

Attachment A

Application



Application for Appraised Value Limitation on Qualified Property (Tax Code, Chapter 313, Subchapter B or C)

Form 50-296
(Revised May 2010)

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 completed application to the Comptroller in a three-ring binder with tabs 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 Web site. 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 as explained in the Confidentiality Notice below.

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. 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, make a recommendation 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 before the 151st 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 complete the recommendation, economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's Web site to find out more about the program at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/index.html>. There are links on this Web page to the Chapter 313 statute, rules and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Date application received by district

Authorized School District Representative

First Name

Dr. Marc

Last Name

Walker

Title

Superintendent

School District Name

Comal ISD

Street Address

1404 IH 35 N

Mailing Address

1404 IH 35 N

City

New Braunfels

State

TX

ZIP

78130-3240

Phone Number

(830) 221-2064

Fax Number

(830) 221-2001

Mobile Number (optional)

E-mail Address

marc.walker@comalisd.org

authorize the consultant to provide and obtain information related to this application..... Yes No

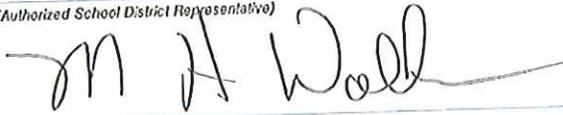
Will consultant be primary contact? Yes No

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name <u>Kevin</u>	Last Name <u>O'Hanlon</u>	
Title <u>Special Counsel</u>		
Firm Name <u>O'Hanlon, McCollom, Demerath</u>		
Street Address <u>808 West Avenue Austin TX 78701</u>		
Mailing Address <u>808 West Avenue Austin TX 78701</u>		
City <u>Austin</u>	State <u>TX</u>	ZIP <u>78701</u>
Phone Number <u>512 494-9949</u>	Fax Number <u>512 494 9919</u>	
Mobile Number (Optional)	E-mail Address <u>Kohanlon@808west.com; mhanley@808west.com</u>	

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.

Signature (Authorized School District Representative) 	Date <u>10/11/2010</u>
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Has the district determined this application complete? Yes No

If yes, date determined complete. 11/29/10

Have you completed the school finance documents required by TAC 9.1054(c)(3)? Yes No

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

	Checklist	Page X of 16	Check Completed
1	Date application received by the ISD	1 of 16	✓
2	Certification page signed and dated by authorized school district representative	2 of 16	✓
3	Date application deemed complete by ISD	2 of 16	✓
4	Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	✓
5	Completed company checklist	12 of 16	✓
6	School finance documents described in TAC 9.1054(c)(3) (Due within 20 days of district providing notice of completed application)	2 of 16	✓

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name Les		Last Name Vines	
Title VP Corporate Controller			
Organization TXI Operations, LP			
Street Address 1341 W. Mockingbird Lane, Ste. 700			
Mailing Address SAME			
City Dallas		State TX	ZIP 75247
Phone Number 972-647-6722		Fax Number 972-647-6775	
Mobile Number (optional)		Business e-mail Address lvines@txi.com	

Will a company official other than the authorized business representative be responsible for responding to future information requests? Yes No

If yes, please fill out contact information for that person.

First Name Justin		Last Name Reynolds	
Title Director of Tax			
Organization TXI Operations, LP			
Street Address 1341 W. Mockingbird Lane, Ste. 700			
Mailing Address SAME			
City Dallas		State TX	ZIP 75247
Phone Number 972-647-7070		Fax Number 972-647-6775	
Mobile Number (optional)		E-mail Address dreynolds@txi.com	

I authorize the consultant to provide and obtain information related to this application... **N/A** Yes No

Will consultant be primary contact? Yes No

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

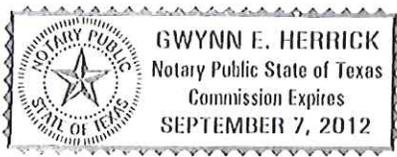
First Name N/A	Last Name	
Title		
Firm Name		
Street Address		
Mailing Address		
City	State	ZIP
Phone Number	Fax Number	
Business email Address		

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 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.

Signature (Authorized Business Representative (Applicant)) 	Date 10/7/10
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GIVEN under my hand and seal of office this 7th day of October, 2010

Gwynn E. Herrick
Notary Public, State of TEXAS



(Notary Seal)

My commission expires _____

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.



FEES AND PAYMENTS

Enclosed is proof of application fee paid to the school district.

For the purpose of this question, "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.

Please answer only either A OR B:

A. 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

B. 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

BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

TXI Operations, LP

Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits)

1752647004

NAICS code

327310

Is the applicant a party to any other Chapter 313 agreements? Yes No

If yes, please list name of school district and year of agreement.

N/A

APPLICANT BUSINESS STRUCTURE

Registered to do business in Texas with the Texas Secretary of State? Yes No

Identify business organization of applicant (corporation, limited liability corporation, etc.)

Limited Partnership

1. Is the applicant a combined group, or comprised of members of a combined group, as defined by Texas Tax Code Chapter 171.0001(7)? Yes No
If so, please attach documentation of the combined group membership and contact information.

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

3. Are all applicant members of the combined group current on all tax payments due to the State of Texas? NA Yes No

If the answer to either question is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (Use attachment if necessary.)



ELIGIBILITY UNDER TAX CODE CHAPTER 313.024

- Are you an entity to which Tax Code, Chapter 171 applies?
The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:
(1) manufacturing
(2) research and development
(3) a clean coal project, as defined by Section 5.001, Water Code
(4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code
(5) renewable energy electric generation
(6) electric power generation using integrated gasification combined cycle technology
(7) nuclear electric power generation
(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)
Are you requesting that any of the land be classified as qualified investment?
Will any of the proposed qualified investment be leased under a capitalized lease?
Will any of the proposed qualified investment be leased under an operating lease?
Are you including property that is owned by a person other than the applicant?
Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment?

PROJECT DESCRIPTION

Provide 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. (Use attachments as necessary)

Attached

Describe the ability of your company to locate or relocate in another state or another region of the state.

Attached

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

- Checkboxes for: New Jobs, Relocation from Out-of-State, Consolidation, Construct New Facility, Expansion, Relocation within Texas, New Business / Start-up, Expand Existing Facility, Purchase Machinery & Equipment

PROJECTED TIMELINE

Begin Construction January 2011, Construction Complete December 2013, Purchase Machinery & Equipment December 2010, Begin Hiring New Employees December 2013, Fully Operational January 2014

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)?

Note: Improvements made before that time may not be considered qualified property. When do you anticipate the new buildings or improvements will be placed in service? December 2013



ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source	Amount
Texas Enterprise Zone Act, Chapter 2303, Tex. Gov't Code	880,000
_____	_____
_____	_____
Total	880,000

Will other incentives be offered by local units of government? Yes No

Please use the following box for additional details regarding incentives. (Use attachments if necessary.)

Applicant has approached County regarding limitation agreement

THE PROPERTY

Identify county or counties in which the proposed project will be located Comal

Central Appraisal District (CAD) that will be responsible for appraising the property Comal

Will this CAD be acting on behalf of another CAD to appraise this property? Yes No

List all taxing entities that have jurisdiction for the property and the portion of project within each entity

County: Comal (100%) City: _____
(Name and percent of project) (Name and percent of project)

Hospital District: _____ Water District: _____
(Name and percent of project) (Name and percent of project)

Other (describe): York Creek Imp. District (100%) Other (describe): Lateral Road District (100%)
(Name and percent of project) (Name and percent of project)

Is the project located entirely within this ISD? Yes No

If not, please provide additional information on the project scope and size to assist in the economic analysis.



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 rural, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's Web site at www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.

At the time of application, what is the estimated minimum qualified investment required for this school district? 100 Million

What is the amount of appraised value limitation for which you are applying? 100 Million

What is your total estimated qualified investment? 130 Million

NOTE: See 313.021(1) for full definition. Generally, Qualified Investment is the sum of the investment in tangible personal property and buildings and new improvements made between beginning of the qualifying time period (date of application final approval by the school district) and the end of the second complete tax year.

What is the anticipated date of application approval? May 2011

What is the anticipated date of the beginning of the qualifying time period? May 2011

What is the total estimated investment for this project for the period from the time of application submission to the end of the limitation period? 162 Million

Describe the qualified investment.[See 313.021(1).]

Attach the following items to this application:

- (1) 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,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and
(3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

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 during the qualifying time period? Yes No

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:

- (1) in or on the new building or other new improvement for which you are applying? Yes No
(2) 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? Yes No
(3) on the same parcel of land as the building for which you are applying for an appraised value limitation? Yes No

("First placed in service" means the first use of the property by the taxpayer.)

Will the investment in real or personal property you propose 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

Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? Yes No

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? Yes No

QUALIFIED PROPERTY

Describe the qualified property. [See 313.021(2)] (If qualified investment describes qualified property exactly you may skip items (1), (2) and (3) below.)

Attach the following items to this application:

- (1) 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,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and
(3) a map of the qualified property showing location of new buildings or new improvements – with vicinity map.

Land

Is the land on which you propose new construction or improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? Yes No

If you answered "no" to the question above, what is the anticipated date on which you will submit proof of a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvements? March 2011

Will the applicant own the land by the date of agreement execution? Yes No

Will the project be on leased land? Yes No

QUALIFIED PROPERTY (CONTINUED)

If the land upon which the new building or new improvement is to be built is part of the qualified property described by §313.021(2)(A), please attach complete documentation, including:

1. Legal description of the land
2. Each existing appraisal parcel number of the land on which the improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property
3. Owner
4. The current taxable value of the land. Attach estimate if land is part of larger parcel.
5. A detailed map (with a vicinity map) showing the location of the land

Attach 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. (With vicinity map)

Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone, if applicable.

Miscellaneous
 Is the proposed project a building or new improvement to an existing facility? Yes No

Attach a description of any existing improvements and include existing appraisal district account numbers.

List current market value of existing property at site as of most recent tax year. 18 million (Market Value) 2010 (Tax Year)

Is any of the existing property subject to a value limitation agreement under Tax Code 313? Yes No

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 limitation? Yes No

WAGE AND EMPLOYMENT INFORMATION

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)? 133

The last complete calendar quarter before application review start date is the:
 First Quarter Second Quarter Third Quarter Fourth Quarter of 2010 (year)

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 TWC?
1447

Note: For job definitions see TAC §9.1051(14) and Tax Code 313.021(3). If the applicant intends to apply a definition for "new job" other than TAC §9.1051(14)(C), then please provide the definition of "new job" as used in this application. N/A

Total number of new jobs that will have been created when fully operational 25

Do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts) on the land and in connection with the new building or other improvement? Yes No

Do you intend to request that the governing body waive the minimum new job creation requirement, as provided under Tax Code §313.025(f-1)? Yes No

If you answered "yes" to the question above, attach evidence documenting that the new job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards. **Note: Even if a minimum new job waiver is provided, 80% of all new jobs must be qualifying jobs pursuant to Texas Tax Code, §313.024(d).**

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? 25

If this project creates more than 1,000 new jobs, the minimum required wage for this project is 110% of the average county weekly wage for all jobs as described by 313.021(3)(E)(ii).

If this project creates less than 1,000 new jobs, does this district have territory in a county that meets the demographic characteristics of 313.051(2)? (see table of information showing this district characteristic at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html>)

If yes, the applicant must meet wage standard described in 313.051(b) (110% of the regional average weekly wage for manufacturing)

If no, the applicant shall designate one of the wage standards set out in §§313.021(5)(A) or 313.021(5)(B).



WAGE AND EMPLOYMENT INFORMATION (CONTINUED)

For the following three wage calculations please include on an attachment the four most recent quarters of data for each wage calculation. Show the average and the 110% calculation. Include documentation from TWC Web site. 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(7).

110% of the county average weekly wage for all jobs (all industries) in the county is 710.33

110% of the county average weekly wage for manufacturing jobs in the county is 871.20

110% of the county average weekly wage for manufacturing jobs in the region is 740.08

Please identify which Tax Code section you are using to estimate the wage standard required for this project:

☐ §313.021(5)(A) or ☑ §313.021(5)(B) or ☐ §313.021(3)(E)(ii), or ☐ §313.051(b)?

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? 38,484.16

What is the estimated minimum required annual wage you are committing to pay for each of the qualifying jobs you create on the qualified property? 45,000

Will 80% of all new jobs created by the owner be qualifying jobs as defined by 313.021(3)? ☑ Yes ☐ No

Will each qualifying job require at least 1,600 of work a year? ☑ Yes ☐ No

Will any of the qualifying jobs be jobs transferred from one area of the state to another? ☐ Yes ☑ No

Will any of the qualifying jobs be retained jobs? ☐ Yes ☑ No

Will any of the qualifying jobs be created to replace a previous employee? ☐ Yes ☑ No

Will any required qualifying jobs be filled by employees of contractors? ☐ Yes ☑ No

If yes, what percent? N/A

Does the applicant or contractor of the applicant offer to pay at least 80% of the employee's health insurance premium for each qualifying job? ☑ Yes ☐ No

Describe each type of benefits to be offered to qualifying jobholders. (Use attachments as necessary.)

See attached

ECONOMIC IMPACT

Is an Economic Impact Analysis attached (If supplied by other than the Comptroller's office)? ☐ Yes ☑ No

Is Schedule A completed and signed for all years and attached? ☑ Yes ☐ No

Is Schedule B completed and signed for all years and attached? ☑ Yes ☐ No

Is Schedule C (Application) completed and signed for all years and attached? ☑ Yes ☐ No

Is Schedule D completed and signed for all years and attached? ☑ Yes ☐ No

Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.

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.

CONFIDENTIALITY NOTICE

**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:

- 1) it 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 a list of the documents for which confidentiality is sought and for each document lists the 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 and will be posted on the internet.

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 submitted 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 and will be posted on the internet.

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.

COMPANY CHECKLIST AND REQUESTED ATTACHMENTS

	Checklist	Page X of 16	Check Completed
1	Certification pages signed and dated by Authorized Business Representative (applicant)	4 of 16	✓
2	Proof of Payment of Application Fee (Attachment)	5 of 16	✓
3	For applicant members, documentation of Combined Group membership under Texas Tax Code 171.0001(7) (if Applicable) (Attachment)	5 of 16	✓
4	Detailed description of the project	6 of 16	✓
5	If project is located in more than one district, name other districts and list percentage in each district (Attachment)	7 of 16	N/A
6	Description of Qualified Investment (Attachment)	8 of 16	✓
7	Map of qualified investment showing location of new buildings or new improvements with vicinity map.	8 of 16	✓
8	Description of Qualified Property (Attachment)	8 of 16	✓
9	Map of qualified property showing location of new buildings or new improvements with vicinity map	8 of 16	✓
10	Description of Land (Attachment)	9 of 16	✓
11	A detailed map showing location of the land with vicinity map.	9 of 16	✓
12	A description of all existing (if any) improvements (Attachment)	9 of 16	✓
13	Request for Waiver of Job Creation Requirement (if applicable) (Attachment)	9 of 16	N/A
14	Calculation of three possible wage requirements with TWC documentation. (Attachment)	10 of 16	✓
15	Description of Benefits	10 of 16	✓
16	Economic Impact (if applicable)	10 of 16	N/A
17	Schedule A completed and signed	13 of 16	✓
18	Schedule B completed and signed	14 of 16	✓
19	Schedule C (Application) completed and signed	15 of 16	✓
20	Schedule D completed and signed	16 of 16	✓
21	Map of Reinvestment Zone (Attachment) (Showing the actual or proposed boundaries and size, Certified to be accurate by either the government entity creating the zone, the local appraisal district, or a licensed surveyor, with vicinity map)*	9 of 16	Will be
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	Will be
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	Will be
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	N/A

*To be submitted with application or before date of final application approval by school board.

Bank of America  Higher Standards

Bank of America Direct[®]

DO NOT ACCEPT THIS CHECK UNLESS YOU CAN SEE A TRUE WATERMARK ON BACK.

	Texas Industries Riverside Cement	1341 West Mockingbird Lane Dallas, Texas 75247 972-847-3724	Bank of America Controlled Disbursement Bank of America, N.A. Atlanta, Dallas, Conny, Georgia	643228 6116A
Pay ***Seventy-Five Thousand Dollars And 00 Cents*****			Check No: 166755- Date: 05-OCT-10	\$*****75,000.00***
To the order of:		<i>[Signature]</i> Authorized Signature		
COMAL ISD 1404 JH 35 NORTH NEW BRAUNFELS, TX 78130				
⑈ 166755⑈ ⑆061112288⑆ 3299121204⑈				
THE FACE OF THIS CHECK HAS A BLUE BACKGROUND. ANY OTHER COLORS MAY BE EVIDENCE OF CHEMICAL ALTERATION OR ERASURE. SEE REVERSE SIDE FOR MORE SAFETY FEATURES.				

Please look for the following check authenticity features before accepting this document.

WELLS FARGO BANK, N.A.
NEW BRAUNFELS, TX 78130
COMMERCIAL CHECK
OVERSIGHT FUND
10/13/2010

Check Info	
Account:	3299121204
Amount:	75,000.00
Check #:	166755
Posted Date:	10/14/2010

Electronic Endorsements	
10/13/2010	WELLS FARGO BANK, NA (BOFD)
R/T:	122105278
Seq #:	000005080287038
10/14/2010	BANK OF AMERICA, NA
R/T:	11300016
Seq #:	009392455075

BOFD - Bank of First Deposit

Bank of America, N.A. Member FDIC.
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Application for Appraised Value Limitation on Qualified Property
 Form 50-296
 Applicant Business Structure
 Page 6, Question 6
 Documentation Of The Combined Group Membership And Contact Information

TXI Operations LP
 1752647004

Name	Address	Federal E.I.N.	Texas Taxpayer Number
Texas Industries, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-0832210	17508322108
Subsidiary Corporations			
TXI Operations LP	1341 West Mockingbird Lane, Dallas, TX 75247	75-2647000	17526470004
TXI LLC	1341 West Mockingbird Lane, Dallas, TX 75247	75-2646998	17526469980
TXI Operating Trust	1341 West Mockingbird Lane, Dallas, TX 75247	75-2646997	75264997
Texas Industries Holdings, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	51-0374004	15103740047
Texas Industries Trust	1341 West Mockingbird Lane, Dallas, TX 75247	51-6503744	516503744
Southwestern Financial Corporation	1341 West Mockingbird Lane, Dallas, TX 75247	75-2508878	17525088781
Creole Corporation	1341 West Mockingbird Lane, Dallas, TX 75247	84-0568860	18405688609
Pacific Custom Materials	1341 West Mockingbird Lane, Dallas, TX 75247	95-4561137	19545611378
TXI Aviation Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-1844887	17518448877
TXI Cement Company	1341 West Mockingbird Lane, Dallas, TX 75247	75-1433556	17514335565
TXI Power Company	1341 West Mockingbird Lane, Dallas, TX 75247	75-2897896	752897896
TXI Transportation Company	1341 West Mockingbird Lane, Dallas, TX 75247	75-6027204	17560272043
Riverside Cement Company	1341 West Mockingbird Lane, Dallas, TX 75247	95-4298141	19542981410
TXI Riverside, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-2754334	17527543346
TXI California, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-2754210	17527542108
Perlin Limestone Products, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	95-2274786	19522747864
Riverside Cement Holdings, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-2082742	752082742
Brookhollow Corporation	1341 West Mockingbird Lane, Dallas, TX 75247	75-6017937	17560179370
Brookhollow of Alexandria, Inc	1341 West Mockingbird Lane, Dallas, TX 75247	75-1424122	17514241227
Brook Hollow Properties, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-1094294	17510942943
Brookhollow of Virginia, Inc.	1341 West Mockingbird Lane, Dallas, TX 75247	75-2122119	17521221196

Page 6, Project Description:

The Company's portland cement manufacturing plant north of New Braunfels, in Comal County began operations in 1980. The facility currently produces approximately 0.9 million short tons of cement annually. The facility primarily serves the Texas market, which consumes a large amount of cement used in infrastructure construction, residential and commercial building as well as highway projects.

During fiscal year 2008, cement consumption in Texas reached approximately 17 million short tons, while capacity within the state to make cement equaled about 12 million tons. As a result, about 5 million tons of imported cement was required to satisfy the needs of construction in the state. In October 2007, the Company broke ground on construction of a new state-of-the-art portland cement manufacturing plant with an estimated annual capacity of 1.4 million short tons of cement.

The economic environment quickly changed in the fall of 2008 however, with the freezing of the national and worldwide credit markets, record failings of financial institutions, and enacting of unprecedented intervention measures by the US and worldwide governments. These circumstances ultimately brought about the Company's decision to suspend plans and efforts to expand the facility, and halt all construction until the return of more normal market conditions.

This project includes an investment of approximately \$130 million over the limitation period that will complete the expansion of the existing facility that will add 1.4 million short tons of cement annually. The two plants will be situated next to each other and operated independent of each other. In addition, TXI will add pollution control measures to its existing facility in anticipation of new environmental regulations.

Page 6, Ability to locate or relocate:

The Company currently operates in six states, and allocates capital investment to projects and locations that create the best economic return. The existence of a limitation on tax value is a significant factor in calculating the economic return and allocation of reserves to the project.

Page 8, Investment:

Total costs for this project are estimated to be approximately \$130 million. Approximately \$75 million will be for construction materials and equipment and \$55 million for labor and supplies. See attachment for a map of the location of the qualified investment on Comal County, tax parcel number 74144.

Page 9, Land

Comal County, tax parcel number 74144 (see attached parcel map); property account identification number 154685

Application for Appraised Value Limitation on Qualified Property
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Texas ID No: 1752647004

Page 9, Existing Improvements

The company has a Portland cement manufacturing plant north of the project located in the same tax parcel number, Account Property ID No. 74144. The existing plant consisting of buildings, other real property improvements, equipment, furniture and fixtures, and other equipment was built in 1979 and currently produces approximately 1.0 million short tons of cement annually. The Account numbers for existing property are:

Land: 74144
Personal Property: 86216
Improvements: 86218
Inventory: 86215
Pollution Control: 86220
Additional Improvements (Described as Various Projects): 86219

ATTACHMENT 5

N/A

Application for Appraised Value Limitation on Qualified Property
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Attachment Information
TXI Operations LP
Texas ID No: 1752647004

Description of Qualified Investment

BUFFER BINS/ADDITIVES TRANSPORT(3C1 3D1)
ROLLER MILL/RAW MATERIAL GRINDING (3F1)
PREHEATER TOWER (4G1)
KILN (4K1)
CLINKER COOLER (4R1)
FINISH MILL/CEMENT GRINDING (5F1)
CEMENT SILOS/TRANSPORT AND STORAGE (5K1)
LOADOUT (TRUCKS) (6C1)
LOADOUT (RAIL CARS) (6C2)
RAW MEAL SILO/9-PACK (3K1)
CLINKER STORAGE/RECLAIM SILOS (4V1)
BUFFER BINS/CEMENT DOSING (5D1)
COAL MILL BUILDING/GRINDING (CR1)
BYPASS SYSTEM/BAGHOUSE (4P1)
MAIN BAGHOUSE AND GAS CONDITIONING (4E1)
COOLER BAGHOUSE/EXHAUST (4S1)
HEAT EXCHANGER (4S1)
(TIRE FEED DELETED)
LIMESTONE DOME (2E1)
(COAL STORAGE DELETED)
(COAL UNLOADING DELETED)
CLINKER TRANSPORT (4T1)
TIRE FEED SYSTEM
NEW MAIN BAGHOUSE



Application for Appraised Value Limitation on Qualified Property
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Attachment Information
TXI Operations LP
Texas ID No: 1752647004

Description of Qualified Property

BUFFER BINS/ADDITIVES TRANSPORT(3C1 3D1)
ROLLER MILL/RAW MATERIAL GRINDING (3F1)
PREHEATER TOWER (4G1)
KILN (4K1)
CLINKER COOLER (4R1)
FINISH MILL/CEMENT GRINDING (5F1)
CEMENT SILOS/TRANSPORT AND STORAGE (5K1)
LOADOUT (TRUCKS) (6C1)
LOADOUT (RAIL CARS) (6C2)
RAW MEAL SILO/9-PACK (3K1)
CLINKER STORAGE/RECLAIM SILOS (4V1)
BUFFER BINS/CEMENT DOSING (5D1)
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MAIN BAGHOUSE AND GAS CONDITIONING (4E1)
COOLER BAGHOUSE/EXHAUST (4S1)
HEAT EXCHANGER (4S1)
(TIRE FEED DELETED)
LIMESTONE DOME (2E1)
(COAL STORAGE DELETED)
(COAL UNLOADING DELETED)
CLINKER TRANSPORT (4T1)
TIRE FEED SYSTEM
NEW MAIN BAGHOUSE

Attachment 10, Description of Land

Comal County, tax parcel number 74144 (see attached parcel map); property account identification number 154685

to-wit:

BEING all that certain tract, piece or parcel of land, lying and being situated in Comal County, Texas and being 475.659 acres of land out of the Samuel Craft Survey No. 1 (One), Abstract No. 98, and also being out of a 259.4 acre tract as described in Volume 95, Pages 261-262 of the Deed Records of Comal County, Texas, and

also being out of a tract of land, described in 5 (Five) separate tracts and recorded in Volume 81, Pages 422-423 of the Deed Records of Comal County, Texas, and also being all of a 50.88 acre tract as described in Volume 141, Pages 118-119, of the Deed Records of Comal County, Texas, and being more particularly described as follows:

BEGINNING: At a fence corner in the Northwest fence line of Survey No. 1, said point being the West corner of above referenced 259.4 acre tract and also being N. 45° 36' 41" E. 1042.99 feet from the West corner of Survey No. 1, for the West corner of this tract;

THENCE N. 45° 45' 05" E. along the Northwest fence line of Survey No. 1 and passing the West corner of above referenced tract as recorded in Volume 81, Pages 422-423 at approximately 1019.44 feet and continuing on a total distance of 3403.30 feet to a fence corner, for the North corner of this tract, said point also being the North corner of above referenced 50.88 acre tract;

THENCE S. 44° 56' 12" E. 2306.90 feet and S. 44° 58' 06" E. 848.48 feet along an existing fence line to the North corner of the Nelson well site conveyed to Crystal Clear Water Supply Corporation, for a corner of this tract;

THENCE S. 45° 01' 54" W. 60.0 feet, S. 44° 58' 06" E. 60.0 feet, and N. 45° 01' 54" E. 60.0 feet around the perimeter of said well site to an iron pin found in fence line, for the East corner of said well site and a corner of this tract;

THENCE S. 44° 58' 06" E. 4449.79 feet along said fence line to the North corner of the Nelson Plant Site conveyed to Crystal Clear Water Supply Corporation for a corner of this tract;

THENCE S. 49° 22' 06" W. 50.0 feet and S. 44° 58' 06" E. 50.0 feet around the perimeter of said plant site to the South corner of same, said point being in the existing Northwest R.O.W. line of F.M. Highway No. 1102, for a corner of this tract;

THENCE along the existing R.O.W. line of F.M. Highway No. 1102 as follows:

- S. 49° 22' 06" W. 0.70 feet;
- S. 49° 15' 51" W. 66.07 feet;
- S. 47° 21' 30" W. 100.08 feet;
- S. 45° 49' 20" W. 87.49 feet;
- S. 44° 57' 14" W. 275.66 feet to an iron pin set in same for a corner of this tract;

THENCE N. 45° 00' 00" W. 1586.97 feet to an iron pin set for an interior corner of this tract;

THENCE West 565.68 feet to an iron pin set for an interior corner of this tract;

THENCE S. 45° 00' 00" W. 2416.21 feet to an iron pin set in the Southwest fence line of above referenced 259.4 acre tract, for a corner of this tract;

THENCE N. 44° 57' 18" W. 3791.54 feet, N. 45° 15' 27" W. 714.37 feet, and N. 45° 03' 58" W. 1253.0 feet along said Southwest fence line to the Place of Beginning and containing 475.659 acres of land, more or less,

TRACT 2.

BEING 17.4 acres of land out of the Samuel Craft League Survey #1 in Comal County, Texas, described as being 19 acres of land, more or less, out of Tract 4, of a subdivision of the Sarah Williams Estate, according to a map thereof recorded in Vol. 1, page 476 of the Probate Minutes, Comal County, Texas in a deed dated February 24, 1962, executed by Albert Loop, et al to Berthold Loop, et ux, recorded in Volume 127, pages 303-305, Comal County Deed Records; and all other property owned or claimed by Grantors in said Samuel Craft League Survey #1;

BEGINNING at a point in a fence which bears N. 42° 25' West 98.98 varas from the southwest corner of tract No. 4, as shown in plat recorded in Volume 1, page 476, Probate Minutes, Comal County, Texas;

THENCE continuing along said fence N. 42° 25' West 144.03 varas to a point for the west corner of the herein described tract;

THENCE N. 47° 51' East 713.29 varas to a point in the center of a road;

THENCE continuing N. 47° 51' East 114.0 varas, then 78.48 varas to a rock mound built for the north corner of said tract;

THENCE S. 26° 23' E. 87.46 varas to a rock mound built;

THENCE S. 11° 05' E. 64.97 varas to a rock mound for corner being the most easterly corner of said tract;

THENCE S. 47° 10' W. 91.22 varas to a point;

THENCE S. 47° 31' W. 565.06 varas across said road to the point of beginning; together with all rights of ingress and egress.

TRACT 3

BEING 605.05 acres of land, less 2.46 acres of land within F.H. Highway #1102, leaving an aggregate of 602.59 acres of land out of the Samuel Craft League #1, Comal County, Texas, being that tract of land described in the following deeds to D. G. Posey numbered 1 through 10.

1. 3 acres of land conveyed to D. G. Posey by Ernst Gruene, Jr., said deed dated Nov. 30, 1894, recorded in Vol. W, p. 454, Comal County Deed Records.
2. 3 tracts of land containing 117 acres, 33-1/2 acres and 7 acres, conveyed to D. G. Posey by Edward J. Brice et ux, by deed dated Sept. 18, 1894, recorded in Vol. W, p. 408, Comal County Deed Records.
3. That tract of land conveyed to D. G. Posey by Chas. Schubart, et ux, by deed dated 12-12-08, recorded in Vol. 30, p. 236, Comal County Deed Records.
4. 194 acres of land conveyed to D. G. Posey and Joseph Posey by Everett D. Posey by deed dated July 21, 1884, recorded in Vol. W, p. 500, Comal County Deed Records.
5. 17 acres conveyed to D. G. Posey by Walter Parker by deed dated 9-24-17, recorded in Vol. 26, p. 55, Comal County Deed Records.
6. 94 acres of land conveyed to D. G. Posey by J. D. Gulon by deed dated Feb. 28, 1891, recorded in Vol. V, p. 81, Comal County Deed Records.
7. 6-1/4 acres of land conveyed to D. G. Posey by Fritz Randow by deed dated 12-24-06, recorded in Vol. 28, p. 444, Comal County Deed Records.
8. 12-1/2 acres of land conveyed to Da Gross Posey by Ephraim Distart and Friedrich Battge by deed dated 2-2-1897, recorded in Vol. X, p. 576, Comal County Deed Records.
9. 75 acres of land conveyed to D. G. Posey by Emil Wader by deed dated 4-16-12, recorded in Vol. 33, p. 344, Comal County Deed Records.
10. 75 acres of land conveyed to D. G. Posey by Wilhelm Glenswinkel, et ux, by deed dated 3-21-1896 recorded in Vol. X, p. 197, Comal County Deed Records.

BEGINNING at a corner fence post on the N.W. line of the Samuel Craft Survey #1, and the S.E. line of the Austin Perkins Survey #25 as fenced and used upon the ground, same being on the S.E. line of that tract of land described as 2147.1 acres of land in a deed from Lila Louise Posey to Gene Scrutchin, said deed dated 4-26-61, recorded in Vol. 123, p. 270, Comal County Deed Records, being the north corner of that tract of land conveyed to H. C. Nelson by Hilmar Doehne by deed recorded in Vol. 81, p. 422, Comal County Deed Records, and being also the west corner of the tract herein described, and from which beginning corner the west corner of the Samuel Craft Survey as fenced and used upon the ground bears S. 45° 12' W. 1417.66 varas;

THENCE, leaving the Nelson tract with the S.E. line of the Scrutchin tract and the N.W. line of the Samuel Craft Survey, same being the S.E. line of the Austin Perkins Survey #25 as fenced and used upon the ground the following courses numbered 1 through 12:

- (1) N. 45° 03' E. 109.40 varas;
- (2) N. 45° 34' E. 218.80 varas;
- (3) N. 44° 56' E. 126.10 varas;
- (4) N. 45° 59' E. 139.40 varas;
- (5) N. 43° 36' E. 91.30 varas;
- (6) N. 45° 18' E. 271.20 varas;
- (7) N. 45° 49' E. 82.80 varas;
- (8) N. 45° 14' E. 123.50 varas;
- (9) N. 42° 54' E. 59.10 varas;
- (10) N. 46° 05' E. 126.60 varas;
- (11) N. 46° 25' E. 173.20 varas;
- (12) N. 45° 24' E. 16.35 varas to a corner fence post for the north corner of the tract herein described, same being the west corner of that tract of land described as 144 1/20 acres of land in a deed from Otto Preusser, et al to Travis H. Tate, said deed dated 1-7-42, recorded in Vol. 74, p. 601, Comal County Deed Records;

THENCE, leaving the S.E. line of the Scrutchin tract and the Craft-Perkins survey line as fenced with the S.W. line of the Travis Tate tract as fenced, the following courses numbered 13 through 33:

- (13) S. 43° 06' E. 77.24 varas to 1 1/4" live oak;
- (14) S. 45° 43' E. 128.20 varas;
- (15) S. 45° 36' E. 195.34 varas;
- (16) S. 45° 57' E. 123.20 varas;
- (17) S. 45° 30' E. 72.77 varas to 12" cedar;
- (18) S. 44° 58' E. 106.54 varas;

- (19) S. 46° 54'E. 115.50 varas to 6" live oak;
 (20) S. 45° 42'E. 49.12 varas to twin 6" live oak;
 (21) S. 46° 42'E. 27.55 varas to 10" cedar;
 (22) S. 46° 18'E. 37.15 varas to 16" live oak;
 (23) S. 48° 03'E. 25.00 varas to triple 8" live oak;
 (24) S. 42° 21'E. 32.43 varas to twin cedar;
 (25) S. 45° 57'E. 98.67 varas to 14" cedar;
 (26) S. 44° 32'E. 86.5. varas;
 (27) S. 46° 04'E. 64.13 varas to 8" cedar;
 (28) S. 46° 01'E. 96.61 varas to 10" cedar;
 (29) S. 41° 32'E. 55.21 varas to 6" cedar;
 (30) S. 46° 48'E. 48.46 varas to 16" live oak;
 (31) S. 44° 04'E. 43.87 varas to 6" elm;
 (32) S. 44° 13'E. 87.37 varas to 8" cedar stump;
 (33) S. 42° 30'E. 75.14 varas to post at angle point.

THENCE, continuing with line of Tate tract as fenced,
 the following courses numbered 34 through 35:

- (34) S. 20° 27'W. 22.58 varas;
 (35) S. 45° 45'W. 247.84 varas to 10" cedar on
 east high bank of York Creek.

THENCE, with east high bank of York Creek and
 fence, the following courses numbered 36 through 50:

- (36) S. 8° 10'W. 35.63 varas to 10" cedar;
 (37) S. 7° 36'E. 23.36 varas;
 (38) S. 26° 18'W. 12.17 varas to 10" cedar;
 (39) S. 37° 52'E. 12.71 varas to 10" cedar;
 (40) S. 48° 54'E. 77.20 varas to 12" cedar;
 (41) S. 44° 00'E. 30.60 varas to 12" cedar;
 (42) S. 30° 20'E. 38.53 varas to 8" cedar;
 (43) S. 27° 50'E. 19.90 varas to 14" elm stump;
 (44) S. 22° 02'W. 49.51 varas to 10" cedar;
 (45) S. 28° 23'E. 38.92 varas to twin 16" live oak
 (46) S. 17° 31'E. 29.92 varas to 16" live oak;
 (47) S. 20° 42'E. 66.02 varas to 10" elm stump;
 (48) S. 34° 37'W. 84.77 varas to 16" live oak on
 E. bank of York Creek at bend in fence;
 (49) S. 6° 22'W. 21.65 varas to 8" elm stump on
 E. bank of York Creek;
 (50) S. 16° 37'W. 22.58 varas to 12" elm stump
 for the S.W. corner of the said Tate tract as
 fenced, same being the N.W. corner of that tract
 of land conveyed to C. Soechting;

THENCE, leaving the Tate tract with line of Soechting
 tract, as fenced, and used upon the ground, the fol-
 lowing numbered courses (51) through (57):

- (51) S. 7° 30'W. at 20.00 varas cross York
 Creek and continue on in all 33.44 varas to
 20" cedar on bluff;
 (52) S. 84° 46'W. 11.36 varas to 12" cedar stump;
 (53) S. 51° 14'W. 9.00 varas to 14" cedar;
 (54) S. 36° 32'W. 10.38 varas to 6" cedar;
 (55) S. 44° 45'W. 21.81 varas to 10" cedar;
 (56) S. 46° 01'W. 46.24 varas to 10" cedar;

(57) S. $43^{\circ} 09' W$. 26.35 varas to point for the west corner of the Soechting tract;

THENCE, with the S.W. line of the Soechting tract as fenced and used upon the ground, the following courses numbered (58) through (61):

- (58) S. $42^{\circ} 02' E$. 46.54 varas;
- (59) S. $44^{\circ} 22' E$. 107.14 varas;
- (60) S. $44^{\circ} 08' E$. 285.00 varas;
- (61) S. $44^{\circ} 55' E$. 170.12 varas to a corner post on the N.W. line of F.M. Highway #1102 at engineer station 92 / 80.0;

THENCE, crossing F.M. Highway #1102 S. $39^{\circ} 27' E$. 35.00 varas to corner post on S.E. of F.M. Highway #1102 at engineer station 92+ 87.0.

THENCE, leaving F.M. Highway #1102 with fence and Soechting S.W. line, S. $44^{\circ} 36' E$. 283.33 varas to corner post for the east corner of the tract herein described, same being on the N.W. line of the M. K. & T. Railroad Company as fenced, and being also the south corner of the Soechting tract;

THENCE, leaving the Soechting tract with the N.W. line of the M. K. & T. Railroad Company as fenced, the following courses numbered (62) through (64):

- (62) S. $49^{\circ} 09' W$. 281.73 varas;
- (63) S. $47^{\circ} 52' W$. 99.55 varas;
- (64) S. $46^{\circ} 00' W$. 105.19 varas to a corner post for the most southerly corner of the tract herein described, and the east corner of the said Nelson tract as fenced;

THENCE, leaving the N.W. line of the M. K. & T. Railroad Company with a N.E. line of the Nelson tract as fenced N. $43^{\circ} 42' W$. 261.62 varas passing corner post on the S.E. line of F.M. Highway #1102 and continue on in all crossing F.M. Highway #1102, 290.86 varas to point in fence on N.W. line of F.M. Highway #1102 for a re-entrant corner of the tract herein described;

THENCE, with the N.W. line of F.M. Highway #1102, the following courses numbered (65) through (66):

- (65) S. $47^{\circ} 14' W$. 84.40 varas;
- (66) S. $48^{\circ} 35' W$. 151.38 varas to a corner fence post for an east corner of the Nelson tract, and a south corner of the tract herein described.

THENCE, leaving the N.W. line of F.M. Highway #1102 as fenced with a N.E. line of the Nelson tract as fenced, N. $45^{\circ} 36' W$. 855.17 varas to

corner post for a west corner of the tract herein described, and a re-entrant corner of the Nelson tract;

THENCE, with a S.E. line of the Nelson tract as fenced and used upon the ground, N. $46^{\circ} 51' E.$ 213.85 varas to a corner post for a re-entrant corner of the tract herein described, at an east corner of the Nelson tract;

THENCE, with a N.E. line of the Nelson tract as fenced N. $42^{\circ} 25' W.$ 98.98 varas to point in fence for the south corner of a 16 acre tract of land, of which $1/2$ interest was conveyed to Fritz Loop by Richard Loop, et ux, by deed dated 1-11-10, recorded in Vol. 31, p. 375, Comal County Deed Records, and $1/2$ interest conveyed to Barthold Loop, et ux, by Albert Loop, et al, by deed dated 2-24-62, recorded in Vol. 127, p. 303, Comal County Deed Records, and from which an old 14" cedar marked "x" with 3 hucks bears N. $16^{\circ} 36' W.$ 2.97 varas, and an old 20" live oak marked "x" bears S. $14^{\circ} 46' E.$ 39.13 varas;

THENCE, leaving the Nelson tract with the S.E. line of the Loop tract, N. $47^{\circ} 31' E.$ at approximately 444.0 varas passing nail in centerline of road from which an old rock mound bears S. $17^{\circ} 56' E.$ 12.6 varas, and continue on in all 565.06 varas to angle point at top of bluff;

THENCE, N. $47^{\circ} 10' E.$ at 73 varas pass centerline creek and continue on in all 91.22 varas to an old rock mound found in old creek channel for a re-entrant corner of the tract herein described, and the east corner of the Loop tract;

THENCE, with old channel of said creek, the following two courses;

(67) N. $11^{\circ} 05' W.$ 64.97 varas to rock mound;
(68) N. $26^{\circ} 23' W.$ 87.46 varas to rock mound bluff for the north corner of the Loop tract and a re-entrant corner of the tract herein described;

THENCE, leaving said old creek channel, S. $47^{\circ} 51' W.$ at 86.58 varas passing old rock mound found at 123.28 varas, passing top of bluff, at approximately 190.5 varas passing nail in centerline of road; at 711.79 varas, passing old rock mound found, and continue on in all 713.29 varas to point in fence on the N.E. line of the said Nelson tract for the west corner of the Loop tract;

THENCE, leaving the Loop tract with N.E. line of the Nelson tract as fenced, the following courses numbered (69) through (71):

- (69) N. $42^{\circ} 25' W.$ 41.15 varas;
- (70) N. $52^{\circ} 01' W.$ 129.08 varas;
- (71) N. $49^{\circ} 52' W.$ 104.34 varas to a corner post for a re-entrant corner of the tract herein described, and a north corner of the Nelson tract as fenced and used upon the ground;

THENCE, with a N.W. line of the Nelson tract as fenced, S. $45^{\circ} 09' W.$ 438.45 varas to a corner post for a re-entrant corner of the Nelson tract and a south corner of the tract herein described;

THENCE, with a N.E. line of the Nelson tract as fenced and used upon the ground, the following courses numbered (72) through (80):

- (72) N. $43^{\circ} 05' W.$ 397.95 varas;
- (73) N. $42^{\circ} 47' W.$ 171.62 varas;
- (74) N. $45^{\circ} 21' W.$ 93.56 varas;
- (75) N. $43^{\circ} 56' W.$ 152.90 varas;
- (76) N. $44^{\circ} 03' W.$ 62.25 varas;
- (77) N. $43^{\circ} 45' W.$ 250.50 varas;
- (78) N. $44^{\circ} 14' W.$ 176.40 varas;
- (79) N. $44^{\circ} 37' W.$ 52.15 varas;
- (80) N. $44^{\circ} 06' W.$ 39.16 varas to the PLACE OF BEGINNING containing 605.05 acres of land, less 2.46 acres of land within P.H. Highway #1102, leaving an aggregate of 602.59 acres of land for purpose of this conveyance, according to a survey made in April and May, 1964, by James R. Hall, Registered Public Surveyor.

The above described land is the same land as that certain land described in a General Warranty Deed dated June 2, 1964, recorded in Volume 138 on Pages 586-591 of the Deed Records of Comal County, Texas, from George E. Herrmann and wife, Lila Beth Posey Herrmann, Grantors, to Walter S. Higgins, Jr., Trustee, to which reference is hereby made for all purposes, SAVE AND EXCEPT, however, from the hereinabove described 602.59 acres of land that certain 50.88 acre tract of land more fully described in deed dated October 15, 1964, from Walter S. Higgins, Jr., Trustee, to H. G. Nelson, recorded in Volume 141, Page 110-20, of the Deed Records

of Comal County, Texas, based upon a survey made on the ground by James R. Hall, Registered Public Surveyor No. 608, as surveyed September, 1964, and said 50.88 acre tract of land being more fully described by metes and bounds as follows:

BEING 50.88 acres of land out of the Samuel Craft Survey #1, Comal County, Texas, being a portion of that 602.59 acre tract of land conveyed to Walter S. Higgins, Jr., as Trustee, by George E. Herrmann and wife, Lila Beth Posey Herrmann, by deed dated June 2, 1964, and recorded in Volume 138, pages 586-591, Comal County Deed Records.

BEGINNING at a corner fence post, the west corner of the said Higgins 602.59 acre tract for the west corner of the tract herein described and being on the northwest line of the Samuel Craft Survey #1 and the southeast line of the Austin Perkins Survey #25 as fenced and used upon the ground, and being on the southeast line of that tract described as 2147.1 acres of land in a deed from Lila Louise Posey to Gene Scrutchin, said deed dated April 26, 1961 and recorded in Volume 123, Page 270, Comal County Deed Records and being also the North corner of that tract of land conveyed to H. G. Nelson by Wilmar Doshne by deed recorded in Volume 81, page 422, Comal County Deed Records, and from which beginning corner, the west corner of the Samuel Craft Survey bears S. 45 deg. 12' W. 1417.65 varas. (Record)

THENCE with fence and southeast line of said Scrutchin tract and northwest line of Higgins tract N. 45 deg. 03' E. 108.40 varas to angle point;

THENCE continuing with fence and southeast line of Scrutchin tract and northwest line of Higgins tract N. 45 deg. 34' E. 75.10 varas to iron stake and rock mound under fence for the north corner of the tract herein described;

THENCE leaving fence and Scrutchin tract S. 45 deg. 36' E. 1410.71 varas to iron stake and rock mound set under fence on a northwest line of the said Nelson tract for the east corner of the tract herein described;

THENCE with fence and northwest line of Nelson tract S. 46 deg. 09' W. 231.16 varas to corner post, the most westerly south corner of the said Higgins tract and a re-entrant corner of the said Nelson tract for the south corner of the tract herein described;

THENCE with fence and northeast line of Nelson tract
the following courses numbered (1) through (9)

- (1) N. 43 deg. 05' W. 397.95 varas
- (2) N. 42 deg. 47' W. 171.62 varas
- (3) N. 45 deg. 21' W. 93.56 varas
- (4) N. 43 deg. 55' W. 152.90 varas
- (5) N. 44 deg. 08' W. 62.25 varas
- (6) N. 43 deg. 45' W. 250.50 varas
- (7) N. 44 deg. 14' W. 176.40 varas
- (8) N. 44 deg. 37' W. 52.15 varas
- (9) N. 44 deg. 60' W. 39.16 varas

to the place of beginning, containing 50.08 acres of
land, surveyed September 1964, by James R. Hall,
Registered Public Surveyor #608, Hays County Surveyor,
San Marcos, Texas.

leaving a net of 551.71 acres of land, more or less, conveyed
hereby.

TRACT 4

Field Notes of a survey of 20.03 acres of land out of the Samuel Craft Survey #1, Comal County, Texas, being a portion of that tract of land conveyed to H. C. Nelson by Hilman Douline by deed recorded in Volume 81, Page 422, Comal County Deed Records.

BEGINNING at an Iron stake and rock mound set under a fence on a Southeast line of that 602.59 acre tract of land conveyed to Walter S. Higgins, Jr., as Trustee, by George E. Herrmann and wife, Lila Beth Posay Herrmann, by deed dated June 2, 1964, and recorded in Volume 138, Pages 585-591, Comal County Deed Records for the West corner of the tract herein described and from which iron stake and beginning corner, the West corner of the Samuel Craft Survey #1 bears S. 86° 14' 21.82 varas. (Record)

THENCE leaving fence and Higgins Southeast line S. 45° 36' E. 513.75 varas to corner fence post for the South corner of the tract herein described, same being the most Southerly West corner of the said Higgins 602.59 acre tract;

THENCE with fence and a Northwest line of Higgins tract N. 46° 51' E. 213.85 varas to corner post for the East corner of the tract herein described and a re-entrant corner of the said Higgins tract and a East corner of the said Nelson tract;

THENCE with fence and Southeast line of Higgins tract N. 42° 25' W at 98.98 varas passing rock mound, the most Southerly corner of that tract of 17.4 acres of land described in a deed from Albert Loop, et al, to Berthold Loop, et ux, said deed dated February 24, 1962, and recorded in Volume 127, Page 303, Comal County Deed Records and at 243.61 varas pass rock mound for West corner of Loop tract and continue on in all 244.76 varas to angle point;

THENCE continuing with fence and Southwest line of Higgins tract N. 52° 01' W. 129.08 varas to angle point;

THENCE with fence and Southwest line of Higgins tract N. 49° 52' W. 104.34 varas to corner fence post, a re-entrant corner of said Higgins tract and the most Easterly North corner of the Nelson tract for the North corner of the tract herein described;

THEICE with fence and Northwest line of Nelson
tract and Southeast line of Higgins tract S. 46°
09' 20" 29" varas to the place of beginning con-
taining 20.03 acres of land. Surveyed September,
1964; by James R. Hall, Registered Public Surveyor
#508, Itays County Surveyor, San Marcos, Texas.

THENCE, continuing with fence and west line of Tate tract, S. 43° 14 E. 151.46 varas to corner post on the N. W. line of F.M. Highway #1102;

THENCE, crossing F.M. Highway #1102, S. 42° 28 E. 38.53 varas to corner post on the S. E. side of F.M. Highway #1102;

THENCE, with west line of Tate tract as fenced and used upon the ground, S. 45° 12 E. at 139.7 varas crossing centerline of N. K. & T. RR. CO. right of way and continuing on in all 372.52 varas to a point on the N. W. right of way line of I. & G. N. Rail-road Co. for the S. E. corner of the tract herein described, and a S. W. corner of the said Tate tract;

THENCE, with the N. W. line of I. & G. N. RR. CO. right of way, S. 49° 31 W. 568.17 varas to corner post for the most southerly corner of the tract herein described;

THENCE, leaving I. & G. N. RR. right of way line with fence, N. 45° 37 W. 212.4 varas to corner post on the S.E. side of N.K. & T. RR. Co. right of way;

THENCE, N. 46° 05 W. crossing N. K. & T. RR. right of way, 36.2 varas to corner post on the N.W. line of N. K. & T. RR. Co. right of way for the east corner of said Walter Higgins 602.59 acre tract;

THENCE, with fence and N.E. line of said Higgins 602.59 acre tract, N. 44° 36 W. 283.33 varas to corner post on the S.E. side of F.M. Highway #1102 at Engineer's Station 92 / 87.0;

THENCE, N. 39° 27 W. crossing F.M. Highway #1102, 35.0 varas to corner post on N.W. side of F.M. Highway #1102;

THENCE, with fence and Higgins N.E. line, the following courses numbered (14) through (17):

- (14) N. 44° 56 W.; 170.02 varas;
- (15) N. 44° 09 W.; 285.00 varas;
- (16) N. 44° 22 W.; 107.14 varas;
- (17) N. 42° 02 W.; 46.54 varas to the PLACE OF BEGINNING, there being 104.72 acres of land within this description, of which 3.39 acres are within F.M. Highway #1102 and 3.66 acres are within the N.K. & T. RR. Co. right of way, leaving 97.67 acres of land for the purpose of conveyance, and being the same land more fully described by notes and bounds in deed dated November 4, 1964, recorded in Volume 141, pages 244-247, Deed-Records of Comal.

County, Texas, from Ollie Mae Stocks, et al, to
Walter S. Higgins, Jr., Trustee, and in Guardian
Deed dated November 4, 1964, recorded in Volume 141,
Pages 249-250, Deed Records of Comal County, Texas,
from Margaret Fields, Guardian of the Person and
Estate of Ida Sauchling, a person of unsound mind,
to Walter S. Higgins, Jr., Trustee, based on a sur-
vey made on the ground by James R. Hall, County
Surveyor of Hayes County, Texas, in October, 1964.

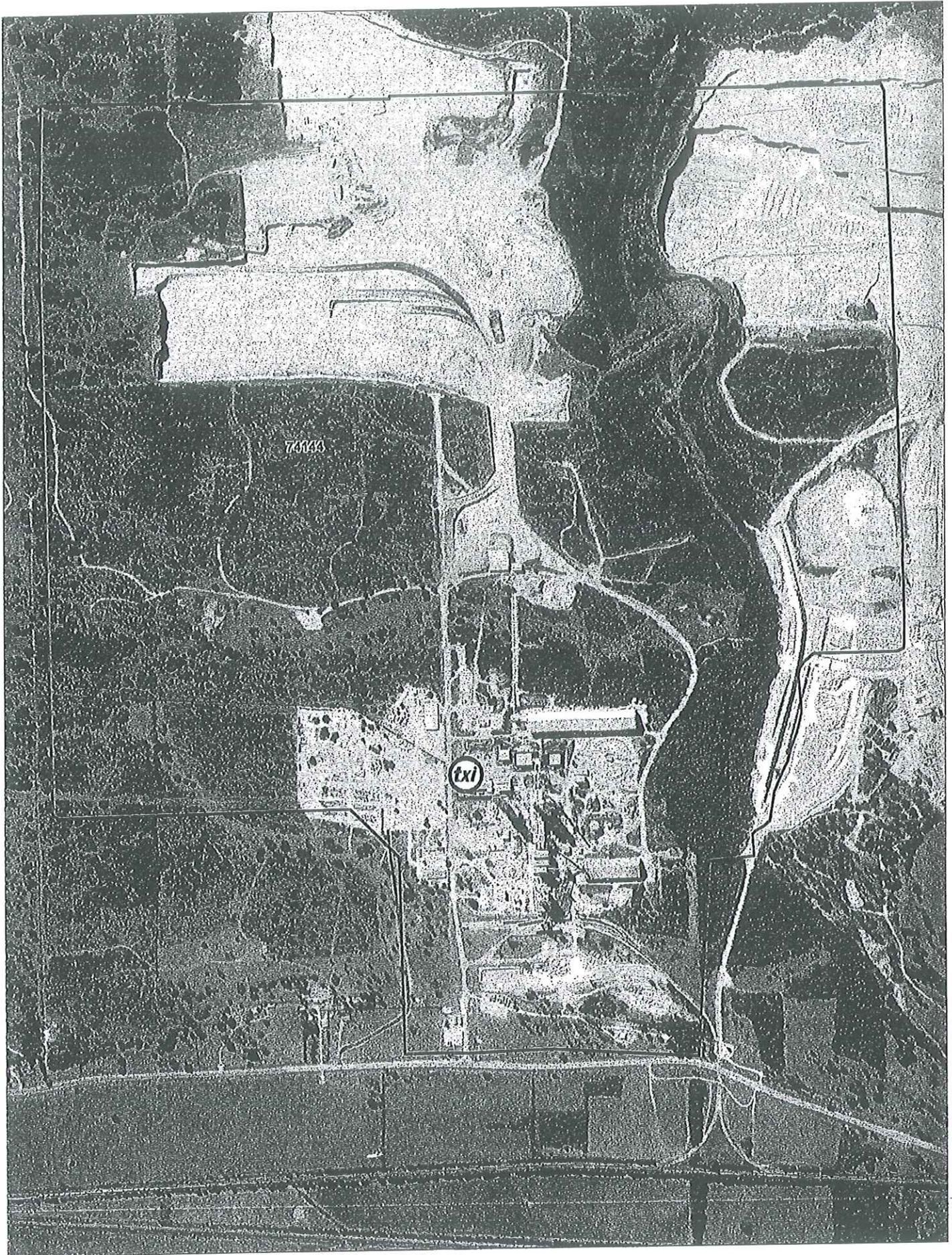


Photo Date: 6-1-2008
Scale: 1" = 1000'

Tax Parcel 74144

Application for Appraised Value Limitation on Qualified Property
Form 50-296
Attachment Information
TXI Operations LP
Texas ID No: 1752647004

Page 9, Existing Improvements

The company has a Portland cement manufacturing plant north of the project located in the same tax parcel number 74144. The existing plant consisting of buildings, other real property improvements, equipment, furniture and fixtures, and other equipment was built in 1979 and currently produces approximately 1.0 million short tons of cement annually.

The Account numbers for existing property are:

Land: 74144

Personal Property: 86216

Improvements: 86218

Inventory: 86215

Pollution Control: 86220

Additional Improvements (Described as Various Projects): 86219

Application for Appraised Value Limitation on Qualified Property
Form 50-296
Attachment Information
TXI Operations LP
Texas ID No: 1752647004

Attachment 13. N/A

110% of Comal County Average Weekly Wage for all Jobs

2009	3Q	\$ 631
2009	4Q	\$ 705
2010	1Q	\$ 622
2010	2Q	\$ 625
TOTAL:		\$ 645.75

\$645.75 average weekly salary
X 1.1 (110%)
\$710.33

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

2009	3Q	\$ 756
2009	4Q	\$ 836
2010	1Q	\$ 791
2010	2Q	\$ 785
TOTAL:		\$ 792

\$792 average weekly salary
X 1.1 (110%)
\$871.20

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

\$16.82 per hour

X 40 hr per week

\$ 672.80 average weekly salary

X 1.10 (110%)

\$740.08

X 52 weeks

\$38,484.16 Annual Wage

Quarterly Employment and Wages (QCEW)

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Page 1 of 1 (40 results/page)

<input type="text" value="▲▼"/> Year	<input type="text" value="▲▼"/> Period	<input type="text" value="▲▼"/> Area	<input type="text" value="▲▼"/> Ownership	<input type="text" value="▲▼"/> Division	<input type="text" value="▲▼"/> Level	<input type="text" value="▲▼"/> Ind Code	<input type="text" value="▲▼"/> Industry	<input type="text" value="▲▼"/> Avg Weekly Wages
2010	1st Qtr	Comal County	Private	00	0	10	Total, All Industries	\$622
2010	2nd Qtr	Comal County	Private	00	0	10	Total, All Industries	\$625
2009	3rd Qtr	Comal County	Private	00	0	10	Total, All Industries	\$631
2009	4th Qtr	Comal County	Private	00	0	10	Total, All Industries	\$705

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

<input type="text" value="2010"/>	<input type="text" value="1st Qtr"/>	<input type="text" value="Comal County"/>	<input type="text" value="Private"/>	<input type="text" value="31"/>	<input type="text" value="2"/>	<input type="text" value="31-33"/>	<input type="text" value="Manufacturing"/>	<input type="text" value="\$791"/>
Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2010	1st Qtr	Comal County	Private	31	2	31-33	Manufacturing	\$791
2010	2nd Qtr	Comal County	Private	31	2	31-33	Manufacturing	\$785
2009	3rd Qtr	Comal County	Private	31	2	31-33	Manufacturing	\$756
2009	4th Qtr	Comal County	Private	31	2	31-33	Manufacturing	\$836

**2009 Manufacturing Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas	\$21.43	\$44,583
<u>1. Panhandle Regional Planning Commission</u>	\$18.38	\$38,227
<u>2. South Plains Association of Governments</u>	\$15.67	\$32,596
<u>3. NORTEX Regional Planning Commission</u>	\$19.60	\$40,768
<u>4. North Central Texas Council of Governments</u>	\$23.44	\$48,754
<u>5. Ark-Tex Council of Governments</u>	\$15.14	\$31,489
<u>6. East Texas Council of Governments</u>	\$16.87	\$35,091
<u>7. West Central Texas Council of Governments</u>	\$17.27	\$35,916
<u>8. Rio Grande Council of Governments</u>	\$15.26	\$31,732
<u>9. Permian Basin Regional Planning Commission</u>	\$19.11	\$39,757
<u>10. Concho Valley Council of Governments</u>	\$14.80	\$30,784
<u>11. Heart of Texas Council of Governments</u>	\$17.41	\$36,206
<u>12. Capital Area Council of Governments</u>	\$25.60	\$53,244
<u>13. Brazos Valley Council of Governments</u>	\$15.33	\$31,893
<u>14. Deep East Texas Council of Governments</u>	\$15.46	\$32,151
<u>15. South East Texas Regional Planning Commission</u>	\$25.53	\$53,095
<u>16. Houston-Galveston Area Council</u>	\$22.90	\$47,629
<u>17. Golden Crescent Regional Planning Commission</u>	\$19.84	\$41,273
<u>18. Alamo Area Council of Governments</u>	\$16.82	\$34,984
<u>19. South Texas Development Council</u>	\$13.68	\$28,445
<u>20. Coastal Bend Council of Governments</u>	\$22.10	\$45,967
<u>21. Lower Rio Grande Valley Development Council</u>	\$13.52	\$28,114
<u>22. Texoma Council of Governments</u>	\$18.42	\$38,305
<u>23. Central Texas Council of Governments</u>	\$16.58	\$34,484
<u>24. Middle Rio Grande Development Council</u>	\$13.66	\$28,416

Source: Texas Occupational Employment and Wages

Data published: July 2010

Data published annually, next update will be June 2011.

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.

ATTACHMENT 15

- Medical Coverage - Preferred Provider Organization ("PPO") and Exclusive Provider Organization ("EPO") Plans
- Dental Plan
- Vision Plan
- Prescription Drug Benefits
- Flexible Spending Accounts ("FSA's")
- Life Insurance
- Disability Plans
- Paid Holidays
- Paid Vacation
- 401(k) Retirement Savings Plan
- Retiree Medical Benefit Plan
- Education Assistance
- Employee Assistance Program

ATTACHMENT 16

N/A

Schedule A (Rev. May 2010): Investment

Form 50-296

Applicant Name
ISD Name

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: 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)			
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) The year preceding the first complete tax year of the qualifying time period (qualified investment and eligible to become qualified property) Complete tax years of qualifying time period Value Limitation Period Continue to Maintain Viable Presence Post-Settle-Up Period Post-Settle-Up Period	2010-11	2010	\$	\$ 18,756,500	\$		\$	18,756,500		
	2011-12	2011	\$	1,000,000	\$		\$	1,000,000		
	2012-13	2012	\$	50,000,000	\$		\$	50,000,000		
	2013-14	2013	\$	50,000,000	\$		\$	50,000,000		
	2014-15	2014	\$	30,000,000	\$		\$	30,000,000		
	2015-16	2015	\$	10,000,000	\$		\$	10,000,000		
	2016-17	2016	\$	5,000,000	\$		\$	5,000,000		
	2017-18	2017	\$	5,000,000	\$		\$	5,000,000		
	2018-19	2018	\$	5,000,000	\$		\$	5,000,000		
	2019-20	2019	\$		\$		\$			
	2020-21	2020	\$		\$		\$			
	2021-22	2021	\$		\$		\$			
	2022-23	2022	\$		\$		\$			
	2023-24	2023	\$		\$		\$			
	2024-25	2024	\$		\$		\$			
2025-26	2025	\$		\$		\$				
2026-27	2026	\$		\$		\$				

Qualifying Time Period usually begins with the final board approval of the application and extends generally for the following two complete tax years.

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.

Column B: [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 C: 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).

Column D: For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings. Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value-for planning, construction and operation of the facility.

Column E: The most significant example for many projects would be land. Other examples may be 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.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed. This schedule must be submitted with the original application 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.

Justin C Reynolds
SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

2/8/11
DATE

Schedule B (Rev. May 2010): Estimated Market And Taxable Value

Form 50-296

Applicant Name
ISD Name

Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property			Reductions from Market Value	Estimated Taxable Value	Final taxable value for M&O—after all reductions
			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 building or "in or on the new improvement"			
pre-year 1	2011-12	2011						
Complete tax years of qualifying time period	1	2012-13			\$ 30,000,000		\$ 30,000,000	\$ 30,000,000
	2	2013-14			\$ 70,756,500		\$ 70,756,500	\$ 70,756,500
	3	2014-15			\$ 120,756,500		\$ 120,756,500	\$ 100,000,000
	4	2015-16			\$ 150,756,500		\$ 150,756,500	\$ 100,000,000
	5	2016-17			\$ 160,756,500		\$ 160,756,500	\$ 100,000,000
Tax Credit Period (with 50% cap on credit)	6	2017-18			\$ 165,756,500		\$ 165,756,500	\$ 100,000,000
	7	2018-19			\$ 170,756,500		\$ 170,756,500	\$ 100,000,000
	8	2019-20			\$ 175,756,500		\$ 175,756,500	\$ 100,000,000
	9	2020-21			\$ 180,756,500		\$ 180,756,500	\$ 100,000,000
	10	2021-22			\$ 180,756,500		\$ 180,756,500	\$ 100,000,000
Credit Settle-Up Period	11	2022-23			\$ 180,756,500		\$ 180,756,500	\$ 160,756,500
	12	2023-24			\$ 180,756,500		\$ 180,756,500	\$ 180,756,500
	13	2024-25			\$ 180,756,500		\$ 180,756,500	\$ 180,756,500
Post-Settle-Up Period	14	2025-26			\$ 180,756,500		\$ 180,756,500	\$ 180,756,500
	15	2026-27			\$ 180,756,500		\$ 180,756,500	\$ 180,756,500

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation. This schedule must be submitted with the original application 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.

Justin C. Rywick

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

2/8/11

DATE

Schedule D: (Rev. May 2010): Other Tax Information

Form 50-296

Applicant Name

		Sales Tax Information		Franchise Tax				Other Property Tax Abatements Sought			
		Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax	Column H: Estimate of Franchise tax due from (or attributable to) the applicant	County	City	Hospital	Other			
Year	School Year (YYYY-YYYY)	Tax/Calendar Year YYYY	Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax	Column H: Estimate of Franchise tax due from (or attributable to) the applicant	County	City	Hospital	Other		
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	2011-12	2011	420,000	41,580,000							
Complete tax years of qualifying time period	1	2012-13	400,000	39,600,000							
	2	2013-14	300,000	29,700,000							
Tax Credit Period (with 50% cap on credit)	3	2014-15	100,000	9,900,000	\$ 504,000	54%					
	4	2015-16	50,000	4,950,000	\$ 504,000	54%					
	5	2016-17	50,000	4,950,000	\$ 504,000	54%					
	6	2017-18	50,000	4,950,000	\$ 504,000	54%					
	7	2018-19	50,000	4,950,000	\$ 504,000	54%					
	8	2019-20			\$ 504,000	54%					
	9	2020-21			\$ 504,000	54%					
	10	2021-22			\$ 504,000	54%					
	11	2022-23			\$ 504,000						
	12	2023-24			\$ 504,000						
Credit Settle-Up Period	13	2024-25			\$ 504,000						
	14	2025-26			\$ 504,000						
Post-Settle-Up Period	15	2026-27			\$ 504,000						

*For planning, construction and operation of the facility.

Dieter C. Key, c.d.c.k.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

2/8/11

DATE