

APPLICATION FOR APPRAISED VALUE LIMITATION ON QUALIFIED PROPERTY (Tax Code, Chapter 313, Subchapter B or C)

	Date application filed with district (To be filled in by school district)		
School district name LA PORTE ISD	22 JAN 10		
Address 1002 SAN JACINTO STREET, LA PORTE, TX 77571	Phone (area code and number) (281) 604-7015		
<p>This form applies to property that meets the requirements of Tax Code Chapter 313. This completed application must be filed with the school district. If the governing body decides to consider this application, the school district must immediately forward three copies of the application to the Comptroller of Public Accounts and request that the Comptroller provide an economic impact evaluation of the application to the school district. 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 Texas Administrative Code Rule 9.1054, to provide information required by the application form that was unavailable prior to the filing date. The school district must forward the supplemental or amended information to the comptroller and the appraisal district. The school board shall approve or disapprove this application before the 121st day from the application filing date, unless an extension is granted.</p>			
Step 1: Applicant name and address	Only entities to which Tax Code Chapter 171 applies are eligible for appraised value limitations on qualified property.		
	Applicant name: AIR LIQUIDE LARGE INDUSTRIES U.S. LP		
	Mailing address: 2700 POST OAK BLVD., SUITE 1800		
	Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits): 32035542425	City, State: HOUSTON, TX	ZIP code + 4: 77056-0000
	Name of person preparing this application: D. DALE CUMMINGS	Title: AGENT	
	Phone (area code and number): (713) 266-4456		
Step 2: Describe the property.	(A) Attach the following items to this application:		
	<ol style="list-style-type: none"> 1. A specific description of all property for which you are requesting an appraised value limitation as defined by Tax Code §313.021(2). Include a description of the land, describe each proposed improvement, and each proposed item of personal property for which you are seeking a limitation. Include each existing appraisal district account number and the legal description of the land, attach a detailed map showing the actual or proposed location of the land and proposed improvements and showing the actual or proposed boundaries and size of the reinvestment zone or enterprise zone in which the property will be located. Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone (if applicable). 2. A fully 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. 3. A map of the reinvestment zone boundaries, certified to be accurate by either the governmental entity creating the zone, the local appraisal district, or a licensed surveyor. 		
	(B) Answer the following questions:		
	<ol style="list-style-type: none"> 1. What is the first tax year of your proposed qualifying time period (as defined by Tax Code §313.021(4))? <u>2011</u> 2. What is the amount of qualified investment, as defined by Tax Code §313.021(1), that will be made during the 2-year qualifying time period? <u>\$ 235,000,000</u> 3. What is the amount of appraised value limitation for which you are applying? <u>\$ 30,000,000</u> 		
<p>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 rural, and the school district's property value. For assistance in determining these minimums, access the comptroller's Web site at http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.</p>			

Step 3:
Answer these
questions about
property and job
qualifications.

1. Do you propose to construct a new building or to erect or affix a new improvement after the date you submit this application? Yes No
2. Will all of the property for which you are requesting an appraised value limitation be free of a tax abatement agreement entered into by a school district for the duration of the qualifying time period, and for the duration of the appraised value limitation? Yes No
3. Is the land on which you propose new construction or improvement currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? Yes No
 - 3(a) If you answered "no" to the question above, are you seeking an agreement with a taxing unit that, prior to the first day of the qualifying time period, will result in a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvement? Yes No
 Date of anticipated agreement? APRIL 1, 2010
4. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or 313.053 for rural school districts) for the relevant school district category? Yes No
5. On the land and in connection with the new building or other improvement, do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts)? Yes No
6. Will at least 80 percent of all the new jobs created by the property owner be qualifying jobs as defined by Tax Code §313.021(3)? Yes No
 - 6(a) If you answered "yes" to the question above, attach documentation from the Texas Workforce Commission that the new qualifying jobs meet the requirements of Tax Code §313.021(3)(E) or 313.051(b).
7. Do you intend to request that the governing body waive the minimum jobs creation requirement, as provided under Tax Code §313.025(f-1)? Yes No
 - 7(a) If you answered "yes" to the question above, attach evidence documenting that the job creation requirement (5) above exceeds the number of employees necessary for the operation, according to industry standards.
8. Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be placed in service for the first time
 - a) in or on the new building or other new improvement for which you are applying for an appraised value limitation, or
 - b) if not in or on the new building or other new improvement for which you are applying for an appraised value limitation, is the personal property necessary and ancillary to the business conducted in the new building or other new improvement, and is the personal property on the same parcel of land as the building for which you are applying for an appraised value limitation? Yes No N/A
 ["First placed in service" means the first use of the property by the taxpayer.]
9. The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities as defined by Tax Code §313.024(b):
 - manufacturing; Yes No
 - research and development Yes No
 - a clean coal project; Yes No
 - an advanced clean energy project Yes No
 - renewable energy electric generation; Yes No
 - electric power generation using integrated gasification combined cycle technology; or Yes No
 - nuclear electric power generation Yes No
10. Are you an entity to which Tax Code, Chapter 171 applies? Yes No

**Step 4:
Answer these
questions
about invest-
ment, prop-
erty value and
employment.**

1. Will the investment in real or personal property you propose to be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? Yes No
2. Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? Yes No N/A
3. If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property described above? Yes No N/A
4. Will you own the property or lease the property under a capitalized lease? If leased, attach a copy of the lease agreement..... Yes No
5. Are you including property that is owned by a person other than the applicant and that is pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? Yes No

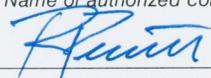
**Step 5:
Economic
Impact**

- Please answer the following questions.
1. Applicant's 6-digit North American Industry Classification System (NAICS) code:..... 325,120
 2. Is Schedule A completed for all years and attached? Yes No
 3. Is Schedule B completed for all years and attached? Yes No
 4. Is Schedule C completed for all years and attached? Yes No
 5. Total number of new jobs that will have been created when fully operational: 13
 6. Total number of new jobs identified in (5) above that will have wages greater than 110 percent of the county average weekly wage for manufacturing jobs*: 11
 7. Total number of new jobs identified in (5) above that will meet all the criteria for "qualifying jobs" as specified in Tax Code §313.021(3): 11
 8. Describe each type of benefits to be offered to qualifying jobholders. Explain.
Air Liquide will provide health insurance benefits required by Tax Code 313.021(3), 401(k) savings plan, and vacation benefits

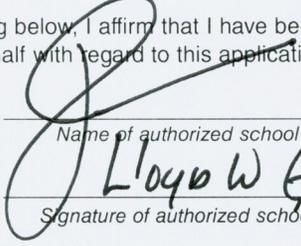
 - 8(a) Will the jobs created offer at least 80 percent of the premiums or other charges assessed for employee-only coverage under the group health benefit plan for qualifying jobholders? Yes No
 9. Describe the ability of your company to locate or relocate in another state or another region of the state.
Air Liquide operates industrial gas facilities worldwide and has the ability to locate in any area of the state with demand for industrial gases. It has the ability to relocate in any state in the U.S. with demand for industrial gases.

 10. Describe the current economic condition of the region of the state where the property is located.
The greater Houston area is experiencing a significant recession. Industrial production has fallen to lows not seen since the early 1980's. Business conditions are extremely weak due to lack of consumer demand and lack of available credit.

*Applicants to rural school districts that are not located in an SIA [see §313.051(a)(2)] must meet the regional wage standard described in 313.051(b).

Step 6: Applicant sign and date application.	By signing this application, you certify that this information is true and correct to the best of your knowledge and belief. Also by signing this application, you agree to respond promptly to all information requests made by the comptroller under Tax Code §313.032 and to send updated contact information to the comptroller throughout the agreement period.	
	print here → Roger Perreault <i>Name of authorized company officer</i>	President <i>Title</i>
	sign here →  <i>Signature of authorized company officer</i>	1/18/2010 <i>Date</i>
On behalf of	Air Liquide Large Industries U.S. LP <i>Name of corporation/company</i>	

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 §37.10.

Step 7: School district official sign and date application.	By signing below, I affirm that I have been delegated the authority by the school district governing body to act on its behalf with regard to this application for a limitation on appraised value.	
	print here →  <i>Name of authorized school district official</i>	Supt. of Schools <i>Title</i>
	sign here → Lloyd W. GRAHAM <i>Signature of authorized school district official</i>	22 JAN 10 <i>Date</i>
On behalf of	LA PORTE ISD <i>Name of school district</i>	

SCHEDULE A: INVESTMENT

PROPERTY INVESTMENT AMOUNTS (\$)						
(Estimated investment in each year. Do not put cumulative totals.)						
	Year	Column A: Tangible Personal Property: the amount of new investment (original cost) placed in service during this year	Column B: Building or permanent nonremovable component of building (annual amount only)	Column C: Sum of A and B--Qualifying investment (during the qualifying time period)	Column D: Other investment that is not qualified investment but investment affecting economic impact and total value	Column E: Total Investment (A+B+D)
	pre-year 1'	\$ 92,000,000	\$ 2,000,000	\$ -	\$ -	\$ 94,000,000
	1	\$ 138,000,000	\$ 3,000,000	\$ 141,000,000	\$ -	\$ 141,000,000
	2			\$ -	\$ -	\$ -
	3			\$ -	\$ -	\$ -
	4			\$ -	\$ -	\$ -
	5			\$ -	\$ -	\$ -
	6			\$ -	\$ -	\$ -
	7			\$ -	\$ -	\$ -
	8			\$ -	\$ -	\$ -
	9			\$ -	\$ -	\$ -
	10			\$ -	\$ -	\$ -
	11			\$ -	\$ -	\$ -
	12			\$ -	\$ -	\$ -
	13			\$ -	\$ -	\$ -
Tax Credit Period (with 50% cap on credit)	Value Limitation Period					
Credit Settle-Up Period	Continue to Maintain Viable Presence					

"Pre-Year 1" is the time period after the applicant has applied to the district and before January 1 of the first tax year of the qualifying time period. Qualifying Time Period is the first two tax years beginning after the date of the approval of the application (the agreement).

Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment- as defined in Tax Code §313.021(1)(A)-(D). For the purposes of investment, please list amount invested each year, not cumulative totals.
 [For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].
 Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code §313.021(1)(E).
 For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or non-removable components of buildings.

Column D: Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value.
 The most significant example for many projects would be land. Others may choose to include items such as professional services, etc.
 Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

This schedule must be submitted with the original application, any agreement addendum, any reporting of replacement property, and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SCHEDULE B: ESTIMATED MARKET AND TAXABLE VALUE

All figures here are to be cumulative

	Year	Qualified Property			Reductions from market value (exemptions, etc)			Estimated Taxable Value	
		Column A: Estimated Market Value of Land	Column B: Estimated Total Market Value of new buildings or other new improvements	Column C: Estimated Total Market Value of tangible personal property in the new building or "in improvement"	D: Due to pollution control property (estimated or actual as appropriate)	E: Due to other exemptions	F: Estimated total taxable value for I&S: (A+B+C)-(D+E)	G: Estimated total taxable value for M&O: (Column F amount with the limitation value in years 3-10)	
	pre-year 1	\$ 1,532,120	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,532,120	\$ 1,532,120
	1	\$ 1,532,120	\$ 1,000,000	\$ 46,000,000	\$ 4,700,000	\$ -	\$ -	\$ 43,832,120	\$ 43,832,120
	2	\$ 1,532,120	\$ 5,000,000	\$ 230,000,000	\$ 23,500,000	\$ -	\$ -	\$ 213,032,120	\$ 213,032,120
	3	\$ 1,532,120	\$ 4,850,000	\$ 223,100,000	\$ 22,795,000	\$ -	\$ -	\$ 206,687,120	\$ 30,000,000
	4	\$ 1,532,120	\$ 4,704,500	\$ 216,407,000	\$ 22,111,150	\$ -	\$ -	\$ 200,532,470	\$ 30,000,000
	5	\$ 1,532,120	\$ 4,563,400	\$ 209,914,800	\$ 21,447,820	\$ -	\$ -	\$ 194,562,500	\$ 30,000,000
	6	\$ 1,532,120	\$ 4,426,500	\$ 199,419,100	\$ 20,384,560	\$ -	\$ -	\$ 184,993,160	\$ 30,000,000
	7	\$ 1,532,120	\$ 4,293,700	\$ 189,448,100	\$ 19,374,180	\$ -	\$ -	\$ 175,899,740	\$ 30,000,000
	8	\$ 1,532,120	\$ 4,164,900	\$ 179,975,700	\$ 18,414,060	\$ -	\$ -	\$ 167,258,660	\$ 30,000,000
	9	\$ 1,532,120	\$ 4,040,000	\$ 170,976,900	\$ 17,501,690	\$ -	\$ -	\$ 159,047,330	\$ 30,000,000
	10	\$ 1,532,120	\$ 3,918,800	\$ 162,428,100	\$ 16,634,690	\$ -	\$ -	\$ 151,244,330	\$ 30,000,000
	11	\$ 1,532,120	\$ 3,801,200	\$ 150,246,000	\$ 15,404,720	\$ -	\$ -	\$ 140,174,600	\$ 140,174,600
	12	\$ 1,532,120	\$ 3,687,200	\$ 138,977,600	\$ 14,266,480	\$ -	\$ -	\$ 129,930,440	\$ 129,930,440
	13	\$ 1,532,120	\$ 3,576,600	\$ 128,554,300	\$ 13,213,090	\$ -	\$ -	\$ 120,449,930	\$ 120,449,930
Tax Credit Period (with 50% cap on credit)									
Credit Settle-Up Period									

This schedule must be submitted with the original application, any agreement addendum, any reporting of replacement property, and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SCHEDULE C: EMPLOYMENT INFORMATION

	Year	Construction		Permanent New Jobs		Qualifying Jobs		Existing Jobs	
		Number of Construction FTE's or man-hours (specify)	Average wage rates for construction workers (Annualized)	Total number of permanent full-time new jobs created by the applicant	Average wage rate for all permanent new jobs for each year	Total number of permanent new qualifying jobs with wages greater than 110% of the county average weekly manufacturing wage*	Total number of permanent qualifying jobs meeting all criteria of Sec. 313.021(3)	Number of permanent existing jobs prior to application	
	pre-year 1	350 FTE	\$ 105,280	0	\$ -	0	0	0	
	1	350 FTE	\$ 105,280	0	\$ -	0	0	0	
	2	0		13	\$ 71,000	11	11	0	
	3	0		13	\$ 71,000	11	11	0	
	4	0		13	\$ 71,000	11	11	0	
	5	0		13	\$ 71,000	11	11	0	
	6	0		13	\$ 71,000	11	11	0	
	7	0		13	\$ 71,000	11	11	0	
	8	0		13	\$ 71,000	11	11	0	
	9	0		13	\$ 71,000	11	11	0	
	10	0		13	\$ 71,000	11	11	0	
	11	0		13	\$ 71,000	11	11	0	
	12	0		13	\$ 71,000	11	11	0	
	13	0		13	\$ 71,000	11	11	0	
Tax Credit Period (with 50% cap on credit)	Value Limitation Period								
Credit Settle-Up Period	Continue to Maintain Viable Presence								

This schedule must be submitted with the original application, any agreement addendum, any reporting of replacement property, and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual employment data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SCHEDULE B-3676 (Temporary - July 2009): ESTIMATED MARKET AND TAXABLE VALUE

All figures here are to be cumulative

	Year	Qualified Property			Reductions from market value (exemptions, etc)		Estimated Taxable Value	
		Column A: Estimated Market Value of Land	Column B: Estimated Market Value of new buildings or other new improvements	Column C: Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement"	D: Due to pollution control property (estimated or actual as appropriate)	E: Due to other exemptions	F: Estimated total taxable value for I&S: (A+B+C)-(D+E)	G: Estimated total taxable value for M&O: (Column F amount with the limitation value in years 3-10)
	pre-year 1	\$ 1,532,120	\$ -	\$ -	\$ -	\$ -	\$ 1,532,120	\$ 1,532,120
	1	\$ 1,532,120	\$ 1,000,000	\$ 46,000,000	\$ 4,700,000	\$ -	\$ 43,832,120	\$ 43,832,120
	2	\$ 1,532,120	\$ 5,000,000	\$ 230,000,000	\$ 23,500,000	\$ -	\$ 213,032,120	\$ 213,032,120
	3	\$ 1,532,120	\$ 4,850,000	\$ 223,100,000	\$ 22,795,000	\$ -	\$ 206,687,120	\$ 206,687,120
	4	\$ 1,532,120	\$ 4,704,500	\$ 216,407,000	\$ 22,111,150	\$ -	\$ 200,532,470	\$ 200,532,470
	5	\$ 1,532,120	\$ 4,563,400	\$ 209,914,800	\$ 21,447,820	\$ -	\$ 194,562,500	\$ 194,562,500
	6	\$ 1,532,120	\$ 4,426,500	\$ 199,419,100	\$ 20,384,560	\$ -	\$ 184,993,160	\$ 184,993,160
	7	\$ 1,532,120	\$ 4,293,700	\$ 189,448,100	\$ 19,374,180	\$ -	\$ 175,899,740	\$ 175,899,740
	8	\$ 1,532,120	\$ 4,164,900	\$ 179,975,700	\$ 18,414,060	\$ -	\$ 167,258,660	\$ 167,258,660
	9	\$ 1,532,120	\$ 4,040,000	\$ 170,976,900	\$ 17,501,690	\$ -	\$ 159,047,330	\$ 159,047,330
	10	\$ 1,532,120	\$ 3,918,800	\$ 162,428,100	\$ 16,634,690	\$ -	\$ 151,244,330	\$ 151,244,330
	11	\$ 1,532,120	\$ 3,801,200	\$ 150,246,000	\$ 15,404,720	\$ -	\$ 140,174,600	\$ 140,174,600
	12	\$ 1,532,120	\$ 3,687,200	\$ 138,977,600	\$ 14,266,480	\$ -	\$ 129,930,440	\$ 129,930,440
	13	\$ 1,532,120	\$ 3,576,600	\$ 128,554,300	\$ 13,213,090	\$ -	\$ 120,449,930	\$ 120,449,930
	14	\$ 1,532,120	\$ 3,469,300	\$ 118,912,700	\$ 12,238,200	\$ -	\$ 111,675,920	\$ 111,675,920
	15	\$ 1,532,120	\$ 3,365,200	\$ 109,994,200	\$ 11,335,940	\$ -	\$ 103,555,580	\$ 103,555,580
Tax Credit Period (with 50% cap on credit)								
Credit Settle-Up Period								
Post-Settle-Up Period								

The information on this schedule is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period.

SCHEDULE C-3676 (Temporary - July 2009): EMPLOYMENT INFORMATION

	Year	Tax Year (fill in actual tax year)	Existing Jobs		Construction		Permanent New Jobs		Qualifying Jobs	
			Column A: Number of permanent existing full time jobs prior to application	Column B: Number of Construction FTE's or man- hours (specify)	Column C: Average annual wage rates for construction workers	Column D: Total number of permanent full- time new jobs applicant commits to create	Column E: Average annual wage rate for all permanent new jobs for each year	Column F: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3)	Column G: Avg. annual wage of qualifying jobs	
	pre-year 1	2010	0	350 FTE	\$ 105,280	0	\$ -	0	\$ -	
	1	2011	0	350 FTE	\$ 105,280	0	\$ -	0	\$ -	
	2	2012	0	0		13	\$ 71,000	11	\$ 71,000	
	3	2013	0	0		13	\$ 71,000	11	\$ 71,000	
	4	2014	0	0		13	\$ 71,000	11	\$ 71,000	
	5	2015	0	0		13	\$ 71,000	11	\$ 71,000	
	6	2016	0	0		13	\$ 71,000	11	\$ 71,000	
	7	2017	0	0		13	\$ 71,000	11	\$ 71,000	
	8	2018	0	0		13	\$ 71,000	11	\$ 71,000	
	9	2019	0	0		13	\$ 71,000	11	\$ 71,000	
	10	2020	0	0		13	\$ 71,000	11	\$ 71,000	
	11	2021	0	0		13	\$ 71,000	11	\$ 71,000	
	12	2022	0	0		13	\$ 71,000	11	\$ 71,000	
	13	2023	0	0		13	\$ 71,000	11	\$ 71,000	
	14	2024	0	0		13	\$ 71,000	11	\$ 71,000	
	15	2025	0	0		13	\$ 71,000	11	\$ 71,000	
Tax Credit Period (with 50% cap on credit)										
	Complete tax years of qualifying time period									
	Value Limitation Period									
Credit Settle-Up Period	Continue to Maintain Viable Presence									
	Post- Settle-Up Period									
	Post- Settle-Up Period									

The information on this schedule is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period.

Note: Section 313.024(d) Tax Code requires that, to be eligible for a limitation, 80 percent of all new jobs must be qualifying jobs.

**Temporary Addendum to Application for Appraised Value Limitation on
Qualified Property - July 2009**

The 81st Legislature passed HB 3676, which made changes to Texas Tax Code, Chapter 313¹, including more information required to be analyzed in the Comptroller's economic impact evaluation (§313.026(a)). In order to facilitate completion of the evaluation, please provide the following, including temporary supplemental schedules A, B & C to collect information needed for HB 3676. The information on this addendum and additional schedules is required pursuant to the provisions of HB 3676, 81st Legislature, effective June 19, 2009. Additionally, the Comptroller is authorized by 34 TAC § 9.1057(b) to request information from the school district or applicant that is reasonably necessary to complete the recommendation or economic impact evaluation at any time during the application review period. (Note: Should the applicant anticipate the need to keep any of the requested information in the application, addendum or supplemental schedules confidential, please read the attachment entitled 'Confidential Information submitted to the Comptroller' at the end of this addendum.)

Applicant name **Air Liquide Large Industries U.S. LP**

Please describe the general nature of the applicant's investment: **Air Liquide will construct a steam methane reformer (SMR). A SMR reacts natural gas with steam at elevated temperatures and pressure to produce industrial gases such as hydrogen and carbon monoxide.**

Taxing entities that have jurisdiction for the property:

County **Harris**

Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

No

City **N/A**

Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

¹ All §references are to Texas Tax Code, Chapter 313 as amended by HB 3676, 81st Legislature, unless otherwise noted.

Hospital District **Harris County Hospital District**

Are you seeking property tax abatements or other favorable tax treatment from this entity? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

No

Other (describe) **San Jacinto College**

Other (describe) _____

Other (describe) _____

Are you seeking property tax abatements or other favorable tax treatment from any of these entities? If so, please describe the request (typically the percentage abatement and the length of time the abatement would be in effect).

Preliminary discussions about tax abatement have been held with the college district. No decision to offer tax abatement has been made by the college district which does not have guidelines and criteria in effect to offer tax abatement.

Are you seeking any other state or local economic development incentives? Examples could include road or public infrastructure improvements, job training grants, loan guarantees, special financing, etc.) **No** If yes, please describe, attaching documentation as necessary.

The locally collected sales tax rate is **0%**

Will the land upon which the new building or new improvement be built be part of the qualified property described by §313.021(2)(A)? **Yes** If yes, please attach complete documentation: legal description, parcel ID, current taxable value, owner, etc.

Will the project be on leased land? **No**

If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, please attach a separate schedule showing the amount for each year affected, including an explanation.

What is the anticipated date of application approval? **April 2010**

What is the anticipated date of beginning of the qualifying time period? **April 2010**

What is the approximate date the proposed facility or new improvement is expected to be fully operational? **December 2011**

What is the minimum required annual wage for each qualified job in this school district? [See new §§313.021(5)(A) or 313.021(5)(B) or 313.021(3)(E)(ii), or 313.051(b).] **\$49,888 - [\$45,353 x 110% = \$49,888; see attached computations from 2008 COG data].** Please specify method of computation and attach documentation from TWC web site. (Note that applicants to school districts subject to Subchapter C because of

demographic characteristics must meet the regional wage standard described in §313.051(b.)

What is the minimum annual wage you will be paying for each qualified job in this school district? \$71,000

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? (Use Schedule C-3676, Column F to indicate number of qualifying jobs in specific years.) 11

By signing this addendum, you certify that this information is true and correct to the best of your knowledge and belief.

ROGER PERREAVLT
Name of authorized company officer
[Signature]
Signature of authorized company officer

PRESIDENT
Title
11/18/2010
Date

On behalf of Air Liquide Large Industries U.S. LP
Name of corporation/company

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 §37.10.

School district official sign and date application.

By signing below, I affirm that I have been delegated the authority by the school district governing body to act on its behalf with regard to this application for a limitation on appraised value.

LLOYD W. GRAHAM
Name of authorized school district officer
[Signature]
Signature of authorized school district official

Spl. of schools
Title
22 JAN 10
Date

Name of school district LA PORTE ISD

ATTACHMENT:

Property Tax Limitation Agreement Applications
Texas Government Code Chapter 313
Confidential Information submitted to the Comptroller

Generally, an application for property tax value limitation, the information provided therein, and documents submitted in support thereof, are considered public information subject to release under the Texas Public Information Act. There is an exception, outlined below, by which information will be withheld from disclosure:

The Comptroller's office will withhold information from public release if it 1) describes the specific processes or business activities to be conducted or the specific tangible personal property to be located on real property covered by the application; 2) the information has been segregated in the application from other information in the application; and 3) the party requesting confidentiality provides the Comptroller's office specific reasons, including any relevant legal authority, stating why the material is believed to be confidential. All applications and parts of applications which are not segregated and marked as confidential as outlined above will be considered public information.

Such information properly identified as confidential will be withheld from public release unless and until the governing body of the school district acts on the application or we are directed to do so by a ruling from the Attorney General. Other information in the custody of a school district or the comptroller in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information if the governing body of the school district agrees to consider the application.

All documents submitted to the Comptroller, as well as all information in the application once the school district acts thereon, are subject to public release unless specific parts of the application or documents submitted with the application are identified as confidential. Any person seeking to limit disclosure of such submitted records is advised to consult with their legal counsel regarding disclosure issues and also to take the appropriate precautions to safeguard copyrighted material, trade secrets, or any other proprietary information. The Comptroller assumes no obligation or responsibility relating to the disclosure or nondisclosure of information submitted by respondents. A person seeking to limit disclosure of information must submit in writing specific detailed reasons, including any relevant legal authority, stating why that person believes the material to be confidential.

The following outlines how the Comptroller's office will handle requests for information submitted under the Texas Public Information Act for application portions and submitted

records appropriately identified as confidential. This office shall forward the request for records and a copy of the documents at issue to the Texas Attorney General's office for an opinion on whether such information may be withheld from disclosure under the Texas Public Information Act. The Comptroller will notify the person who submitted the application/documents when the information is forwarded to the Attorney General's office. Please be aware that this Office is obligated to comply with an Attorney General's decision, including release of information ruled public even if it was marked confidential.

Attachment A

Step 2 (A) (1): Describe the Property

Air Liquide Large Industries U.S. LP (“Air Liquide”) is requesting an appraised value limitation from La Porte ISD (“LPISD”) for a proposed steam methane reformer (SMR) project in Harris County.

The SMR will be constructed within a reinvestment zone established by the Board of Trustees of La Porte ISD. A map showing the location of the SMR is furnished as Attachment B. This map is the area boundary of the project and Air Liquide will request that LPISD designate this area as the reinvestment zone. La Porte ISD will certify this map to be accurate as part of the resolution creating the reinvestment zone. The legal description of the land included in the proposed reinvestment zone is attached as Attachment C. The resolution establishing the reinvestment zone will be supplemented as Attachment D after LPISD approves establishment of the reinvestment zone. A map from the Texas Education Agency showing the boundaries of LPISD with the approximate location of the proposed SMR is furnished as Attachment E.

2008 Council of Government wage rates showing that Harris County and La Porte ISD are in the Houston-Galveston Area Council is furnished in Attachment F.

Construction of the SMR is scheduled to begin in 2010. Construction will take approximately eighteen to twenty-four months. The SMR is scheduled to begin commercial operations in December 2011. At the peak of construction an estimated 350 construction workers will be employed at the project site.

Attachment B

Attachment B

A map of the proposed reinvestment zone is attached. This land area is part of Harris County Appraisal District account number 100-515-000-0372. The account number was assessed for \$7,135,699 in 2009 as follows:

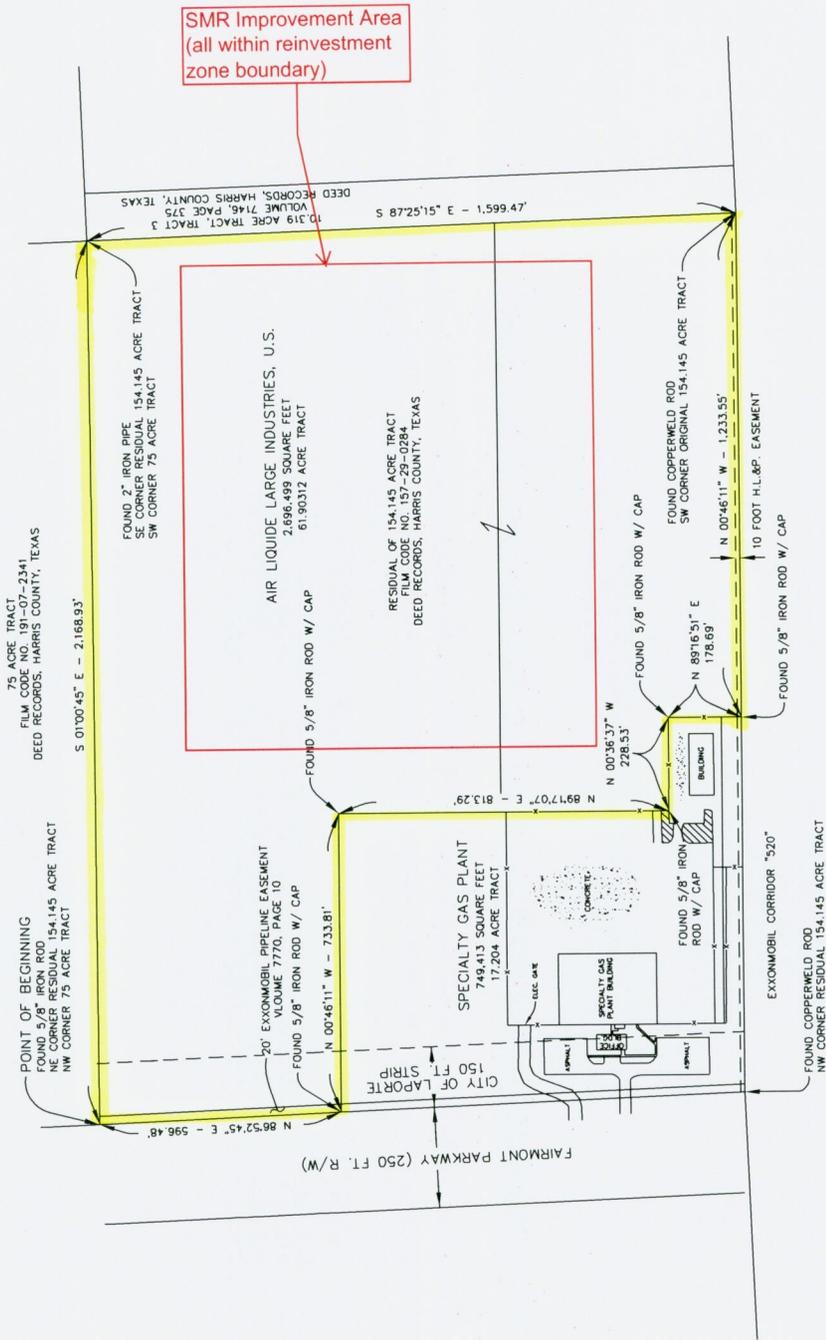
Land - \$1,796,149

Improvements - \$5,339,550

The land area where the SMR project will be built does not have improvements located on it. The assessment for the land area where the SMR will be built (61.90312 acres) would be \$1,532,120



HARRIS COUNTY, TEXAS
 RICHARD PEARSALL 1/3 LEAGUE, ABSTRACT NO. 625



Reinvestment Zone Boundary Line

SMR Improvement Area
 (all within reinvestment
 zone boundary)

ATTACHMENT B

TRACT AREA: 2,696,499 SQUARE FEET OR 61.90312 ACRES.
 BEARINGS DERIVED FROM DESCRIPTION OF 154.145 ACRE TRACT.

REVISION		DATE	DATE
NO.	DATE	BY	DATE
1.		MCO	11/17/09
2.			
3.			
4.			

AIR LIQUIDE
 AIR LIQUIDE AMERICA L.P.
 HOUSTON, TEXAS

AIR LIQUIDE LARGE INDUSTRIES, U.S. - LAPORTE
 61.90312 ACRE TRACT
 HARRIS COUNTY, TEXAS

SCALE 1" = 300'
 DWG. NO. 002-BPP-0002

Attachment C

The legal description of the land in the proposed reinvestment zone is attached.

METES AND BOUNDS DESCRIPTION
AIR LIQUIDE LARGE INDUSTRIES, U.S.
61.90312 ACRE TRACT
HARRIS COUNTY, TEXAS

Being a metes and bounds description of a tract of land situated in the Richard Pearsall 1/3 League, Abstract No. 625, said tract being out of a residual 154.145 acre tract, said residual 154.145 acre tract being described by deed recorded in Film Code No. 157-29-0284 of the deed records of Harris County, Texas, said tract of land being more particularly described as follows:

BEGINNING at a 5/8" iron rod found marking the northeast corner of said residual 154.15 acre tract, said point being on the south right-of-way line of Fairmont Parkway (250-foot right-of-way), said point also being the northwest corner of a 75 acre tract as described in Film Code No. 191-07-2341 of the deed records of Harris County, Texas, said point being the northeast corner of herein described 61.90312 acre tract;

Thence S 01°00'45" E, a distance of 2,168.93 feet to a 2" iron pipe found marking the southeast corner of said 61.90312 acre tract, said point being the southwest corner of said 75 acre tract, said point being on the north line of a 10.319 acre tract described in Volume 7146, Page 375 of the Deed Records of Harris County, Texas;

Thence S 87°25'15" E, along said north line of said 10.319 acre tract, a distance of 1,599.47 feet to a copperweld rod found marking the southwest corner of said 61.90312 acre tract, said point being on the east line of ExxonMobil Pipeline Corridor "520";

Thence N 00°46'11" W, along the east line of said ExxonMobil Pipeline Corridor "520", a distance of 1,233.55 feet to a 5/8" iron rod with cap found marking the northwest corner of said 61.90312 acre tract;

Thence N 89°16'51" E, a distance of 178.69 feet to a 5/8" iron rod with cap found marking an interior corner of said 61.90312 acre tract;

Thence N 00°36'37" W, a distance of 228.53 feet to a 5/8" iron rod with cap found marking a northwesterly corner of said 61.90312 acre tract;

Thence N 89°17'07" E, a distance of 813.29 feet to a 5/8" iron rod with cap found marking an interior corner of said 61.90312 acre tract;

Thence N 00°46'11" W, a distance of 733.81 feet to a 5/8" iron rod with cap found marking a northerly corner of said 61.90312 acre tract, said point on the south right-of-way line of said Fairmont Parkway;

Thence N 86°52'45" E, along said south right-of-way of Fairmont Parkway, a distance of 596.48 feet to the POINT OF BEGINNING.

The above described tract of land containing 2,696,499 square feet or 61.90312 acres.

November 17, 2009

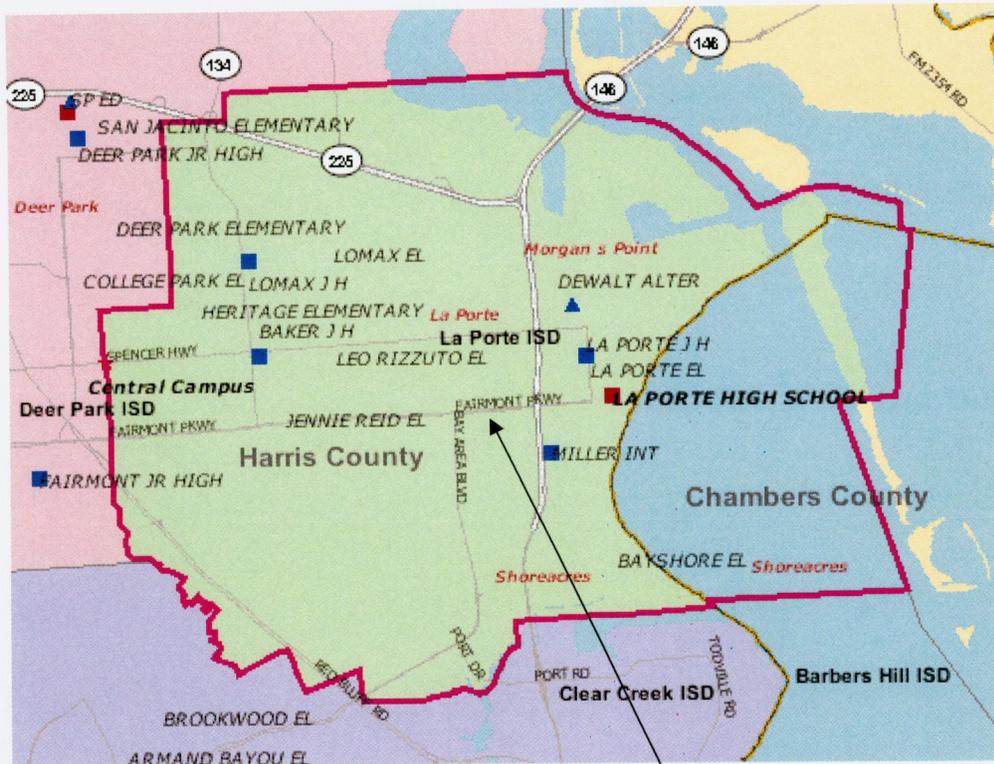
ATTACHMENT C

Attachment D

The resolution of the LPISD Board of Trustees creating the reinvestment zone will be furnished at a later date.

Attachment E

Texas Education Agency map of the boundaries of La Porte ISD and the noted approximate location of the project is attached.



Location of the SMR Project

Attachment F

Attachment showing 2008 Council of Government wage rates for the Houston-Galveston Area Council.

**2008 Manufacturing Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas	\$20.61	\$42,872
1. Panhandle Regional Planning Commission	\$18.23	\$37,916
2. South Plains Association of Governments	\$14.81	\$30,799
3. NORTEX Regional Planning Commission	\$17.78	\$36,982
4. North Central Texas Council of Governments	\$22.60	\$47,011
5. Ark-Tex Council of Governments	\$15.50	\$32,239
6. East Texas Council of Governments	\$16.07	\$33,431
7. West Central Texas Council of Governments	\$16.30	\$33,904
8. Rio Grande Council of Governments	\$14.93	\$31,048
9. Permian Basin Regional Planning Commission	\$17.51	\$36,422
10. Concho Valley Council of Governments	\$14.07	\$29,274
11. Heart of Texas Council of Governments	\$17.19	\$35,749
12. Capital Area Council of Governments	\$24.50	\$50,969
13. Brazos Valley Council of Governments	\$14.93	\$31,052
14. Deep East Texas Council of Governments	\$15.42	\$32,066
15. South East Texas Regional Planning Commission	\$24.60	\$51,161
16. Houston-Galveston Area Council ← Harris County	\$21.80	\$45,353
17. Golden Crescent Regional Planning Commission	\$18.72	\$38,932
18. Alamo Area Council of Governments	\$16.50	\$34,330
19. South Texas Development Council	\$13.76	\$28,631
20. Coastal Bend Council of Governments	\$22.61	\$47,037
21. Lower Rio Grande Valley Development Council	\$13.05	\$27,145
22. Texoma Council of Governments	\$17.99	\$37,415
23. Central Texas Council of Governments	\$16.47	\$34,255
24. Middle Rio Grande Development Council	\$13.85	\$28,810

Source: Texas Occupational Employment and Wages

Data published: 9 June 2009

Data published annually, next update will be June 2010.

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.