



Chapter 313 Annual Eligibility Report Form

Form 50-772
(May 2010)

201s

Tax Year covered in this report

Archer City ISD

.08

1.04

School district name

I&S Tax Rate

M&O Tax Rate

Windthorst-2

Windthorst-2, LLC

Project Name

Company Name

245 Main Street, Suite 538, Brooklyn, NY, 11201

Nathan Vajdos, nathan.vajdos@ownenergy.net

Company Address

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.

32041673214

Texas Taxpayer ID of Applicant

Texas Taxpayer ID Reporting Entity (if appropriate)

December 19, 2011

Windthorst-2, LLC

Date of Agreement Approval

Original Applicant Name

2013

2014

First complete tax year of the qualifying time period

Last tax year of the qualifying time period

2015

10 Million

First tax year of the limitation

Amount of the limitation at the time of application approval

QUALIFIED PROPERTY INFORMATION

0

Market Value

0

I&S Taxable Value

0

M&O Taxable Value

Is the business entity in good standing with respect to Tax Code, Chapter 171?

(Attach printout from Comptroller Web site: <http://www.window.state.tx.us/taxinfo/coasintr.html>)

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)?
(This question must only be answered for projects with applications approved after June 1, 2010.)

Sept 2, 2011

How many new jobs were based on the qualified property in the year covered by this report? (See note on page 3.)

0

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?

8

80 percent of New Jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.)

7



What is the minimum required annual wage for each qualifying job in the year covered by the report? 41,968

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). 313.051(b)

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

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? 0

Of the qualifying job-holders last year, how many were employees of the approved applicant? 0

Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 0

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? N/A

At what annual wage? N/A

How many qualifying jobs were created at the specified wage? N/A

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? N/A

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? n/a

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

NOTE: 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.

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**Nathan Vajdos**

Printed name of authorized company representative

Development Manager

Title

Date

6/14/13**CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE****45 Main Street, Suite 538, Brooklyn, NY 11201**

Address

210.831.5144

Phone

nathan.vajdos@ownenergy.net

E-mail

Employee Benefits

- Medical Coverage - Preferred Provider Organization ("PPO") and Exclusive Provider Organization ("EPO") Plans
- Dental Plan
- Vision Plan
- Prescription Drug Benefits
- Flexible Spending Accounts ("FSA's")
- Life Insurance
- Disability Plans
- Paid Holidays
- Paid Vacation
- 401(k) Retirement Savings Plan
- Retiree Medical Benefit Plan

**2010 Manufacturing Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas		
1. Panhandle Regional Planning Commission	\$18.60	\$38,683
2. South Plains Association of Governments	\$16.21	\$33,717
3. NORTEX Regional Planning Commission	\$18.34	\$38,153
4. North Central Texas Council of Governments	\$23.45	\$48,777
5. Ark-Tex Council of Governments	\$15.49	\$32,224
6. East Texas Council of Governments	\$17.63	\$36,672
7. West Central Texas Council of Governments	\$17.48	\$36,352
8. Rio Grande Council of Governments	\$15.71	\$32,683
9. Permian Basin Regional Planning Commission	\$19.90	\$41,398
10. Concho Valley Council of Governments	\$15.33	\$31,891
11. Heart of Texas Council of Governments	\$17.91	\$37,257
12. Capital Area Council of Governments	\$25.37	\$52,778
13. Brazos Valley Council of Governments	\$15.24	\$31,705
14. Deep East Texas Council of Governments	\$15.71	\$32,682
15. South East Texas Regional Planning Commission	\$27.56	\$57,333
16. Houston-Galveston Area Council	\$24.52	\$51,002
17. Golden Crescent Regional Planning Commission	\$20.07	\$41,738
18. Alamo Area Council of Governments	\$17.28	\$35,952
19. South Texas Development Council	\$13.27	\$27,601
20. Coastal Bend Council of Governments	\$21.55	\$44,822
21. Lower Rio Grande Valley Development Council	\$14.35	\$29,846
22. Texoma Council of Governments	\$18.10	\$37,651
23. Central Texas Council of Governments	\$17.21	\$35,788
24. Middle Rio Grande Development Council	\$13.21	\$27,471

Source: Texas Occupational Employment and Wages

Data published: June 2011

Data published annually, next update will be June 2012.

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.

Quarterly Employment and Wages (QCEW)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2010	1st Qtr	Archer County	Private	00	0	10	Total, All Industries	\$551
2010	2nd Qtr	Archer County	Private	00	0	10	Total, All Industries	\$610
2010	3rd Qtr	Archer County	Private	00	0	10	Total, All Industries	\$607
2010	4th Qtr	Archer County	Private	00	0	10	Total, All Industries	\$660

$$2428/4 = 607 * 52 \text{ weeks} = 31,564 \times 110\% = 34,720.40$$

Quarterly Employment and Wages (QCEW)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2010	1st Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$520
2010	2nd Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$1,159
2010	3rd Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$542
2010	4th Qtr	Archer County	Private	31	2	31-33	Manufacturing	\$557

$$2778/4 = 694.50 * 52 \text{ weeks} = 36,114 \times 110\% = 39,725.40$$

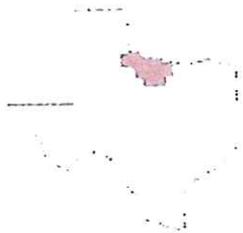
2010 Manufacturing Wages by COG

$$38,153 / 52 \text{ weeks} = 734 \times 110\% = 807$$



*Nortex
Regional
Planning
Commission*

About Us



Nortex Regional Planning Commission (NRPC) is a region-wide voluntary association of local governments. Its service area is 9,461 square miles and contains approximately 224,336 people. NRPC's mission is to serve its members as the instrument of local government cooperation and coordination for the purpose of improving the health, safety, and general welfare of their citizens. NRPC is the entity through which local governments consider issues and cooperate in addressing area wide problems. NRPC is governed by an Executive Committee comprised of local elected officials, representing member government bodies within the region.

History of COG
Nortex Regional Planning Commission (NRPC) was formed January 27, 1966, under the authority provided by Article 1011m, V.A.C.S., of the 59th Texas Legislature, authorizing counties, cities, and political subdivisions of the State of Texas to establish regional planning commissions. The counties of Archer, Clay, and Wichita established Nortex in 1966. Since its inception, NRPC has worked well in conjunction with local as well as state and federal governments. Past initiatives have been in the area of emergency medical services, alcohol abuse, maternal infant healthcare, and housing. Current programs have afforded NRPC the responsibility of implementing regional programs addressing aging, employment, 9-1-1 emergency services, solid waste, community development, etc. Since the 1980's NRPC has the instrument for reviewing grant applications that originate in the Nortex region. This insures that projects awarded with federal and/or state dollars are consistent with local and area wide plans. This review process promotes an efficient use of taxpayer's dollars.

Functions

The general purpose of Nortex Regional Planning Commission (NRPC) is to plan for the unified, far-reaching development of the North Texas region, eliminate duplication of services, and promote economy and efficiency through coordination. Regional services include: Providing technical assistance to local member governments in economic development, community development, demographics, planning, grant applications, and other areas. Administering federal or state programs that benefit from regional cooperation such as economic development, 9-1-1 emergency service, criminal justice, and drug enforcement, community development, solid waste, employment and training, and services to the elderly. Coordinating federal, state, and local projects or issues that cross the boundaries of individual governments.



Franchise Tax Account Status

As of: 06/15/2013 09:47:19 AM

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

WINDTHORST-2, LLC	
Texas Taxpayer Number	32041673214
Mailing Address	45 MAIN ST STE 538 BROOKLYN, NY 11201-0027
Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	04/16/2010
Texas SOS File Number	0801258028
Registered Agent Name	INCORPORATING SRVICES, LTD.
Registered Office Street Address	3610-2 N. JOSEY SUITE 223 CARROLLTON, TX 75007