

INTRODUCTION

- You have been assigned an application number. Please verify this number on the website prior to completing the form. This form will indicate the sections you need to complete based on application number.
 - This form must be filled out by each applicant that is party to a limitation agreement.
 - If the original application was made by a group of two or more companies, each company must complete this form.
 - If the original applicant split into two or more applicants after the original agreement, all current agreement holders must complete this form.
 - Applicants should only complete the information for their years as an agreement holder, noting what year they were formed after the original agreement was approved.
 - Each agreement holder should respond as a current agreement holder in Section 2.
 - Applicants should report their proportionate share of required employment and investment information.
 - In addition to the Biennial Progress Report required from each applicant that is a party to an agreement, a separate Biennial Progress Report summarizing the combined applicants' data for the entire agreement must be completed.
 - If one of the applicants cannot provide this information, a summarization report must be completed by the school district and signed by the superintendent.
 - Projects spanning more than one school district must complete forms for each school district.
 - Please return signed hard copy forms and electronic spreadsheets to the school district before May 15 of each even-numbered year.
- Note:**
- The school district that is a party to the Chapter 313 agreement is collecting the data required by Chapter 313.032 on this form for the Comptroller of Public Accounts (CPA).
 - The CPA requests companies complete the electronic spreadsheet version of the form. Please submit both an electronic version and a signed hard copy version of the spreadsheet (with any attachments) to the district. Please contact CPA if you have questions about the form. The spreadsheet version of this form can be downloaded at: www.texasahead.org/tax_programs/chapter313/forms.php.
 - After ensuring that all forms are complete, the school district will forward that data to the CPA for inclusion in a statutorily required report to the Texas Legislature.

Biennial Progress Report for Texas Economic Development Act	Form 50-773-A
Economic Development and Analysis	
SECTION 1: Applicant Information	
1. Application number	381
2. Name of school district	Fiona Independent School District
3. Name of central appraisal district (CAD) appraising the qualified property in this school district	Parmer County Appraisal District
4. Name of project on original application (or short description of facility)	Mariah Renewable Energy Center Phase Two
5. Name of applicant on original application	Mariah North West, LLC
6. Name of company entering into original agreement with district	Mariah North West, LLC
7. 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.)	In connection with a sale of the assets covered by this agreement, the original applicant, Mariah North West LLC, assigned the agreement to Mariah Dos LLC on October 13, 2014. Mariah Dos LLC subsequently changed its name to Mariah del Norte LLC. Mariah del Norte LLC is the current agreement holder as shown in Amendment No. 2.
SECTION 2: Current Agreement Information	
1. Name of current agreement holder(s)	Mariah del Norte LLC
2. Complete mailing address of current agreement holder	One Lafayette Place, Greenwich, CT 06830
3. Company contact person for agreement holder:	
Name	Luke O'Keefe
Title	Asset Manager
Phone	203-625-2528
Email	LOKeefe@firstreserve.com
4. Texas franchise tax ID number of current agreement holder:	32055260817
5. 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	
6. NAICS Code of current agreement holder (6 Digit)	
7. If the authorized company representative is different from the contact person listed above:	
Name	
Title	
Complete Mailing Address	
Phone	
Email	
8. 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.)	

SECTION 3: Project Timeline	
1. Date original limitation agreement approved by school district	30-Jun-14
2. First (complete) year of qualifying time period – after the date the application is approved. See Tax Code §313.021[4]	2015
3. Date commercial operations began at the site of the project	expected 2016
4. First year of property value limitation	2016
SECTION 4: Value Limitation Details	
1. Minimum limitation amount per Agreement (for entire agreement)	\$20,000,000
2. Amount of qualified investment during the qualifying time period the recipient committed to spend or allocate for this project on application (not total investment)	\$20,000,000
3. Total qualified investment made from the beginning of the qualifying time period through the end of the qualifying time period or the last complete tax year, if still in the qualifying time period	0
4. Has the size and/or scope of the project changed, resulting in a material change in qualified property from that in the application?	No
4a. If yes, please describe on an attachment how the actual qualified property — for which you are providing actual and estimated market values on subsequent pages — differs from that property described in the agreement. Include only property located in this school district.	
5. What was the number of permanent existing jobs at this facility prior to application? (See guidelines for definition of existing job.)	0
SECTION 5: Job Details	
1 For agreements before Jan. 1, 2014, does the agreement include a definition of “new job” other than TAC §9.1051(14)(C), as the rule existed at the time of application?	No
1a. If yes, please provide the definition of “new job” as used in the agreement. (Use attachments if needed.)	
SECTION 6: Authorized Signature	
After this report and charts are complete, they should be reviewed and certified to be complete by a company employee authorized to sign on behalf of the company listed in Section 2.	
By signing below, I certify that I am an employee of _____, a current agreement holder of a limitation on appraised value who is authorized to sign on behalf of the company. I attest that the contents of this form and attachments are true and correct to the best of my knowledge and belief and have determined that the electronic copy is identical to the hard copy of this report.	First Reserve (the owner of Mariah del Norte)
Print Name of Company Employee	Luke O'Keefe
Title	Asset Manager
Phone	203-625-2528

Signature of Company Employee	<i>Luke F. O'Keefe</i>
Date	11-May-16
NOTE: If you amend your report, you will need to resign and resubmit this section with your forms, charts or attachments.	

Biennial Progress Report for Texas Economic Development Act
CHART A1: Job Data for Applications 1 through 999

App Number

Date

Form 50-773A

District Name

1st Yr. of Qualifying Time Period

Revised May 2014

Company Name

		<u>Qualifying Time Period</u>		<u>Limitation Period</u>								<u>Viable Presence Period</u>		
		Year 1 (First Complete Tax Year)	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11	Year 12	Year 13
Tax year (YYYY)		2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027
1	Number of qualifying jobs ¹ applicant committed to create on application (cumulative)	0	7	7	7	7	7	7	7	7	7	7	7	7
2	Number of qualifying jobs ¹ applicant actually created (cumulative)	0	7	7	7	7	7	7	7	7	7	7	7	7
3	Number of new jobs ² created (cumulative)	0	7	7	7	7	7	7	7	7	7	7	7	7
4	Median annual wage of new jobs applicant created	\$0	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035	\$46,035
5	Total wages for new jobs applicant created	\$0	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245	\$322,245

CHART A1 - Only complete this for applications 1 through 999.

Actual and projected data. Use actual data for prior years. Estimates are required for current and future years.

- Notes:**
- Jobs meeting all of the requirements of Tax Code §313.021(3) as the statute existed before Jan. 1, 2014. Do not include construction jobs in counts of qualifying jobs.
 - For new job definition see TAC §9.1051(14) as rules existed before Jan. 1, 2014.

The CPA requests companies complete the electronic spreadsheet version of the form and submit identical electronic and hard copy versions of the spreadsheet (with any attachments) to the district.

Biennial Progress Report for Texas Economic Development Act
CHART A2: Investment and Market Values for Applications 1 through 999

Date: May 11, 2016
 Application Number: 381
 Current Agreement Holder Name: Mariah del Norte LLC
 ISD Name: Friona

Form 50-773A
 Revised May 2014

CHART A2 - Only complete this for applications 1 through 999.

	Year	School Year (YYYY-YYYY)	Tax Year (actual tax year) YYYY	Total Investment ¹ (cumulative)	Market value of qualified property on Jan. 1 BEFORE any exemptions ²	Market value less any exemptions (such as pollution control) and before limitation ³	Taxable value of qualified property for purposes of M&O
Prior to start of value limitation period	1	2015-16	2015	0	0	0	0
	2	2016-17	2016	301,185,000	301,185,000	301,185,000	301,185,000
Value limitation period	3	2017-18	2017	280,102,050	280,102,050	280,102,050	20,000,000
	4	2018-19	2018	260,494,907	260,494,907	260,494,907	20,000,000
	5	2019-20	2019	242,260,263	242,260,263	242,260,263	20,000,000
	6	2020-21	2020	225,302,045	225,302,045	225,302,045	20,000,000
	7	2021-22	2021	209,530,902	209,530,902	209,530,902	20,000,000
	8	2022-23	2022	194,863,738	194,863,738	194,863,738	20,000,000
	9	2023-24	2023	181,223,227	181,223,227	181,223,227	20,000,000
	10	2024-25	2024	168,537,647	168,537,647	168,537,647	20,000,000
Viable presence period	11	2025-26	2025	156,740,012	156,740,012	156,740,012	156,740,012
	12	2026-27	2026	145,768,211	145,768,211	145,768,211	145,768,211
	13	2027-28	2027	135,564,436	135,564,436	135,564,436	135,564,436

Actual and projected data. Use actual data for prior years. Estimates are required for current and future years.

Notes:

1. Total investment is all investment at original cost, including land acquired after filing of application. Investments made in a year should be reflected in the subsequent year's market value.
2. Use appraisal values from CAD as available. For future years, use market value that the entity estimates will approximate the market value for ad volorem tax purposes in that year.
3. This amount is typically the taxable value for the purpose of I&S fund or debt service reserve fund.

The CPA requests companies complete the electronic spreadsheet version of the form and submit identical electronic and hard copy versions of the spreadsheet (with any attachments) to the district.

**Biennial Progress Report for Texas Economic Development Act
CHART B1: Job Data for Applications 1000+**

App Number
District Name
Company Name

Date
1st Yr. of Qualifying Time Period

Form 50-773A
Revised May 2014

CHART B1 - Only complete this for applications 1000+

		Qualifying Time Period	Limitation Period ³									Viable Presence Period				
		Year 1 (First Complete Tax Year)	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11	Year 12	Year 13	Year 14	Year 15
Tax year (YYYY)																
1	Number of qualifying jobs ¹ applicant committed to create on application (cumulative)															
2	Number of qualifying jobs ¹ applicant actually created (cumulative)															
3	Median annual wage of qualifying jobs ¹ applicant created															
4	Total wages for qualifying jobs ¹ applicant created															
5	Number of non-qualifying jobs ² applicant created (cumulative)															
6	Average annual wage of non-qualifying jobs ² applicant created															
7	Total wages for non-qualifying jobs ² applicant created															

Actual and projected data. Use actual data for prior years. Estimates are required for current and future years.

Notes:

1. Jobs meeting all of the requirements of Tax Code §313.021(3).
2. For non-qualifying job definition see TAC §9.1051.
3. Insert columns as needed to adjust beginning date of limitation per 313.027(a-1)(2).

The CPA requests companies complete the electronic spreadsheet version of the form and submit identical electronic and hard copy versions of the spreadsheet (with any attachments) to the district.

Biennial Progress Report for Texas Economic Development Act
CHART B2: Investment and Market Values for Applications 1000+

Date
 Application Number
 Current Agreement Holder Name
 ISD Name

Form 50-773A
 Revised May 2014

CHART B1 - Only complete this for applications 1000+

	Year	School Year (YYYY- YYYY)	Tax Year (actual tax year) YYYY	Total Investment ¹ (cumulative)	Market value ² of qualified property on Jan. 1 BEFORE any exemptions	Market value less any exemptions (such as pollution control) and before limitation ³	Taxable value of qualified property for purposes of M&O
Prior to start of value limitation period or most recent year end. Insert rows as needed ⁴ .	0						
Value limitation period	1						
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						
Viable presence period	11						
	12						
	13						
	14						
	15						

Actual and projected data. Use actual data for prior years. Estimates are required for current and future years.

Notes:

1. Total investment is all investment at original cost, including land acquired after filing of application. Investments made in a year should be reflected in the subsequent year's market value.
2. Use appraisal values from CAD as available. For future years, use market value that the entity estimates will approximate the market value for ad volorem tax purposes in that year.
3. This amount is typically the taxable value for the purpose of I&S fund or debt service reserve fund.
4. Insert rows as needed to adjust beginning date of limitation per 313.027(a-1)(2).

The CPA requests companies complete the electronic spreadsheet version of the form and submit identical electronic and hard copy versions of the spreadsheet (with any attachments) to the district.

Biennial Progress Report for Texas Economic Development Act
CHART B2: Investment and Market Values for Applications 1000+

The CPA requests companies complete the electronic spreadsheet version of the form and submit identical electronic and hard copy versions of the spreadsheet (with any attachments) to the district.