778
13. Brazos Valley Council of Governments	\$15.24	\$31,705
14. Deep East Texas Council of Governments	\$15.71	\$32,682
15. South East Texas Regional Planning Commission	\$27.56	\$57,333
16. Houston-Galveston Area Council	\$24.52	\$51,002
17. Golden Crescent Regional Planning Commission	\$20.07	\$41,738
18. Alamo Area Council of Governments	\$17.28	\$35,952
19. South Texas Development Council	\$13.27	\$27,601
20. Coastal Bend Council of Governments	\$21.55	\$44,822
21. Lower Rio Grande Valley Development Council	\$14.35	\$29,846
22. Texoma Council of Governments	\$18.10	\$37,651
23. Central Texas Council of Governments	\$17.21	\$35,788
24. Middle Rio Grande Development Council	\$13.21	\$27,471

Source: Texas Occupational Employment and Wages

Data published: June 2011

Data published annually, next update will be June 2012.

Note: Data is not supported by the Bureau of Labor Statistics (BLS).

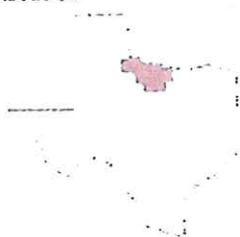
Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.



*Nortex
Regional
Planning
Commission*

About Us



Nortex Regional Planning Commission (NRPC) is a region-wide voluntary association of local governments. Its service area is 9,461 square miles and contains approximately 224,336 people. NRPC's mission is to serve its members as the instrument of local government cooperation and coordination for the purpose of improving the health, safety, and general welfare of their citizens. NRPC is the entity through which local governments consider issues and cooperate in addressing area wide problems. NRPC is governed by an Executive Committee comprised of local elected officials, representing member government bodies within the region.

History of COG

Nortex Regional Planning Commission (NRPC) was formed January 27, 1966, under the authority provided by Article 1011m, V.A.C.S., of the 59th Texas Legislature, authorizing counties, cities, and political subdivisions of the State of Texas to establish regional planning commissions. The counties of Archer, Clay, and Wichita established Nortex in 1966. Since its inception, NRPC has worked well in conjunction with local as well as state and federal governments. Past initiatives have been in the area of emergency medical services, alcohol abuse, maternal infant healthcare, and housing. Current programs have afforded NRPC the responsibility of implementing regional programs addressing aging, employment, 9-1-1 emergency services, solid waste, community development, etc. Since the 1980's NRPC has the instrument for reviewing grant applications that originate in the Nortex region. This insures that projects awarded with federal and/or state dollars are consistent with local and area wide plans. This review process promotes an efficient use of taxpayer's dollars.

Functions

The general purpose of Nortex Regional Planning Commission (NRPC) is to plan for the unified, far-reaching development of the North Texas region, eliminate duplication of services, and promote economy and efficiency through coordination. Regional services include: Providing technical assistance to local member governments in economic development, community development, demographics, planning, grant applications, and other areas. Administering federal or state programs that benefit from regional cooperation such as economic development, 9-1-1 emergency service, criminal justice, and drug enforcement, community development, solid waste, employment and training, and services to the elderly. Coordinating federal, state, and local projects or issues that cross the boundaries of individual governments.

Quarterly Employment and Wages (QCEW)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2010	1st Qtr	Archer County	Private	00	0	10	Total, All Industries	\$551
2010	2nd Qtr	Archer County	Private	00	0	10	Total, All Industries	\$610
2010	3rd Qtr	Archer County	Private	00	0	10	Total, All Industries	\$607
2010	4th Qtr	Archer County	Private	00	0	10	Total, All Industries	\$660

$$2428/4 = 607 * 52 \text{ weeks} = 31,564 \times 110\% = 34,720.40$$

Quarterly Employment and Wages (QCEW)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2010	1st Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$520
2010	2nd Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$1,159
2010	3rd Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$542
2010	4th Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$557

$$2778/4 = 694.50 * 52 \text{ weeks} = 36,114 \times 110\% = 39,725.40$$

2010 Manufacturing Wages by COG

$$38,153 / 52 \text{ weeks} = 734 \times 110\% = 807$$

SUBCHAPTER C. LIMITATION ON APPRAISED VALUE OF PROPERTY IN CERTAIN
RURAL SCHOOL DISTRICTS

For expiration of this subchapter, see Sec. 313.007

§ 313.051. APPLICABILITY.

Text of section effective January 1, 2008

(a) This subchapter applies only to a school district that has territory in:

(1) a strategic investment area, as defined by Section 171.721; or

(2) a county:

(A) that has a population of less than 50,000;

and

(B) in which, from 1990 to 2000, according to the federal decennial census, the population:

(i) remained the same;

(ii) decreased; or

(iii) increased, but at a rate of not more than three percent per annum.

(a-1) Notwithstanding Subsection (a), if on January 1, 2002, this subchapter applied to a school district in whose territory is located a federal nuclear facility, this subchapter continues to apply to the school district regardless of whether the school district ceased or ceases to be described by Subsection (a) after that date.

(b) The governing body of a school district to which this subchapter applies may enter into an agreement in the same manner as a school district to which Subchapter B applies may do so under Subchapter B, subject to Sections 313.052-313.054. Except as otherwise provided by this subchapter, the provisions of Subchapter B apply to a school district to which this subchapter applies. For purposes of this subchapter, a property owner is required to create only at least 10 new jobs on the owner's qualified property. At least 80 percent of all the new jobs created must be qualifying jobs as defined by Section 313.021(3), except that, for a school district described by Subsection (a)(2), each qualifying job must pay at least 110 percent of the average weekly wage for manufacturing jobs in the region designated for the regional planning commission, council of governments, or similar regional planning agency created under Chapter 391, Local Government Code, in which the district is located.

Added by Acts 2001, 77th Leg., ch. 1505, § 1, eff. Jan. 1, 2002.

Amended by Acts 2006, 79th Leg., 3rd C.S., ch. 1, § 16(e), eff. Jan. 1, 2008.

Acts 2009, 81st Leg., R.S., Ch. 1186, Sec. 11, eff. June 19, 2009.

SUBCHAPTER J. BUSINESS DEVELOPMENT?SMART JOBS FUND PROGRAM

7481.151. Definitions

Text of section effective until December 31, 2001

In this subchapter:

(1) "County average weekly wage" means the average weekly wage paid by all employers in a county that are covered by unemployment compensation insurance, as determined by the Texas Workforce Commission for the most recent period for which data is available.

(2) "Employee" means an individual who performs services for another under a contract of hire, whether express or implied, or oral or written.

(3) "Employer" means a person that employs one or more employees.

(4) "Executive director" means the executive director of the department.

(5) "Existing employer" means an employer that:

(A) has been liable to pay contributions under Subtitle A, Title 4, Labor Code, for more than one year;

(B) has employees; and

(C) is in compliance with the reporting and payment requirements of Subtitle A, Title 4, Labor Code, as determined by the Texas Workforce Commission.

(6) "Group health benefit plan" means:

(A) a health plan provided by a health maintenance organization established under the Texas Health Maintenance Organization Act (Chapter 20A, Vernon's Texas Insurance Code);

(B) a health benefit plan approved by the commissioner of insurance; or

(C) a self-funded or self-insured employee welfare benefit plan that provides health benefits and is established in accordance with the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.), as amended.

(7) "In-kind contribution" means a noncash contribution of goods and services provided by an employer as all or part of the employer's matching share of a grant or project.

(8) "Job" means employment on a basis customarily considered full-time for the applicable occupation and industry.

(9) "Large business" means a business entity that employs at least 500 employees.

(10) "Medium business" means a business entity that employs more than 99 but fewer than 500 employees.

(11) "Micro-business" means a business entity that employs not more than 20 employees.

(12) "Minority employer" means a business entity at least 51 percent of which is owned by minority group members or, in the case of a corporation, at least 51 percent of the shares of which are owned by minority group members and that:

(A) is managed and, in daily operations, is controlled by minority group members; and

(B) is a domestic business entity with a home or branch office located in this state and is not a branch or subsidiary of a foreign corporation or other foreign business entity.

(13) "Minority group members" include:

(A) African-Americans;

(B) American Indians;

(C) Asian-Americans;

(D) Mexican-Americans and other Americans of Hispanic origin; and

(E) women.

(14) "Program" means the smart jobs fund program created under this subchapter.

(15) "Project" means a specific employment training project developed and implemented under this subchapter.

(16) "Provider" means a person that provides employment-related training. The term includes employers, employer associations, labor organizations, community-based organizations, training consultants, public and private schools, technical institutes, junior or community colleges, senior colleges, universities, and proprietary schools, as defined by Section 132.001, Education Code.

(17) "Qualified job" means a job for which an application has been submitted and that:

(X)(A) pays at least 100 percent of the county average weekly wage; and

(X)(B) is covered by a group health benefit plan for which the business offers to pay at least 50 percent of the premiums or other charges assessed for employee-only coverage under the plan, regardless of whether an employee may voluntarily waive the coverage.

(18) "Small business" means a business entity that employs more than 20 but fewer than 100 employees.

(19) "Trainee" means a participant in a project funded under this subchapter.

(20) "Wages" means all forms of compensation or remuneration, excluding benefits, payable for a specific period to an employee for personal services rendered by that employee.

Added by Acts 1993, 73rd Leg., ch. 1, § 2.01, eff. Sept. 1, 1993. Amended by Acts 1995, 74th Leg., ch. 260, § 29, eff. May 30, 1995; Acts 1997, 75th Leg., ch. 1041, § 35, eff. Sept. 1, 1997.

Amended by Acts 1999, 76th Leg., ch. 1485, § 1.01, eff. Sept. 1, 1999.

§ 481.152. Smart Jobs Fund Program; Purpose; Administration

Text of section effective until December 31, 2001

(a) The smart jobs fund program is created in the department as a work force development incentive program to enhance employment opportunities for residents of this state and to increase the job skills of the existing work force by providing job training assistance to businesses operating in, or relocating to, this state.

(b) The program shall award grants for the creation and retention of qualified jobs. At least 60 percent of the money spent under the program shall be used for projects that assist existing employers. At least 20 percent shall be used for employers that relocate operations to this state.

(c) The governing board by rule shall develop and adopt a scoring system that evaluates the economic impact of grant applications and reflects the criteria set forth in this subchapter. The executive director shall use the scoring system and a competitive process to award grants. It is the intent of the legislature that, to the greatest extent practicable:

(1) money from the smart jobs fund be spent:

(A) in all areas of this state; and

(B) in approximate proportion to each region's share of the state's population, civilian labor force, unemployed, and submission of grant applications for qualified jobs; and

(2) grants shall be awarded to micro-businesses, small businesses, medium businesses, large businesses, and minority employers in a manner proportionate to the number of persons employed by those categories of businesses.

(d) The governing board and the department shall determine appropriate means to accomplish the goals of the program. As necessary to implement those goals, the governing board and the department may work in conjunction with the Texas Workforce Commission and the comptroller.

(e) The department shall administer the program.

(f) The executive director may employ personnel as necessary to administer the program.

(g) In implementing provisions under this subchapter regarding the classification of this state into regions, the department shall use the uniform service regions established by the comptroller under Section 120, Article V, Chapter 19, Acts of the 72nd Legislature, 1st Called Session, 1991 (the General Appropriations Act).

Added by Acts 1993, 73rd Leg., ch. 1, § 2.01, eff. Sept. 1, 1993.

Amended by Acts 1999, 76th Leg., ch. 1485, § 1.02, eff. Sept. 1, 1999.

Appendix E

Economic Profile of Archer County

1. Basic Economic Profile of Archer County (assessment)
2. Archer County TWC Narrative Profile 2011

Appendix E

Appendix E1: Basic Economic Profile Summary of Archer County

Following is the attached TWC County Narrative Profile 2011

Summary: The appendix provides additional information for the descriptive question, "Describe the current economic conditions of the region of the state where the property is located". Below is a brief profile and the following page contains the full TWC Archer County Narrative Profile for 2011.

Brief Basic Economic Profile Summary for Archer County

Based on the most recent data, the local economy for Archer County and its 9,172 residents is in need of improvements on several fronts. County per capita income for 2005 was \$29,838, about 90% percent of the statewide average of \$32,460. Average weekly wages are substantially below those for the state, with a County average of \$570 for the first quarter of 2008, compared with a statewide average weekly wage of \$885. Archer County average weekly wages are only two-thirds of the state wide average.

During the same period of mild economic growth (between the 4th quarter of 2009 and the 4th quarter of 2010), gross retail sales in Archer County increased 5.4 percent. The percentage increase in gross retail sales in the County exceeded the average for the state, which was an increase of 2.7 percent for the same 12 month period. (The economic information presented is taken from a recent Texas Workforce Commission County Narrative Profile for Archer County.)

Average 2010 overall Archer Country All Industries wage rate of \$607/wk is depressed compared to the Regional NORTEX Manufacturing wage rate of \$734/wk and Texas wage rate of \$915/wk. The Archer Country Manufacturing sector wage rates at \$694/wk has shown to be a little stronger than the All Industries wage rate, but still weak compared to the average regional and state wage rates. This higher County Manufacturing wage rate though is considerably inflated due to Q2 of 2010 being \$1,159, which is 200% of any of the three preceding or subsequent quarters.

The following is data taken from the Texas Workforce Commission website:

Archer County 2010 Average Weekly Wage (All Industries): \$607/week

Archer County 2010 Average Weekly Wage (Manufacturing): \$694/week

NORTEX Region 2010 Average Weekly Wage (Manufacturing): \$734/week

State of Texas 2010 Average Weekly Wage (All Industries): \$915/week

The Complete 2011 TWC Archer County Narrative Profile is on the following pages.

County Narrative Profile

Archer County Report

What are County Narrative Profiles?

The Labor Market and Career Information (LMCI) department of the Texas Workforce Commission (TWC) has developed the County Narrative Profile (CNP) as a tool for presenting Texas county based statistical data in an easy-to-read narrative format. This CNP module is one of many analytical tools available from the SOCRATES labor market information system. The narrative approach is an alternative to looking through stacks of tables and charts which can be confusing and difficult to understand or interpret. It allows the user to easily request an easy to understand report on one or more of the 254 counties in Texas. To review all the current TWC's initiatives and services, link to: <http://www.twc.state.tx.us>

Geography

Regional Information: The Archer County region (FIPS code:48009) had an estimated population of 9,172 in 2008. The region consists of 926 square miles with a **population density** of 9.90 residents per square mile compared to a statewide density of 91.95. This county ranked 174th in 2000 population compared to all 254 counties in Texas. Archer County is a member of TWC's North Texas Local Workforce Development region. This area is a **metropolitan** county. This county also ranked 117th in size by square miles when compared to all counties in Texas. The Archer County area is assigned to the following district(s): Texas Representative District(s) of 69 and State Senatorial District(s) of 30. The area is in the U.S. Congressional District(s) of: 13. The county seat is Archer City and the county's **major city, town or place** is Wichita Falls. See Texas Online at <http://www.state.tx.us/portal/tol/en/gov/11/1> for State and local updates. Archer County is classified as a metropolitan county by virtue of either its close relationship with a significant central city or lack thereof. Using 2000 Census population data, roughly 86.05 percent of all Texas population could be found in the 76 metropolitan counties defined by the federal Office of Management and Budget (OMB) for 2003. In 1993 the county was classified as a metropolitan county. Texas has established a network of 24 **Councils of Government** (COGs) to assist local governments in planning for common needs and to coordinate regional economic development activity. Archer County falls within the North Texas Regional Planning Commission region. For additional information and links to the COG regions see www.txregionalcouncil.org/.

The Office of the State Climatologist in College Station, under the guidance of the National Oceanic and Atmospheric Administration, maintains 10-year intervals of weather compilations. For most recent interval as of January 1, 1993, the **rainfall** in the region averages 29.3 inches per year compared to the Texas average of 30.1 inches per year. The average **growing season** in the Archer County region is 220 days. Texas is so climatically diverse that statewide averages are generally irrelevant as a means of comparison. The **average temperature** in January gathered by the Office of the State Climatologist ranges from 29 degrees to an average for July of 98 degrees. The Texas Department of Agriculture estimates the **freeze dates** range from Nov 6 to Mar 31. Current and past climate information can be found at <http://www.farmersalmanac.com/weather/uszone5.html> and <http://lwf.ncdc.noaa.gov/oa/ncdc.html>.

Natural amenities of the area, according to the U.S. Department of Interior, reflect an overall percent of **surface water** of 1.7 percent compared to 2.5 percent statewide. The land surface form topography for the region is described as irregular plains. Considerably more detailed information can be found at: <http://www.tpwd.state.tx.us/texaswater/sb1/> and http://www.netstate.com/states/geography/tx_geography.htm.

Local Workforce Boards: Archer County is a member of the TWC North Texas local workforce board area. In order to contact the board or TWC's Tele Center by phone, call 1-800-939-6631. Local addresses, references
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to specific needs and services can be found at the North Texas web site at <http://www.twc.state.tx.us/dirs/wdas/wda03.html>. For further information on all Local Workforce Board go to <http://www.twc.state.tx.us/dirs/wdbs/wdbmap.html>.

North Texas <http://www.twc.state.tx.us/dirs/wdas/wda03.html>

In order to contact a board or TWC's Tele Center by phone, call 1-800-939-6631.

Population

County population estimates are updated periodically by the Texas State Data Center – Office of the State Demographer at the University of Texas at San Antonio. County estimates are primarily based on the 100 percent population counts from the latest April, 2000 decennial census and are calculated to reveal population change up to a current date, in this case January 2008. These estimation methodologies utilize information on births, deaths and elementary school enrollment to estimate population. In this method, migration of the school-age population is assumed to be indicative of migration in the total population (with adjustments being made for the historical differences between the school-age migration rate and the total population's rate of migration). Data on public school enrollment from the Texas Education Agency and data from the Texas State Data Center's survey of private schools in Texas are used to estimate change in the school-age population. Data on institutional populations were obtained from applicable institutions, while data on other special populations, such as the elderly population were obtained from the U.S. Bureau of the Census.

According to the county-based population estimates from the Texas State Data Center, Archer County changed in population from 8,854 in April, 2000 to an estimated 9,172 in January 2008 by 318 residents. This reflects an increase of 3.6 percent in population. During the same time period, the state's population changed by 3,253,597 residents from 20,851,820 to an estimated 24,105,417 persons representing a comparative change of 15.6 percent. A variety of data topics for Texas and all the counties is available at: <http://quickfacts.census.gov/qfd/states/48000.html>.

The region's race/ethnic distribution in 2000 is estimated by the Census Bureau to be:

<u>Race/Ethnicity</u>	<u>Population</u>	<u>Area Percent</u>	<u>Statewide Percent</u>
White	8,459	95.5	70.97
Black	7	0.1	11.53
Other	69	0.8	3.33
Hispanic ^o	431	4.9	31.99

^o Hispanic count includes White, Black and other representation when reported.

Population Age

The age distribution of an area can provide valuable insight into the region's economic composition and income potential. By national standards, Texas has a relatively young population. The 2000 Census estimates for Texas show a population composition as follows:

<u>Age</u>	<u>Population</u>	<u>Area Percent</u>	<u>Statewide</u>
Under 5	556	6.3	7.8
5-14	1,440	16.3	15.8

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15-19	715	8.1	7.8
20-44	2,833	32.0	38.5
45-64	2,078	23.5	20.2
65+	1,232	13.9	9.9

While the median age for Texas was 32.30 years in 2000, the Archer County area had a median age of 38.10 according to the 2000 Census.

Population Gender

The gender distribution of an area can provide additional insight into the region's overall distribution in the population by male and female. Of the area's population, 4,431 were male which represents 50.0 percent and 4,423 were female which represents 50.0 percent. This compares to the statewide percentage of 49.6 percent for male and 50.4 percent for female.

Special Age Groups and Gender

Youth and Older Workers: Other age cohorts may be of special interest for Workforce Development Board's summer youth programs and older worker programs. The Archer County region has 1,171 persons **age 14-21** representing 13.2 percent of the population. This compares with 13.3 percent statewide. For the potential older age cohort, 1,256 persons or 14.2 percent are **55 or over** in the Archer County region based on the 2000 Census. This compares to 9.9 percent statewide.

Ages 25-44: If the population cohort 45 and over is higher than the state average, this suggests a stable, mature population comprised of mainly "empty-nesters," retirees and the aged. When the 25-44 age cohort is higher than the state average, this is a healthy economic situation since this group contains the greatest share of the labor force. Decreases over time in this group, especially when similar changes are not occurring statewide, can be an indication that people are moving out of an area they consider to be a poor labor market. In Archer County the total number in the age groups of 25 to 44, was 2,451 or 27.7 percent. This compares to a statewide percentage of 31.9 percent.

Ages 18 and Older: For the population generally considered in the ages to participate in the labor market, the total population who were 18 years and over totaled 14,965,061 in Texas which represented 71.8 percent of the total population. In this study area, the total persons in this age group was 6,358 or 71.8 percent of the total population. Within this age group in Texas the number of males in 2000 who were 18 years and over represented 7,338,177 persons or 35.2 percent of the total population while females age 18 years and over represented 7,626,884 or 36.6 percent. In the Archer County area, males 18 and over represented 3,118 or 35.2 percent in comparison and females totaled to 3,240 or 36.6 percent.

Veteran Status: According to the U.S. Bureau of Census, the area had 6,354 persons in the population age 18 years and older in the year 2000. Of that number, 916 or 14.4 percent responded as being a civilian veteran, compared to 11.8 percent statewide. A "civilian veteran" is a person 18 years old or over who has served (even for a short time), but is not now serving, on active duty in the U.S. Army, Navy, Air Force, Marine Corps, or the Coast Guard, or who served in the U.S. Merchant Marine during World War II. People who served in the National Guard or military Reserves are classified as veterans only if they were ever called or ordered to active duty, not counting the 4-6 months for initial training or yearly summer camps.

Disability Status: From the 2000 Census, data on Disability Status were derived when respondents reported long-lasting conditions: (a) blindness, deafness, or a severe vision or hearing impairment, (sensory disability) and (b) a condition that substantially limits one or more basic physical activities such

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as walking, climbing stairs, reaching, lifting, or carrying (physical disability). Disability status was also derived if the individuals in the working age range of 21 to 64 years had a physical, mental, or emotional condition lasting 6 months or more that made it difficult to perform certain activities such as: (a) learning, remembering, or concentrating (mental disability); (b) dressing, bathing, or getting around inside the home (self-care disability); (c) going outside the home alone to shop or visit a doctor's office (going outside the home disability); and (d) working at a job or business (employment disability).

It was reported in the 2000 Census that the area had an estimated 2,243 persons residing there between the ages of 5 to 20 years of age with approximately 153 or 6.8 percent with a **disability**. In Texas, the percent with disabilities in this same age bracket was 7.9 percent. In the working age population group - ages 21 to 64 years, the area had approximately 4,792 persons, of which 804 were categorized to be in a disability status. This represented 16.8 percent compared to 19.9 percent in the state overall. For those persons in this age group that had a disability, approximately 488 or 60.7 percent were employed. For those who had no disability, an estimated 3,294 or 82.6 percent were employed. For the retirement age group of 65 years of age and older, 1,208 persons resided of which 604 were disabled. The percent of this age group with a disabled status was 50.0 percent and this compared to 44.8 percent in Texas overall.

Ages 65 and Older: For the population who are considered to be at the age of retirement or older - 65 years and older, the total number of persons in Texas was 2,072,532 or 9.9 percent of the total population in 2000. This region had a total of 1,232 or 13.9 percent in this older age group. In the same age group of 65 years and over, males in Texas represented 862,181 or 4.1 percent of the total population and females totaled to 1,210,351 or 5.8 percent, while in this study area, males totaled to 555 or 6.3 percent of all persons in this area and females represented 677 or 7.6 percent of all persons. For other general and special population information from the 2000 Census as well as specific populations topics, link to <http://www.census.gov/census2000/states/tx.html>.

Population Projections

The Office of the State Demographer for the State of Texas distributes the most widely used population projections for Texas. **Projection estimates** in these tables and the methodology for **migration scenarios** have been revised as of 2006 by the Texas State Data Center and Office of the State Demographer - now housed at University of Texas San Antonio. Each projection series includes three scenarios resulting in three alternative sets of population values for the State and each county are presented in these projections. These scenarios assume the same set of mortality and fertility assumptions in each scenario but differ in their assumptions relative to net migration. The net migration assumptions made for three scenarios are derived from 1990-2000 patterns which have been altered relative to expected future population trends. This is done by systematically and uniformly altering the adjusted 1990-2000 net migration rates by age, sex and race/ethnicity. The scenarios so produced are referred to as the zero migration (0.0) scenario, the one-half 1990-2000 (0.5) scenario, the 1990-2000 (1.0) scenario and the 1990-2000 (2.0) scenario.

The recommended scenario for most county based projection reporting used is believed to be the 0.5 scenario as most appropriate scenario for most counties in Texas. This scenario has been prepared as an approximate average of the zero (0.0) and 1990-2000 (1.0) scenarios. It assumes rates of net migration one-half of those of the 1990s. The reason for including this scenario is that many counties in the State are unlikely to continue to experience the overall levels of relatively extensive growth of the 1990s. A scenario which projects rates of population growth that are approximately an average of the zero and the 1990-2000 scenarios is one that suggests slower but steadier growth than occurred during 1990-2000 (For a more detailed discussion see <http://txsdc.utsa.edu>).

Using this projection scenario, the following table represents population projections for Archer County:

Population Projections and Percent Change Since 2000*

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<u>Year</u>	<u>Total</u>	<u>Pct Chg</u>	<u>Anglo</u>	<u>Pct Chg</u>	<u>Black</u>	<u>Pct Chg</u>	<u>Hispanic</u>	<u>Pct Chg</u>	<u>Other</u>	<u>Pct Chg</u>
2000	8,854	---	8,340	---	13	---	431	---	70	---
2005	9,298	5.0	8,729	4.7	13	0.0	486	12.8	70	0.0
2010	9,724	9.8	9,105	9.2	13	0.0	536	24.4	70	0.0
2015	10,175	14.9	9,498	13.9	13	0.0	595	38.1	69	-1.4
2020	10,648	20.3	9,905	18.8	13	0.0	661	53.4	69	-1.4
2025	11,079	25.1	10,268	23.1	13	0.0	728	68.9	70	0.0
2030	11,368	28.4	10,521	26.2	12	-7.7	765	77.5	70	0.0
2035	11,571	30.7	10,683	28.1	12	-7.7	810	87.9	66	-5.7
2040	11,663	31.7	10,742	28.8	12	-7.7	851	97.4	58	-17.1

* Anglo, Black, and Other excludes Hispanic counts.

For comparison purposes, the Texas population projections, using the same scenario methodology, are as follows:

<u>Population Projections and Percent Change Since 2000*</u>										
<u>Year</u>	<u>Total</u>	<u>Pct Chg</u>	<u>Anglo</u>	<u>Pct Chg</u>	<u>Black</u>	<u>Pct Chg</u>	<u>Hispanic</u>	<u>Pct Chg</u>	<u>Other</u>	<u>Pct Chg</u>
2000	20,851,820	---	11,074,716	---	2,421,653	---	6,669,666	---	685,785	---
2005	22,556,054	8.2	11,327,875	2.3	2,588,604	6.9	7,820,854	17.3	818,721	19.4
2010	24,330,612	16.7	11,533,974	4.1	2,754,744	13.8	9,080,436	36.1	961,458	40.2
2015	26,156,715	25.4	11,694,533	5.6	2,913,063	20.3	10,436,536	56.5	1,112,583	62.2
2020	28,005,788	34.3	11,796,493	6.5	3,052,401	26.0	11,882,998	78.2	1,273,896	85.8
2025	29,897,443	43.4	11,830,579	6.8	3,170,986	30.9	13,448,469	101.6	1,447,409	111.1
2030	31,830,589	52.7	11,789,298	6.5	3,268,616	35.0	15,140,100	127.0	1,632,575	138.1
2035	33,789,668	62.0	11,682,014	5.5	3,345,684	38.2	16,934,444	153.9	1,827,526	166.5
2040	35,761,201	71.5	11,525,112	4.1	3,403,169	40.5	18,804,298	181.9	2,028,622	195.8

* Anglo, Black, and Other excludes Hispanic counts.

County to County Migration

Out-Migration: Using Internal Revenue Service (IRS) information regarding changes in residences between two filing years 2007 and 2008, statistics regarding moving in and out of counties can reveal patterns of migration as well as patterns of out-of-state and foreign migration to and from selected counties. During this time Archer County reported 3,015 total tax returns were matched to tabulate outflow migration. Of these returns approximately 9.4 percent showed a change in residences by moving out from their originating county in 2007 to another county in 2008. Of these who moved out of their original county, 84.2 percent moved to another county within Texas, while 15.8 percent moved to a different state but within the U.S. Those who moved from their originating county in the year 2007 to a foreign country in 2008 was approximately 0.0 percent.

The IRS county migration data reports income by the number of returns and the number of exemptions. The number of returns - as a unit of analysis may be used as a proxy for household income and the number of exemptions may be used as a proxy for the number of individuals in a family. Using the number of returns for household income, the Archer County overall has an average household earnings of \$57,517. Of those households which remained in the same area, an average reported non-migrating household income of \$59,850 during the period 2007 to 2008. Total income earned by 284 households leaving the region was \$9,966,000 which represents an average income of \$35,092.

The top 3 counties showing the most households and their average income leaving Archer County to other counties during 2007 to 2008 were:

<u>County and State</u>	<u>Households Moving Out</u>	<u>Average Income Moving Out</u>
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Wichita County, TX	136	\$33,022
Tarrant County, TX	17	\$49,059
Clay County, TX	10	\$44,600

In-Migration: During the period 2007 to 2008, there were approximately 3,027 total tax returns were matched to calculate inflow migration. Of these returns approximately 9.8 percent showed a change in residences by moving in from their originating county in 2007 to a county in the study area in 2008. Of these who moved into the study area from another county, 87.2 percent moved from other counties in Texas, while 12.8 percent moved from a county in a different state but within the U.S. Those who moved into the study area during the 2007-2008 period from a foreign country was approximately 0.0 percent.

Using the number of returns as a proxy for household income, the Archer County overall has an average household earnings of \$57,616. Of those households which remained in the same area, had an average reported non-migrating household income of \$59,850 during the period 2007 to 2008. Total income earned by 296 households entering the region was \$10,956,000 which represents an average income of \$37,014.

The top 3 counties showing the most households and their average income migrating into Archer County from other counties during 2007 to 2008 were:

County and State	Households Moving In	Average Income Moving In
Wichita County, TX	156	\$34,122
Young County, TX	13	\$47,692
Tarrant County, TX	12	\$51,583

Change in Aggregated Earnings: Gains and loses of residential earnings and buying power due to a migration can be reflected in observed differences in aggregate dollars entering and leaving an area. County to county migration information from the IRS shows a net change for the Archer County region of \$990,000.00. A positive value represents an increase in earnings for an area and a negative value represents a loss of income during the 2007 - 2008 period.

Vital Statistics: According to the Texas Department of State Health Services for vital statistics for the year 2004, the Archer County area had a total of 120 live births which represents a **live birth rate** of 13.0 births for every 1,000 persons in the study area compared to a statewide rate of 17.0 births per 1,000 persons in the population. The area had a total of 66 **deaths** representing a rate of 7.1 for every 1,000 persons compared to a statewide rate of 6.8.

Employment

Civilian Labor Force (CLF): The most recent civilian labor force estimates from TWC for Texas statewide in May 2011 is 12,241,965 which is an increase in the labor force of 134,667 persons since May 2010. This represents a 1.1 percent change in Texas during this time period. These estimates are not seasonally adjusted. Archer County had a civilian labor force of 4,939 for May 2011 which was a change of -105 in CLF since May 2010. This change represented a decrease of -2.1 percent for the study area. For another glimpse into TWC/LMI's Texas and County information, link to:

<http://www.tracer2.com/cgi/dataanalysis/AreaSelection.asp?tableName=Labforce>.

Economic Diversification: Relative to the Texas economy, the LMCI economic diversification index measures the degree to which a county economy is diversified. Significant concentrations of employment in only one or two industrial sectors makes an area less diversified and more susceptible to widespread economic decline should a key sector suffer a significant loss. While economic diversification or a balanced distribution of employment across all major industry sectors, is generally desirable, in some cases, especially where a region is exploiting a comparative advantage (such as access to raw materials, access to transportation routes, etc.) a statistically diverse economy does not necessarily correlate with higher growth. Of the three levels of diversification ranging from below average, average and above average, Archer County had an economic base which is of average diversity.

Occupations: The best source of occupational information at the county level is from the 2000 Census. The total number of persons 16 years of age or older who were employed in Archer County during the 2000 Census was 4,341. The following presents a table of those employed by occupational categories for this region compared to statewide percentages:

<u>Occupational Categories</u>	<u>Count</u>	<u>Area Percent</u>	<u>Statewide Percent</u>
Mgmt., Professional Occs.	1,318	30.4	33.3
Service Occupations	609	14.0	14.6
Sales and Office Occupations	961	22.1	27.2
Farming/Fishing/Forestry Occs.	132	3.0	0.7
Constr., Extraction Occs.	598	13.8	10.9
Production, Transport. Occs.	723	16.7	13.2

Class of Worker: Another way to view the types of workers in an area's labor force is by class of worker. According to the 2000 Census, the area had 2,879 employees who were private wage and salary workers representing 66.3 percent of all workers. The region had another 827 persons who were government workers or 19.1 percent, 580 who were self employed workers or 13.4 percent and 55 who were unpaid family workers representing 1.3 percent. This compares to the Texas statewide distribution of 78.0 percent for private wage and salary workers, 14.6 percent for government workers, 7.1 percent for self employed, and 0.3 percent for unpaid family workers.

Unemployment: According to TWC unemployment figures for May 2011 Archer County had an unemployment estimate of 302 persons which represents a rate of 6.1 compared to a Texas statewide unemployment rate of 7.9 for the same month. For the study area these estimates represent a decrease from May 2010 unemployment rate of 6.0 percent. The Texas statewide unemployment rate was 7.9 for May 2010. For the latest unemployment rates, see TWC's LMI website - Unemployment Rates (LAUS): <http://www.tracer2.com/cgi/dataanalysis/AreaSelection.asp?tableName=Labforce> and for a description of methodology link to: <http://www.tracer2.com/article.asp?ARTICLEID=148>.

Reporting Establishments: The TWC indicates 231 business reporting units operating in Archer County in the first quarter of 2008 with an average of 8.74 workers per unit. Average firm size makes a difference for job hunting and job development strategy because larger firms tend to have better defined ports of entry and in-house training capabilities. Although definitions vary greatly, small business can be defined as less than 50 workers and medium sized is 250 or less. The Texas average is 22.86 workers per unit. Regions with higher than average number of workers per unit tend to be dominated economically by a few very large employers.

Commuting to Work: Commuting to work for workers 16 years and over has a number of implications for transportation and municipal services study. Archer County had a total of 3,435 or 80.3 percent who drove their car to work alone, 518 or 12.1 percent who car pooled, 7 or 0.2 percent used public transportation, 82 or

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1.9 percent who walked to work, 48 or 1.1 percent of regional workers who used other means to work, and 188 or 4.4 percent who worked at home. These methods of commuting to work compare to the Texas statewide results by: car alone (77.7%), car pool (14.5%), public transportation (1.9%), walked (1.9%), other means (1.3%), and worked at home (2.8%). The average travel time to work in minutes was 23.60 for the region as compared to an overall statewide average of 25.4 minutes.

Employers by Employee Size Class: Employer contact information and employee size ranges are collected and updated by the Analyst Resource Center from InfoUSA Inc. The most current release is a product called the Employer Database 2010 1st Edition. This product shows that the area had approximately 55 establishments which employed 10 or more employees. Of these employers, approximately 0.0 percent employed over 1000 employees. 0.0 percent employed between approximately 500 and 999 employees, 1.8 percent employed between approximately 100 and 499 employees, 7.3 percent employed between 50 and 99 employees, 36.4 percent employed between 20 and 49 employees, and 54.5 percent employed between approximately 10 and 19 employees.

Income

Personal Income: According to the most recent data released by the BEA 2005, Archer County's total personal income, excluding farm, was \$260,775,000 which represented an increase of \$12,825,000 when compared to the 2004 **total personal income**, excluding farm, of \$247,950,000. For Statewide personal income, the total of \$686,943,289,000 for 2004 and \$741,099,703,000 for the year 2005, shows an increase of \$54,156,414,000. This indicates that Archer County has a personal income showing a rate change of 5.2 percent compared to the statewide income at a rate change of 7.9 percent for the same period. Income from all government and government enterprises for the area was a total of \$20,787,000 for the year 2005. This was an increase of 8.2 percent from the 2004 figure of \$19,219,000. Texas statewide had an increase of 5.7 percent for **government income**. **Military income**, excluding federal civilian income, for 2005 was \$3,040,000 compared to \$1,850,000 in 2004 for the study area. This was an increase of 64.3 percent compared to a statewide change of no change percent for the same period. For further information link to:
<http://www.bea.gov/bea/regional/reis>.

Per Capita Income: Total personal income is a widely used measure of regional economic health while per capita income is generally used to compare the relative well-being of residents across areas (not accounting for differences in area cost of living). The per capita personal income for 2005 was \$29,838 in Archer County while Texas statewide had a per capita income of \$32,460. For more information on this data, please go to
<http://www.bea.gov/bea/regional/reis>.

Government Transfer Payments: The Archer County region received over \$36,797,000 in transfer of payments in FY2005 which reflected a \$4,010 per capita transfer payment compared to the Texas per capita payment of \$4,194. Transfer payments includes the total amount of government allocations to people who qualify for income assistance. This consists largely of supplemental security income payments, family assistance, general assistance payments, food stamp payments, and other assistance payments, including emergency assistance. For more information on this data, please go to <http://www.bea.gov/bea/regional/reis>.

Residence Adjustment: Some areas function as major employment centers and others serve as "bedroom communities". This means that residents may work in one region but live, pay taxes and spend most of their income in their resident region. The degree to which a regional area serves as a bedroom community can be measured by a "residence adjustment" to the area personal income. The residence adjustment in the Archer County region was \$93,865 in 2005. By 2006 the adjustment represented an increase to \$99,531. A negative number implies that workers commute into the region to earn income but do not reside there. Growth over time of negative residence adjustments generally implies an eroding tax base for the region. Similarly, a positive

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figure implies that on balance the region exports jobs and income to residents of other regions. For more information on this data, please go to <http://www.bea.gov/bea/regional/reis>.

Average Weekly Wage: TWC reported an average weekly wage during 1st quarter 2007 for all covered wages and salaried employment in the Archer County region to be \$571.41. Average weekly wages for 1st quarter 2008 was \$570.25, a decrease of -0.2 percent. This is compared to a decrease of -2.1 percent statewide for the same period of time. The Texas statewide average weekly wage in the 1st quarter of 2008 was \$884.74. These wage data are the result of the reported quarterly wages and salaries paid by employers divided by 13 weeks. For the most current information, link to: <http://www.tracer2.com/cgi/dataanalysis/AreaSelection.asp?tableName=Industry>

UI Benefits: The region had \$216,360 in Unemployment Insurance benefits paid during calendar year 2008. In the Archer County region, the average duration before exhausting regular UI benefits in calendar year 2008 was approximately 14.7 weeks, while the statewide average duration before exhausting regular UI benefits in calendar year 2008 was approximately 13.4 weeks. The most likely interpretation of longer duration times is greater difficulty finding a job. Therefore, duration can serve as a good barometer for local general economic conditions. The average weekly benefits payment for Regular UI in 2008 was \$315.78 for the Archer County region compared to \$307.5 in Texas statewide.

Personal Income by Place of Residence: Personal income by place of residence, based on the 2000 Bureau of Economic Analysis (BEA) estimates was roughly \$63,715 for the Archer County region. This compares to \$78,626 statewide. This figure is much higher than the per capita income level because it includes all wage earners living within a single household. Also, income data from BEA will be different than income data from other agencies due to that fact the BEA includes other sources of income such as farm wages, dividends, interest, rent and transfer payments. For more information on this data, please go to <http://www.bea.gov/bea/regional/reis>.

Poverty Population: The U.S. Department of Census estimated a 2002 poverty population for the Archer County region for people of all ages at 793 persons. That figure represents 8.8 percent of the non-institutional population compared to a Texas percentage of 15.4 percent for people of all ages. The estimated number of people under the age of 18 in the study area in poverty was 251 in 1999. This figure was 3.0 percent of all people under 18 in the study area compared to Texas statewide which was 6.0 percent of all people under 18 as estimated in 1999. According to the 2000 Census, the number of families living below poverty status in 1999 were 172 which was 6.8 percent of all families in the study area. This compared to 12.0 percent of all families statewide living in poverty status in 1999. The total number of individuals living below poverty status was 788 in 1999 which was 8.9 percent of all individuals in the study area. This compared to 15.0 percent of all individuals living below poverty status statewide. For the most recent Poverty information, see: <http://www.census.gov/hhes/www/saipe/county.html>.

Gross Retail Sales: Income can be viewed in several ways and under different definitions. Per capita income tends to have a direct relationship with the growth of gross sales and most service sector industries in an area. **Gross sales** for the region estimated by the Texas Comptroller of Public Accounts were \$11,639,970 in the 4th quarter 2009 which represented an increase of 5.3 percent to \$12,254,213.00 by the 4th quarter 2010. The statewide change for the same period was an increase of 2.7 percent in gross sales. The total number of **reporting outlets** for the same period was 90 in the 4th quarter 2009 and 90 in the 4th quarter 2010. This region had no change in the study area compared to the statewide change for the same period of an increase of 0.3 percent. For the most recent Gross Retail Sales information, please see: <http://www.window.state.tx.us/taxinfo/sales/>.

Housing

Household Units and Size: The total number of **housing units** in 2000 in Archer County according the
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Census was 3,345 with an average household size of 2.6 persons. The average **household size** for Texas was 2.7 persons for the same period. **Home ownership** rates for this area was 81.3 percent compared to Texas statewide which had a rate of 63.8 percent. While in Texas statewide the percent of households with persons under 18 years of age in 2000 was 40.9 percent, this study area had a percent of 39.9. The percent of households with persons 65 years of age or older was 19.9 percent in Texas statewide while 25.9 percent of Archer County had households with individuals 65 years of age and older.

Types of Structures: While Texas had approximately 63.4 percent of the housing units in the category of one **detached structures** in 2000 according to the census, the study area had approximately 81.9 percent. **Mobile homes** in the area made up 13.1 percent when compared to a statewide percentage of 9.0 percent. More recently built housing structures in the area shows new development has taken place in the region. The total number of **new housing structures** built between 1995 and March 2000 was 310 or 8.0 percent in Archer County compared to 13.2 percent statewide.

Owner and Renter Occupied: According to the 2000 Census, the percent of **owner-occupied** units with a value of \$100,000 or greater in Archer County was 22.1 percent compared to 36.7 percent for the state. The percent of **renter-occupied** units with rent values of \$500 per month or greater was 25.3 percent as compared to the Texas percentage of 60.4 percent. The **median home value** in Archer County according to the 2000 census was \$61,200.00 compared to a statewide median value of \$82,500.00. **Median rent** for the area was \$424.00 compared to \$574.00 for the state. For this area, the total number of renter-occupied housing units was 627 which represented 18.7 percent of all occupied housing units in 2000. This compares to a Texas statewide percentage of 36.2 percent for the same period.

Education

The total number of public independent school districts in Archer County for the school year 1999-2000 was 4 according to the Texas Education Agency. The overall average daily attendance for the same year was 1,956.

Enrollment: School enrollment data from the 2000 Census showed that there were 2,406 persons in the population who were 3 years of age and older and enrolled in school in the study area during the census collection period. Of this population, the following table shows a breakdown of what types of schools persons were enrolled compared to similar statewide information:

<u>Type of School</u>	<u>Count</u>	<u>Area Percent</u>	<u>Statewide Percent</u>
Nursery school or preschool	176	7.3	6.6
Kindergarten	142	5.9	5.9
Elementary School (grades 1-8)	1,150	47.8	45.5
High School (grades 9-12)	622	25.9	21.9
College or graduate school	316	13.1	20.2

Educational Attainment: The total number of persons 25 years of age or older who responded to the level of educational attainment during the 2000 Census was 5,729. Of those persons, the following presents a table on various levels of educational attainment for this region compared to statewide percentages:

<u>Educational Attainment</u>	<u>Count</u>	<u>Area Percent</u>	<u>Statewide Percent</u>
Less than 9th Grade	352	6.1	11.5
9 th to 12 th grade, no diploma	731	12.8	12.9
H.S. graduate (inc. equiv.)	2,063	36.0	24.8
Some college, no degree	1,497	26.1	22.4

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Associate Degree	174	3.0	5.2
Bachelor's Degree	678	11.8	15.6
Graduate or Prof. Degree	234	4.1	7.6

Another useful grouping of these statistics shows that the percent of high school graduates or higher was 81.1 percent for the area compared to 75.7 percent for Texas. Also, the percent with bachelor's degree or higher was 15.9 percent as compared to 23.2 percent for Texas.

Dropout and Attrition Rates: Information from the Texas Education Agency on student **dropouts** from public schools for 2004-2005 shows that 0 students, grades 7-12, dropped out of school in this study area. This represents a dropout rate of 0.00 percent as compared to a Texas statewide percentage of 0.90 percent of all students who dropped out during this period. **Attrition** rates are often viewed as measures of the percentage of students that begin high school but do not graduate with a diploma. It is arguably a more reasonable way to view dropouts from an economic viewpoint. One way to view educational progress in a region is to estimate the number of persons who persist to high school graduation as opposed to standard dropout statistics. Attrition rates are calculated by the Intercultural Development Research Association (IDRA). IDRA conducts research and development activities; creates, implements and administers innovative education programs; and provides teacher, administrator, and parent training and technical assistance. The attrition rates for Archer County during the period 2004-2005 by race and ethnicity were 6 percent for all students, 0 percent for Blacks, 5 percent for Whites, and 30 percent for Hispanics. In order to review the latest Secondary Schools Enrollment and Dropouts information posted on the Texas Education Agency, link to: <http://www.tea.state.tx.us/research/>.

Health

Health Facilities - The number of acute and psychiatric care **hospitals** in Archer County as of October 2007 was 0, with an average total beds capacity of approximately n/a compared to a statewide ratio of 123.1 beds per hospital according to statistical reports from the Texas Department of State Health Services. Link to <http://www.dshs.state.tx.us> for more data reporting on health care facilities. The Texas State Board of Pharmacy data for October 2007 shows there are 0 licensed **pharmacies** in the study area. The total number of licensed pharmacies statewide is 5,919. For additional information on Texas Pharmacies, link to the Texas State Board of Pharmacy at <http://www.tsbp.state.tx.us/index.htm>.

Health Practitioners - According to the Texas Department of State Health Services October 2007 report, there were 2 direct patient care and primary care **physicians** who practiced in the region. The ratio of total persons to each physician in the area was 4,714.5 residents per each physician. This compares to a statewide ratio of 460.5 persons for each physician in Texas. Another way of reporting these figures is by showing the number of physicians as a ratio per 100,000 residents. In this study area, the ratio in direct patient care was 4,714.5 as compared to the statewide ratio of 638.3 in direct patient care physicians per 100,000 population as of 2007. The ratio of physicians in primary care was 9,429.0 compared to a statewide ratio of 1,472.0 physicians in primary care per 100,000 persons in the population statewide. Link to <http://www.dshs.state.tx.us> for more data.

The study area had a total of 11 **registered nurses** (RN) working in the study area, representing a ratio of 857.2 persons for each RN in the area. The statewide ratio was 152.2 persons for each RN in the state. For the same time period, the ratio of RNs per 100,000 population was 116.7 compared to 657.0 per 100,000 statewide. Link to <http://www.dshs.state.tx.us> for more data.

The number of **licensed vocational nurses** (LVN) who practiced in the area was 14 representing a ratio of 673.5 persons per each LVN in the area. This compared to 363.8 persons per each LVN statewide. The ratio of LVNs per 100,000 population was 148.5 compared to 274.9 per 100,000 population statewide. See <http://www.dshs.state.tx.us> for a wider variety of Health Professionals and related information.

The Texas Department of State Health Services information for October 2007 also reports that there were 0 **dentists** in the study area, with a ratio of n/a persons for each dentist in the area. The ratio of dentists per 100,000 residents was n/a. By comparison, there was a statewide ratio of 42.8 dentists per 100,000 residents, with a total of 10,151 dentists statewide. See <http://www.dshs.state.tx.us> for a wider variety of Health Professionals and related information.

According to data from the Texas Department of State Health Services for October 2007, there were 45 licensed **Emergency Medical Technicians**, or EMTs, for the study area; a ratio of 477.3 licensed EMTs per 100,000 residents. The statewide ratio was 218.0 EMTs per 100,000 residents, with a total of 51,718 EMTs statewide. See <http://www.dshs.state.tx.us> for a wider variety of Health Professionals and related information.

Also, according to the October 2007 report from the Texas Department of State Health Services, there were 0 **pharmacists** in this area, which is a ratio of n/a persons for each pharmacist. Texas has 18,138 pharmacists statewide, or a ratio of 1,308.2 persons for each pharmacist in the area. The ratio of pharmacists per 100,000 residents was n/a compared to 76.4 per 100,000 residents statewide. See <http://www.dshs.state.tx.us> for a wider variety of Health Professionals and related information.

The Texas Department of State Health Services information for October 2007 shows that for the study area there were 0 **occupational therapists**; a ratio of n/a persons for each occupational therapist. The statewide ratio was 11,072.6 persons for each occupational therapist, with a total of 2,143 occupational therapists statewide. The ratio of occupational therapists per 100,000 residents was n/a compared to 9.0 statewide. See <http://www.dshs.state.tx.us> for a wider variety of Health Professionals and related information.

Medical & Health Services Employment*

Area			Statewide		
2007 1st Qtr	2008 1st Qtr	Pct Change	2007 1st Qtr	2008 1st Qtr	Pct Change
79	83	5.06%	1,092,916	1,135,001	3.85%

* Includes: Hospitals, Medical/Health Offices; Home Health, Nursing, Elderly Residential facilities; Individual/Family, Emergency & Other Relief Svcs., Vocational Rehab. Svcs.
[NAICS: 6211,6212-19,6221-23,6231-33,6239,6241-43]
Due to confidentiality, employment for small areas may be suppressed and reported as zero.

Health Statistics - Some of the leading **causes of mortality** in Texas include malignant neoplasms or cancer, heart disease, and chronic lower respiratory disease. From information gathered by Texas Department of State Health Services for 2004, the study area had a total of 13 reported deaths from malignant neoplasm **cancer**. On a statewide level, Texas had 33,836 reported deaths from malignant neoplasm cancer. Texas Department of State Health Services reports that for 2004 there were 26 deaths from **heart disease**, and 6 deaths from lower respiratory disease in the selected study area. By contrast, Texas statewide had 40,091 deaths from heart disease and 7,387 deaths from **chronic lower respiratory disease**. See <http://www.dshs.state.tx.us> for a wider variety of Texas health, disease and related information.

Several state agencies collect statistics on health status indicators that can be used to assess the strengths or weaknesses of public health in a local area or community. For this study area, the Texas Department of State Health Services reported for August 2004 there were 0 **infant deaths**, as compared with a statewide rate of 2,398. See <http://www.dshs.state.tx.us> for a wider variety of Texas health, disease and related information.

The Texas Department of State Health Services reported that for August 2003 there were 3 total **teen pregnancies** in this area. There were different teen pregnancy rates in the study area depending on race, with 0

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for Black teens, 1 for Hispanic teens and 2 for White teens. Statewide rates for teenage pregnancy were 19,730 for total teenage pregnancies, with 3,003 for Black teens, 12,693 for Hispanic teens and 4,034 for White teens. See <http://www.dshs.state.tx.us> for a wider variety of Texas health, disease and related information.

In the Health and Human Services 2003 Data Book, figures show that the number of children under 19 in this area whom were **not covered by health insurance** is 316, which is 8.1% of the reported population in that age group. The number of **uninsured children** statewide is 885,999, or 7.1% of the reported population for children under 19. For more information, or to view or download the entire data book, see <http://www.hhsc.state.tx.us>.

Information On The Web

The Bureau of Census has a variety of useful Quick Facts for each county in Texas. The Quick Fact report for Archer county can be accessed at the following URL: <http://quickfacts.census.gov/qfd/states/48/48009.html>. Some counties maintain their own Internet sites for local information. If a county hosts its own Web site, it may be accessed through a URL with the following format <http://www.co.County Name Goes Here.tx.us>.

To research additional websites on Counties, consider any of the following:

Texas A-Z List of counties with web sites: <http://www.state.tx.us/portal/tol/en/gov/6/2/1>
 Texas Conference on Urban Counties: <http://www.cuc.org>
 State of Texas Web Site - Texas Counties: <http://www.state.tx.us>
 Texas Economic Development: <http://www.governor.state.tx.us/ecodev>
 TWC's LMI unit, Tracer: <http://www.tracer2.com/>
 Texas Association of Counties: <http://www.county.org>
 V.G. Young Institute of County Government: <http://vgyi.tamu.edu/>
 Real Estate Center, Texas A&M University: <http://recenter.tamu.edu>
 Bureau of Business Research, University of Texas: <http://www.utexas.edu/depts/bbr>
 National Association of Counties: <http://www.naco.org>
 "Uniform Crime Statistics, County Reports" Geostat-Geospatial & Statistical Data Center, University of Virginia: <http://fisher.lib.virginia.edu/crime>
 Compare County Data Nationwide: http://www.stats.indiana.edu/uspr/a/sbs_profile_frame.html

Other Facts of Interest

- According to the Texas Secretary of State's Office, for the November 2008 presidential election, there were 6,482 **registered voters** in Archer County. The **voter turnout** was 4,365 representing 67.3 percent of **eligible voters**. The **election results** were 3,595 or 82.4 percent for McCain/Palin, 740 or 17.0 percent for Obama/Biden, and 30 or 0.7 percent for all other presidential candidates. The statewide results were 55.5 percent for McCain/Palin, 43.7 percent for Obama/Biden, and approximately 0.9 percent for all other candidates. See: <http://www.sos.state.tx.us/elections/voter/index.shtml> for other topics of interest.
- Information on the three categories of child placement services from the Texas Department of Family and Protective Services for 2006 showed that the area had 1 **foster homes**, 2 **foster/adoptive homes** and 1 **adoptive homes**. The total number of **licensed day care facilities** were 5 with a total capacity of 200. The total number of **family homes licensed for 24-hour care** was 2. Link to http://www.dfps.state.tx.us/About/Data_Books_and_Annual_Reports/2006/databook/default.asp for further information.

- There were approximately 126 crimes reported in the Archer County area during 2005 or a 20.0 percent change from the 105 crimes reported for 2004. Statewide, the total of all reported crimes was 1,117,806 for 2005 representing a -1.8 percent change from the reported totals of 1,138,346 for 2004. This information was collect from the FBI, Uniform Crime Reports, as prepared by the National Archive of Criminal Justice Data; see the U.S. Dept. of Justice site: <http://www.ojp.usdoj.gov/bjs/dtdata.htm> for the most recent reported data.
- The total **jail capacity** for public and private jails in the region was 12 as of October 1, 2006 according to the Texas Commission on Jail Standards. **Jail population** was at 91.7 percent capacity when compared to maximum capacity. At this same time, this compared to a statewide capacity of 90.4 percent. For more detailed information, see to: <http://www.tcjs.state.tx.us/index.php?linkid=320>.
- The region had 3 **commercial banks** in 2007, as reported by the Federal Deposit Insurance Corporation (FDIC), with **total deposits** of \$64,000,000 and **assets** of \$0. The 2007 **deposit to population ratio** was \$7,104 for the Archer County region compared to the Texas ratio of \$13,816. A ratio less than the state average generally indicates either the presence of an adjacent city or county not within the described region serving as a regional financial center, or per capita income well below the state average. These numbers do not reflect assets and deposits which are held in branch offices of banks whose headquarters are in another city or state. The most recent FDIC data for this area is at <http://www2.fdic.gov/sod/index.asp>.
- While all counties in Texas are served by banks, savings and loan institutions and credit unions, many counties may not show these offices directly reported in its geography by the FDIC or other governing agencies. For the 2007 reporting period in Archer County, the number of **saving and loans** was 0 which had a total of savings and loan assets of \$0 and deposits of \$0 These figures are in contrast to the statewide total of 54 savings and loans, with \$7,767,193,400 in assets and \$12,067,400,000 in deposits. For more information, please see: <http://www2.fdic.gov/sdi/index.asp>. There were 1 **credit unions** in the study area according to the National Credit Union Administration data. For 2007, the latest year of reported data, these credit unions had a total of \$37,560,599 in assets and \$23,631,166 in deposits, as compared to a total of 615 credit unions statewide, with \$48,883,686,146 in assets and \$36,648,314,014 in deposits. Credit union statistics and other information on credit unions can be found at <http://webapps.ncua.gov/customquery>.

This report is brought to you by:

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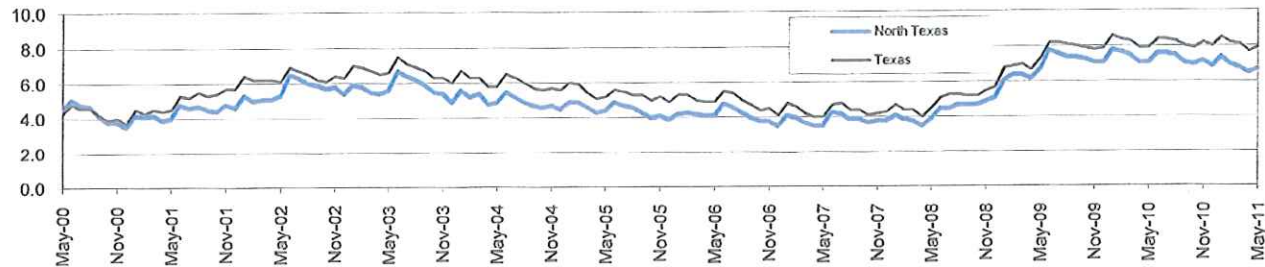
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North Texas Workforce Development Area*

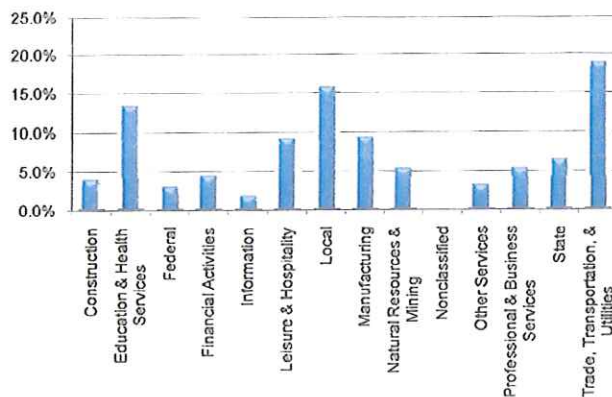
May 2011

North Texas WDA					Texas				
	CLF	Employed	Unemployed	Rate		CLF	Employed	Unemployed	Rate
May-11	109,327	101,978	7,349	6.7	May-11	12,241,965	11,269,620	972,345	7.9
Apr-11	110,222	103,029	7,193	6.5	Apr-11	12,248,196	11,306,155	942,041	7.7
May-10	111,953	104,060	7,893	7.1	May-10	12,107,298	11,155,447	951,851	7.9

Historical Unemployment Rates



North Texas WDA Industry Composition
4th Quarter 2010



Total WDA Claims

	May-11	Apr-11	May-10	OTY
Initial	544	529	518	26
Continued	1,861	1,582	2,647	-786
Continued Claims for the Week of the 12th				
Continued	714	767	1,253	-539

Texas Unemployment Insurance Claims Filed

	May-11	Apr-11	May-10	OTY
Initial	87,531	85,301	88,051	-520
Continued	859,172	736,646	1,004,012	-144,840
Continued Claims for the Week of the 12th				
Continued	172,421	171,736	211,257	-38,836

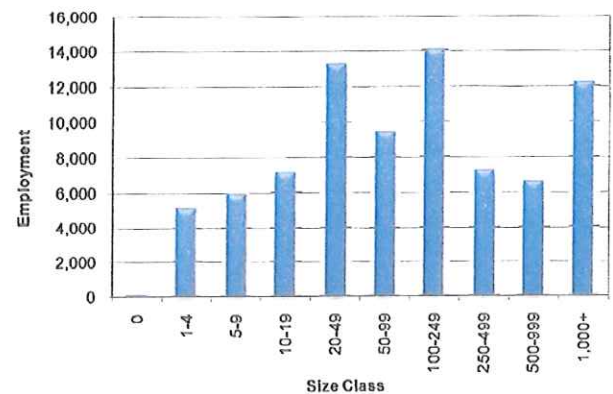
North Texas WDA
Average Weekly Wage

	North Texas	WDA Qtr. Chg.	Texas
4th Quarter 2010	\$709.79	\$63.86	\$976.43
3rd Quarter 2010	\$645.93	WDA OTY Chg.	\$876.28
4th Quarter 2009	\$693.54	\$16.25	\$943.73

NAICS Covered Employment Quarterly Data
4th Quarter 2010

SUPER SECTOR	Employment	Change	
		Quarter	Year
Construction	3,144	-9	-180
Education & Health Services	10,822	-45	54
Federal	2,462	-124	-31
Financial Activities	3,631	-27	-97
Information	1,460	41	-31
Leisure & Hospitality	7,497	-185	-103
Local	12,816	446	202
Manufacturing	7,607	71	-492
Natural Resources & Mining	4,350	102	231
Nonclassified	37	4	26
Other Services	2,524	-125	10
Professional & Business Services	4,345	145	856
State	5,235	102	-118
Trade, Transportation, & Utilities	15,374	313	525
TOTAL	81,304	709	852

Size Class Employment Composition
4th Quarter 2010



*Counties in WDA: Archer, Baylor, Clay, Cottle, Foard, Hardeman, Jack, Montague, Wichita, Wilbarger, & Young

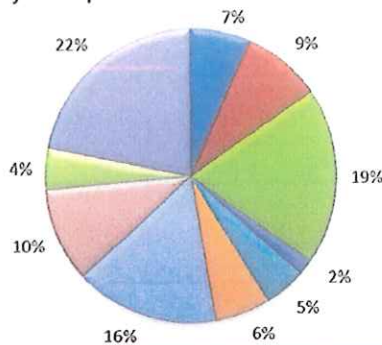
Available at <http://www.txwda.com>

Wichita Falls MSA

May 2011

(Archer, Clay, Wichita)

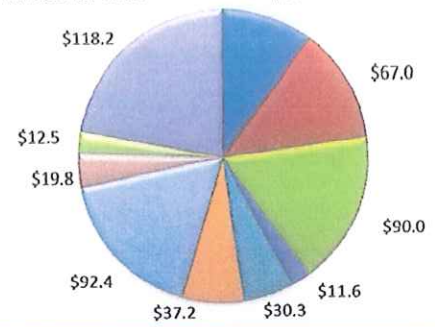
Industry Composition



- Mining, Logging, and Construction
- Manufacturing
- Trade, Transportation, and Utilities
- Information
- Financial Activities
- Professional and Business Services
- Education and Health Services
- Leisure and Hospitality
- Other Services
- Government

Wages by Industry (in millions)

4th Quarter 2010



Employment by Industry

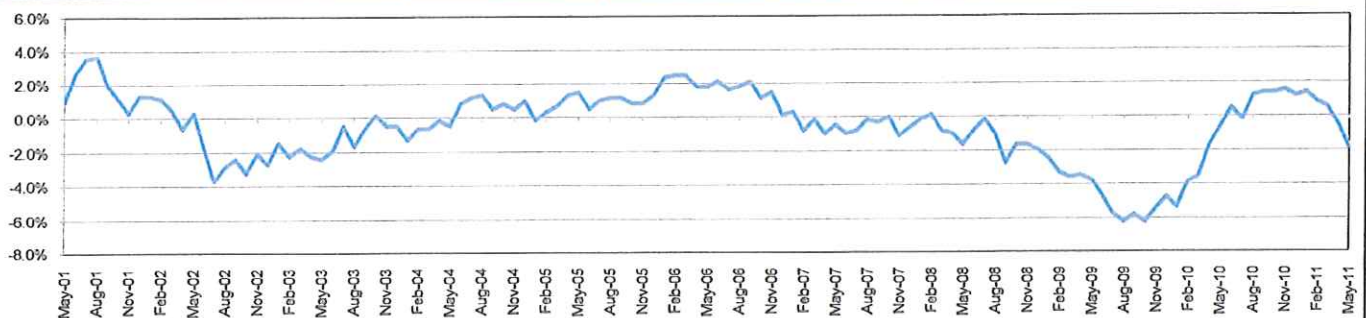
	May-11	Apr-11	May-10	Monthly Change		Annual Change	
				Actual	%	Actual	%
Total Nonfarm	57,600	57,900	58,700	-300	-0.5%	-1,100	-1.9%
Mining, Logging, and Construction	3,800	3,800	3,700	0	0.0%	100	2.7%
Manufacturing	5,100	5,100	5,000	0	0.0%	100	2.0%
Trade, Transportation, and Utilities	11,100	11,100	11,100	0	0.0%	0	0.0%
Information	1,000	1,000	1,100	0	0.0%	-100	-9.1%
Financial Activities	2,700	2,700	2,700	0	0.0%	0	0.0%
Professional and Business Services	3,500	3,600	3,200	-100	-2.8%	300	9.4%
Education and Health Services	9,200	9,300	9,400	-100	-1.1%	-200	-2.1%
Leisure and Hospitality	6,000	6,000	6,100	0	0.0%	-100	-1.6%
Other Services	2,600	2,600	2,700	0	0.0%	-100	-3.7%
Government	12,600	12,700	13,700	-100	-0.8%	-1,100	-8.0%

Industry Size Class

December 2010

Industry Size Class				
Size Class	Employees per firm	Number of Firms	Employment in Size Class	% Total Employment
9	1000+	5	8,051	14.1%
8	500-999	8	5,913	10.3%
7	250-499	14	4,903	8.6%
6	100-249	61	9,103	15.9%
5	50-99	101	6,974	12.2%
4	20-49	314	9,727	17.0%
3	10-19	389	5,321	9.3%
2	5-9	598	3,909	6.8%
1	1-4	1,544	3,264	5.7%
0	0	167	0	0.0%
Total		3,201	57,165	100.0%

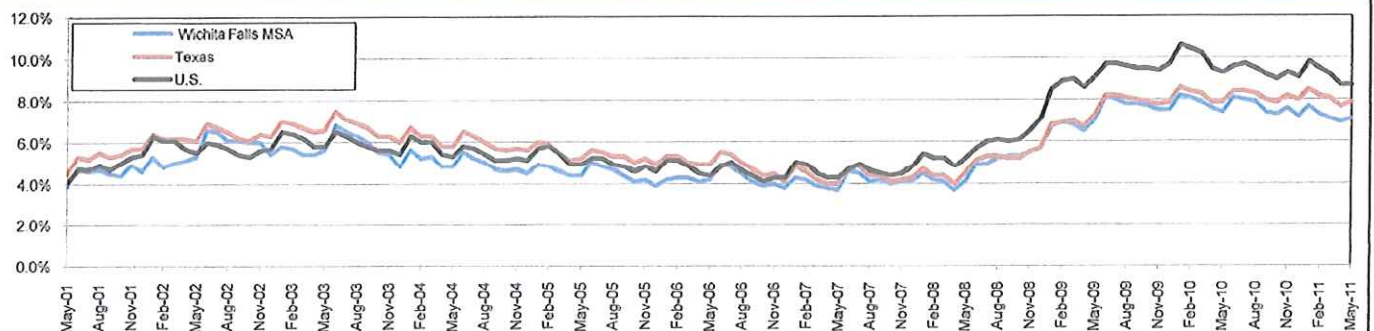
Annual Growth Rate for Total Nonagricultural Employment



Unemployment Information (all estimates in thousands)

	Wichita Falls MSA				Texas (Actual)				United States (Actual)			
	C.L.F.	Emp.	Unemp.	Rate	C.L.F.	Emp.	Unemp.	Rate	C.L.F.	Emp.	Unemp.	Rate
May-11	71.3	66.2	5.1	7.1	12,241.9	11,269.6	972.3	7.9	153,449.0	140,028.0	13,421.0	8.7
Apr-11	71.8	66.9	4.9	6.9	12,248.2	11,306.2	942.0	7.7	152,898.0	139,661.0	13,237.0	8.7
May-10	73.0	67.6	5.4	7.4	12,107.3	11,155.4	951.9	7.9	153,866.0	139,497.0	14,369.0	9.3

Historical Unemployment Rates



Appendix F

Other Applicable Info

1. Other Applicable Info