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August 28, 2013

Michelle Luera  
Economic Development and Analysis Division  
Texas Comptroller of Public Accounts  
111 E. 17th St.  
Austin, TX 78774

*Via Email and Federal Express*

Re: Ch. 313 Application #325 from Miami Wind I, LLC  
to Fort Elliott CISD  
Amendment No. 001 to Application

Dear Michelle,

Enclosed please find amended pages for the Chapter 313 Application submitted by Miami Wind I, LLC to Fort Elliott CISD (the "Miami Wind Application") that address each of the items noted in the Comptroller's August 26, 2013 letter requesting corrections and documents related to the Miami Wind Application (the "Deficiency Letter"). Specifically, we are enclosing:

- Amended page 8;
- Attachment 10; and,
- Amended Attachment 19-Schedule C.

A CD containing these documents is also enclosed. This Amendment, dated August 28, 2013 and numbered 001, is the first Amendment to the Miami Wind Application. This Amendment No. 001 addresses all items requested in the Deficiency Letter. Please let me know if you require any additional information.

Thank you,

A handwritten signature in black ink that reads "Audie Sciumbato". The signature is written in a cursive style with a large initial "A" and a long, sweeping tail.

Audie Sciumbato, PhD

AS/ph  
HBEW299U0D3LAD  
Encl.

cc: Evan Horn, Ryan, LLC

*via email [Evan.Horn@ryan.com](mailto:Evan.Horn@ryan.com)*



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? \$120,561,136 (28% of total project)

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? 11/30/2013

What is the anticipated date of the beginning of the qualifying time period? 11/30/2013

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? \$123,124,371

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

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

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? [X] 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 [X] 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? 8/31/2013

Will the applicant own the land by the date of agreement execution? [ ] Yes [X] No

Will the project be on leased land? [X] Yes [ ] No

Attachment 10  
Amendment No. 001

<b>Miami Wind I LLC Parcels</b>						
<b>ISD</b>	<b>County</b>	<b>SURVEY1</b>	<b>SURVEY2</b>	<b>BLOCK</b>	<b>SECTION</b>	<b>ABSTRACT</b>
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	57	114
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO	ALEXANDER, O H	A2	58	940
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	39	105
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO	HENDRICKS, H G	A2	40	1123
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	37	104
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	25	98
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	41	106
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO	FRYE, O C	A2	42	966
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO	HENDRICKS, H G	A2	36	1124
Canadian ISD/Fort Elliott CISD	Hemphill	H&GN RR CO		A2	35	103
Fort Elliott CISD	Gray	H&GN RR CO		A6	65	143
Fort Elliott CISD	Gray	H&GN RR CO		A6	70	900
Fort Elliott CISD	Gray	H&GN RR CO		A6	65	143
Fort Elliott CISD	Gray	H&GN RR CO		A6	69	145
Fort Elliott CISD	Gray	H&GN RR CO		A6	51	136
Fort Elliott CISD	Gray	H&GN RR CO	STUMP, J N	A6	66	1091
Fort Elliott CISD	Gray	H&GN RR CO		A6	67	144
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	17	94
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, J M	A2	18	1041
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, H T	A2	14	1243
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	23	97
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	23	97
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	21	96
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, J M	A2	26	1042
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, H T	A2	14	1243
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	13	92
Fort Elliott CISD	Hemphill	H&GN RR CO	MANNING, W E	A2	16	885
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	9	90
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	19	95
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	9	90
Fort Elliott CISD	Hemphill	H&GN RR CO	SMART, J W	M1	86	1077
Fort Elliott CISD	Hemphill	H&GN RR CO	SMART, J W	M1	86	1077
Fort Elliott CISD	Hemphill	H&GN RR CO	JACKSON, W B	A2	12	1356
Fort Elliott CISD	Hemphill	H&GN RR CO		M1	85	155
Fort Elliott CISD	Hemphill	H&GN RR CO	SMART, J W	M1	84	1076 1/2
Fort Elliott CISD	Hemphill	H&GN RR CO		M1	77	153
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, H T	A2	20	1114
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	27	99
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	21	96
Fort Elliott CISD	Hemphill	H&GN RR CO		A2	11	91
Fort Elliott CISD	Hemphill	H&GN RR CO	GILL, H T	A2	10	1115

Fort Elliott CISD	Hemphill	H&GN RR CO	FOWLER, C R	A2	12	1299
Fort Elliott CISD	Hemphill	H&GN RR CO		M1	85	155
Fort Elliott CISD	Wheeler	BS&F	BURUM, M B		2	8546
Fort Elliott CISD	Wheeler	BS&F	BATCHELOR, C		4	8184
Fort Elliott CISD	Wheeler	BS&F	SAUNDERS, S D		4	8541
Fort Elliott CISD	Wheeler	H&GN RR CO		A5	71	286
Fort Elliott CISD	Wheeler	H&GN RR CO	TOTTY, F M	A5	70	779
Fort Elliott CISD	Wheeler	H&GN RR CO	TOTTY, F M	A5	70	779
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	5	193
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	7	194
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	6	8624
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	6	8835
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	6	8835
Fort Elliott CISD	Wheeler	H&GN RR CO		A2	6	8298
Fort Elliott CISD	Wheeler	BS&F	SAUNDERS, S D		4	8541
Fort Elliott CISD/Miami ISD	Hemphill	H&GN RR CO	MANNING, W E	A2	24	887
Fort Elliott CISD/Miami ISD	Hemphill	POITEVENT, J	GILL, H A	44	16	1096
Fort Elliott CISD/Miami ISD	Hemphill	GILL, H T		44	16	1004

