Chapter 313 Annual Eligibility Report Form

樞	SECTION 1: Applicant and District Information				
1.	Tax year covered by this report: 2017	year covered by this report: 2017			
	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.	2. Application number: 74				
	NOTE: You can find your application number and all agreement documents and agreement-docs_php	reports on the website comptroller.texas.gov/economy/local/ch313/			
3.	Name of school district: Borden County ISD				
4.	4. Name of project on original application (or short description of facility): Bull C	Pull Creak Wind LLC			
	5. Name of applicant on original application: Bull Creek Wind LLC				
	6. Name the company entering into original agreement with district: Bull Creek	Wind LLC			
7.	7. Amount of limitation at time of application approval: \$ 10,000,000				
8.	f 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.)				
	NA				
	SECTION 2: Current Agreement Information				
1.	Name of current agreement holder(s) Bull Creek Wind LLC				
	2. Complete mailing address of current agreement holder 9225 Towne Centre	e Dr., Suite 840, San Diego, CA 92121			
	ompany contact person for agreement holder:				
Ο.	Butch Mederos	AV/D Manager			
	Name	AVP Manager Title			
	858-587-5850	bmederos@eurusenergy.com			
	Phone	Email			
4.	4. Texas franchise tax ID number of current agreement holder: 12085872880				
5.	5. If the current agreement holder does not report under the franchise tax law, plea	the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:			
	NA Name	NA Tax ID			
6	6. If the authorized company representative (same as signatory for this form) is diff	erent from the contact person listed above, complete the following:			
•	Shana Davis				
	Name	Property Tax Analyst			
	Cummings Westlake LLC, 12837 Louetta Rd, Suite 201, Cypress, TX 77429				
	Complete Mailing Address				
	713-266-4456 ext 6	sdavis@cwlp.net			
	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				

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SECTION 3: Applicant Eligibility Information					
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/coa/)	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: Wind Electric Power Generation					
SECTION 4: Market Value and Limitation Amount					
Please identify the county appraisal district (CAD) in which the project is located: Borden 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\$	9 3 7 8 0 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) \$ 2 _ 6	9 3 7 8 0 0				
4. Limitation amount on appraised value specified as qualified in the 313 agreement	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)	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)	13				
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				
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?	8				
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.)	10.4				
5. What is the minimum required annual wage for each qualifying job in the year covered by the report?	31,200.00				
5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$\$	31,200.00				
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)	31,200.00				
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.	31,200.00				
 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?	31,200.00 Yes No				
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.					
 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? 7a. If yes, how many qualifying jobs did the approved applicant commit to create in the year covered by 	Yes √ No				

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	7c	If yes, how many qualifying jobs were created at the specified wage in the year covered by the report?	0
8.	How n	nany qualifying jobs (employees of this entity and employees of a contractor with this entity) were based equalified property in the year covered by the report?	13
		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	13
		approved applicant?	10
	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?	es No N/A
U	SECTI	ON 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (#1000 and Above)	
OI at	NLY CC	MPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application roller.texas.gov/economy/local/ch313/agreement-docs.php.	number on the website
N	TE: F	or job definitions see TAC §9.1051(14) and Tax Code, §313.021(3).	
		YING JOBS	
		is the number of new qualifying jobs the applicant committed to create in the year covered by this report?	
2.	Did th Tax C	This section is not applicable to Bull Creek Wind LLC.	. Yes No
	2a.	If yes, how many new qualifying jobs must the approved applicant create under the waiver?	
3.		Tax Code section are you using to determine the wage standard required for this project? \$313.021(5)(A) or	§313.021(5)(B)
		Attach calculations and cite exact Texas Workforce Commission data sources as defined in TAC §9.1051.	
		is the minimum required annual wage for each qualifying job in the year covered by this report?\$	
	. 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 on the	many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based e 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?	es No N/A
7.	Do th	e qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3) and TAC 9.1051(30)?	Yes No
		UALIFYING JOBS	
8.	What	is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?	
		was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? \$	
10). Wha	t is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051?	
		LLANEOUS	
1	in me	he applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) seting the minimum qualifying job requirements?	Yes No
		a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.	
1:	quali	ou part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the fying job requirements?	Yes No
	12	 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. 	

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SECTIO	N 6: Qualified Investment During Qualified Time Period				
	ARE NOT REQUIRED TO COMPLETE THIS SECTION IF THE YEAR COVERED BY T OF THEIR AGREEMENT.	THE REPORT IS AFTER THE QUALIFYING TIME Not Applicable			
1. What is	s the qualified investment expended by this entity from the beginning of the qualifying tid of the year covered by this report?	me period through			
2. Was ar	ny of the land classified as qualified investment?	Yes No			
3. Was at	ny of the qualified Investment leased under a capitalized lease?	Yes No			
4. Was ar	ny of the qualified Investment leased under an operating lease?	Yes No			
5. Was an	ny property not owned by the applicant part of the qualified investment?	Yes No			
SECTIO	N 7: Partial Interest				
each but and invest this form a agreement		m for their proportionate share of required employment it is all Eligibility Report that provides for each question in cumulative Annual Eligibility Report reflecting the entire			
	vas your limitation amount (or portion of original limitation amount) during the year cover describe your interest in the agreement and identify all the documents creating that int				
er er ie		BEING CONTRACTS OF STREET			
"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	Shana Davis	Property Tax Anaylst			
	Print Name (Authorized Company Representative)	Title			
sign here	Signature (Authorized Company Representative)	5/2/18 Date			
print here	Shana Davis - Cummings Westlake LLC	713-266-4456			
nere '	Print Name of Preparer (Person Who Completed the Form)	Phone			





Franchise Tax Account Status

As of: 05/02/2018 14:05:03

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

BULL CREEK WIND LLC DBA BULL CREEK WIND LLC

Texas Taxpayer Number 12085872880

9255 TOWNE CENTRE DR STE 840 SAN DIEGO, CA **Mailing Address**

92121-3041

@ Right to Transact Business in ACTIVE

Texas

State of Formation DE

Effective SOS Registration Date 03/29/2007

Texas SOS File Number 0800794974

Registered Agent Name CT CORPORATION SYSTEM

Registered Office Street Address 1999 BRYAN ST., STE. 900 DALLAS, TX 75201

Quarterly Employment and Wages (QCEW)

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Avg Weekly Wages

x 52 28,392 × 110% ≠31,200

7/10/2010 4:38 PN