

# O'HANLON, DEMERATH & CASTILLO

ATTORNEYS AND COUNSELORS AT LAW

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March 28, 2019

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

RE: Amendment001 to the Application of 225DD 8me LLC to the Paint Rock Independent School District

To the Local Government Assistance & Economic Analysis Division:

Enclosed is Amendment001 to the Application of 225DD 8me LLC to the Paint Rock Independent School District. The following changes have been made:

1. Updated Section 9: Project Timeline – Question One
2. Updated Section 9: Project Timeline – Question Seven
3. Updated Tab 11, Maps

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

Sincerely,



Kevin O'Hanlon  
School District Consultant

Cc: Concho County Appraisal District  
225DD 8me LLC

SECTION 9: Projected Timeline

- 1. Application approval by school board August 1, 2019
2. Commencement of construction March 1, 2020
3. Beginning of qualifying time period January 1, 2020
4. First year of limitation January 1, 2021
5. Begin hiring new employees March 1, 2021
6. Commencement of commercial operations June 1, 2021
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)? [X] 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? June 1, 2021

SECTION 10: The Property

- 1. Identify county or counties in which the proposed project will be located Concho County
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property Concho CAD
3. Will this CAD be acting on behalf of another CAD to appraise this property? [ ] Yes [X] 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: Concho, .7442, 100% (Name, tax rate and percent of project)
City: N/A (Name, tax rate and percent of project)
Hospital District: Concho Co. Hsp. Dist. .275, 100% (Name, tax rate and percent of project)
Water District: Lipan Kickapoo, .0103, 100% (Name, tax rate and percent of project)
Other (describe): Lateral Road, .157086, 100% (Name, tax rate and percent of project)
Other (describe): N/A (Name, tax rate and percent of project)
5. Is the project located entirely within the ISD listed in Section 1? [X] 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 [X] 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/.

- 1. At the time of application, what is the estimated minimum qualified investment required for this school district? 10,000,000.00
2. What is the amount of appraised value limitation for which you are applying? 20,000,000.00
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)? [X] 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? [X] Yes [ ] No

# 225DD 8me LLC

Project Boundary within Reinvestment Zone

Amendment One (3/19/2019)

**Legend**

-  Project Boundary
-  Reinvestment Zone

Glassmeyer-St

Reinvestment Zone  
(red border)

Project Boundary  
(yellow outline)

83



# 225DD 8me LLC

Project Boundary

Amendment One (3/19/2019)

## Legend

 Project Boundary

Project Boundary  
(yellow outline)

83



# 225DD 8me LLC

Reinvestment Zone

Amendment One (3/19/2019)

## Legend

 Reinvestment Zone

Reinvestment Zone  
(red border)

Grassmeyer St

83



# 225DD 8me LLC

Project Boundary & Reinvestment Zone within Paint Rock ISD

Amendment One (3/19/2019)

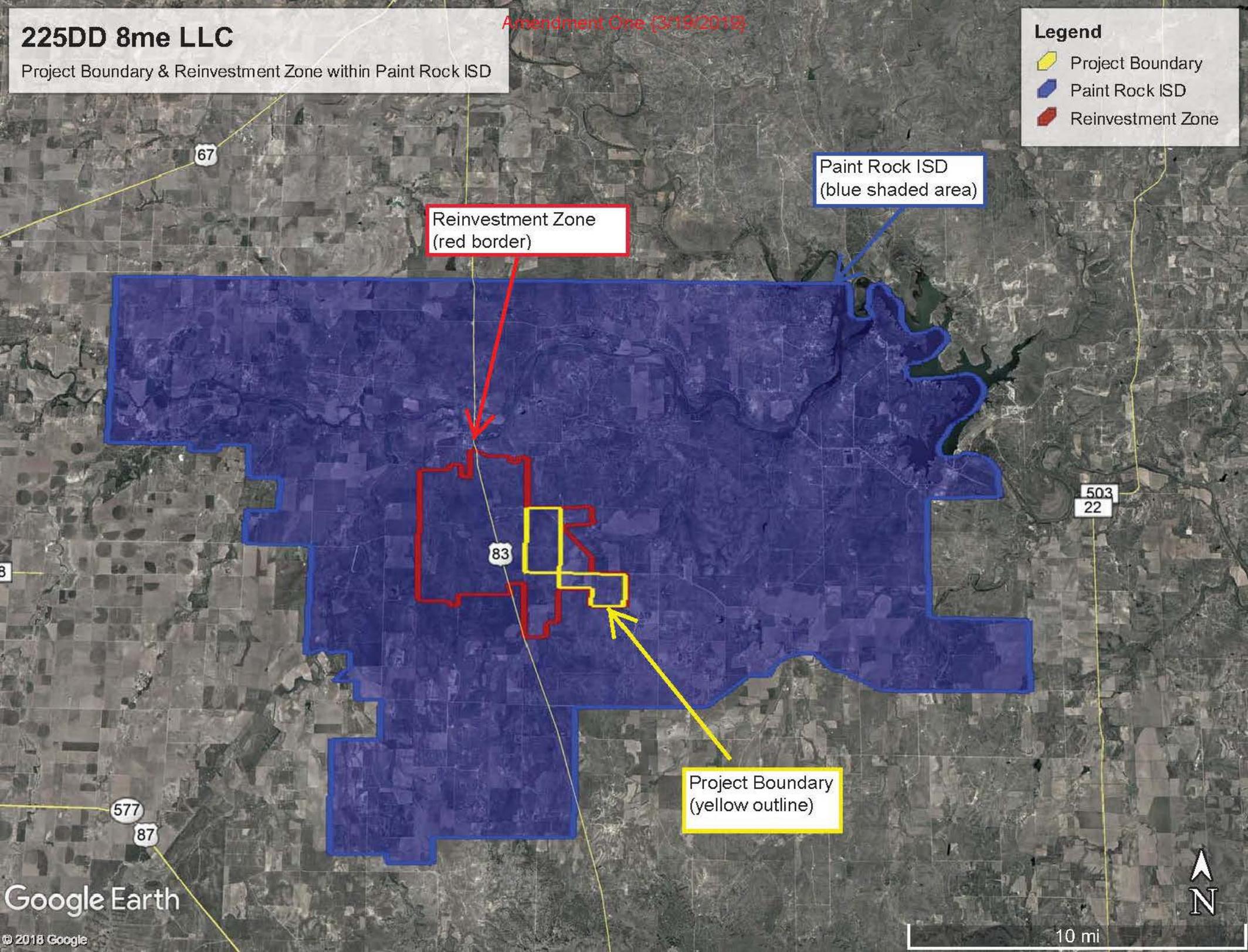
**Legend**

-  Project Boundary
-  Paint Rock ISD
-  Reinvestment Zone

Paint Rock ISD  
(blue shaded area)

Reinvestment Zone  
(red border)

Project Boundary  
(yellow outline)



# 225DD 8me LLC

Project Boundary & Reinvestment Zone within Paint Rock ISD & Concho County

Amendment One (3/19/2019)

**Legend**

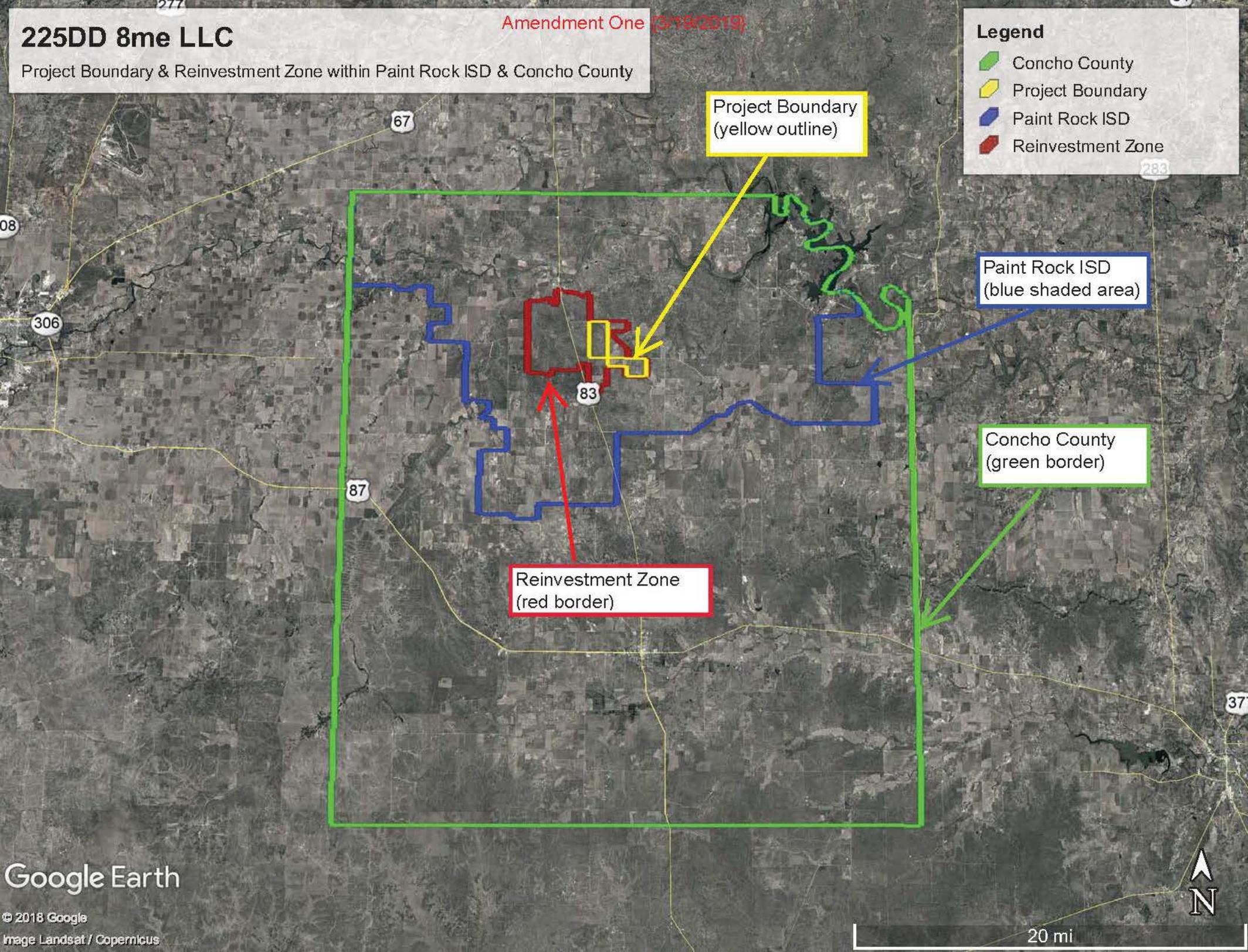
- Concho County (green border)
- Project Boundary (yellow outline)
- Paint Rock ISD (blue shaded area)
- Reinvestment Zone (red border)

Project Boundary  
(yellow outline)

Paint Rock ISD  
(blue shaded area)

Concho County  
(green border)

Reinvestment Zone  
(red border)



Amendment One {3/19/2019}

Texas Comptroller of Public Accounts

Data Analysis and Transparency Form 50-296-A

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 ▶ RON CLINE SUPERINTENDENT, PAINT ROCK ISD
Print Name (Authorized School District Representative) Title
sign here ▶ [Signature] 3/25/2019
Signature (Authorized School District Representative) Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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

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

print here ▶ THOMAS BUTTGENBACH PRESIDENT
Print Name (Authorized Company Representative (Applicant)) Title
sign here ▶ [Signature] 3/21/2019
Signature (Authorized Company Representative (Applicant)) Date

GIVEN under my hand and seal of office this, the See attached
day of
Notary Public in and for the State of Texas
My Commission expires:

(Notary Seal)

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

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

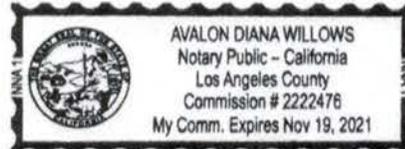
State of California  
County of Los Angeles

On March 21, 2019 before me, Avalon Diana Willows, Notary Public,  
(insert name and title of the officer)

personally appeared Thomas Hubertus Buttgenbach  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.



Signature Avalon Willows (Seal)