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Via Email and Federal Express

November 11, 2013

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

Re: 313 Application –Briscoe Wind Farm, LLC

Dear Jenny and Michelle:

Enclosed please find an application for appraised value limitation on qualified property submitted to Silverton ISD by Briscoe Wind Farm, LLC on September 4, 2013. A CD containing these documents is also enclosed.

The Silverton ISD Board elected to accept the application on October 22, 2013. The application was determined to be complete on November 11, 2013. We ask that the Comptroller's Office prepare the economic impact report for this development.

A copy of the application will also be submitted to the Briscoe County Appraisal District in accordance with 34 Tex. Admin. Code §9.1054. Please feel free to contact me if you have any questions or concerns.

Sincerely,

Audie Sciumbato, PhD

Enclosures H8AYG5E70D6ANY cc: Chief Appraiser, Briscoe County Appraisal District Wes Jackson, Cummings Westlake, LLC

BRISCOE WIND FARM, LLC

CHAPTER 313 APPLICATION FOR APPRAISED VALUE LIMITATION TO SILVERTON ISD

October 22, 2013



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

Form 50-296 (Revised July 2013)

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 website. 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 website to find out more about the program at www.texasahead.org/tax_programs/chapter313/. 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
		October 22, 2013
First Name	Last Name	
Todd	Southard	
Title		
Superintendent		
School District Name		
Silverton ISD		
Street Address		
700 Loretta St.		
Mailing Address		
same		
City	State	ZIP
Silverton	TX	79257
Phone Number	Fax Number	
(806) 823-2476	(806) 823-2276	
Mobile Number (optional)	Email Address	
	todd.southard@region16.net	
I authorize the consultant to provide and obtain information related to this		Yes No
Will consultant be primary contact?		Yes 📃 No

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

Last Name	
Sciumbato	
State	ZIP
ТХ	79105
Fax Number	
(806) 379-0316	
Email Address	
audie.sciumbato@ulaw	.com
	Sciumbato State TX Fax Number (806) 379-0316 Email Address

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)	IS/22/13	
Has the district determined this application complete?		No
If yes, date determined complete.	11/11/13	
Have you completed the school finance documents required by TAC 9.1054(c)(3)?	Yes	I No

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS			
	Checklist	Page X of 16	Check Completed
1	Date application received by the ISD	1 of 16	1
2	Certification page signed and dated by authorized school district representative	2 of 16	✓
3	Date application deemed complete by ISD	2 of 16	1
4	Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	✓
5	Completed company checklist	12 of 16	1
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	Willsubnu

APPLICANT INFORMATION – CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name	Last Name	
Eric	Simons	
Title Director, Project Development		
Organization		
juwi Wind, LLC		
Street Address		
4845 Pearl East Circle, Suite 200		
Mailing Address		
same		
City	State	ZIP
Boulder	CO	80301
Phone Number	Fax Number	
(303) 996-4146	none	
Mobile Number (optional)	Business Email Address	
(303) 330-9092	simons@juwi.com	
Will a company official other than the authorized business representative be responsible for responding to future information requests?		
If yes, please fill out contact information for that person.		
First Name	Last Name	
Matt	Heck	
Title		
Senior Project Manager		
Organization juwi Wind, LLC		
Street Address		
4845 Pearl East Circle, Suite 200		
Mailing Address		
same		
City	State	ZIP
Boulder	CO	80301
Phone Number	Fax Number	
(303) 996-4153	(303) 953-5185	
Mobile Number (optional)		
(303) 305-9968	m.heck@juwi.com	
I authorize the consultant to provide and obtain information related to this		
Will consultant be primary contact?		Yes 🖌 No

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

First Name	Last Name	
Monty	Humble	
-		
Title		
Managing Director		
Firm Name		
Brightman Energy LLC		
Street Address		
100 Congress, Suite 2000		
Mailing Address		
same		
City	State ZIP)
Austin	TX 78701	
Phone Number	Fax Number	
(469) 855-7746	none	
Business Email Address		
mhumble@humble.us.com		

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 10-21-13

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day of

GIVEN under my hand and seal of office this

ALLEL CONSERVED RO ····· (Notary Seal)

ICTOBER

2013

Robert K. Karsted

Notary Public, State of

My commission expires 5/19/2017

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

Final 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)?
- 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 V No

BUSINESS APPLICANT INFORMATION		
Legal Name Under Which Application is Made		
Briscoe Wind Farm, LLC		
Texas Taxpayer I.D. Number of Entity Subject to Tax Code, Chapter 171 (11 digits)		
32052241455		
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.		
APPLICANT BUSINESS STRUCTURE		
Registered to do business in Texas with the Texas Secretary of State?	🖌 Yes	No
Registered to do business in Texas with the Texas Secretary of State?	Yes	No
	Yes	No
Identify Business Organization of Applicant (corporation, limited liability corporation, etc.)		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,		
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)?		
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)?	ormation.	
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)? If so, please attach documentation of the combined group membership and contact information.	ormation.	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)? If so, please attach documentation of the combined group membership and contact information.	ormation.	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)? If so, please attach documentation of the combined group membership and contact info 2. Is the applicant current on all tax payments due to the State of Texas?	ormation. ✓ Yes ✓ Yes e State of Texas?	No

ELIGIBILTY UNDER TAX CODE CHAPTER 313.024	
Are you an entity to which Tax Code, Chapter 171 applies?	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	🖌 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	🖌 No
(5) renewable energy electric generation	No
(6) electric power generation using integrated gasification combined cycle technology	🖌 No
(7) nuclear electric power generation	🖌 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)	🖌 No
Are you requesting that any of the land be classified as qualified investment?	🖌 No
Will any of the proposed qualified investment be leased under a capitalized lease?	🖌 No
Will any of the proposed qualified investment be leased under an operating lease?	🖌 No
Are you including property that is owned by a person other than the applicant?	🖌 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?	🖌 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 attached project description--Attachment 4

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

See attached project description--Attachment 4A

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)		
✓ New Jobs	Construct New Facility	Vew Business / Start-up	Expand Existing Facility
Relocation from Out-of-State	Expansion	V Purchase Machinery & Equipment	
Consolidation	Relocation within Texas		
PROJECTED TIMELINE			
Begin Construction Q4 - 2013 Construction Complete Q4 - 2015		Begin Hiring New Employees Q3 Fully Operational Q4 - 2015	-2015
Purchase Machinery & Equipment	Q2 - 2014		
	building or to erect or affix a new imp nally determined to be complete)? .		
Note: Improvements made before the	at time may not be considered qualif	ed property.	• • • • • •
When do you anticipate the new bui	Idings or improvements will be placed	l in service?	Q4- 2015

ECONOMIC INCENTIVES

Identify state programs the project will apply for:			
State Source			Amount
none			
	Tota	I	
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.)

Applicant will apply for tax abatement and anticipates entering into local Chapter 312 tax abatement with Briscoe County. Abatement terms and negotiations have not started at the time of this filing, but the same abatement terms granted to Longhorn Wind are listed in Schedule D (attachment 20).

THE PROPERTY

Identify county or co	unties in which the proposed project will be locate	ed	Briscoe
Central Appraisal District (CAD) that will be responsible for appraising the property		Briscoe CAD	
Will 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 po	ortion of project within each ent	tity
County:	Briscoe 100%	City:	none
,	(Name and percent of project)		(Name and percent of project)
Hospital District:		Water District:	none
•	(Name and percent of project)		(Name and percent of project)
Other (describe):	none	Other (describe):	none
	(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 vary depending on whether the school district is classified as rural, and the taxable value of the property within the school estimates of these minimums, access the Comptroller's website at www.texasahead.org/tax_programs/chapter313 /.	
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 <i>qualified</i> investment?	\$301,500,000
NOTE: See 313.021(1) for full definition. Generally, Qualified Investment is the sum of the investment in tangible personal improvements made between beginning of the qualifying time period (date of application final approval by the school dist tax year.	
What is the anticipated date of application approval?	December 18, 2013
What is the anticipated date of the beginning of the qualifying time period?	March 31, 2014
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?	\$301 500 000
Describe the qualified investment.[See 313.021(1).]	
Attach the following items to this application:	
 a specific and detailed description of the qualified investment you propose to make on the property for which you are as defined by Tax Code §313.021, 	requesting an appraised value limitation
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part o	f 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 sc for the relevant school district category during the qualifying time period?	shool districts) · · · · · · · · · · · · · · · ✓ Yes 📃 No
Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be p	placed in service for the first time:
(1) in or on the new building or other new improvement for which you are applying?	
(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.	n,
(3) on the same parcel of land as the building for which you are applying for an appraised value limitation?	Ves 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 require Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qua	
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 tangil	ble personal property? 🖌 Yes 🗌 No
QUALIFIED PROPERTY	
Describe the qualified property. [See 313.021(2)] (If qualified investment describes qualified property exactly you may ski	ip 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	
(Z) a description of any new pundings, proposed improvements of personal property which you interfu to include as	of the project area is located in Brisc
$\langle 0 \rangle$ = and of the model of the measure of the section of a section of the measure of the measure of the section of the sec	nty Reinvestment Zone No. 1. The aning area will be in a newly and
Land sepa	arately created reinvestment zone .
Is the land on which you propose new construction or improvements currently located in an area designated as a re Thes under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303?	
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

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

Missellanoous

- 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.

Is the proposed project a build	ling or new improvement to ar	n existing facility?		Yes 🖌 No
Attach a description of any exi	sting improvements and inclue	de existing appraisal district acco	ount numbers.	
List current market value of ex	isting property at site as of m	ost recent tax year	N/A (Market Value)	N/A (Tax Year)
Is any of the existing property	subject to a value limitation ag	greement under Tax Code 313?		Yes 🖌 No
Will all of the property for which abatement agreement entered	ch you are requesting an appra into by a school district for the	aised value limitation be free of a e duration of the limitation?	. tax	🖌 Yes 🗌 No
WAGE AND EMPLOYME	NT INFORMATION			
or a contractor of the applicar before the application review s	it, on the proposed qualified post start date (date your applicatio			0
The last complete calendar qu First Quarter	arter before application review Second Quarter		Fourth Quarter of	2013 (year)
		hours a year) this applicant had	in Texas	0
Note: For job definitions see T then please provide the definit			nds to apply a definition for "new job"	other than TAC §9.1051(14)(C)
n/a				

Total number of new jobs that will have been created when fully operational	1
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 nu sary for the operation, according to industry standards. Note: Even if a minimum new job waiver is provided, 80% of all new jobs m pursuant to Texas Tax Code, §313.024(d).	ust be qualifying jobs
What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create?	6
If this project creates more than 1,000 new jobs, the minimum required wage for this project is 110% of the average county weekly was by 313.021(3)(E)(ii).	ge for all jobs as described

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 *www.texasahead.org/tax_programs/chapter313/*)

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).

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 website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is	\$589
110% of the county average weekly wage for manufacturing jobs in the county is	Na data available
110% of the county average weekly wage for manufacturing jobs in the region is	¢005 00
S313.021(5)(A) or S313.021(5)(B) or S313.021(3)(E)(ii), or S313.051(b)?	
What is the estimated minimum required annual wage for each qualifying job based on the qualified property?	\$46,035
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?	\$46,500
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?estimated 75%	
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.)	
Medical insurance. Company pays at least 80% of medical premiums for employee only covvacations. Retirement savings plan.	verage. Paid holidays and
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:

- 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.

сом	PANY 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	\checkmark
2	Proof of Payment of Application Fee (Attachment)	5 of 16	\checkmark
3	For applicant members, documentation of Combined Group membership under Texas Tax Code 171.0001(7) (if Applicable) (Attachment)	5 of 16	✓
4	Detailed description of the project	6 of 16	\checkmark
5	If project is located in more than one district, name other districts and list percentage in each district (Attachment)	7 of 16	\checkmark
6	Description of Qualified Investment (Attachment)	8 of 16	\checkmark
7	Map of qualified investment showing location of new buildings or new improvements with vicinity map.	8 of 16	\checkmark
8	Description of Qualified Property (Attachment)	8 of 16	\checkmark
9	Map of qualified property showing location of new buildings or new improvements with vicinity map	8 of 16	\checkmark
10	Description of Land (Attachment)	9 of 16	\checkmark
11	A detailed map showing location of the land with vicinity map.	9 of 16	\checkmark
12	A description of all existing (if any) improvements (Attachment)	9 of 16	\checkmark
13	Request for Waiver of Job Creation Requirement (if applicable) (Attachment)	9 of 16	\checkmark
14	Calculation of three possible wage requirements with TWC documentation. (Attachment)	10 of 16	\checkmark
15	Description of Benefits	10 of 16	\checkmark
16	Economic Impact (if applicable)	10 of 16	\checkmark
17	Schedule A completed and signed	13 of 16	\checkmark
18	Schedule B completed and signed	14 of 16	\checkmark
19	Schedule C (Application) completed and signed	15 of 16	\checkmark
20	Schedule D completed and signed	16 of 16	\checkmark
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	✓
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	\checkmark
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	\checkmark
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	\checkmark

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

Schedule A (Rev. Jan. 2010): Investment

			PRO	PERTY INVE	STMENT AMO	UNTS			
			(Estimated Invest	stment in each y	ear. Do not put cu	mulative 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 qualify- ing 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)
	Investment made befo cation with district (ne nor eligible to become	re filing complete appli- ither qualified property qualified investment)							
The year preceding			Se	e Attachm	ent 17		<u> </u>		
the first complete tax year of the qualifying time period (assuming no deferrals)	Investment made after filing complete ap- plication with district, but before final board approval of application (eligible to become qualified property)		L						
	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	1							
	of qualifying time period	2							
		3					/		
		4							
		5							
	Value	6							
Tax Credit Period (with 50% cap	Limitation Period	7							
on credit)		8							
		9					X		
		10							
		11							
Credit Settle-Up	Continue to Maintain Viable	12							
Period	Presence	13							
Post- Settle	e-Up Period	14							
Post- Settle	e-up Period	15					/		

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 examples 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.



Schedule B (Rev. Jan. 2010): Estimated Market and Taxable Value

Briscoe Wind Project, LLC

Applicant Name

Silverton ISD

ISD Name

						Qualified Property		Reductions From Market Value	Estimated T	axable Value
		Year (YYYY-YY	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 I&S - after all reductions	Final taxable value for M&O – after all reductions
	Oo malata tau	pre- year 1								
	Complete tax years of	1			See Attach	ment 18				
	qualifying time period	2								
		3								
		4								
		5								
Tax Credit	Value Limitation Period	6								
Period (with 50% cap on		7								
credit)		8								
		9								
		10								
		11								
Credit Settle-Up period	Continue to Maintain Viable Presence	12								
		13								
Post- Settle	e-Up Period	14								
Post- Settle	e-Up Period	15								

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

ISD Name

Schedule C - Application: Employment Information

Briscoe Wind Project, LLC

Applicant Name

Silverton ISD

					Constr	uction	New Jobs		Qualifyi	ng 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 quali- fying jobs appli- cant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
		pre- year 1								
	Complete tax years of qualify-	1								
	ing time period	2		Se	e Attachme	ent 19	1			
		3								
		4								
	Value Limitation Period	5								
Tax Credit Period		6								
(with 50% cap on credit)		7								
on oroany		8								
		9								
		10								
	Continue to	11								
Credit Settle-Up period	Maintain Viable Presence	12								
	11000100	13								
Post- Settle	e-Up Period	14								
Post- Settle	e-Up Period	15								

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

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

Briscoe Wind Project, LLC

Applicant Name

Silverton ISD

ISD Name

					Sales Tax	nformation	Franchise Tax	Oth	Other Property Tax Abatements Sought		
					Sales Taxable	e Expenditures	Franchise Tax	County	City	Hospital	Other
		Year	School Year (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 percent- age exemption requested or granted in each year of the agreement	Fill in percent- age exemption requested or granted in each year of the agreement	Fill in percent- age exemption requested or granted in each year of the agreement	Fill in percent- age 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)				S	See Attac	hment 2()				
	Complete tax years of qualify-	1									
	ing time period	2									
		3									
	4										
	5										
True One dit	Value Limitation	6									
Tax Credit Period (with 50% cap on credit)	Period	7									
,		8									
		9									
		10									
		11									
Credit Settle-Up period	Continue to Maintain Viable Presence	12									
		13									
Post- Settle	e-Up Period	14									
Post- Settle	e-Up Period	15									

*For planning, construction and operation of the facility.

ATTACHMENT 1

See executed application attached.

ATTACHMENT 2 Proof of Payment of Application Fee

Please find on the attached page, a copy of the check for the \$65,000 application fee to Silverton Independent School District.

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)

ATTACHMENT 3

Not Applicable

ATTACHMENT 4 Detailed Description of the Project

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.

Briscoe Wind Farm, LLC (Briscoe) is requesting an appraised value limitation from Silverton Independent School District (ISD) for the Briscoe Wind Farm (the "Project"), a proposed wind powered electric generating facility in Briscoe County. The proposed Project (this application) will be constructed within two reinvestment zones. Briscoe County Reinvestment Zone No. 1 established July 8, 2013 (zone 1 documentation is included as Attachment 22) and a reinvestment zone to be established (zone 2) by Briscoe County at a Commissioners Court meeting in the near future. A map showing the location of the Project, which delineates the two zones, is included as Attachment 7.

The proposed Project is anticipated to have a total capacity of 200 MW, all located within the boundaries of Silverton ISD. Turbine selection is ongoing at the time and has not been finalized. The exact number of wind turbines and size of each turbine will vary depending upon the wind turbines selected, manufacturer's availability and prices, ongoing wind studies and the final megawatt generating capacity of the Project when completed. Current plans are to install 3.0 MW Acciona turbines with an estimated 67 turbines located in the Silverton ISD. The Applicant requests a value limitation for all materials and equipment installed for the Project, including but not limited to: wind turbines, pad transformer, towers, foundation, roadways, buildings and offices, anemometer towers, collection system, electrical substations, transmission line and associated towers, and interconnection facilities.

Construction of the Project is anticipated to begin in the fourth quarter of 2013 with completion by December 31, 2015.

ATTACHMENT 4A

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

Founded in 1996 by two entrepreneurs in Wörrstadt, Germany, the privately held juwi Group (juwi) has more than 17 years of experience developing, financing, constructing, operating, and maintaining renewable energy projects. The juwi Group has developed over 2,000 MW of renewable energy—including wind, solar, and bio energy. The juwi Group employees more than 1,700 people globally and is currently active in renewable energy development on five continents. Since 1996, the juwi Group has overseen the installation of over 1,450 MW of wind energy, representing 150 individual projects and over 650 individual wind turbines. As such juwi has the ability to locate wind farms throughout the U.S. and in foreign countries.

Headquartered at 4845 Pearl East Circle, Suite 200 Boulder, Colorado 80301, juwi Wind, LLC (juwi Wind) is a wholly owned subsidiary of the juwi. juwi Wind's staff of 22 development professionals offers expertise in project development, financing, construction, and asset management in the North American market. In its four years of active market participation, juwi wind has installed 91 MWs of wind energy and has already contracted an additional 26 MWs for construction in 2014. juwi Wind is the 100% owner of the Briscoe Wind Farm and is looking forward to adding this 200 MW project to our construction plans.

ATTACHMENT 5

List of districts and percentages where the Project is located

The entire Project is located within Briscoe County (100%) and Silverton Independent School District (100%).

ATTACHMENT 6 Description of qualified investment

- 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 (Please see Attachment 7)

Briscoe Wind Farm, LLC plans to construct a 200 MW wind farm in Briscoe County. Approximately 67 wind turbines will be located in Briscoe County, all of which will be located in Silverton ISD. Turbine selection is ongoing at this time and has not been finalized. For purposes of this application, the project anticipates using 3.0 MW turbines manufactured by Acciona, although final turbine selection may change. Briscoe Wind Project is also constructing approximately 7 miles of generation transmission tie line that will connect to the Silverton Substation, a project substation, and an operations and maintenance building in Silverton ISD, all of which are specifically included as qualified property in this application.

This application covers all qualified property within Silverton ISD necessary for the commercial operations of the wind farm. Qualified Investment and qualified property includes, but is not limited to, turbines, towers, foundations, pad mounted transformers, underground collections systems, electrical substations, generation transmission tie lines, electrical interconnections, met towers, roads, operations and maintenance buildings, spare parts, and control systems necessary for commercial generation of electricity.

The map in Attachment 7 shows the proposed project areas with the proposed improvement locations. The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final location of turbines, transmission lines, and supporting structures will be determined before construction begins.

ATTACHMENT 7

Map of qualified investment showing location of improvements with vicinity map

Briscoe Wind Farm - Silverton ISD Map

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4	A-25	A-24	A-23	A-22	A-21	+ B1-95	B1-78	B1-69	B1-52	B1-41	
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Legend

- Project Boundary
- CREZ Substation
- RES Tax Abatement Sections Briscoe CO
- Briscoe Wind Project within RES Reinvestment Zone
- Briscoe Wind Project outside RES Reinvestment Zone
- * Briscoe Wind 200MW Layout
- TX ISD Boundary
- Substation Proposed
- --- SharyLand Silverton
- ---- Cross Texas 345kV
- RES Longhorn Project Boundary
- County Boundary



Happy ISD Tulia ISD Kress ISD Floy Clarendon ISD Clarendon ISD Turkey-Quitaque ISD Floy County Floy County Floydada ISD

Juwi Wind LLC Briscoe Wind Project ISD Vicinity Map

ATTACHMENT 8 Description of Qualified Property

- 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 (Please see Attachment 7).

Briscoe Wind Farm, LLC plans to construct a 200 MW wind farm in Briscoe County. Approximately 67 wind turbines will be located in Briscoe County, all of which will be located in Silverton ISD. Turbine selection is ongoing at this time and has not been finalized. For purposes of this application, the project anticipates using 3.0 MW turbines manufactured by Acciona, although final turbine selection may change. Briscoe Wind Project is also constructing approximately 7 miles of generation transmission tie line that will connect to the Silverton Substation, a project substation, and an operations and maintenance building in Silverton ISD, all of which are specifically included as qualified property in this application.

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The map in Attachment 7 shows the proposed project areas with the proposed improvement locations. The exact placement of turbines is subject to ongoing planning, wind studies, engineering, and discussions with landowners and turbine manufacturers. The final location of turbines, transmission lines, and supporting structures will be determined before construction begins.

ATTACHMENT 9

Maps of qualified property, showing location of improvements

Please see Attachment 7. The maps of the qualified property, showing location of improvements, and a separate vicinity map are in Attachment 7.

ATTACHMENT 10

Reinvestment Zone #1

Legal	Aamag	Country	ISD	RZ 1	D7 2
Description B1, No.77, 194.5 s&e 4.45 ac, SE/4	Acres	County	15D	KZ I	RZ 2
and W/2 of Sect 32Block A, N/2	990.05				
sect. 90B-1	770.05	Briscoe	Silverton		
seet. 70B-1		DIISCOC	Silverton	v	
B1, No. 40 (W/2), SW/4 & E/2 of					
NW/4 s&e 102 ac; B1, No. 14, W/2;	800.40				
B1, No.91, N/160.4 ac		Briscoe	Silverton		
B1 No. 92 E/2 of SE/4 and NE/4	240.00	Briscoe	Silverton	1	
B1, No.93, SW/4 &W/40 of S/106.66		Diisede	Shiverton	•	
s&e 8 ac.	192.00	Briscoe	Silverton	\checkmark	
		Diisede	Shiverton	•	
B1, No. 27, NW/4 & N/2 of SW/4; B1,					
No. 25, 200 of NW/corner, 40.12 ac of	640.00				
E/2 of N/400, 40.12 ac of E/2 of					
N/200; B1, No. 89, all		Briscoe	Silverton	\checkmark	
B1, No. 90, S/2; B2, No.4, S/2; B2,	000.00				
No.3, E/160 of N/2	800.00	Briscoe	Silverton	\checkmark	
B2, No. 2 all; B2, No. 3, S/2	960.00	Briscoe	Silverton		
B-2, No. 4, N/2	320.00	Briscoe	Silverton		
A, No. 32, NE/4; B1, No.92, NW/4;					
B2, No.15, NW/4; B2, No.6 s&e 100ft.	2,240.00				
Strip of 6.89 ac (railroad)		Briscoe	Silverton		
B2, No. 9, NE/4; B1, No. 88, NW/4	320.00	Briscoe	Silverton		
B-4,No.6, N/2; A, No. 37, NW/4; A,	320.00				
No. 38, S/2 of SW/4	320.00	Briscoe	Silverton		
B4, No. 6, N60 of N/2 of S/2; B2, No.	380.00			,	
10, N/2	560.00	Briscoe	Silverton		
B4, No. 6, 100 acres out of N/2 of S/2	100.00	Briscoe	Silverton		
B4, No. 12, S/2 & NE/4; B4, No. 11,	1,560.00				
all; B1, No. 87, all; B1, No. 88, S/120				I	
of SE/4 and SW/4; B2, No. 29, W/2		Briscoe	Silverton		
B2,No.1, N/2 s&e W/200; B2, No. 20,	280.00			I	
E/2; B4, No. 6, S/4	200.00	Briscoe	Silverton	\checkmark	
B2, No. 14, E/2; B2, No. 7, s&e 12.44	947.56	.	G 11	I	
ac. B2		Briscoe	Silverton	\checkmark	

A, No. 35, all; B4, No. 17, E/200 of					
N/2 & N/45 of $E/120$ of $SE/4$; A, No.	200.00				
34, S/2 of W/2; B4, No.5, W/5/8 of S/2	200.00	Briscoe	Silverton		
B2, No. 1, W/200 of N/2	200.00	Briscoe	Silverton		
B1, No. 88, N/200 of E/2	200.00	Briscoe	Silverton		
B2, No. 3, all of the west side of the					
north half	153.00	Briscoe	Silverton	\checkmark	
B2, No. 16, N/2; B2, No. 14, 40 of					
SW/4; N/60 of SW/4; NW/4; B2, No.	820.00				
13, N/120 of NW/4; B2, No. 12, tract	820.90				
out of W/part of SE/4		Briscoe	Silverton		
A, No. 33, SW/4	160.00	Briscoe	Silverton		
B4, No. 2, N/110 s&e 1 ac.	420.00				
NW/corner; B5, No.6, N/2	429.00	Briscoe	Silverton		
B2, No. 14, S/20 of N/2 of SW/4	20.00	Briscoe	Silverton		
B2, No. 14, S/20 of SW/4	20.00	Briscoe	Silverton		
20 ac, B2, No.14, N/20 of S/2 of SW/4	20.00	Briscoe	Silverton		
B2, No. 17, all; B2, No. 13, 311.2 out					
of section 13; B2, No. 18, 311.2 out of	100.00				
sec. 18		Briscoe	Silverton		
		Briscoe	Silverton		
BA, No. 33, E/2; A, No. 34, SE/4; A,					
No. 19, 311.28 ac., 2 tracts s&e 19.49	480.00				
ac.		Briscoe	Silverton		
A, No. 33, N/2 of W/2; A, No. 38, S/2	160.00			,	
of NE/4; B2, No. 24, N/2	100.00	Briscoe	Silverton		
482 acres of Section 91, Block B-1,					
Briscoe County, Texas, as described in	482.00				
Warranty Deed recorded in Volume	402.00			1	
49, Page 310 .		Briscoe	Silverton		
B4, No. 10, N/2; B4, No. 7, N/2	640.00	Briscoe	Silverton		
B2, No. 9, 379 acres out of S/2 and S/2	379.10			I	
of NW/4		Briscoe	Silverton	N	
B2, No. 8, W/2; S/180 of E/2	500.00	Briscoe	Silverton		
B4, No. 1, SW/4	160.00	Briscoe	Silverton		
B2, No. 8, N/140 of E/2, s&e 5.18 ac	135.00			1	
to BNSF	155.00	Briscoe	Silverton		
B2, No. 12, SW/4 and 16 ac of	176.00				
SW/part of NE/4		Briscoe	Silverton	1	
B2, No. 10, S/2	320.00	Briscoe	Silverton	√	
B2, No.1, S/2	320.00	Briscoe	Silverton	<u></u>	
A, No. 31, S/2	320.00	Briscoe	Silverton	<u>الم</u>	
B4, No.4, N/2	320.00	Briscoe	Silverton		

B2, No. 12, NE/4 s&e 16 ac out of SW/corner; B2, No. 9, 24 ac out of N/2 of NW/4 and 6.67 ac out of W/part of	174.67			
S/2 of NW/4		Briscoe	Silverton	
B2, No.13, E/2; B2, No. 11, all	960.00	Briscoe	Silverton	
B2, No. 12, E/2 of NW/4	80.00	Briscoe	Silverton	
B2, No.12, W/2 of NW/4	80.00	Briscoe	Silverton	
B1, No.39; B4, No.5, N/2 & E/3/8 of S/2; G&M, No. 165, S/2, G&M, No.219, N/3/4; G&M, No 183, all; B2,	440.00			
No. 19, all		Briscoe	Silverton	
B2, No. 13, metes & bounds	116.90	Briscoe	Silverton	
1.93 ac B2, No. 12; 47 ac, B2, No. 9,				
N/2 of NW/4; 2.77 ac B2, No. 12,	51.70			
SE/4		Briscoe	Silverton	

CONTINUED ON NEXT PAGE

REINVESTMENT ZONE #2 (to be created)

B1, No. 81, all	640	Briscoe	Silverton	\checkmark
B1, No. 82, all	640	Briscoe	Silverton	
B1, No. 83, all	640	Briscoe	Silverton	
B-1, No. 84, all	640	Briscoe	Silverton	
B-1, No. 85, all	640	Briscoe	Silverton	

ATTACHMENT 11 Map of land and separate vicinity map

Please see Attachment 7. A detailed map showing location of the land, and a separate vicinity map are in Attachment 7.
ATTACHMENT 12 Description of all existing (if any) improvements

There are no existing wind farm related improvements at this site.

ATTACHMENT 13 Request for waiver of job creation requirement

Please see the attached letter.



October 20, 2013

Mr. Todd Southard, Superintendent Silverton Independent School District 700 Loretta Street Silverton, Texas 79257

Re: Chapter 313 Job Waiver Request

Dear Mr. Southard:

Briscoe Wind Project, LLC requests that the Silverton Independent School Districit's Board of Trustees waive the job requirement provision as allowed by Section 313.025(f-1) of the Texas Tax Code. This waiver would be based on the school district's board findings that the jobs creation requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility of the property owner that is described in the application.

Briscoe Wind Project, LLC requests that the Silverton Independent School District make such a finding and waive the job creation requirement for 10 permanent jobs. In line with industry standards for job requirements, Briscoe Wind Project, LLC has committed to create 7 total jobs for the project, of which all will be in Silverton ISD.

Wind projects crate a large number of full and part-time, but temporary jobs during the construction phase of the project, but require a relatively small number of highly skilled technicians to operate and maintain the project after commercial operation commences.

The industry standard for employment is typically one full-time employee for approximately every 15 turbines. This number may vary depending on the operations and maintenance requirements of the turbines selected as well as the support and technical assistance offered by the turbine manufacturer. 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. In addition to the onsite

Calculation of three possible wage requirements with TWC documentation

- Briscoe County average weekly wage for all jobs (all industries)
- Briscoe County average weekly wage of all jobs (manufacturing) <u>data is not available</u>
- See attached Council of Governments Regional Wage Calculation and Documentation

BRISCOE WIND PROJECT, LLC ATTACHMENT 14

SILVERTON ISD - BRISCOE COUNTY CHAPTER 313 WAGE CALCULATION - ALL JOBS - ALL INDUSTRIES

QUARTER	YEAR	AVG WEE	KLY WAGES*	ANNUALIZED
THIRD	2012	\$	440	\$ 22,880
FOURTH	2012	\$	662	\$ 34,424
FIRST	2013	\$	503	\$ 26,156
SECOND	2013	\$	535	\$ 27,820
	AVERAGE	\$	535	\$ 27,820
	x		110%	110%
		\$	589	\$ 30,602

SILVERTON ISD - BRISCOE COUNTY CHAPTER 313 WAGE CALCULATION - MANUFACTURING JOBS

NO MANUFACTURING WAGE DATA AVAILABLE

CHAPTER 313 WAGE CALCULATION - REGIONAL WAGE RATE

REGION	YEAR	AVG W	EEKLY WAGES*	ANNUALIZED
PANHANDLE	2012	\$	804.80	\$ 41,850
	3	×	110%	110%
		\$	885.28	\$ 46,035

* SEE ATTACHED TWC DOCUMENTATION

Quarterly Employment and Wages (QCEW)

Back

Page	1	of 1	(40	results/page)
aye		011	(+0	results/page/

							i uge i	of i (to results/page)
Year	Period	Area	Ownership	Division	Level	Ind Code	♦ Industry	Avg Weekly Wages
2012	1st Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$448
2013	1st Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$503
2012	2nd Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$470
2013	2nd Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$535
2012	3rd Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$440
2012	4th Qtr	Briscoe County	Private	00	0	10	Total, All Industries	\$662

x 110% = \$46,035

2012 Manufacturing Wages by Council of Government Region Wages for All Occupations

	Wag	es
COG	Hourly	Annual
Texas	\$23.56	\$48,996
1. Panhandle Regional Planning Commission	\$20.12	\$41,850
2. South Plains Association of Governments	\$16.18	\$33,662
3. NORTEX Regional Planning Commission	\$17.83	\$37,076
4. North Central Texas Council of Governments	\$24.68	\$51,333
5. Ark-Tex Council of Governments	\$16.84	\$35,032
6. East Texas Council of Governments	\$19.61	\$40,797
7. West Central Texas Council of Governments	\$18.24	\$37,941
8. Rio Grande Council of Governments	\$16.17	\$33,631
9. Permian Basin Regional Planning Commission	\$21.93	\$45,624
10. Concho Valley Council of Governments	\$16.33	\$33,956
11. Heart of Texas Council of Governments	\$19.07	\$39,670
12. Capital Area Council of Governments	\$26.03	\$54,146
13. Brazos Valley Council of Governments	\$16.55	\$34,424
14. Deep East Texas Council of Governments	\$16.20	\$33,698
15. South East Texas Regional Planning Commission	\$29.38	\$61,118
16. Houston-Galveston Area Council	\$26.59	\$55,317
17. Golden Crescent Regional Planning Commission	\$21.03	\$43,742
18. Alamo Area Council of Governments	\$18.40	\$38,280
19. South Texas Development Council	\$13.54	\$28,170
20. Coastal Bend Council of Governments	\$22.97	\$47,786
21. Lower Rio Grande Valley Development Council	\$16.33	\$33,961
22. Texoma Council of Governments	\$22.57	\$46,949
23. Central Texas Council of Governments	\$17.16	\$35,689
24. Middle Rio Grande Development Council	\$18.93	\$39,380

Source: Texas Occupational Employment and Wages

Data published: July 2013

Data published annually, next update will be July 31, 2014

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

Wage data is produced from Texas OES data, and is not to be compared to BLS estimates. Data intended for TAC 313 purposes only.

ATTACHMENT 15 Description of Benefits

At least 80% of employees of the operator of the Briscoe Wind Farm will be employed in qualifying jobs pursuant to Texas Tax code 313.024(d). Qualifying jobs will meet the definition of Texas Tax Code Section 313.051(b). Employees will be offered a group health benefit plan for which the operator of the Briscoe Wind Farm will pay at least 80% of the premiums or other charges assessed for employee only coverage under the plan or as necessary to be in compliance with the Affordable Care Act. In addition, each qualifying employee will receive area wide competitive 401(k) Retirement Savings Plan, vacation time, sick leave and skills training.

The Economic Impact Study will be performed by the Comptroller at a future date.

See attached Schedule A

Schedule A (Rev. January 2013): Investment

Applicant Name ISD Name	BRISCOE W SILVE	RTON ISD							Form 50-296
	······································			PROPE	RTY INVESTMENT AMOUN	TS			F0111 50-296
			(Es		t in each year. Do not put cu		·····		
		Year	School Year	Tax Year (Fill in actual tax year below) YYYY	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 proceeding	Investment made before filing complete a with district (neither qualified property nor become qualified invostment)	eligible to			0	0		0	······
the first complete tax year of the qualifying time	Investment made after filing complete ap with district, but before final board appro- application (eligible to become qualified p	al of roperty)	2014-2015	2014		_			
period (assuming no deferrals)	Investment made after final board approv application and before Jan. 1 of first com year of qualifying time period (qualified investment and eligible to become qualified property)		r	15,075,000		15,075,000		15,075,00	
	Complete tax years of qualifying time period	1	1 2015-2016 2		15,075,000		15,075,000	0	15,075,00
	репод	2	2016-2017	2016	270,650,000	700000	271,350,000	0	271,350,00
		3	2017-2018	2017				0	27_1,330,00
		4	2018-2019	2018	0	0		0	
		5	2019-2020	2019	0	0		······································	
Tax Credit Period	Value Limitation Period	6	2020-2021	2020	0	0	*****	°	······································
(with 50% cap on		7	2021-2022	2021	0	0			
credit)		8	2022-2023	2022	0	0		0	·····
		9	2023-2004	2023	0	0		0	······································
		10	2024-2025	2024	0	0		0	······································
		11	2025-2026	2025	0	0		°	
Credit Settle-Up Period	Continue to Maintain Viable Presence	12	2026-2027	2026	0	0		0	
		13	2027-2028	2027	0	0		0	
F	Post- Settle-Up Period	14	2028-2029	2028					
F	Post- Settle-Up Period	15	2029-2030	2028		0		0	·······

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 tanglible 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].

 Column B:
 [For the years outside the qualifying time period, this number should simply represent the planned investment to try probable replacement during limitation period.

 Column D:
 The total dollar amount of planned investment ach year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code \$\$13.021(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.

Quer (F)

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DATE 11-6-13

See attached Schedule B

Schedule B (Rev. January 2013):	Estimated Market And Taxable Value
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BRISCOE WIND FARM, LLC

Applicant Name

ISD Name		<u> </u>	SILVERTON ISD	· · ·					· ·····	Form 50-296	
	N	Qualified					roperty	Reductions from Market Value	Estimated Taxable Value		
		Year	School Year	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 parsonal property in the new building of "in or on the new Improvement"	Exempted Value	Final taxable value for 18.S - after all reductions	Final taxable value for M&O-after all reductions	
······································		pre-year 1	2014-2015	2014	\$ -	\$	\$ 7,537,500	\$ -	\$ -	\$	
	Complete tax years of qualifying	1	2015-2016	2015	<u>s</u>	\$		\$	\$ 15,075,000	\$ 15.075,000	
<u> </u>	time period	2	2016-2017	2016	\$ -	\$ -	\$ 292,455,000	\$~	\$ 292,455.000	\$ 292,455,000	
······		3	2017-2018	2017	\$	\$ -		\$	\$ 269,059,000	\$ 10.000.000	
		4	2018-2019	2018	\$	\$ -		\$ -	\$ 247,534,000	\$ 10,000,000 \$ 10,000,000	
	Value Limitation Period	5	2019-2020	2019	\$-	\$ -	\$ 227,731,000		\$ 227,731,000	<u>\$ 10,000,000</u> \$ 10,000.000	
Tax Credit Period (with		6	2020-2021	2020	\$ -	\$ -		\$ -	\$ 209,513,000		
50% cap on		7	2021-2022	2021	\$ -	\$-		\$ -			
credit)		8	2022-2023	2022	\$ -	\$ -		\$ -		\$ 10,000,000	
		9	2023-2004	2023	\$ -	\$ -		\$	\$ 163,145,000		
		10	2024-2025	2024	\$ -	\$ -	\$150,093,000		\$ 150,093,000		
Prodit Cottle Lin	Continue to	11	2025-2026	2025	\$ -	s -		· · · · · · · · · · · · · · · · · · ·	\$ 138,086,000		
Credit Settle-Up Period	Maintain Viable	12	2026-2027	2026	\$ -	\$ -	\$ 127,039,000			\$ 138,086,000	
	Presence	13	2027-2028	2027	\$ -	\$ -	<u>\$ 116,876,000</u>				
Post- Sett	le-Up Period	14	2028-2029	2028	\$ -	\$ -	\$ 107,526,000				
	le-Up Period	15	2029-2030	2028	\$ -	\$ -	\$ 98 924 000	\$	\$ 107,526,000 \$ 98,924,000		

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.

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DATE 11-6-13

See attached Schedule C

Schedule C- Application: Employment Information

Applicant Name ISD Name BRISCOE WIND FARM, LLC SILVERTON ISD

									Form 50-:	296
	· · · · · · · · · · · · · · · · · · ·		······		Constru	uction	New	Jobs	Qualifying	Jobs
		Year	School Year	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 iobs
		pre-year 1	2014-2015	2014	5 FTEs	\$42,000.00	0	\$0.00		\$0.0
· - ···	Complete tax years of	1	2015-2016	2015	5 FTEs	\$42,000.00	1	\$46,500.00	<u>~</u>	\$46.500.00
	qualifying time period	2	2016-2017	2016	200 FTEs	\$42,000.00	7	\$42,000.00		\$46,500.0
		3	2017-2018	2017			7	\$42,000.00		\$46,500,01
		4	2018-2019	2018			7	\$42,000.00	······································	
	Value Limitation	5	2019-2020	2019			7	\$42,000.00		······································
Tax Credit Period		6	2020-2021	2020			7	\$42,000.00	······································	\$46,500.00
with 50% cap on	Period	7	2021-2022	2021		-	7	\$42,000.00		
credit)		8	2022-2023	2022				······································	6	\$46,500.0
		9	2023-2004	2023			/	\$42,000.00		\$46,500.0
		10	2024-2025	2024		· · · · · · · · · · · · · · · · · · ·		\$42,000.00		\$46,500.00
	Continue to	11	2025-2026	2025			7	\$42,000.00	6	\$46,500.00
Credit Settle-Up Period	Maintain Viable	12	2026-2027	2026	·		. 7	\$42,000.00	6	\$46,500.00
Penod	Presence	13	2027-2028	2027				\$42,000.00	6	\$46,500.00
Post- Settle-	Up Period	14	2028-2029	2028			7	\$42,000.00		\$46,500.00
Post- Settle-		15	2029-2030	2028			7	\$42,000.00	6	\$46,500.00
· · · · · · · · · · · · · · · · · · ·			2010-2000	2020		·	7	\$42,000.00	6	\$46,500.00

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.

0 C

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DATE 11-6-13

See attached Schedule D

Schedule D: (Rev. January 2013): Other Tax Information

Name			BRISCOE W	IND FARM, L			ISD Name		SILVERTON ISD		Form 50-296	
					Sales Ta	ax Information	Franchise Tax	Other Property Tax Abatements Sought				
					Sales Taxa	ble 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	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)			2014-2015	2014	2,336,625	12,738,375		-	-	-	-	
`.	Complete tax years of	1	2015-2016	2015	2,336,625	12,738,375	· · · · · ·	0%	n/a	n/a	n/a	
	qualifying time period	2	2016-2017	2016	42,059,250	229,290,750	0	100%	n/a	n/a	n/a	
		3	2017-2018	2017	75,000	100,000	0		n/a	n/a	n/a	
		4	2018-2019	2018	82,500	110,000	0	100%	n/a	n/a		
	-	5	2019-2020	2019	90,800	121,000	0		n/a	n/a	n/a	
Tax Credit	Value Limitation	6	2020-2021	2020	99,900	133,100	80,000	100%	n/a	n/a	n/a	
Period (with 50% cap on	Period	7	2021-2022	2021	109,900	146,400	80,000	100%	n/a	n/a	n/a	
credit)		8	2022-2023	2022	120,900	161,000	80,000	100%	n/a	n/a	n/a	
		9	2023-2004	2023	133,000	177,100	80,000	100%	n/a	n/a	n/a	
		10	2024-2025	2024	146,300	194,800	80,000	100%		n/a	n/a	
0	Continue to	11	2025-2026	2025	160,900	214,300	······································	100%	n/a	n/a	n/a	
Credit Settle- Up Period	Maintain Viable	12	2026-2027	2026	177,000	235,700			0%		<u> · </u>	
	Presence	13	2027-2028	2027	194,700	259,300		0%	0%		[
Post- Sett	Post- Settle-Up Period 14 2028-2029 2028		214,200	285,200	·····	0%						
	e-Up Period	15	2029-2030	2028	235,600	313,700		i			1	

planning, construction and operation of the facility. -0

Applicant

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE (1-6-1 3

Please see attached maps of Briscoe County Reinvestment Zone No. 1 and the proposed Briscoe County Reinvestment Zone No. 2 which will be created by Briscoe County Commissioner Court

Briscoe Wind Farm - Silverton ISD Map

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Legend

- Project Boundary
- CREZ Substation
- RES Tax Abatement Sections Briscoe CO
- Briscoe Wind Project within RES Reinvestment Zone
- Briscoe Wind Project outside RES Reinvestment ZoneBriscoe Wind 200MW Layout
- TX ISD BoundarySubstation Proposed
- --- SharyLand Silverton
- ---- Cross Texas 345kV
- RES Longhorn Project Boundary
- County Boundary



Briscoe County Commissions Court created Briscoe County Reinvestment Zone No. 1 on July 8, 2013. The order establishing the zone is attached hereto. The Briscoe County Commissioners Court is expected to create the proposed reinvestment Briscoe County Reinvestment Zone No. 2 on November 11, 2013. The order establishing the new second zone will be furnished at a later date.

#13-004

FILED

JUL 08 2013

IN THE COMMISSIONERS COURT OF BRISCOE COUNTY, TEXAS

Sens Hester

ORDER DESIGNATING CERTAIN PROPERTY IN BRISCOE COUNTY, TEXAS, AS THE "BRISCOE COUNTY REINVESTMENT ZONE NO. 1"

On July 8, 2013, the Commissioners Court of Briscoe County, Texas, met in regular session, having provided notice of said hearing in compliance with Chapter 551 of the Texas Government Code and Chapter 312, Texas Tax Code.

During this session, the Commissioners Court of Briscoe County, Texas, considered the designation of certain property located in Briscoe County, Texas, as a reinvestment zone.

The Commissioners Court of Briscoe County, Texas, finds that the Proposed Reinvestment Zone meets the criteria for reinvestment zones, in that the Proposed Reinvestment Zone is likely to contribute to the retention or expansion of primary employment or attract major investment to the Proposed Reinvestment Zone.

Accordingly, the Commissioners Court of Briscoe County, Texas, hereby designates the property described in Exhibit A & B, which is located in Briscoe County, Texas, as Reinvestment Zone No. 1.

Page 1

PASSED AND APPROVED on the 8th day of July, 2013.

BRISCOE COUNTY, TEXAS Wayne Nance, County Judge MADI <u></u> 177211 Wade Procter, Commissioner Precinct #2 y Burson, Commissioner Precinct #1 Dewey Estes, Commissioner Precinct #3 John T. Burson, Commissioner Precinct #4 ATTEST: County Clerk

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EXHIBIT A

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EXHIBIT B

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BRISCO-COUNTY-JUDGE

0008/0011

LONGHORN WIND PROJECT, LLC

Page 1 of B

Exhibit -B- to Briscoe County Abatement Application

Legal Description	Acreage	County	ISD	
Section 13, Block B-2	117	Briscoe	Silverton	
E 120 acres of N/2 of Section 1, Block B-2	120	Briscoe	Silverton	
Section 30, Block A	160	Briscoe	Silverton	
· · · · · · · · · · · · · · · · · · ·		ULISCOE	Silverton	
E/2 SW/4 of Section 28, Block A	80	Briscoe	Silverton	
Section 29, Block A	• 540	Briscoe	Silverton	
SW/4 of Section 30, Block A	157	Briscoe	Silverton	
SE/A of Section 30, Block A	160	Briscoe	Silverton	
SW/4 and the E/2 of Section 94, Block 8-1	238	Briscoe	Silverton	
N/2 of Section 34, Block A	316			
Section 35, Block A	640	Briscoe	Silverton	
· · · · · · · · · · · · · · · · · · ·		Briscoe	Silverton	
VE/4 of Section 31, Block A	160	Briscoe	Silverton	
5/3 of the N/2 of Section 93, Block B-1	67	Briscoe	Silverton	
VE/4 of Section 32, Block A	160	Briscoe	Silverton	
JE/4 of Section 92, Block B-1	160	Briscoe	Silverton	
ection 92, Block B-1	160	Briscoe	Silverton	
ection 36, Block B-1	320	Briscoe	Silverton	
ection 33, Block A	160	Briscoe	Silverton	
E/4 of Section 32, Block A	159	Briscoe	Silverton	
V/2 of Section 32, Block A	302	Briscoe	Silverton	
/2 of the SE/4 of Section 92, Block 8-1	80	Briscoe	Sliverton	
ection 15, Block B-2	640	Briscoe	Sliverton	
ection 6, Block B-4	631	Briscoe	Silverton	
ection 5, Block B-2	626	Briscoe	Silverton	
ection 91, Block B-1	160	Briscoe	Silverton	
ection 14, Block 8-2	159	Briscoe	Silverton	
ection 4, Block B-2	128	Briscoe	Silverton	
ection 4, Block B-2	160	Briscoe	Sliverton	
ection 90, Block B-1	160	Briscoe	Silverton	
ection 14, Block B-2	80	Briscoe	Silverton	
ection 14, Blook B-2	319	Briscoe	Silverton	
ection 7, Block B-2	628	Briscoe	Silverton	
/2 of Section 90, Block B-1	320	Briscoe	· · · · · · · · · · · · · · · · · · ·	
1/2 of Section 8, Block B-2	320	Briscoe	Silverton	
ection 3, Block B-2	320		Sliverton	
ection 89, Block B-1	636	Briscoe	Silverton	
E/4 Section 8, Block B2	134		Silverton	
W/4 of Section 88, Block B-1	160	Briscoe Briscoe	Silverton	
E/4 of Section 88, Block B1	200		Silverton	
ection 9, Block BZ	380	Briscoe Briscoe	Silverton	

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LONGHORN WIND PROJECT, LLC

Page 2 of 3

Exhibit -B- to Briscoe County Abatement Application

Legal Description	Acreage	County	(5D
W/2 of NW/4 of Section 12, Block B-2	40	Briscoe	Silverton
S 120 acres of the SE/4 of Section 88, Block 8-1 Section 2, Block 8-2	120	Briscoe	Silverton
Section 10, Block B-2	640	Briscoe	Silverton
S/2 of Section 10, Block B-2	320	Briscoe	Silverton
Section 11, Block B-2	320	Briscoe	Silverton
Section 87, Block B-1	640	Briscoe	Silverton
S/2 of Section 10, Block B-2	639	Briscoe	Silverton
Section 11, Block B-4	320	Briscoe	Silverton
Section 5, Block B-4	640	Briscoe	Silverton
	441	Briscoe	Silverton
Section 6, Block B-4	160	Briscoe	Silverton
W/2 and SE/4 of Section 8, Block B2 Section 12, Block B4	0	Briscoe	Silverton
Section 26, Block A	320	Briscoe	Silverton
Section 20, Block A	640	Briscoe	Silverton
Section 38, Block A	640	Briscoe	Silverton
N/2 OF NE/4 of Section 38, Block A	160	Briscoe	Silverton
N/2 of SW/4 of Section 38, Block A	80	Briscoe	Silverton
Section 39, Block A	80	Briscoe	Silverton
S/2 of SW/4 of Section 38, Block A	640	Briscoe	Silverton
SE/4 of Section 38, Block A	80	Briscoe	Silverton
E/2 - AFE - LIN 108, BIOCK A	260	Briscoe	Silverton
E/2 of Section 40, Block A	320	Briscoe	
5/2 of Section 37, Block A	320	Briscoe	Silverton
SW/4 and W/2 of SE/4 of Section 92, Block B1	240	Briscoe	Silverton
V/2 of Section 16, Block B2	320	Briscoe	Silverton
N/2 of SE/4 of Secution 16, Block B2	80	Briscoe	Silverton
W/4 of Section 16, Block B2 (50%interest)	260	Briscoe	Silverton
ection 17, Block B2	640	Briscoe	Silverton
/2 of Section 4, Block B2	160	Briscoe	Silverton
N/2 and SE/4 of Section 8, Block B2	480	Briscoe	Silverton
1/2 and SW/4 of Section 18, Block B2	80	Briscoe	Silverton
urvey 19, Block B2	640	Briscoe	Silverton
/2 of Section 20, Block B2	320	Briscoe	Silverton
E/4 of Section 12, Block B4	160	Briscoe	Silverton
W/4 of Survey 12, Block 84	160	Briscoe	Silverton
ection 1, Block B4	640	Briscoe	Silverton
/2 of Section 13, Block B4	270	Briscoe	Silverton
/2 of Section 10, Block 84	276	Briscoe	Silverton
/2 of Section 7, Block 84	270	Briscoe	Silverton
/2 of Section 2, Block B4	68	Briscoe	Silverton
I of Survey 4, Block B4	270	Briscoe	Silverton
E/4 Section 37, Block A	160	Briscoe	Sliverton
W/4 Section 37, Block A	160	Briscoe	Silverton
2 OF NE/4 of Section 38, Block A			anverton

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Page 3 of 3

LONGHORN WIND PROJECT, LLC

Exhibit -B- to Briscoe County Abatement Application

Legal Description Acreage County NE/4 of Section 8, Block B2 ISD 160 Briscoe W/2 of Section 20, Block B3 Silverton 320 E/2 of SE/4 of Section 16, Block B2 Briscoe Silverton 80 Briscoe E/2 of SE/4 of Section 16, Block B2 Silverton 80 Briscoe Silverton E/2 Section 40, Block A 320 Briscoe N2/ of N/2 of Section 25, Block B2 Silverton Briscoe 160 S/2 of N/2 of Section 25, Block B2 Silverton 160 Briscoe S/2 of Section 25, Block 82 Silverton 320 Briscoe N/2 of Section 24, Block B2 Silverton 320 S/2 of Section 24, Block B2 Briscoe Silverton 320 Briscoe Section 23, Block B2 Silverton 640 Briscoe Section 22, Block B2 Silverton 640 Briscoe Silverton Section 21, Block B2 640 Briscoe Section 17, Block B4 Silverton 640 Section 16, Block B4 Briscoe Silverton 320 Briscoe Silverton Block 84 Section 6 270 E/PT of Section 2, Block B4 Briscoe Silverton 90 Briscoe AB 1771, SEC 60, BLK B1 N/2, W N EDWARDS Silverton 320 Briscoe AB 1771, SEC 60, BLK B1 5/2, W N EDWARDS Silverton 320 Briscoe AB 1853 SEC 4; BLK 8-3 SB Davis Silverton 160 Briscoe AB 1087 SEC 4: BLK B-S E L Ayers Silverton 160 AB 51 SEC 9, BLK B-5, BS&F Briscoe Silverton 293 Briscoe AB 1938 OUT OF NW PT, SEC 10, BLK BB, A J ASKEY Silverton 161 Briscoe AB 988, SEC 10, SLK B5 OUT OF NE 3/4, J W COWART Silverton 254 Briscoe AB 1789, SEC 4, BLK 8-5, MRS L A MONTAGUE Silverton 80 Briscoe AB 1788, SEC 4, BLK B-5, VERNA MONTAGUE Silverton 80 Briscoe AB 49, SEC 5, BLK 8-5 BS&F Silverton 160 Briscoe AB 85, SEC 61, BLK B-1, BS&F Silverton 319 AB 1282 SEC 2, BLK B-4, I P VERNON Briscoe Silverton 110 Briscoe Silverton AB 1791 SEC 2, BLK B-4, A L DEAVENPORT 65 Briscoe AB 49, SEC 5, BLK B-5, BS&F Silverton 481 AB 1, SEC 1, BLK B-4, AB&M Briscoe Silverton 481 Briscoe AB 1458, SEC 86, BLK B-1, W D MILLER NE/4 Silverton 160 Briscoe AB 50, SEC 7, BLK B-5 BW&F Silverton 288 Briscoe AB 1458, SEC 86, BLK B-1, W D MILLER NW/4 Sliverton 160 AB 1861, SEC 86, BLK B-1, R H FLEMING Briscoe Silverton 160 AB 1861, SEC 86, BLK B-1, R H FLEMING Briscoe Silverton 80 Briscoe AB 1861, SEC 86, BLK 8-1, R H FLEMING Silverton 80 Briscoe AB 48, SEC 3, BLK B-5, BS&F Silverton 640 AB 1383 SEC 8, BLK B-5, SAM WHITELY Briscoe Silverton 290 Briscoe AB 1088, SEC 2, BLK B-5, E L AYERS Sliverton 260 Briscoe Silverton

Please see attached legal descriptions of Reinvestment Zone #1 and Reinvestment Zone #2. <u>Reinvestment Zone #1</u>

Legal					
Description	Acres	County	ISD	RZ 1	RZ 2
B1, No.77, 194.5 s&e 4.45 ac, SE/4					
and W/2 of Sect 32Block A, N/2	990.05			1	
sect. 90B-1		Briscoe	Silverton		
B1, No. 40 (W/2), SW/4 & E/2 of	800.40				
NW/4 s&e 102 ac; B1, No. 14, W/2;	800.40				
B1, No.91, N/160.4 ac		Briscoe	Silverton		
B1 No. 92 E/2 of SE/4 and NE/4	240.00	Briscoe	Silverton		
B1, No.93, SW/4 &W/40 of S/106.66	102.00				
s&e 8 ac.	192.00	Briscoe	Silverton		
B1, No. 27, NW/4 & N/2 of SW/4; B1,	C 10,00				
No. 25, 200 of NW/corner, 40.12 ac of	640.00				
E/2 of N/400, 40.12 ac of E/2 of					
N/200; B1, No. 89, all		Briscoe	Silverton	\checkmark	
B1, No. 90, S/2; B2, No.4, S/2; B2,					
No.3, E/160 of N/2	800.00	Briscoe	Silverton	\checkmark	
B2, No. 2 all; B2, No. 3, S/2	960.00	Briscoe	Silverton		
B-2, No. 4, N/2	320.00	Briscoe	Silverton		
A, No. 32, NE/4; B1, No.92, NW/4;					
B2, No.15, NW/4; B2, No.6 s&e 100ft.	2,240.00				
Strip of 6.89 ac (railroad)	,	Briscoe	Silverton		
B2, No. 9, NE/4; B1, No. 88, NW/4	320.00	Briscoe	Silverton		
B-4,No.6, N/2; A, No. 37, NW/4; A,					
No. 38, S/2 of SW/4	320.00	Briscoe	Silverton		
B4, No. 6, N60 of N/2 of S/2; B2, No.		Diiseoe			
10, N/2	380.00	Briscoe	Silverton		
B4, No. 6, 100 acres out of N/2 of S/2	100.00	Briscoe	Silverton	$\overline{}$	
2 1, 110. 0, 100 ueres out 01 11/2 01 5/2	100.00	DIBOUC		۲	
B4, No. 12, S/2 & NE/4; B4, No. 11,	1,560.00				
all; B1, No. 87, all; B1, No. 88, S/120	1,500.00				
of SE/4 and SW/4; B2, No. 29, W/2		Briscoe	Silverton		
B2,No.1, N/2 s&e W/200; B2, No. 20,		DISCOC		۷	
E/2; B4, No. 6, S/4	280.00	Briscoe	Silverton		
B2, No. 14, E/2; B2, No. 7, s&e 12.44		DISCOC		۷	
ac. B2	947.56	Briscoe	Silverton	γ	
ac. D2		DIISCOE	Silverton	N	

A, No. 35, all; B4, No. 17, E/200 of					
N/2 & N/45 of $E/120$ of $SE/4$; A, No.	200.00				
34, S/2 of W/2; B4, No.5, W/5/8 of S/2	200.00	Briscoe	Silverton		
B2, No. 1, W/200 of N/2	200.00	Briscoe	Silverton		
B1, No. 88, N/200 of E/2	200.00	Briscoe	Silverton		
B2, No. 3, all of the west side of the					
north half	153.00	Briscoe	Silverton	\checkmark	
B2, No. 16, N/2; B2, No. 14, 40 of					
SW/4; N/60 of SW/4; NW/4; B2, No.	820.00				
13, N/120 of NW/4; B2, No. 12, tract	820.90				
out of W/part of SE/4		Briscoe	Silverton		
A, No. 33, SW/4	160.00	Briscoe	Silverton		
B4, No. 2, N/110 s&e 1 ac.	420.00				
NW/corner; B5, No.6, N/2	429.00	Briscoe	Silverton		
B2, No. 14, S/20 of N/2 of SW/4	20.00	Briscoe	Silverton		
B2, No. 14, S/20 of SW/4	20.00	Briscoe	Silverton		
20 ac, B2, No.14, N/20 of S/2 of SW/4	20.00	Briscoe	Silverton		
B2, No. 17, all; B2, No. 13, 311.2 out					
of section 13; B2, No. 18, 311.2 out of	100.00				
sec. 18		Briscoe	Silverton		
		Briscoe	Silverton		
BA, No. 33, E/2; A, No. 34, SE/4; A,					
No. 19, 311.28 ac., 2 tracts s&e 19.49	480.00				
ac.		Briscoe	Silverton		
A, No. 33, N/2 of W/2; A, No. 38, S/2	160.00			,	
of NE/4; B2, No. 24, N/2	100.00	Briscoe	Silverton		
482 acres of Section 91, Block B-1,					
Briscoe County, Texas, as described in	482.00				
Warranty Deed recorded in Volume	402.00			1	
49, Page 310 .		Briscoe	Silverton		
B4, No. 10, N/2; B4, No. 7, N/2	640.00	Briscoe	Silverton		
B2, No. 9, 379 acres out of S/2 and S/2	379.10			I	
of NW/4		Briscoe	Silverton	N	
B2, No. 8, W/2; S/180 of E/2	500.00	Briscoe	Silverton		
B4, No. 1, SW/4	160.00	Briscoe	Silverton		
B2, No. 8, N/140 of E/2, s&e 5.18 ac	135.00			1	
to BNSF	155.00	Briscoe	Silverton		
B2, No. 12, SW/4 and 16 ac of	176.00				
SW/part of NE/4		Briscoe	Silverton	1	
B2, No. 10, S/2	320.00	Briscoe	Silverton	√	
B2, No.1, S/2	320.00	Briscoe	Silverton	<u></u>	
A, No. 31, S/2	320.00	Briscoe	Silverton	<u>الم</u>	
B4, No.4, N/2	320.00	Briscoe	Silverton		

B2, No. 12, NE/4 s&e 16 ac out of SW/corner; B2, No. 9, 24 ac out of N/2 of NW/4 and 6.67 ac out of W/part of	174.67				
S/2 of NW/4		Briscoe	Silverton	\checkmark	
B2, No.13, E/2; B2, No. 11, all	960.00	Briscoe	Silverton	\checkmark	
B2, No. 12, E/2 of NW/4	80.00	Briscoe	Silverton	\checkmark	
B2, No.12, W/2 of NW/4	80.00	Briscoe	Silverton	\checkmark	
B1, No.39; B4, No.5, N/2 & E/3/8 of S/2; G&M, No. 165, S/2, G&M, No.219, N/3/4; G&M, No 183, all; B2,	440.00				
No. 19, all		Briscoe	Silverton	\checkmark	
B2, No. 13, metes & bounds	116.90	Briscoe	Silverton		
1.93 ac B2, No. 12; 47 ac, B2, No. 9, N/2 of NW/4; 2.77 ac B2, No. 12,	51.70				
SE/4		Briscoe	Silverton	\checkmark	

CONTINUED ON NEXT PAGE

REINVESTMENT ZONE #2 (to be created)

B1, No. 81, all	640	Briscoe	Silverton	\checkmark
B1, No. 82, all	640	Briscoe	Silverton	
B1, No. 83, all	640	Briscoe	Silverton	
B-1, No. 84, all	640	Briscoe	Silverton	
B-1, No. 85, all	640	Briscoe	Silverton	

Briscoe County Commissioners Court adopted Guidelines and Criteria for reinvestment zone #1 at their regular scheduled meeting on July 8, 2013, by order, a copy of which is attached.

13-003

Time

JUL 08 2013

IN THE COMMISSIONERS COURT OF BRISCOE COUNTY, TEXAS

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

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

WHEREAS, the County of Briscoe, Texas, desires to be eligible to participate in tax abatement under certain circumstances; now therefore,

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

ARTICLE I.

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

ARTICLE II

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

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

2. All construction proposed, as part of any such improvements, shall meet applicable County of Briscoe, Texas, or generally accepted industry standards and construction requirements.

- 3. All property included in a tax abatement shall be maintained in accordance with all applicable County of Briscoe, Texas, or generally accepted industry standards and construction requirements during the term of the tax abatement agreement.
- 4. Throughout any tax abatement agreement, the owner(s) or persons in possession and control of the improvements located thereon which is included within an area which is the subject of a tax abatement agreement shall pay all lawfully assessed ad valorem taxes levied on such property before the same shall become delinquent.
- 5. For property located in a commercial and/or industrial reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:
 - a. The proposed improvements shall have the effect of increasing the value of the real property upon which they are located; and,
 - b. The proposed improvements shall have the effect of adding to the available number of jobs and/or retaining existing jobs in the Briscoe County, Texas area.
- 6. For residential property located in a residential reinvestment zone, and proposed as the subject of a tax abatement agreement, the following criteria shall apply:
 - a. The proposed improvements shall address the blighting or deteriorating influences on the subject property;
 - b. The proposed improvements shall address building safety, unsanitary or unsafe conditions, or property deterioration; and
 - c. Where applicable, the improvements shall address faulty lot layout with respect to size, accessibility, or usefulness.
- 7. Pursuant to Section 312.002, Texas Tax Code, an application for tax abatement shall be accompanied by a reasonable application fee of \$1,000.
- 8. All improvements proposed, as part of a tax abatement agreement, shall further the purposes established by the Legislature of the State of Texas in Chapter 312 of the Texas Tax Code.
- 9. In accordance with Texas Tax Code section 312.002, these guidelines and criteria shall not limit the discretion of the County to decide whether to enter into a specific tax abatement agreement. Accordingly, the County may enter into a particular tax abatement agreement whenever it determines that it is in the best interests of the County to enter into such agreement and provide such abatement with respect to a particular applicant. In

doing so, the County may vary from the provisions of this Tax Abatement Policy Statement in any respect that is not contrary to state law.

ARTICLE III

This resolution shall be effective from its adoption on July 8, 2013,

for the full period authorized by law.

PASSED, APPROVED, AND ADOPTED THIS 8th day of July, 2013.

COUNTY OF BRISCOE

County Judge ne Nance.

Commissioner Precinct #1 my Burson,

Wade Procter, Commissioner Precinct #2

Dewey Estes, Commissioner Precinct #3

John T. Burson, Commissioner Precinct #4

ATTEST: County Clerk