

Economic Development and Analysis

Form 50-772-A

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: 77 NOTE: You can fird your application number and all agreement documents and reports on the website www.texasahead.org/tax_programs/chapter/313/application. Surray Independent School District  Name of school district: Surray Independent School District  Name of project on original application: JD Wind 7, 8, 9 LLC  Name of applicant on original application: JD Wind 7, 8, 9 LLC  Name the company entering into original agreement with district: JD Wind 7  Amount of limitation at time of application approval: 5,000,000  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). Exelon Wind 7,8,9, LLC  Complete mailing address of current agreement holder:  David Wang  Name  312-394-7410  Aname  Aname  Take  Take  Taxas franchise tax ID number of current agreement holder:  32028368564 (Wind 7); 32025984827 (Wind 8); 32025984785 (Wind Ni/A)  Ni/A	2013	
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Name Title  10 S. Dearborn St, Floor 51, Chicago, IL 60603  Complete Mailing Address 312-394-8388 robert.kleczynski@exeloncorp.com	N/A	N/A
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Phone Email	N/A Name 6. If the authorized company representative (same as same Robert Kleczynski Name 10 S. Dearborn St, Floor 51, Chicago, IL 6 Complete Mailing Address	N/A  Tax ID  ignatory for this form) is different from the contact person listed above, complete the following:  Vice President, Tax  Title
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	N/A  Name 6. If the authorized company representative (same as some same same same same same same same sa	N/A  Tax ID  ignatory for this form) is different from the contact person listed above, complete the following:  Vice President, Tax  Title  0603  robert.kleczynski@exeloncorp.com



s	ECTION 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 Web site: http://www.window.state.tx.us/taxinfo/coasintr.html)	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
	3a. Please identify business activity: Renewable Energy Electric Generation	- manufacture of the state of t	Model with a single to
s	ECTION 4: Qualified Property Information		
		21,572,	000 00
1.	Market value for reporting year:	magnet control of the state of	
2.	I&S taxable value for reporting year:	21,572,	000.00
3.	M&O taxable value for reporting year:	5,000,	000.00
E	ECTION 5A: Wage and Employment Information for Applications Prior to Jan. 1, 2014 (#1 Through 999)		
Ol at	NLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application nowww.texasahead.org/tax_programs/chapter313/applicants.	imber on the	website
§3 ag	OTE: All statutory references in Section 5A are for statute as it existed prior to Jan. 1, 2014. For job definitions see TAC §9.1051(1-13.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "n reement. Notwithstanding any waiver by the district of the requirement for the creation of a minimum number of new jobs, or any the agreement, Tax Code §313.024(d) requires that 80 percent of all new jobs be qualifying jobs.	ew job" as use	ed in the
1.	How many new jobs were based on the qualified property in the year covered by this report? (See note above)	16	
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	v . r r r r mar
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?	THE RESERVE AND CONTRACT LANGE	
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.)	13	
5.	What is the minimum required annual wage for each qualifying job in the year covered by the report?	46,035.00	
	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	<b>√</b> 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? \$	and Water country for makes and another property of a co	
	7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report?	and the same of th	· · · · · · · · · · · · · · · · · · ·
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?	16	National Mark Control of State
	8a. Of the qualifying job-holders last year, how many were employees of the approved applicant?	1	
	8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?	15	### MF 74 M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C C F M C
	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?	s 🗸 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 www.texasahead.org/tax\_programs/chapter313/applicants.

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

Ql	JALIFYING 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.	Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No
N	ON-QUALIFYING JOBS
7.	What is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?
8.	What was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report?\$
9.	What is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051?\$
M	ISCELLANEOUS
10	. 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?
	10a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
11.	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?
	11a. 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.
Ē	SECTION 6: Qualified Investment During Qualified Time Period
	NTITIES ARE NOT REQUIRED TO COMPLETE THIS SECTION IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME ERIOD 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?
2.	Was any of the land classified as qualified investment?
3.	Was any of the qualified Investment leased under a capitalized lease?
4.	Was any of the qualified Investment leased under an operating lease?
5.	Was any property not owned by the applicant part of the qualified investment? Yes Volume 1 Yes



### **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? . . .
- 2. Please describe your interest in the agreement and identify all the documents creating that interest.

### **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	Robert Kleczynski	Vice President, Taxes
	Print Name (Authorized Company Representative)	Title
sign here ▶	Probet llen	7-8-2014
	Signature (Authorized Company Representative)	Date
print here ▶	Dan Fadden	312-588-3428
	Print Name of Preparer (Person Who Completed the Form)	Phone



### **Franchise Tax Account Status**

As of: 04/01/2014 10:56:09 AM

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

rando describações de la ciclia de la ciclia de la compania de la ciclia del la ciclia de la ciclia de la ciclia del la ciclia d	EXELON WIND 7, LLC
Texas Taxpayer Number	32028368564
Mailing Address	10 S DEARBORN ST FL 49 CHICAGO, IL 60603-2300
Right to Transact Business in Texas	ACTIVE
State of Formation	TX
Effective SOS Registration Date	07/04/2007
Texas SOS File Number	0800838974
Registered Agent Name	CORPORATE CREATIONS NETWORK INC.
	4265 SAN FELIPE #1100 HOUSTON, TX 77027





### **Franchise Tax Account Status**

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### **EXELON WIND 8, LLC**

Texas Taxpayer Number 32025984827

Mailing Address 10 S DEARBORN ST FL 49

CHICAGO, IL 60603-2300

Right to Transact Business in ACTIVE

Texas

State of Formation TX

Effective SOS Registration 02/06/2007

Date

Texas SOS File Number 0800769982

Registered Agent Name | CORPORATE CREATIONS NETWORK INC.

Registered Office Street 4265 SAN FELIPE #1100

Address HOUSTON, TX 77027





### **Franchise Tax Account Status**

As of: 04/01/2014 10:56:30 AM

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And the control of th	EXELON WIND 9, LLC
Texas Taxpayer Number	32025984785
Mailing Address	10 S DEARBORN ST FL 49 CHICAGO, IL 60603-2300
Right to Transact Business in Texas	ACTIVE
State of Formation	TX
Effective SOS Registration Date	02/06/2007
Texas SOS File Number	0800769986
Registered Agent Name	CORPORATE CREATIONS NETWORK INC.
	4265 SAN FELIPE #1100 HOUSTON, TX 77027

2012 Manufacturing Wages by Council of Government Region Wages for All Occupations

	Wages	
COG	Hourly	Annual
Texas	\$23.56	\$48,996
1. Panhandle Regional Planning Commission	\$20.12	\$41,850
2. South Plains Association of Governments	\$16.18	\$33,662
3. NORTEX Regional Planning Commission	\$17.83	\$37,076
4. North Central Texas Council of Governments	\$24.68	\$51,333
5. Ark-Tex Council of Governments	\$16.84	\$35,032
6. East Texas Council of Governments	\$19.61	\$40,797
7. West Central Texas Council of Governments	\$18.24	\$37,941
8. Rio Grande Council of Governments	\$16.17	\$33,631
9. Permian Basin Regional Planning Commission	\$21.93	\$45,624
10. Concho Valley Council of Governments	\$16.33	\$33,956
11. Heart of Texas Council of Governments	\$19.07	\$39,670
12. Capital Area Council of Governments	\$26.03	\$54,146
13. Brazos Valley Council of Governments	\$16.55	\$34,424
14. Deep East Texas Council of Governments	\$16.20	\$33,698
15. South East Texas Regional Planning Commission	\$29.38	\$61,118
16. Houston-Galveston Area Council	\$26.59	\$55,317
17. Golden Crescent Regional Planning Commission	\$21.03	\$43,742
18. Alamo Area Council of Governments	\$18.40	\$38,280
19. South Texas Development Council	\$13.54	\$28,170
20. Coastal Bend Council of Governments	\$22.97	\$47,786
21. Lower Rio Grande Valley Development Council	\$16.33	\$33,961
22. Texoma Council of Governments	\$22.57	\$46,949
23. Central Texas Council of Governments	\$17.16	\$35,689
24. Middle Rio Grande Development Council	\$18.93	\$39,380

Source: Texas Occupational Employment and Wages

Data published: July 2013

Data published annually, next update will be July 31, 2014

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.

Panhandle Regional Planning Commission

Annual \$41,850  $\times$  110% = \$46,035



### Biennial Progress Report for Texas Economic Development Act

Economic Development and Analysis Form 50-773-A

### 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.

### 1. Application number 77 2. Name of school district Sunray Independent School District 3. Name of central appraisal district (CAD) appraising the qualified property in this school district Moore County Appraisal District 4. Name of project on original application (or short description of facility) JD Wind 7, 8, and 9 LLC 5. Name of applicant on original application JD Wind 7 LLC, JD Wind 8 LLC, JD Wind 9 LLC 6. Name of company entering into original agreement with district JD Wind 7 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.)



### Biennial Progress Report for Texas Economic Development Act

SECTION			

1.	Name of current agreement holder(s) Exelon Wind 7 LLC, Exel	Ion Wind 8 LLC, Exelon Wind 9 LLC
2.	Complete mailing address of current agreement holder	born St, 51st Floor, Chicago, IL 60603
3.	Company contact person for agreement holder:	
	David Wang	Manager
	Name	Title
	(312) 394-710	david.wang@exeloncorp.com
	Phone	Email
4.	Texas franchise tax ID number of current agreement holder: 320283	368564 (Wind 7); 32025984827 (Wind 8); 32025984785 (Wind 9)
	If the current agreement holder does not report under the franchise ta	
•		
	N/A	AND THE RESIDENCE AND A SECOND CONTRACT OF THE PROPERTY OF THE
	Name	Tax ID
6.	NAICS Code of current agreement holder (6 Digit): 491100	
7.	If the authorized company representative is different from the contact p	person listed above:
	Robert Kleczynski	Vice President, Tax
	Name	Title
	10 S. Dearborn St, Floor 51, Chicago, IL 60603	
	Complete Mailing Address	
	312-394-8368	robert.kleczynski@exeloncorp.com
	Phone	Email
8.	If you are a current agreement holder who was not an original application ownership from the original applicant to the new entities. (Use attachment)	ant, please list all other current agreement holders. Please describe the chain of ments if necessary.)

owne	ership	from t	he o	rigin	al a	ppl	ican	t to	the	nev	v en	titie	S. ((	Jse	att	ach	ıme.	nts i	it n	ece	ssai	ry.)								
								-															 	 	 	 	 W-1-1-1	Test 471 1		

### 27-Dec-07 2008 2. First (complete) year of qualifying time period – after the date the application is approved. See Tax Code §313.021[4]. . . . Nov, 2008 2010

**SECTION 3: Project Timeline** 

4. First year of property value limitation ......

### Biennial Progress Report for Texas Economic Development Act



s	ECTIO	N 4: Value Limitation Details		
1	Minimu	m limitation amount per Agreement <i>(for enti</i>	re agreement):	5,000,000.00
2			g time period the recipient committed to spend or allocate for	42,600,000.00
3			of the qualifying time period through the end of the qualifying the qualifying time period	42,628,000.00
4			resulting in a material change in qualified property from that in	Yes 🗸 No
	4a.	If yes, please describe on an attachment ho and estimated market values on subsequen Include only property located in this school	ow the actual qualified property — for which you are providing act pages — differs from that property described in the agreement district.	etual t.
5	What v	vas the number of permanent existing jobs a uidelines for definition of existing job.)	at this facility prior to application?	
٤	ECTIO	N 5: Job Details		
1			ement includes a definition of "new job" other than TAC §9.1051	
	1a.	If yes, please provide the definition of "new	job" as used in the agreement. (Use attachments if needed.)	
\$	SECTIO	N 6: Authorized Signature		
co	mnany l	isted in Section 2	be reviewed and certified to be complete by a company employe	ee authorized to sign on behalf of the
By tio	/ signing n on ap	below, I certify that I am an employee of _ oraised value who is authorized to sign on I	Exelon Wind 7, 8, 9 LLC behalf of the company. I attest that the contents of this form and inned that the electronic copy is identical to the hard copy of the	
•	rint	Robert Kleczynski	Vice President, Taxes	312-394-8368
11	ere 🕶	Print Name of Company Employee	Title	Phone
S	ign 👗	BIHUI	7-8-2014	
h	ere 🕶	Signature of Company Employee	Date	

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

Sunray Independent School District App Number:

2008

1st Yr, of Qualifying Time Period:

June 8th, 2014

District Name:

Exelon Wind 7, 8, 9 LLC Company Name:

		Custifying Time Period	ime Perloc				Limitario	allon Parlod				Viab	Viable Presence Perlod	lord
유	CHART A1 – Only complete this for applications 1 through 999.	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)	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
	Number of qualifying jobs¹ applicant committed to create on application (cumulative)	10	10	10	10	10	10	10		10	10	10	10	10
N	Number of qualifying jobs¹ applicant actually created (cumulative)	10	10	10	10	0	16	91	9	16	16	91	16	16
m	Number of new jobs <sup>2</sup> created (cumulative)	9	0	10	10	10	16	16	9	16	16	16	16	16
4	4 Median annual wage of new jobs applicant created	42,000.00	42,000.00	48,040.00	54,080.00	61,000.00	61,000.00	61,000.00	61,000.00	61,000.00	61,000.00	61,000.00	61,000.00	61,000.00
ro	5 Total wages for new jobs applicant created	420,000.00	420,000.00	420,000.00 420,000.00 479,710.00 539,410.00 612,790.00 980,464.00 980,464.00 980,464.00 980,464.00	539,410.00	612,790.00	980,464.00	980,464.00	980,464.00		980,464.00	980,464.00	980,464.00	980,464.00

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) as the statute existed before Jan. 1, 2014. Do not include construction jobs in counts of qualifying jobs. 2. 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.



## CHART A2: Investment and Market Values for Applications 1 through 999

Applicant Number: 77

ISD Name:

Sunray Independent School District

Date: June 8th 2014

Current Agreement Holder Name: Exelon Wind 7,8,9

CHART A2 ~ Only complete this for applications 1 through 999.	Year	School Year (YYYYYYYY)	Tax Year (actual tax year) YYYY	Total Investment (cumulative)	Market value of qualified property on Jan. 1 BEFORE any exemptions*	Market value tess any exemptions (such as pollution control) and before limitation	Taxable value of qualified property for purposes of M&O
Prior to start of value limitation	-	2008-2009	2008	41,903,000.00	33,690,000.00	33,690,000.00	33,690,000.00
	2	2009-2010	2009	42,575,000.00	41,663,750	41,663,750.00	41,663,750.00
Andreas decreasing (1999) (**	က	2010-2011	2010	42,628,000.00	34,252,000	34,252,000.00	5,000,000.00
	4	2011-2012	2011	42,628,000.00	41,260,510	41,260,510.00	2,000,000.00
	5	2012-2013	2012	42,628,000.00	24,644,000	24,644,000.00	5,000,000.00
	9	2013-2014	2013	42,628,000.00	21,572,000	21,572,000.00	5,000,000.00
Value Ilmitation period	7	2014-2015	2014	42,628,000.00	20,493,400	20,493,400.00	500,000.00
	80	2015-2016	2015	42,628,000.00	19,468,730	19,468,730.00	5,000,000.00
	0	2016-2017	2016	42,628,000.00	18,495,294	18,495,300.00	5,000,000.00
	9	2017-2018	2017	42,628,000.00	17,570,530	17,570,530.00	5,000,000.00
The second second	-	2018-2019	2018	42,628,000.00	16,692,002	16,692,002.00	16,692,002.00
Viable presence period	2	2019-2020	2019	42,628,000.00	15,857,402	15,857,402.00	15,857,402.00
	13	2020-2021	2020	42,628,000.00	15,064,532	15,064,532.00	15,064,532.00

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

- 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.
   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.
   This amount is typically the taxable value for the purpose of I&S fund or debt service reserve fund.