

Chapter 313 Annual Eligibility Report Form

SECTION 1: Applicant and District Information

1. 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.
2. Application number: 73
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
3. Name of school district: Grady ISD
4. Name of project on original application (or short description of facility): Stanton Wind Energy LLC
5. Name of applicant on original application: Stanton Wind Energy LLC
6. Name the company entering into original agreement with district: Stanton Wind Energy LLC
7. Amount of limitation at time of application approval: \$10,000,000
8. 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.)

N/A

SECTION 2: Current Agreement Information

1. Name of current agreement holder(s) Stanton Wind Energy LLC
2. Complete mailing address of current agreement holder One South Wacker Drive, Suite 1900, Chicago IL 60606
3. Company contact person for agreement holder:
- | | |
|-------------------------|-------------------------------------|
| <u>Matt Gasparovich</u> | <u>Asset Manager</u> |
| Name | Title |
| <u>312.582.1282</u> | <u>mgasparovich@inenergyllc.com</u> |
| Phone | Email |
4. Texas franchise tax ID number of current agreement holder: 12088724419
5. If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:
- | | |
|------------|------------|
| <u>N/A</u> | <u>N/A</u> |
| Name | Tax ID |
6. If the authorized company representative (same as signatory for this form) is different from the contact person listed above, complete the following:
- | | |
|---|--------------------------------|
| <u>Alex George</u> | <u>Vice President</u> |
| Name | Title |
| <u>One South Wacker Drive, Suite 1900, Chicago IL 60606</u> | |
| Complete Mailing Address | |
| <u>312-224-1400</u> | <u>ageorge@inenergyllc.com</u> |
| Phone | Email |
7. 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: Martin County

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 5 2 9 8 5 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 5 2 8 9 5 1 0
4. Limitation amount on appraised value specified as qualified in the 313 agreement. \$ 1 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

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) 2
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? 2
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.) 2
5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$ 43,733.00
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? 2
 - 7b. If yes, what annual wage did the approved applicant commit to pay in the year covered by the report? \$ 43,733.00

- 7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report? 2
- 8. 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? 2
- 8a. Of the qualifying job-holders last year, how many were employees of the approved applicant? 0
- 8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 2
- 8c. 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? Yes No N/A

SECTION 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (#1000 and Above)

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: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3).

Not Applicable

QUALIFYING JOBS

- 1. What is the number of new qualifying jobs the applicant committed to create in the year covered by this report?
- 2. Did the applicant request that the governing body waive the minimum qualifying job requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 2a. If yes, how many new qualifying jobs must the approved applicant create under the waiver?
- 3. Which Tax Code section are you using to determine the wage standard required for this project? §313.021(5)(A) or §313.021(5)(B)
 - 3a. Attach calculations and cite exact Texas Workforce Commission data sources as defined in TAC §9.1051.
- 4. What is the minimum required annual wage for each qualifying job in the year covered by this report? \$
- 5. What is the annual wage the applicant committed to pay for each of the qualifying jobs in the year covered by this report? \$
- 6. 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?
 - 6a. Of the qualifying job-holders last year, how many were employees of the approved applicant?
 - 6b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?
 - 6c. 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? Yes No N/A
- 7. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3) and TAC 9.1051(30)? Yes No

NON-QUALIFYING JOBS

- 8. What is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?
- 9. What was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? .. \$
- 10. What is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051? \$

MISCELLANEOUS

- 11. Did the applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) in meeting the minimum qualifying job requirements? Yes No
 - 11a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
- 12. Are you part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the qualifying job requirements? Yes No
 - 12a. If yes, attach supporting documentation from the Texas Economic Development and Tourism Office including a list of the other school district(s) and the qualifying jobs located in each.

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.

Not Applicable

- 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? ... \$
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? ... N/A

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

N/A

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 Alex George
Print Name (Authorized Company Representative)

Vice President
Title

sign here
Signature (Authorized Company Representative)

Date

print here Brandon Budde
Print Name of Preparer (Person Who Completed the Form)

949.860.4588
Phone



Franchise Tax Account Status

As of : 10/26/2017 10:02:57

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

STANTON WIND ENERGY LLC	
Texas Taxpayer Number	12088724419
Mailing Address	1 S WACKER DR STE 1800 CHICAGO, IL 60606-4630
Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	07/31/2006
Texas SOS File Number	0800687983
Registered Agent Name	CT CORPORATION SYSTEM
Registered Office Street Address	1999 BRYAN STREET, SUITE 900 DALLAS, TX 75201

Chapter 313 Annual Eligibility Form
Stanton Wind Energy

Additional Information and Calculations

The required qualifying job annual wage was calculated as follows:

1. Chapter 313.051 is applicable because Martin County meets the eligibility requirements of the statute.¹
2. Pursuant to 313.051(b), a property owner is required to create only at least 10 new jobs on the owner's qualified property.²
3. Further, at least 80% of these jobs (8 total) must be qualifying jobs. A qualifying job must pay 110% of the average weekly wage for manufacturing jobs in the region.³
4. Martin County is in the Permian Basin WDA.⁴
5. Pursuant to the most recent data compiled by the Texas Workforce Commission, the mean annual wage for all jobs in the manufacturing industry in the Permian Basin WDA is \$39,757.⁵
6. At the 110% rate required by 313.051(b), the required annual wage for a qualifying job is \$43,733.
7. Thus, Stanton Wind Energy, LLC is required to employ at least 8 people at an annual wage of at least \$43,733.

¹ Tex. Tax Code 313.051(a)(1); <http://www.window.state.tx.us/taxinfo/franchise/sia.html>

² Tex. Tax Code 313.051(b)

³ *Id.*

⁴ http://www.tracer2.com/admin/uploadedpublications/1610_WDA_County_list.pdf

⁵ <http://www.tracer2.com/cgi/dataanalysis/AreaSelection.asp?tableName=Oeswage> (select proper information).

Wages by Profession

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Year	Period	Area	Ind Code	Industry	Occ Code	Occupation	Wage Source	Rate Type	Mean Wages	Median Wa
2009	Annual	Permian Basin WDA	1013	Manufacturing	000000	Total All Occupations	BLS Occupational Employment Statistics Survey	Annual wage or salary	\$39,757	\$32

TEXAS COUNTIES BY WORKFORCE DEVELOPMENT AREA

ALAMO

Atascosa
Bandera
Bexar
Comal
Frio
Gillespie
Guadalupe
Karnes
Kendall
Kerr
Medina
Wilson

BRAZOS VALLEY

Brazos
Burleson
Grimes
Leon
Madison
Robertson
Washington

CAMERON COUNTY

Cameron

CAPITAL AREA

Travis

CENTRAL TEXAS

Bell
Coryell
Hamilton
Lampasas
Milam
Mills
San Saba

COASTAL BEND

Aransas
Bee
Brooks
Duval

COASTAL BEND CONT.

Jim Wells
Kenedy
Kleberg
Live Oak
Mc Mullen
Nueces
Refugio
San Patricio

CONCHO VALLEY

Coke
Concho
Crockett
Irion
Kimble
Mason
Mc Culloch
Menard
Reagan
Schleicher
Sterling
Sutton
Tom Green

DALLAS COUNTY

Dallas

DEEP EAST TEXAS

Angelina
Houston
Jasper
Nacogdoches
Newton
Polk
Sabine
San Augustine
San Jacinto
Shelby
Trinity
Tyler

EAST TEXAS

Anderson
Camp
Cherokee
Gregg
Harrison
Henderson
Marion
Panola
Rains
Rusk
Smith
Upshur
Van Zandt
Wood

GOLDEN CRESCENT

Calhoun
De Witt
Goliad
Gonzales
Jackson
Lavaca
Victoria

GULF COAST

Austin
Brazoria
Chambers
Colorado
Fort Bend
Galveston
Harris
Liberty
Matagorda
Montgomery
Walker
Waller
Wharton

HEART OF TEXAS

Bosque
Falls
Freestone
Hill
Limestone
Mc Lennan

LOWER RIO GRANDE VALLEY

Hidalgo
Starr
Willacy

MIDDLE RIO GRANDE

Dimmit
Edwards
Kinney
La Salle
Maverick
Real
Uvalde
Val Verde
Zavala

NORTH CENTRAL

Collin
Denton
Ellis
Erath
Hood
Hunt
Johnson
Kaufman
Navarro
Palo Pinto
Parker
Rockwall
Somervell
Wise

TEXAS COUNTIES BY WORKFORCE DEVELOPMENT AREA

NORTH EAST

Bowie
Cass
Delta
Franklin
Hopkins
Lamar
Morris
Red River
Titus

NORTH TEXAS

Archer
Baylor
Clay
Cottle
Foard
Hardeman
Jack
Montague
Wichita
Wilbarger
Young

PANHANDLE

Armstrong
Briscoe
Carson
Castro
Childress
Collingsworth
Dallam
Deaf Smith
Donley
Gray
Hall
Hansford
Hartley
Hemphill
Hutchinson
Lipscomb
Moore
Ochiltree
Oldham
Farmer
Potter
Randall
Roberts

PANHANDLE CONT.

Sherman
Swisher
Wheeler

PERMIAN BASIN

Andrews
Borden
Crane
Dawson
Ector
Gaines
Glasscock
Howard
Loving
Martin
Midland
Pecos
Reeves
Terrell
Upton
Ward
Winkler

RURAL CAPITAL

Bastrop
Blanco
Burnet
Caldwell
Fayette
Hays
Lee
Llano
Williamson

SOUTH EAST TEXAS

Hardin
Jefferson
Orange

SOUTH PLAINS

Bailey
Cochran
Crosby
Dickens
Floyd

SOUTH PLAINS CONT.

Garza
Hale
Hockley
King
Lamb
Lubbock
Lynn
Motley
Terry
Yoakum

SOUTH TEXAS

Jim Hogg
Webb
Zapata

TARRANT COUNTY

Tarrant

TEXOMA

Cooke
Fannin
Grayson

UPPER RIO GRANDE

Brewster
Culberson
El Paso
Hudspeth
Jeff Davis
Presidio

WEST CENTRAL

Brown
Callahan
Coleman
Comanche
Eastland
Fisher
Haskell
Jones
Kent
Knox
Mitchell

WEST CENTRAL CONT.

Nolan
Runnels
Scurry
Shackelford
Stephens
Stonewall
Taylor
Throckmorton