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April 9, 2018

**Via Electronic Mail:** [Desiree.Caufield@cpa.texas.gov](mailto:Desiree.Caufield@cpa.texas.gov)

**Via U.S. First Class Mail**

Ms. Desiree Caufield  
Local Government Assistance & Economic Analysis  
Texas Comptroller of Public Accounts  
Post Office Box 13528  
Austin, Texas 78711-3528

Re: Application #1240 for a Chapter 313 Value Limitation Agreement between the Pecos-Barstow-Toyah Independent School District and ETC Texas Pipeline, LTD

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

Dear Ms. Caufield:

Please find enclosed for your review a hardcopy and digital copy of Amendment 001 concerning the above referenced Application. These amended pages address your concerns detailed in your March 21, 2018 correspondence.

1. *TWC has released 3rd quarter 2017 wages. As such, page 7 and Tab 13 must be updated to reflect this information.*

**Applicant Response:**

The Applicant is using the four most recent quarters for both categories.

2. *Section 12, Question 3 is marked "no," but reinvestment zone information was provided in Tab 16. Please clarify.*

**Applicant Response:**

Section 12, Question 3 has been corrected.

3. *Please provide additional detail / elaboration regarding the information presented in Tab 5.*

**Applicant Response:**

The Applicant updated Tab 5 with additional detailed language.

4. *Please explicitly state the industry standard for qualified jobs in the job waiver letter.*

**Applicant Response:**

The Applicant updated jobs from the incorrect number of 3 to 10 jobs. The Applicant does not need a waiver. An explanation is provided on the Request for Waiver cover sheet.

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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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Thank you so much for your kind attention to this matter.

Respectfully submitted,



Shelly Leung  
Paralegal

Encl.

cc: *Via Electronic Mail:* [mwatts@pbtisd.esc18.net](mailto:mwatts@pbtisd.esc18.net)  
Mr. Maxie Watts, Interim Superintendent  
Pecos-Barstow-Toyah Independent School District

*Via Electronic Mail:* [Mike@keatax.com](mailto:Mike@keatax.com)  
Mr. Mike Fry, Consultant  
KE Andrews

AMENDMENT 1

Texas Comptroller of Public Accounts

Data Analysis and Transparency Form 50-296-A

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): ..... \$ 0.00
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): ..... \$ 0.00

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)? ... 0

2. What is the last complete calendar quarter before application review start date: [ ] First Quarter [ ] Second Quarter [ ] Third Quarter [x] Fourth Quarter of 2017 (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)? ... 0
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? ... 10

5. What is the number of new non-qualifying jobs you are estimating you will create? ... 0

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 [x] 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 ... 886.00

b. 110% of the average weekly wage for manufacturing jobs in the county is ... 1,378.30

c. 110% of the average weekly wage for manufacturing jobs in the region is ... 1,143.98

8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? ... [ ] §313.021(5)(A) or [x] §313.021(5)(B)

9. What is the minimum required annual wage for each qualifying job based on the qualified property? ... 59,486.90

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? ... 59,486.90

11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? ... [x] 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 [x] 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 [x] 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.

**Tab 5 Limitation as Determining Factor w/ability to locate or relocate:**

**ETC Texas Pipeline, LTD (or “the Company”)** is a leading midstream energy company whose primary activities include gathering, treating, processing and transporting natural gas and natural gas liquids to a variety of markets and states. In the states mentioned below, Energy Transfer currently operates over 34,050 miles of pipeline, 32 gas processing plants, 19 gas treating facilities and 3 gas conditioning plants. The states where these operations are located include, Arizona, New Mexico, Utah, Colorado, Kansas, Oklahoma, Texas, Arkansas and Louisiana.

As the primary available property tax incentive in Texas, a 313 agreement is vital to the proposed Arrowhead II Plant economics just as potential customer response will be. Both factors will be considered before any determination is made. Moreover, multiple other potential projects are presently competing for the same capital expenditures by the company, including possible plants in Louisiana and in New Mexico.

- Louisiana offers a 10-year, 100% property tax abatement under that state’s Industrial Tax Exemption program as well as additional state sales tax incentives
- New Mexico offers Industrial Revenue Bonds and Job Training incentive programs

In the Delaware/Permian Basin alone, the company owns approximately 7,820 miles of natural gas pipeline, 7 processing facilities with aggregate capacity of 815 MMcf/d (*Waha, Coyanosa, Red Bluff, Halley, Jal, Keystone, and Tippet*), and two treating facilities with aggregate capacity of 200 MMcf/d.

The Delaware/Permian Basin assets offer wellhead-to-market services to producers not only in the Texas counties, but also in the New Mexico Counties of Eddy and Lea which surround the Waha Hub.

Because of the proximity of the system to the Waha Hub, the system has a variety of market outlets for the natural gas that is gathered and processed, including several major interstate and intrastate pipelines serving California, the mid-continent region of the United States and the Texas/New Mexico natural gas markets.

Because of existing and new pipeline infrastructure that is now present in New Mexico, ETC has ample freedom to choose where the proposed project can be built. The economic differences outside of tax treatment are considered miniscule because of the Waha’s proximity to the NM/TX border. Because of this, the proposed 313 is considered a major determining factor in whether or not the Arrowhead II is completed in Texas.

**Calculation of Wage Information - Based on Most Recent Data Available**

**110% of County Average Weekly Wage for all Jobs**

2016	4Q	\$829
2017	1Q	\$857
2017	2Q	\$902
2017	3Q	\$956

$$\begin{aligned}
 & \$ \quad 3,544 \ /4 = && \$886 \text{ average weekly salary} \\
 & && \underline{\times 1.1 (110\%)} \\
 & && \$ \quad 974.60
 \end{aligned}$$

**110% of County Average Weekly Wage for Manufacturing Jobs in County**

2016	3Q	\$532
2016	4Q	\$561
2017	1Q	\$1,826
2017	2Q	\$2,093



$$\begin{aligned}
 & \$ \quad 5,012 \ /4 = && \$1,253 \text{ average weekly salary} \\
 & && \underline{\times 1.1 (110\%)} \\
 & && \$ \quad 1,378.30
 \end{aligned}$$

**110% of County Average Weekly Wage for Manufacturing Jobs in Region**

\$54,079.00 per year in Permian Basin Area Council published July 2017

X1.10 (110%)

\$59,486.90

\$1,143.98

**Avg. Weekly**

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

**Series Id:** ENU4838940010  
**State:** Texas  
**Area:** Reeves County, Texas  
**Industry:** Total, all industries  
**Owner:** Total Covered  
**Size:** All establishment sizes  
**Type:** Average Weekly Wage  
**Years:** 2007 to 2017

<b>Year</b>	<b>Qtr1</b>	<b>Qtr2</b>	<b>Qtr3</b>	<b>Qtr4</b>
<b>2007</b>	536	561	539	589
<b>2008</b>	561	593	577	630
<b>2009</b>	587	600	582	632
<b>2010</b>	644	658	633	682
<b>2011</b>	642	666	668	674
<b>2012</b>	681	665	664	727
<b>2013</b>	706	699	741	743
<b>2014</b>	760	731	796	814
<b>2015</b>	817	742	769	778
<b>2016</b>	776	743	809	829
<b>2017</b>	857	902	956	

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

**Series Id:** ENU483894051013

**State:** Texas  
**Area:** Reeves County, Texas  
**Industry:** Manufacturing  
**Owner:** Private  
**Size:** All establishment sizes  
**Type:** Average Weekly Wage  
**Years:** 2007 to 2017

Year	Qtr1	Qtr2	Qtr3	Qtr4
2007	354	406	373	452
2008	356	413	381	462
2009	353	463	388	481
2010	493 Non-Disclosable	Non-Disclosable	Non-Disclosable	Non-Disclosable
2011	Non-Disclosable	406	481	
2012	331	297	270	322
2013	309	309	320	374
2014	353	351	330	342
2015	306	393	607	783
2016	648	518	532	561
2017	1826	2093	Not Disclosable -- data do not meet BLS or State agency disclosure standards.	



Schedule A2: Total Investment for Economic Impact (including Qualified Property and other Investments)

04.09.2018

PROPERTY INVESTMENT AMOUNTS (Estimated investment in each year. Do not put cumulative totals.)							
Year	School Year (YYYY-YYYY)	Tax Year (FBI in actual tax year below) YYYY	Column A New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	Column B New investment made during this year in building or permanent nonremovable components of buildings that will become Qualified Property	Column C Other investment made during this year that will NOT become Qualified Property [SEE NOTE]	Column D Other investment made during this year that will become Qualified Property [SEE NOTE]	Column E Total Investment (A+B+C+D)
Total Investment from Schedule A1*							
Each year prior to start of value limitation period**	TOTALS FROM SCHEDULE A1		\$ 105,000,000.00				\$ 105,000,000.00
	0	2018-2019	2018				\$ 105,000,000.00
	1	2019-2020	2019				
	2	2020-2021	2020				
	3	2021-2022	2021				
	4	2022-2023	2022				
	5	2023-2024	2023				
	6	2024-2025	2024				
	7	2025-2026	2025				
	8	2026-2027	2026				
	9	2027-2028	2027				
	10	2028-2029	2028				
Total Investment made through limitation			\$ 105,000,000.00				\$ 105,000,000.00
Continue to maintain viable presence							
	11	2029-2030	2029				
	12	2030-2031	2030				
	13	2031-2032	2031				
	14	2032-2033	2032				
	15	2033-2034	2033				
	16	2034-2035	2034				
	17	2035-2036	2035				
	18	2036-2037	2036				
	19	2037-2038	2037				
	20	2038-2039	2038				
	21	2039-2040	2039				
	22	2040-2041	2040				
	23	2041-2042	2041				
	24	2042-2043	2042				
	25	2043-2044	2043				

\* 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 9). 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 components of buildings.  
 Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment meeting the definition of 313.02(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.

Each year prior to start of Value Limitation Period	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 I&S after all reductions	Final taxable value for M&O after all reductions
	0	2018-2019	2018	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	1	2019-2020	2019	\$ -	\$ -	\$ 95,000,000.00	\$ 95,000,000.00	\$ 95,000,000.00	\$ 30,000,000.00
	2	2020-2021	2020	\$ -	\$ -	\$ 91,200,000.00	\$ 91,200,000.00	\$ 91,200,000.00	\$ 30,000,000.00
	3	2021-2022	2021	\$ -	\$ -	\$ 87,400,000.00	\$ 87,400,000.00	\$ 87,400,000.00	\$ 30,000,000.00
	4	2022-2023	2022	\$ -	\$ -	\$ 83,600,000.00	\$ 83,600,000.00	\$ 83,600,000.00	\$ 30,000,000.00
	5	2023-2024	2023	\$ -	\$ -	\$ 79,800,000.00	\$ 79,800,000.00	\$ 79,800,000.00	\$ 30,000,000.00
	6	2024-2025	2024	\$ -	\$ -	\$ 76,000,000.00	\$ 76,000,000.00	\$ 76,000,000.00	\$ 30,000,000.00
	7	2025-2026	2025	\$ -	\$ -	\$ 72,200,000.00	\$ 72,200,000.00	\$ 72,200,000.00	\$ 30,000,000.00
	8	2026-2027	2026	\$ -	\$ -	\$ 68,400,000.00	\$ 68,400,000.00	\$ 68,400,000.00	\$ 30,000,000.00
	9	2027-2028	2027	\$ -	\$ -	\$ 64,600,000.00	\$ 64,600,000.00	\$ 64,600,000.00	\$ 30,000,000.00
	10	2028-2029	2028	\$ -	\$ -	\$ 60,800,000.00	\$ 60,800,000.00	\$ 60,800,000.00	\$ 30,000,000.00
	11	2029-2030	2029	\$ -	\$ -	\$ 57,000,000.00	\$ 57,000,000.00	\$ 57,000,000.00	\$ 30,000,000.00
	12	2030-2031	2030	\$ -	\$ -	\$ 53,200,000.00	\$ 53,200,000.00	\$ 53,200,000.00	\$ 30,000,000.00
	13	2031-2032	2031	\$ -	\$ -	\$ 49,400,000.00	\$ 49,400,000.00	\$ 49,400,000.00	\$ 30,000,000.00
	14	2032-2033	2032	\$ -	\$ -	\$ 45,600,000.00	\$ 45,600,000.00	\$ 45,600,000.00	\$ 30,000,000.00
	15	2033-2034	2033	\$ -	\$ -	\$ 41,800,000.00	\$ 41,800,000.00	\$ 41,800,000.00	\$ 30,000,000.00
	16	2034-2035	2034	\$ -	\$ -	\$ 38,000,000.00	\$ 38,000,000.00	\$ 38,000,000.00	\$ 30,000,000.00
	17	2035-2036	2035	\$ -	\$ -	\$ 34,200,000.00	\$ 34,200,000.00	\$ 34,200,000.00	\$ 30,000,000.00
	18	2036-2037	2036	\$ -	\$ -	\$ 30,400,000.00	\$ 30,400,000.00	\$ 30,400,000.00	\$ 30,000,000.00
	19	2037-2038	2037	\$ -	\$ -	\$ 26,600,000.00	\$ 26,600,000.00	\$ 26,600,000.00	\$ 26,600,000.00
	20	2038-2039	2038	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00
	21	2039-2040	2039	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00
	22	2040-2041	2040	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00
	23	2041-2042	2041	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00
	24	2042-2043	2042	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00
	25	2043-2044	2043	\$ -	\$ -	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00	\$ 23,750,000.00

Additional years for 25 year economic impact as required by 313.026(c)(1)

Continue to maintain viable presence

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.

**Schedule C: Employment Information**

Applicant Name **ETC Texas Pipeline, LTD**  
 ISD Name **Pecos - Barstow - Toyah ISD**

Form 50-296A  
 Revised Feb 2014

Each year prior to start of Value Limitation Period based as many rows as necessary	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Construction		Non-Qualifying Jobs		Qualifying Jobs	
				Number of Construction FTE's or man-hours (specify)	Average annual wage rates for construction workers	Column C	Column D	Column E	
	0	2018-2019	2018	175 FTE	\$ 59,486.90	N/A	3	\$ 59,486.90	
	1	2019-2020	2019	0	0	N/A	10	\$ 59,486.90	
	2	2020-2021	2020	0	0	N/A	10	\$ 59,486.90	
	3	2021-2022	2021	0	0	N/A	10	\$ 59,486.90	
	4	2022-2023	2022	0	0	N/A	10	\$ 59,486.90	
	5	2023-2024	2023	0	0	N/A	10	\$ 59,486.90	
	6	2024-2025	2024	0	0	N/A	10	\$ 59,486.90	
	7	2025-2026	2025	0	0	N/A	10	\$ 59,486.90	
	8	2026-2027	2026	0	0	N/A	10	\$ 59,486.90	
	9	2027-2028	2027	0	0	N/A	10	\$ 59,486.90	
	10	2028-2029	2028	0	0	N/A	10	\$ 59,486.90	
	11 through 26	2029-2044	2029-2044	0	0	N/A	10	\$ 59,486.90	

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

C1a. Will the applicant request a job waiver, as provided under 313.025(f-1)?  Yes  No

C1b. Will the applicant avail itself of the provision in 313.021(3)(F)?  Yes  No

# AMENDMENT 1

## Schedule D: Other Incentives (Estimated)

04.09.2018

Applicant Name: ETC Texas Pipeline, LTD  
 ISD Name: Pecos - Barstow - Toyah ISD

Form 50-296A  
 Revised Feb 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: Reeves City: Other:	2019	2019-2023	\$ 444,581.00	Avg 50% Per Yr	\$ 222,291.00
Local Government Code Chapters 380/381	County: City: Other:					
Freeport 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:						
TOTAL				\$ 444,581.00		\$ 222,291.00

Additional information on incentives for this project:

## **TAB 12**

### **Request for Job Waiver**

*\*\*Because the minimum standard in Subchapter-C School Districts is 10 jobs, the applicant respectfully requests the waiver for the job requirement be removed from the application.*

**ETC's Arrowhead II Plant will create 10 full-time jobs by the end of the qualifying period.**

Texas Comptroller of Public Accounts

Data Analysis and Reporting Form 50-296-A

SEC 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 Maxie Watts
Print Name (Authorized School District Representative)

Superintendent
Title

sign here Maxie Watts
Signature (Authorized School District Representative)

4/9/2018
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 Megan McKavanagh
Print Name (Authorized Company Representative (Applicant))

Sr. Manager Property Tax
Title

sign here Megan McKavanagh
Signature (Authorized Company Representative (Applicant))

4/4/2018
Date



(Notary Seal)

GIVEN under my hand and seal of office this, the

4 day of April, 2018
Beverly M Hernandez
Notary Public in and for the State of Texas

My Commission expires: 9.3.2018

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.