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TEXAS BOARD OF LEGAL SPECIALIZATION

JUSTIN DEMERATH

September 1, 2016

Local Government Assistance & Economic Analysis
Texas Comptroller of Public Accounts
P.O. Box 13528
Austin, Texas 78711-3528

RE: Application to the Irion County Independent School District from Santa Rita East Wind LLC

(**First Qualifying Year 2018 First Year of Value Limitation 2020**)

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Irion County Independent School District is notifying Santa Rita East Wind LLC of its intent to consider the application for appraised value limitation on qualified property should a positive certificate be issued by the Comptroller. The company has provided the schedules in both electronic format and paper copies. The electronic copy is identical to the hard copy that will be hand delivered. The Applicant has requested that the value limitation begin in the first full tax year after commercial operations, i.e., 2020.

The Applicant submitted the Application to the school district on August 15, 2016. The Board voted to accept the application on August 22, 2016. The application has been determined complete as of September 1, 2016. Please prepare the economic impact report.

REQUEST FOR CONFIDENTIALITY

The Applicant has requested that the following portion of the Application be kept confidential:

- A portion of Tab 5, 313 as a determining factor
- A portion of Tab 11 (the detailed project layout).

In accordance with 34 TAC 9.1053, the information that is the subject of this request is segregated from the materials submitted contemporaneously with this application, that is, the proprietary commercial information regarding the competitive siting decisions for the possible project and proprietary information regarding the proposed layout of the project. The confidential materials are being submitted separately to protect against unintended disclosure. The description of the investment timeline and the maps depicting the planned location of the project display proprietary commercial information regarding the specific location of the possible project and the nature of the business that will be conducted at the site. The materials are protected by the trade secret exception set forth in Texas Government Code §552.110. The determination of whether specific material is protected as a trade secret is a question of fact. While not defined in the statute, Texas has long recognized the definition of trade secrets set forth in the Restatement of Torts. See, *Hyde v. Huffings*, 314 S.W. 2d 763, 776 (Tex. 1957), cert denied, 358 U.S. 898 (1958). The Texas Attorney General's office has consistently applied the Restatement of Torts in determining whether information submitted to Texas governmental agencies is exempt from disclosure in response to Open Records requests under the "trade secret" doctrine. See e.g., Open Records Decision No. 652, pp. 3-5 (1997); See also, OR2002-2871 (May 28, 2002). The Restatement of Torts lists six factors to be utilized in determining whether material is, in fact a trade secret. These factors will be discussed below.

1. Extent to which information is known outside of SANTA RITA;
2. Extent to which information is known by employees.
3. Security Measures.
4. Value of Information.
5. Effort Expended.
6. Ease of Duplication.

SANTA RITA maintains security on the internal item specifications from which plans for site development are written, performance statistics, and other data from which the layout and location has been developed. This type of information is held to be a trade secret by SANTA RITA. In fact, the maintenance of confidentiality of this type of information is the industry standard among all of the companies engaged in this industry.

Project confidentiality is maintained inside the company and with the consultants engaged to prepare the application. SANTA RITA requires confidentiality of all employees and contractual confidentiality provisions with its consultants. SANTA RITA uses proprietary methods for the development of layout and locating decisions. SANTA RITA feels that secure information cannot be duplicated without access to its proprietary processes. The release of any information regarding these proprietary processes would give competitors of SANTA RITA an unfair competitive position.

Section 552.104

This Section of the Texas Government Code provides that information is excepted from disclosure if it would give advantage to a competitor. As for the same reasons stated above, maintaining the confidential status of the underlying data is critical to maintaining SANTA RITA's competitive position in the market.

The public release of this information would reveal information which the company believes would cause the company to suffer substantial competitive harm and weaken its position in competitive siting decisions. In addition, the company views the proposed layout and location of the turbines as a trade secret in which they have expended considerable resources. The public release of this information would reveal information which the company considers to be a trade secret.

A copy of the application will be submitted to the Irion County Appraisal District.

Sincerely,

Kevin O'Hanlon
School District Consultant

Cc: Irion County Appraisal District

Santa Rita East Wind LLC

Irion County Independent School District

Invenergy

Irion County Independent School District
Billy Barnett, Superintendent
PO Box 469
Mertzon TX 76941-0469

August 26, 2016

RE: Application for Appraised Value Limitation on Qualified Property (the "Application")

Dear Superintendent Barnett:

Santa Rita East Wind LLC is proposing to construct a wind energy facility within the boundaries of Irion County ISD. This planned facility will include a total estimated investment of $241,650,000. Santa Rita East Wind LLC proposes to enter into an Agreement for Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes with Irion ISD based on the enclosed Application. In the Application, we have requested that the Tax Limitation Period under the Agreement begin on January 1 of the first full tax year after the commencement of commercial operations of the wind energy facility. Commercial Operations are currently expected to be complete by December 31, 2019.

Santa Rita East Wind LLC believes that this wind energy facility will promote economic growth in the community. We appreciate your consideration of the Application and look forward to working with you on a successful project. Please feel free to contact Courtney Timmons at (312) 582-1285 if you have any questions concerning the Application.

Very truly yours,

Bryan Schueler
Senior Vice President, Development

CHECKLIST ITEM #1

Application

See attached.

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

Economic Development and Analysis
Form 50-296-A

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 hard copy of the completed application to the Comptroller in a three-ring binder with tabs, as indicated on page 9 of this application, 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. For more information, see guidelines on Comptroller's website.

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. Pursuant to 9.1053(a)(1)(C), requested information shall be provided within 20 days of the date of the request. 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, issue a certificate for a limitation on appraised value 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 not later than the 150th 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 issue a certificate, complete the 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 to the Chapter 313 statute, rules, guidelines and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SECTION 1: School DIstrict Information

1. Authorized School District Representative

8-15-16
Date Application Received by District

Billy
First Name

Barnett
Last Name

Superintendent
Title

Irion County ISD
School District Name

302 North 3rd Street
Street Address

PO Box 469
Mailing Address

Mertzon
City

TX
State

76941
ZIP

(325) 835-6111
Phone Number

Fax Number

Mobile Number *(optional)*

bbarnett@irion-isd.org
Email Address

2. Does the district authorize the consultant to provide and obtain information related to this application? . . . . ☑ Yes ☐ No

SECTION 1: School DIstrict Information *(continued)*

3. Authorized School District Consultant *(If Applicable)*

First Name	Last Name
Bob	Popinski

Title: Associate

Firm Name: Moak Casey

Phone Number	Fax Number
512-485-7878	

Mobile Number *(optional)*	Email Address
	bpopinski@moakcasey.com

4. On what date did the district determine this application complete? 9-1-16

5. Has the district determined that the electronic copy and hard copy are identical? . . . . ☑ Yes ☐ No

SECTION 2: Applicant Information

1. Authorized Company Representative *(Applicant)*

First Name	Last Name
Bryan	Schueler

Title	Organization
Senior Vice President, Development	Invenergy LLC

Street Address: One South Wacker Drive, Suite 1900

Mailing Address: One South Wacker Drive, Suite 1900

City	State	ZIP
Chicago	IL	60606

Phone Number	Fax Number
(312) 582-1421	

Mobile Number *(optional)*	Business Email Address
	BSchueler@invenergyllc.com

2. Will a company official other than the authorized company representative be responsible for responding to future information requests? . . . . ☐ Yes ☑ No

2a. If yes, please fill out contact information for that person.

First Name	Last Name

Title	Organization

Street Address:

Mailing Address:

City	State	ZIP

Phone Number	Fax Number

Mobile Number *(optional)*	Business Email Address

3. Does the applicant authorize the consultant to provide and obtain information related to this application? . . . . ☑ Yes ☐ No

SECTION 2: Applicant Information (continued)

4. **Authorized Company Consultant** ***(If Applicable)***

Evan | Horn

First Name | Last Name

Agent

Title

Ryan, LLC

Firm Name

(512) 476-0022 | (512) 476-0033

Phone Number | Fax Number

Evan.Horn@ryan.com

Business Email Address

SECTION 3: Fees and Payments

1. Has an application fee been paid to the school district? . . . . . . ☑ Yes ☐ No

The total fee shall be paid at time of the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.

1a. If yes, attach in **Tab 2** proof of application fee paid to the school district.

For the purpose of questions 2 and 3, "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.

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

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

SECTION 4: Business Applicant Information

1. What is the legal name of the applicant under which this application is made? Santa Rita East Wind Energy LLC

2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 *(11 digits)* 32061129683

3. List the NAICS code 221115

4. Is the applicant a party to any other pending or active Chapter 313 agreements? . . . . . . ☐ Yes ☑ No

4a. If yes, please list application number, name of school district and year of agreement

SECTION 5: Applicant Business Structure

1. Identify Business Organization of Applicant *(corporation, limited liability corporation, etc)* Limited Liability Corporation

2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)? . . . . . . ☑ Yes ☐ No

2a. If yes, attach in **Tab 3** a copy of Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.

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

4. Are all applicant members of the combined group current on all tax payments due to the State of Texas? . . . . . . ☑ Yes ☐ No ☐ N/A

5. If the answer to question 3 or 4 is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. *(If necessary, attach explanation in **Tab 3**)*

SECTION 6: Eligibility Under Tax Code Chapter 313.024

1. Are you an entity subject to the tax under Tax Code, Chapter 171? ☑ Yes ☐ No
2. The property will be used for one of the following activities:
   - (1) manufacturing ☐ Yes ☑ No
   - (2) research and development ☐ Yes ☑ No
   - (3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☑ No
   - (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☑ No
   - (5) renewable energy electric generation ☑ Yes ☐ No
   - (6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☑ No
   - (7) nuclear electric power generation ☐ Yes ☑ No
   - (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☑ No
   - (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051 ☐ Yes ☑ No
3. Are you requesting that any of the land be classified as qualified investment? ☐ Yes ☑ No
4. Will any of the proposed qualified investment be leased under a capitalized lease? ☐ Yes ☑ No
5. Will any of the proposed qualified investment be leased under an operating lease? ☐ Yes ☑ No
6. Are you including property that is owned by a person other than the applicant? ☐ Yes ☑ No
7. Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☑ No

SECTION 7: Project Description

1. In **Tab 4**, attach 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.
2. Check the project characteristics that apply to the proposed project:
   - ☑ Land has no existing improvements
   - ☐ Land has existing improvements *(complete Section 13)*
   - ☐ Expansion of existing operation on the land *(complete Section 13)*
   - ☐ Relocation within Texas

SECTION 8: Limitation as Determining Factor

1. Does the applicant currently own the land on which the proposed project will occur? ☐ Yes ☑ No
2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project? ☑ Yes ☐ No
3. Does the applicant have current business activities at the location where the proposed project will occur? ☐ Yes ☑ No
4. Has the applicant made public statements in SEC filings or other documents regarding its intentions regarding the proposed project location? ☐ Yes ☑ No
5. Has the applicant received any local or state permits for activities on the proposed project site? ☐ Yes ☑ No
6. Has the applicant received commitments for state or local incentives for activities at the proposed project site? ☐ Yes ☑ No
7. Is the applicant evaluating other locations not in Texas for the proposed project? ☑ Yes ☐ No
8. Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities? ☐ Yes ☑ No
9. Has the applicant provided information related to the applicant's inputs, transportation and markets for the proposed project? ☐ Yes ☑ No
10. Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas? ☑ Yes ☐ No

Chapter 313.026(e) states "the applicant may submit information to the Comptroller that would provide a basis for an affirmative determination under Subsection (c)(2)." If you answered "yes" to any of the questions in Section 8, attach supporting information in Tab 5.

SECTION 9: Projected Timeline

1. Application approval by school board Q1 2017
2. Commencement of construction Q4 2016
3. Beginning of qualifying time period 2017
4. First year of limitation 2020
5. Begin hiring new employees 2019
6. Commencement of commercial operations Q3 2019
7. Do you propose to construct a new building or to erect or affix a new improvement after your application review start date *(date your application is finally determined to be complete)*? . . . . . ☐ Yes ☑ No

   Note: Improvements made before that time may not be considered qualified property.
8. When do you anticipate the new buildings or improvements will be placed in service? Q3 2019

SECTION 10: The Property

1. Identify county or counties in which the proposed project will be located Irion County
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property Irion County Appraisal District
3. Will this CAD be acting on behalf of another CAD to appraise this property? . . . . . ☐ Yes ☑ No
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:

   County: (Irion, .341364%, 100%)
   (Name, tax rate and percent of project)

   City: N/A
   (Name, tax rate and percent of project)

   Hospital District: N/A
   (Name, tax rate and percent of project)

   Water District: (Irion County Water Dist, .01168%, 100%)
   (Name, tax rate and percent of project)

   Other *(describe)*: (FMLR, .039550%, 100%)
   (Name, tax rate and percent of project)

   Other *(describe)*: N/A
   (Name, tax rate and percent of project)
5. Is the project located entirely within the ISD listed in Section 1? . . . . . ☑ Yes ☐ No

   5a. If no, attach in **Tab 6** additional information on the project scope and size to assist in the economic analysis.
6. Did you receive a determination from the Texas Economic Development and Tourism Office that this proposed project and at least one other project seeking a limitation agreement constitute a single unified project (SUP), as allowed in §313.024(d-2)? . . . . . ☐ Yes ☑ No

   6a. If yes, attach in **Tab 6** supporting documentation from the Office of the Governor.

SECTION 11: Investment

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as Subchapter B or Subchapter C, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's website at **www.texasahead.org/tax_programs/chapter313/**.

1. At the time of application, what is the estimated minimum qualified investment required for this school district? 20,000,000.00
2. What is the amount of appraised value limitation for which you are applying? 25,000,000.00

   Note: The property value limitation amount is based on property values available at the time of application and may change prior to the execution of any final agreement.
3. Does the qualified investment meet the requirements of Tax Code §313.021(1)? . . . . . ☑ Yes ☐ No
4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
   a. 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 (**Tab 7**);
   b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your minimum qualified investment (**Tab 7**); and
   c. a detailed map of the qualified investment showing location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period, with vicinity map (**Tab 11**).
5. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or §313.053 for Subchapter C school districts) for the relevant school district category during the qualifying time period? . . . . . ☑ Yes ☐ No

SECTION 12: Qualified Property

1. Attach a detailed description of the qualified property. [See §313.021(2)] (If qualified investment describes qualified property exactly, you may skip items a, b and c below.) The description must include:
   - 1a. 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 (**Tab 8**);
   - 1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (**Tab 8**); and
   - 1c. a map of the qualified property showing location of new buildings or new improvements with vicinity map (**Tab 11**).
2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)? . . . . . ☐ Yes ☑ No
   - 2a. If yes, attach complete documentation including:
     - a. legal description of the land (**Tab 9**);
     - b. each existing appraisal parcel number of the land on which the new improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property (**Tab 9**);
     - c. owner (**Tab 9**);
     - d. the current taxable value of the land. Attach estimate if land is part of larger parcel (**Tab 9**); and
     - e. a detailed map showing the location of the land with vicinity map (**Tab 11**).
3. Is the land on which you propose new construction or new improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? . . . . ☐ Yes ☑ No
   - 3a. If yes, attach the applicable supporting documentation:
     - a. evidence that the area qualifies as a enterprise zone as defined by the Governor's Office (**Tab 16**);
     - b. legal description of reinvestment zone (**Tab 16**);
     - c. order, resolution or ordinance establishing the reinvestment zone (**Tab 16**);
     - d. guidelines and criteria for creating the zone (**Tab 16**); and
     - e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (**Tab 11**)
   - 3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date. What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone? . . . . . October 15, 2016

SECTION 13: Information on Property Not Eligible to Become Qualified Property

1. In **Tab 10**, attach a specific and detailed description of all **existing property**. This includes buildings and improvements existing as of the application review start date (the date the application is determined to be complete by the Comptroller). The description must provide sufficient detail to locate all existing property on the land that will be subject to the agreement and distinguish existing property from future proposed property.
2. In **Tab 10**, attach a specific and detailed description of all **proposed new property that will not become new improvements** as defined by TAC 9.1051. This includes proposed property that: functionally replaces existing or demolished/removed property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property; or is otherwise ineligible to become qualified property. The description must provide sufficient detail to distinguish existing property (question 1) and all proposed new property that cannot become qualified property from proposed qualified property that will be subject to the agreement (as described in Section 12 of this application).
3. For the property not eligible to become qualified property listed in response to questions 1 and 2 of this section, provide the following supporting information in **Tab 10**:
   - a. maps and/or detailed site plan;
   - b. surveys;
   - c. appraisal district values and parcel numbers;
   - d. inventory lists;
   - e. existing and proposed property lists;
   - f. model and serial numbers of existing property; or
   - g. other information of sufficient detail and description.
4. Total estimated market value of existing property (that property described in response to question 1): . . . . . $ 0.00
5. In **Tab 10**, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.
6. Total estimated market value of proposed property not eligible to become qualified property *(that property described in response to question 2)*: . . . . . $ 0.00

Note: Investment for the property listed in question 2 may count towards qualified investment in Column C of Schedules A-1 and A-2, if it meets the requirements of 313.021(1). Such property cannot become qualified property on Schedule B.

SECTION 14: Wage and Employment Information

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

2. What is the last complete calendar quarter before application review start date:

☐ First Quarter ☑ Second Quarter ☐ Third Quarter ☐ Fourth Quarter of 2016 *(year)*

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

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

4. What is the number of new qualifying jobs you are committing to create? 5

5. What is the number of new non-qualifying jobs you are estimating you will create? 0

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

   6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.

7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the 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(21) and (22).

   a. Average weekly wage for all jobs (all industries) in the county is 1,277.50

   b. 110% of the average weekly wage for manufacturing jobs in the county is . . . . . N/A

   c. 110% of the average weekly wage for manufacturing jobs in the region is 908.37

8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? . . . . . ☐ §313.021(5)(A) or ☑ §313.021(5)(B)

9. What is the minimum required annual wage for each qualifying job based on the qualified property? 47,235.10

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? 47,235.10

11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? . . . . . ☑ Yes ☐ No

12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? . . . . . ☐ Yes ☑ No

    12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).

13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? . . . . . ☐ Yes ☑ No

    13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

SECTION 15: Economic Impact

1. Complete and attach Schedules A1, A2, B, C, and D in **Tab 14**. Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.

2. Attach an Economic Impact Analysis, if supplied by other than the Comptroller's Office, in **Tab 15**. *(not required)*

3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

Tab 2

Proof of Payment of Application Fee

Proof of payment attached.

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)

CHECKLIST ITEM #3

Combined Group Membership Documentation

The entity Santa Rita East Wind Energy LLC, was formed on 7/26/2016 after the latest combined group franchise tax filing was completed. Attached to this application is the aforementioned filing, of which Santa Rita East Wind Energy LLC will be included in future years.

Documentation of combined group received by the Texas Comptroller of Public Accounts

CHECKLIST ITEM #4

Detailed Description of Project

Santa Rita East Wind Energy LLC anticipates constructing a wind-powered electric generating facility with an operating capacity of approximately 200 megawatts. The exact number of wind turbines and the size of each turbine will vary depending upon the wind turbines selected and the megawatt generating capacity of the project completed. Presently our plans are to install a variation of GE 2.5 megawatt turbines on the property within the reinvestment zone in Irion County, Texas. Santa Rita East Wind Energy LLC estimates that approximately 80 turbines are planned to be installed in Irion County ISD.

The additional improvements for the Santa Rita East Wind Project will include but are not limited to, wind turbines, towers, foundations, roadways, buildings and offices, anemometer towers, computer equipment, furniture, company vehicles, electrical transmission cables and towers and electrical substations.

CHECKLIST ITEM #5

CONFIDENTIAL

CHECKLIST ITEMS #6

Other School District Information

N/A

CHECKLIST ITEM #7

Description of Qualified Investment

See checklist item #4.

CHECKLIST ITEMS #8

Description of Qualified Property

See checklist item #4.

CHECKLIST ITEM #9

Description of Land

Santa Rita East Wind Energy LLC will lease approximately 50,000 acres of land with local land owners in Irion County, Texas.

SURVEY_NAME	BLOCK	SECTION	CNTY_CODE	CNTY_NAME	ABST_NO
H&TC RR CO	27	24	235	Irion	1009
H&TC RR CO	27	23	235	Irion	191
H&TC RR CO	27	22	235	Irion	1011
H&TC RR CO	27	21	235	Irion	217
H&TC RR CO	27	20	235	Irion	1012
H&TC RR CO	27	19	235	Irion	216
H&TC RR CO	27	18	235	Irion	1016
GC&SF RR CO		3	235	Irion	136
GC&SF RR CO		4	235	Irion	923
H&TC RR CO	27	25	235	Irion	190
H&TC RR CO	27	17	235	Irion	185
GOSSETT, F A		5	235	Irion	112
SHORPE, T H		37	235	Irion	704
H&TC RR CO	14	64	235	Irion	932
H&TC RR CO	14	63	235	Irion	386
H&TC RR CO	14	42	235	Irion	933
H&TC RR CO	14	41	235	Irion	375
H&TC RR CO	14	20	235	Irion	921
AYERS, MRS N		1	235	Irion	8
H&TC RR CO	28	3084	235	Irion	1006
H&TC RR CO	14	19	235	Irion	364
H&TC RR CO	28	3083	235	Irion	193
H&TC RR CO	14	65	235	Irion	387
H&TC RR CO	14	62	235	Irion	1000
H&TC RR CO	14	43	235	Irion	376
H&TC RR CO	14	40	235	Irion	969
H&TC RR CO	14	21	235	Irion	365
H&TC RR CO	14	18	235	Irion	1014
SUGG, J D		4	235	Irion	1279
H&TC RR CO	28	3082	235	Irion	984
H&TC RR CO	28	3081	235	Irion	198
H&TC RR CO	14	83	235	Irion	396
H&TC RR CO	14	66	235	Irion	998
H&TC RR CO	14	61	235	Irion	385
H&TC RR CO	14	44	235	Irion	1109
H&TC RR CO	14	39	235	Irion	374
H&TC RR CO	14	22	235	Irion	972
H&TC RR CO	14	17	235	Irion	363
H&TC RR CO	14	82	235	Irion	1047
H&TC RR CO	14	67	235	Irion	388
H&TC RR CO	14	60	235	Irion	997
H&TC RR CO	14	45	235	Irion	377
H&TC RR CO	14	38	235	Irion	971
H&TC RR CO	14	23	235	Irion	366
H&TC RR CO	14	16	235	Irion	973
H&TC RR CO	14	1	235	Irion	355
H&TC RR CO	1	10	235	Irion	988
H&TC RR CO	14	90	235	Irion	1045
H&TC RR CO	14	81	235	Irion	395
H&TC RR CO	14	68	235	Irion	935
H&TC RR CO	14	59	235	Irion	384
H&TC RR CO	14	46	235	Irion	1110
H&TC RR CO	14	37	235	Irion	373
H&TC RR CO	14	24	235	Irion	1026
H&TC RR CO	14	15	235	Irion	362
H&TC RR CO	14	2	235	Irion	890
H&TC RR CO	1	11	235	Irion	236
H&TC RR CO	14	91	235	Irion	400
H&TC RR CO	14	80	235	Irion	1046
H&TC RR CO	14	69	235	Irion	389
H&TC RR CO	14	58	235	Irion	1143

H&TC RR CO	14	47	235	Irion	378
H&TC RR CO	14	36	235	Irion	1025
H&TC RR CO	14	25	235	Irion	367
H&TC RR CO	14	14	235	Irion	891
H&TC RR CO	14	3	235	Irion	356
H&TC RR CO	1	30	235	Irion	743
H&TC RR CO	14	92	235	Irion	1048
H&TC RR CO	14	79	235	Irion	394
H&TC RR CO	14	70	235	Irion	1141
H&TC RR CO	14	57	235	Irion	383
H&TC RR CO	14	48	235	Irion	1163
H&TC RR CO	14	35	235	Irion	372
H&TC RR CO	14	26	235	Irion	889
H&TC RR CO	14	13	235	Irion	361
H&TC RR CO	14	4	235	Irion	957
H&TC RR CO	14	93	235	Irion	401
H&TC RR CO	14	78	235	Irion	965
H&TC RR CO	14	71	235	Irion	390
H&TC RR CO	14	56	235	Irion	1142
H&TC RR CO	14	49	235	Irion	379
H&TC RR CO	14	34	235	Irion	1028
H&TC RR CO	14	27	235	Irion	368
H&TC RR CO	14	12	235	Irion	888
H&TC RR CO	14	5	235	Irion	357
H&TC RR CO	1	50	235	Irion	960
H&TC RR CO	28	3080	235	Irion	1008
H&TC RR CO	1	9	235	Irion	235
H&TC RR CO	1	12	235	Irion	752
H&TC RR CO	14	94	235	Irion	885
H&TC RR CO	14	77	235	Irion	393
H&TC RR CO	14	72	235	Irion	1023
H&TC RR CO	14	55	235	Irion	382
H&TC RR CO	14	50	235	Irion	1140
H&TC RR CO	14	33	235	Irion	371
H&TC RR CO	14	28	235	Irion	1034
H&TC RR CO	14	11	235	Irion	360
H&TC RR CO	14	6	235	Irion	1036
DUFF, H H		8	235	Irion	1161
H&TC RR CO	1	51	235	Irion	256
H&TC RR CO	14	95	235	Irion	402
H&TC RR CO	14	76	235	Irion	968
H&TC RR CO	14	73	235	Irion	391
H&TC RR CO	14	54	235	Irion	1021
H&TC RR CO	14	51	235	Irion	380
H&TC RR CO	14	32	235	Irion	1027
H&TC RR CO	14	29	235	Irion	369
H&TC RR CO	14	10	235	Irion	1033
H&TC RR CO	14	7	235	Irion	358
H&TC RR CO	1	70	235	Irion	1115
H&TC RR CO	14	96	235	Irion	887
H&TC RR CO	14	75	235	Irion	392
H&TC RR CO	14	74	235	Irion	1022
H&TC RR CO	14	53	235	Irion	381
H&TC RR CO	14	52	235	Irion	1024
H&TC RR CO	14	31	235	Irion	370
H&TC RR CO	14	30	235	Irion	1035
H&TC RR CO	14	9	235	Irion	359
H&TC RR CO	14	8	235	Irion	1162
M C		2	235	Irion	1196
CHAMBERLAIN, M		40	235	Irion	1295
CHAMBERLAIN, M		2	235	Irion	1232
WC RR CO		2	235	Irion	1298

WC RR CO	42	235	Irion	1245
WC RR CO	41	235	Irion	684
WC RR CO	30	235	Irion	1234
WC RR CO	30	235	Irion	1221
WC RR CO	29	235	Irion	678
WC RR CO	19	235	Irion	673
WC RR CO	18	235	Irion	1125
WC RR CO	43	235	Irion	685
WC RR CO	40	235	Irion	1246
WC RR CO	40	235	Irion	1296
WC RR CO	31	235	Irion	679
WC RR CO	28	235	Irion	1219

CHECKLIST ITEM #10

Description of Property not Eligible to become Qualified Property

N/A

CHECKLIST ITEM #11

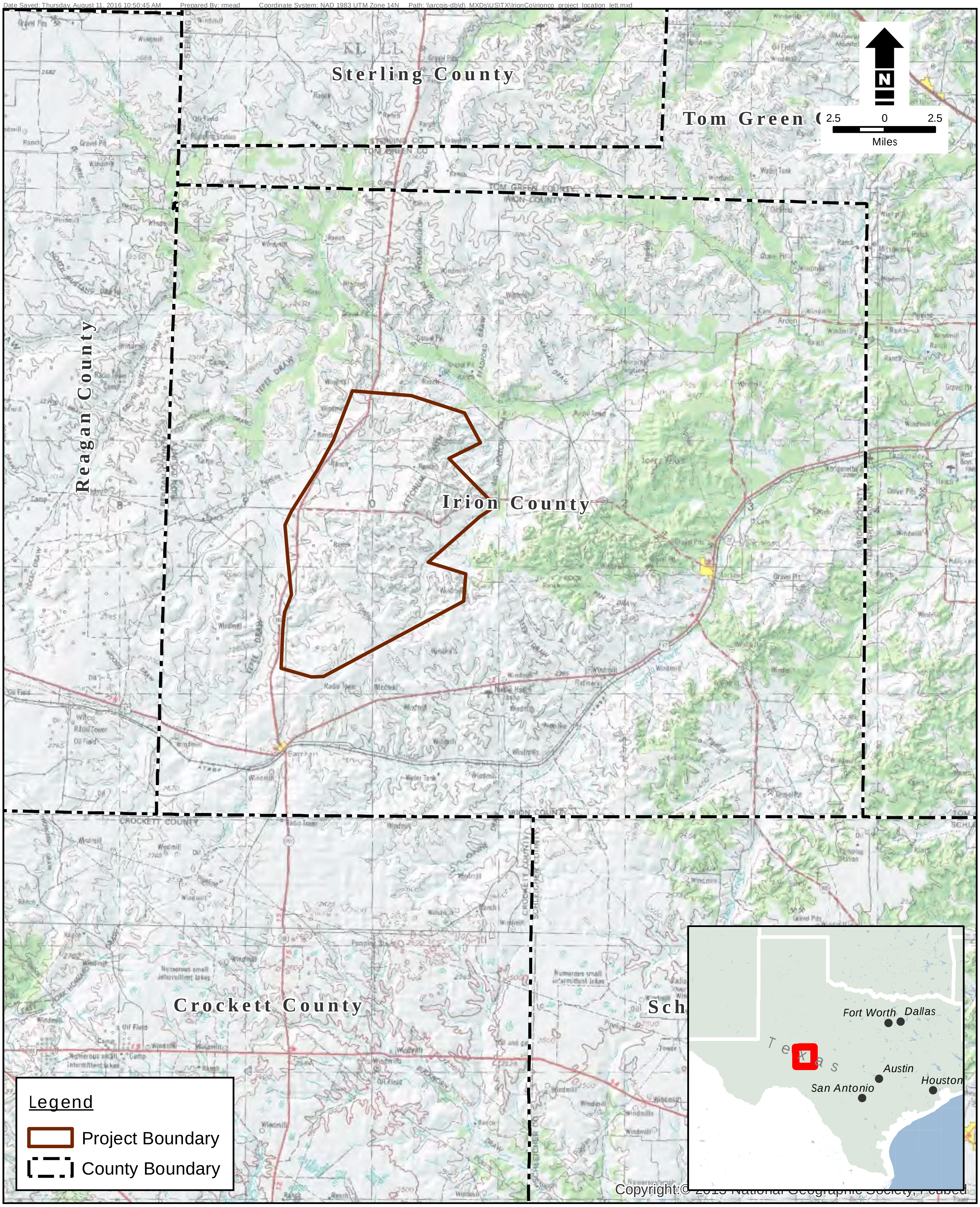
CONFIDENTIAL

Map of Project

See attached.

A portion of this response related to the planned location of wind turbines has been redacted in accordance with the request of the applicant for confidentiality pursuant to Section 552.101 of the Texas Gov't Code

Date Saved: Thursday, August 11, 2016 10:50:45 AM Prepared By: rmead Coordinate System: NAD 1983 UTM Zone 14N Path: \\arcgis-db\d_MXDs\US\TX\IrionCo\irionco_project_location_lett.mxd



Project Location Summary

Rev. 00

Santa Rita East Wind Energy Project, Irion County, Texas

August 11, 2016

Invenergy
One South Wacker Drive Suite 1800
Chicago, Illinois 60606
(312) 224-1400

CHECKLIST ITEM #12

Request for Waiver of Job Creation Requirement

See attached.

Invenergy

Mr. Barnett, Superintendent
Irion County Independent School District
302 N. 3rd Street
Mertzon, Texas 76941

Re: Chapter 313 Job Waiver Request

Dear Mr. Barnett,

Please consider this letter to be Santa Rita East Wind LLC's formal request to waive the minimum new job creation requirement, as provided under Texas Tax Code 313.025(f-1).

The governing body of a school district may waive the new jobs creation requirement in Section 313.021(2)(A)(iv)(b) or 313.051(b) and approve an application if the governing body makes a finding 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 that is described in this application. Wind energy projects create a large number of full-time jobs during the construction phase, but these jobs are temporary by nature. Once the project is in operation, a small crew of full-time employees will maintain and operate the facility. Based upon our experience in the wind industry, we expect that five (5) employees would be needed to operate a 200 MW facility, and we can commit to creating five (5) full-time positions to fill those needs for the turbines in Irion County ISD. All would be qualifying jobs as described in Section 313.021(3) of the Texas Tax Code.

The applicant requests that the Irion County ISD's Board of Trustees make such a finding and waive the job creation requirement. This waiver request is in line with industry standards for the job requirements for a wind energy facility of this size, as evidenced by limitation agreement applications that have been filed by other wind energy developers, and by documentation related to the development and operation of wind generation facilities.

Sincerely,

Bryan Schueler
Senior Vice President
Invenergy LLC

CHECKLIST ITEM #13

Calculation of three possible wage requirements with TWC documentation

Irion County All Industries Average Weekly Wages

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2016	1st Qtr	Irion County	Private	00	0	10	Total, All Industries	$ 1,402.00
2015	4th Qtr	Irion County	Private	00	0	10	Total, All Industries	$ 1,663.00
2015	3rd Qtr	Irion County	Private	00	0	10	Total, All Industries	$ 1,051.00
2015	2nd Qtr	Irion County	Private	00	0	10	Total, All Industries	$ 994.00
							4 Period Weekly Average	**$ 1,277.50**
							110% of Average Weekly Wage	**$ 1,405.25**
							110% of Annual Wages	**$ 73,073.00**

Irion County Average Manufacturing Weekly Wages

Not available.

COG Region Wage

Panhandle Regional Planning Commission		
2015 Average Manufacturing Wages	Hourly	Annual
	$ 20.64	$ 42,941.00
Avg Weekly Wage		**$ 825.79**
110% of Region Weekly Wage		**$ 908.37**
110% of Annual Wages		**$ 47,235.10**

CHECKLIST ITEM #14

Schedules A-D

See attached.

Date 8/15/2016

Schedule A1: Total Investment for Economic Impact (through the Qualifying Time Period)

Applicant Name **Santa Rita East Wind LLC**

ISD Name **Irion County ISD**

Form 50-296A

Revised May 2014

PROPERTY INVESTMENT AMOUNTS								
(Estimated Investment in each year. Do not put cumulative totals.)								
				Column A	Column B	Column C	Column D	Column E
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Other new investment made during this year that will not become Qualified Property [SEE NOTE]	Other new investment made during this year that may become Qualified Property [SEE NOTE]	**Total Investment** (Sum of Columns A+B+C+D)
Investment made before filing complete application with district	**2016**	Year preceding the first complete tax year of the qualifying time period (assuming no deferrals of qualifying time period)	2016	Not eligible to become Qualified Property			[The only other investment made before filing complete application with district that may become Qualified Property is land.]	
Investment made after filing complete application with district, but before final board approval of application					500,000			500,000.00
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period								-
Complete tax years of qualifying time period	QTP0	2017-2018	2017					-
	QTP1	2018-2019	2018					
	QTP2	2019-2020	2019	240,000,000	1,150,000			241,150,000.00
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				240,000,000	1,650,000			241,650,000.00
				Enter amounts from TOTAL row above in Schedule A2				
Total Qualified Investment (sum of green cells)				241,150,000				

For All Columns: List amount invested each year, not cumulative totals.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application.
Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Total Investment: Add together each cell in a column and enter the sum in the blue total investment row. Enter the data from this row into the first row in Schedule A2.

Qualified Investment: For the green qualified investment cell, enter the sum of all the green-shaded cells.

Schedule A2: Total Investment for Economic Impact (including Qualified Property and other investments)

Date **8/15/2016**

Applicant Name **Santa Rita East Wind LLC**

ISD Name **Irion County ISD**

Form 50-296A

Revised May 2014

PROPERTY INVESTMENT AMOUNTS								
(Estimated Investment in each year. Do not put cumulative totals.)								
				Column A	**Column B**	**Column C**	**Column D**	**Column E**
	Year	**School Year** (YYYY-YYYY)	**Tax Year** (Fill in actual tax year below) YYYY	New investment (original cost) in **tangible personal property** placed in service during this year that will become Qualified Property	New investment made during this year in **buildings or permanent nonremovable components of buildings** that will become Qualified Property	Other investment made during this year that will not become Qualified Property [SEE NOTE]	Other investment made during this year that will become Qualified Property {SEE NOTE]	**Total Investment** (A+B+C+D)
				Enter amounts from TOTAL row in Schedule A1 in the row below				
Total Investment from Schedule A1*	--	**TOTALS FROM SCHEDULE A1**		240,000,000	1,650,000	0	0	241,650,000
Each year prior to start of value limitation period** *Insert as many rows as necessary*	0	2016-2017	2016		500,000			
	0	2017-2018	2017	-	-			
	1	2018-2019	2018					
	2	2019-2020	2019	240,000,000	1,150,000			
Value limitation period***	3	2020-2021	2020					
	4	2021-2022	2021					
	5	2022-2023	2022					
	6	2023-2024	2023					
	7	2024-2025	2024					
	8	2025-2026	2025					
	9	2026-2027	2026					
	10	2027-2028	2027					
	11	2028-2029	2028					
	12	2029-2030	2029					
Total Investment made through limitation				240,000,000	1,650,000			241,650,000
Continue to maintain viable presence	13	2029-2030	2029					
	14	2030-2031	2030					
	15	2031-2032	2031					
	16	2032-2033	2032					
	17	2033-2034	2033					
Additional years for 25 year economic impact as required by 313.026(c)(1)	18	2034-2035	2034					
	19	2035-2036	2035					
	20	2036-2037	2036					
	21	2037-2038	2037					
	22	2038-2039	2038					
	23	2039-2040	2039					
	24	2040-2041	2040					
	25	2041-2042	2041					
	26	2042-2043	2042					
	27	2043-2044	2043					

* All investments made through the qualifying time period are captured and totaled on Schedule A1 [blue box] and incorporated into this schedule in the **first row.**

** Only investment made during deferrals of the start of the limitation (after the end of qualifying time period but before the start of the Value Limitation Period) should be included in the "year prior to start of value limitation period" row(s). If the limitation starts at the end of the qualifying time period or the qualifying time period overlaps the limitation, no investment should be included on this line.

*** If your qualifying time period will overlap your value limitation period, do not also include investment made during the qualifying time period in years 1 and/or 2 of the value limitation period, depending on the overlap. Only include investments/years that were **not** captured on Schedule A1.

For All Columns: List amount invested each year, not cumulative totals. Only include investments in the remaining rows of Schedule A2 that were not captured on Schedule A1.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application.
Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Schedule B: Estimated Market And Taxable Value (of Qualified Property Only)

Date 8/15/2016

Applicant Name Santa Rita East Wind LLC

ISD Name Irion County ISD

Form 50-296A

Revised May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property: Estimated Market Value of Land	Qualified Property: Estimated Total Market Value of new buildings or other new improvements	Qualified Property: Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Estimated Taxable Value: Market Value less any exemptions (such as pollution control) and before limitation	Estimated Taxable Value: Final taxable value for I&S after all reductions	Estimated Taxable Value: Final taxable value for M&O after all reductions
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2016-2017	2016	-					
	0	2017-2018	2017		25,000		25,000	25,000	25,000
	1	2018-2019	2018	-	25,000	-	25,000	25,000	25,000
	2	2019-2020	2019		25,000		25,000	25,000	25,000
Value Limitation Period	1	2020-2021	2020	-	862,500	228,000,000	228,862,500	228,862,500	25,000,000
	2	2021-2022	2021	-	819,375	209,760,000	210,579,375	210,579,375	25,000,000
	3	2022-2023	2022	-	778,406	192,979,200	193,757,606	193,757,606	25,000,000
	4	2023-2024	2023	-	739,486	177,540,864	178,280,350	178,280,350	25,000,000
	5	2024-2025	2024	-	702,512	163,337,595	164,040,107	164,040,107	25,000,000
	6	2025-2026	2025	-	667,386	150,270,587	150,937,973	150,937,973	25,000,000
	7	2026-2027	2026	-	634,017	138,248,940	138,882,957	138,882,957	25,000,000
	8	2027-2028	2027	-	602,316	127,189,025	127,791,341	127,791,341	25,000,000
	9	2028-2029	2028	-	572,200	117,013,903	117,586,103	117,586,103	25,000,000
	10	2029-2030	2029	-	543,590	107,652,791	108,196,381	108,196,381	25,000,000
Continue to maintain viable presence	11	2030-2031	2030	-	516,411	99,040,568	99,556,978	99,556,978	99,556,978
	12	2031-2032	2031	-	490,590	91,117,322	91,607,912	91,607,912	91,607,912
	13	2032-2033	2032	-	466,061	83,827,936	84,293,997	84,293,997	84,293,997
	14	2033-2034	2033	-	442,758	77,121,701	77,564,459	77,564,459	77,564,459
	15	2034-2035	2034	-	420,620	70,951,965	71,372,585	71,372,585	71,372,585
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2035-2036	2035	-	399,589	65,275,808	65,675,397	65,675,397	65,675,397
	17	2036-2037	2036	-	379,609	60,053,743	60,433,353	60,433,353	60,433,353
	18	2037-2038	2037	-	360,629	55,249,444	55,610,073	55,610,073	55,610,073
	19	2038-2039	2038	-	342,597	50,829,488	51,172,086	51,172,086	51,172,086
	20	2039-2040	2039	-	325,467	46,763,129	47,088,597	47,088,597	47,088,597
	21	2040-2041	2040	-	309,194	43,022,079	43,331,273	43,331,273	43,331,273
	22	2041-2042	2041	-	293,734	39,580,313	39,874,047	39,874,047	39,874,047
	23	2042-2043	2042	-	279,048	36,413,888	36,692,935	36,692,935	36,692,935
	24	2043-2044	2043	-	265,095	33,500,777	33,765,872	33,765,872	33,765,872
	25	2044-2045	2044	-	251,841	30,820,715	31,072,555	31,072,555	31,072,555

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.
Only include market value for eligible property on this schedule.

Schedule C: Employment Information

Date **8/15/2016**
Applicant Name Santa Rita East Wind LLC
ISD Name Irion County ISD

Form 50-296A
Revised May 2014

				Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A	**Column B**	**Column C**	**Column D**	**Column E**
	Year	**School Year** (YYYY-YYYY)	**Tax Year** (Actual tax year) YYYY	Number of Construction FTE's or man-hours (specify)	**Average** annual wage rates for construction workers	Number of non-qualifying jobs applicant estimates it will create (cumulative)	Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	**Average** annual wage of new qualifying jobs
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2016-2017	2016	15	55,000	-	-	-
	0	2017-2018	2017			-	-	-
	1	2018-2019	2018					
	2	2019-2020	2019	200	55,000			
Value Limitation Period *The qualifying time period could overlap the value limitation period.*	3	2020-2021	2020			0	5	47,235.10
	4	2021-2022	2021			0	5	47,235.10
	5	2022-2023	2022			0	5	47,235.10
	6	2023-2024	2023			0	5	47,235.10
	7	2024-2025	2024			0	5	47,235.10
	8	2025-2026	2025			0	5	47,235.10
	9	2026-2027	2026			0	5	47,235.10
	10	2027-2028	2027			0	5	47,235.10
	11	2028-2029	2028			0	5	47,235.10
	12	2029-2030	2029			0	5	47,235.10
Years Following Value Limitation Period	13 through 27	2030-2044	2030-2044			0	5	47,235.10

Notes: See TAC 9.1051 for definition of non-qualifying jobs.
Only include jobs on the project site in this school district.

C1. Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts)
If yes, answer the following two questions:
☐ Yes ☒ No

C1a. Will the applicant request a job waiver, as provided under 313.025(f-1)?
☒ Yes ☐ No

C1b. Will the applicant avail itself of the provision in 313.021(3)(F)?
☐ Yes ☒ No

Schedule D: Other Incentives (Estimated)

Date **8/15/2016**

Applicant Name Santa Rita East Wind LLC

ISD Name Irion County ISD

Form 50-296A

Revised May 2014

State and Local Incentives for which the Applicant intends to apply (Estimated)						
Incentive Description	**Taxing Entity (as applicable)**	**Beginning Year of Benefit**	**Duration of Benefit**	**Annual Tax Levy without Incentive**	**Annual Incentive**	**Annual Net Tax Levy**
Tax Code Chapter 311	County:					
	City:					
	Other:					
Tax Code Chapter 312	County: Irion	2020	10 Years	950,000.00	100%	260,000.00
	City:					
	Other:					
Local Government Code Chapters 380/381	County:					
	City:					
	Other:					
Freeport Exemptions						
Non-Annexation Agreements						
Enterprise Zone/Project						
Economic Development Corporation						
Texas Enterprise Fund						
Employee Recruitment						
Skills Development Fund						
Training Facility Space and Equipment						
Infrastructure Incentives						
Permitting Assistance						
Other:						
Other:						
Other:						
Other:						
			TOTAL	950,000.00		260,000.00

Additional information on incentives for this project:

CHECKLIST ITEM #15

Economic Impact Analysis

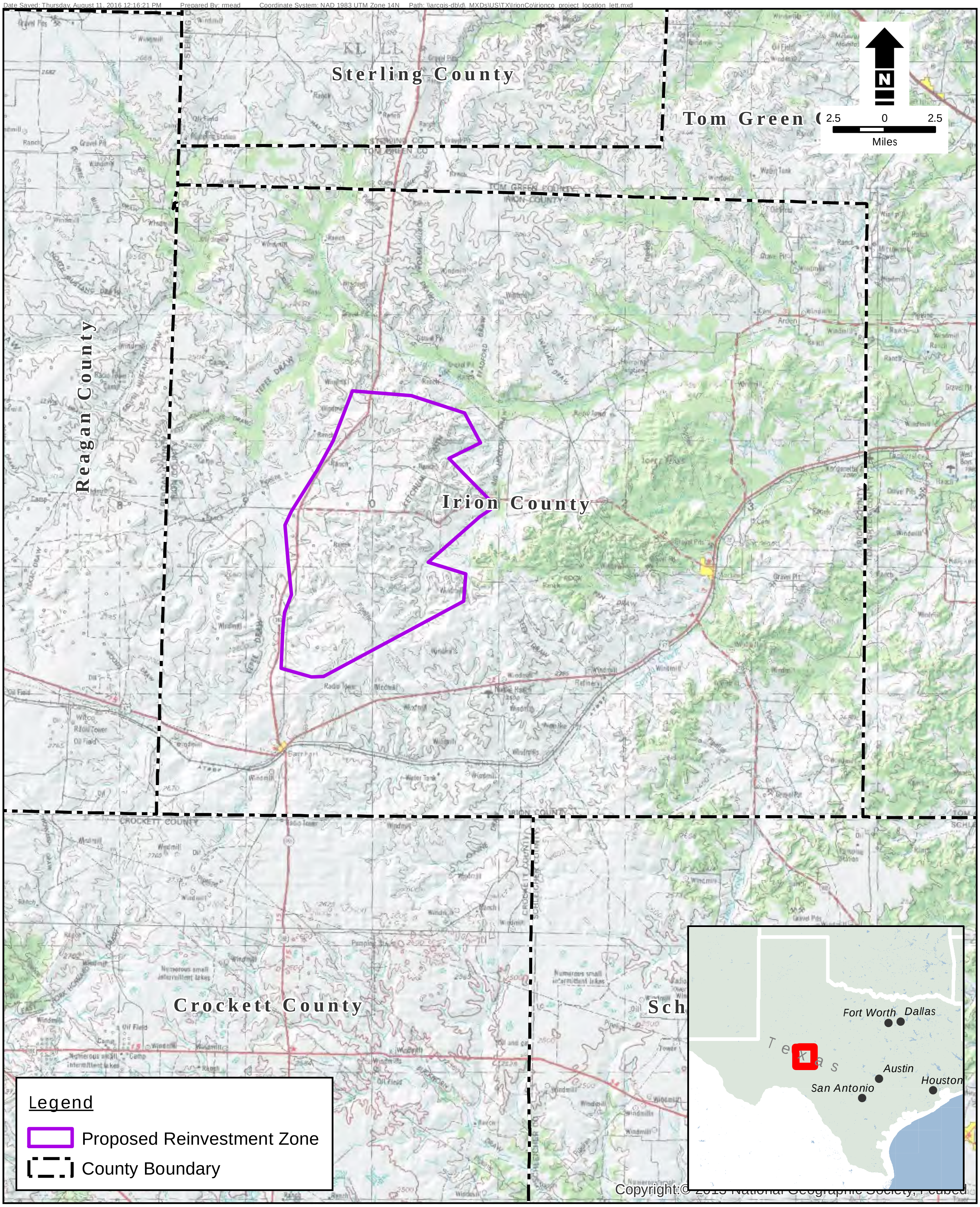
TO BE PROVIDED BY COMPTROLLER'S OFFICE

CHECKLIST ITEM #16

Map and Description of Reinvestment Zone

See attached.

Date Saved: Thursday, August 11, 2016 12:16:21 PM Prepared By: rmead Coordinate System: NAD 1983 UTM Zone 14N Path: \\arcgis-db\d_MXDs\US\TX\IrionCo\irionco_project_location_lett.mxd



Proposed Reinvestment Zone

Santa Rita East Wind Energy Project, Irion County, Texas

Rev. 00

August 11, 2016

Invenergy
One South Wacker Drive Suite 1800
Chicago, Illinois 60606
(312) 224-1400

SURVEY_NAME	BLOCK	SECTION	CNTY_CODE	CNTY_NAME	ABST_NO
H&TC RR CO	27	24	235	Irion	1009
H&TC RR CO	27	23	235	Irion	191
H&TC RR CO	27	22	235	Irion	1011
H&TC RR CO	27	21	235	Irion	217
H&TC RR CO	27	20	235	Irion	1012
H&TC RR CO	27	19	235	Irion	216
H&TC RR CO	27	18	235	Irion	1016
GC&SF RR CO		3	235	Irion	136
GC&SF RR CO		4	235	Irion	923
H&TC RR CO	27	25	235	Irion	190
H&TC RR CO	27	17	235	Irion	185
GOSSETT, F A		5	235	Irion	112
SHORPE, T H		37	235	Irion	704
H&TC RR CO	14	64	235	Irion	932
H&TC RR CO	14	63	235	Irion	386
H&TC RR CO	14	42	235	Irion	933
H&TC RR CO	14	41	235	Irion	375
H&TC RR CO	14	20	235	Irion	921
AYERS, MRS N		1	235	Irion	8
H&TC RR CO	28	3084	235	Irion	1006
H&TC RR CO	14	19	235	Irion	364
H&TC RR CO	28	3083	235	Irion	193
H&TC RR CO	14	65	235	Irion	387
H&TC RR CO	14	62	235	Irion	1000
H&TC RR CO	14	43	235	Irion	376
H&TC RR CO	14	40	235	Irion	969
H&TC RR CO	14	21	235	Irion	365
H&TC RR CO	14	18	235	Irion	1014
SUGG, J D		4	235	Irion	1279
H&TC RR CO	28	3082	235	Irion	984
H&TC RR CO	28	3081	235	Irion	198
H&TC RR CO	14	83	235	Irion	396
H&TC RR CO	14	66	235	Irion	998
H&TC RR CO	14	61	235	Irion	385
H&TC RR CO	14	44	235	Irion	1109
H&TC RR CO	14	39	235	Irion	374
H&TC RR CO	14	22	235	Irion	972
H&TC RR CO	14	17	235	Irion	363
H&TC RR CO	14	82	235	Irion	1047
H&TC RR CO	14	67	235	Irion	388
H&TC RR CO	14	60	235	Irion	997
H&TC RR CO	14	45	235	Irion	377
H&TC RR CO	14	38	235	Irion	971
H&TC RR CO	14	23	235	Irion	366
H&TC RR CO	14	16	235	Irion	973
H&TC RR CO	14	1	235	Irion	355
H&TC RR CO	1	10	235	Irion	988
H&TC RR CO	14	90	235	Irion	1045
H&TC RR CO	14	81	235	Irion	395
H&TC RR CO	14	68	235	Irion	935
H&TC RR CO	14	59	235	Irion	384
H&TC RR CO	14	46	235	Irion	1110
H&TC RR CO	14	37	235	Irion	373
H&TC RR CO	14	24	235	Irion	1026
H&TC RR CO	14	15	235	Irion	362
H&TC RR CO	14	2	235	Irion	890
H&TC RR CO	1	11	235	Irion	236
H&TC RR CO	14	91	235	Irion	400
H&TC RR CO	14	80	235	Irion	1046
H&TC RR CO	14	69	235	Irion	389
H&TC RR CO	14	58	235	Irion	1143

H&TC RR CO	14	47	235	Irion	378
H&TC RR CO	14	36	235	Irion	1025
H&TC RR CO	14	25	235	Irion	367
H&TC RR CO	14	14	235	Irion	891
H&TC RR CO	14	3	235	Irion	356
H&TC RR CO	1	30	235	Irion	743
H&TC RR CO	14	92	235	Irion	1048
H&TC RR CO	14	79	235	Irion	394
H&TC RR CO	14	70	235	Irion	1141
H&TC RR CO	14	57	235	Irion	383
H&TC RR CO	14	48	235	Irion	1163
H&TC RR CO	14	35	235	Irion	372
H&TC RR CO	14	26	235	Irion	889
H&TC RR CO	14	13	235	Irion	361
H&TC RR CO	14	4	235	Irion	957
H&TC RR CO	14	93	235	Irion	401
H&TC RR CO	14	78	235	Irion	965
H&TC RR CO	14	71	235	Irion	390
H&TC RR CO	14	56	235	Irion	1142
H&TC RR CO	14	49	235	Irion	379
H&TC RR CO	14	34	235	Irion	1028
H&TC RR CO	14	27	235	Irion	368
H&TC RR CO	14	12	235	Irion	888
H&TC RR CO	14	5	235	Irion	357
H&TC RR CO	1	50	235	Irion	960
H&TC RR CO	28	3080	235	Irion	1008
H&TC RR CO	1	9	235	Irion	235
H&TC RR CO	1	12	235	Irion	752
H&TC RR CO	14	94	235	Irion	885
H&TC RR CO	14	77	235	Irion	393
H&TC RR CO	14	72	235	Irion	1023
H&TC RR CO	14	55	235	Irion	382
H&TC RR CO	14	50	235	Irion	1140
H&TC RR CO	14	33	235	Irion	371
H&TC RR CO	14	28	235	Irion	1034
H&TC RR CO	14	11	235	Irion	360
H&TC RR CO	14	6	235	Irion	1036
DUFF, H H		8	235	Irion	1161
H&TC RR CO	1	51	235	Irion	256
H&TC RR CO	14	95	235	Irion	402
H&TC RR CO	14	76	235	Irion	968
H&TC RR CO	14	73	235	Irion	391
H&TC RR CO	14	54	235	Irion	1021
H&TC RR CO	14	51	235	Irion	380
H&TC RR CO	14	32	235	Irion	1027
H&TC RR CO	14	29	235	Irion	369
H&TC RR CO	14	10	235	Irion	1033
H&TC RR CO	14	7	235	Irion	358
H&TC RR CO	1	70	235	Irion	1115
H&TC RR CO	14	96	235	Irion	887
H&TC RR CO	14	75	235	Irion	392
H&TC RR CO	14	74	235	Irion	1022
H&TC RR CO	14	53	235	Irion	381
H&TC RR CO	14	52	235	Irion	1024
H&TC RR CO	14	31	235	Irion	370
H&TC RR CO	14	30	235	Irion	1035
H&TC RR CO	14	9	235	Irion	359
H&TC RR CO	14	8	235	Irion	1162
M C		2	235	Irion	1196
CHAMBERLAIN, M		40	235	Irion	1295
CHAMBERLAIN, M		2	235	Irion	1232
WC RR CO		2	235	Irion	1298

WC RR CO	42	235	Irion	1245
WC RR CO	41	235	Irion	684
WC RR CO	30	235	Irion	1234
WC RR CO	30	235	Irion	1221
WC RR CO	29	235	Irion	678
WC RR CO	19	235	Irion	673
WC RR CO	18	235	Irion	1125
WC RR CO	43	235	Irion	685
WC RR CO	40	235	Irion	1246
WC RR CO	40	235	Irion	1296
WC RR CO	31	235	Irion	679
WC RR CO	28	235	Irion	1219

CHECKLIST ITEM #17

Order Establishing the Reinvestment Zone

Will supplement once approved by County.

CHECKLIST ITEM #18

Guidelines and Criteria for Establishing the Reinvestment Zone

Will supplement once approved by County.

CHECKLIST ITEM #19

Signature and Certification Page

See attached.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17. NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

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.

print here Billy Barnett
Print Name *(Authorized School District Representative)*

Superintendent
Title

sign here Billy Barnett
Signature *(Authorized School District Representative)*

8/30/16
Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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 and schedules 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.

print here Bryan Schueler
Print Name *(Authorized Company Representative (Applicant))*

Senior Vice President, Development
Title

sign here Bryan Schueler
Signature *(Authorized Company Representative (Applicant))*

August 26, 2016
Date

RUTH M NADOLNY
Official Seal
Notary Public - State of Illinois
My Commission Expires Mar 8, 2017

(Notary Seal)

GIVEN under my hand and seal of office this, the

26th day of August, 2016

Ruth M. Nadolny
Notary Public in and for the State ~~of Texas~~ Illinois

My Commission expires: 3.8.2017

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 Section 37.10.