

Chapter 313 Annual Eligibility Report Form

SECTION 1: Applicant and District Information

- 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.
- Application number: 261
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
- Name of school district: White Deer ISD
- Name of project on original application (or short description of facility): Pattern Panhandle Wind LLC
- Name of applicant on original application: Pattern Panhandle Wind LLC
- Name the company entering into original agreement with district: Pattern Panhandle Wind LLC
- Amount of limitation at time of application approval: \$ 10,000,000
- 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.)

SECTION 2: Current Agreement Information

- Name of current agreement holder(s) Pattern Panhandle Wind LLC
- Complete mailing address of current agreement holder Pier 1, Bay 3, San Francisco, CA 94111
- Company contact person for agreement holder:

<u>Tom Byers</u>	<u>Attorney-In-Fact</u>
Name	Title
<u>(415) 283-4068</u>	<u>tom.byers@patternenergy.com</u>
Phone	Email
- Texas franchise tax ID number of current agreement holder: 32025738983
- If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:

Name	Tax ID
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- If the authorized company representative (same as signatory for this form) is different from the contact person listed above, complete the following:

<u>Same as above</u>	
Name	Title

Complete Mailing Address

Phone	Email
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- 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.)

N/A

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 website: <https://mycpa.cpa.state.tx.us/coal>) 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
- a) 3a. Please identify business activity: Renewable Energy Electric Generation

SECTION 4: Market Value and Limitation Amount

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

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 \$ 1 7 0 5 5 0 6 1 0
2. Total value of all applicable exemptions for the qualified property included in item 1 \$ 0
3. Total taxable value for school I&S tax purposes for the qualified property (Item 1 less Item 2) \$ 1 7 0 5 5 0 6 1 0
4. Limitation amount on appraised value specified as qualified in the 313 agreement \$ 1 0 0 0 0 0 0 0 0
5. Total taxable value for school M&O tax purposes for the qualified property (lesser of item 3 or item 4) \$ 1 0 0 0 0 0 0 0 0

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) 8
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? 10
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? 7
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.) 6.4
5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$ 44,215.60
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? \$

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? ... \$ Not applicable
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? ... Not applicable
2. Please describe your interest in the agreement and identify all the documents creating that interest.

Not applicable

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

Tom Byers

Print Name (Authorized Company Representative)

Attorney-In-Fact

Title

sign here

[Handwritten Signature]

Signature (Authorized Company Representative)

9/26/17

Date

print here

Shana Davis-Cummings Westlake LLC

Print Name of Preparer (Person Who Completed the Form)

713-266-4456

Phone



Franchise Tax Account Status

As of : 07/11/2017 12:30:10

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

PATTERN PANHANDLE WIND LLC	
Texas Taxpayer Number	32025738983
Mailing Address	PIER 1 BAY 3 SAN FRANCISCO, CA 94111
Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	02/01/2007
Texas SOS File Number	0800768213
Registered Agent Name	CORPORATION SERVICE COMPANY DBA CSC - LAWYERS INCO
Registered Office Street Address	211 E. 7TH STREET SUITE 620 AUSTIN, TX 78701

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

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

← Carson County
Regional Wage Rate
 $\$40,196 \times 110\% = \$44,215.60$

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.