

# O'HANLON, DEMERATH & CASTILLO

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April 23, 2018

Local Government Assistance & Economic Analysis  
Texas Comptroller of Public Accounts  
P.O. Box 13528  
Austin, Texas 78711-3528

RE: Application to the Santa Maria Independent School District from Rayos Del Sol Solar Project, LLC

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Santa Maria Independent School District is notifying Rayos Del Sol Solar Project, LLC of its intent to consider the application for appraised value limitation on qualified property should a positive certificate be issued by the Comptroller. The Applicant submitted the Application to the school district on February 16, 2018. The Board voted to accept the application on February 16, 2018. The application has been determined complete as of April 23, 2018. The Applicant has provided the schedules in both electronic format and paper copies. The electronic copy is identical to the hard copy that will be hand delivered.

The Applicant has requested that a portion of Tab 11, specifically the detailed layout of the planned solar farm, be kept confidential until such time the Board votes to approve the application. In accordance with 34 TAC 9.1053, the information that is the subject of this request is segregated from the materials submitted contemporaneously with this application, that is, the proprietary commercial information regarding the competitive siting decisions for the possible project and proprietary information regarding the proposed layout of the project. The confidential materials are being submitted separately to protect against unintended disclosure. The maps depicting the planned location of the project display proprietary commercial information regarding the specific location of the possible project and the nature of the business that will be conducted at the site. The materials are protected by the trade secret exception set forth in Texas Government Code §552.110.

A copy of the application will be submitted to the Cameron County Appraisal District.

Sincerely,



Kevin O'Hanlon  
School District Consultant

Cc: Cameron County Appraisal District  
Rayos Del Sol Solar Project, LLC

Application for Appraised Value Limitation  
On Qualified Property

Submitted to:

Santa Maria Independent School District



By:

Rayos Del Sol Solar Project, LLC

February 19, 2018

**Application for Chapter 313  
Appraised Value Limitation by  
Rayos Del Sol Solar Project, LLC  
to  
Santa Maria ISD**

**February 19, 2018**

## 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 1**

See executed application 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

February 16, 2018

Date Application Received by District

Maria

First Name

Chavez

Last Name

Superintendent

Title

Santa Maria Independent School District

School District Name

11119 Military Road

Street Address

P.O. Box 448

Mailing Address

Santa Maria

City

Texas

State

78592

ZIP

(956) 565-6309

Phone Number

(956) 565-0598

Fax Number

Mobile Number (optional)

mchavez@smisd.net

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)**

Kevin	O'Hanlon
First Name	Last Name
Attorney	
Title	
O'Hanlon, Demerath, & Castillo	
Firm Name	
(519) 494-9949	(512) 494-9919
Phone Number	Fax Number
	kohanlon@808west.com
Mobile Number (optional)	Email Address

4. On what date did the district determine this application complete? ..... April 23, 2018
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)**

Matt	Gilhousen	
First Name	Last Name	
Vice President	Rayos Del Sol Solar Project, LLC	
Title	Organization	
16105 W. 113th Street, Suite 105		
Street Address		
Mailing Address		
Lenexa	Kansas	66219
City	State	ZIP
(913) 953-5227		
Phone Number	Fax Number	
	mgilhousen@tradewindenergy.com	
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.

Brianna	Baca	
First Name	Last Name	
Associate Developer	Rayos Del Sol Solar Project, LLC	
Title	Organization	
16105 W. 113th Street, Suite 105		
Street Address		
Mailing Address		
Lenexa	Kansas	66219
City	State	ZIP
(913) 953-5227		
Phone Number	Fax Number	
	bbaca@tradewindenergy.com	
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)**

Robert	Pena, Jr.
First Name	Last Name
President	
Title	
Texas Energy Consultants, LLC	
Firm Name	
(956) 386-9387	(877) 341-4474
Phone Number	Fax Number
robjrpena@texas-kwh.com	
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?	Rayos Del Sol Solar Project, LLC
2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 (11 digits)	32063120250
3. List the NAICS code . . . NAICS .code is consistent with 2017 code	221114
4. Is the applicant a party to any other pending or active Chapter 313 agreements?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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)	Limited Liability Corporation
2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
4. Are all applicant members of the combined group current on all tax payments due to the State of Texas?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> 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 checked="" 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 ..... February 19, 2018
- 2. Commencement of construction ..... QTR 2 2019
- 3. Beginning of qualifying time period ..... April 2019
- 4. First year of limitation ..... 2020
- 5. Begin hiring new employees ..... Dec. 2019
- 6. Commencement of commercial operations ..... QTR 4 2019
- 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? ..... Dec. 31, 2019

SECTION 10: The Property

- 1. Identify county or counties in which the proposed project will be located ..... Cameron County
- 2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property ..... Cameron CAD
- 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: Cameron, 0.4077, 100% City: N/A  
(Name, tax rate and percent of project) (Name, tax rate and percent of project)  
 Hospital District: \_\_\_\_\_ Water District: \_\_\_\_\_  
(Name, tax rate and percent of project) (Name, tax rate and percent of project)  
 Other (describe): South Texas ISD, 0.0492, 100% Other (describe): Emergency Srvcs Dist. #1, 0.096746, 100%  
(Name, tax rate and percent of project) (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? ..... 1,000,000.00
- 2. What is the amount of appraised value limitation for which you are applying? ..... 10,000,000.00  
 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)?
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?
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     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? ..... 2
  
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     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 ..... 551.00
  - b. 110% of the average weekly wage for manufacturing jobs in the county is ..... 1,002.38
  - c. 110% of the average weekly wage for manufacturing jobs in the region is ..... 772.20
  
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? ..... 40,154.40
  
10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? ..... 40,154.40
  
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**.

**Tab 2**

***Proof of Payment of Application Fee***

Please find on the attached page, a copy of payment for the \$75,000 application fee to Santa Maria ISD.

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**

***Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation (if applicable).***

Not Applicable.

## Tab 4

### ***Detailed description of the project.***

***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.***

Rayos Del Sol Solar Project, LLC (“Rayos Del Sol”), is the project entity formed to facilitate the development of a utility-scale photovoltaic (“PV”) solar energy project (The “Project”). Rayos Del Sol is a wholly owned subsidiary of Tradewind Energy, Inc. (“Tradewind Energy”). Tradewind Energy is one of the most successful independent renewable energy development companies in the U.S., with over 140 full-time employees. Tradewind’s team of subject matter experts in solar resource analysis, mapping systems, environmental studies, permitting, land acquisition, and power marketing places a unique emphasis on the development craft, which is unparalleled in the U.S. renewable energy market. Tradewind Energy has developed over 3 gigawatts (“GW”) of wind and solar energy facilities across 27 projects, which are either operating, in-construction, or are contracted to be in constructed, and has an 11 GW pipeline of additional projects under development.

Tradewind Energy is actively evaluating renewable energy project opportunities in locations across the United States at various stages of development.

Rayos Del Sol seeks to develop and interconnect 150 megawatts (“MW”) of power into the ERCOT market. There are no existing 312 or 313 agreements in place for the Project. Rayos Del Sol is requesting an appraised value limitation from Santa Maria ISD for a proposed solar energy project using PV solar energy panels and transmission facilities. The solar energy facility and its associated infrastructure will be constructed within Cameron County, Texas. A map showing the location of the solar energy facility is included as Attachment 11a.

The Project will have an estimated capacity of 150 MW. The Project is located on approximately 2,000 acres of contiguous land located entirely within Santa Maria ISD. Rayos Del Sol has signed leases and option agreements with property owners of the property needed to construct the Project. The Project will consist of over 1.65 MW solar PV modules, connected to form strings, which are subsequently connected in parallel and mounted on rows of horizontal, single axis trackers. The Project will also feature central power inverters and transformers to convert DC power to AC electricity. In addition to the major equipment, there will be the supporting electrical collection system and supporting facilities to be constructed and improved as necessary, as well as overhead transmission lines, a collection substation to permit the interconnection and transmission of electricity generated by the Project, and an operations and maintenance building constructed within the Project’s boundary.

Construction of the solar energy facility is proposed to begin in April 2019 and is expected to take approximately 9 to 10 months to complete, with an estimated commercial operations date by December 2019, contingent upon favorable economics for the Project.

While the solar energy resource for Cameron County, Texas is excellent, there are many favorable locations for solar energy projects that could be developed across the United States. Rayos Del Sol considers a Limitation of Appraised Value Agreement with Santa Maria ISD as a key and invaluable portion of the Project.

In today's competitive energy market, project investors and power purchasers require solar energy projects to have secured tax incentives, so that they can compete with solar energy projects across the U.S.

Solar energy facilities are operating and under development in many states throughout the country. The United States now has over 44 gigawatts ("GW") of installed solar capacity, enough to power millions of homes, according to the Solar Energy Industries Association ("SEIA"). In 2017, the U.S. solar market installed over 14 GW, primarily driven by the utility-scale PV segment. According to SEIA, over 22 states installed over 100 MW in 2016, up from just 13 in 2015. While California has historically been the largest state market, other states are growing, such as Utah, Georgia, Nevada, and North Carolina. Together with Texas, these states make up the top six markets for highest total installations in 2016.

Locations for the development of solar energy projects are abundant and the Applicant can locate a project in a wide variety of locations across the United States, should it be unable to develop a competitive project in Texas that is able to generate returns sufficient enough to attract investment capital.

As construction is one of the most significant costs in creating a solar energy facility, the physical improvements of the Project, once completed, cannot be feasibly moved to another location. The solar modules and supporting infrastructure are long-lived assets engineered and designed specifically for this Project location. The cost of installing the improvements on the site is substantial and the cost to remove, redesign, and relocate the improvements to a different location would be prohibitive.

Rayos Del Sol was formed for the express purpose of developing a photovoltaic solar energy facility that could help bring significant economic development to the area. Tradewind Energy identified Texas, and in particular Cameron County and Santa Maria ISD, for its strong solar energy resource, access to available transmission capacity and the ERCOT market, and favorable property tax incentives under the Tax Code for Chapter 312 abatement and Chapter 313 Appraised Value Limitation. For these reasons, Rayos Del Sol seeks to develop and build the proposed Project as described throughout this Application.

As of January 2018, Rayos Del Sol has one temporary meteorological tower installed on the Project site. Rayos Del Sol has invested additional capital in interconnecton studies with ERCOT,

environmental and wildlife studies, and in leasing land for the Project, among other development activities.

Should the Appraised Value Limitation be granted, Rayos Del Sol has created a development and investment plan that is capitalized to implement the Project. Without such a limitation, the Project, competing against other Texas projects that have qualified, would likely be forced to redeploy its assets and capital to other states competing for similar solar energy projects.

**Tab 5**

***Documentation to assist in determining if limitation is a determining factor.***

***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.***

**2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project?**

Rayos Del Sol Solar Project, LLC has entered into the following representative agreements and contracts for the development of a project within Santa Maria ISD:

- Grants of leases and easements covering approximately 2,000 acres;
- Interconnect Studies and Agreement; and
- Third-party contracts for development-related work, such as resource estimation, legal review, and construction planning.

**7. Is the applicant evaluating other locations not in Texas for the proposed project?**

Yes. Tradewind Energy’s management team is uniquely qualified to develop and construct PV solar energy projects in the United States with favorable solar energy resource. With a combined 17+ years of experience in the renewable energy industries, the Tradewind Energy team has a proven track record of developing, financing, and constructing large-scale renewable energy projects. Our collective experience includes over 3.56 gigawatts of wind and solar projects in the U.S., representing over \$5 billion of investment. Based on this experience, the management team evaluates all potential projects for feasibility, finance-ability, and the economic returns they represent in comparison to other project opportunities both OUTSIDE the State of Texas as well as WITHIN the State of Texas. Other locations being evaluated include, but are not limited to:

- |           |                |
|-----------|----------------|
| Alabama   | Mississippi    |
| Arkansas  | New Mexico     |
| Colorado  | North Carolina |
| Florida   | South Carolina |
| Georgia   | Ohio           |
| Illinois  | Oklahoma       |
| Indiana   | Tennessee      |
| Kansas    | Virginia       |
| Louisiana | Wisconsin      |
| Minnesota |                |

For these reasons, Tradewind Energy studies various competing sites throughout the market areas outside and inside the State of Texas where solar energy development is attractive.

Without a Value Limitation program, Tradewind Energy would seek to move to alternative sites OUTSIDE of the State of Texas.

Rayos Del Sol Solar Project, LLC is currently in a period of evaluation to determine whether the identified site in Santa Maria ISD represents the best location or whether redeployment of its development resources and capital to other power markets in the United States is more advisable. As such, the development resources necessary to advance the planned 150 MW Rayos Del Sol could be redeployed to other renewable energy development projects in other power markets in the United States.

Therefore, a 313 Limitation of Appraised Value Agreement is a vital tax incentive necessary to ensure the Project is on a level playing field with other solar energy projects with similar incentives. Without the requested limitation, the Project will be unable to generate sufficient operating margins and net income to produce economically competitive energy and associate returns necessary to attract tax and sponsor equity investment. Such third-party investment is mandatory to finance the projected capital costs of approximately \$176M needed to purchase solar modules and other infrastructure and to fund the construction of the facility.

**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?**

The information provided in this Attachment and throughout the Application has been assembled to provide the reviewer with the best possible information to make an assessment and determination of the critical nature of the Limitation on Appraised Value to the feasibility of Rayos Del Sol Solar Project, LLC.

**Tab 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 (if applicable).***

***5a. If no, attach in Tab 6 additional information on the project scope and size to assist in the economic analysis.***

All of the planned Qualified Property for the Project is solely located in Santa Maria ISD and in no other school district.

## Tab 7

### **Description of Qualified Investment**

***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(7) (Tab 7).***

The Applicant is requesting an appraised value limitation on all of the property constructed or placed upon the real property described and shown in Map Exhibit within Santa Maria ISD, which is located in Cameron County, Texas.

The property for which the Applicant is requesting an appraised value limitation shall include, but is NOT limited to, the following:

- PV modules;
- DC-to-AC inverters;
- Tracker racking system (mounting structures);
- Medium- and high-voltage electric cabling;
- Project substation, consisting of a high voltage transformer, switchgear, transmission equipment, telecommunications and SCADA equipment;
- High-voltage transmission line connecting the project to the grid (gen tie);
- Operations and maintenance (O&M) building including telecommunications and computing equipment, and spare parts;
- Meteorological equipment to measure solar irradiance and other weather conditions; and
- Associated equipment to safely operate, maintain, and deliver electricity to the grid.

Additionally, the map provided does not present the location of the improvements; however, all of the improvements that make up the amount of Qualified Investment will be made within the Project Investment Area as shown on Map Exhibit.

None of the above mentioned property is covered under an existing County Appraisal District account number.

***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).***

The Applicant intends to construct a building to house Maintenance and Operations, supplies, replacement parts and other miscellaneous related equipment. The Applicant will also be constructing an electrical substation facility for integration and transmission of power into the electrical grid.

## Tab 8

### *Description of Qualified Property*

Rayos Del Sol Solar Project, LLC plans to construct an estimated 150 MW photovoltaic solar energy facility in Cameron County, located entirely within Santa Maria ISD. The additional improvements of Qualified Property includes:

- Solar PV modules;
- DC-to-AC inverters;
- Tracker racking system (mounting structures);
- Medium- and high-voltage electric cabling;
- Project substation, consisting of a high voltage transformer, switchgear, transmission equipment, telecommunications and SCADA equipment;
- High-voltage transmission line connecting the project to the grid (gen tie);
- Operations and maintenance (O&M) building including telecommunications and computing equipment, and spare parts;
- Meteorological equipment to measure solar irradiance and other weather conditions; and
- Associated equipment to safely operate, maintain, and deliver electricity to the grid.

The exact placement of units is subject to ongoing planning, solar energy resource evaluation, engineering, and land leasing. All equipment outlined above is expected to be located within Santa Maria ISD. The final number and location of units and supporting structures will be determined before construction begins. Current plans are to install all equipment in one phase. Rayos Del Sol intends to connect to 138 kV AEP TX Line from WesMar to Rangerville. All of the infrastructure will remain within the project boundary and within the Enterprise Zone. The map in Attachment 11b shows the proposed project area with the anticipated improvement locations.

**Tab 9**

***Description of Land***

N/A

**Tab 10**

***Description of all property not eligible to become qualified property (if applicable).***

N/A

**Tab 11**

***Maps that clearly show:***

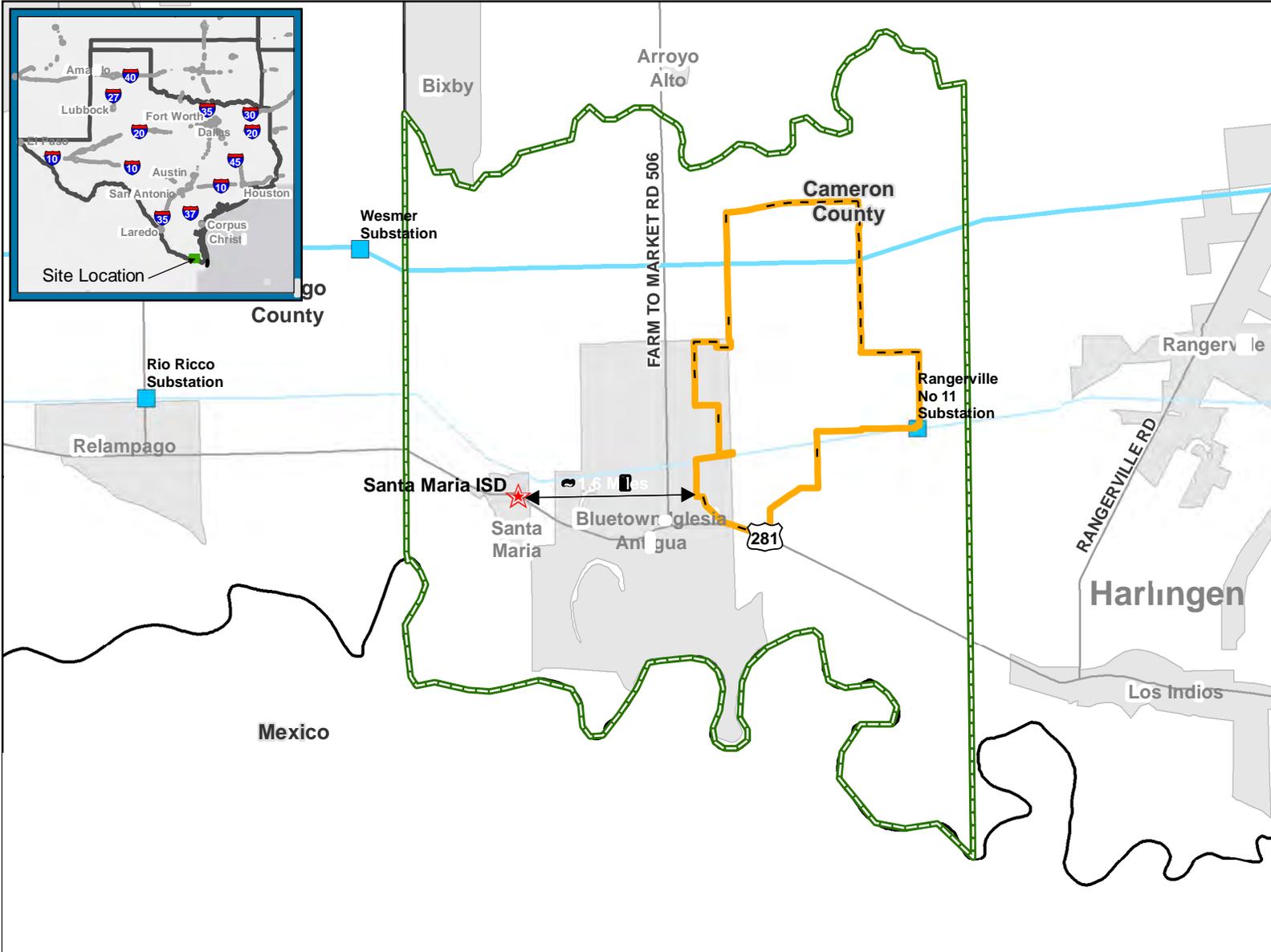
- a. Project vicinity***
- b. Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period***
- c. Qualified property including location of new buildings or new improvements***
- d. Existing property***
- e. Land location within vicinity map***
- f. Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size***

**Tab 11a**

***a. Project vicinity***

Please see attached map (Tab 11a).

# Rayos del Sol Solar Project - Project Vicinity



## Legend

- |  |                           |  |  |
|--|---------------------------|--|--|
|  | Project Boundary          |  | Santa Maria Independent School District Boundary |
|  | Substation                |  |  |
|  | <b>Transmission Lines</b> |  |  |
|  | <b>Voltage kV</b>         |  |  |
|  |                           | 138  |  |
|  |                           | 69   |  |



The following companies and organizations provided data that contributed to the production of this map.

U.S. Geological Survey (USGS)  
 Environmental Systems Research Institute (ESRI)  
 U.S. Department of Agriculture (USDA)  
 WhiteStar Corporation



Scale: 1:90,000

Date: 2/7/2018

Coordinate System:  
 GCS North American 1983

**Tab 11b**

***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***

Confidential

**Tab 11c**

- c. *Qualified property including location of new buildings or new improvements***

Confidential

**Tab 11d**

***d. Existing property***

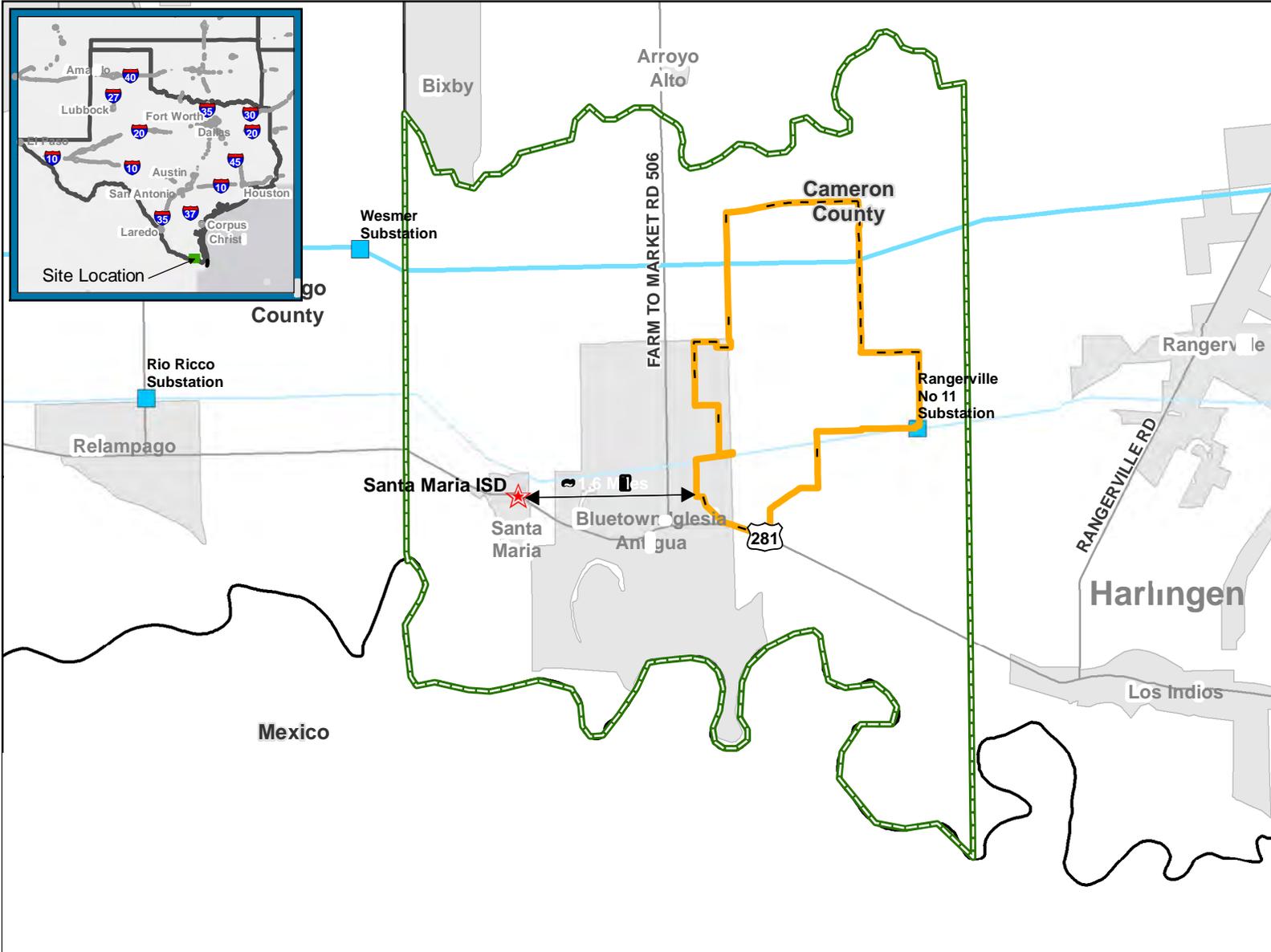
N/A

**Tab 11e**

***e. Land location within vicinity map***

Please see the attached map (Tab 11a).

# Rayos del Sol Solar Project - Project Vicinity



## Legend

- |  |                           |  |  |
|--|---------------------------|--|--|
|  | Project Boundary          |  | Santa Maria Independent School District Boundary |
|  | Substation                |  |  |
|  | <b>Transmission Lines</b> |  |  |
|  | <b>Voltage kV</b>         |  |  |
|  |                           | 138  |  |
|  |                           | 69   |  |



*The following companies and organizations provided data that contributed to the production of this map.*

U.S. Geological Survey (USGS)  
 Environmental Systems Research Institute (ESRI)  
 U.S. Department of Agriculture (USDA)  
 WhiteStar Corporation



Scale: 1:90,000

Date: 2/7/2018

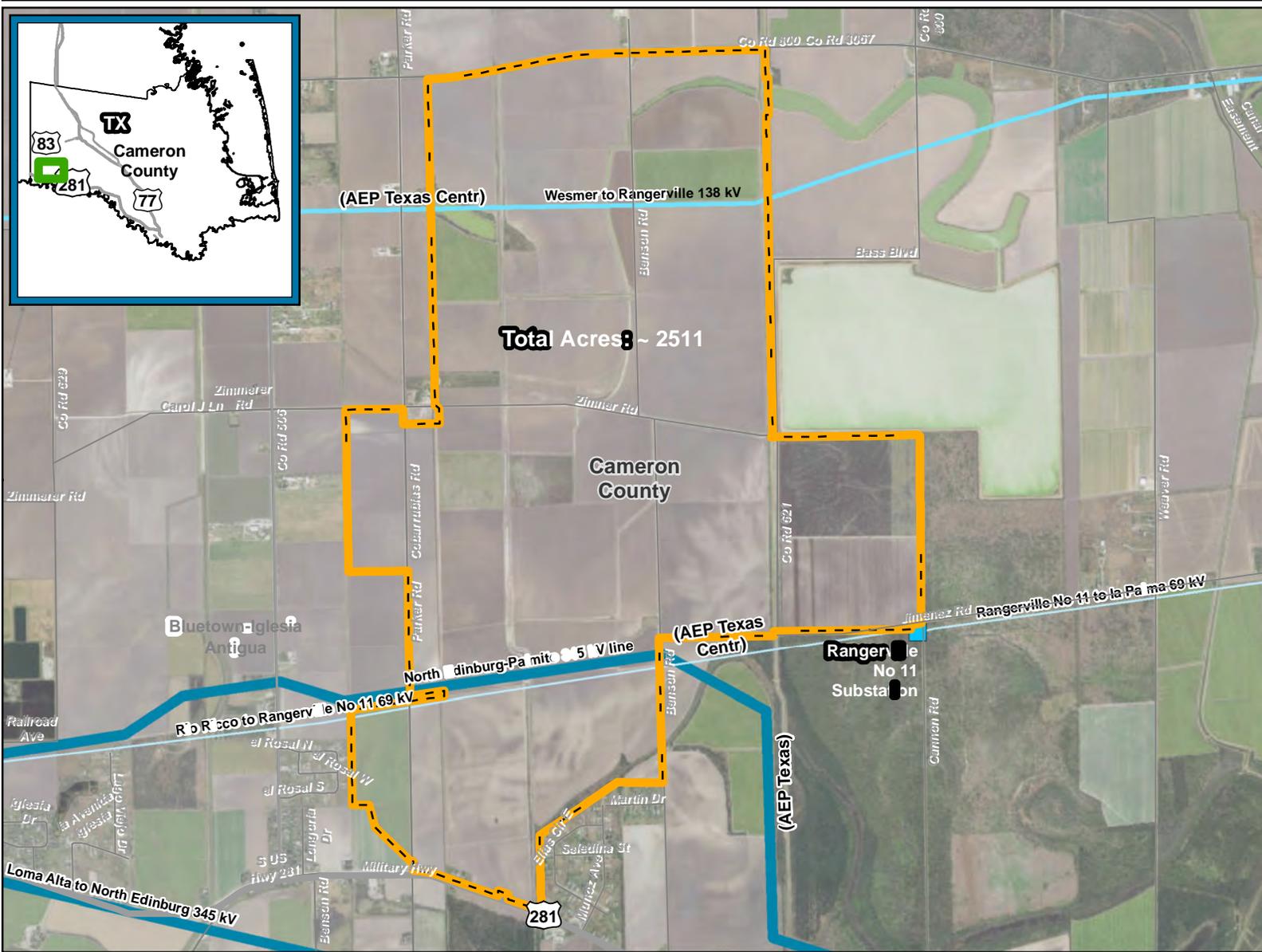
Coordinate System:  
 GCS North American 1983

**Tab 11f**

- f. Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size***

Please see the attached maps (Tabs 11a and 11b).

# Rayos del Sol Solar Project - Reinvestment Zone (150MW)



Transmission Lines

Voltage kV

69

138

345



The following companies and organizations provided data that contributed to the production of this map.

U.S. Geological Survey (USGS)  
 Environmental Systems Research Institute (ESRI)  
 U. S. Department of Agriculture (USDA)  
 WhiteStar Corporation



0 0.125 0.25 0.5  
 Miles

Scale: 1:35,000

Date: 2/7/2018

Coordinate System:  
 NAD 1983 StatePlane Texas South FIPS 4205 Feet

**Tab 12**

***Request for Waiver of Job Creation Requirement and supporting information (if applicable).***

See attached waiver request.



Rayos Del Sol Solar Project, LLC

16105 W. 113th Street, Suite 105

Lenexa, KS 66219

P: 913.888.9463

January 3, 2018

Ms. Maria Chavez  
Superintendent  
Santa Maria Independent School District  
11119 Military Road  
P.O. Box 448  
Santa Maria, TX 78592

**Re: Chapter 313 Application for Appraised Value Limitation – Job Waiver Request**

Dear Ms. Chavez,

This letter is to advise you that Rayos Del Sol Solar Project, LLC is submitting its Chapter 313 Application for Appraised Value Limitation on Qualified Property with a request for a waiver of the jobs creation requirement.

House Bill 1470 altered the jobs requirement by adding Section 313-025 (f-1) to permit a school district's board of trustees to make a finding that the job requirement could be waived if the job requirement exceeds the industry standard for the number of employees reasonably necessary for the operation of the facility of the property owner that is described in the application. Rayos Del Sol Solar Project, LLC, requests that Santa Maria ISD's Board of Trustees make such a finding, and waive the job creation requirement for the permanent jobs. Based on the industry standard, the size and scope of this project will require approximately one to two (1-2) permanent jobs.

As background information on the creation of the full-time jobs by solar energy projects, these types of 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 a solar energy project once construction operations cease and commercial operations begin. The permanent employees of a solar energy project maintain and service solar energy units, underground electrical connections, substations and other infrastructure associated with the safe and reliable operation of the project. Typically, solar PV 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 PV 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.

Sincerely,

A handwritten signature in blue ink, appearing to read "Brianna Baca", is written over a light blue circular stamp.

Brianna Baca  
Associate Developer  
Rayos Del Sol Solar Project, LLC

**Tab 13**

**Calculation of Wage Requirements – Cameron County**

**Supporting data for Section 14(7)(a)**

Average weekly wage for all jobs (all industries) in the county

Year	Period	Area	Ownership	Division	Level	Ind. Code	Industry	Avg. Weekly Wages
2017	1 <sup>st</sup> Qtr	Cameron County	Private	0	0	10	Total, All Industries	\$547.00
2017	2 <sup>nd</sup> Qtr	Cameron County	Private	0	0	10	Total, All Industries	\$544.00
2017	3 <sup>rd</sup> Qtr	Cameron County	Private	0	0	10	Total, All Industries	\$539.00
2016	4 <sup>th</sup> Qtr	Cameron County	Private	0	0	10	Total, All Industries	\$574.00
<b>Average weekly wage for previous four quarters</b>								<b>\$551.00</b>

*Source: Quarterly Employment and Wages (QCEW) data for Cameron County,  
<http://www.tracer2.com/cqi/dataanalysis/AreaSelection.asp?tableName=Industry>*

**Supporting Data for Section 14(7)(b)**

110% of the average weekly wage for manufacturing jobs in the county

Year	Period	Area	Ownership	Division	Level	Ind. Code	Industry	Avg. Weekly Wages
2017	1 <sup>st</sup> Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$915.00
2017	2 <sup>nd</sup> Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$911.00
2017	3 <sup>rd</sup> Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$916.00
2016	4 <sup>th</sup> Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$1,003.00
<b>Average weekly wage for previous four quarters</b>								<b>\$911.25</b>
<b>110% of Average Weekly Wages</b>								<b>\$1,002.38</b>

*Source: Quarterly Employment and Wages (QCEW) data for Cameron County,  
<http://www.tracer2.com/cqi/dataanalysis/AreaSelection.asp?tableName=Industry>*

**Supporting Data for Section 14(7)(c)**

110% of the average weekly wage for manufacturing jobs in the region

<b>Average Hourly Wages</b>	<b>\$17.55</b>
<b>Average Annual Wages</b>	<b>\$36,503.00</b>
<b>Average Weekly Wages @40hrs/week</b>	<b>\$702.00</b>
<b>110% of Average Weekly Wages</b>	<b>\$772.20</b>

*Source: 2016 Manufacturing Average Wages by Council of Government Region Wages for All Occupations. Project location region: 21. Lower Rio Grande Valley Development Council.  
<http://www.tracer2.com/admin/uploadedPublications/COGWages.pdf>*

## Quarterly Employment and Wages (QCEW)

[Back](#)

### D.PERIODYEAR

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Cameron County	Private	00	0	10	Total, all industries	\$547
2017	2nd Qtr	Cameron County	Private	00	0	10	Total, all industries	\$544
2017	3rd Qtr	Cameron County	Private	00	0	10	Total, all industries	\$539
2016	1st Qtr	Cameron County	Private	00	0	10	Total, all industries	\$519
2016	2nd Qtr	Cameron County	Private	00	0	10	Total, all industries	\$543
2016	3rd Qtr	Cameron County	Private	00	0	10	Total, all industries	\$566
2016	4th Qtr	Cameron County	Private	00	0	10	Total, all industries	\$574

## Quarterly Employment and Wages (QCEW)

[Back](#)

### D.PERIODYEAR

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$915
2017	2nd Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$911
2017	3rd Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$916
2016	1st Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$843
2016	2nd Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$834
2016	3rd Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$906
2016	4th Qtr	Cameron County	Private	31	2	31-33	Manufacturing	\$1,003

**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.

**Tab 14**

***Schedules A1, A2, B, C and D completed and signed Economic Impact (if applicable).***

Please see attached Schedules.

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

Date 1/3/2018  
 Applicant Name Ravos Del Sol Solar, LLC  
 ISD Name Santa Maria ISD

Form 50-296A  
 Revised May 2014

PROPERTY INVESTMENT AMOUNTS								
(Estimated Investment in each year. Do not put cumulative totals.)								
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A New investment (original cost) in <b>tangible personal property</b> placed in service during this year that will become Qualified Property	Column B New investment made during this year in <b>buildings or permanent nonremovable components of buildings</b> that will become Qualified Property	Column C Other new investment made during this year that will <u>not</u> become Qualified Property [SEE NOTE]	Column D Other new investment made during this year that may become Qualified Property [SEE NOTE]	Column E <b>Total Investment</b> (Sum of Columns A+B+C+D)
Investment made before filing complete application with district				Not eligible to become Qualified Property			[The only other investment made before filing complete application with district that may become Qualified Property is land.]	
Investment made after filing complete application with district, but before final board approval of application	0	2018-2019	2018					
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period				0.00	0.00	0.00	0.00	0.00
Complete tax years of qualifying time period	QTP1	2019-2020	2019	\$ 162,000,000.00	0.00	0.00	0.00	\$ 162,000,000.00
	QTP2	2020-2021	2020	0.00	0.00	0.00	0.00	0.00
<b>Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]</b>				\$ 162,000,000.00	0.00	0.00	0.00	\$ 162,000,000.00
				<b>Enter amounts from TOTAL row above in Schedule A2</b>				
<b>Total Qualified Investment (sum of green cells)</b>				\$ 162,000,000.00				

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.

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

Date 1/3/2018  
 Applicant Name Rayos Del Sol Solar Project, LLC  
 ISD Name Santa Maria ISD

Form 50-296A  
 Revised May 2014

PROPERTY INVESTMENT AMOUNTS									
(Estimated Investment in each year. Do not put cumulative totals.)									
				Column A	Column B	Column C	Column D	Column E	
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	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 investment made during this year that will <b>not</b> become Qualified Property (SEE NOTE)	Other investment made during this year that will become Qualified Property (SEE NOTE)	Total Investment (A+B+C+D)	
Total Investment from Schedule A1*	--	<b>TOTALS FROM SCHEDULE A1</b>			\$ 162,000,000.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 162,000,000.00
Each year prior to start of value limitation period**	1	2018-2019	2018	\$ -	\$ -	\$ -	\$ -	\$ -	
	2	2019-2020	2019	\$ 162,000,000.00	\$ -	\$ -	\$ -	\$ 162,000,000.00	
Value limitation period***	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>				\$ 162,000,000.00	\$ -	\$ -	\$ -	\$ 162,000,000.00	
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			\$ -		\$ -	
Additional years for 25 year economic impact as required by 313.026(c)(1)	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

\*\*\* 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  
 Only tangible personal property that is specifically

Column B: The total dollar amount of planned investment

Column C: Dollar value of other investment that may affect

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 1/3/2018  
 Applicant Name Rayos Del Sol Solar Project, LLC  
 ISD Name Santa Maria ISD

**Form 50-296A**

*Revised May 2014*

	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
Qualified Investment Period	1	2018-2019	2018						
	2	2019-2020	2019	N/A		\$ 162,000,000.00	\$ 162,000,000.00	\$ 162,000,000.00	\$ -
Value Limitation Period	1	2020-2021	2020	N/A	\$ -	\$ 135,270,000.00	\$ 135,270,000.00	\$ 135,270,000.00	\$ 10,000,000.00
	2	2021-2022	2021	N/A	\$ -	\$ 112,950,450.00	\$ 112,950,450.00	\$ 112,950,450.00	\$ 10,000,000.00
	3	2022-2023	2022	N/A	\$ -	\$ 94,313,625.75	\$ 94,313,625.75	\$ 94,313,625.75	\$ 10,000,000.00
	4	2023-2024	2023	N/A	\$ -	\$ 78,751,877.50	\$ 78,751,877.50	\$ 78,751,877.50	\$ 10,000,000.00
	5	2024-2025	2024	N/A	\$ -	\$ 65,757,817.71	\$ 65,757,817.71	\$ 65,757,817.71	\$ 10,000,000.00
	6	2025-2026	2025	N/A	\$ -	\$ 54,907,777.79	\$ 54,907,777.79	\$ 54,907,777.79	\$ 10,000,000.00
	7	2026-2027	2026	N/A	\$ -	\$ 45,847,994.46	\$ 45,847,994.46	\$ 45,847,994.46	\$ 10,000,000.00
	8	2027-2028	2027	N/A	\$ -	\$ 38,283,075.37	\$ 38,283,075.37	\$ 38,283,075.37	\$ 10,000,000.00
	9	2028-2029	2028	N/A	\$ -	\$ 31,966,367.93	\$ 31,966,367.93	\$ 31,966,367.93	\$ 10,000,000.00
	10	2029-2030	2029	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 10,000,000.00
Continue to maintain viable presence	11	2030-2031	2030	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	12	2031-2032	2031	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	13	2032-2033	2032	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	14	2033-2034	2033	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	15	2034-2035	2034	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2035-2036	2035	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	17	2036-2037	2036	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	18	2037-2038	2037	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	19	2038-2039	2038	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	20	2039-2040	2039	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	21	2040-2041	2040	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	22	2041-2042	2041	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	23	2042-2043	2042	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	24	2043-2044	2043	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22
	25	2044-2045	2044	N/A	\$ -	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22	\$ 26,691,917.22

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**

Date 1/3/2018  
 Applicant Name Rayos Del Sol Solar Project, LLC  
 ISD Name Santa Maria ISD

**Form 50-296A**

*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
Qualified Investment Period	1	2018-2019	2018					
	2	2019-2020	2019	200FTE's	\$41,717	N/A	2	\$ 40,154.40
Value Limitation Period <small>The qualifying time period could overlap the value limitation period.</small>	1	2020-2021	2020	N/A	N/A	0	2	\$ 40,154.40
	2	2021-2022	2021	N/A	N/A	0	2	\$ 40,154.40
	3	2022-2023	2022	N/A	N/A	0	2	\$ 40,154.40
	4	2023-2024	2023	N/A	N/A	0	2	\$ 40,154.40
	5	2024-2025	2024	N/A	N/A	0	2	\$ 40,154.40
	6	2025-2026	2025	N/A	N/A	0	2	\$ 40,154.40
	7	2026-2027	2026	N/A	N/A	0	2	\$ 40,154.40
	8	2027-2028	2027	N/A	N/A	0	2	\$ 40,154.40
	9	2028-2029	2028	N/A	N/A	0	2	\$ 40,154.40
	10	2029-2030	2029	N/A	N/A	0	2	\$ 40,154.40
Years Following Value Limitation Period	11 through 25	2030-2045	2030-2044	N/A	N/A	0	2	\$ 40,154.40

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  
 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts)  
 If yes, answer the following two questions:
- 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

**Schedule D: Other Incentives (Estimated)**

Date 1/3/2018  
 Applicant Name Rayos Del Sol Solar Project, LLC  
 ISD Name Santa Maria ISD

**Form 50-296A**  
 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: Cameron County	2020	10 Years		85%	
	City: N/A					
	Other:					
	Other:					
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:						
Other:						
<b>TOTAL</b>						

Additional information on incentives for this project:

**Tab 15**

***Economic Impact Analysis, other payments made in the state or other economic information  
(if applicable).***

Not applicable.

**Tab 16**

***Description of Reinvestment or Enterprise Zone, including:***

- a. Evidence that the area qualifies as an enterprise zone as defined by the Governor's Office***
- b. Legal description of reinvestment zone***
- c. Order, resolution or ordinance establishing the reinvestment zone***
- d. Guidelines and criteria for creating the zone***

Tab 16a

a. Evidence that the area qualifies as an enterprise zone as defined by the Governor's Office

**Enterprise Zone:**

An enterprise zone is a census tract block group that has 20% or more poverty rate based upon the most recent decennial census federal poverty level information, a distressed county, a federally designated zone or renewal community.

Source: <https://businessintexas.com/services/taxincentives?view=texas%20enterprise%20zone%20program>

Cameron County meets the guidelines as "Distressed County" under Texas Government Code Chapter 2303.003 (1-c). Where a "Distressed County" means a County:

- (A) That has a poverty rate above 15.4%;
- (B) In which at least 25.4% of the adult population does not hold a high school diploma or high school equivalency certificate; and
- (C) That has an unemployment rate that has remained above 4.9% during the preceding five years.

Cameron County meets or exceeds this criterion by the following facts of the three aforementioned criteria obtained from the federal census information as required under the Government Code 2303:

- (A) The Poverty rate in Cameron County is currently 29.1%

All Topics	Cameron County, Texas	UNITED STATES
<b>Population estimates, July 1, 2017, (V2017)</b>	NA	325,719,178
Total retail sales per capita, 2012 (c)	\$9,926	\$13,443
<b>Transportation</b>		
Mean travel time to work (minutes), workers age 16 years+, 2012-2016	20.1	26.1
<b>Income &amp; Poverty</b>		
Median household income (in 2016 dollars), 2012-2016	\$34,578	\$55,322
Per capita income in past 12 months (in 2016 dollars), 2012-2016	\$15,467	\$29,829
Persons in poverty, percent	△ 29.1%	△ 12.7%

Source: <https://www.census.gov/quickfacts/fact/table/cameroncountytexas/INC110216>

(B) The adult population that does not hold a high school diploma or high school equivalency certificate in Cameron County; persons of age 25 years+ were: 34.4% during 2012-2016.

All Topics	Cameron County, Texas	UNITED STATES
<b>Population estimates, July 1, 2017, (V2017)</b>	NA	325,719,178
Households, 2012-2016	121,290	117,716,237
Persons per household, 2012-2016	3.42	2.64
Living in same house 1 year ago, percent of persons age 1 year+, 2012-2016	90.3%	85.2%
Language other than English spoken at home, percent of persons age 5 years+, 2012-2016	74.2%	21.1%
<b>Education</b>		
High school graduate or higher, percent of persons age 25 years+, 2012-2016	65.6%	87.0%
Bachelor's degree or higher, percent of persons age 25 years+, 2012-2016	16.8%	30.3%

Source: <https://www.census.gov/quickfacts/fact/table/cameroncountytexas/INC110216>

(C) The unemployment rate in Cameron County during the preceding 5 years has been from 2013 at 9.3% to 2017 at 6.0%.



Source: [https://ycharts.com/indicators/cameron\\_county\\_tx\\_unemployment\\_rate](https://ycharts.com/indicators/cameron_county_tx_unemployment_rate)



**Tab 16b**

***b. Legal description of enterprise zone***

Please see attached.

- 1) Blocks 15 and 16 out of Randall's Irrigated Farm Subdivision out of the Adams Garden Subdivision, Cameron County, Texas.
- 2) BLOCK 22 OF THE DANA SUBDIVISION IN THE LA FERIA GRANT IN CAMERON COUNTY, TEXAS, CONTAINING 16.62 ACRES MORE OR LESS.

AND

THE NORTH 24.01 ACRES OF BLOCK 23 OF THE DANA SUBDIVISION IN THE LA FERIA GRANT IN CAMERON COUNTY, TEXAS, CONTAINING 24.01 ACRES OF LAND, MORE OR LESS.

AND

BEING THE SOUTH 9.79 ACRES OF BLOCK 23 OF THE DANA SUBDIVISION IN LA FERIA GRANT IN CAMERON COUNTY, TEXAS, CONTAINING 9.79 ACRES OF LAND, MORE OR LESS.

- 3) BEING all of Block Fourteen (14) of the Dana Subdivision in the La FERIA Grant in Cameron County, Texas, containing 13.71 acres of land, more or less.

AND

Being all of BLOCK FIVE (5) of the B.H. DUNLAP RIVER RANCH SUBDIVISION in the LA FERIA GRANT in Cameron County, Texas.

- 4) Block Thirteen (13), DANA SUBDIVISION, in La FERIA, Cameron County, Texas, according to the Map or Plat thereof recorded in Volume 7, Page 17, of the Map Records, Cameron County, Texas, containing 20.34 acres of land more or less.

AND

Block Fifteen (15), DANA SUBDIVISION, in La FERIA, Cameron County, Texas, according to the Map or Plat thereof recorded in Volume 7, Page 17, of the Map Records, Cameron County, Texas, containing 20.35 acres of land more or less.

- 5) A 945.134 acre tract of land, more or less, out of the La Gloria Tract in the La FERIA Grant, Cameron County, Texas, SAVE AND EXCEPT a 0.413 acre tract, leaving a total of 944.721 acres, said 945.134 acre tract of land being more particularly described by metes and bounds as follows:

COMMENCING at a 5/8 inch steel rod found on the Northeast corner of Block Eight (8), B.H. Dunlap River Ranch Subdivision, as recorded in Volume 11, Page 45, Map Records, Cameron County, Texas, said corner being on the centerline of Carol J. Lane (Rangerville Road-plat) a forty foot wide county road right of way easement, said corner being the Northwest corner and POINT OF BEGINNING of the tract of land herein described;

THENCE, North 89 degrees 45 minutes 25 seconds East, with the centerline of said Carol J. Road, a distance of 2,629.23 feet to a 5/8 inch steel rod found for a corner of this tract;

THENCE, South 80 degrees 45 minutes 04 seconds East, continuing with the centerline of said Carol J. Road, a distance of 1,327.01 feet to a 5/8 inch steel rod found for a corner of this tract;

THENCE, South 80 degrees 42 minutes 11 seconds East, continuing with the centerline of said Carol J. Road, a distance of 2,480.54 feet to a ½ inch steel rod found for the Northeast corner of this tract, said corner being on the West line of Adams Gardens Subdivision "A" as recorded in Volume 10, Page 1, Map Records, Cameron County, Texas;

THENCE, South 01 degrees 00 minutes 05 seconds East, with the West line of said Adams Garden Subdivision "A", a distance of 3,812.31 feet to a point for a corner of this tract, said corner being the Northeast corner of La Florida Ranch Subdivision as recorded in Volume 12, Page 39, Map Records, Cameron County, Texas;

THENCE, South 88 degrees 48 minutes 06 seconds West (South 88 degrees 58 minutes West-plat), with the North line of said La Florida Ranch Subdivision, at a distance of 25.7 feet passing a surveyor's concrete monument, at a distance of 2,131.15 feet passing a 5/8 inch steel rod found on the East right of way line of Benson Road, a total distance of 2,146.15 feet (2,146.0 feet-plat) to a 5/8 inch steel rod found on the centerline of said Benson Road for a corner of this tract, said corner being the Northwest corner of said La Florida Ranch Subdivision;

THENCE, South 01 degree 18 minutes 13 seconds East (South 01 degrees 08 minutes East-plat), with the contiguous West line of said La Florida Ranch Subdivision, and centerline of said Benson Road, a distance of 517.83 feet to a 5/8 inch steel rod found for a corner of this tract, said corner being on the South right of way line of an abandoned one hundred foot wide railroad;

THENCE, South 82 degrees 05 minutes 05 seconds West (South 82 degrees 15 minutes West-plat), with the South right of way line of said abandon railroad, a distance of 793.61 feet to a surveyor's concrete monument found for a corner of this tract;

THENCE, South 01 degree 08 minutes 07 seconds East, at a distance of 1,586.34 feet passing a ½ inch steel rod set, a total distance of 2,115.35 feet to a point for a corner of this tract;

THENCE, North 89 degrees 36 minutes 06 seconds West, a distance of 623.34 feet to a point for a corner of this tract;

THENCE, South 57 degrees 29 minutes 36 seconds West, a distance of 373.11 feet to a point for a corner of this tract;

THENCE, South 49 degrees 20 minutes 28 seconds West, a distance of 256.07 feet to a point for a corner of this tract;

THENCE, South 46 degrees 56 minutes 36 seconds West, a distance of 408.79 feet to a point for a corner of this tract;

THENCE, South 58 degrees 29 minutes 00 seconds West, a distance of 190.31 feet to a point for a corner of this tract;

THENCE, South 80 degrees 14 minutes 27 seconds West, a distance of 164.58 feet to a point for a corner of this tract;

THENCE, South 01 degree 11 minutes 09 seconds East, at a distance of 1,630.35 feet passing a ½ inch steel rod set on the North right of way line of State Highway 281 (100.00 foot right of way), a total distance of 1,683.82 feet to a point on the centerline of said State Highway 281 for the Southeast corner of this tract;

THENCE, North 70 degrees 22 minutes 46 seconds West, with the centerline of said State Highway 281, a distance of 1,776.41 feet to a point for the Southwest corner of this tract, said corner being the Southeast corner of Block Five (5), of said B.H. Dunlap River Ranch Subdivision;

THENCE, North 01 degree 06 minutes 50 seconds West, with the East line of said Block Five (5), at a distance of 53.47 feet passing a ½ inch steel rod found on the North right of way line of said State Highway 281, a total distance of 3,547.70 feet to a point for a corner of this tract, said corner being the Northeast of said Block Five (5), and Southeast corner of Block Six (6), of said B.H. Dunlap River Ranch Subdivision;

THENCE, North 01 degree 10 minutes 20 seconds West, with the East line of said Block Six (6), at a distance of 5,491.96 feet passing a 5/8 inch steel rod found on the South right of way line of said Carol J. Lane, a total distance of 5,511.96 feet (5,510.0 feet-plat) to the POINT OF BEGINNING and containing 945.134 acres of land, more or less, SAVE AND EXCEPT 0.413 acre tract, leaving a total of 944.721 acres of land.

SAVE AND EXCEPT: A 0.413 acre tract of land, more or less, out of the La Gloria Tract in the La Feria Grant, Cameron County, Texas, said 0.413 acre tract of land being more particularly described by metes and bounds as follows:

COMMENCING at a ½ inch steel rod found on the intersection of the North right of way line of said State Highway 281, and the East line of said Block Six (6), B.H. Dunlap River Ranch Subdivision;

THENCE, South 70 degrees 22 minutes 46 seconds East, with the North right of way line of said State Highway 281, a distance of 1,062.64 feet to ½ inch steel rod found for the Southwest corner and POINT OF BEGINNING of the tract of land herein described;

THENCE, North 01 degree 08 minutes 58 seconds West, a distance of 91.00 feet to a ½ inch steel rod found for the Northwest corner of this tract;

THENCE, South 70 degrees 22 minutes 46 seconds East, a distance of 211.20 feet to a ½ inch steel rod found for the Northeast corner of this tract;

THENCE, South 01 degree 08 minutes 58 seconds East, a distance of 91.00 feet to a ½ inch steel rod found on the North right of way line of said State Highway 281, for the Southwest corner of this tract;

THENCE, North 70 degrees 22 minutes 46 seconds West, with the North right of way line of said State Highway 281, a distance of 211.20 feet to the POINT OF BEGINNING and containing 0.413 acre of land, more or less.

- 6) Block 16, containing 13.78 acres of land, more or less all of Block 17, containing 13.79 acres of land, more or less, and the North Four (4) acres of Block 18, of the Dana Subdivision in the La Feria Grant in Cameron County, Texas, according to map of said subdivision recorded in Volume 7, Page 16, Map Records of Cameron County, Texas.

AND

Blocks 6 and 7, of the B. H. Dunlap River Ranch Subdivision in the La Feria Grant, in Cameron County, Texas.

1,558.64 acres in Cameron County, Texas, comprised of two Tracts:

**TRACT 1:**

Metes and bounds description of **811.26 acres** of land out of the **LA GLORIA TRACT** in the **LA FERIA GRANT** more particularly located and described as follows:

COMMENCING AT a 5/8" iron pin found on the southwest corner of Block 9, B.H. Dunlap River Ranch Subdivision [Volume 11, Page 45, Map Records of Cameron County, Texas], said 5/8" iron pin being on the intersection of Dana Road (60 foot wide easement) and Carol J. Lane (formerly known as Rangerville Road and also formerly known as Rangerville Cut-off Road) (40 foot wide road) and being the southwest corner of the tract herein described;

THENCE, along the west boundary line of said Block 9, North 00° 09' 29" West (North 00° 41' 40" West plat), a distance of 553.5 feet to a 5/8" iron pin found on the northwest corner of said Block 9, same being the southwest corner of Block 10;

THENCE, along the common line between Blocks 9 and 10, South 89° 29' 49" East (North 89° 58' East, plat), a distance of 559.44 feet to the northeast corner of Block 9, being the southeast corner of said Block 10, and **POINT OF BEGINNING** of this tract;

THENCE, along the east line of Block 10, North 00° 49' 29" West (North 01° 21' 40" West, plat), a distance of 1,976.09 feet to the northeast corner of Block 10, being the southeast corner of Block 11;

THENCE, along the east line of Block 11, North 00° 42' 49" West (North 01° 15' West, plat), a distance of 1,182.60 feet to a point for the northwest corner of this tract;

THENCE, South 86° 00' 22" East, 1,342.83 feet to a 5/8" iron pin found on the west right-of-way line of the 120 foot La Gloria Canal and Drainage Easement for a corner of this tract;

THENCE, along the west right-of-way of said Canal North 00° 38' 32" West, a distance of 1,209.06 feet to a 5/8" iron pin found on the south boundary line of a certain 747.38 acre tract, for a corner of this tract;

THENCE, North 89° 32' 58" East, a distance of 2,597.71 feet to a 60 penny nail

found on the centerline of a 30 foot wide road, for a corner of this tract;

THENCE, North 00° 43' 21" West, 1,926.60 feet to a point on the centerline of F.M. 3067, for a corner of this tract;

THENCE, along the centerline of said F.M. 3067 North 89° 21' 38" East, a distance of 2,475.00 feet to a point on the west boundary line of Adams Gardens Subdivision "A" [Volume 10, Page 1, Map Records of Cameron County, Texas] for the northeast corner of this tract;

THENCE, along the west boundary line of said Adams Gardens Subdivision "A", South 00° 27' 02" East, a distance of 7,443.90 feet to a point on the centerline of said Carol J. Lane (formerly Rangerville Road), for the southeast corner of this tract;

THENCE, along the centerline of said Carol J. Lane (formerly Rangerville Road), North 80° 11' 16" West, a distance of 2,480.64 feet calculated to a 5/8" iron pin found for a corner of this tract;

THENCE, North 80° 11' 28" West, a distance of 1,327.11 feet to a point for a corner of this tract;

THENCE, continuing along the centerline of said Carol J. Lane (formerly Rangerville Road), South 89° 59' 18" West, a distance of 2,629.62 feet calculated to a point on the southeast corner of Block 9, B.H. Dunlap River Ranch Subdivision, for a corner of this tract;

THENCE, continuing along the centerline of said Rangerville Road and the south boundary line of said Block 9, South 89° 50' 29" West, a distance of 565.77 feet to the PLACE OF BEGINNING

SAVE AND EXCEPT, all of Block 9 (7.10 acres), B.H. Dunlap River Ranch Subdivision, as recorded in Cameron County Map Records Volume 11, Page 45, Cameron County, Texas.

Being the same property conveyed by deed dated October 1, 2004, recorded at Volume 10665, Pages 1-8, Official Records of Cameron County, Texas.

## **TRACT 2:**

**747.38 acres**, being a tract of unsubdivided land out of the **LA GLORIA TRACT**, in the **LA FERIA GRANT**, Rosa Maria Hinojosa De Balli, Original Grantee, **and** a parcel, being all of **Blocks 16 and 15** and a portion of **Block 14** of **B. H. DUNLAP RIVER RANCH SUBDIVISION** in Cameron County, Texas, recorded in Volume 11, Page 45, Map Records of Cameron County, Texas, said tract being more particularly described as follows:

BEGINNING AT the northwest corner of Block 16 of B. H. DUNLAP RIVER RANCH SUBDIVISION as shown on the map thereof, recorded in Volume 11, Page 45, Map Records of Cameron County, Texas, said point being in the approximate centerline of the Arroyo Colorado channel;

THENCE, along the north line of said Block 16, with the approximate centerline of said Arroyo Colorado channel, North 63° 41' 11" East, a distance of 526.58 feet to the northeast corner of said Block 16;

THENCE, continuing along the approximate centerline of the Arroyo Colorado channel, the following courses and distances:

North 45° 25' 58" East, a distance of 195.52 feet;  
North 61° 24' 55" East, a distance of 282.85 feet;  
North 73° 33' 14" East, a distance of 214.04 feet;  
North 29° 17' 55" East, a distance of 195.96 feet;  
South 89° 34' 44" East, a distance of 130.94 feet;  
North 77° 38' 54" East, a distance of 217.50 feet;  
South 81° 44' 34" East, a distance of 90.14 feet;  
South 72° 11' 39" East, a distance of 229.44 feet;  
South 84° 04' 50" East, a distance of 50.75 feet;  
South 54° 18' 00" East, a distance of 126.00 feet;  
South 73° 43' 00" East, a distance of 201.00 feet;  
South 44° 39' 00" East, a distance of 174.00 feet;  
South 59° 22' 00" East, a distance of 335.00 feet;  
South 89° 38' 00" East, a distance of 274.00 feet;  
South 79° 23' 30" East, a distance of 233.00 feet;  
North 82° 35' 00" East, a distance of 294.00 feet;  
North 62° 22' 30" East, a distance of 317.00 feet;  
North 38° 51' 00" East, a distance of 394.00 feet;  
North 05° 59' 00" East, a distance of 198.00 feet;  
North 01° 14' 00" East, a distance of 216.00 feet;  
North 23° 32' 00" West, a distance of 248.00 feet;  
North 19° 57' 00" East, a distance of 175.00 feet;  
North 06° 15' 30" West, a distance of 282.00 feet;  
North 35° 51' 00" East, a distance of 217.00 feet;  
North 58° 17' 30" East, a distance of 219.00 feet;  
North 86° 02' 00" East, a distance of 181.00 feet;  
South 70° 27' 30" East, a distance of 147.00 feet;  
South 22° 13' 00" East, a distance of 177.00 feet;  
South 70° 17' 00" East, a distance of 259.00 feet;  
South 52° 47' 00" East, a distance of 546.00 feet;  
South 34° 37' 00" East, a distance of 615.00 feet;  
North 45° 53' 30" East, a distance of 211.00 feet;

North 45° 34' 00" East, a distance of 193.00 feet;  
South 78° 35' 00" East, a distance of 228.00 feet;  
North 66° 09' 00" East, a distance of 247.00 feet;  
North 76° 47' 00" East, a distance of 217.00 feet;  
North 38° 01' 00" East, a distance of 170.00 feet;  
North 16° 51' 00" East, a distance of 167.00 feet;  
North 01° 45' 00" East, a distance of 164.00 feet;  
North 23° 59' 00" West, a distance of 157.00 feet;  
North 58° 49' 30" West, a distance of 167.00 feet;  
North 41° 37' 00" West, a distance of 181.00 feet;  
North 48° 10' 00" West, a distance of 505.00 feet;  
North 20° 44' 00" West, a distance of 235.00 feet;  
North 13° 31' 00" West, a distance of 309.00 feet;  
North 08° 41' 00" East, a distance of 312.00 feet;  
North 15° 00' 45" East, a distance of 1157.00 feet;  
North 25° 36' 00" East, a distance of 126.00 feet;  
North 39° 49' 00" East, a distance of 397.00 feet;  
North 54° 04' 00" East, a distance of 467.00 feet to the point of intersection of said centerline of the Arroyo Colorado channel, with the northerly projection of the west line of ADAMS GARDENS SUBDIVISION "A" as shown on map thereof recorded in Volume 10, Page 1, Map Records of Cameron County, Texas;

THENCE, along said projection and with the west line of said ADAMS GARDENS SUBDIVISION "A" and the east line of this Parcel, South 00° 27' 02" East, a distance of 7,227.00 feet to a bolt, found in the centerline of an 80 foot wide road right-of-way easement for State Highway F.M. 3067;

THENCE, along the centerline of said State Highway F.M. 3067, South 89° 21' 38" West, a distance of 2,475.00 feet to a bolt, found;

THENCE, leaving said State Highway, South 00° 43' 21" East, a distance of 1,926.60 feet to a point;

THENCE, South 89° 32' 58" West, a distance of 15.0 feet to a concrete monument found, and continuing South 89° 32' 58" West, a distance of 2,462.71 feet to a 5/8" iron pin set, and continuing South 89° 32' 58" West, a distance of 120.00 feet for a total distance of 2,597.71 feet to a 5/8" iron pin set on the west line of an apparent 120 foot canal right-of-way;

THENCE, along the west line of said apparent canal right-of-way, South 00° 38' 32" East, a distance of 1,209.06 feet to a point;

THENCE, leaving said canal right-of-way, North 86° 00' 22" West, a distance of 1,342.83 feet to a 5/8" iron pin set in the east line of Block 11 of said Dunlap Subdivision;

THENCE, along the east line of Blocks 11, 12, and 13, North 00° 42' 49" West, (North 01° 15' West, plat), a distance of 1,100.00 feet to a 5/8" iron pin set and continuing along the east lines of Blocks 13 and 14, North 00° 42' 49" West, a distance of 1,471.93 feet to a point in the south right-of-way line of State Highway F.M. 3067, conveyed to the State of Texas, in Volume 900, Pages 607-614, Deed Records of Cameron County, Texas, by Condemnation Cause No. 13464, and continuing along the west line of Block 14, and crossing said right-of-way, North 00° 42' 49" West, a distance of 80.00 feet for a total distance of 2,651.93 feet to a point in the north line of said 80 foot right-of-way for State Highway F.M. 3067;

THENCE, along said north right-of-way line of State Highway F.M. 3067, South 89° 20' 11" West, a distance of 389.49 feet to a ½" iron pin found;

THENCE, continuing along said north right-of-way line, North 45° 33' 58" West, a distance of 70.33 feet (70.94 feet Deed) to a ½" iron pin found;

THENCE, continuing along said north right-of-way line, South 89° 23' 32" West, a distance of 59.24 feet to a point in the centerline of Dana Road, a 60 foot wide road easement, and being in the west line of Block 14 of said Dunlap Subdivision;

THENCE, along the centerline of said Dana Road easement and its northerly projection, and along the west line of Blocks 14, 15, and 16 of said Dunlap Subdivision, North 00° 09' 29" West, a distance of 2,412.05 feet to a ½" iron pin, found on the bank of the Arroyo Colorado and continuing North 00° 09' 29" West, a distance of 50.00 feet for a total distance of 2,462.05 feet to the POINT OF BEGINNING, and containing 747.38 acres gross, more or less; **LESS** 3.147 acres for F.M. 3067 acquired by condemnation by the State of Texas, being 744.23 acres net, more or less, being the same property conveyed by deed dated October 1, 2008, recorded at Volume 15495, Pages 140-147, Official Records of Cameron County, Texas.

800.00 acres, more or less, being a 1,558.64 acre tract. . . . . Page 1  
SAVE AND EXCEPT:

- (1) that part of a 52.69 acre tract out of said 1,558.64 acre tract lying south of the south right-of-way line of F.M. 3067 . . . . . Page 6
- (2) that part of said 1,558.64 acre tract lying north of the south right-of-way line of F.M. 3067. . . . . Page 9
- (3) the west 200.00 acres, more or less, of said 1,558.64 acre tract lying south of the south right-of-way line of F.M. 3067 and west of said 52.69 acre tract . . . . . Page 9

said 1,558.64 acres in Cameron County, Texas, comprised of two Tracts:

**TRACT 1:**

Metes and bounds description of **811.26 acres** of land out of the **LA GLORIA TRACT** in the **LA FERIA GRANT** more particularly located and described as follows:

COMMENCING AT a 5/8" iron pin found on the southwest corner of Block 9, B.H. Dunlap River Ranch Subdivision [Volume 11, Page 45, Map Records of Cameron County, Texas], said 5/8" iron pin being on the intersection of Dana Road (60 foot wide easement) and Carol J. Lane (formerly known as Rangerville Road and also formerly known as Rangerville Cut-off Road) (40 foot wide road) and being the southwest corner of the tract herein described;

THENCE, along the west boundary line of said Block 9, North 00° 09' 29" West (North 00° 41' 40" West plat), a distance of 553.5 feet to a 5/8" iron pin found on the northwest corner of said Block 9, same being the southwest corner of Block 10;

THENCE, along the common line between Blocks 9 and 10, South 89° 29' 49" East (North 89° 58' East, plat), a distance of 559.44 feet to the northeast corner of Block 9, being the southeast corner of said Block 10, and **POINT OF BEGINNING** of this tract;

THENCE, along the east line of Block 10, North 00° 49' 29" West (North 01° 21' 40" West, plat), a distance of 1,976.09 feet to the northeast corner of Block 10, being the southeast corner of Block 11;

THENCE, along the east line of Block 11, North 00° 42' 49" West (North 01° 15' West, plat), a distance of 1,182.60 feet to a point for the northwest corner of this tract;

THENCE, South 86° 00' 22" East, 1,342.83 feet to a 5/8" iron pin found on the west right-of-way line of the 120 foot La Gloria Canal and Drainage Easement for a corner of this tract;

THENCE, along the west right-of-way of said Canal North 00° 38' 32" West, a distance of 1,209.06 feet to a 5/8" iron pin found on the south boundary line of a certain 747.38 acre tract, for a corner of this tract;

THENCE, North 89° 32' 58" East, a distance of 2,597.71 feet to a 60 penny nail found on the centerline of a 30 foot wide road, for a corner of this tract;

THENCE, North 00° 43' 21" West, 1,926.60 feet to a point on the centerline of F.M. 3067, for a corner of this tract;

THENCE, along the centerline of said F.M. 3067 North 89° 21' 38" East, a distance of 2,475.00 feet to a point on the west boundary line of Adams Gardens Subdivision "A" [Volume 10, Page 1, Map Records of Cameron County, Texas] for the northeast corner of this tract;

THENCE, along the west boundary line of said Adams Gardens Subdivision "A", South 00° 27' 02" East, a distance of 7,443.90 feet to a point on the centerline of said Carol J. Lane (formerly Rangerville Road), for the southeast corner of this tract;

THENCE, along the centerline of said Carol J. Lane (formerly Rangerville Road), North 80° 11' 16" West, a distance of 2,480.64 feet calculated to a 5/8" iron pin found for a corner of this tract;

THENCE, North 80° 11' 28" West, a distance of 1,327.11 feet to a point for a corner of this tract;

THENCE, continuing along the centerline of said Carol J. Lane (formerly Rangerville Road), South 89° 59' 18" West, a distance of 2,629.62 feet calculated to a point on the southeast corner of Block 9, B.H. Dunlap River Ranch Subdivision, for a corner of this tract;

THENCE, continuing along the centerline of said Rangerville Road and the south boundary line of said Block 9, South 89° 50' 29" West, a distance of 565.77 feet to the PLACE OF BEGINNING

SAVE AND EXCEPT, all of Block 9 (7.10 acres), B.H. Dunlap River Ranch Subdivision, as recorded in Cameron County Map Records Volume 11, Page 45, Cameron County, Texas.

Being the same property conveyed by deed dated October 1, 2004, recorded at Volume

**TRACT 2:**

**747.38 acres**, being a tract of unsubdivided land out of the **LA GLORIA TRACT**, in the **LA FERIA GRANT**, Rosa Maria Hinojosa De Balli, Original Grantee, **and** a parcel, being all of **Blocks 16 and 15** and a portion of **Block 14** of **B. H. DUNLAP RIVER RANCH SUBDIVISION** in Cameron County, Texas, recorded in Volume 11, Page 45, Map Records of Cameron County, Texas, said tract being more particularly described as follows:

BEGINNING AT the northwest corner of Block 16 of B. H. DUNLAP RIVER RANCH SUBDIVISION as shown on the map thereof, recorded in Volume 11, Page 45, Map Records of Cameron County, Texas, said point being in the approximate centerline of the Arroyo Colorado channel;

THENCE, along the north line of said Block 16, with the approximate centerline of said Arroyo Colorado channel, North  $63^{\circ} 41' 11''$  East, a distance of 526.58 feet to the northeast corner of said Block 16;

THENCE, continuing along the approximate centerline of the Arroyo Colorado channel, the following courses and distances:

North  $45^{\circ} 25' 58''$  East, a distance of 195.52 feet;  
North  $61^{\circ} 24' 55''$  East, a distance of 282.85 feet;  
North  $73^{\circ} 33' 14''$  East, a distance of 214.04 feet;  
North  $29^{\circ} 17' 55''$  East, a distance of 195.96 feet;  
South  $89^{\circ} 34' 44''$  East, a distance of 130.94 feet;  
North  $77^{\circ} 38' 54''$  East, a distance of 217.50 feet;  
South  $81^{\circ} 44' 34''$  East, a distance of 90.14 feet;  
South  $72^{\circ} 11' 39''$  East, a distance of 229.44 feet;  
South  $84^{\circ} 04' 50''$  East, a distance of 50.75 feet;  
South  $54^{\circ} 18' 00''$  East, a distance of 126.00 feet;  
South  $73^{\circ} 43' 00''$  East, a distance of 201.00 feet;  
South  $44^{\circ} 39' 00''$  East, a distance of 174.00 feet;  
South  $59^{\circ} 22' 00''$  East, a distance of 335.00 feet;  
South  $89^{\circ} 38' 00''$  East, a distance of 274.00 feet;  
South  $79^{\circ} 23' 30''$  East, a distance of 233.00 feet;  
North  $82^{\circ} 35' 00''$  East, a distance of 294.00 feet;  
North  $62^{\circ} 22' 30''$  East, a distance of 317.00 feet;  
North  $38^{\circ} 51' 00''$  East, a distance of 394.00 feet;  
North  $05^{\circ} 59' 00''$  East, a distance of 198.00 feet;  
North  $01^{\circ} 14' 00''$  East, a distance of 216.00 feet;  
North  $23^{\circ} 32' 00''$  West, a distance of 248.00 feet;  
North  $19^{\circ} 57' 00''$  East, a distance of 175.00 feet;

North 06° 15' 30" West, a distance of 282.00 feet;  
North 35° 51' 00" East, a distance of 217.00 feet;  
North 58° 17' 30" East, a distance of 219.00 feet;  
North 86° 02' 00" East, a distance of 181.00 feet;  
South 70° 27' 30" East, a distance of 147.00 feet;  
South 22° 13' 00" East, a distance of 177.00 feet;  
South 70° 17' 00" East, a distance of 259.00 feet;  
South 52° 47' 00" East, a distance of 546.00 feet;  
South 34° 37' 00" East, a distance of 615.00 feet;  
North 45° 53' 30" East, a distance of 211.00 feet;  
North 45° 34' 00" East, a distance of 193.00 feet;  
South 78° 35' 00" East, a distance of 228.00 feet;  
North 66° 09' 00" East, a distance of 247.00 feet;  
North 76° 47' 00" East, a distance of 217.00 feet;  
North 38° 01' 00" East, a distance of 170.00 feet;  
North 16° 51' 00" East, a distance of 167.00 feet;  
North 01° 45' 00" East, a distance of 164.00 feet;  
North 23° 59' 00" West, a distance of 157.00 feet;  
North 58° 49' 30" West, a distance of 167.00 feet;  
North 41° 37' 00" West, a distance of 181.00 feet;  
North 48° 10' 00" West, a distance of 505.00 feet;  
North 20° 44' 00" West, a distance of 235.00 feet;  
North 13° 31' 00" West, a distance of 309.00 feet;  
North 08° 41' 00" East, a distance of 312.00 feet;  
North 15° 00' 45" East, a distance of 1157.00 feet;  
North 25° 36' 00" East, a distance of 126.00 feet;  
North 39° 49' 00" East, a distance of 397.00 feet;  
North 54° 04' 00" East, a distance of 467.00 feet to the point of  
intersection of said centerline of the Arroyo Colorado channel, with  
the northerly projection of the west line of ADAMS GARDENS  
SUBDIVISION "A" as shown on map thereof recorded in Volume  
10, Page 1, Map Records of Cameron County, Texas;

THENCE, along said projection and with the west line of said ADAMS GARDENS  
SUBDIVISION "A" and the east line of this Parcel, South 00° 27' 02" East, a  
distance of 7,227.00 feet to a bolt, found in the centerline of an 80 foot wide road  
right-of-way easement for State Highway F.M. 3067;

THENCE, along the centerline of said State Highway F.M. 3067, South 89° 21' 38"  
West, a distance of 2,475.00 feet to a bolt, found;

THENCE, leaving said State Highway, South 00° 43' 21" East, a distance of 1,926.60  
feet to a point;

THENCE, South 89° 32' 58" West, a distance of 15.0 feet to a concrete monument found, and continuing South 89° 32' 58" West, a distance of 2,462.71 feet to a 5/8" iron pin set, and continuing South 89° 32' 58" West, a distance of 120.00 feet for a total distance of 2,597.71 feet to a 5/8" iron pin set on the west line of an apparent 120 foot canal right-of-way;

THENCE, along the west line of said apparent canal right-of-way, South 00° 38' 32" East, a distance of 1,209.06 feet to a point;

THENCE, leaving said canal right-of-way, North 86° 00' 22" West, a distance of 1,342.83 feet to a 5/8" iron pin set in the east line of Block 11 of said Dunlap Subdivision;

THENCE, along the east line of Blocks 11, 12, and 13, North 00° 42' 49" West, (North 01° 15' West, plat), a distance of 1,100.00 feet to a 5/8" iron pin set and continuing along the east lines of Blocks 13 and 14, North 00° 42' 49" West, a distance of 1,471.93 feet to a point in the south right-of-way line of State Highway F.M. 3067, conveyed to the State of Texas, in Volume 900, Pages 607-614, Deed Records of Cameron County, Texas, by Condemnation Cause No. 13464, and continuing along the west line of Block 14, and crossing said right-of-way, North 00° 42' 49" West, a distance of 80.00 feet for a total distance of 2,651.93 feet to a point in the north line of said 80 foot right-of-way for State Highway F.M. 3067;

THENCE, along said north right-of-way line of State Highway F.M. 3067, South 89° 20' 11" West, a distance of 389.49 feet to a 1/2" iron pin found;

THENCE, continuing along said north right-of-way line, North 45° 33' 58" West, a distance of 70.33 feet (70.94 feet Deed) to a 1/2" iron pin found;

THENCE, continuing along said north right-of-way line, South 89° 23' 32" West, a distance of 59.24 feet to a point in the centerline of Dana Road, a 60 foot wide road easement, and being in the west line of Block 14 of said Dunlap Subdivision;

THENCE, along the centerline of said Dana Road easement and its northerly projection, and along the west line of Blocks 14, 15, and 16 of said Dunlap Subdivision, North 00° 09' 29" West, a distance of 2,412.05 feet to a 1/2" iron pin, found on the bank of the Arroyo Colorado and continuing North 00° 09' 29" West, a distance of 50.00 feet for a total distance of 2,462.05 feet to the POINT OF BEGINNING, and containing 747.38 acres gross, more or less; **LESS** 3.147 acres for F.M. 3067 acquired by condemnation by the State of Texas, being 744.23 acres net, more or less, being the same property conveyed by deed dated October 1, 2008, recorded at Volume 15495, Pages 140-147, Official Records of Cameron County, Texas.

**SAVE AND EXCEPT:**

1. That part of the following described 52.69 acre tract lying south of the south right-of-way line of F.M. 3067:

A **52.69 acre tract** of land, more or less, being 16.44 acres out of "Tract 1" and 36.25 acres out of "Tract 2", both lying within the La Gloria Tract of the **La Feria Grant** and as described by instrument of record in Volume 19652, Pages 282-292, Official Records of Cameron County, Texas, said "Tract 1" also described by instrument of record in Volume 10665, Pages 1-8, Official Records of Cameron County, Texas, and said "Tract 2" also being described by instrument of record in Volume 15495, Pages 140-147, Official Records of Cameron County, Texas, said 52.69 acre tract being more particularly described by metes and bounds as follows:

BEGINNING AT the southeast corner of said "Tract 2", said point further being the northeast corner of said "Tract 1", said point lying on the west line of Adams Gardens Subdivision "A" as shown by map of record in Volume 10, Page 1, Map Records of Cameron County, Texas, said point further lying on the centerline of F.M. 3067 (80 foot right of way) and being the **POINT OF BEGINNING** of the tract of land herein described;

THENCE, with the easterly line of said "Tract 1", the westerly line of said Adams Gardens Subdivision "A", South  $00^{\circ} 27' 02''$  East, a distance of 7,443.90 feet to a point being the southeast corner of said "Tract 1", and the southeast corner of this herein-described tract;

THENCE, with the southerly line of said "Tract 1", North  $80^{\circ} 11' 16''$  West, a distance of 24.41 feet to a point for an interior corner of this herein-described tract;

THENCE, in a northerly direction along the westerly limits of an existing drainage ditch, along the following courses and distances:

North  $00^{\circ} 59' 06''$  West, a distance of 2,785.77 feet;

North  $00^{\circ} 27' 02''$  West, a distance of 3,820.00 feet;

North  $07^{\circ} 34' 32''$  West, a distance of 80.62 feet;

North  $00^{\circ} 27' 02''$  West, at a distance of 753.70 feet passing the northerly line of said "Tract 1", the southerly line of said "Tract 2", in all a distance of 1,553.90 feet;

North  $00^{\circ} 38' 33''$  West, a distance of 343.59 feet;

North  $01^{\circ} 23' 33''$  West, a distance of 1,146.57 feet;

North  $00^{\circ} 27' 02''$  West, a distance of 867.31 feet, to a point for an interior corner of this herein-described tract;

THENCE, southerly of and approximately parallel to an existing IBWC levee, with the southerly limits of an existing drainage ditch, along the following courses and distances:

South  $44^{\circ} 07' 14''$  West, a distance of 663.50 feet to the point of curvature of a circular curve to the right having a central angle of  $55^{\circ} 18' 26''$  and a radius of 670.00 feet;

With the arc of said circular curve to the right, an arc distance of 646.75 feet to its point of tangency;

North  $80^{\circ} 34' 20''$  West, a distance of 1,002.93 feet to the point of curvature of a circular curve to the left having a central angle of  $57^{\circ} 51' 09''$  and a radius of 580.00 feet;

With the arc of said circular curve to the left an arc distance of 585.64 feet to its point of tangency;

South  $40^{\circ} 41' 47''$  West, a distance of 652.13 feet to the point of curvature of a circular curve to the right having a central angle of  $39^{\circ} 37' 51''$  and a radius of 610.00 feet;

With the arc of said circular curve to the right an arc distance of 421.93 feet, South  $81^{\circ} 12' 21''$  West, a distance of 1,609.32 feet to a point for an interior corner of this herein-described tract;

THENCE, in a southerly direction with the eastern limits of an existing drain ditch, along the following courses and distances:

South  $00^{\circ} 33' 45''$  East, a distance of 1,857.96 feet;

North  $89^{\circ} 26' 15''$  East, a distance of 101.64 feet;

South  $00^{\circ} 44' 15''$  East, at a distance of 1,640.96 feet passing the southerly line of said "Tract 2, the northerly line of said "Tract 1", in all a distance of 1,747.00 feet;

South  $89^{\circ} 17' 50''$  West, a distance of 109.37 feet;

South  $00^{\circ} 56' 33''$  East, a distance of 759.57 feet;

South  $03^{\circ} 10' 55''$  East, a distance of 506.87 feet;

South  $01^{\circ} 52' 15''$  East, a distance of 302.91 feet;

South  $00^{\circ} 27' 25''$  East, a distance of 502.62 feet;

South  $00^{\circ} 41' 34''$  East, a distance of 2,644.12 feet to a point on the southerly line of said "Tract 1", said point lying on the approximate centerline of Rangerville Road and being an exterior corner of this herein-described tract;

THENCE, with the southerly line of said "Tract 1", the centerline of said Rangerville Road, North  $89^{\circ} 38' 52''$  West, a distance of 88.10 feet for a point being the southwest corner of this herein-described tract;

THENCE, in a northerly direction along the western limits of an existing drain ditch, along the following courses and distances:

North  $00^{\circ} 58' 53''$  West, a distance of 418.78 feet;  
North  $00^{\circ} 12' 10''$  West, a distance of 1,211.53 feet;  
North  $01^{\circ} 28' 33''$  West, a distance of 1,921.96 feet;  
North  $01^{\circ} 08' 25''$  West, at a distance of 63.62 feet passing the northerly line of said "Tract 1", the southerly line of said "Tract 2", in all a distance of 549.69 feet;  
North  $00^{\circ} 25' 53''$  West, a distance of 502.79 feet;  
North  $04^{\circ} 57' 21''$  West, a distance of 101.07 feet;  
North  $00^{\circ} 38' 52''$  West, a distance of 1,737.27 feet;  
North  $04^{\circ} 37' 53''$  West, a distance of 125.59 feet;  
North  $00^{\circ} 02' 04''$  West, a distance of 1,739.45 feet to a point for an interior corner of this herein-described tract;

THENCE, along the southerly limits of an existing drain ditch, approximately parallel to said IBWC levee, South  $81^{\circ} 03' 17''$  West, a distance of 387.87 feet to a point and South  $83^{\circ} 23' 18''$  West, a distance of 1,206.94 feet and South  $74^{\circ} 38' 38''$  West, a distance of 197.42 feet to a point on the west line of said "Tract 2", said point being the most westerly southwest corner of this herein-described tract;

THENCE, with the westerly line of said "Tract 2", North  $00^{\circ} 09' 28''$  West, a distance of 93.48 feet to a point for the northwest corner of this herein-described tract;

THENCE, with the northerly limit of said existing drain ditch, approximately parallel to the said IBWC levee, along the following courses and distances:

North  $68^{\circ} 09' 09''$  East, a distance of 111.11 feet;  
North  $82^{\circ} 35' 24''$  East, a distance of 1,280.00 feet;  
North  $81^{\circ} 03' 17''$  East, a distance of 387.87 feet;  
North  $81^{\circ} 12' 21''$  East, a distance of 1,694.45 feet to the point of curvature of a circular curve to the left, having a central angle of  $39^{\circ} 37' 51''$  and a radius of 500.00 feet;  
With the arc of said circular curve to the left, an arc distance of 345.84 feet to its point of tangency;  
North  $41^{\circ} 34' 30''$  East, a distance of 652.05 feet to the point of curvature of a circular curve to the right, having a central angle of  $57^{\circ} 51' 09''$  and a radius of 680.00 feet;  
With the arc of said circular curve to the right, an arc distance of 686.61 feet to its point of tangency;  
South  $81^{\circ} 08' 37''$  East, a distance of 1,002.98 feet to the point of curvature of a circular curve to the left, having a central angle of  $55^{\circ}$

18' 26" and a radius of 560.00 feet;  
With the arc of said circular curve to the left, an arc distance of  
540.56 feet;

North 44° 46' 20" East, a distance of 879.06 feet to a point on the east line of said "Tract 2", the west line of said Adams Gardens Subdivision, said point being the northeast corner of this herein-described tract;

THENCE, with the east line of said "Tract 2", the west line of said Adams Gardens Subdivision, South 00° 27' 02" East, a distance of 3,381.01 feet to the POINT OF BEGINNING and containing **52.69 acres** of land, more or less, said 52.69 acres having been conveyed to Cameron County Drainage District No. 3 by Supplement to Donation Deed dated December 23, 2016, recorded at Volume 22849, Pages 113-120, Official Records of Cameron County, Texas.

2. That part of said 1,558.64 acre tract lying north of the south line of F.M. 3067 (formerly F.M. 800), the right-of-way for F.M. 3067 being described, all or in part in:
  - 2.1 Judgment of condemnation recorded at Volume 900, Pages 607-614, Deed Records of Cameron County, Texas (**3.147 acres** of "Tract 2").
  - 2.2 Right-of-way executed by L.J. Strieber, *et al.*, to State of Texas, dated February 27, 1970, recorded at Volume 887, Pages 513-518, Deed Records of Cameron County, Texas (Tract OL, said right-of-way being generally centered on the line common to Tracts OL and NL).
  - 2.3 Right-of-way executed by Odell Morrow and wife, Madlyn Morrow, dated January 28, 1970, recorded at Volume 883, Pages 525-528, Deed Records of Cameron County, Texas (Tract NL, said right-of-way being generally centered on the line common to Tracts OL and NL).
3. The west 200.00 acres, more or less, of said 1,558.64 acre tract lying south of the south right-of-way line of F.M. 3067, and west of the 52.69 acre tract conveyed to Cameron County Drainage District No. 3 by Supplement to Donation Deed dated December 23, 2016, recorded at Volume 22849, Pages 113-120, Official Records of Cameron County, Texas., said 200.00 acres to be determined by a survey.

**Tab 16c**

***Order, resolution or ordinance establishing the reinvestment zone***

Not Applicable.

**Tab 16d**

***Guidelines and criteria for creating the zone***

Please see attached.

STATE OF TEXAS §  
COUNTY OF CAMERON §

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COMMISSIONERS COURT OF THE COUNTY OF CAMERON, TEXAS AMENDING THE GUIDELINES AND CRITERIA GOVERNING THE TEXAS LOCAL GOVERNMENT CODE, CHAPTER 381 ECONOMIC DEVELOPMENT GRANT PROGRAM AND THE TEXAS TAX CODE CHAPTER 312, TAX ABATEMENT AGREEMENTS IN CAMERON COUNTY.**

**WHEREAS**, Cameron County, Texas (County) is considered a distressed county due to a high incidence of poverty and unemployment and comparatively lower levels of educational attainment among its population; and

**WHEREAS**, as distressed county, Cameron County qualifies as an Enterprise Zone under Chapter 2303 of the Texas Local Government Code, which permits the County to enter into tax abatement agreements for economic development purposes subject to applicable state codes, including Chapter 312 of the Texas Tax Code; and

**WHEREAS**, Chapter 381 of the Texas Local Government Code authorizes counties to establish and administer one or more economic development program to make loans and grants of public monies and provide property tax abatement to businesses that promote economic growth and create jobs; and

**WHEREAS**, a taxing unit must establish guidelines and criteria governing tax abatement agreements entered into by such unit pursuant to Section 312 in order to participate in tax abatement; and

**WHEREAS**, the guidelines and criteria adopted under Section 312 are effective for two (2) years from the date adopted unless during that period they are amended or repealed by a vote of at least three fourths of the members of the governing body of the taxing unit; and

**WHEREAS**, the Cameron County Commissioners Court finds that it is in the best interest of the County to provide, as an incentive to encourage the development of a productive business environment, tax abatement to businesses that meet certain criteria and create jobs within the County;

**NOW, THEREFORE IT RESOLVED** that pursuant to Section 312 of the Texas Tax Code and to the extent permitted by law, the County hereby establishes guidelines and criteria governing any and all Chapter 381 tax abatement agreements entered into by the County, in connection with its designation as an Enterprise Zone, which shall be effective for two (2) years from the date of the adoption of this Resolution:

**I. PURPOSE & POLICY**

- A. Cameron County encourages business, commercial, manufacturing and industrial concerns to locate, remain, and expand in the County. As a form of economic development incentive, the County offers property tax abatement to qualified companies seeking to locate or expand in the area.
- B. Tax abatement is primarily offered to manufacturing or industrial operations, but other types of businesses may be considered on a case by case basis. Final decisions on whether a project will

be considered for or will receive tax abatement will be made by the County's governing body, the Cameron County Commissioners Court.

- C. An applicant granted tax abatement under these Policies and Procedures must enter into a formal agreement with the County. The agreement shall contain all terms required by these Policies and Procedures and by state law to protect the public interest and ensure that an applicant that receives a public benefit in the form of tax abatement provides a corresponding capital investment that will stimulate economic development and generate job growth.

## **II. PROGRAM REQUIREMENTS**

To qualify for a Texas Local Government Code, grant program or a Texas Tax Code, Chapter 312 tax abatement program, a business, whether a sole proprietorship, a partnership, or corporation, must meet the following criteria:

1. The business must be engaged in the active conduct of a trade or business in the County.
2. Employees of the business must be residents of the County, at least twenty-five percent (25%) of which must be "economically disadvantaged individuals," as may be defined in the tax abatement or Chapter 381 agreement. For businesses that require a specialized and/or highly skilled labor force, there must be a requirement in the agreement for the business to work with the local workforce employment agency to develop educational and skills training programs in conjunction with local technical colleges. Additionally, the business must commit to using best efforts to fill employment positions with trainable county residents.
3. Be located wholly within the County.
4. Be and remain current on the payment of any and all taxes, of any nature, owed to the cities, school districts, and Cameron County and all remaining taxing entities within the County.
5. Conform to the requirements of applicable city ordinances and all other applicable laws and regulations of the County, state, and federal government.
6. Complete improvements including renovation, repairs, remodeling, or construction within a period of time to be approved by the County.

B. The following general guidelines and criteria shall be applicable to all Chapter 381 economic development grant program agreement or Chapter 312 tax abatement agreements executed by the County:

1. The base value of real property and personal property is never eligible for an abatement of property tax. The base value is the market value as specified by the Cameron Appraisal District (CAD) of property January 1 of the base year.
2. Only the increase in property value above the base value is eligible for tax abatement. The percentage duration of the abatement will be determined by the County based on the expected economic impact of the performances planned and proposed by the business. In no case, however, will the duration of the abatement program exceed ten (10) years.

C. An eligible business will be considered for a tax abatement program based on its expected economic impact. The following factors and the corresponding points assigned to each factor will

be used to establish economic impact and determine the amount or percentage of tax abatement a business will receive.

1. Number of permanent jobs created and maintained: assign 1 point per 5 jobs.
2. Number of construction jobs created: assign 1 point per 5 jobs.
3. Annual wages paid: assign 1 point per \$50,000 in annual payroll.
4. Value of real property improvements: assign 1 point per \$100,000 of new improvement value.
5. Value of personal property added: assign 1 point per \$100,000 of value added.
6. Amount of annual sales taxes paid: assign 1 point per \$1,000 in value.
7. Building permit fee revenue: assign 1 point per \$1,000 in value.

D. The following point table shall be used to determine the amount or percentage of abatement a business will receive on an annual basis during the abatement program.

Points for tax abatement

Year	0%	10%	20%	30%	40%	50%	60%	70%	80%	90%	100%	Pts/%
1st	2	22	42	61	81	101	121	141	160	180	200	1.98
2nd	24	45	66	87	108	129	149	170	191	212	233	2.09
3rd	46	68	90	112	134	157	179	201	223	245	267	2.21
4th	68	91	114	138	161	184	207	230	254	277	300	2.32
5th	90	114	139	163	187	212	236	260	284	309	333	2.43
6th	112	138	163	189	214	240	265	291	316	342	367	2.55
7th	134	161	187	214	240	267	294	320	347	373	400	2.66
8th	156	184	211	239	267	294	320	350	378	405	433	2.77
9th	178	207	236	265	294	323	351	380	409	438	467	2.89
10th	200	230	260	290	320	350	380	410	440	470	500	3.00

- E. Each agreement shall contain all provisions required by state law, including, but not limited to, provisions for monitoring performance and for recapturing property tax revenue lost as a result of the agreement if the business enterprise fails to perform as promised.
- F. Even if a business is deemed eligible for tax abatement, the County is under no obligation to execute an agreement. All tax abatement requests will be considered on a case by case basis.
- G. A business requesting tax abatement that is relocating from one part of the County to another will not be considered.
- H. The abatement of taxes will be based upon the impact of the creation of jobs and revenues to the County and the importance of the same to the community. Individual agreements with a business shall be structured to specifically define the methods of securing abatements in the event jobs are

created throughout the operational years included in the program. Such abatement shall be in the form of an exemption from taxes or a refund of taxes paid equal to the percentages determined by the County, as applied to the valuation set by CAD for the subject real and personal property.

- I. The County will be responsible for monitoring employment and all other applicable performance records assuring that the business complies with the terms of the agreement. Monitoring will start when the construction begins and will continue for each operational year during the term of the tax abatement agreement. The business shall be responsible for providing all information necessary for the County to adequately monitor.
- J. In the event that the business facility is completed and begins production or services, but subsequently discontinues production or service for any reason except fire, explosion or other casualty or accident or natural disaster for a period of one year during the abatement period, then the agreement shall terminate and the abatement of the taxes for the calendar year shall be paid to the County within sixty (60) days from the date of termination.
- K. Should the County determine that the business is in default according to the terms and conditions of its tax abatement agreement, the County shall notify the business in writing at the address stated in the agreement, and if such default is not cured within thirty (30) days from the date of such notice, then the agreement may be terminated.
- L. In the event that the business violates any of the terms and conditions of the abatement agreement and the agreement is terminated then all taxes previously abated by virtue of the agreement will be recaptured and paid within sixty (60) days of the termination.
- M. All tax abatements, exemptions, and refunds set forth herein are subject to the provisions of outstanding bond issues of the County. To the extent that a tax abatement or exemption conflicts with any of the provisions of such bond issues, such bond issues and the attendant documents thereto shall control.

### **III. ADDITIONAL CONSIDERATIONS**

- A. Additional factors may be considered by the County in determining whether to authorize a tax abatement agreement for incentives as a Chapter 381 economic development program, including the following.
  - 1. The financial capacity of the business to undertake and complete the proposed project.
  - 2. Other incentive programs for which the business applicant has applied or is qualified for.
  - 3. Current market conditions and growth potential for the business activity.
  - 4. Any other factors the County finds helpful and relevant to accomplishing the County's economic development objectives.
- B. Nothing contained in these Policies and Procedures shall prevent the County from clarifying, defining, or negotiating provisions of an agreement with a business.

#### **IV. APPLICATION PROCESS**

- A. An application for consideration as a tax abatement program shall be made on forms supplied by the County. An applicant may be required to provide additional information to show compliance with minimum program requirements. If the County determines minimum program requirements have been met, the applicant may present a formal request to the County for consideration by the Cameron County Commissioners Court.
- B. After a formal request is made, the Cameron County Commissioners Court may take action on the proposal as it deems appropriate. Nothing in these Policies and Procedures and nothing in the application form and process shall create any vested property interest, contract, or other legal right for a business to receive approval of program incentives.

#### **V. AGREEMENT TERMS AND CONDITIONS**

- A. A tax abatement agreement established under Chapter 312 of the Tax Code or for a Chapter 381 Program must include:
  - 1. A timetable and list of improvements or development that the program will include.
  - 2. A complete legal description of the location of the proposed project or projects included in the program.
  - 3. A schedule of the expected business performances by year of operation.
  - 4. A provision establishing the duration the agreement and amount of tax abatement for each operational year included in the program.
  - 5. A provision for benchmarks or other tangible means for measuring whether the business meets its obligations under the agreement.
  - 6. A provision providing for access to and authorizing inspection of property and the applicant's pertinent business records by County employees in order to determine compliance with the agreement.
  - 7. A provision for termination or cancellation of the agreement and/or suspension of incentives if the business is determined not to be in compliance with the agreed terms.
  - 8. A provision for recapturing County funds abated or refunded, if the business does not meet its duties and obligations under the terms of the agreement.
  - 9. A provision that allows assignment of the agreement with prior written approval of the County, provided that:
    - (a) all rights, duties, obligations and liabilities under the agreement are assigned from the assignor to the assignee; and
    - (b) the assignment is made subject and subordinate to the agreement and the Chapter 381 Policies and Procedures; and

(c) the assignment document is in a form and contains content acceptable to the Cameron County Civil Division Office.

10. Provisions relating to administration, delinquent taxes and reporting requirements.
11. A provision that the agreement may be amended by the parties to the agreement by using the same procedure for approval as is required for entering into the agreement.
12. A provision for the auditing of the program, incentives, performances, and pertinent business records and information.
13. Such other provisions that the County may deem appropriate.

**VI. SPECIAL TERMS AND CONDITIONS REGARDING INDUSTRIES WITH  
SIGNIFICANT INVESTMENT**

- A. For large investment industries, in the event that the Commissioners Court finds that a project (i) is significantly impactful to the County, and (ii) has the potential to exceed an aggregate investment of \$100 million, the Commissioners Court may deviate from the requirements of these tax abatement guidelines and criteria contained in Sections II.A., II.I., II.J., II.K., II.L. and V., so long as the deviations uphold the spirit and intent of the guidelines and the goal of promoting economic development in the County.

**PASSED AND APPROVED BY A THREE-FOURTHS VOTE OR MORE THIS \_\_\_\_\_  
DAY OF SEPTEMBER, 2017, BY THE COMMISSIONERS COURT OF CAMERON  
COUNTY, TEXAS**

\_\_\_\_\_  
Eddie Treviño, Jr. County Judge

\_\_\_\_\_  
Sofia C. Benadvides  
Pct. 1 Commissioner

\_\_\_\_\_  
Alex Dominguez  
Pct. 2 Commissioners

\_\_\_\_\_  
David A. Garza  
Pct. 3 Commissioner

\_\_\_\_\_  
Gus Ruiz  
Pct. 4 Commissioner

Attest:

\_\_\_\_\_  
Sylvia Perez, County Clerk

**Tab 17**

***Signature and Certification Page, signed and dated by Authorized School District Representative and Authorized Company Representative (applicant).***

Please 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

Maria Chavez

Print Name (Authorized School District Representative)

Superintendent

Title

sign here

*Maria Chavez*  
Signature (Authorized School District Representative)

Date

2/16/18

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

Geoff A. Coventry

Print Name (Authorized Company Representative (Applicant))

Vice President

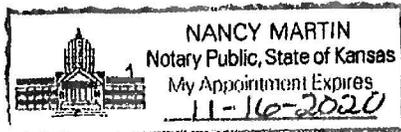
Title

sign here

*Geoff A. Coventry*  
Signature (Authorized Company Representative (Applicant))

Date

2-16-18



(Notary Seal)

GIVEN under my hand and seal of office this, the

16<sup>th</sup> day of February, 2018

*Nancy Martin*  
Notary Public in and for the State of Texas Kansas nm

My Commission expires: 11-16-2020

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.