# Chapter 313 Annual Eligibility Report Form

### SECTION 1: Applicant and District Information

# 1. Tax year covered by this report: 2016

NOTE: This report must be completed and submitted to the school district by May 15 of every year using information from the previous tax (calendar) year.

# 2. Application number: \_\_\_\_\_

NOTE: You can find your application number and all agreement documents and reports on the website comptroller.texas.gov/economy/local/ch313/ agreement-docs.php

3. Name of school district: Iraan-Sheffield Independent School District

4. Name of project on original application (or short description of facility): West Texas Solar 1, LLC

5. Name of applicant on original application: West Texas Solar 1, LLC

- 6. Name the company entering into original agreement with district: West Texas Solar 1, LLC
- 7. Amount of limitation at time of application approval: \$25,000,000
- 8. If you are one of two or more companies originally applying for a limitation, list all other applicants here and describe their relationships. (Use attachments if necessary.)

### N/A

### **SECTION 2: Current Agreement Information**

Name of current agreement holder(s) Alamo 6, LLC and OCI Solar Tre LLC					
Complete mailing address of current agreement holder PO Box 657 (DMR8), Des Moines, IA 50306-0657					
Company contact person for agreement holder:					
Cheryl Crawmer	Property Tax Manager				
ame	Title				
15-281-2249	CLCrawmer@midamerican.com				
hone	Email				
exas franchise tax ID number of current agreement holder:	2879940 & OCI Solar Tre - 32058484117				
5. If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:					
ame	Tax ID				
the authorized company representative (same as signatory for this form) is dif	erent from the contact person listed above, complete the following:				
Steven R. Evans	Senior VP Taxation				
ame	Title				
PO Box 657 (DMR8), Des Moines, IA 50306-0657					
omplete Mailing Address					
15-281-2789	SREvans@berkshirehathawayenergyco.com				
hone	Email				
If you are a current agreement holder who was not an original applicant, please list all other current agreement holders. Please describe the chain of ownership from the original applicant to the new entities. (Use attachments if necessary.)					
Vest Texas Solar 1, LLC formally changed its name with the Texas Se LC (dba BHES Alamo 6, LLC). The Franchise Tax number and Feder re LLC was added as an applicant in the Second Amendment to the A	al Employment Identification number are the same. OCI Solar				
	ame O Box 657 (DMR8), Des Moines, IA 50306-0657 omplete Mailing Address 15-281-2789 none you are a current agreement holder who was not an original applicant, please vnership from the original applicant to the new entities. (Use attachments if ne /est Texas Solar 1, LLC formally changed its name with the Texas Se LC (dba BHES Alamo 6, LLC). The Franchise Tax number and Federa				

The Data Analysis and Transparency Division at the Texas Comptroller of Public Accounts provides information and resources for taxpayers and local taxing entities.

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SECTION 3: Applicant Eligibility Information
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1.	Does the business entity have the right to transact business with respect to Tax Code, Chapter 171? (Attach printout from Comptroller website: https://mycpa.cpa.state.tx.us/coa/)	Yes	No
2.	Is the business entity current on all taxes due to the State of Texas?	Yes	No
3.	Is the business activity of the project an eligible business activity under Section 313.024(b)?	Ves	No
	a) 3a. Please identify business activity: 313.024(b)(5) - Renewable Energy Electrical Generation		

### SECTION 4: Market Value and Limitation Amount

Please identify the county appraisal district (CAD) in which the project is located: Pecos

If the project is located in more than one CAD, please identify the name(s) of the other CADs and provide on a separate sheet for each CAD, the responses to items 1 through 5 applicable to the property (or portion of property) that is reflected in each CAD's property tax account records.

For purposes of item 1, "total market value" should reflect the market value as determined by the CAD (and as adjusted after protest) for only eligible property in all of the CAD property tax accounts covered by the 313 agreement in that county. Please note: "qualified property" is defined by Tax Code section 313.021(2) and 34 Tex. Admin. Code § 9.1051(16) and identified in the executed Chapter 313 agreement.

1. Total market value of all qualified property from all CAD property accounts subject to the 313 agreement	.\$			5	6	1  6	3   8	2 <sub> </sub>	9	0
2. Total value of all applicable exemptions for the qualified property included in item 1										
3. Total taxable value for school I&S tax purposes for the qualified property (Item 1 less Item 2)	.\$			5	6	1   6	3   8	2	9	0
4. Limitation amount on appraised value specified as qualified in the 313 agreement	.\$ [									0
5. Total taxable value for school M&O tax purposes for the qualified property (lesser of item 3 or item 4)	\$	 1	*****	15	6	116	8   8	2	9	0

or item 4).....\$

### SECTION 5A: Wage and Employment Information for Applications Prior to Jan. 1, 2014 (#1 Through 999)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at comptroller.texas.gov/economy/local/ch313/agreement-docs.php

NOTE: All statutory references in Section 5A are for statute as it existed prior to Jan. 1, 2014. For job definitions see TAC §9.1051(14) and Tax Code, \$313.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "new job" as used in the agreement. Notwithstanding any waiver by the district of the requirement for the creation of a minimum number of new jobs, or any other job commitment in the agreement, Tax Code §313.024(d) requires that 80 percent of all new jobs be qualifying jobs.

1.	How many new jobs were based on the qualified property in the year covered by this report? (See note above)
2.	What is the number of new jobs required for a project in this school district according to §313.021(2)(A)(iv)(b), §313.051(b), as appropriate?
3.	Did the applicant request that the governing body waive the minimum job requirement, as provided under Tax Code §313.025(f-1)?
	3a. If yes, how many new jobs must the approved applicant create under the waiver?
4.	Calculate 80 percent of new jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.)
5.	What is the minimum required annual wage for each qualifying job in the year covered by the report? \$
6.	Identify which of the four Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A) or §313.021(5)(B) or §313.021(3)(E)(ii) or §313.051(b)
	6a. Attach calculations and cite exact Texas Workforce Commission data source as defined in TAC §9.1051.
7.	Does the agreement require the applicant to provide a specified number of jobs at a specified wage?
	7a. If yes, how many qualifying jobs did the approved applicant commit to create in the year covered by the report?
	7b. If yes, what annual wage did the approved applicant commit to pay in the year covered by the report? \$
	For more information, visit our website: comptroller, texas, gov/economy/local/ch313/

		Texas Comptroller of Public Accounts	Data Analys Transpare <b>Form 50-7</b>	ncy
	7c.	If yes, how many qualifying jobs were created at the specified wage in the year covered by the report?		
8.		nany qualifying jobs (employees of this entity and employees of a contractor with this entity) were based e qualified property in the year covered by the report?		
	8a.	Of the qualifying job-holders last year, how many were employees of the approved applicant?		
	8b.	Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?		
	8c.	If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs?	No	N/A
No. of Concession, No. of Conces	SECTI	ON 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (#1000 and Above)		
		MPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application nur roller.texas.gov/economy/local/ch313/agreement-docs.php.	nber on the	website
NC	DTE: Fo	pr job definitions see TAC §9.1051(14) and Tax Code, §313.021(3).		
QI	JALIF	YING JOBS		
1.	What	is the number of new qualifying jobs the applicant committed to create in the year covered by this report?	0	
2.		e applicant request that the governing body waive the minimum qualifying job requirement, as provided under ode §313.025(f-1)?	Ves	No
	2a.	If yes, how many new qualifying jobs must the approved applicant create under the waiver?	2	
3.	Which	Tax Code section are you using to determine the wage standard required for this project? 🖌 §313.021(5)(A) or	§313.021(5)	(B)
	За.	Attach calculations and cite exact Texas Workforce Commission data sources as defined in TAC §9.1051.		
4.	What	is the minimum required annual wage for each qualifying job in the year covered by this report?	35,802.00	
5.		is the annual wage the applicant committed to pay for each of the qualifying jobs in the year covered s report?	37,000.00	
6.		nany qualifying jobs (employees of this entity and employees of a contractor with this entity) were based qualified property in the year covered by the report?	0	
	6a.	Of the qualifying job-holders last year, how many were employees of the approved applicant?	0	
	6b.	Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?	0	
	6c.	If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs?	No	N/A
7.	Do the	e qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3) and TAC 9.1051(30)?	VYes	No
N	ON-QL	IALIFYING JOBS		
8.	What	is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?	0	
9.	What	was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? \$	0.00	
10	. What	is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051?	0.00	
MI	SCEL	LANEOUS		
11.		e applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) eting the minimum qualifying job requirements?	Yes	No No
	11a	. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.		
12		ou part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the ving job requirements?	Yes	V No
	12a	. If yes, attach supporting documentation from the Texas Economic Development and Tourism Office including a list of the other school district(s) and the qualifying jobs located in each.		

For more information, visit our website: comptroller.texas.gov/economy/local/ch313/

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Print Name (Authorized Company Representative)

print

here

"I am the authorized representative for the Company submitting this Annual Eligibility Report. I understand that this Report is a government record as defined in Chapter 37 of the Texas Penal Code. The information I am providing on this Report is true and correct to the best of my knowledge and belief."

sign here 🌶	Atton R Evans
	Signature (Authorized Company Representative)
print here	Amy Clark
	Print Name of Preparer (Person Who Completed the Form)

For more information, visit our website: comptroller.texas.gov/economy/local/ch313/

### SECTION 6: Qualified Investment During Qualified Time Period

ENTITIES ARE NOT REQUIRED TO COMPLETE THIS SECTION IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.

1.	What is the qualified investment expended by this entity from the beginning of the qualifying time period through the end of the year covered by this report?	305,270,294.	92
2.	Was any of the land classified as qualified investment?	Yes	V No
3.	Was any of the qualified Investment leased under a capitalized lease?	Yes	V No
4.	Was any of the qualified Investment leased under an operating lease?	Yes	V No
5.	Was any property not owned by the applicant part of the qualified investment?	Yes	V No

#### **SECTION 7: Partial Interest**

THE FOLLOWING QUESTIONS MUST BE ANSWERED BY ENTITIES HAVING A PARTIAL INTEREST IN AN AGREEMENT. Applicable only to certain 3-digit projects. For limitation agreements where there are multiple company entities that receive a part of the limitation provided by the agreement: 1) each business entity not having a full interest in the agreement should complete a separate form for their proportionate share of required employment and investment information; and, 2) separately, the school district is required to complete an Annual Eligibility Report that provides for each question in this form a sum of the individual answers from reports submitted by each entity so that there is a cumulative Annual Eligibility Report reflecting the entire agreement.

- 25.000.000.00 What was your limitation amount (or portion of original limitation amount) during the year covered by this report? .... 1.
- 2. Please describe your interest in the agreement and identify all the documents creating that interest.

The Third Amended Agreement for Limitation of Appraised Value of Property for School District Maintenance and Operations Taxes, restated December 12, 2016 and an additional agreement between the two parties outlining the limitation portions entered on December 15, 2016 document the interest between Alamo 6 LLC and OCI Solar Tre LLC.

These entities own rights to develop and operate on adjacent land parcels.

Percentage and Dollar Amount Limitation: Alamo 6 LLC - 68.79% or \$17,197,500 OCI Solar Tre LLC - 31.21% or \$7,802,500

### **SECTION 8: Approval**

Steven R. Evans

Date

Senior VP Taxation

515-281-2278

Phone

Title

Data Analysis and Transparency Form 50-772-A

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# **Franchise Tax Account Status**

As of : 09/28/2017 15:31:36

### This Page is Not Sufficient for Filings with the Secretary of State

ALAMO 6, LLC DBA BHES ALAMO 6, LLC						
Texas Taxpayer Number	32052879940					
Mailing Address	300 CONVENT ST STE 1900 SAN ANTONIO, TX 78205-3746					
<b>G</b> Right to Transact Business in Texas	ACTIVE					
State of Formation	DE					
Effective SOS Registration Date	01/09/2014					
Texas SOS File Number	0801912300					
Registered Agent Name	CT CORPORATION SYSTEM					
Registered Office Street Address	1999 BRYAN ST., STE. 900 DALLAS, TX 75201					

### Average Weekly Wages for All Jobs, All Industries in Pecos County

County	Year	Quarter	Avg. Weekly Wage
Pecos	2015	Q1	\$890
Pecos	2015	Q2	\$829
Pecos	2015	Q3	\$816
Pecos	2015	Q4	\$870
		Sum:	\$3,405
		Calculation:	\$3,405/4 = <b>\$851.50</b>

### Average Weekly Wages for Manufacturing Jobs, All Industries in Pecos County

County	Year	Quarter	Avg. Weekly Wage
Pecos	2015	Q1	\$778
Pecos	2015	Q2	\$693
Pecos	2015	Q3	\$959
Pecos	2015	Q4	\$1,262
		Sum:	\$3,692
		Calculation:	\$3,692/4 = <b>\$923</b> * 1.1 = \$1,015.3

### Average Weekly Wages for Manufacturing Jobs in The Permian Basin Region (WDA)

Region / WDA	Year	Hourly/Annual	Avg. Weekly Wage
Permian Basin	2014	\$23.65/\$49,192	\$946
		Calculation:	<b>\$946</b> * 1.1 = \$1,040.60

# **Quarterly Employment and Wages (QCEW)**

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# D.PERIODYEAR

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2015	1st Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$890
2015	2nd Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$829
2015	3rd Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$816
2015	4th Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$870
2014	1st Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$905
2014	2nd Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$828
2014	3rd Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$877
2014	4th Qtr	Pecos County	Total All	00	0	10	Total, All Industries	\$926

# **Quarterly Employment and Wages (QCEW)**

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# **D.PERIODYEAR**

							Page 1	age 1 of 1 (40 results/page) Avg Weekly Wages \$778 \$693 \$959	
Year	Period	Area	Ownership	Division	Level	Ind Code	lndustry	Avg Weekly Wages	
2015 1s	st Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$778	
2015 2r	nd Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$693	
2015 3r	rd Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$959	
2015 4t	th Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$1,262	
2014 1s	st Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$661	
2014 2n	nd Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$655	
2014 3r	rd Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$716	
2014 4t	th Qtr	Pecos County	Total All	31	2	31-33	Manufacturing	\$732	

	Wag	es
COG	Hourly	Annual
Texas	\$24.18	\$50,305
1. Panhandle Regional Planning Commission	\$21.07	\$43,821
2. South Plains Association of Governments	\$16.75	\$34,834
3. NORTEX Regional Planning Commission	\$20.23	\$42,077
4. North Central Texas Council of Governments	\$25.32	\$52,672
5. Ark-Tex Council of Governments	\$17.80	\$37,017
6. East Texas Council of Governments	\$19.87	\$41,332
7. West Central Texas Council of Governments	\$19.41	\$40,365
8. Rio Grande Council of Governments	\$17.82	\$37,063
9. Permian Basin Regional Planning Commission	\$23.65	\$49,196
10. Concho Valley Council of Governments	\$18.70	\$38,886
11. Heart of Texas Council of Governments	\$20.98	\$43,636
12. Capital Area Council of Governments	\$28.34	\$58,937
13. Brazos Valley Council of Governments	\$17.57	\$36,547
14. Deep East Texas Council of Governments	\$17.76	\$36,939
15. South East Texas Regional Planning Commission	\$29.21	\$60,754
16. Houston-Galveston Area Council	\$26.21	\$54,524
17. Golden Crescent Regional Planning Commission	\$23.31	\$48,487
18. Alamo Area Council of Governments	\$19.46	\$40,477
19. South Texas Development Council	\$13.91	\$28,923
20. Coastal Bend Council of Governments	\$25.12	\$52,240
21. Lower Rio Grande Valley Development Council	\$16.25	\$33,808
22. Texoma Council of Governments	\$20.51	\$42,668
23. Central Texas Council of Governments	\$18.02	\$37,486
24. Middle Rio Grande Development Council	\$20.02	\$41,646

# 2014 Manufacturing Average Wages by Council of Government Region Wages for All Occupations

Source: Texas Occupational Employment and Wages

Data published: July 2015

Data published annually, next update will be July 31, 2016

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.