



Chapter 313 Annual Eligibility Report Form

Economic Development
and Analysis
Form 50-772-A

SECTION 1: Applicant and District Information

1. Tax year covered by this report: _____

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: _____

NOTE: You can find your application number and all agreement documents and reports on the website www.texasahead.org/tax_programs/chapter313/applicants

3. Name of school district: _____

4. Name of project on original application (or short description of facility): _____

5. Name of applicant on original application: _____

6. Name the company entering into original agreement with district: _____

7. Amount of limitation at time of application approval: _____

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.)

SECTION 2: Current Agreement Information

1. Name of current agreement holder(s) _____

2. Complete mailing address of current agreement holder _____

3. Company contact person for agreement holder (same as signatory for this form):

Name Title

Phone Email

4. Texas franchise tax ID number of current agreement holder: _____

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. If the authorized company representative is different from the contact person listed above, complete the following:

Name Title

Complete Mailing Address

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.)

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 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: _____

SECTION 4: Qualified Property Information

- 1. Market value from previous tax year: \$ _____
- 2. I&S taxable value from previous tax year: \$ _____
- 3. M&O taxable value from previous tax year: \$ _____

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 www.texasahead.org/tax_programs/chapter313/applicants.

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. 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? _____
- 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? _____

- 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.) _____
- 5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$ _____
- 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? _____
 - 7b. If yes, what annual wage did the approved applicant commit to pay in the year covered by the report? \$ _____
 - 7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report? _____

- 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? _____
 - 8a. Of the qualifying job-holders last year, how many were employees of the approved applicant? _____
 - 8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? _____
 - 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 www.texasahead.org/tax_programs/chapter313/applicants.

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

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. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No

NON-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? \$ _____

MISCELLANEOUS

10. Did the applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) in meeting the qualifying job requirements? Yes No
 - 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? Yes No
 - 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.

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.

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? _____
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 → Michael "Dusty" Rhodes
Print Name (Authorized Company Representative)

Manager, Property Tax
Title

sign here → 
Signature (Authorized Company Representative)

6-17-15
Date

print here → _____
Print Name of Preparer (Person Who Completed the Form)

BOARDWALK



PIPELINE PARTNERS®

May 5, 2015

Edna Independent School District
Attn: Daniel Harper
1307 W. Gayle St.
Edna, Texas 77957

Re: Flag City Processing Partners, LLC (the successor in interest to Boardwalk Field Services, LLC) Annual Form 50-772

Dear Mr. Harper,

This letter and the accompanying forms provides the information that Flag City Processing Partners, LLC, as successor in interest to Boardwalk Field Services, LLC, (Flag City) is required to report under Texas Tax Code Chapter 313.

The attached forms pertain to the annual eligibility report for the Flag City facility.

Respectfully submitted,

Michael "Dusty" Rhodes
Manager, Ad Valorem Tax
(713) 479-3430
Dusty.Rhodes@bwpmlp.com

Attachments



Chapter 313 Annual Eligibility Report Form

Form 50-772
(May 2010)

Edna ISD
School district name

Flag City Processing Plant
Project Name

9 Greenway Plaza Ste 2800 Houston, TX 77046
Company Address

.2677
I&S Tax Rate

2015
Tax Year covered in this report

1.04
M&O Tax Rate

Flag City Processing Partners LLC
Company Name

Michael "Dusty" Rhodes
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.

32046917780(Original) 14545367378(Active)
Texas Taxpayer ID of Applicant

August 20, 2012
Date of Agreement Approval

2013
First complete tax year of the qualifying time period

2015
First tax year of the limitation

Texas Taxpayer ID Reporting Entity (if appropriate)

Flag City Processing Partners LLC
Original Applicant Name

2014
Last tax year of the qualifying time period

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

QUALIFIED PROPERTY INFORMATION

\$48,902,310 Market Value	\$48,902,310 I&S Taxable Value	\$48,902,310 M&O Taxable Value
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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: manufacturing

What was the application review start date for your application (the date your application was determined to be complete)? 05/23/2012
(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.) 0

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

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

80 percent of New Jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.) 0

What is the minimum required annual wage for each qualifying job in the year covered by the report? 45,912.00

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). 313.051(b)

Attach calculations and cite (or attach) exact Texas Workforce Commission data sources. see attached

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? 0

Of the qualifying job-holders last year, how many were employees of the approved applicant? 10

Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 0

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? n/a

At what annual wage? n/a

How many qualifying jobs were created at the specified wage? n/a

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? 63,273,650

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? n/a

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

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

Manager, Property Tax

Title

Michael "Dusty" Rhodes

Printed name of authorized company representative

05/05/2015

Date

CONTACT INFORMATION FOR AUTHORIZED REPRESENTATIVE

9 Greenway Plaza Ste 2800 Houston, TX 77046

Address

713-479-3430

Phone

Dusty.Rhodes@bwpmlp.com

E-mail



Franchise Tax Account Status

As of: 02/12/2015 09:50:39 AM

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

FLAG CITY PROCESSING PARTNERS, LLC	
Texas Taxpayer Number	14545367378
Mailing Address	9 GREENWAY PLZ STE 2800 HOUSTON, TX 77046-0926
Right to Transact Business in Texas	ACTIVE
State of Formation	DE
Effective SOS Registration Date	02/09/2012
Texas SOS File Number	0801548573
Registered Agent Name	CORPORATION SERVICE COMPANY DBA CSC - LAWYERS INCO
Registered Office Street Address	211 E. 7TH STREET, SUITE 620 AUSTIN, TX 78701



Franchise Tax Account Status

Taxpayer Number 32046917780 is not set up for Franchise Tax

You may also call the Business Information Line at 1-800-252-1386.

Should you require assistance concerning the taxable entity information presented,
please contact tax.help@cpa.state.tx.us.

[Return to: Taxable Entity Search](#)

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Data extracted on: February 12, 2015 (10:44:24 AM)

Quarterly Census of Employment and Wages

Series Id: ENU4823940510
State: Texas
Area: Jackson County, Texas
Industry: Total, all industries
Owner: Private
Size: All establishment sizes
Type: Average Weekly Wage

Download:  [xlsx](#)

Year	Qtr1	Qtr2	Qtr3	Qtr4	Annual
2004	535	514	560	597	551
2005	536	534	553	586	553
2006	563	603	584	649	600
2007	595	579	560	586	580
2008	600	650	633	700	646
2009	610	643	624	685	640
2010	604	675	658	737	669
2011	678	723	721	730	714
2012	737	723	738	818	755
2013	766	755	774	795	773
2014	783(P)	762(P)			

P : Preliminary.

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**Quarterly Census of Employment and Wages
Original Data Value**

Series Id: ENJ4823940510
State: Texas
Area: Jackson County, Texas
Industry: Total, all industries
Owner: Private
Size: All establishment sizes
Type: Average Weekly Wage
Years: 2004 to 2014

Year	Qtr1	Qtr2	Qtr3	Qtr4	Annual
2004	535	514	560	597	551
2005	536	534	553	586	553
2006	563	603	584	649	600
2007	595	579	560	586	580
2008	600	650	633	700	646
2009	610	643	624	685	640
2010	604	675	658	737	669
2011	678	723	721	730	714
2012	737	723	738	818	755
2013	766	755	774	795	773
2014	783	762			

Databases, Tables & Calculators by Subject

FONT SIZE: **+**

Change Output Options: From: To: **GO**
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Data extracted on: February 12, 2015 (10:47:15 AM)

Quarterly Census of Employment and Wages

Series Id: ENU48239405213112
State: Texas
Area: Jackson County, Texas
Industry: NAICS 213112 Support activities for oil and gas operations
Owner: Private
Size: All establishment sizes
Type: Average Weekly Wage

Download: [.xlsx](#)

Year	Qtr1	Qtr2	Qtr3	Qtr4	Annual
2003					-(ND)
2004					-(ND)
2005					-(ND)
2006					-(ND)
2007					799
2008					919
2009					798
2010					-(ND)
2011					853
2012					904
2013					-(ND)

ND : Not Disclosable -- data do not meet BLS or State agency disclosure standards.

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- [Disability.gov](#)

**Quarterly Census of Employment and Wages
Original Data Value**

Series Id: ENU48239405213112
State: Texas
Area: Jackson County, Texas
Industry: NAICS 213112 Support activities for oil and gas
Owner: Private
Size: All establishment sizes
Type: Average Weekly Wage
Years: 2003 to 2013

Year	Qtr1	Qtr2	Qtr3	Qtr4	Annual
2003					
2004					
2005					
2006					
2007					799
2008					919
2009					798
2010					
2011					853
2012					904
2013					

ANNUAL EMPLOYMENT REPORT FOR FLAG CITY

March 1, 2014

JOB TITLE:	NAME:	Resident of Jackson County: (YES) OR (NO)
1 E&I Technician	Armstrong, Mason	No
2 Field Administrator	Brzozowske, Donna	No
3 Field Technician	Morris, Stephen	No
4 Lead Plant Operator	Nicholson, Bryan	No
5 Mechanical Technician, Sr.	Reddick, Travis	No
6 Mgr, Plant	Allen, Michael	No
7 Sr. Plant Operator	Carroll, Jimmy	Yes
8 Sr. Plant Operator	Chambless, Joshua	Yes
9 Sr. Plant Operator	Rozner, Raymond	Yes
10 Sr. Plant Operator	Janssen, Kevin	Yes

TOTAL PAYROLL: \$727,288

AVERAGE SALARY: 72728.76