



File Copy

Sandra Sierra  
Property Tax Representative

**BP America, Inc.**  
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May 14, 2013

Mr. Mark Dominguez  
Buena Vista ISD  
P.O. Box 310  
Imperial, Texas 79743

RE: Sherbino II Windfarm LLC

Dear Mr. Dominguez:

Enclosed is our completed Form 50-772 for the Sherbino II Windfarm LLC.

Should you have any questions, please contact me.

Regards,

A handwritten signature in blue ink, appearing to read 'Sandra Sierra'.

Sandra Sierra  
Property Tax Representative



# Chapter 313 Annual Eligibility Report Form

**Form 50-772**  
(March 2010)

**2012**

Tax Year covered in this report

**1.04**

M&O Tax Rate

**Buena Vista ISD**

School district name

**Sherbino II Wind Farm**

Project Name

**P.O. Box 3092, Houston, TX 77253-3092**

Company Address

I&S Tax Rate

**Sherbino II Wind Farm LLC**

Company Name

**Sandra Sierra**

Company Contact Information

NOTE: This form must be completed by an authorized representative of each approved applicant and each entity with property subject to the limitation agreement. It must be submitted to the school district by May 15th of every year using information from the previous tax (calendar) year. 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.

**32037134346**

Texas Taxpayer ID of Applicant

**December 14, 2010**

Date of Agreement Approval

**2011**

First complete tax year of the qualifying time period

**2013**

First tax year of the limitation

**N/A**

Texas Taxpayer ID Reporting Entity (if appropriate)

Original Applicant Name

**2012**

Last tax year of the qualifying time period

**\$10,000,000**

Amount of the limitation at the time of application approval

## QUALIFIED PROPERTY INFORMATION

**210,500**

Market Value

**210,500**

I&S Taxable Value

**10,000,000**

M&O Taxable Value

Is the business entity in good standing with respect to Tax Code, Chapter 171? (Attach certificate)  Yes  No

Is the business entity current on all taxes due to the State of Texas?  Yes  No

Is the business activity of the project an eligible business activity under Section 313.024(b)?  Yes  No

Please identify business activity: **Renewable Energy Electric Generation**

What was the application review start date for your application (the date your application was determined to be complete)? (For projects with agreements approved before January 1, 2010, use the date submitted to school district.) **Nov 18, 2010**

What was the actual number of permanent jobs (more than 1600 hours a year), with the applicant or a contractor of the applicant, on the qualified property during the last complete calendar quarter before the application review start date? (For projects with applications approved before January 1, 2010, use the application submitted to school district.)

What year and quarter was that: \_\_\_\_\_ 0-not

How many new jobs were on the qualified property in the year covered by this report? (See note on page 2.) **operational**

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? **10**

If the applicant requested a waiver of minimum jobs requirement, how many new jobs must the approved applicant create under the waiver? **4**

80 percent of New Jobs **0**

What is the minimum required annual wage for each qualifying job in the year covered by the report? **\$43,723**

How was this calculated? (Cite applicable section of Chapter 313. Attach calculation and cite exact data sources.) **attached**



What is the minimum required annual wage for each qualifying job in the year covered by the report? .....

For agreements executed prior to June 19, 2009, please identify which of the two Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A) or §313.051(b). For agreements executed after June 19, 2009, please identify which of the four Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A), §313.021(5)(B), §313.021(3)(E)(ii), or §313.051(b).

Attach calculations and cite (or attach) exact Texas Workforce Commission data sources. ....

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? .....

Of the qualifying job-holders last year, how many were employees of the approved applicant? .....

Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? .....

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? .....  NA  Yes  No

**THE FOLLOWING QUESTIONS APPLY ONLY TO APPROVED APPLICANTS WITH AGREEMENTS THAT REQUIRE THE APPROVED APPLICANT TO PROVIDE A SPECIFIED NUMBER OF JOBS AT A SPECIFIED WAGE.**

How many qualifying jobs did the approved applicant commit to create in the year covered by the report? .....

At what annual wage? .....

How many qualifying jobs were created at the specified wage? .....

**ENTITIES ARE NOT REQUIRED TO ANSWER THE FOLLOWING FIVE QUESTIONS IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.**

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? .....

Was any of the land classified as qualified investment? .....  Yes  No

Was any of the qualified Investment leased under a capitalized lease? .....  Yes  No

Was any of the qualified Investment leased under and operating lease? .....  Yes  No

Was any property not owned by the applicant part of the qualified investment? .....  Yes  No

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

What was your limitation amount (or portion of original limitation amount) during the year covered by this report? .....

Please describe your interest in the agreement and identify all the documents creating that interest.  
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**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."*



Signature

**Sandra Sierra**

Printed name of authorized company representative

**Property Tax Representative**

Title

**5/10/2013**

Date

**CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE**

Address

Phone

E-mail

**2009 Manufacturing Wages by Council of Government Region  
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$21.43</b>	<b>\$44,583</b>
<a href="#"><u>1. Panhandle Regional Planning Commission</u></a>	\$18.38	\$38,227
<a href="#"><u>2. South Plains Association of Governments</u></a>	\$15.67	\$32,596
<a href="#"><u>3. NORTEX Regional Planning Commission</u></a>	\$19.60	\$40,768
<a href="#"><u>4. North Central Texas Council of Governments</u></a>	\$23.44	\$48,754
<a href="#"><u>5. Ark-Tex Council of Governments</u></a>	\$15.14	\$31,489
<a href="#"><u>6. East Texas Council of Governments</u></a>	\$16.87	\$35,091
<a href="#"><u>7. West Central Texas Council of Governments</u></a>	\$17.27	\$35,916
<a href="#"><u>8. Rio Grande Council of Governments</u></a>	\$15.26	\$31,732
<a href="#"><u>9. Permian Basin Regional Planning Commission</u></a>	\$19.11	\$39,757
<a href="#"><u>10. Concho Valley Council of Governments</u></a>	\$14.80	\$30,784
<a href="#"><u>11. Heart of Texas Council of Governments</u></a>	\$17.41	\$36,206
<a href="#"><u>12. Capital Area Council of Governments</u></a>	\$25.60	\$53,244
<a href="#"><u>13. Brazos Valley Council of Governments</u></a>	\$15.33	\$31,893
<a href="#"><u>14. Deep East Texas Council of Governments</u></a>	\$15.46	\$32,151
<a href="#"><u>15. South East Texas Regional Planning Commission</u></a>	\$25.53	\$53,095
<a href="#"><u>16. Houston-Galveston Area Council</u></a>	\$22.90	\$47,629
<a href="#"><u>17. Golden Crescent Regional Planning Commission</u></a>	\$19.84	\$41,273
<a href="#"><u>18. Alamo Area Council of Governments</u></a>	\$16.82	\$34,984
<a href="#"><u>19. South Texas Development Council</u></a>	\$13.68	\$28,445
<a href="#"><u>20. Coastal Bend Council of Governments</u></a>	\$22.10	\$45,967
<a href="#"><u>21. Lower Rio Grande Valley Development Council</u></a>	\$13.52	\$28,114
<a href="#"><u>22. Texoma Council of Governments</u></a>	\$18.42	\$38,305
<a href="#"><u>23. Central Texas Council of Governments</u></a>	\$16.58	\$34,484
<a href="#"><u>24. Middle Rio Grande Development Council</u></a>	\$13.66	\$28,416

Source: Texas Occupational Employment and Wages

Data published: July 2010

Data published annually, next update will be June 2011.

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

Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.

**ATTACHMENT 14**

**110% of County Average Weekly Wage for all Jobs**

2009	3Q	714
2009	4Q	730
2010	1Q	849
2010	2Q	798

3091/4 = \$772.75 average weekly salary  
X 1.1 (110%)  
\$850.03

**110% of County Average Weekly Wage for Manufacturing Jobs in County**

2009	3Q	398
2009	4Q	431
2010	4Q	430
2010	4Q	443

1702/4 = \$425.50 average weekly salary  
X 1.1 (110%)  
\$468.05

**110 % of County Average Weekly Wage for Manufacturing Jobs in Region (Permian Basin)**

\$19.11 per hour

X 40 hr per week

\$ 764.40 average weekly salary

X 1.10 (110%)

\$840.84

X 52 weeks

43,723.68

**2011 Manufacturing Wages by Council of Government Region  
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$22.89</b>	<b>\$47,610</b>
<u>1. Panhandle Regional Planning Commission</u>	\$19.32	\$40,196
<u>2. South Plains Association of Governments</u>	\$16.45	\$34,210
<u>3. NORTEX Regional Planning Commission</u>	\$18.14	\$37,733
<u>4. North Central Texas Council of Governments</u>	\$24.03	\$49,986
<u>5. Ark-Tex Council of Governments</u>	\$16.52	\$34,366
<u>6. East Texas Council of Governments</u>	\$18.27	\$37,995
<u>7. West Central Texas Council of Governments</u>	\$17.76	\$36,949
<u>8. Rio Grande Council of Governments</u>	\$15.69	\$32,635
<u>9. Permian Basin Regional Planning Commission</u>	\$21.32	\$44,349
<u>10. Concho Valley Council of Governments</u>	\$15.92	\$33,123
<u>11. Heart of Texas Council of Governments</u>	\$18.82	\$39,150
<u>12. Capital Area Council of Governments</u>	\$26.46	\$55,047
<u>13. Brazos Valley Council of Governments</u>	\$15.71	\$33,718
<u>14. Deep East Texas Council of Governments</u>	\$15.48	\$32,207
<u>15. South East Texas Regional Planning Commission</u>	\$28.23	\$58,724
<u>16. Houston-Galveston Area Council</u>	\$25.82	\$53,711
<u>17. Golden Crescent Regional Planning Commission</u>	\$20.38	\$42,391
<u>18. Alamo Area Council of Governments</u>	\$18.00	\$37,439
<u>19. South Texas Development Council</u>	\$13.85	\$28,806
<u>20. Coastal Bend Council of Governments</u>	\$22.35	\$46,489
<u>21. Lower Rio Grande Valley Development Council</u>	\$15.08	\$31,365
<u>22. Texoma Council of Governments</u>	\$20.76	\$43,190
<u>23. Central Texas Council of Governments</u>	\$16.17	\$33,642
<u>24. Middle Rio Grande Development Council</u>	\$13.65	\$28,382

Source: Texas Occupational Employment and Wages

Data published: July 2012

Data published annually, next update will be summer 2013

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.



## Franchise Tax Account Status

As of: 06/15/2013 09:54:19 AM

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

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<b>SHERBINO II WIND FARM LLC</b>	
Texas Taxpayer Number	32037134346
Mailing Address	PO BOX 941912 HOUSTON, TX 77094-8912
Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	05/22/2008
Texas SOS File Number	0800982028
Registered Agent Name	C T CORPORATION SYSTEM
Registered Office Street Address	350 N. ST. PAUL ST. STE. 2900 DALLAS, TX 75201