



Chapter 313 Annual Eligibility Report Form

Economic Development
and Analysis
Form 50-772-A

SECTION 1: Applicant and District Information

- Tax year covered by this report: 2015
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.
- Application number: 1082
NOTE: You can find your application number and all agreement documents and reports on the website www.texasahead.org/tax_programs/chapter313/applicants
- Name of school district: McCamey ISD
- Name of project on original application (or short description of facility): Upton County Solar Project, Castle Gap 2 (South)
- Name of applicant on original application: PV-LoneStarSolar LLC
- Name the company entering into original agreement with district: PV-LoneStarSolar LLC
- Amount of limitation at time of application approval: \$25M
- 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.)

This agreement has been fully assigned to CED Upton County Solar, LLC.

SECTION 2: Current Agreement Information

- Name of current agreement holder(s) CED Upton County Solar, LLC
- Complete mailing address of current agreement holder 100 Summit Lake Drive, Suite 410, Valhalla, NY 10595
- Company contact person for agreement holder:

<u>James Dixon</u>	<u>Vice President, Legal & Compliance</u>
<small>Name</small>	<small>Title</small>
<u>914.286.7085</u>	<u>dixonj@conedenergy.com</u>
<small>Phone</small>	<small>Email</small>
- Texas franchise tax ID number of current agreement holder: 32059135858
- If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:

<u>not applicable</u>	<u>not applicable</u>
<small>Name</small>	<small>Tax ID</small>
- If the authorized company representative (same as signatory for this form) is different from the contact person listed above, complete the following:

<u>not applicable</u>	
<small>Name</small>	<small>Title</small>

Complete Mailing Address _____

Phone _____ 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.)

The original applicant, PV-LoneStarSolar LLC has fully assigned the agreement to CED Upton County Solar, LLC

SECTION 3: Applicant Eligibility Information

1. Does the business entity have the right to transact business with respect to Tax Code, Chapter 171? *(Attach printout from Comptroller Web site: <http://www.window.state.tx.us/taxinfo/coasintr.html>)* 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)? Yes No
- 3a. Please identify business activity: Renewable Energy Electric Generation

SECTION 4: Qualified Property Information

1. Market value for reporting year: \$ 0.00
2. I&S taxable value for reporting year: \$ 0.00
3. M&O taxable value for reporting year: \$ 0.00

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 www.texasahead.org/tax_programs/chapter313/applicants.

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)? Yes No
 - 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? Yes No
 - 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? \$ _____
 - 7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report? _____
8. How many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based on the 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? Yes No N/A

SECTION 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (\$1000 and Above)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at www.texasahead.org/tax_programs/chapter313/applicants.

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

QUALIFYING JOBS

1. What is the number of new qualifying jobs the applicant committed to create in the year covered by this report? 0
2. Did the applicant request that the governing body waive the minimum qualifying job requirement, as provided under Tax Code §313.025(f-1)? Yes 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)
 - 3a. 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? \$ 52,372.00
5. What is the annual wage the applicant committed to pay for each of the qualifying jobs in the year covered by this report? \$ 52,372.00
6. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No

NON-QUALIFYING JOBS

7. What is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report? 0
8. What was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? . . \$ 52,372.00
9. What is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051? \$ 1,041.00

MISCELLANEOUS

10. Did the applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) in meeting the minimum qualifying job requirements? Yes No
 - 10a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
11. Are you part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the qualifying job requirements? Yes No
 - 11a. 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.

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? \$ 0.00
2. Was any of the land classified as qualified investment? Yes No
3. Was any of the qualified investment leased under a capitalized lease? Yes No
4. Was any of the qualified investment leased under an operating lease? Yes No
5. Was any property not owned by the applicant part of the qualified investment? Yes No

SECTION 7: Partial Interest

THE FOLLOWING QUESTIONS MUST BE ANSWERED BY ENTITIES HAVING A PARTIAL INTEREST IN AN AGREEMENT. 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.

1. What was your limitation amount (or portion of original limitation amount) during the year covered by this report? 25,000,000.00
2. Please describe your interest in the agreement and identify all the documents creating that interest.

CED Upton County Solar, LLC is the sole owner of the project and the associated agreement.

SECTION 8: Approval

"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."

**print
here** ▶

James Dixon

Print Name (Authorized Company Representative)

VP-Legal & Compliance Services

Title

**sign
here** ▶


Signature (Authorized Company Representative)

Date

6.27.16

**print
here** ▶

Linda Hicken

Print Name of Preparer (Person Who Completed the Form)

914.329.9153

Phone



[Taxable Entity Search Results](#)
[Taxable Entity Search](#)
[Help](#)

Franchise Tax Account Status

As of: 06/01/2016 11:45:01 AM

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

[Obtain a certification](#) for filings with the Secretary of State.

CED ALAMO 7, LLC	
Texas Taxpayer Number	32055582368
Mailing Address	300 CONVENT ST STE 1900 SAN ANTONIO, TX 78205-3746
 Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	11/03/2014
Texas SOS File Number	0802094072
Registered Agent Name	CORPORATION SERVICE COMPANY D/B/A CSC-LAWYERS INCO
Registered Office Street Address	211 E. 7TH STREET SUITE 620 AUSTIN, TX 78701

[texas.gov](#) | [Statewide Search from the Texas State Library](#) | [State Link Policy](#) | [Texas Homeland Security](#)

Glenn Hegar, Texas Comptroller • [Window on State Government](#) • [Contact Us](#)
[Privacy and Security Policy](#) | [Accessibility Policy](#) | [Link Policy](#) | [Public Information Act](#) | [Compact with Texans](#)

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

COG	Wages	
	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

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.

**2013 Manufacturing Median Wages by Council of Government Region
Wages for All Occupations**

COG	Median Wages	
	Hourly	Annual
Texas	\$ 17.90	\$37,233
1. Panhandle Regional Planning Commission	\$ 14.90	\$30,986
2. South Plains Association of Governments	\$ 13.59	\$28,270
3. NORTEX Regional Planning Commission	\$ 15.79	\$32,847
4. North Central Texas Council of Governments	\$ 18.78	\$39,063
5. Ark-Tex Council of Governments	\$ 14.98	\$31,153
6. East Texas Council of Governments	\$ 16.31	\$33,916
7. West Central Texas Council of Governments	\$ 15.96	\$33,192
8. Rio Grande Council of Governments	\$ 12.25	\$25,484
9. Permian Basin Regional Planning Commission	\$ 18.61	\$38,699
10. Concho Valley Council of Governments	\$ 14.53	\$30,215
11. Heart of Texas Council of Governments	\$ 15.42	\$32,076
12. Capital Area Council of Governments	\$ 21.05	\$43,776
13. Brazos Valley Council of Governments	\$ 14.16	\$29,448
14. Deep East Texas Council of Governments	\$ 13.38	\$27,839
15. South East Texas Regional Planning Commission	\$ 26.94	\$56,034
16. Houston-Galveston Area Council	\$ 19.63	\$40,833
17. Golden Crescent Regional Planning Commission	\$ 16.78	\$34,909
18. Alamo Area Council of Governments	\$ 14.89	\$30,981
19. South Texas Development Council	\$ 10.71	\$22,271
20. Coastal Bend Council of Governments	\$ 19.50	\$40,567
21. Lower Rio Grande Valley Development Council	\$ 11.85	\$24,641
22. Texoma Council of Governments	\$ 16.01	\$33,291
23. Central Texas Council of Governments	\$ 14.43	\$30,009
24. Middle Rio Grande Development Council	\$ 11.88	\$24,713

Source: Texas Occupational Employment and Wages

Data published: July 2014

Data published annually, next update will be July 31, 2015

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.

**2013 All Industry Average Wages by Council of Government Region
Wages for All Occupations**

COG	Average Wages	
	Hourly	Annual
Texas	\$ 21.35	\$ 44,405
1. Panhandle Regional Planning Commission	\$ 18.59	\$ 38,661
2. South Plains Association of Governments	\$ 17.22	\$ 35,807
3. NORTEX Regional Planning Commission	\$ 17.03	\$ 35,426
4. North Central Texas Council of Governments	\$ 22.42	\$ 46,624
5. Ark-Tex Council of Governments	\$ 17.24	\$ 35,863
6. East Texas Council of Governments	\$ 18.18	\$ 37,822
7. West Central Texas Council of Governments	\$ 17.66	\$ 36,724
8. Rio Grande Council of Governments	\$ 17.37	\$ 36,136
9. Permian Basin Regional Planning Commission	\$ 21.47	\$ 44,655
10. Concho Valley Council of Governments	\$ 17.88	\$ 37,191
11. Heart of Texas Council of Governments	\$ 18.20	\$ 37,852
12. Capital Area Council of Governments	\$ 22.78	\$ 47,375
13. Brazos Valley Council of Governments	\$ 19.17	\$ 39,880
14. Deep East Texas Council of Governments	\$ 17.26	\$ 35,903
15. South East Texas Regional Planning Commission	\$ 20.34	\$ 42,306
16. Houston-Galveston Area Council	\$ 23.84	\$ 49,594
17. Golden Crescent Regional Planning Commission	\$ 18.20	\$ 37,864
18. Alamo Area Council of Governments	\$ 19.79	\$ 41,155
19. South Texas Development Council	\$ 16.52	\$ 34,371
20. Coastal Bend Council of Governments	\$ 18.65	\$ 38,801
21. Lower Rio Grande Valley Development Council	\$ 15.74	\$ 32,744
22. Texoma Council of Governments	\$ 18.16	\$ 37,781
23. Central Texas Council of Governments	\$ 18.20	\$ 37,859
24. Middle Rio Grande Development Council	\$ 16.86	\$ 35,064

Source: Texas Occupational Employment and Wages

Data published: July 2014

Data published annually, next update will be July 31, 2015

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.

**2013 All Industry Median Wages by Council of Government Region
Wages for All Occupations**

COG	Median Wages	
	Hourly	Annual
Texas	\$ 15.81	\$ 44,405
1. Panhandle Regional Planning Commission	\$14.35	\$29,849
2. South Plains Association of Governments	\$13.08	\$27,203
3. NORTEX Regional Planning Commission	\$13.45	\$27,978
4. North Central Texas Council of Governments	\$16.84	\$35,031
5. Ark-Tex Council of Governments	\$13.83	\$28,761
6. East Texas Council of Governments	\$14.20	\$29,534
7. West Central Texas Council of Governments	\$14.13	\$29,394
8. Rio Grande Council of Governments	\$12.44	\$25,870
9. Permian Basin Regional Planning Commission	\$16.69	\$34,719
10. Concho Valley Council of Governments	\$13.66	\$28,417
11. Heart of Texas Council of Governments	\$14.07	\$29,274
12. Capital Area Council of Governments	\$17.28	\$35,941
13. Brazos Valley Council of Governments	\$14.42	\$30,001
14. Deep East Texas Council of Governments	\$13.48	\$28,046
15. South East Texas Regional Planning Commission	\$16.20	\$33,688
16. Houston-Galveston Area Council	\$17.26	\$35,892
17. Golden Crescent Regional Planning Commission	\$14.09	\$29,304
18. Alamo Area Council of Governments	\$14.63	\$30,441
19. South Texas Development Council	\$11.66	\$24,256
20. Coastal Bend Council of Governments	\$14.22	\$29,567
21. Lower Rio Grande Valley Development Council	\$10.96	\$22,798
22. Texoma Council of Governments	\$14.28	\$29,711
23. Central Texas Council of Governments	\$14.30	\$29,751
24. Middle Rio Grande Development Council	\$11.86	\$24,666

Source: Texas Occupational Employment and Wages

Data published: July 2014

Data published annually, next update will be July 31, 2015

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.