



Job Creation Compliance Report for Texas Economic Development Act

Economic Development and Analysis
Form 50-825

Job Creation Compliance Report is an annual report required by Tax Code §313.0276 and §313.033. It is only required for applications considered complete on or after Jan. 1, 2014. These are Applications #1000 and above.

Date Report Prepared: June 2, 2015 Report Tax Year: 2014

Report Prepared By: Wes Jackson - Cummings Westlake

SECTION 1: Applicant Information

1. Application review start date: September 8, 2014

2. Application number: 1021

NOTE: You can find your application number on the website www.texasahead.org/tax_programs/chapter313/applicants

3. Name of school district: Huckabay ISD

4. Name of applicant on original application: Buckthorn Wind Project, LLC

5. Name of company entering into original agreement with district: Buckthorn Wind Project, LLC

6. 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): Buckthorn Wind Project, LLC

2. Contact information for ~~employee~~ of current agreement holder that can verify jobs:

Derek Harding Manager
Name Title

805-569-6180
Phone Email

NOTE: Social Security numbers (SSNs) for employees must be available upon request to verify employment. Only list a contact person with access to this data. DO NOT provide sensitive or confidential data, such as SSNs, on this form.

SECTION 2: Current Agreement Information (continued)

3. 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: Creation of Qualifying Jobs

1. What was the number of new qualifying jobs you committed to create in the application? 5
2. How many qualifying jobs were based on the qualified property in the year covered by the report? 0
 - a. Of the qualifying job-holders last year, how many were employees of the approved applicant? 0
 - b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 0
 - c. 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? N/A Yes No
3. Did you receive a waiver from the school board to waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 3a. If yes, attach documentation sufficient to verify the waiver was received. See attached p2 of the agreement
4. 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
 - 4a. If yes, attach documentation from the Texas Economic Development and Tourism Office sufficient to verify designation as a SUP. List the qualified jobs located in other districts on page two of this form, clearly identified as located in a designated SUP area.
5. Are you relying on the provisions in Tax Code §313.021(3)(F) to meet the qualifying job requirements? Yes No
 - 5a. If yes, attach documentation from the Texas Workforce Commission sufficient to verify the provisions have been met.
6. Do all qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? Yes No

Not applicable, no jobs have been created.

 - 6a. Complete the attached spreadsheet to document detailed information sufficient to verify that the listed qualifying jobs meet the minimum requirements in Tax Code §313.021(3).
7. Were any of the jobs listed as qualifying jobs transferred from a facility of the agreement holder from one area of the state to the property covered by the agreement? Yes No

Not applicable, no jobs have been created.
8. Were any of the jobs listed as qualifying jobs created to replace a previous employee of the agreement holder? Yes No

Not applicable, no jobs have been created.

SECTION 3: Creation of Qualifying Jobs (continued)

9. Complete wage calculations based on the Tax Code section selected in question 9a using information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). Note: Final statutory minimum annual wage requirement for each qualifying job may differ slightly from the estimate provided in the application. See TAC §9.1051.

9a. Which Tax Code section did you use to estimate the wage standard required for this project? §313.021(5)(A) §313.021(5)(B)

9b. Calculate 110% of the average weekly wage for manufacturing jobs in the county if using §313.021(5)(A) or region if using §313.021(5)(B). \$ 889

10. Are the jobs listed as qualifying jobs covered by a group health benefit plan for which the business offers to pay at least 80 percent of the premiums or other charges assessed for employee-only coverage under the plan, regardless of whether an employee may voluntarily waive the coverage? Yes No
Not applicable, no jobs have been created.



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Application Number: 1021
District Name: Huckabay ISD
Tax Year Covered by Report: 2014

Date: June 2, 2015
Company Name: Buckthorn Wind Project, LLC

Table with 9 columns: Job #, Title, Employee Name, Employee Unique ID #, Location, Date of Hire, Date of Termination, Hours Worked in Tax Year, Wages for Tax Year. Row 1: No jobs were created for Buckthorn Wind Project in 2014.

Notes:
1. Only list jobs meeting all of the requirements of Tax Code §313.021(3).
2. See TAC §9.1051 for definitions of average weekly wage.
3. If there has been turnover in a position and it has been refilled, show the position as the same job number but with an alpha suffix, i.e. Job #3, refilled with #3a, etc.
By signing below, I, Derek Harding, certify that I am an authorized company representative of Buckthorn Wind Project, LLC, a current agreement holder of a limitation on appraised value who is authorized to sign on behalf of the company.

print here Derek Harding / Manager 805-569-6180
sign here [Signature] 6/3/15
Authorized Employee Signature Date

The comptroller requests companies submit both an electronic version and a signed hard copy version of the spreadsheet (with any attachments).

WHEREAS, the Board of Trustees has reviewed and carefully considered the economic impact evaluation and certificate for limitation on appraised value submitted by the Texas Comptroller's Office pursuant to Section 313.026 of the TEXAS TAX CODE; and,

WHEREAS, on December 17, 2014, the Board of Trustees conducted a public hearing on the Application, at which it solicited input into its deliberations on the Application from all interested parties within the District;

WHEREAS, on December 17, 2014, the Board of Trustees made factual findings pursuant to Section 313.025(f) of the TEXAS TAX CODE, including, but not limited to findings that: (i) the information in the Application is true and correct; (ii) Applicant is eligible for the Limitation on Appraised Value of Applicant's Qualified Property; (iii) the project proposed by Applicant is reasonably likely to generate tax revenue in an amount sufficient to offset District's maintenance and operations ad valorem tax revenue lost as a result of the agreement before the 25th anniversary of the beginning of the limitation period; (iv) the limitation on appraised value is a determining factor in Applicant's decision to invest capital and construct the project in this state; and (v) this Agreement is in the best interest of District and the State of Texas;

WHEREAS, on December 17, 2014, pursuant to the provisions of 313.025(f-1) of the TEXAS TAX CODE, the Board of Trustees waived the job creation requirement set forth in Section 313.051(b) of the TEXAS TAX CODE;

WHEREAS, on December 17, 2014, the Texas Comptroller's Office approved the form of this Agreement for a Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes; and,

WHEREAS, on December 17, 2014, the Board of Trustees approved the form of this Agreement for a Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes, and authorized the Board President and Secretary to execute and deliver such Agreement to the Applicant; and

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants and agreements herein contained, the Parties agree as follows:

ARTICLE I **DEFINITIONS**

Section 1.1 DEFINITIONS.

Wherever used herein, the following terms shall have the following meanings, unless the context in which used clearly indicates another meaning. Words or terms defined in 34 TEX. ADMIN. CODE §9.1051 and not defined in this Agreement shall have the meanings provided by 34 TEX. ADMIN. CODE §9.1051.

