



# Chapter 313 Annual Eligibility Report Form

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

2011  
Tax Year covered in this report

Sterling City ISD  
School district name

0.1998  
I&S Tax Rate

1.04  
M&O Tax Rate

Capricorn Ridge Wind Farm  
Project Name

Capricorn Ridge Wind, LLC  
Company Name

700 Universe Blvd PSX/JB, Juno Beach, FL 33408  
Company Address

(561) 691-2943  
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.

13645968556  
Texas Taxpayer ID of Applicant

32002608134  
Texas Taxpayer ID Reporting Entity (if appropriate)

August 30, 2007  
Date of Agreement Approval

Capricorn Ridge Wind, LLC  
Original Applicant Name

2008  
First complete tax year of the qualifying time period

2009  
Last tax year of the qualifying time period

2010  
First tax year of the limitation

\$10,000,000  
Amount of the limitation at the time of application approval

## QUALIFIED PROPERTY INFORMATION

\$488,312,870  
Market Value

\$488,312,870  
I&S Taxable Value

\$8,855,000  
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)? ..... N/A  
(This question must only be answered for projects with applications approved after June 1, 2010.)

How many new jobs were based on the qualified property in the year covered by this report? (See note on page 3.) ..... 29

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? ..... 8

If the applicant requested a waiver of minimum jobs requirement, how many new jobs must the approved applicant create under the waiver? ..... 23

80 percent of New Jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.) ..... 23

What is the minimum required annual wage for each qualifying job in the year covered by the report? ..... \$35,360

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)..... ISD Findings attached

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? ..... 29

Of the qualifying job-holders last year, how many were employees of the approved applicant? ..... 18

Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?..... 11

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? ..... 8

At what annual wage?..... Avg \$35,360

How many qualifying jobs were created at the specified wage?..... 29

**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? ..... \$8,855,000

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

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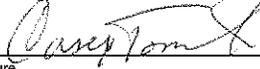
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NOTE: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "new job" as used in the agreement.

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

Casey Tomasiak

Printed name of authorized company representative

Sr. Property Tax Analyst

Title

5/31/2012

Date

**CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE**

700 Universe Blvd PSX/JB, Juno Beach, FL 33408

Address

(561) 691-2943

Phone

Casey.Tomasiak@nee.com

E-mail



# TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

June 6, 2012

## CERTIFICATE OF ACCOUNT STATUS

THE STATE OF TEXAS  
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO  
HEREBY CERTIFY that according to the records of this office

### **CAPRICORN RIDGE WIND, LLC**

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due August 15, 2012.

This certificate does not make a representation as to the status of the entity's registration, if any, with the Texas Secretary of State.

This certificate is valid for the purpose of conversion when the converted entity is subject to franchise tax as required by law. This certificate is not valid for any other filing with the Texas Secretary of State.

GIVEN UNDER MY HAND AND  
SEAL OF OFFICE in the City of  
Austin, this 6th day of  
June 2012 A.D.

A handwritten signature in black ink that reads "Susan Combs".

Susan Combs  
Texas Comptroller

Taxpayer number: 13645968556  
File number: 0800725033

Form 05-304 (Rev. 12-07/17)

Natural Resources & Mining, Leisure & Hospitality, and Local Government sectors play a large role in the Sterling County economy. These three sectors account for more than 72.0 percent of Sterling County's current total employment, compared to 23.8 percent for Texas. Consistent with a small job base, Sterling County's unemployment rate has fluctuated over the past five years. In 2001, unemployment in Sterling County reached 3.6 percent. By 2006, the unemployment rate had fallen to 3.3 percent, but not after climbing to 3.9 percent in 2002. This trend is not surprising given that an individual employer adding or shedding jobs can significantly impact this statistic.

Sterling County's population has been slowly increasing over the past decade. Since 2000, the County has added 46 residents, an increase of 3.3 percent. Sterling County's slow growth is even more stark when compared to Texas' significant population growth rate of 11.5 percent. The Texas State Data Center projects that Sterling County's population will surpass 1,484 residents by 2010.

While Sterling County's population has been slowly increasing, when compared to the state as a whole, its residents' income has not kept up either. Sterling County's per capita personal income is now just 62.4 percent of the Texas average, falling from a high of 68.2 percent in 1994. The 2004 per capita income for Sterling County is \$19,178 versus the Texas average of \$30,732.

Wages paid to area workers are also lagging state levels. Over the last 15 years, Sterling County's workers earned about 25-30 percent less than the state average. In 2005, a full-time employee earned \$26,331 or 29.3 percent more than a decade ago. Since 1990, however, the County's wage growth rate has fluctuated relative to the state as a whole. Full-time wages are now just 66.4 percent of the Texas average, falling from 80.0 percent in 1994.

#### **Board Finding Number 3.**

Average salary levels of qualifying jobs are expected to be \$35,360, based on the amended Application, which meets or exceeds 110 percent of the current Sterling County average salary for manufacturing jobs.

#### **Board Finding Number 4.**

The level of the Applicant's total investment per qualifying job over the term of the Agreement is estimated to be approximately \$80 million.

While this finding is included largely as an item of information, it is indicative of Goat Mountain Wind's planned capital investment in Sterling City ISD. This is the type of investment that is a foundation for improved economic activity in Sterling County.

The following discussion is included in the economic analysis for the project:

The benefits of Goat Mountain Wind to the Sterling County economy consist of the day-to-day operation of the wind energy project, normal operating expenditures, purchases from local vendors, and spending of people employed by these businesses. In the final analysis, the economic benefits of this spending materialize in the form of increased Sterling County employment and income. In addition, there are significant tax benefits to the Sterling City ISD, cities in the region, and the county.