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Rick W. Powell  
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January 26, 2018

*Via Hand Delivery*  
Mr. Will Counihan  
Local Government Assistance & Economic Analysis  
Texas Comptroller of Public Accounts  
111 E. 17<sup>th</sup> Street  
Austin, Texas 78774

Re: Application for Chapter 313 Value Limitation Agreement to the Crane Independent School District from Crane II Solar Electric, LLC

***First Year of Qualifying Time Period: 2019***  
***First Limitation Year: 2020***

Dear Local Government Assistance and Economic Analysis Division:

The Crane Independent School District received an Application for Appraised Value Limitation on Qualified Property (the "Application") from Crane II Solar Electric, LLC (the "Applicant") on October 12, 2017. The Board of Trustees met at a duly posted meeting on that date and acted to accept the Application for consideration. The Application was determined to be complete on January 25, 2018.

The Applicant seeks to locate a solar energy project in Crane County, and notes that other locations in other states are also being considered for this investment. The Applicant also seeks a waiver of the jobs requirement.

Should you have any questions, please do not hesitate to contact me.

Respectfully Submitted,

A handwritten signature in blue ink that reads "Sara Leon".

Sara Hardner Leon

SHL:sl

Enclosure

cc: Mr. Byron Bitner  
Chief Appraiser  
Crane County Appraisal District  
511 W. 8<sup>th</sup> Street  
Crane, Texas 79731

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1001 ESE Loop 323, Ste. 450 Tyler, Texas 75701 t: 903-526-6618 f: 903-526-5766	115 Wild Basin Rd., Ste. 106 Austin, Texas 78746 t: 512-494-1177 f: 512-494-1188	7324 Southwest Freeway, Ste. 365 Houston, Texas 77074 t: 713-779-7500 f: 713-485-0169	802 N. Carancahua, Ste. 665 Corpus Christi, Texas 78401 t: 361-452-2804 f: 361-452-2743
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[www.powell-leon.com](http://www.powell-leon.com)  
Toll Free: 800-494-1971

Ms. Janet Hunt  
Superintendent of Schools  
Crane Independent School District  
*Via Electronic Mail: [jbunt@craneisd.com](mailto:jbunt@craneisd.com)*

Mr. Christopher Hall  
Senior Landman  
Crane Solar I Electric, LLC  
*Via Electronic Mail: [chris.hall@arringtonoil.com](mailto:chris.hall@arringtonoil.com)*

Mr. Brandon Budde  
Team Leader  
Ryan, LLC  
*Via Electronic Mail: [brandon.budde@ryan.com](mailto:brandon.budde@ryan.com)*

**TAB #1**  
Application

See attached.

# Application for Appraised Value Limitation on Qualified Property

(Tax Code, Chapter 313, Subchapter B or C)

**INSTRUCTIONS:** This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application. This notice must include:
  - the date on which the school district received the application;
  - the date the school district determined that the application was complete;
  - the date the school board decided to consider the application; and
  - a request that the Comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
- must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
- forward the original hard copy of the completed application to the Comptroller in a three-ring binder with tabs, as indicated on page 9 of this application, separating each section of the documents, in addition to an electronic copy on CD. See 34 TAC Chapter 9, Subchapter F.

The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its website. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules. For more information, see guidelines on Comptroller's website.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. Pursuant to 9.1053(a)(1)(C), requested information shall be provided within 20 days of the date of the request. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, issue a certificate for a limitation on appraised value to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application not later than the 150th day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to issue a certificate, complete the economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's website to find out more about the program at [comptroller.texas.gov/economy/local/ch313/](http://comptroller.texas.gov/economy/local/ch313/). There are links to the Chapter 313 statute, rules, guidelines and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

## SECTION 1: School District Information

### 1. Authorized School District Representative

\_\_\_\_\_  
Date Application Received by District

\_\_\_\_\_  
First Name

\_\_\_\_\_  
Last Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
School District Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
ZIP

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Mobile Number (optional)

\_\_\_\_\_  
Email Address

2. Does the district authorize the consultant to provide and obtain information related to this application? .....  Yes  No

SECTION 1: School District Information (continued)

3. Authorized School District Consultant (If Applicable)

\_\_\_\_\_  
First Name

\_\_\_\_\_  
Last Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Firm Name

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Mobile Number (optional)

\_\_\_\_\_  
Email Address

4. On what date did the district determine this application complete? .....
5. Has the district determined that the electronic copy and hard copy are identical? .....  Yes  No

SECTION 2: Applicant Information

1. Authorized Company Representative (Applicant)

\_\_\_\_\_  
First Name

\_\_\_\_\_  
Last Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Organization

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
ZIP

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Mobile Number (optional)

\_\_\_\_\_  
Business Email Address

2. Will a company official other than the authorized company representative be responsible for responding to future information requests? .....  Yes  No
- 2a. If yes, please fill out contact information for that person.

\_\_\_\_\_  
First Name

\_\_\_\_\_  
Last Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Organization

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
ZIP

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Mobile Number (optional)

\_\_\_\_\_  
Business Email Address

3. Does the applicant authorize the consultant to provide and obtain information related to this application? .....  Yes  No

**SECTION 2: Applicant Information (continued)**

**4. Authorized Company Consultant (If Applicable)**

\_\_\_\_\_  
First Name

\_\_\_\_\_  
Last Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Firm Name

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Business Email Address

**SECTION 3: Fees and Payments**

1. Has an application fee been paid to the school district?  Yes  No

The total fee shall be paid at time of the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.

1a. If yes, attach in **Tab 2** proof of application fee paid to the school district.

For the purpose of questions 2 and 3, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

2. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code §313.027(i)?  Yes  No  N/A

3. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)?  Yes  No  N/A

**SECTION 4: Business Applicant Information**

1. What is the legal name of the applicant under which this application is made? \_\_\_\_\_

2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 (11 digits) \_\_\_\_\_

3. List the NAICS code \_\_\_\_\_

4. Is the applicant a party to any other pending or active Chapter 313 agreements?  Yes  No

4a. If yes, please list application number, name of school district and year of agreement

\_\_\_\_\_

**SECTION 5: Applicant Business Structure**

1. Identify Business Organization of Applicant (*corporation, limited liability corporation, etc*) \_\_\_\_\_

2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)?  Yes  No

2a. If yes, attach in **Tab 3** a copy of Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.

3. Is the applicant current on all tax payments due to the State of Texas?  Yes  No

4. Are all applicant members of the combined group current on all tax payments due to the State of Texas?  Yes  No  N/A

5. If the answer to question 3 or 4 is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (If necessary, attach explanation in **Tab 3**)

**SECTION 6: Eligibility Under Tax Code Chapter 313.024**

1. Are you an entity subject to the tax under Tax Code, Chapter 171?  Yes  No
2. The property will be used for one of the following activities:
  - (1) manufacturing  Yes  No
  - (2) research and development  Yes  No
  - (3) a clean coal project, as defined by Section 5.001, Water Code  Yes  No
  - (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code  Yes  No
  - (5) renewable energy electric generation  Yes  No
  - (6) electric power generation using integrated gasification combined cycle technology  Yes  No
  - (7) nuclear electric power generation  Yes  No
  - (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7)  Yes  No
  - (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051  Yes  No
3. Are you requesting that any of the land be classified as qualified investment?  Yes  No
4. Will any of the proposed qualified investment be leased under a capitalized lease?  Yes  No
5. Will any of the proposed qualified investment be leased under an operating lease?  Yes  No
6. Are you including property that is owned by a person other than the applicant?  Yes  No
7. Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment?  Yes  No

**SECTION 7: Project Description**

1. In **Tab 4**, attach a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information.
2. Check the project characteristics that apply to the proposed project:
 

<input type="checkbox"/> Land has no existing improvements	<input type="checkbox"/> Land has existing improvements <i>(complete Section 13)</i>
<input type="checkbox"/> Expansion of existing operation on the land <i>(complete Section 13)</i>	<input type="checkbox"/> Relocation within Texas

**SECTION 8: Limitation as Determining Factor**

1. Does the applicant currently own the land on which the proposed project will occur?  Yes  No
2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project?  Yes  No
3. Does the applicant have current business activities at the location where the proposed project will occur?  Yes  No
4. Has the applicant made public statements in SEC filings or other documents regarding its intentions regarding the proposed project location?  Yes  No
5. Has the applicant received any local or state permits for activities on the proposed project site?  Yes  No
6. Has the applicant received commitments for state or local incentives for activities at the proposed project site?  Yes  No
7. Is the applicant evaluating other locations not in Texas for the proposed project?  Yes  No
8. Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities?  Yes  No
9. Has the applicant provided information related to the applicant's inputs, transportation and markets for the proposed project?  Yes  No
10. Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas?  Yes  No

**Chapter 313.026(e) states "the applicant may submit information to the Comptroller that would provide a basis for an affirmative determination under Subsection (c)(2)." If you answered "yes" to any of the questions in Section 8, attach supporting information in Tab 5.**

**SECTION 9: Projected Timeline**

1. Application approval by school board \_\_\_\_\_
2. Commencement of construction \_\_\_\_\_
3. Beginning of qualifying time period \_\_\_\_\_
4. First year of limitation \_\_\_\_\_
5. Begin hiring new employees \_\_\_\_\_
6. Commencement of commercial operations \_\_\_\_\_
7. Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (*date your application is finally determined to be complete*)?  Yes  No  
**Note:** Improvements made before that time may not be considered qualified property.
8. When do you anticipate the new buildings or improvements will be placed in service? \_\_\_\_\_

**SECTION 10: The Property**

1. Identify county or counties in which the proposed project will be located \_\_\_\_\_
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property \_\_\_\_\_
3. Will this CAD be acting on behalf of another CAD to appraise this property?  Yes  No
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:  
 County: \_\_\_\_\_ (Name, tax rate and percent of project)      City: \_\_\_\_\_ (Name, tax rate and percent of project)  
 Hospital District: \_\_\_\_\_ (Name, tax rate and percent of project)      Water District: \_\_\_\_\_ (Name, tax rate and percent of project)  
 Other (describe): \_\_\_\_\_ (Name, tax rate and percent of project)      Other (describe): \_\_\_\_\_ (Name, tax rate and percent of project)
5. Is the project located entirely within the ISD listed in Section 1?  Yes  No  
 5a. If no, attach in **Tab 6** additional information on the project scope and size to assist in the economic analysis.
6. Did you receive a determination from the Texas Economic Development and Tourism Office that this proposed project and at least one other project seeking a limitation agreement constitute a single unified project (SUP), as allowed in §313.024(d-2)?  Yes  No  
 6a. If yes, attach in **Tab 6** supporting documentation from the Office of the Governor.

**SECTION 11: Investment**

**NOTE:** The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as Subchapter B or Subchapter C, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller’s website at [comptroller.texas.gov/economy/local/ch313/](http://comptroller.texas.gov/economy/local/ch313/).

1. At the time of application, what is the estimated minimum qualified investment required for this school district? \_\_\_\_\_
2. What is the amount of appraised value limitation for which you are applying? \_\_\_\_\_  
**Note:** The property value limitation amount is based on property values available at the time of application and may change prior to the execution of any final agreement.
3. Does the qualified investment meet the requirements of Tax Code §313.021(1)?  Yes  No
4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
  - a. a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 7**);
  - b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your minimum qualified investment (**Tab 7**); and
  - c. a detailed map of the qualified investment showing location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period, with vicinity map (**Tab 11**).
5. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or §313.053 for Subchapter C school districts) for the relevant school district category during the qualifying time period?  Yes  No

**SECTION 12: Qualified Property**

1. Attach a detailed description of the qualified property. [See §313.021(2)] (If qualified investment describes qualified property exactly, you may skip items a, b and c below.) The description must include:
  - 1a. a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 8**);
  - 1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (**Tab 8**); and
  - 1c. a map of the qualified property showing location of new buildings or new improvements with vicinity map (**Tab 11**).
2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)?  Yes  No
  - 2a. If yes, attach complete documentation including:
    - a. legal description of the land (**Tab 9**);
    - b. each existing appraisal parcel number of the land on which the new improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property (**Tab 9**);
    - c. owner (**Tab 9**);
    - d. the current taxable value of the land. Attach estimate if land is part of larger parcel (**Tab 9**); and
    - e. a detailed map showing the location of the land with vicinity map (**Tab 11**).
3. Is the land on which you propose new construction or new improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303?  Yes  No
  - 3a. If yes, attach the applicable supporting documentation:
    - a. evidence that the area qualifies as a enterprise zone as defined by the Governor's Office (**Tab 16**);
    - b. legal description of reinvestment zone (**Tab 16**);
    - c. order, resolution or ordinance establishing the reinvestment zone (**Tab 16**);
    - d. guidelines and criteria for creating the zone (**Tab 16**); and
    - e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (**Tab 11**)
  - 3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date. What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone? \_\_\_\_\_

**SECTION 13: Information on Property Not Eligible to Become Qualified Property**

1. In **Tab 10**, attach a specific and detailed description of all **existing property**. This includes buildings and improvements existing as of the application review start date (the date the application is determined to be complete by the Comptroller). The description must provide sufficient detail to locate all existing property on the land that will be subject to the agreement and distinguish existing property from future proposed property.
2. In **Tab 10**, attach a specific and detailed description of all **proposed new property that will not become new improvements** as defined by TAC 9.1051. This includes proposed property that: functionally replaces existing or demolished/removed property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property; or is otherwise ineligible to become qualified property. The description must provide sufficient detail to distinguish existing property (question 1) and all proposed new property that cannot become qualified property from proposed qualified property that will be subject to the agreement (as described in Section 12 of this application).
3. For the property not eligible to become qualified property listed in response to questions 1 and 2 of this section, provide the following supporting information in **Tab 10**:
  - a. maps and/or detailed site plan;
  - b. surveys;
  - c. appraisal district values and parcel numbers;
  - d. inventory lists;
  - e. existing and proposed property lists;
  - f. model and serial numbers of existing property; or
  - g. other information of sufficient detail and description.
4. Total estimated market value of existing property (that property described in response to question 1): \_\_\_\_\_ \$ \_\_\_\_\_
5. In **Tab 10**, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.
6. Total estimated market value of proposed property not eligible to become qualified property (that property described in response to question 2): \_\_\_\_\_ \$ \_\_\_\_\_

**Note:** Investment for the property listed in question 2 may count towards qualified investment in Column C of Schedules A-1 and A-2, if it meets the requirements of 313.021(1). Such property cannot become qualified property on Schedule B.

**SECTION 14: Wage and Employment Information**

1. What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? .....
2. What is the last complete calendar quarter before application review start date:  
 First Quarter     Second Quarter     Third Quarter     Fourth Quarter of \_\_\_\_\_  
(year)
3. What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the Texas Workforce Commission (TWC)? .....
- Note:** For job definitions see TAC §9.1051 and Tax Code §313.021(3).
4. What is the number of new qualifying jobs you are committing to create? .....
5. What is the number of new non-qualifying jobs you are estimating you will create? .....
6. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? .....  Yes     No
  - 6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.
7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on 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). See TAC §9.1051(21) and (22).
  - a. Average weekly wage for all jobs (all industries) in the county is .....
  - b. 110% of the average weekly wage for manufacturing jobs in the county is .....
  - c. 110% of the average weekly wage for manufacturing jobs in the region is .....
8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? .....  §313.021(5)(A) or  §313.021(5)(B)
9. What is the minimum required annual wage for each qualifying job based on the qualified property? .....
10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? .....
11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? .....  Yes     No
12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? .....  Yes     No
  - 12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).
13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? .....  Yes     No
  - 13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

**SECTION 15: Economic Impact**

1. Complete and attach Schedules A1, A2, B, C, and D in **Tab 14**. Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.
2. Attach an Economic Impact Analysis, if supplied by other than the Comptroller's Office, in **Tab 15**. (*not required*)
3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in Tab 17. NOTE: If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here ▶ Janet Hunt Supt.  
 Print Name (Authorized School District Representative) Title

sign here ▶ Janet Hunt 1-25-18  
 Signature (Authorized School District Representative) Date

2. Authorized Company Representative (Applicant) Signature and Notarization

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

print here ▶ Christopher Hall Senior Landman  
 Print Name (Authorized Company Representative (Applicant)) Title

sign here ▶ *[Signature]* 1/5/18  
 Signature (Authorized Company Representative (Applicant)) Date

GIVEN under my hand and seal of office this, the

5<sup>th</sup> day of January, 2018

*Elizabeth Wales*  
 Notary Public in and for the State of Texas

My Commission expires: 04/22/2019



(Notary Seal)

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code Section 37.10.

## APPLICATION TAB ORDER FOR REQUESTED ATTACHMENTS

TAB	ATTACHMENT
1	Pages 1 through 11 of Application
2	Proof of Payment of Application Fee
3	Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation <i>(if applicable)</i>
4	Detailed description of the project
5	Documentation to assist in determining if limitation is a determining factor
6	Description of how project is located in more than one district, including list of percentage in each district and, if determined to be a single unified project, documentation from the Office of the Governor <i>(if applicable)</i>
7	Description of Qualified Investment
8	Description of Qualified Property
9	Description of Land
10	Description of all property not eligible to become qualified property <i>(if applicable)</i>
11	<p>Maps that clearly show:</p> <ul style="list-style-type: none"> <li>a) Project vicinity</li> <li>b) Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period</li> <li>c) Qualified property including location of new buildings or new improvements</li> <li>d) Existing property</li> <li>e) Land location within vicinity map</li> <li>f) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size</li> </ul> <p><b>Note:</b> Electronic maps should be high resolution files. Include map legends/markers.</p>
12	Request for Waiver of Job Creation Requirement and supporting information <i>(if applicable)</i>
13	Calculation of three possible wage requirements with TWC documentation
14	Schedules A1, A2, B, C and D completed and signed Economic Impact <i>(if applicable)</i>
15	Economic Impact Analysis, other payments made in the state or other economic information <i>(if applicable)</i>
16	<p>Description of Reinvestment or Enterprise Zone, including:</p> <ul style="list-style-type: none"> <li>a) evidence that the area qualifies as a enterprise zone as defined by the Governor's Office</li> <li>b) legal description of reinvestment zone*</li> <li>c) order, resolution or ordinance establishing the reinvestment zone*</li> <li>d) guidelines and criteria for creating the zone*</li> </ul> <p><b>* To be submitted with application or before date of final application approval by school board</b></p>
17	Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative <i>(applicant)</i>

**TAB #2**

Proof of Payment of Application Fee

See Attached.

Proof of payment of filing fee received by the  
Comptroller of Public Accounts per TAC Rule  
§9.1054 (b)(5)

*(Page Inserted by Office of Texas Comptroller of Public  
Accounts)*

**TAB #3**

Combined Group Membership Documentation

The entity, Crane II Solar Electric LLC, was formed after the latest combined group franchise tax filing was completed. Crane II Solar Electric LLC is in the process of qualifying in Texas and will provide combined group franchise tax documents as soon as they become available. The Federal Tax ID for Crane II Solar Electric LLC is 61-1817285.



## Franchise Tax Account Status

As of : 01/10/2018 12:17:42

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

<b>CRANE II SOLAR ELECTRIC LLC DBA CRANE II SOLAR ELECTRIC LLC</b>	
<b>Texas Taxpayer Number</b>	32065276167
<b>Mailing Address</b>	5310 HARVEST HILL RD STE 260 DALLAS, TX 75230-5811
<b>Right to Transact Business in Texas</b>	ACTIVE
<b>State of Formation</b>	DE
<b>Effective SOS Registration Date</b>	10/30/2017
<b>Texas SOS File Number</b>	0802848212
<b>Registered Agent Name</b>	RENDALL SIKES PLLC
<b>Registered Office Street Address</b>	5310 HARVEST HILL ROAD, SUITE 260 DALLAS, TX 75230

**TAB #4**

Detailed Description of Project

The Crane II Solar Electric "Project" will be an approximately 200 MW AC photovoltaic solar power generation facility, known as Soda Lake Solar A, on privately owned land in Crane County, Texas. Crane II Solar Electric will consist of solar photovoltaic modules, a single axis tracking system, driven-pile foundations, DC wiring, DC/AC inverters, medium voltage step-up transformers, AC cabling and a central substation with a high voltage step-up transformer. There will also be a new substation located on LCRA's 138kv Rio-Pecos-Spudders Flats line. The Project will also include an operations & maintenance building on site.

TAB #5

**CONFIDENTIAL**

Documentation to assist in determining if limitation is a determining factor

**TAB #6**

Other School District Information

N/A

**TAB #7**

Description of Qualified Investment

The Crane II Solar Electric "Project" will be an approximately 200 MW AC photovoltaic solar power generation facility, known as Soda Lake Solar A, on privately owned land in Crane County, Texas. Crane II Solar Electric will consist of solar photovoltaic modules, a single axis tracking system, driven-pile foundations, DC wiring, DC/AC inverters, medium voltage step-up transformers, AC cabling and a central substation with a high voltage step-up transformer. There will also be a new substation located on LCRA's 138kv Rio-Pecos-Spudders Flats line. The Project will also include an operations & maintenance building on site.

**TAB #8**

Description of Qualified Property

The Crane II Solar Electric "Project" will be an approximately 200 MW AC photovoltaic solar power generation facility, known as Soda Lake Solar A, on privately owned land in Crane County, Texas. Crane II Solar Electric will consist of solar photovoltaic modules, a single axis tracking system, driven-pile foundations, DC wiring, DC/AC inverters, medium voltage step-up transformers, AC cabling and a central substation with a high voltage step-up transformer. There will also be a new substation located on LCRA's 138kv Rio-Pecos-Spudders Flats line. The Project will also include an operations & maintenance building on site.

**TAB #9**

Description of Land

Crane II Solar Electric LLC will lease approximately 2,200 acres of land with local land owners in Crane County, Texas.

Survey	Block	Section	Abstract Number
H.& T.C. R.R	6	19	460
H.& T.C. R.R	6	19	71
H.& T.C. R.R	6	20	465
H.& T.C. R.R	6	21	72
H.& T.C. R.R	6	22	509
H.& T.C. R.R	6	23	73
H.& T.C. R.R	6	24	398
H.& T.C. R.R	35	3	76
H.& T.C. R.R	35	4	1310
H.& T.C. R.R	35	5	77
H.& T.C. R.R	35	6	782
H.& T.C. R.R	35	7	78
H.& T.C. R.R	35	8	1318
H.& T.C. R.R	35	8	600
H.& T.C. R.R	35	9	79
H.& T.C. R.R	35	10	401
H.& T.C. R.R	35	20	599
H.& T.C. R.R	35	20	1312
H.& T.C. R.R	35	20	599

**Crane II Solar Electric LLC**  
Chapter 313 Application to Crane ISD

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G.C.&S.F.	R	3	950
G.C.&S.F.	R	4	781
H.& O.B. R.R.		1	62
H.& T.C. R.R	35	22	943
H.& T.C. R.R	35	25	86
H.& T.C. R.R	35	24	959
H.& T.C. R.R	35	24	956
H.& T.C. R.R	35	24	944
H.& T.C. R.R	53	23	953
H.& T.C. R.R	35	24	1302
H.& T.C. R.R	35	35	259

**TAB #10**

Description of Property not Eligible to become Qualified Property

N/A

**TAB #11**

**CONFIDENTIAL**

Map of Project – SEE BELOW

**TAB #12**

Request for Waiver of Job Creation Requirement

See Attached.



# CRANE SOLAR

January 5, 2018



Crane Independent School District  
511 W. 8th Street  
Crane, Texas, 79731

**RE: Crane II Solar Electric LLC – Chapter 313 Job Requirements Waiver Request**

To Whom it May Concern:

Please consider this letter to be Crane II Solar Electric LLC's formal request to waive the minimum new job creation requirement, as provided under Texas Tax Code 313.025(f-1).

Based upon our knowledge of staffing requirements, Crane II Solar Electric LLC's requests the job creation requirement under Chapter 313 of the Texas Tax Code be waived. In line with solar energy industry standards for job requirements, Crane II Solar Electric LLC's has committed to create (2) new qualifying jobs.

Solar projects create a large number of full-time, temporary jobs during the construction phase, but require a small number of highly skilled technicians to operate the solar project once construction operations end and commercial operations have been established. Typically, solar projects of 100 to 200 MW in size require one to two full-time onsite employees, although this number varies depending on the units selected as well as the support and technical assistance offered by the manufacturer. In addition to the onsite employees described, there may be asset managers or technicians who supervise, monitor, and support the solar energy project operations from offsite locations. The permanent employees of a solar energy project maintain and operate the solar panels, substations, and related infrastructure.

The waiver request herein is in line with the industry standards for the number of jobs specifically relegated to a solar generation facility of this size. This is Crane II Solar Electric LLC's experience based on comparable operating facilities across the US. It is also evidenced by previously filed Chapter 313 applications by solar developers who similarly requested a waiver of the job requirements.

Respectfully,

Crane II Solar Electric LLC

By: 

Christopher T. Hall

Senior Landman

**TAB #13**

Calculation of three possible wage requirements with TWC documentation

**Crane County All Industries Average Weekly Wages**

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Crane County	Total All	0	0	10	Total, all industries	\$ 1,129.00
2017	2nd Qtr	Crane County	Total All	0	0	10	Total, all industries	\$ 996.00
2016	3rd Qtr	Crane County	Total All	0	0	10	Total, all industries	\$ 1,022.00
2016	4th Qtr	Crane County	Total All	0	0	10	Total, all industries	\$ 1,107.00
<b>4 Period Weekly Average</b>								<b>\$ 1,063.50</b>
<b>110% of Average Weekly Wage</b>								<b>\$ 1,169.85</b>
<b>110% of Annual Wages</b>								<b>\$ 60,832.20</b>

**Permian Basin Average Manufacturing Weekly Wages**

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$ 1,255.00
2017	2nd Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$ 1,359.00
2016	3rd Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$ 1,257.00
2016	4th Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$ 1,334.00
<b>4 Period Weekly Average</b>								<b>\$ 1,316.67</b>
<b>110% of Average Weekly Wage</b>								<b>\$ 1,448.33</b>
<b>110% of Annual Wages</b>								<b>\$ 75,313.33</b>

**COG Region Average Manufacturing Wages**

<b>Permian Basin Regional Planning Commission</b>		
<i>2016 Average Manufacturing Wages</i>	Hourly	Annual
	\$26.00	\$ 54,079.00
<b>Avg Weekly Wage</b>		<b>\$ 1,039.98</b>
<b>110% of Region Weekly Wage</b>		<b>\$ 1,143.98</b>
<b>110% of Annual Wages</b>		<b>\$ 59,486.90</b>

# Quarterly Employment and Wages (QCEW)



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Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2016	3rd Qtr	Crane County	Total All	00	0	10	Total, all industries	\$1,022
2016	4th Qtr	Crane County	Total All	00	0	10	Total, all industries	\$1,107



# Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Crane County	Total All	00	0	10	Total, all industries	\$1,129
2017	2nd Qtr	Crane County	Total All	00	0	10	Total, all industries	\$996

# Quarterly Employment and Wages (QCEW)



Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2016	3rd Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$1,257
2016	4th Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$1,334

# Quarterly Employment and Wages (QCEW)



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Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$1,255
2017	2nd Qtr	Permian Basin	Total All	31	2	31-33	Manufacturing	\$1,359

**2016 Manufacturing Average Wages by Council of Government Region  
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$25.41</b>	<b>\$52,850</b>
<a href="#">1. Panhandle Regional Planning Commission</a>	\$22.52	\$46,834
<a href="#">2. South Plains Association of Governments</a>	\$18.27	\$38,009
<a href="#">3. NORTEX Regional Planning Commission</a>	\$24.14	\$50,203
<a href="#">4. North Central Texas Council of Governments</a>	\$26.06	\$54,215
<a href="#">5. Ark-Tex Council of Governments</a>	\$19.07	\$39,663
<a href="#">6. East Texas Council of Governments</a>	\$20.52	\$42,677
<a href="#">7. West Central Texas Council of Governments</a>	\$20.31	\$42,242
<a href="#">8. Rio Grande Council of Governments</a>	\$19.32	\$40,188
<a href="#">9. Permian Basin Regional Planning Commission</a>	\$26.00	\$54,079
<a href="#">10. Concho Valley Council of Governments</a>	\$18.78	\$39,066
<a href="#">11. Heart of Texas Council of Governments</a>	\$21.14	\$43,962
<a href="#">12. Capital Area Council of Governments</a>	\$30.06	\$62,522
<a href="#">13. Brazos Valley Council of Governments</a>	\$17.66	\$36,729
<a href="#">14. Deep East Texas Council of Governments</a>	\$18.06	\$37,566
<a href="#">15. South East Texas Regional Planning Commission</a>	\$33.42	\$69,508
<a href="#">16. Houston-Galveston Area Council</a>	\$27.52	\$57,246
<a href="#">17. Golden Crescent Regional Planning Commission</a>	\$26.38	\$54,879
<a href="#">18. Alamo Area Council of Governments</a>	\$21.67	\$45,072
<a href="#">19. South Texas Development Council</a>	\$15.02	\$31,235
<a href="#">20. Coastal Bend Council of Governments</a>	\$27.85	\$57,921
<a href="#">21. Lower Rio Grande Valley Development Council</a>	\$17.55	\$36,503
<a href="#">22. Texoma Council of Governments</a>	\$20.98	\$43,648
<a href="#">23. Central Texas Council of Governments</a>	\$18.65	\$38,783
<a href="#">24. Middle Rio Grande Development Council</a>	\$23.05	\$47,950

Source: Texas Occupational Employment and Wages

Data published: July 2017

Data published annually, next update will be July 31, 2018

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.



## 2016 Manufacturing Median Wages by Council of Government Region Wages for All Occupations

COG	Median Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$ 19.05</b>	<b>\$39,634</b>
1. Panhandle Regional Planning Commission	\$ 16.61	\$34,545
2. South Plains Association of Governments	\$ 14.83	\$30,843
3. NORTEX Regional Planning Commission	\$ 18.32	\$38,100
4. North Central Texas Council of Governments	\$ 19.26	\$40,051
5. Ark-Tex Council of Governments	\$ 16.08	\$33,455
6. East Texas Council of Governments	\$ 16.47	\$34,252
7. West Central Texas Council of Governments	\$ 17.59	\$36,580
8. Rio Grande Council of Governments	\$ 13.72	\$28,542
9. Permian Basin Regional Planning Commission	\$ 20.66	\$42,978
10. Concho Valley Council of Governments	\$ 15.75	\$32,757
11. Heart of Texas Council of Governments	\$ 17.00	\$35,362
12. Capital Area Council of Governments	\$ 21.84	\$45,424
13. Brazos Valley Council of Governments	\$ 14.29	\$29,717
14. Deep East Texas Council of Governments	\$ 14.85	\$30,886
15. South East Texas Regional Planning Commission	\$ 29.53	\$61,423
16. Houston-Galveston Area Council	\$ 21.39	\$44,499
17. Golden Crescent Regional Planning Commission	\$ 21.99	\$45,739
18. Alamo Area Council of Governments	\$ 17.24	\$35,850
19. South Texas Development Council	\$ 12.75	\$26,518
20. Coastal Bend Council of Governments	\$ 23.31	\$48,494
21. Lower Rio Grande Valley Development Council	\$ 13.66	\$28,404
22. Texoma Council of Governments	\$ 16.36	\$34,032
23. Central Texas Council of Governments	\$ 15.67	\$32,599
24. Middle Rio Grande Development Council	\$ 18.26	\$37,990

Source: Texas Occupational Employment and Wages

Data published: July 2017

Data published annually, next update will be July 31, 2018

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.



## 2016 All Industry Average Wages by Council of Government Region Wages for All Occupations

COG	Average Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$ 22.96</b>	<b>\$ 47,767</b>
1. Panhandle Regional Planning Commission	\$ 20.07	\$ 41,745
2. South Plains Association of Governments	\$ 19.67	\$ 40,923
3. NORTEX Regional Planning Commission	\$ 19.33	\$ 40,213
4. North Central Texas Council of Governments	\$ 24.14	\$ 50,220
5. Ark-Tex Council of Governments	\$ 18.32	\$ 38,106
6. East Texas Council of Governments	\$ 19.48	\$ 40,517
7. West Central Texas Council of Governments	\$ 19.13	\$ 39,797
8. Rio Grande Council of Governments	\$ 18.04	\$ 37,518
9. Permian Basin Regional Planning Commission	\$ 23.31	\$ 48,490
10. Concho Valley Council of Governments	\$ 18.90	\$ 39,314
11. Heart of Texas Council of Governments	\$ 19.55	\$ 40,667
12. Capital Area Council of Governments	\$ 24.24	\$ 50,422
13. Brazos Valley Council of Governments	\$ 19.93	\$ 41,457
14. Deep East Texas Council of Governments	\$ 18.40	\$ 38,281
15. South East Texas Regional Planning Commission	\$ 22.65	\$ 47,113
16. Houston-Galveston Area Council	\$ 25.33	\$ 52,677
17. Golden Crescent Regional Planning Commission	\$ 19.98	\$ 41,562
18. Alamo Area Council of Governments	\$ 21.60	\$ 44,936
19. South Texas Development Council	\$ 17.29	\$ 35,968
20. Coastal Bend Council of Governments	\$ 20.73	\$ 43,118
21. Lower Rio Grande Valley Development Council	\$ 16.71	\$ 34,750
22. Texoma Council of Governments	\$ 18.91	\$ 39,323
23. Central Texas Council of Governments	\$ 19.48	\$ 40,512
24. Middle Rio Grande Development Council	\$ 18.16	\$ 37,772

Source: Texas Occupational Employment and Wages

Data published: July 2017

Data published annually, next update will be July 31, 2018

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.



## 2016 All Industry Median Wages by Council of Government Region Wages for All Occupations

COG	Median Wages	
	Hourly	Annual
<b>Texas</b>	<b>\$ 17.06</b>	<b>\$ 35,484</b>
1. Panhandle Regional Planning Commission	\$15.49	\$32,214
2. South Plains Association of Governments	\$14.92	\$31,032
3. NORTEX Regional Planning Commission	\$15.00	\$31,194
4. North Central Texas Council of Governments	\$17.95	\$37,346
5. Ark-Tex Council of Governments	\$14.55	\$30,262
6. East Texas Council of Governments	\$15.24	\$31,697
7. West Central Texas Council of Governments	\$15.14	\$31,492
8. Rio Grande Council of Governments	\$13.16	\$27,375
9. Permian Basin Regional Planning Commission	\$18.13	\$37,712
10. Concho Valley Council of Governments	\$15.01	\$31,213
11. Heart of Texas Council of Governments	\$15.11	\$31,426
12. Capital Area Council of Governments	\$18.04	\$37,532
13. Brazos Valley Council of Governments	\$14.78	\$30,749
14. Deep East Texas Council of Governments	\$14.37	\$29,890
15. South East Texas Regional Planning Commission	\$17.66	\$36,725
16. Houston-Galveston Area Council	\$18.46	\$38,397
17. Golden Crescent Regional Planning Commission	\$15.58	\$32,405
18. Alamo Area Council of Governments	\$16.23	\$33,756
19. South Texas Development Council	\$12.19	\$25,353
20. Coastal Bend Council of Governments	\$15.40	\$32,023
21. Lower Rio Grande Valley Development Council	\$11.63	\$24,193
22. Texoma Council of Governments	\$14.92	\$31,040
23. Central Texas Council of Governments	\$15.65	\$32,555
24. Middle Rio Grande Development Council	\$13.70	\$28,498

Source: Texas Occupational Employment and Wages

Data published: July 2017

Data published annually, next update will be July 31, 2018

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.

**TAB #14**  
Schedules A-D

See attached.

**Schedule A1: Total Investment for Economic Impact (through the Qualifying Time Period)**

Date **1/10/2018**  
 Applicant Name **Crane II Solar Electric LLC**  
 ISD Name **Crane ISD**

**PROPERTY INVESTMENT AMOUNTS**

					(Estimated Investment in each year. Do not put cumulative totals.)						
			Column A	Column B	Column C	Column D	Column E				
			New investment (original cost) in <b>tangible personal property</b> placed in service during this year that will become Qualified Property	New investment made during this year in <b>buildings or permanent nonremovable components of buildings</b> that will become Qualified Property	Other new investment made during this year that will <u>not</u> become Qualified Property [SEE NOTE]	Other new investment made during this year that may become Qualified Property [SEE NOTE]	[The only other investment made before filing complete application with district that may become Qualified Property is land.]	Total Investment (Sum of Columns A+B+C+D)			
Investment made before filing complete application with district	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Not eligible to become Qualified Property							
				Investment made after filing complete application with district, but before final board approval of application	--	Year preceeding the first complete tax year of the qualifying time period (assuming no deferrals of qualifying time period)	2018				
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period	QTP1	2019-2020	2019	289,000,000	400,000				289,400,000		
		QTP2	2020-2021	2020							
<b>Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]</b>				289,000,000	400,000				289,400,000		
<b>Total Qualified Investment (sum of green cells)</b>				289,400,000							

Enter amounts from TOTAL row above in Schedule A2

For All Columns: List amount invested each year, not cumulative totals.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application. Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Total Investment: Add together each cell in a column and enter the sum in the blue total investment row. Enter the data from this row into the first row in Schedule A2.

Qualified Investment: For the green qualified investment cell, enter the sum of all the green-shaded cells.

PROPERTY INVESTMENT AMOUNTS

		(Estimated Investment in each year. Do not put cumulative totals.)					
		Column A	Column B	Column C	Column D	Column E	
		New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Other investment made during this year that will NOT become Qualified Property [SEE NOTE]	Other investment made during this year that will become Qualified Property [SEE NOTE]	Total Investment (A+B+C+D)	
		Enter amounts from TOTAL row in Schedule A1 in the row below					
Total Investment from Schedule A1*	TOTALS FROM SCHEDULE A1						
Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY					
0	2018-2019	2018	0	0		-	
0	2019-2020	2019	289,000,000	400,000		289,400,000	
1	2020-2021	2020					
2	2021-2022	2021					
3	2022-2023	2022					
4	2023-2024	2023					
5	2024-2025	2024					
6	2025-2026	2025					
7	2026-2027	2026					
8	2027-2028	2027					
9	2028-2029	2028					
10	2029-2030	2029					
<b>Total Investment made through limitation</b>			289,000,000	400,000		289,400,000	
Continue to maintain viable presence		11	2030-2031	2030			
		12	2031-2032	2031			
		13	2032-2033	2032			
		14	2033-2034	2033			
		15	2034-2035	2034			
		16	2035-2036	2035			
		17	2036-2037	2036			
		18	2037-2038	2037			
		19	2038-2039	2038			
		20	2039-2040	2039			
		21	2040-2041	2040			
		22	2041-2042	2041			
		23	2042-2043	2042			
		24	2043-2044	2043			
		25	2044-2045	2044			

\* All investments made through the qualifying time period are captured and totaled on Schedule A1 [blue box] and incorporated into this schedule in the first row.

\*\* Only investment made during deferrals of the start of the limitation (after the end of qualifying time period but before the start of the Value Limitation Period) should be included in the "year prior to start of value limitation period" row(s). If the limitation starts at the end of the qualifying time period or the qualifying time period overlaps the limitation, no investment should be included on this line.

\*\*\* If your qualifying time period will overlap your value limitation period, do not also include investment made during the qualifying time period in years 1 and/or 2 of the value limitation period, depending on the overlap. Only include investments/years that were not captured on Schedule A1.

For All Columns: List amount invested each year, not cumulative totals. Only include investments in the remaining rows of Schedule A2 that were not captured on Schedule A1.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application.

Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

**Schedule B: Estimated Market And Taxable Value (of Qualified Property Only)**

Date: 1/10/2018  
 Applicant Name: Crane II Solar Electric LLC  
 ISD Name: Crane ISD

Form 50-296A  
 Revised May 2014

Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property		Estimated Taxable Value				
				Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Market Value less any exemptions (such as pollution control) and before limitation	Final taxable value for 1&S after all reductions	Final taxable value for M&O after all reductions	
Value Limitation Period	0	2018-2019	2018							
	1	2020-2021	2020	400,000	289,000,000	289,000,000	289,000,000	289,000,000	25,000,000	
	2	2021-2022	2021	380,000	242,760,000	242,760,000	242,760,000	242,760,000	25,000,000	
	3	2022-2023	2022	361,000	219,640,000	219,640,000	219,640,000	219,640,000	25,000,000	
	4	2023-2024	2023	342,950	193,630,000	193,630,000	193,630,000	193,630,000	25,000,000	
	5	2024-2025	2024	325,803	167,620,000	167,620,000	167,620,000	167,620,000	25,000,000	
	6	2025-2026	2025	309,512	141,610,000	141,610,000	141,610,000	141,610,000	25,000,000	
	7	2026-2027	2026	294,037	112,710,000	112,710,000	112,710,000	112,710,000	25,000,000	
	8	2027-2028	2027	279,335	86,700,000	86,700,000	86,700,000	86,700,000	25,000,000	
	9	2028-2029	2028	265,368	69,360,000	69,360,000	69,360,000	69,360,000	25,000,000	
10	2029-2030	2029	252,100	60,690,000	60,690,000	60,690,000	60,690,000	25,000,000		
11	2030-2031	2030	239,495	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
12	2031-2032	2031	227,520	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
13	2032-2033	2032	216,144	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
14	2033-2034	2033	205,337	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
15	2034-2035	2034	195,070	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
16	2035-2036	2035	185,316	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
17	2036-2037	2036	176,051	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
18	2037-2038	2037	167,248	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
19	2038-2039	2038	158,886	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
20	2039-2040	2039	150,941	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
21	2040-2041	2040	143,394	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
22	2041-2042	2041	136,225	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
23	2042-2043	2042	129,413	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
24	2043-2044	2043	122,943	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		
25	2044-2045	2044	116,796	57,800,000	57,800,000	57,800,000	57,800,000	57,800,000		

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.  
 Only include market value for eligible property on this schedule.

Date

1/10/2018

Schedule C: Employment Information

Applicant Name

Crane II Solar Electric LLC

Form 50-296A

ISD Name

Crane ISD

Revised May 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Construction		Non-Qualifying Jobs		Qualifying Jobs	
				Column A Number of Construction FTE's or man-hours (specify)	Column B Average annual wage rates for construction workers	Column C Number of non-qualifying jobs applicant estimates it will create (cumulative)	Column D Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column E Average annual wage of new qualifying jobs	
Each year prior to start of Value Limitation Period <i>Insert as many rows as necessary</i>	0	2018-2019	2018						
	0	2019-2020	2019	300 FTEs	48,600			2	59,500
	1	2020-2021	2020					2	59,500
	2	2021-2022	2021					2	59,500
	3	2022-2023	2022					2	59,500
	4	2023-2024	2023					2	59,500
	5	2024-2025	2024					2	59,500
	6	2025-2026	2025					2	59,500
	7	2026-2027	2026					2	59,500
	8	2027-2028	2027					2	59,500
9	2028-2029	2028					2	59,500	
10	2029-2030	2029					2	59,500	
Years Following Value Limitation Period	11 through 25	2030-2045	2030-2044					2	59,500

Notes: See TAC 9.1051 for definition of non-qualifying jobs. Only include jobs on the project site in this school district.

- C1. Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25)  Yes  No
- If yes, answer the following two questions:
  - C1a. Will the applicant request a job waiver, as provided under 313.025(-1)?  Yes  No
  - C1b. Will the applicant avail itself of the provision in 313.021(3)(F)?  Yes  No

Date

1/10/2018

Schedule D: Other Incentives (Estimated)

Applicant Name

Crane II Solar Electric LLC

Form 50-296A

ISD Name

Crane ISD

Revised May 2014

State and Local Incentives for which the Applicant intends to apply (Estimated)						
Incentive Description	Taxing Entity (as applicable)	Beginning Year of Benefit	Duration of Benefit	Annual Tax Levy without Incentive	Annual Incentive	Annual Net Tax Levy
Tax Code Chapter 311	County:					
	City:					
	Other:					
Tax Code Chapter 312	County: Crane County	2020	10 Years	2,400,000	2,100,000	300,000
	City:					
	Other: Crane Memorial Hospital	2020	10 Years			
Local Government Code Chapters 380/381	Other: Crane County Water District	2020	10 Years			
	County:					
	City:					
Other:						
Freepport Exemptions						
Non-Annexation Agreements						
Enterprise Zone/Project						
Economic Development Corporation						
Texas Enterprise Fund						
Employee Recruitment						
Skills Development Fund						
Training Facility Space and Equipment						
Infrastructure Incentives						
Permitting Assistance						
Other:						
Other:						
Other:						
Other:						
TOTAL				2,400,000	2,100,000	300,000

Additional information on incentives for this project:

**TAB #15**

Economic Impact Analysis

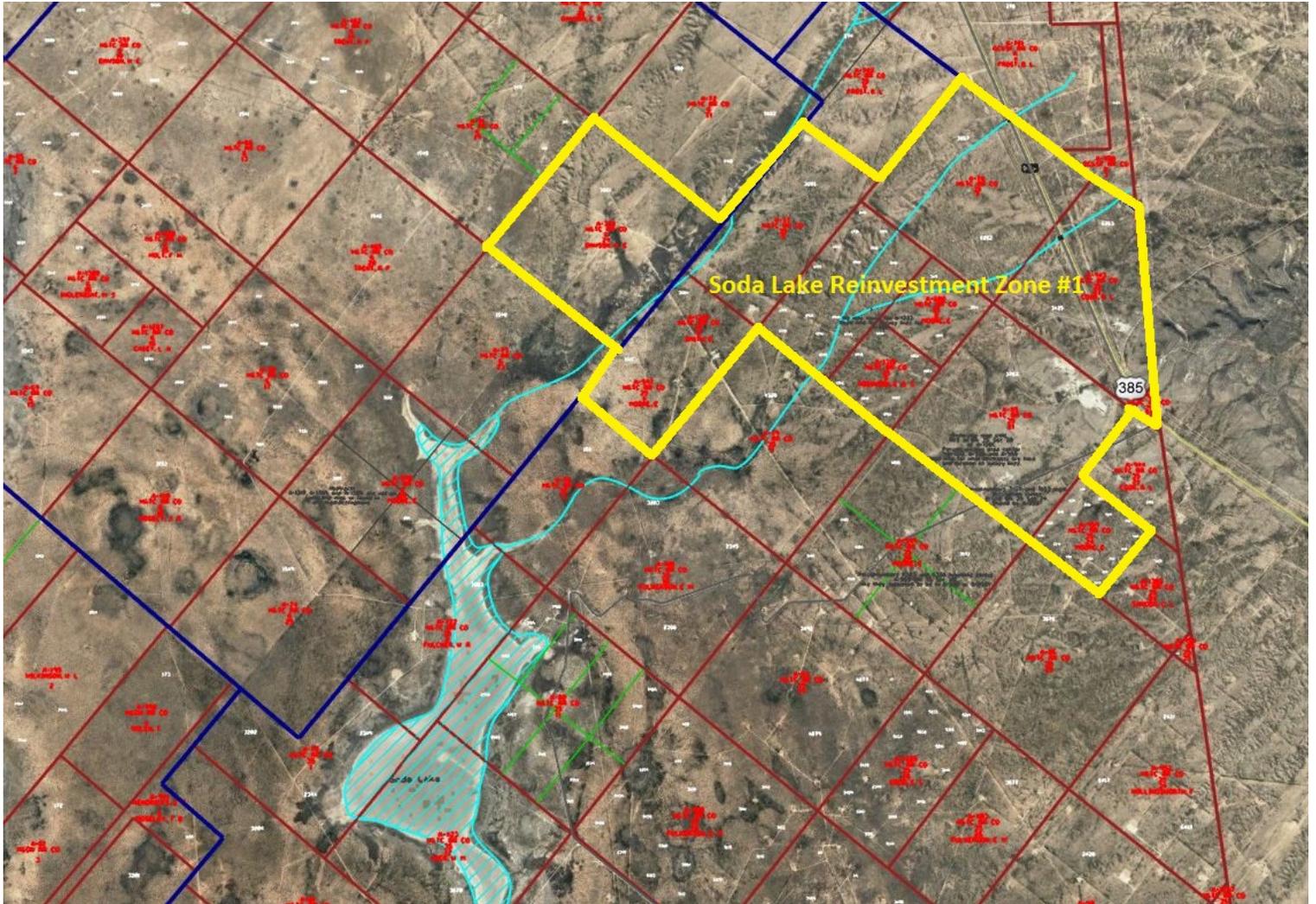
TO BE PROVIDED BY COMPTROLLER'S OFFICE

**TAB #16**

Map and Description of Reinvestment Zone

See Attached.

**Soda Lake Reinvestment Zone #1  
Boundary Map  
Crane County, Texas**



**Soda Lake Reinvestment Zone #1  
Boundary Map  
Crane County, Texas**

**TAB #16 - Continued**

Order Establishing the Reinvestment Zone

See Attached.

RESOLUTION OF THE COMMISSIONERS COURT  
OF CRANE COUNTY, TEXAS  
DESIGNATING SODA LAKE REINVESTMENT ZONE #1

SEP 26 2017  
Judy Crawford  
County District Clerk, Crane Co. Texas

**A RESOLUTION DESIGNATING A CERTAIN AREA AS A REINVESTMENT ZONE FOR A COMMERCIAL/INDUSTRIAL TAX ABATEMENT IN CRANE COUNTY, TEXAS, ESTABLISHING THE BOUNDARIES THEREOF, AND PROVIDING FOR AN EFFECTIVE DATE.**

*WHEREAS*, the Commissioners Court of Crane County, Texas desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by the creation of a reinvestment zone as authorized by the Property Redevelopment and Tax Abatement Act, as amended (Texas Property Tax Code § 312.001, *et seq.*), and the Tax Abatement Guidelines and Criteria of Crane County (the "Guidelines"); and

*WHEREAS*, on September 26, 2017, a hearing before the Commissioners Court of Crane County, Texas was held, such date being at least seven (7) days after the date of publication of the notice of such public hearing in the local newspaper of general circulation in Crane County and the delivery of written notice to the respective presiding officers of each taxing entity that includes within its boundaries real property that is to be included in the proposed reinvestment zone; and

*WHEREAS*, the Commissioners Court of Crane County, Texas at such public hearing invited any interested person to appear and speak for or against the creation of the reinvestment zone and whether all or part of the territory described should be included in the proposed reinvestment zone; and

*WHEREAS*, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone and opponents, if any, of the reinvestment zone appeared to contest the creation of the reinvestment zone.

*BE IT RESOLVED BY THE COMMISSIONERS COURT OF CRANE COUNTY, TEXAS:*

SECTION 1. That the facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct.

SECTION 2. That the Commissioners Court of Crane County, Texas, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the evidence and testimony presented to it:

- (a) That the public hearing on adoption of the reinvestment zone has been properly called, held and conducted and that notice of such hearing has been published as required by law and mailed to the respective presiding officers of the governing bodies of all taxing units overlapping the territory inside the proposed reinvestment zone; and

- (b) That the boundaries of the proposed reinvestment zone should be the area described in the description attached hereto as Exhibit "A" and depicted in the map attached hereto as Exhibit "B", which are incorporated herein by reference for all purposes. In the event of discrepancy between the descriptions of Exhibit "A" and map on Exhibit "B", the map shall control; and
- (c) That creation of the reinvestment zone will result in benefits to Crane County, Texas and to land included in the reinvestment zone and that the improvements sought are feasible and practical; and
- (d) The reinvestment zone meets the criteria set forth in Texas Property Tax Code Chapter 312 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, in that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract investment in the zone that would be a benefit to the property and that would contribute to the economic development of Crane County, Texas, and that the entire tract of land is located entirely within an unincorporated area of Crane County, Texas.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, the Crane County Commissioners Court hereby creates Soda Lake Reinvestment Zone #1; a reinvestment zone for commercial-industrial tax abatement encompassing only the area described in Exhibit "A" and depicted in Exhibit "B", and such reinvestment zone is hereby designated and shall hereafter be referred to as Soda Lake Reinvestment Zone #1.

SECTION 4. That Soda Lake Reinvestment Zone #1 shall take effect on September 26, 2017 and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of designation, and may be renewed for an additional five (5) year period thereafter.

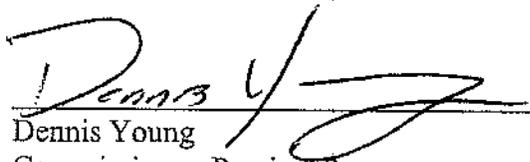
SECTION 5. That if any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

SECTION 6. That it is hereby found, determined and declared that sufficient notice of the date, hour, place and subject, of the meeting of the Crane County Commissioners Court at which this Resolution was adopted was posted at a place convenient and readily accessible at all times as required by the Texas Open Government Act, Texas Government Code, Chapter 551, as amended, and that a public hearing was held prior to the designation of such reinvestment zone and that proper notice of the hearing was published in the official newspaper of general circulation within the County, and furthermore, such notice was in fact delivered to the presiding officer of any affected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

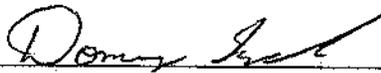
PASSED, APPROVED AND ADOPTED on this the 26<sup>th</sup> day of September, 2017.



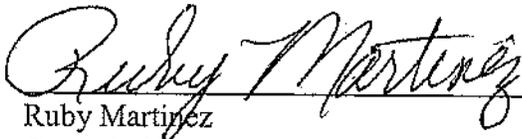
Tom Brown  
Commissioner, Precinct 1



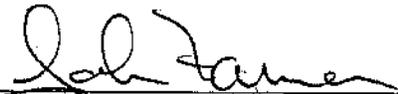
Dennis Young  
Commissioner, Precinct 2



Domingo Escobedo  
Commissioner, Precinct 3

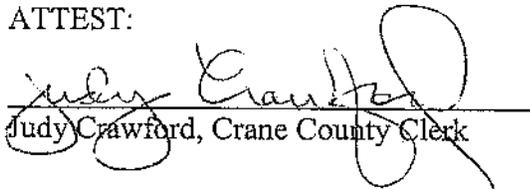


Ruby Martinez  
Commissioner, Precinct 4



John Farmer  
Crane County Judge

ATTEST:



Judy Crawford, Crane County Clerk

**TAB #16 - Continued**

Legal Description of Reinvestment Zone

See Attached.



**Exhibit A  
Legal Description of  
Soda Lake Reinvestment Zone #1**

Soda Lake Reinvestment Zone #1 is comprised of the following parcels. In the event of discrepancy between this Exhibit "A" and the attached map on Exhibit "B", Exhibit "B" shall control; provided however, the Soda Lake Reinvestment Zone #1 shall in no way be deemed to include any portion of the municipality located within the designated area.

**Soda Lake Reinvestment Zone #1**

Survey	Block	Section	Abstract Number
H.& T.C. R.R	6	19	460
H.& T.C. R.R	6	19	71
H.& T.C. R.R	6	20	465
H.& T.C. R.R	6	21	72
H.& T.C. R.R	6	22	509
H.& T.C. R.R	6	23	73
H.& T.C. R.R	6	24	398
H.& T.C. R.R	35	3	76
H.& T.C. R.R	35	4	1310
H.& T.C. R.R	35	5	77
H.& T.C. R.R	35	6	782
H.& T.C. R.R	35	7	78
H.& T.C. R.R	35	8	1318
H.& T.C. R.R	35	8	600
H.& T.C. R.R	35	9	79
H.& T.C. R.R	35	10	401
H.& T.C. R.R	35	20	599
H.& T.C. R.R	35	20	1312
H.& T.C. R.R	35	20	599
G.C.&S.F.	R	3	950
G.C.&S.F.	R	4	781
H.& O.B. R.R.		1	62
H.& T.C. R.R	35	22	943
H.& T.C. R.R	35	25	86
H.& T.C. R.R	35	24	959
H.& T.C. R.R	35	24	956
H.& T.C. R.R	35	24	944
H.& T.C. R.R	53	23	953
H.& T.C. R.R	35	24	1302
H.& T.C. R.R	35	35	259

**TAB #16 - Continued**  
Guidelines and Criteria

See Attached.



**TAX ABATEMENT  
GUIDELINES & CRITERIA  
Crane County, Texas  
12/20/99 - 12/20/01**

**TAX ABATEMENT GUIDELINES & CRITERIA**  
**12/20/99 - 12/20/01**

**SECTION I:**

**PREAMBLE**

This Tax Abatement Policy is designed to stimulate continued economic growth in Crane County, while preserving the values and existing assets that provide the quality of life our citizens already have come to enjoy.

It seeks a balance between attracting new businesses that are seeking to relocate here, providing a friendly environment for new undertakings, promoting the expansion of economic resources already in place, and considering the effect of economic change upon existing economic assets that already have realized their potential.

It seeks to preserve the values of the past, stimulate and consider current economic opportunities, and plan for a future that includes a global economic marketplace and new and exciting economic endeavors.

It is the intent of Crane County Commissioners Court to put in place a Tax Abatement Policy that will take the County into the 21st century and be of benefit to all the citizens of our Community.

Commissioners Court acknowledges that both the retention of economic assets and existing jobs and the creation of new jobs and economic endeavors have an important place in striking a positive economic balance in Crane County. These Guidelines and Criteria for seeking a Tax Abatement from the County are intended to be flexible and special circumstances may lead Commissioners Court to tailor individual Tax Abatement Agreements to specific circumstances. This particular Tax Abatement Policy and Guidelines and Criteria apply to the granting of a Tax Abatement by Crane County only, and by special entities that it may supervise directly. There are a number of other entities and bodies that can choose to abate or not abate taxes as well. We urge you to check with the appropriate agencies, and the Crane County Appraisal District to determine the circumstances of our particular situation as far as determining the taxing entities that may affect your project.

Other taxing and abating entities can include (but are not limited to) school districts, municipalities and the Crane County Water District.

SECTION II:

DEFINITIONS

A. “**Abatement**” means the full or partial exemption from ad valorem taxes of certain real property in a Reinvestment Zone designated by the County for economic development purposes.

B. “**Eligible Jurisdiction**” means Crane County and any municipality, school district, water district or other taxing district eligible to abate its taxes according to Texas law that levies ad valorem taxes upon and provides services to property located within the proposed or existing Reinvestment Zone.

C. “**Agreement**” means a contractual Agreement between a property owner and lessee and an eligible jurisdiction for the purposes of Tax Abatement on property located within the Reinvestment Zone as authorized by V.T.C.A., Tax Code, Section 312.402 (a).

D. “**Base Year Value**” means the taxable value of eligible property January 1 preceding the execution of the Agreement plus the agreed upon value of eligible property improvements made after January 1 but before the execution of the Agreement.

E. “**Economic Life**” means the number of years a property improvement is expected to be in service in a facility.

F. “**Deferred Maintenance**” means improvements necessary for continued operations which do not improve productivity or alter the process technology.

G. “**Expansion**” means the addition of buildings, structures, fixed machinery or equipment for purposes of increasing production capacity.

H. “**Facility**” means property improvements completed or in the process of construction, which together comprise an integral whole.

I. "**Modernization**" means the replacement and upgrading of existing facilities which increases the productive input or output, updates the technology or substantially lowers the unit cost of the operation. Modernization may result from the construction, alteration or installation of buildings, structures, fixed machinery or equipment. It shall not be for the purpose of reconditioning, refurbishing or repairing.

J. "**New Facility**" means a property previously undeveloped which is placed into service by means other than or in conjunction with expansion or modernization.

K. "**Manufacturing Facility**" means buildings and structures, including fixed machinery and equipment, the primary purpose of which is or will be the manufacture of tangible goods or materials or the processing of such goods or materials by physical or chemical change.

L. "**Regional Service or Distribution Facility**" means buildings and structures, including fixed machinery and equipment, used or to be used primarily to receive, store, service or distribute goods or materials owned by the facility operator where a majority of the goods or services are distributed to points at least 10 miles from any part of Crane County.

M. "**Research Facility**" means building and structures, including fixed machinery and equipment, used or to be used primarily for research or experimentation to improve or develop new tangible goods or materials or to improve or develop the production processes thereto.

N. "**Office Building**" means a new office building to be occupied 100% by one owner or one tenant, providing further that said office building and owner or tenant meet the other criteria set forth herein.

O. "**Commercial Facilities**" means a facility classified as commercial including office, service or retail.

P. "**Existing Facility or Structure**" means a facility as of the date of execution of the Tax Abatement Agreement, located in or on Real Property eligible for tax abatement.

- Q. "**Job**" means a new permanent job that has or will provide at least 1820 hours of employment a year to an employee and is intended to exist during the period of a contract. Except for tax abatement purposes, it must be for a qualified employee provided for a qualified business.
  
- R. "**Other Basic Industry**" means a facility other than a commercial facility, a regional distribution facility, a research facility, a regional service facility, or a manufacturing facility, which produces goods or services or which creates new or expanded job opportunities and services a market either within or outside of Crane County, Texas.
  
- S. "**Owner**" means the record title owner of Real Property or the legal owner of Tangible Personal Property. In the case of land leased from an Eligible Jurisdiction, the lessee shall be deemed the owner of such leased property together with all improvements and Tangible Personal Property located thereon. In the case of land leased from private property owner, both the owner and lessee shall be deemed subject to execution of the Tax Abatement Agreement.
  
- T. "**Qualified Business**" means a business that is located in or committed to located in the Reinvestment Zone. The business must retain this qualified status throughout the specified period.
  
- U. "**Real Property**" means land on which improvements are to be made or fixtures placed.
  
- V. "**Reinvestment Zone**" means real property designated as a Reinvestment Zone under the provisions of V.T.C.A. Tax Code, Section 312.401.
  
- W. "**Tangible Personal Property**" means any Personal Property, not otherwise defined herein, and which is necessary for the proper operation of any type of commercial or industrial facility.

SECTION III:

**ABATEMENT AUTHORIZED**

- A. "**Eligible Facility.**" A facility may be eligible for abatement if it is a: Manufacturing Facility, Commercial Facility, Regional Service or Distribution Center, Research Facility, or any other real property not excluded under Section III E, and shall include an Office Building as defined in Section II N.
  
- B. "**Creation of New Value.**" Abatement may only be granted for the additional value of eligible property improvements made subsequent to and specified in an Abatement Agreement between the County and the property owner and lessee (if required), subject to such limitations as Commissioners Court may require.

C. **“New and Existing Facilities.”** Abatement may be granted for new facilities and improvements to existing facilities for purposes of modernization or expansion.

D. **“Eligible Property.”** Abatement may be extended to the value of buildings, structures, fixed machinery and equipment, site improvements plus that office space, and related fixed improvements necessary to the operation and administration of the facility.

E. **“Ineligible Property.”** The following types of property shall be fully taxable and ineligible for abatement; land; inventories; supplies; tools; furnishings, and other forms of movable personal property; vehicles; vessels; aircraft; housing; hotel accommodations; deferred maintenance investments; property to be rented or leased except as provided in Section III; onsite directly related improvements for the generation of transmission of electrical energy installed and/or used by the Abatee but not wholly consumed by a new facility or expansion; property which has an economic life of less than 15 years; property owned or used by the State of Texas or its political subdivisions or by any organization owned, operated or directed by a political subdivision of the State of Texas.

Population-driven retail enterprises that reasonably can be expected to locate or stay in a community without Tax Abatement generally should be ineligible for consideration. This includes the following in most cases: retail business, hotel and motels, conference centers, restaurants, hospitals, banks and financial institutions.

F. **“Owned/Leased Facilities.”** If a leased facility is granted abatement, the Agreement shall be executed with the property owner (lessor) and the lessee.

G. **“Value and Term of Abatement.”** Abatement shall be granted effective with the January 1 valuation date immediately following the date of execution of the Agreement. Projects which meet the minimum employment and value guidelines set forth in Section III H, Section III I, or Section III J are eligible for abatement of new value on a sliding scale.

H. "**Commercial Tax Abatement**" means a commercial facility will be eligible for tax abatement consideration provided such commercial facility meets the following guidelines and criteria:

1. A business must clearly add to the area economic base. Compliance with this criterion must show that additional jobs are being provided.
2. The business must be located in a Reinvestment Zone.
3. Creation of new value: Abatement may only be granted for the additional value resulting from any of the following:
  - (a) modernization of a commercial facility of any type as herein defined;
  - (b) construction of a new commercial facility of any type as herein defined;
  - (c) expansion of a commercial facility of any type as herein defined.
4. Improvements to Real Property used for commercial purposes are eligible for tax abatement status.
5. The following types of property shall be ineligible for tax abatement status and shall be fully taxed:
  - (a) Real property;
  - (b) inventories or supplies;
  - (c) aircraft;
  - (d) housing;
  - (e) boats;
  - (f) hotel accommodations;
  - (g) motel accommodations;
  - (h) property owned by the State of Texas or any state agency; and,
  - (i) property owned or leased by a member of the Eligible Jurisdiction.
6. In order for a facility to qualify for abatement, the following conditions must apply:
  - (a) The Real Property and eligible improvements and Tangible Personal Property must be owned by the same person, corporation, partnership or other business entity; or,
  - (b) In the case of Real Property leased from Eligible Jurisdiction all improvements placed thereon together with all Tangible Personal Property used in conjunction with said improvements must be owned by the same person, corporation, partnership or other business entity, and said owner must have a lease commitment of at least **15 years**.
  - (c) A Tax Abatement Agreement may be assigned to a new owner, but only as provided in the tax abatement agreement.

7. The amount and term of abatement shall be determined based on the criteria and schedule for incentive provided herein, however, in no event shall taxes be abated for a term in excess of **ten (10) years**. The amount of the taxable value of Improvements to be abated shall be from 10% to 100% and the term of the abatement shall be based on the criteria and incentive schedule set forth herein.

In the event the Owner and Eligible Jurisdiction agree, the percentage of value of improvements to be abated may be exchanged or modified for a different term of abatement. However, the minimum term of the tax abatement is one year and the maximum term is ten (10) years. The minimum amount of tax abatement is 10% and the maximum amount of tax abatement is 100 % of the appraised value of the improvements.

8. No commercial property shall be eligible for tax abatement under these guidelines and criteria unless such property is located in the Reinvestment Zone in accordance with V.T.C.A., Tax Code, Section 312.401.

9. The economic qualification for Commercial Tax Abatement shall be as follows:

- (a) Qualifications for **five (5) years** tax abatement:

- (1) The creation of at least five new jobs, and
- (2) minimum new investment of \$100,000.00.

- (b) Qualifications for **six (6) years** tax abatement:

- (1) The creation of at least ten new jobs, and
- (2) minimum new investment of at least \$250,000.00.

- (c) Qualifications for **seven (7) years** tax abatement:

- (1) The creation of at least 15 new jobs, and
- (2) minimum new investment of at least \$500,000.00

- (d) Qualifications for **eight (8) years** tax abatement:

- (1) The creation of at least 20 new jobs, and
- (2) minimum new investment of at least \$750,000.00.

- (e) Qualifications for **nine (9) years** tax abatement:

- (1) The creation of at least 25 new jobs, and
- (2) minimum new investment of at least \$1 million.

- (f) Qualifications for **ten (10) years** tax abatement:
  - (1) The creation of at least 30 new jobs, and
  - (2) minimum new investment of at least \$2 million.

10. Taxability:

- (a) The portion of the value of Improvements to be abated shall be abated in accordance with the term and provisions of a Tax Abatement Agreement executed between the Eligible Jurisdiction and the owner of the Real Property and/or Tangible Personal Property, (which agreement shall be) in accord with the provisions of V.T.C.A., Tax Code, Section 312.204, Section 312.205, Section 3.12.211, and Section 312.2041.
- (b) All ineligible property, if otherwise taxable as herein described, shall be fully taxed.

11. The governing body of each Eligible Jurisdiction shall have total discretion as to whether tax abatement is to be granted. Such discretion, as herein retained, shall be exercised on a case-by-case basis. The adoption of these guidelines and criteria by the governing body of an Eligible Jurisdiction does not:

- (a) Limit the discretion of the governing body to decide whether to enter into a specific tax abatement agreement;
- (b) Limit the discretion of the governing body to delegate to its employees the authority to determine whether or not the governing body should consider a particular application or request for tax abatement; or,
- (c) Create any portion, contract, or other legal right in any person to have the governing body consider or grant a specific application or request for tax abatement.

12. The burden to demonstrate that an application for tax abatement should be granted shall be upon the applicant. Each Eligible Jurisdiction to which the application has been directed shall have authority to request any additional information from the applicant that the governing body of such Eligible Jurisdiction deems necessary to assist it in considering such application.

13. In order to receive a tax abatement for Real Property taxes, the owner of the property or the lessee must agree to improve or rehabilitate the property to the standard required by the Eligible Jurisdiction.

I. "**Industrial Tax Abatement**" A manufacturing facility, research facility, regional service or distribution facility, non-retail facility, and other basic industrial facility will be eligible for tax abatement consideration provided such facility meets the following guidelines and criteria:

1. Creation of new value: Abatement may only be granted for the additional value resulting from any of the following:
  - (a) modernization of a facility of any type herein defined;
  - (b) construction of a new facility of any type as herein defined;
  - (c) expansion of a facility of any type as herein defined.
2. New facilities, of any type herein defined, to be located entirely in a Reinvestment Zone or upon Real Property eligible for such status will be eligible for consideration for tax abatement status provided all other criteria or guidelines are satisfied.
3. Improvements to Real Property are eligible for tax abatement status.
4. The following types of property shall be ineligible for tax abatement status and shall be fully taxed:
  - (a) Real Property;
  - (b) inventories or supplies;
  - (c) aircraft;
  - (d) housing;
  - (e) boats;
  - (f) hotel accommodations;
  - (g) motel accommodations;
  - (h) retail businesses;
  - (i) property owned by the State of Texas or any State agency; and
  - (j) property owned or leased by a member of the Eligible Jurisdiction.
5. In order for a facility to qualify for abatement, one of the following conditions must apply:
  - (a) The Real Property and eligible improvements and Tangible Personal Property must be owned by the person, corporation, partnership or other business entity or,
  - (b) In the case of Real Property leased from Eligible Jurisdiction all improvements placed thereon together with all Tangible Personal Property used in conjunction with said improvements must be owned by the person, corporation, partnership or other business entity, and said owner must have a lease commitment of at least **15 years**.
6. No property shall be eligible for tax abatement unless such property is located in the Reinvestment Zone in accordance with V.T.C.A., Tax Code, Section 312.401.

7. In order to receive a tax abatement from Real Property taxes, the owner of the property or the lessee must agree to improve or rehabilitate the property to the standard required by the Eligible Jurisdiction.
8. The economic qualification for Industrial Tax Abatement shall be as follows:
  - (a) New Facility
    - (1) The creation of a new Facility, which has not previously existed within the Eligible Jurisdiction, and will be totally new business operation; and,
    - (2) The improvements and Tangible Personal Property to be erected or affixed in or on the Real Property for which tax abatement is sought must be at a minimum value of one million dollars, and the new Facility must create and retain at least 10 new jobs during the entire term established in the Tax Abatement Agreement executed by applicant and the Eligible Jurisdiction; or,
  - (b) Expansion of Existing Facility:
    - (1) The structural addition to a Facility in the amount of at least \$500,000, and the creation and retention of additional new jobs equaling 10% of the prior work force at said Facility during the entire term established in the Tax Abatement Agreement executed by applicant and the Eligible Jurisdiction; or,
    - (2) In the event the value of the structural addition is less than \$500,000, there will be an increase in value of 25% of the existing facility and the expansion will cause an increase in and retention of the existing work force at said Facility by at least 25% during the entire term established in the Tax Abatement Agreement executed by applicant and the Eligible Jurisdiction; or,
  - (c) Modernization of Existing Facility:
    - (1) The replacement and upgrading of an existing Facility and the value of such improvements will be at a minimum value of one million dollars, and such replacement and upgrading must create and retain at least an additional 10 new jobs during the entire term established in the Tax Abatement Agreement executed by the applicant and the Eligible Jurisdiction; or,

- (2) In the event the value of the replacement or upgrading is less than one million dollars, the modernization will cause and increase in and retention of the existing work force at such Facility by at least 25% during the entire term established in the Tax Abatement Agreement executed by applicant and the Eligible Jurisdiction.
  - (d) The minimum term of the tax abatement is 1 year and the maximum amount is 10 years. The minimum amount of the tax abatement is 10% and the maximum amount of the tax abatement is 100% of the appraised value of the improvements.
- 9. Taxability:
  - (a) The portion of the value of Improvements to be abated shall be abated in accordance with the terms and provisions of a Tax Abatement Agreement executed between the Eligible Jurisdiction and the owner of the Real Property and/or Tangible Personal Property, (which agreement shall be) in accord with the provisions of V.T.C.A., Tax Code, Section 312.204, Section 312.205, Section 312.211 and Section 312.2041.
  - (b) All ineligible property, if otherwise taxable as herein described, shall be fully taxes.
- 10. The governing body of each Eligible Jurisdiction shall have total discretion as to whether tax abatement is to be granted. Such discretion, as herein retained, shall be exercised on a case by case basis. The adoption of these guidelines and criteria by the governing body of an Eligible Jurisdiction does not:
  - (a) Limit the discretion of the governing body to decide whether to enter into a specific tax abatement agreement;
  - (b) Limit the discretion of the governing body to delegate to its employees the authority to determine whether or not the governing body should consider a particular application or request for tax abatement; or,
  - (c) Create any property, contract, or other legal right in any person to have the governing body consider or grant a specific application or request for tax abatement.
- 11. The burden to demonstrate that an application for tax abatement should be granted shall be upon the applicant. Each Eligible Jurisdiction to which the application has been directed shall have full authority to request any additional information from the applicant that the governing body of such Eligible Jurisdiction deems necessary to assist it in considering such application.

J. **"Recommended Structure"** For Industrial or commercial projects with a minimum value of one million dollars or more:

<b>Ad Valorem Tax Value</b>	<b>and/or</b>	<b>Gross Payroll</b>	<b>Recommended Abatement Schedule</b>	
<b>Applicant Category A:</b>			Year 1:	85%
\$1,000,000 to \$1,499,999		\$175,000 to \$749,999	Year 2:	75%
			Year 3:	65%
			Year 4:	50%
			Year 5:	25%
			<b>Applicant Category B:</b>	
\$1,500,000 to \$2,999,999		\$750,000 to \$1,199,999	Year 2:	100%
			Year 3:	75%
			Year 4:	60%
			Year 5:	50%
			Year 6:	40%
			Year 7:	25%
			<b>Applicant Category C:</b>	
\$3,000,000 to \$4,999,999		\$1,200,000 to \$1,449,999	Year 2:	100%
			Year 3:	85%
			Year 4:	80%
			Year 5:	70%
			Year 6:	60%
			Year 7:	50%
			<b>Applicant Category D:</b>	
\$5,000,000 to \$9,999,000		\$1,500,000 to \$2,999,999	Year 2:	100%
			Year 3:	90%
			Year 4:	85%
			Year 5:	80%
			Year 6:	70%
			Year 7:	60%
			<b>Applicant Category E:</b>	
\$10,000,000 or more		\$3,000,000 or more	10 Years Negotiable	

K. **"Existing Enterprise Considerations."** Commissioners Court may, at its discretion, give any weight it feels appropriate to the granting or not granting of a tax abatement application, based upon

their consideration of whether or not the potential beneficiary of an applied-for tax abatement would compete with an already existing business.

In general, the Court takes the position it is not fair for an existing local tax paying business (operating in the same or a similar manner as far as type of product or products, scope of production and/or services, and the size of investment made) to have to compete with a new business competitor whose taxes would be abated.

**SPECIAL NOTE/SPECIAL CIRCUMSTANCES:** Nothing contained in the Crane County Tax Abatement Guidelines and Criteria should be construed to limit or restrict Commissioners Court in the exercise of its discretion in setting term limits or Percentages of reduction in any particular Abatement Application. The Abatement may be extended through the initial Agreement, and a subsequent Agreement may be required if necessary to comply with state law regarding the term of the Reinvestment Zone. If the period of construction exceeds two years, the facility shall be considered completed for purposes of abatement and in no case shall the period of abatement (inclusive of construction and completion) exceed seven years.

**L. "Reporting Requirements."** Semi-annual Status Reports (January 1 and July 1) along with the timely filing of renditions of value, and annual applications for abatement with the Crane County Appraisal District **are mandatory conditions of the Abatement.**

**M. "Economic Qualification."** In order to be eligible to receive Tax Abatement the planned improvement:

1. Must be reasonably expected to increase taxable ad valorem tax value of at least \$1,000,000 based upon the Crane County Appraisal District's appraisal of the Eligible Property.
2. Must be expected to prevent the loss of payroll or retain, increase or create payroll on a permanent basis in the County.
3. Must not be expected to solely or primarily have the effect of transferring employment from one part of the County to another.
4. Must be necessary because capacity cannot be provided efficiently utilizing existing improved property.

N. "**Standards for Tax Abatement.**" The following factors, among others, shall be considered in determining whether to grant Tax Abatement:

1. The value of land and existing improvement, if any.
2. The type and value of the proposed improvements.
3. The expected economic life of the proposed improvements.
4. The number of existing, permanent jobs to be retained by the proposed improvements.
5. The number of new permanent jobs to be created by the proposed improvements.
6. The amount of local payroll to be created or enhanced.
7. Whether the new jobs to be created will be filled by persons residing or projected to reside within the County.
8. The amount of local sales taxes to be generated directly.
9. The amount the property tax base valuation will be increased during the term of Abatement and after Abatement, which shall include a definitive commitment that such valuation shall not, in any case, be less than \$1,000,000.
10. The costs to be incurred by the County to provide facilities or services directly resulting from the new improvements.
11. The amount of ad valorem taxes to be paid the County during the Abatement period - considering (a) the existing values, (b) the percentage of new value abated, (c) the Abatement period, and (d) the value after expiration of the Abatement period.
12. The population growth of the County that might occur as a direct result of new improvements.
13. The types and values of public improvements, if any, to be made by applicant seeking Abatement.
14. Whether the proposed improvements compete with existing businesses to the detriment of the local economy.
15. The impact on the business opportunities of existing businesses.
16. The attraction of other new businesses to the area.
17. The overall compatibility with the comprehensive, Long Range Plan for the area.

18. Whether the project is environmentally compatible with the community, and has no negative impact on quality of life perceptions.
19. The company profile - when established - including business references, principal bank, audited financial statement and Business Plan.

Each Application shall be reviewed on its merit, utilizing the factors provided above. After such review, Abatement may be denied entirely or may be granted to the extent deemed appropriate after full evaluation.

**O. "Denial of Abatement."** No Abatement Agreement shall be authorized if it is determined that:

1. There would be a substantial adverse affect on the tax base or costs associated with the providing of government services.
2. The applicant has insufficient financial capacity, which reasonably could be expected to jeopardize the success of the undertaking.
3. The planned or potential use of the property would constitute a hazard to public safety, health or morals.
4. Granting an Abatement might lead to the violation of other codes or laws.
5. For any other reason deemed appropriate by the County.

**P. "Taxability."** From the execution of the Abatement, to the end of the Agreement period, property taxes shall be payable as follows:

1. The value of ineligible property as provided in Section III E, shall be fully taxable.
2. The base-year value of existing eligible property, as determined each year, shall be fully taxable.
3. The additional value of new, eligible property shall be fully taxable at the end of the Abatement period.

**SECTION IV:**

**APPLICATION**

**A. "Submission."** Any present or potential owner of taxable property in the County may request a Tax Abatement by filing a written request with the County Judge. The Application shall be forwarded to Commissioners Court for review in executive session.

**B. "Review."** All abatement application(s) will be individually reviewed by Commissioners' Court, approved or disapproved based on the merits of the Application and the guidelines and criteria set forth herein. In addition, in its discretion, Commissioners' Court may appoint a Tax Abatement Review Board to review and make suggested recommendations to Commissioners' Court regarding each Application. If appointed, that Board shall include: The County Judge, the County Tax Assessor/Collector, and the County Attorney. It shall have no less than seven and no more than nine members.

**C. "Included Items."** The Application shall consist of a completed application form which shall provide detailed information on the items described in Section III hereof; a map and property description; a time schedule for undertaking and completing the planned improvements. In the case of modernization a statement of the assessed value of the facility, separately stated for real and personal property, shall be given for the tax year immediately preceding the Application. The application form may require such financial and other information as may be deemed appropriate for evaluating the financial capacity and other factors of the applicant.

**D. "Notice to be Given."** Prior to the adoption of an order designating a Reinvestment Zone, the County shall give notice as provided by the Tax Code, i.e., (1) written notice to the presiding officer of the governing body of each taxing unit in which the property to be subject to the Agreement is located not later than the seventh day before the public hearing and (2) publication in a newspaper of general circulation within such taxing jurisdiction not later than the seventh day before the public hearing. Before acting upon the Application, the County shall through public hearing afford the applicant and the designated representative of any governing body referenced herein above opportunity to show cause why the Abatement should or should not be granted.

E. "**60-Day Time Period.**" Not more than 60 days after receipt of the completed Application, except in unusual circumstances, the County shall by Resolution either approve or disapprove the Application for Tax Abatement. The County shall notify the applicant of such approval or disapproval. Failure to act by Resolution within 60 days shall not be construed as approval of Abatement, either expressed or implied.

F. "**Timeliness of Actions.**" The County shall not enter into an Abatement Agreement if it finds that the request for the Abatement was filed after the commencement of construction, alteration, or installation or improvements related to a proposed modernization, expansion or new facility. Property eligible for abatement includes only the new improvements that occur after the completion of an Abatement Agreement with the County.

G. "**Confidentiality Required.**" Information that is provided to the County in connection with an Application or request for Tax Abatement and that describes the specific processes or business activities to be conducted or the equipment or other property to be located on the property for which Tax Abatement is sought is **confidential and not subject to Public disclosure until the Tax Abatement Agreement is executed.** That information in the custody of a taxing unit after the Agreement is executed is Public Record, and not confidential.

## SECTION V

### **AGREEMENT**

A. "**Notice of Jurisdictions.**" Not later than the seventh day before the date on which the County enters into the Abatement Agreement, the County shall deliver to the presiding officer of the governing body of each other taxing unit in which the property is located a written notice that the County intends to enter into the Agreement.

**B. "Agreement Contents."** After approval, the County shall formally pass a Resolution and execute an Agreement with the owner of the facility, and lessee as required, which shall include:

1. The estimated value to be abated and the base-year value.
2. The percent of value to be abated each year, as provided in Section 111 H, Section III I or Section III J.
3. The commencement date and the termination date of Abatement.
4. The proposed use of the facility; nature of construction, time schedule, map, property description and improvement list - as provided for in the Application for Tax Abatement.
5. Contractual obligations in the event of default, violation of terms or conditions, delinquent taxes; recapture, administration and assignment as provided under Sections III, VI, VII, and VIII.
6. The size of the investment, and the average number of jobs involved.

Such Agreement shall normally be executed within sixty (60) days after the applicant has forwarded all necessary information and documentation to the county.

## SECTION VI

### RECAPTURE

**A. "Termination."** In the event that the company or individual (1) allows its ad valorem taxes owed the County to become delinquent and fails to timely and properly follow the legal procedures for their protest and/or contest; or (2) violates any of the terms and conditions of the Abatement Agreement and fails to cure during the Cure Period, the Agreement then may be terminated and all taxes previously abated by virtue of the Agreement will be recaptured and paid within thirty (30) days of the termination.

**B. "Cure Notification."** Should the County determine that the company or individual is in default according to the terms and conditions of its Agreement, the County shall notify the company or individual of such default in writing at the address stated in the Agreement, and if such is not cured within thirty (30) days from the date of such notice ("Cure Period"), then the Agreement may be terminated.

## SECTION VII

### ADMINISTRATION

A. "**Assessment Determination.**" The Chief Appraiser of the Crane County Appraisal District shall annually determine an assessment of the real property covered under the Abatement. Each year, the company or individual receiving abatement shall furnish the Chief Appraiser with such information as may be necessary for the Abatement. Once value has been established, the Chief Appraiser shall notify the County of the amount of the assessment.

B. "**Access Guaranteed.**" The Abatement Agreement shall stipulate that employees and/or designated representatives of the County will have access to the abated property during the term of the Abatement to inspect the facility to determine if the terms and conditions of the Agreement are being met. All inspections will be made only after the giving of prior notice, and will be conducted in such manner as to not unreasonably interfere with the construction and/or operation of the facility. All inspections will be made with one or more representatives of the company or individual and in accordance with its safety standards.

C. "**Annual Assessment Reports.**" Upon completion of construction, the designated representative of the County shall annually evaluate information regarding each facility receiving abatement to insure compliance with the Agreement, and a formal, written report shall be made to the Commissioners Court.

D. "**Timely Filing.**" The County shall timely file with the Texas Department of Commerce and the State Comptroller's Office all information required by the Tax Code.

## SECTION VIII

### ASSIGNMENT

An Abatement Agreement may be transferred and assigned by the holder to a new owner or lessee of the same facility upon the approval by resolution of the Commissioners' Court of the County subject to the financial capacity of the assignee. Any assignment shall provide that all conditions, terms and obligations in the original Abatement Agreement are guaranteed by the execution of an additional contractual Agreement with the County as an addendum to the Abatement Agreement.

No assignment or transfer shall be approved if the parties to the existing Agreement, the new owner or new lessee are liable to any jurisdiction for outstanding taxes or other obligations. Approval shall not be unreasonably withheld.

**SECTION IX:**

**SUNSET PROVISION**

These Guidelines and Criteria are effective upon the date of their adoption, and will remain in force for two years, unless amended by three-quarters vote of the Commissioners' Court of the County as so provided for in the Tax Code, at which time all Reinvestment Zones and Tax Abatement Agreements created pursuant to these provisions will be reviewed to determine whether the goals have been achieved. Based on that review, the Guidelines and Criteria may be modified, renewed or eliminated.

**SECTION X:**

**DISCRETION OF THE COUNTY**

The adoption of these guidelines and criteria by the County **does not**:

1. Limit the discretion of the Commissioners Court to decide whether to enter into a specific Tax Abatement Agreement.
2. Limit the discretion of the Commissioners Court to delegate to its employees the authority to determine whether or not the Commissioners Court should consider a particular Application or request for Tax Abatement.
3. Create any property, contract, or other legal right in any person, partnership, corporation or other entity to have the Commissioners Court consider or grant a specific Application or request for Tax Abatement.

**SECTION XI:**

**PROCEDURE TO ADOPT A REINVESTMENT ZONE**

- A. Adopt Tax Abatement guidelines and criteria.
- B. Resolution declaring intent by each tax entity to designate a Reinvestment Zone.
- C. Publish notice of public hearing no later than the seventh day before the hearing.
- D. Deliver a copy of notice to the presiding officer of each tax entity not later than the seventh day before the public hearing. Return Receipt Requested.
- E. Commissioners' Court conduct public hearing.
- F. Adopt a resolution to designate a Reinvestment Zone.
- G. Deliver copy to Comptroller before April 1.
- H. The Reinvestment Zone is for five years. However, the guidelines are only good for two years and must be renewed every two years.

**XII:**

**PROCEDURES FOR TAX ABATEMENT**

- A. Direct all applicants to County Judge's Office to pick up Tax Abatement Guidelines, Criteria and Application.
- B. Applicant visits with Commissioner's Court in Executive Session.
- C. County Judge sends completed applications to the County Attorney for review and advice.
- D. County Attorney sends data to Appraisal District and is advised by the Chief Appraiser as to time frame to complete research of property and values.
- E. County Attorney advises County Judge of estimated time frame needed to complete review.
- F. At any time during the review by the Chief Appraiser if a finding is found that conflicts with the County's Abatement Policy, the Chief Appraiser will advise the County Attorney before continuing said review and research.
- G. County Attorney presents research report to Commissioners' Court in Executive Session.

- H. Commissioners' Court may appoint a Tax Abatement Review Board (TARB).
- I. Commissioners' Court receives recommendations from TARB.
- J. County Judge to arrange meeting with County Attorney and applicant to discuss abatement agreement.
- K. County Attorney prepares agreement, reviews it with County Judge and Commissioners.
- L. County Judge sends final agreement to applicant for signature.
- M. Commissioners' Court will designate the Reinvestment Zone pursuant to V.T.C.A. Tax Code, Section 312.401.
- N. Applicant signs agreement and returns it to the County Judge.
- O. The County Judge will schedule Commissioners' Court action as an agenda item.
- P. The County Judge will forward a copy of approved agreement to applicant, Tax Assessor-Collector and Chief Appraiser.

# Instructions for Completing the Application Form

The application form consists of questions that, when answered, will provide the Crane County Commissioners' Court with:

- (1) General information regarding your proposal and the property in question.
- (2) Information concerning objectives of applicant.
- (3) Information concerning economic, financial and physical impact on Crane County.

**Please complete all questions.** We recommend that you review the Crane County Guidelines and Criteria for tax abatement prior to completing the application form.

## Special Notes:

**Questions 1 - 10:** Basic information relating to your proposal. (Questions 4 & 5 are applicable only if you are not the current owner of the property. If you are leasing property for which you are requesting tax abatement, Crane County will require both lessor and lessee to execute a tax abatement agreement.)

**Questions 11 - 15:** Describes in detail the long term improvements you intend to make to the property, the type and value of the improvements to real property (e.g., buildings, permanently installed equipment, site improvements, fixtures, etc.). Specifically excluded from tax abatement are product inventory and the underlying real property. Eligible property must have a economic life of fifteen years to be eligible for a tax abatement. Tax abatement is available only on that portion of the increase in ad valorem taxes attributable to the improvements to the property you propose to make.

**Questions 16 - 24:** Relate to the subjective criteria established by Crane County for granting tax abatement. Answer each question as fully as possible using additional sheets of paper when necessary. The Commissioners' Court will review your responses before making a decision on whether tax abatement should be granted and, if so, under what terms.

## Final Note:

Answering all questions and providing detailed information is critical. The County has two basic concerns that must/will be addressed prior to the granting of a tax abatement. Those concerns are increased taxable value and employment. Additional attention will be given by the County to the answers given all questions relating to these two concerns.

# **CONFIDENTIAL**

## **Please Note:**

Sec 312.003 of Chapter A of the Texas Tax Code provides that:

Information that is provided to a taxing unit in connection with an application or request for tax abatement under this chapter and that describes the specific process or business activities to be conducted or the equipment or other property to be located on the property for which tax abatement is sought is confidential and not subject to public disclosure until the tax abatement agreement is executed. That information in the custody of a taxing unit after the agreement is executed is not confidential under this section.

Persons in possession of this Application are reminded of this Provision of the law and should restrict access to this document Accordingly.

# APPLICATION FOR TAX ABATEMENT FOR CRANE COUNTY

[CONFIDENTIAL INFORMATION - Texas Property Tax Code, Chapter 312, Subchapter A, Sec.312.003]

1.	Applicant(s): [Attach a financial statement of each Applicant showing financial capacity to complete the proposed project.]					
	Applicant's Status: Individual:			Corporation:		
	Partnership:					
	Mailing Address:					
	City:	State:	Zip:	Telephone No:		
2.	Contact Person or Agent					
	Mailing Address:					
	City:	State:	Zip:	Telephone No:		
3.	Name and Address as currently shown on Tax Roll					
	Address:					
	City:	State:	Zip:	Telephone No:		
	a) Is Applicant purchasing this property?		Yes	No	b) Will tax abatement effect purchase?	
					Yes	No
	c) What is the purchase price?		\$			
4.	All property Owners having an interest in the Property, and their respective interests (except mineral and/or royalty interest only): [For corporate and partnership Applicants, attach full listing of names, addresses and telephone numbers of officers, directors, shareholders and partners.]					
	Mailing Address:					
	City:	State:	Zip:	Telephone No:		
5.	Property Owner's Agent					
	Mailing Address:					
	City:	State:	Zip:	Telephone No:		
6.	Business Address: [Attach legal description, plat and project site plan illustrating layout and designs for structures, landscaping, signage, parking and internal circulation.]					
7.	Description of Project:					
	a) Is this an expansion of an existing facility?		Yes	No		
8.	Is the property located within the boundaries of a Municipality?		Yes	No	Is the property located within the Extraterritorial jurisdiction of a municipality?	
					Yes	No
	If Yes - Name the Municipality:					

9.	List Taxing Jurisdictions that govern the location of the proposed abatement request:				
	a)		f)		
	b)		g)		
	c)		h)		
	d)		i)		
	e)		j)		
10.	Estimated project construction dates:		Beginning:	Ending:	
	Taxable value of any existing property and improvements for a tax year immediately preceding date of this application:				
	a) Real Property Value:	\$	c) Improvement Value:	\$	
	b) Personal Property Value:	\$	d) TOTAL VALUE:	\$	
	Property Account Number(s):				
11.	Uses of property and facility:				
	a) Present use:				
	b) Intended use:				
	c) Is property currently receiving a reduction in taxable value for special use or exemption?			Yes	No
	If yes, explain and include estimated \$ value reduction			\$	
	d) Will property or improvements qualify for a reduction in taxable value due to special use or exemption?			Yes	No
	If yes, explain and include estimated \$ value reduction:			\$	
12.	What is the total estimated value of the real property and proposed improvements after completion of the project? (Include taxable and abated value.)			\$	
13.	What is the estimated value of the fixed machinery, equipment, inventory and personal property that will be on site after completion of the project?				
	Fixed Machinery and Equipment:			\$	
	Inventory:			\$	
	Personal Property:			\$	
14.	Estimated time necessary for undertaking and completing these proposed improvements:			Years	
15.	What is the economic life of the proposed improvements?			Years	
16.	Jobs/Employment:			Yes	No
	a) Will the project stimulate desirable concentration of employment of commercial activity?			Yes	No
	b) Will the project create or retain permanent jobs in Crane County?		Yes	No	Number of Jobs?
	How many are new Jobs?		How many are retained jobs?		



**TAB #17**

Signature and Certification Page

See attached.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in Tab 17. NOTE: If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here

Janet Hunt  
Print Name (Authorized School District Representative)

Supt.  
Title

sign here

Janet Hunt  
Signature (Authorized School District Representative)

1-25-18  
Date

2. Authorized Company Representative (Applicant) Signature and Notarization

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

print here

Christopher Hall  
Print Name (Authorized Company Representative (Applicant))

Senior Landman  
Title

sign here

[Signature]  
Signature (Authorized Company Representative (Applicant))

1/5/18  
Date

GIVEN under my hand and seal of office this, the

5<sup>th</sup> day of January, 2018

Elizabeth Wales  
Notary Public in and for the State of Texas

My Commission expires: 04/22/2019



(Notary Seal)

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code Section 37.10.