

Attachment A

Application

O'HANLON, MCCOLLOM & DEMERATH

ATTORNEYS AND COUNSELORS AT LAW

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AUSTIN, TEXAS 78701

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KEVIN O'HANLON

CERTIFIED, CIVIL APPELLATE

CERTIFIED, CIVIL TRIAL

LESLIE MCCOLLOM

CERTIFIED, CIVIL APPELLATE

CERTIFIED, LABOR AND EMPLOYMENT

TEXAS BOARD OF LEGAL SPECIALIZATION

JUSTIN DEMERATH

September 18, 2013

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

RE: Application to the Ingleside Independent School District from Ingleside Ethylene, LLC and Occidental Chemical Corporation

FIRST QUALIFYING YEAR 2015

To the Local Government Assistance & Economic Analysis Division:

By copy of this letter transmitting the application for review to the Comptroller's Office, the Ingleside Consolidated Independent School District is notifying the Applicants Ingleside Ethylene, LLC and Occidental Chemical Corporation of its intent to consider Ingleside Ethylene, LLC and Occidental Chemical Corporation's application for appraised value limitation on qualified property. The Applicant submitted the application to the school district on September 9, 2013. The Board voted at a properly posted Board meeting to accept the application on September 9, 2013. The application was determined complete by the school district on September 18, 2013. Please prepare the economic impact report.

The project is located in a reinvestment zone and spans into another school district. The property that is in the other school district is not currently the subject of a value limitation application.

The school district has determined that the wage information included in the application represents the most recent wage data available at the time of the application. The wage the Applicant has committed to paying on this project is above the required statutory minimums.

A paper copy of the application will be hand delivered to your office today. In accordance with 34 Tex. Admin Code §9.1054, a copy of the application will be submitted to the San Patricio County Appraisal District.

Letter to Local Government Assistance & Economic Analysis Division
September 18, 2013
Page 2 of 2

Please feel free to contact me with questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin O'Hanlon", with a stylized flourish at the end.

Kevin O'Hanlon
School District Consultant

Cc: Chief Appraiser
San Patricio County Appraisal District

Ingleside Ethylene, LLC and Occidental Chemical Corporation

Troy Mircovich, Ingleside ISD



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

Form 50-296
(Revised July 2013)

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 website. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules 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 website to find out more about the program at www.texasahead.org/tax_programs/chapter313/. 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

Authorized School District Representative		Date Application Received by District September 9, 2013	
First Name Troy		Last Name Mircovich	
Title Superintendent			
School District Name Ingleside ISD			
Street Address 2664 San Angelo			
Mailing Address P. O. Box 1320			
City Ingleside		State TX	ZIP 78362
Phone Number 361-776-7631		Fax Number 361-776-0267	
Mobile Number (optional)		Email Address troy.mircovich@inglesideisd.org	

I 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 Dan	Last Name Casey	
Title Partner		
Firm Name Moak, Casey & Associates		
Street Address 400 W. 15th Street, Suite 1410		
Mailing Address Same		
City Austin	State TX	ZIP 78701-1648
Phone Number (512) 485-7878	Fax Number (512) 485-7888	
Mobile Number (Optional)	Email Address dcasey@moakcasey.com	

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 9/11/13
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Has the district determined this application complete? ☒ Yes ☐ No

If yes, date determined complete. **9/17/13**

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	Y
2	Certification page signed and dated by authorized school district representative	2 of 16	Y
3	Date application deemed complete by ISD	2 of 16	Y
4	Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	Y
5	Completed company checklist	12 of 16	Y
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 William		Last Name Shock	
Title Sr. Tax Agent			
Organization Occidental Petroleum Corporation			
Street Address 5 Greenway Plaza, Suite 110, Houston TX 77046-0521			
Mailing Address P.O. Box 27570			
City Houston		State TX	ZIP 77227-7570
Phone Number (713) 840-3031		Fax Number (713) 840-3043	
Mobile Number (optional) (713) 516-0042		Business Email Address william_e_shock@oxy.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 NOT APPLICABLE		Last Name	
Title			
Organization			
Street Address			
Mailing Address			
City		State	ZIP
Phone Number		Fax Number	
Mobile Number (optional)		Email Address	

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

Will consultant be primary contact? ☒ Yes ☐ No



APPLICANT INFORMATION – CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

First Name Stephen	Last Name Kuntz	
Title Partner		
Firm Name Fulbright & Jaworski LLP (Norton Rose Fulbright)		
Street Address 1301 McKinney, Suite 5100, Houston, TX 77010-3095		
Mailing Address 1301 McKinney, Suite 5100		
City Houston	State TX	ZIP 77010-3095
Phone Number (713) 651-5241	Fax Number (713) 651-5246	
Business Email Address stephen.kuntz@nortonrosefulbright.com		

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 9/5/13
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GIVEN under my hand and seal of office this 5th day of September, 2013



Judy A. Roswell
Notary Public, State of Texas

My commission expires March 18, 2017

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

Ingleside Ethylene, LLC and its affiliate, Occidental Chemical Corporation

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

Ingleside Ethylene, LLC - Not yet assigned / Occidental Chemical Corporation - 11604847324

NAICS Code

325110

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.

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.)

Ingleside Ethylene, LLC - Limited Liability Company / Occidental Chemical Corporation - Corporation

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.)

* Ingleside Ethylene, LLC will qualify to do business in Texas upon project approval.

**ELIGIBILITY UNDER TAX CODE CHAPTER 313.024**

Are you an entity to which Tax Code, Chapter 171 applies? ☒ Yes ☐ No

The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:

- (1) manufacturing ☒ Yes ☐ No
- (2) research and development ☐ Yes ☒ No
- (3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☒ No
- (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☒ No
- (5) renewable energy electric generation ☐ Yes ☒ No
- (6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☒ No
- (7) nuclear electric power generation ☐ Yes ☒ No
- (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☒ No

Are you requesting that any of the land be classified as qualified investment? ☐ Yes ☒ No

Will any of the proposed qualified investment be leased under a capitalized lease? ☐ Yes ☒ No

Will any of the proposed qualified investment be leased under an operating lease? ☐ Yes ☒ No

Are you including property that is owned by a person other than the applicant? ☐ Yes ☒ No

Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☒ No

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)

See Attachment 4

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

See Attachment 4

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

- | | | | |
|---|--|--|---|
| <input checked="" type="checkbox"/> New Jobs | <input checked="" type="checkbox"/> Construct New Facility | <input type="checkbox"/> New Business / Start-up | <input type="checkbox"/> Expand Existing Facility |
| <input type="checkbox"/> Relocation from Out-of-State | <input type="checkbox"/> Expansion | <input checked="" type="checkbox"/> Purchase Machinery & Equipment | |
| <input type="checkbox"/> Consolidation | <input type="checkbox"/> Relocation within Texas | | |

PROJECTED TIMELINE

Begin Construction 3Q 2014 Begin Hiring New Employees 1Q 2015

Construction Complete 3Q 2016 Fully Operational 4Q 2016

Purchase Machinery & Equipment 3Q 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)? ☐ Yes ☒ No

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? 4Q 2016

ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source

Amount

Texas Enterprise Fund

appx. \$1,000,000

Total

\$1,000,000

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.)

We will be seeking a 381 Agreement with San Patricio County and a 312 Agreement with the Drainage District.

THE PROPERTYIdentify county or counties in which the proposed project will be located San Patricio CountyCentral Appraisal District (CAD) that will be responsible for appraising the property San Patricio County Appraisal DistrictWill 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: San Patricio 100% City: None
(Name and percent of project) (Name and percent of project)Hospital District: None Water District: San Patricio Co Drainage Dist 100%
(Name and percent of project) (Name and percent of project)Other (describe): _____ Other (describe): _____
(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.

A small portion of the project will be in Gregory-Portland ISD but is not included in this application. See attachment 5.

**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 website at www.texasahead.org/tax_programs/chapter313/.

At the time of application, what is the estimated minimum qualified investment required for this school district? \$30,000,000

What is the amount of appraised value limitation for which you are applying? \$30,000,000

What is your total estimated *qualified* investment? \$1,200,000,000

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? November 2013

What is the anticipated date of the beginning of the qualifying time period? Jan. 2, 2014

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? \$1,200,000,000

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?

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

Will the project be on leased land? ☒ Yes ☐ No

* Land will be leased from Occidental Chemical Corporation to Ingleside Ethylene, LLC

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. \$1,403,849 - land only (see atch #12) 2013
(Market Value) (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)? 0

The last complete calendar quarter before application review start date is the:

☐ First Quarter ☒ Second Quarter ☐ Third Quarter ☐ Fourth Quarter of 2013
(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? 1,120 (OxyChem)

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.

Total number of new jobs that will have been created when fully operational 100

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? 80

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 www.texasahead.org/tax_programs/chapter313/)

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 website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is	\$935.27
110% of the county average weekly wage for manufacturing jobs in the county is	\$1,517.72
110% of the county average weekly wage for manufacturing jobs in the region is	\$1,010.85

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?

\$52,564.60

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?

\$52,564.60

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?

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 Attachment #15

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	✓
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	✓
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	✓
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	✓
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	✓

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

ATTACHMENT 2

See following Proof of Payment of Application Fee

Proof of payment of filing fee received by the
Comptroller of Public Accounts per TAC Rule
§9.1054 (b)(5)

*(Page Inserted by Office of Texas Comptroller of Public
Accounts)*

ATTACHMENT 3

See attached Texas Franchise Tax Extension Affiliate List

TX2013 05-165

Texas Franchise Tax Extension Affiliate List

Ver. 4.0 (Rev.9-11/3)

Tcode 13298

Reporting entity taxpayer number

Report year

Reporting entity taxpayer name

19430519264

2013

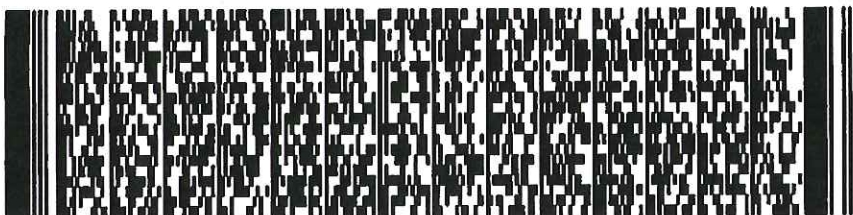
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. OCCIDENTAL ENERGY MARKETING, INC.	19430519264	<input type="checkbox"/>
2. OCCIDENTAL PETROLEUM CORPORATION	32048312808	<input type="checkbox"/>
3. SWIFLITE AIRCRAFT CORPORATION	135519445	<input checked="" type="checkbox"/>
4. OXY INC.	19529082497	<input type="checkbox"/>
5. GLENN SPRINGS HOLDINGS, INC.	19544083975	<input type="checkbox"/>
6. MARIANA PROPERTIES, INC.	954471381	<input checked="" type="checkbox"/>
7. MILLER SPRINGS REMEDIATION MANAGEMENT, INC.	954440338	<input checked="" type="checkbox"/>
8. OCCIDENTAL PETROLEUM INVESTMENT CO.	952584267	<input checked="" type="checkbox"/>
9. OXY LNG, INC	203218221	<input checked="" type="checkbox"/>
10. OCCIDENTAL INTERNATIONAL CORPORATION	19525736955	<input type="checkbox"/>
11. OXY WESTWOOD CORPORATION	954124078	<input checked="" type="checkbox"/>
12. OXY EXPATRIATE SERVICES INC	12639514053	<input type="checkbox"/>
13. OCCIDENTAL OIL SHALE, INC.	952864973	<input checked="" type="checkbox"/>
14. OCCIDENTAL RESOURCE RECOVERY SYSTEMS, INC.	953009242	<input checked="" type="checkbox"/>
15. OCCIDENTAL RESEARCH CORPORATION	952149707	<input checked="" type="checkbox"/>
16. OPCAL INSURANCE, INC.	954437852	<input checked="" type="checkbox"/>
17. INDSPEC HOLDING CORPORATION	251720938	<input checked="" type="checkbox"/>
18. ICC RESIN TECHNOLOGY, INC.	510377309	<input checked="" type="checkbox"/>
19. OCCIDENTAL TOWER CORPORATION	17524600826	<input type="checkbox"/>
20. NATURAL GAS ODORIZING INC	17601206281	<input type="checkbox"/>
21. CAIN CHEMICAL INC.	30113574179	<input type="checkbox"/>

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Texas Franchise Tax Extension Affiliate List

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2013

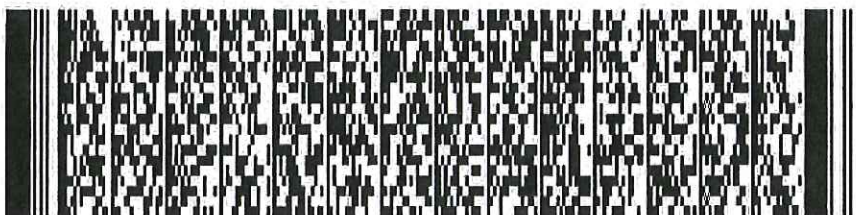
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. INDSPEC CHEMICAL CORPORATION	12517209370	<input type="checkbox"/>
2. OCCIDENTAL CHEMICAL HOLDING CORPORATION	952865897	<input checked="" type="checkbox"/>
3. OCCIDENTAL CHEMICAL CORPORATION	11604847324	<input type="checkbox"/>
4. OCCIDENTAL INTERNATIONAL SERVICES, INC.	954443549	<input checked="" type="checkbox"/>
5. OCCIDENTAL OF BANGLADESH, INC.	954395527	<input checked="" type="checkbox"/>
6. OCCIDENTAL OIL AND GAS HOLDING CORPORATION	952864974	<input checked="" type="checkbox"/>
7. OCCIDENTAL OIL AND GAS CORPORATION	17419501410	<input type="checkbox"/>
8. VINTAGE PETROLEUM INTERNATIONAL HOLDINGS, INC.	651162058	<input checked="" type="checkbox"/>
9. VINTAGE PETROLEUM ITALY, INC.	731590346	<input checked="" type="checkbox"/>
10. OCCIDENTAL CIS SERVICES, INC.	954386429	<input checked="" type="checkbox"/>
11. CITIES SERVICE EUROPE-AFRICA PETROLEUM CORP.	30002505615	<input checked="" type="checkbox"/>
12. GRAND BASSA TANKERS, INC.	131995847	<input checked="" type="checkbox"/>
13. OCCIDENTAL OOOI HOLDER, INC.	954411775	<input checked="" type="checkbox"/>
14. OCCIDENTAL TRANSPORTATION HOLDING CORPORATION	200250950	<input checked="" type="checkbox"/>
15. OXY PIPELINE I COMPANY	200251022	<input checked="" type="checkbox"/>
16. OXY TRANSPORT I COMPANY	12034678552	<input type="checkbox"/>
17. OXY HOLDING COMPANY (PIPELINE) INC	262741534	<input checked="" type="checkbox"/>
18. OXY BT HOLDINGS GP, INC	32049438883	<input type="checkbox"/>
19. OXY BT HOLDINGS LP, INC	32049438909	<input type="checkbox"/>
20. CENTURION PIPELINE GP, INC.	12002510829	<input type="checkbox"/>
21. CENTURION PIPELINE LP, INC.	200251144	<input checked="" type="checkbox"/>

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CHECK YOUR ID NUMBERS FOR TYPOS**
Texas Franchise Tax Extension Affiliate List

Tcode 13298

Reporting entity taxpayer number

Report year

Reporting entity taxpayer name

19430519264

2013

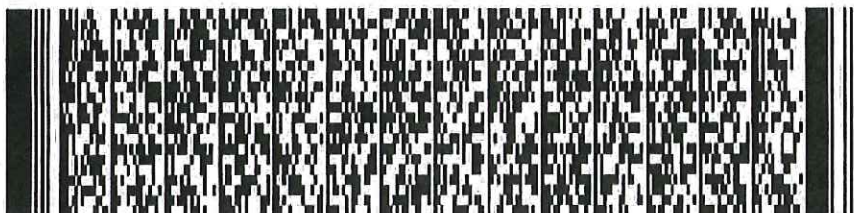
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. OXY TIDELANDS, INC.	12041101929	<input type="checkbox"/>
2. LOMITA GASOLINE COMPANY, INC.	330429362	<input checked="" type="checkbox"/>
3. OXY LONG BEACH, INC.	954236046	<input checked="" type="checkbox"/>
4. OCCIDENTAL OF ELK HILLS, INC.	954657310	<input checked="" type="checkbox"/>
5. OXY LOST HILLS, INC.	980234630	<input checked="" type="checkbox"/>
6. THUMS LONG BEACH COMPANY	952381774	<input checked="" type="checkbox"/>
7. OXY USA WTP LP	17315988018	<input type="checkbox"/>
8. VINTAGE GAS, INC.	17313823845	<input type="checkbox"/>
9. LAGUNA PETROLEUM CORPORATION	17516922642	<input type="checkbox"/>
10. BRAVO PIPELINE COMPANY	13632152511	<input type="checkbox"/>
11. OXY USA INC.	17311668804	<input type="checkbox"/>
12. MARICO EXPLORATION INC	850279720	<input checked="" type="checkbox"/>
13. OXY Y-1 COMPANY	18501399556	<input type="checkbox"/>
14. RIO DE VIENTO INC	850430396	<input checked="" type="checkbox"/>
15. CONN CREEK SHALE COMPANY	731222143	<input checked="" type="checkbox"/>
16. OXY PBLP HOLDER, INC.	32038485812	<input type="checkbox"/>
17. OXY VPP INVESTMENTS, INC.	32038485820	<input type="checkbox"/>
18. TROY POTTER INC.	17514477904	<input type="checkbox"/>
19. OXY OIL PARTNERS, INC.	943356244	<input checked="" type="checkbox"/>
20. OCCIDENTAL PERMIAN SERVICES, INC.	19548066646	<input type="checkbox"/>
21. OXY TULSA INC.	730776873	<input checked="" type="checkbox"/>

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1023

****PLEASE CHECK YOUR ID NUMBERS FOR TYP0S******Texas Franchise Tax Extension Affiliate List**

Tcode 13298

Reporting entity taxpayer number

Report year

Reporting entity taxpayer name

19430519264

2013

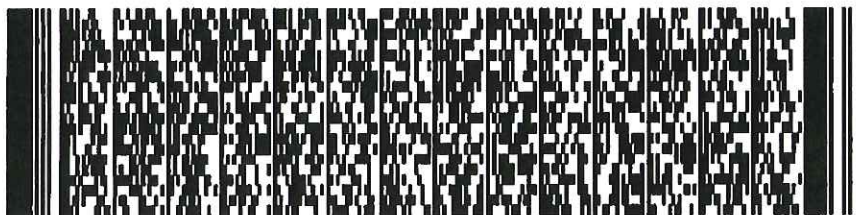
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. MONUMENT PRODUCTION, INC.	481260782	<input checked="" type="checkbox"/>
2. OCCIDENTAL PERMIAN MANAGER LLC	17605285992	<input type="checkbox"/>
3. TENBY, INC.	956069751	<input checked="" type="checkbox"/>
4. PLACID OIL COMPANY	17203951748	<input type="checkbox"/>
5. OCCIDENTAL POWER SERVICES, INC.	10107037359	<input type="checkbox"/>
6. OXY ENERGY SERVICES, INC.	19546756313	<input type="checkbox"/>
7. OCCIDENTAL SPECIALTY MARKETING, INC.	19547136408	<input type="checkbox"/>
8. OCCIDENTAL ADVANCE SALE FINANCE	954714847	<input checked="" type="checkbox"/>
9. OPM GP, INC.	19547547430	<input type="checkbox"/>
10. OCCIDENTAL ENERGY VENTURES CORP.	19544981707	<input type="checkbox"/>
11. EHPP HOLDINGS, INC.	954728027	<input checked="" type="checkbox"/>
12. OCCIDENTAL CRUDE SALES, INC. (INTERNATIONAL)	32037843920	<input type="checkbox"/>
13. OXY COGENERATION HOLDING COMPANY, INC.	954659736	<input checked="" type="checkbox"/>
14. INGLESIDE COGENERATION GP, INC.	19546597394	<input type="checkbox"/>
15. INGLESIDE COGENERATION GP 2, INC.	17605539802	<input type="checkbox"/>
16. INGLESIDE COGENERATION LIMITED PARTNERSHIP	17428615649	<input type="checkbox"/>
17. OCCIDENTAL CHEMICAL INTERNATIONAL, INC.	953170077	<input checked="" type="checkbox"/>
18. HOOKER CHEMICAL INVESTMENT CO.	952864975	<input checked="" type="checkbox"/>
19. OCCIDENTAL CHEMICAL INVESTMENT (CANADA) 1, INC.	32002290669	<input type="checkbox"/>
20. OCCIDENTAL ANGOLA, INC.	954307202	<input checked="" type="checkbox"/>
21. OCCIDENTAL OVERSEAS OPERATIONS, INC.	954111366	<input checked="" type="checkbox"/>

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****PLEASE CHECK YOUR ID NUMBERS FOR TYPOS******Texas Franchise Tax Extension Affiliate List**

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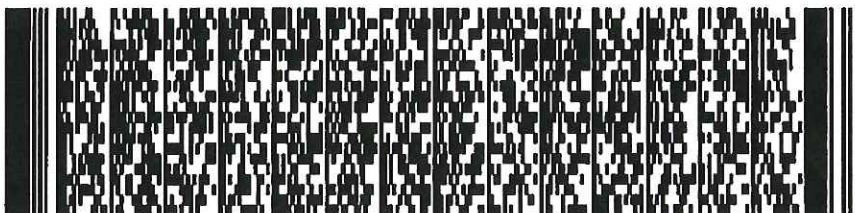
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. OCCIDENTAL INTERNATIONAL (LIBYA), INC.	953981617	<input checked="" type="checkbox"/>
2. MC2 TECHNOLOGIES INC	061340757	<input checked="" type="checkbox"/>
3. SCANPORTS SHIPPING INC	061173731	<input checked="" type="checkbox"/>
4. OXYMAR	17522524895	<input type="checkbox"/>
5. OXY VINYLs LP	17315614267	<input type="checkbox"/>
6. OXY INGLESIDE ENERGY CENTER, LLC	32047539948	<input type="checkbox"/>
7. OXY LPG TERMINAL, LLC	32049782983	<input type="checkbox"/>
8. OCCIDENTAL PVC LLC	17528121316	<input type="checkbox"/>
9. DMM FINANCIAL LLC	522144735	<input checked="" type="checkbox"/>
10. OXY VINYLs EXPORT SALES LLC	13836663750	<input type="checkbox"/>
11. OXY MIDSTREAM STRATEGIC DEVELOPMENT, LLC	32045669440	<input type="checkbox"/>
12. OCCIDENTAL ENERGY TRANSPORTATION LLC	12034692918	<input type="checkbox"/>
13. OXY WILMINGTON, LLC	12041102638	<input type="checkbox"/>
14. TIDELANDS OIL PRODUCTION COMPANY	13303357647	<input type="checkbox"/>
15. NGL VENTURES LLC	12009741567	<input type="checkbox"/>
16. VINTAGE PRODUCTION CALIFORNIA LLC	770535342	<input checked="" type="checkbox"/>
17. OXY NM LP	32035427577	<input type="checkbox"/>
18. TRANSOK PROPERTIES, LLC	32000446776	<input type="checkbox"/>
19. VINTAGE PETROLEUM LLC	13003392183	<input type="checkbox"/>
20. LP 260 LLC	205614268	<input checked="" type="checkbox"/>
21. OXY CV PIPELINE LLC	260248559	<input checked="" type="checkbox"/>

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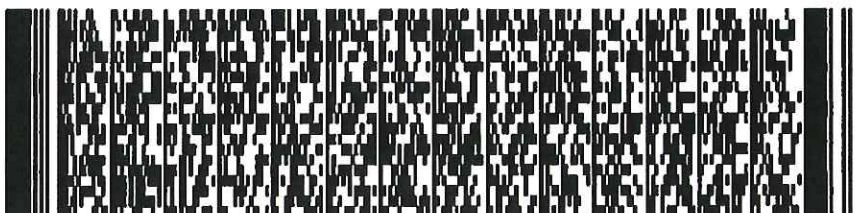
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. YT RANCH LLC	203975377	<input checked="" type="checkbox"/>
2. OXY LITTLE KNIFE, LLC	32045325746	<input type="checkbox"/>
3. OOG PARTNER LLC	954819072	<input checked="" type="checkbox"/>
4. SOUTHERN SAN JOAQUIN PRODUCTION, LLC	371694423	<input checked="" type="checkbox"/>
5. PERMIAN VPP MANAGER, LLC	12027744734	<input type="checkbox"/>
6. OXY PBLP MANAGER, LLC	12027745699	<input type="checkbox"/>
7. OXY WEST, LLC	13200663402	<input type="checkbox"/>
8. OXY C & I BULK SALES, LLC	204863184	<input checked="" type="checkbox"/>
9. PHIBRO SERVICES LLC	271186607	<input checked="" type="checkbox"/>
10. OEVC ENERGY, LLC	17606978553	<input type="checkbox"/>
11. OEVC MIDSTREAM PROJECTS, LLC	12008746815	<input type="checkbox"/>
12. SAN PATRICIO PIPELINE LLC	12008746989	<input type="checkbox"/>
13. OXY LPG LLC	32036948001	<input type="checkbox"/>
14. ELK HILLS POWER LLC	954729983	<input checked="" type="checkbox"/>
15. OXY OLEODUCTO SOP LLC	264596320	<input checked="" type="checkbox"/>
16. OXY BRIDGETEX L.P.	32049460242	<input type="checkbox"/>
17. CENTURION PIPELINE L.P.	12002511892	<input type="checkbox"/>
18. DOWNTOWN PLAZA II	731423459	<input checked="" type="checkbox"/>
19. INDIAN BASIN GAS PLANT	341745577	<input checked="" type="checkbox"/>
20. OCCIDENTAL PERMIAN LTD.	17605286032	<input type="checkbox"/>
21. PERMIAN BASIN LIMITED PARTNERSHIP	32035411597	<input type="checkbox"/>

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1023

TX2013
Ver. 4.005-165
(Rev. 9-11/3)

Texas Franchise Tax Extension Affiliate List

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2013

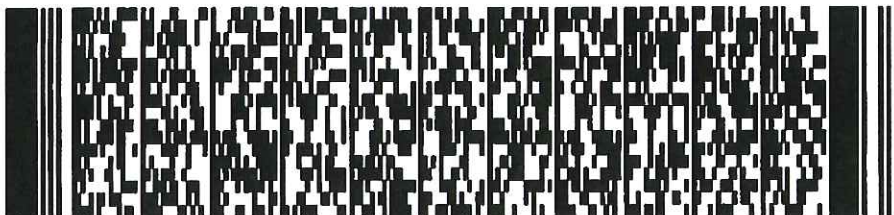
OCCIDENTAL ENERGY MARKETING, INC.

LEGAL NAME OF AFFILIATE	AFFILIATE'S TEXAS TAXPAYER NUMBER (If none, enter FEI number)	CHECK BOX IF AFFILIATE DOES NOT HAVE NEXUS IN TEXAS
1. PERMAN VPP HOLDER, LP	32035334070	<input type="checkbox"/>
2. OCCIDENTAL POWER MARKETING, L.P.	17315704852	<input type="checkbox"/>
3. PHIBRO TRADING LLC	12711548300	<input type="checkbox"/>
4. PHIBRO LLC	13522724015	<input type="checkbox"/>
5. PHIBRO CLEARING LLC	272545642	<input checked="" type="checkbox"/>
6.		<input type="checkbox"/>
7.		<input type="checkbox"/>
8.		<input type="checkbox"/>
9.		<input type="checkbox"/>
10.		<input type="checkbox"/>
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18.		<input type="checkbox"/>
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21.		<input type="checkbox"/>

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ATTACHMENT 4

Detailed description of the project:

Overview:

OxyChem proposes to design and construct an ethylene plant on land currently owned by OxyChem in San Patricio County/ Ingleside ISD adjacent to existing plant operations. OxyChem will operate the plant on behalf of the LLC for purposes of supplying ethylene to OxyChem's Vinyl Chloride Monomer production facilities. In conjunction with the project, a 115 mile pipeline will be constructed to ethylene storage facilities in Markham, Texas. The pipeline is not included in the project for purposes of this application.

Plant Scope:

Construct an ethane cracking facility and related equipment and appurtenances for the production of up to 1.2 billion pounds per year of ethylene. The ethylene unit will receive an ethane feedstock from pipeline sources and be designed to produce polymer grade ethylene, together with fuel gas, Hydrogenated C3/C4s and C5+ liquids as byproducts.

Facility:

- Feed Systems, Cracking Heaters and Quench Water System
- Charge Gas Compression and Acid Gas Removal
- Charge Gas Drying and Regeneration Facilities
- Hydrogen Compression and Purification
- Charge Gas Chilling, Front End Deethanizer, and Acetylene Converters
- Demethanizer
- Ethylene Fractionation
- Debutanizer
- C3/C4 Hydrogenation
- Propylene Refrigeration System
- Binary Refrigeration System

Supporting Facilities:

- Treated Water
- Demineralization and Boiler Feedwater
- Cooling Water System
- Steam and Condensate
- Power Supply
- Fuel Gas
- Plant and Instrument Air
- Nitrogen
- Breathing Air
- Fuel Gas/Natural Gas
- Flare

- Waste Water Treatment
- Sanitary System
- Firewater
- Chemical Storage
- Product Storage and Handling

Pipeline & Storage:

- Approx. 115 mile 8-inch bi-directional pipeline to Markham storage
- Ethylene Storage
- Surface Equipment

In addition, the project will have related process facilities, auxiliaries and equipment, including, but not limited to air compressors, electrical sub-stations, road improvements, utilities (including steam lines), tankage, pipe connections, process control systems, cooling towers, control buildings, and infrastructure additions, upgrades and modifications related to the proposed project, and tools, vehicles, furnishings and moveable personal property.

Timeline:

Construction to begin in the 3rd quarter, 2014 with completion estimated in the 3rd quarter, 2016.

Ability to Locate in Another State or Region of Texas:

OxyChem consumes ethylene at multiple manufacturing facilities located along the Texas Gulf Coast and in Louisiana. OxyChem has two other Vinyl Chloride Monomer manufacturing sites that are also large ethylene consumers located in the Houston industrial area. As with all major projects, regional tax incentives contribute to the overall viability of the proposed project, including its site selection.

This is a major project for OxyChem. The internal competition for capital is significant. Whether or not this project becomes a reality depends on meeting certain economic and practical feasibility targets including:

- Permit approvals
- Meet economic feasibility targets
 - Includes economic incentives

ATTACHMENT 5

A small portion of this project will be in Gregory-Portland ISD. There will be a flare, a Shop/Warehouse, some minor miscellaneous equipment, and a parking lot in GPISD. The costs for these items are not included in our \$1.2 billion estimate. All of the investment on this application is for Ingleside ISD.

ATTACHMENT 6

Qualified Investment:

Overview:

OxyChem proposes to design and construct an ethylene plant on land currently owned by OxyChem in San Patricio County/ Ingleside ISD adjacent to existing plant operations. OxyChem will operate the plant on behalf of the LLC for purposes of supplying ethylene to OxyChem's Vinyl Chloride Monomer production facilities. In conjunction with the project, a 115 mile pipeline will be constructed to ethylene storage facilities in Markham, Texas. The pipeline is not included in the project for purposes of this application.

Plant Scope:

Construct an ethane cracking facility and related equipment and appurtenances for the production of up to 1.2 billion pounds per year of ethylene. The ethylene unit will receive an ethane feedstock from pipeline sources and be designed to produce polymer grade ethylene, together with fuel gas, Hydrogenated C3/C4s and C5+ liquids as byproducts.

Facility:

- Feed Systems, Cracking Heaters and Quench Water System
- Charge Gas Compression and Acid Gas Removal
- Charge Gas Drying and Regeneration Facilities
- Hydrogen Compression and Purification
- Charge Gas Chilling, Front End Deethanizer, and Acetylene Converters
- Demethanizer
- Ethylene Fractionation
- Debutanizer
- C3/C4 Hydrogenation
- Propylene Refrigeration System
- Binary Refrigeration System

Supporting Facilities:

- Treated Water
- Demineralization and Boiler Feedwater
- Cooling Water System
- Steam and Condensate
- Power Supply
- Fuel Gas
- Plant and Instrument Air
- Nitrogen

- Breathing Air
- Fuel Gas/Natural Gas
- Flare
- Waste Water Treatment
- Sanitary System
- Firewater
- Chemical Storage
- Product Storage and Handling

Pipeline & Storage:

- Approx. 115 mile 8-inch bi-directional pipeline to Markham storage
- Ethylene Storage
- Surface Equipment

In addition, the project will have related process facilities, auxiliaries and equipment, including, but not limited to air compressors, electrical sub-stations, road improvements, utilities (including steam lines), tankage, pipe connections, process control systems, cooling towers, control buildings, and infrastructure additions, upgrades and modifications related to the proposed project, and tools, vehicles, furnishings and moveable personal property.

Timeline:

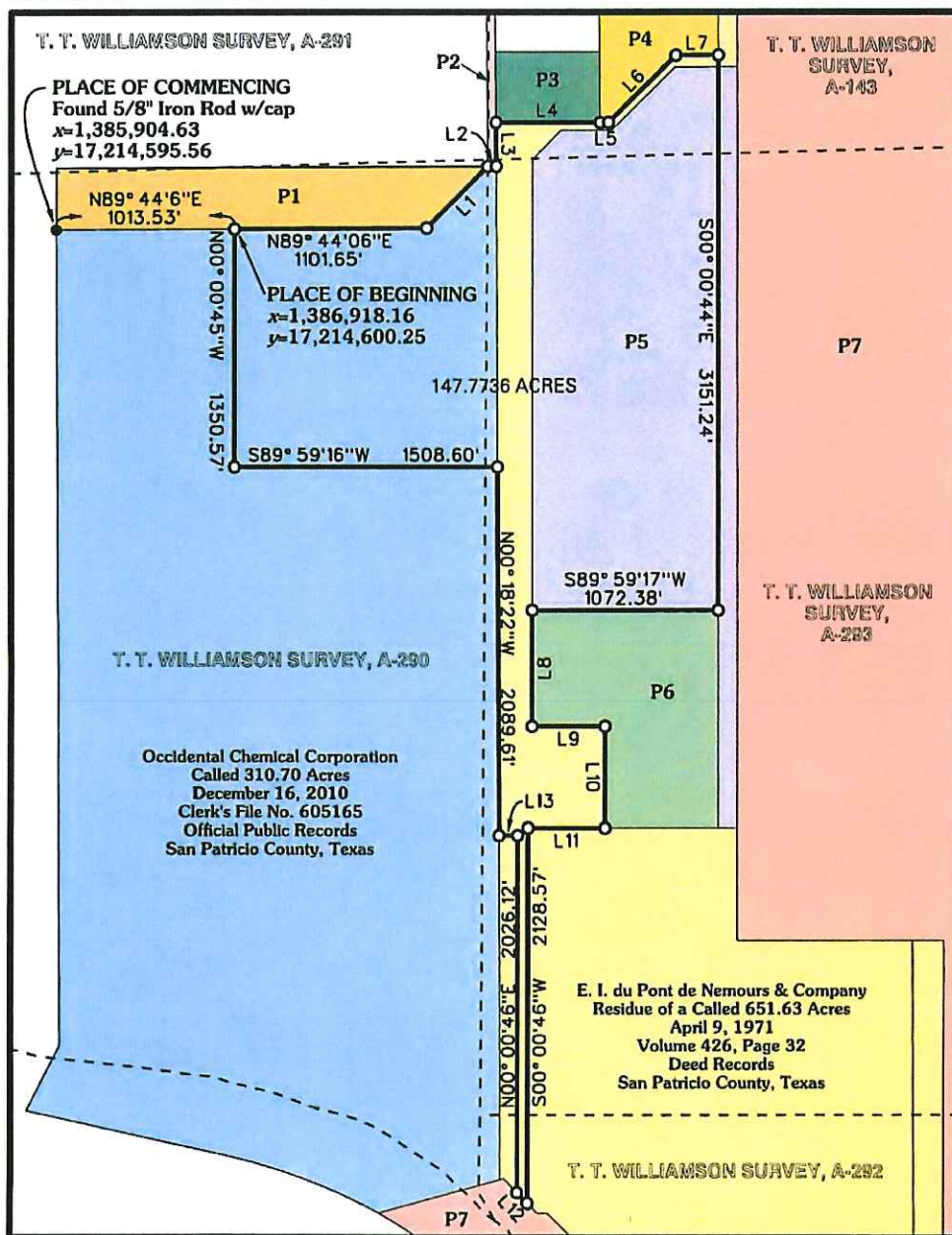
Construction to begin in the 3rd quarter, 2014 with completion estimated in the 3rd quarter, 2016.

ATTACHMENT 7

See Attached Survey, Map, and Plot Plan.

Thick black line shows the boundary of the Reinvestment Zone containing 147.7736 Acres

JOHN GRIFFIN, Surveyors
 212 BRYAN STREET POST OFFICE BOX 1437
 (936) 258-2639 DAYTON, TEXAS 77535



POINT	BEARING	DISTANCE
L1	N44°42'13"E	494.99'
L2	N89°42'19"E	49.94'
L3	N00°32'56"W	250.01'
L4	S89°57'48"E	603.93'
L5	N89°43'06"E	47.82'
L6	N45°26'49"E	541.66'
L7	N89°39'59"E	247.57'
L8	S00°00'02"W	656.57'
L9	N89°57'56"E	422.48'
L10	S00°01'37"E	578.39'
L11	S89°58'47"W	445.15'
L12	N44°46'33"W	85.17'
L13	N89°59'14"W	108.50'

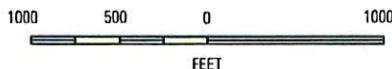
- P1 Reynolds Metals Company
 Called 18.4 Acres
 October 1, 1974
 Clerk's File No. 238785
 Deed Records
 San Patricio County, Texas
- P2 San Patricio Municipal
 Water District
 Called 3.331 Acres
 November 25, 1998
 Clerk's File No. 468583
 RPRSPC*
- P3 San Patricio Municipal
 Water District
 Called 5.541 Acres
 April 24, 1991
 Clerk's File No. 396350
 RPRSPC
- P4 San Patricio Municipal
 Water District
 Called 29.278 Acres
 November 25, 1998
 Clerk's File No. 468583
 RPRSPC
- P5 Occidental Chemical
 Corporation
 Called 81.149 Acres
 February 17, 1998
 Clerk's File No. 459563
 RPRSPC
- P6 Ingleside Cogeneration
 Limited Partnership
 Called 24.797 Acres
 December 5, 1997
 Clerk's File No. 457204
 RPRSPC
- P7 Occidental Electrochemicals
 Corporation
 Called 592.751 Acres
 September 30, 1987
 Clerk's File No. 364008
 RPRSPC

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983 (CORS), south zone, all distances are surface distance.

*RPRSPC - Real Property Records San Patricio County, Texas



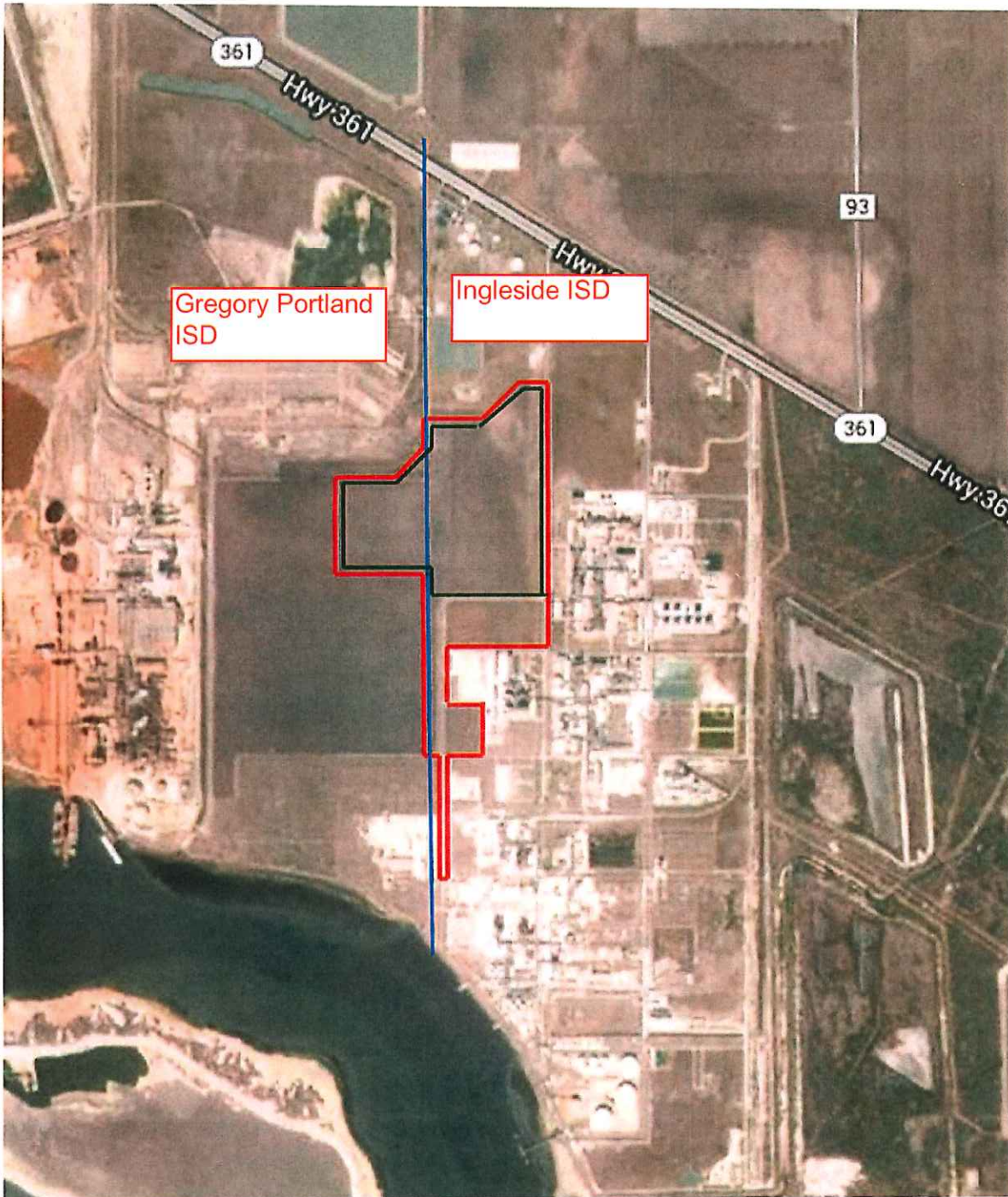
SCALE: 1" = 1000'



MAP OF A 147.7736 Acre Tract

Located in the
 T. T. WILLIAMSON SURVEY, A-143
 T. T. WILLIAMSON SURVEY, A-290
 T. T. WILLIAMSON SURVEY, A-293
 T. T. WILLIAMSON SURVEY, A-292
 San Patricio County, Texas

August 30, 2013

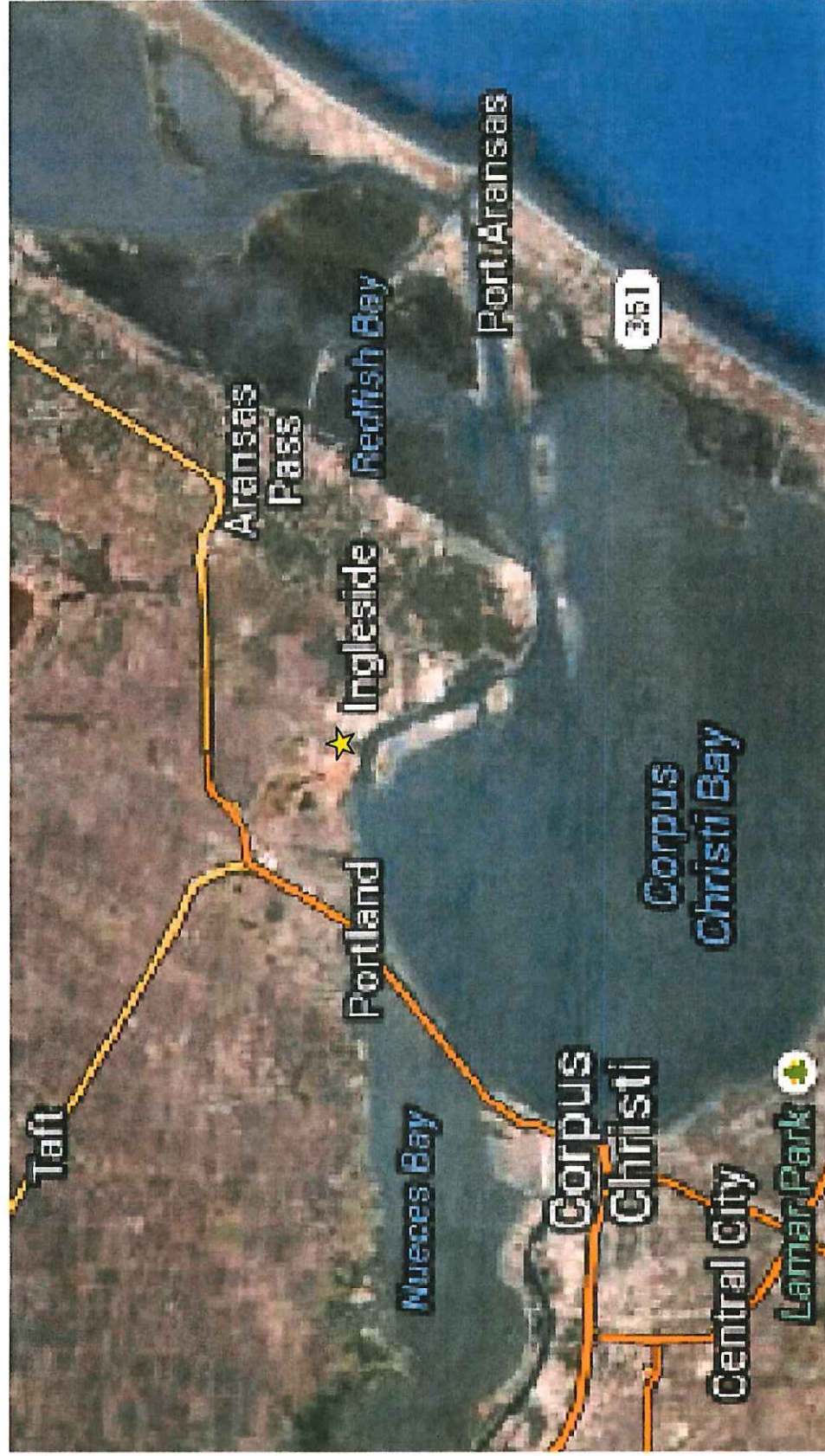


- Reinvestment Zone
- Ethylene Cracker Site
- Gregory Portland/Ingleside ISD Border

Project Layout – OxyChem Ethylene Cracker Project



Region Map with Project Location



★ Project Location

ATTACHMENT 8

Overview:

OxyChem proposes to design and construct an ethylene plant on land currently owned by OxyChem in San Patricio County/ Ingleside ISD adjacent to existing plant operations. OxyChem will operate the plant on behalf of the LLC for purposes of supplying ethylene to OxyChem's Vinyl Chloride Monomer production facilities. In conjunction with the project, a 115 mile pipeline will be constructed to ethylene storage facilities in Markham, Texas. The pipeline is not included in the project for purposes of this application.

Plant Scope:

Construct an ethane cracking facility and related equipment and appurtenances for the production of up to 1.2 billion pounds per year of ethylene. The ethylene unit will receive an ethane feedstock from pipeline sources and be designed to produce polymer grade ethylene, together with fuel gas, Hydrogenated C3/C4s and C5+ liquids as byproducts.

Facility:

- Feed Systems, Cracking Heaters and Quench Water System
- Charge Gas Compression and Acid Gas Removal
- Charge Gas Drying and Regeneration Facilities
- Hydrogen Compression and Purification
- Charge Gas Chilling, Front End Deethanizer, and Acetylene Converters
- Demethanizer
- Ethylene Fractionation
- Debutanizer
- C3/C4 Hydrogenation
- Propylene Refrigeration System
- Binary Refrigeration System

Supporting Facilities:

- Treated Water
- Demineralization and Boiler Feedwater
- Cooling Water System
- Steam and Condensate
- Power Supply
- Fuel Gas
- Plant and Instrument Air
- Nitrogen
- Breathing Air
- Fuel Gas/Natural Gas
- Flare
- Waste Water Treatment

- Sanitary System
- Firewater
- Chemical Storage
- Product Storage and Handling

Pipeline & Storage:

- Approx. 115 mile 8-inch bi-directional pipeline to Markham storage
- Ethylene Storage
- Surface Equipment

In addition, the project will have related process facilities, auxiliaries and equipment, including, but not limited to air compressors, electrical sub-stations, road improvements, utilities (including steam lines), tankage, pipe connections, process control systems, cooling towers, control buildings, and infrastructure additions, upgrades and modifications related to the proposed project, and tools, vehicles, furnishings and moveable personal property.

Timeline:

Construction to begin in the 3rd quarter, 2014 with completion estimated in the 3rd quarter, 2016.

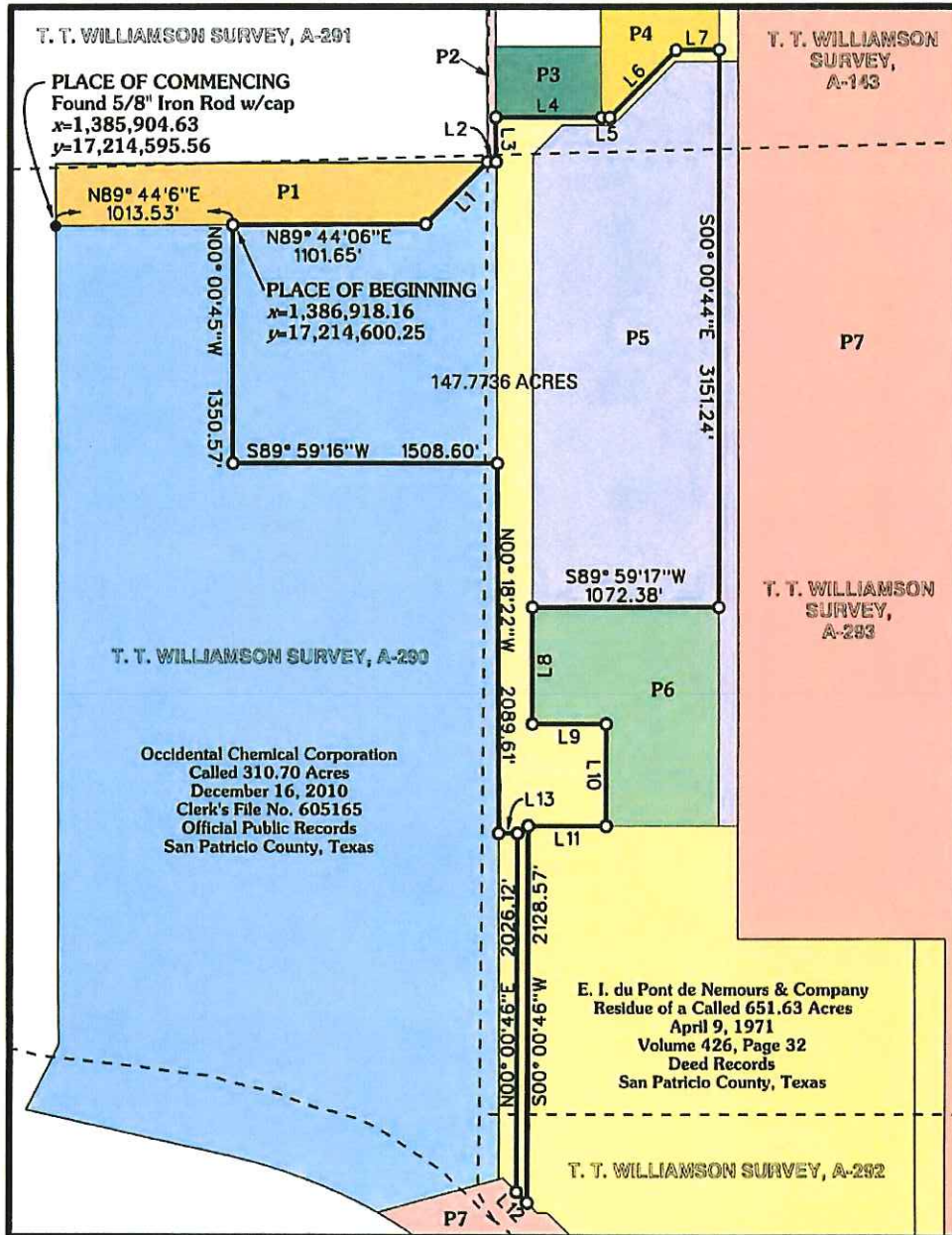
ATTACHMENT 9

See Attached Survey, Map, and Plot Plan.

Thick black line shows the boundary of the Reinvestment Zone containing 147.7736 Acres

JOHN GRIFFIN, Surveyors

212 BRYAN STREET POST OFFICE BOX 1437
(936) 258-2639 DAYTON, TEXAS 77535



POINT	BEARING	DISTANCE
L1	N44°42'13"E	494.99'
L2	N89°42'19"E	49.94'
L3	N00°32'56"W	250.01'
L4	S89°57'48"E	603.93'
L5	N89°43'06"E	47.82'
L6	N45°26'49"E	541.66'
L7	N89°39'59"E	247.57'
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L10	S00°01'37"E	578.39'
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L12	N44°46'33"W	85.17'
L13	N89°59'14"W	108.50'

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Corporation
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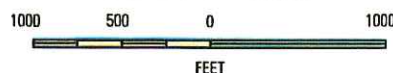
P7 Occidental Electrochemicals
Corporation
Called 592.751 Acres
September 30, 1987
Clerk's File No. 364008
RPRSPC

NOTE: All bearings and coordinates
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all distances are surface distance.

*RPRSPC - Real Property Records
San Patricio County, Texas



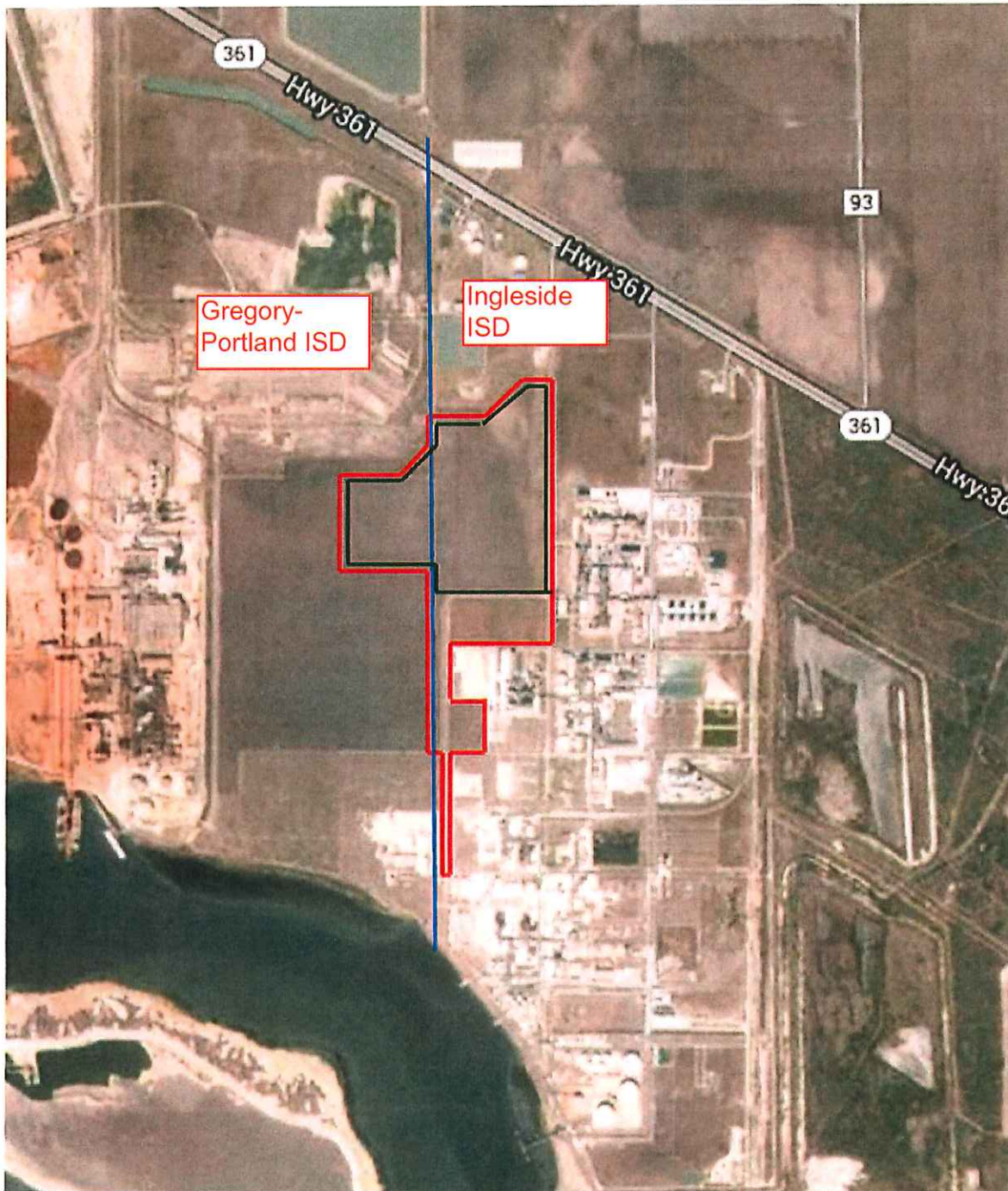
SCALE: 1" = 1000'



MAP OF A
147.7736 Acre Tract

Located in the
T. T. WILLIAMSON SURVEY, A-143
T. T. WILLIAMSON SURVEY, A-290
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San Patricio County, Texas

August 30, 2013

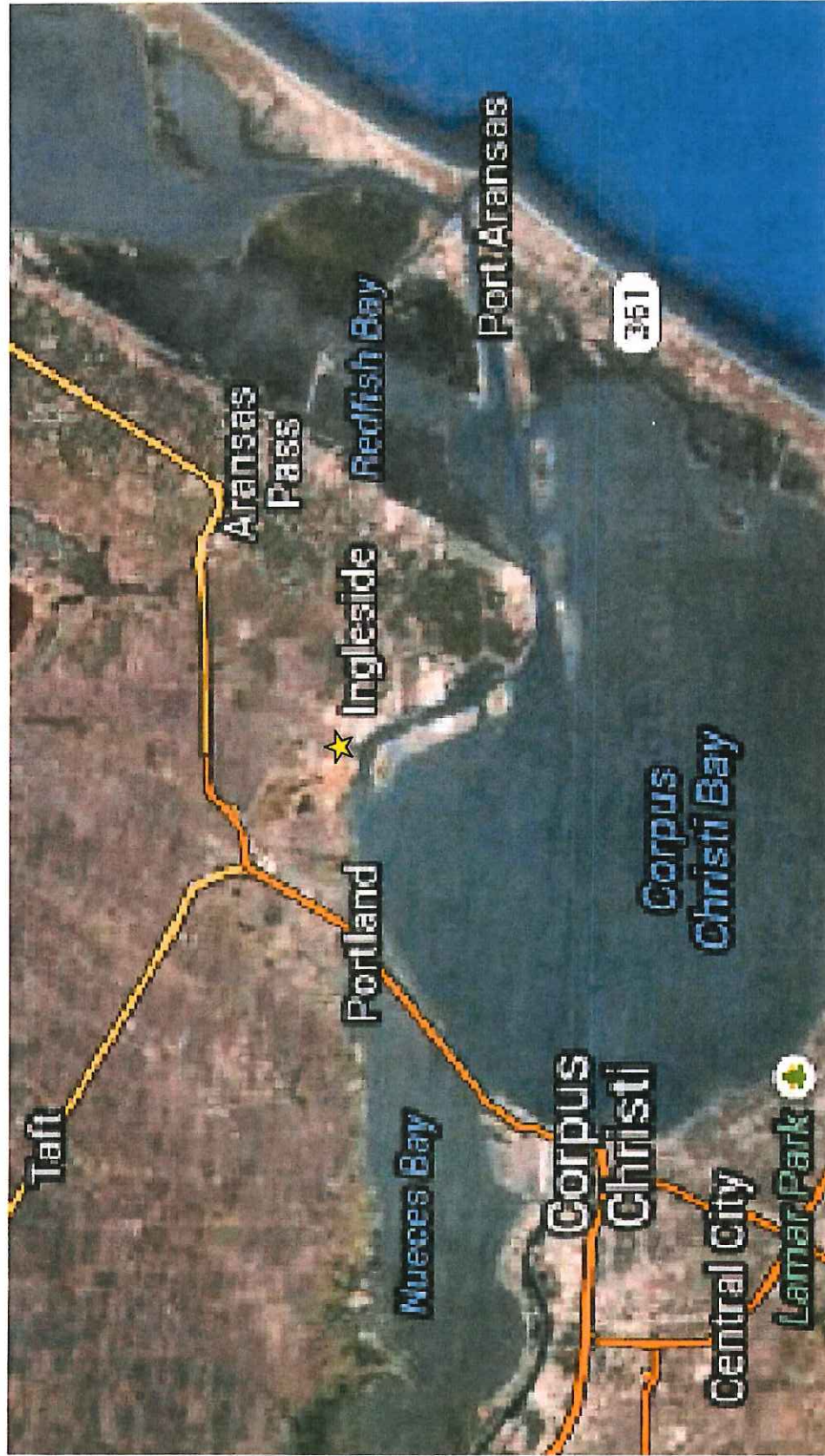


- Reinvestment Zone
- Ethylene Cracker Site
- Gregory Portland/Ingleside ISD Border

Project Layout – OxyChem Ethylene Cracker Project



Region Map with Project Location



★ Project Location

Attachment 10

See the attached legal description of the Reinvestment Zone.

STATE OF TEXAS §
 §
COUNTY OF SAN PATRICIO §

A 147.7736 ACRE TRACT LOCATED IN THE T. T. WILLIAMSON SURVEY, ABSTRACT 143, THE T. T. WILLIAMSON SURVEY, ABSTRACT 290, THE T. T. WILLIAMSON SURVEY, ABSTRACT 293, AND THE T. T. WILLIAMSON SURVEY, ABSTRACT 292, SAN PATRICIO COUNTY, TEXAS

DESCRIPTION of an 147.7736 acre tract, out of and a part of that certain called 81.149 acre tract described in Deed from E. I. du Pont de Nemours and Company to Occidental Chemical Corporation, dated February 17, 1998, and recorded in Clerk's File No. 459563 of the Real Property Records of San Patricio, Texas, that certain called 310.70 acre tract described in Deed from Vista Del Sol LNG LP to Occidental Chemical Corporation dated December 16, 2010, and recorded in Clerk's File No. 605165 of the Real Property Records of San Patricio County, Texas, and the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas located in the T. T. WILLIAMSON SURVEY, Abstract 143, the T. T. WILLIAMSON SURVEY, Abstract 290, the T. T. WILLIAMSON SURVEY, Abstract 293, and the T. T. WILLIAMSON SURVEY, Abstract 292, San Patricio County, Texas, and is described as follows:

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983(CORS), south zone, all distances are surface distance.

TO FIND the place of beginning, COMMENCE at a 5/8-inch iron rod found at the southwest corner of that certain called 18.4 acre tract described in Deed from E. I. du Pont de Nemours and Company to Reynolds Metal Company, dated October 1, 1974, and recorded in Clerk's File No. 238785 of the Deed Records of San Patricio County, Texas (the "Reynolds 18.4 acre tract"), said point having coordinates of $x = 1,385,904.63$ and $y = 17,214,595.56$;

THENCE North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1013.53 feet to the PLACE OF BEGINNING of this herein described 147.7736 acre tract, having coordinates of $x = 1,386,918.16$ and $y = 17,214,600.25$;

JOHN GRIFFIN, Surveyors
212 BRYAN STREET
POST OFFICE BOX 1437
DAYTON, TEXAS 77535
PHONE 936 258-2639

THENCE continuing North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1101.65 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 44 degrees 42 minutes 13 seconds East, along and with the southeast line of the Reynolds 18.4 acre tract, a distance of 494.99 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 89 degrees 42 minutes 19 seconds East, along and with the south line of that certain called 3.331 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas (the "Water District 3.331 acre tract"), a distance of 49.94 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 00 degrees 32 minutes 56 seconds West, along and with the east line of the Water District 3.331 acre tract, a distance of 250.01 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 57 minutes 48 seconds East, along and with the south line of that certain called 5.541 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated April 24, 1991, and recorded in Clerk's File No. 396350 of the Real Property Records of San Patricio, Texas, a distance of 603.93 feet to a found 5/8-inch iron rod;

THENCE along and with the south line of that certain called 29.278 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas, the following three (3) courses and distances:

1. North 89 degrees 43 minutes 06 seconds East, a distance of 47.82 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";
2. North 45 degrees 26 minutes 49 seconds East, a distance of 541.66 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";
3. North 89 degrees 39 minutes 59 seconds East, at a distance of 247.09 feet a found 5/8-inch iron rod with cap stamped "NEI RPLS 4700", in all a total distance of 247.57 feet;

THENCE South 00 degrees 00 minutes 44 seconds East, a distance of 3151.24 feet to a 5/8-inch iron rod found for the northeast corner of that certain called 24.797 acre tract described in Deed from Conoco Global Power

Assets Inc. to Ingleside Cogeneration Limited Partnership, dated December 5, 1997, and recorded in Clerk's File No. 457204 of the Real Property Records of San Patricio County, Texas (the "Cogen 24.797 acre tract");

THENCE along and with the Cogen 24.797 acre tract, the following four (4) courses and distances:

1. South 89 degrees 59 minutes 17 seconds West, a distance of 1072.38 feet to a found 5/8-inch iron rod;
2. South 00 degrees 00 minutes 02 seconds West, a distance of 656.57 feet to a found 5/8-inch iron rod;
3. North 89 degrees 57 minutes 56 seconds East, a distance of 422.48 feet to a found 5/8-inch iron rod;
4. South 00 degrees 01 minutes 37 seconds East, a distance of 578.39 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 58 minutes 47 seconds West, a distance of 445.15 feet;

THENCE South 00 degrees 00 minutes 46 seconds West, a distance of 2128.57 feet;

THENCE North 44 degrees 46 minutes 33 seconds West, along and with the north line of that certain called 592.751 acre tract described in Deed from Du Pont Chlorine, Inc. to Occidental Electrochemicals Corporation, dated September 30, 1987, and recorded in Clerk's File No. 364008 of the Real Property Records of San Patricio, Texas, a distance of 85.17 feet;

THENCE North 00 degrees 00 minutes 46 seconds East, a distance of 2026.12 feet;

THENCE North 89 degrees 59 minutes 14 seconds West, a distance of 108.50 feet to a point in the west line of the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas (the "Du Pont 651.63 acre tract");

THENCE North 00 degrees 18 minutes 22 seconds West, along and with the west line of the Du Pont 651.63 acre tract, a distance of 2089.61 feet;

THENCE South 89 degrees 59 minutes 16 seconds West, a distance of 1508.60 feet;

THENCE North 00 degrees 00 minutes 45 seconds West, a distance of 1350.57 feet to the PLACE OF BEGINNING, containing 147.7736 acres.

REFERENCE is hereby made to the plat titled "MAP OF A 147.7736 ACRE TRACT" dated August 30, 2013.

SURVEYED August 13, 2013.

By

John P. Griffin
John P. Griffin
Registered Professional
Land Surveyor No. 2032

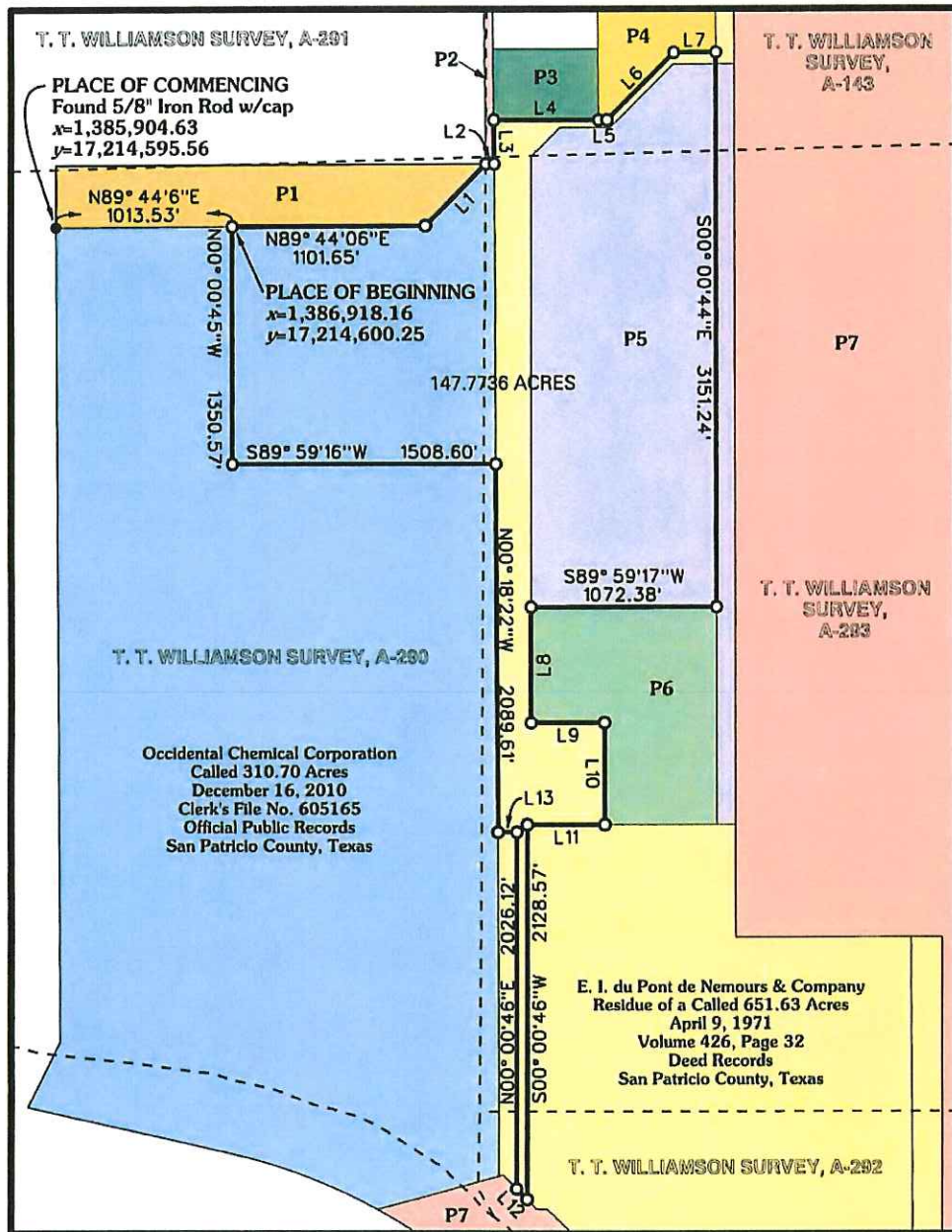


ATTACHMENT 11

See attached Survey and Map.

Thick black line shows the boundary of the Reinvestment Zone containing 147.7736 Acres

JOHN GRIFFIN, Surveyors
212 BRYAN STREET POST OFFICE BOX 1437
(936) 258-2639 DAYTON, TEXAS 77535



POINT	BEARING	DISTANCE
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L2	N89°42'19"E	49.94'
L3	N00°32'56"W	250.01'
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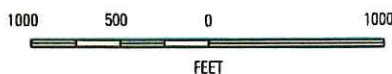
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*RPRSPC- Real Property Records
San Patricio County, Texas



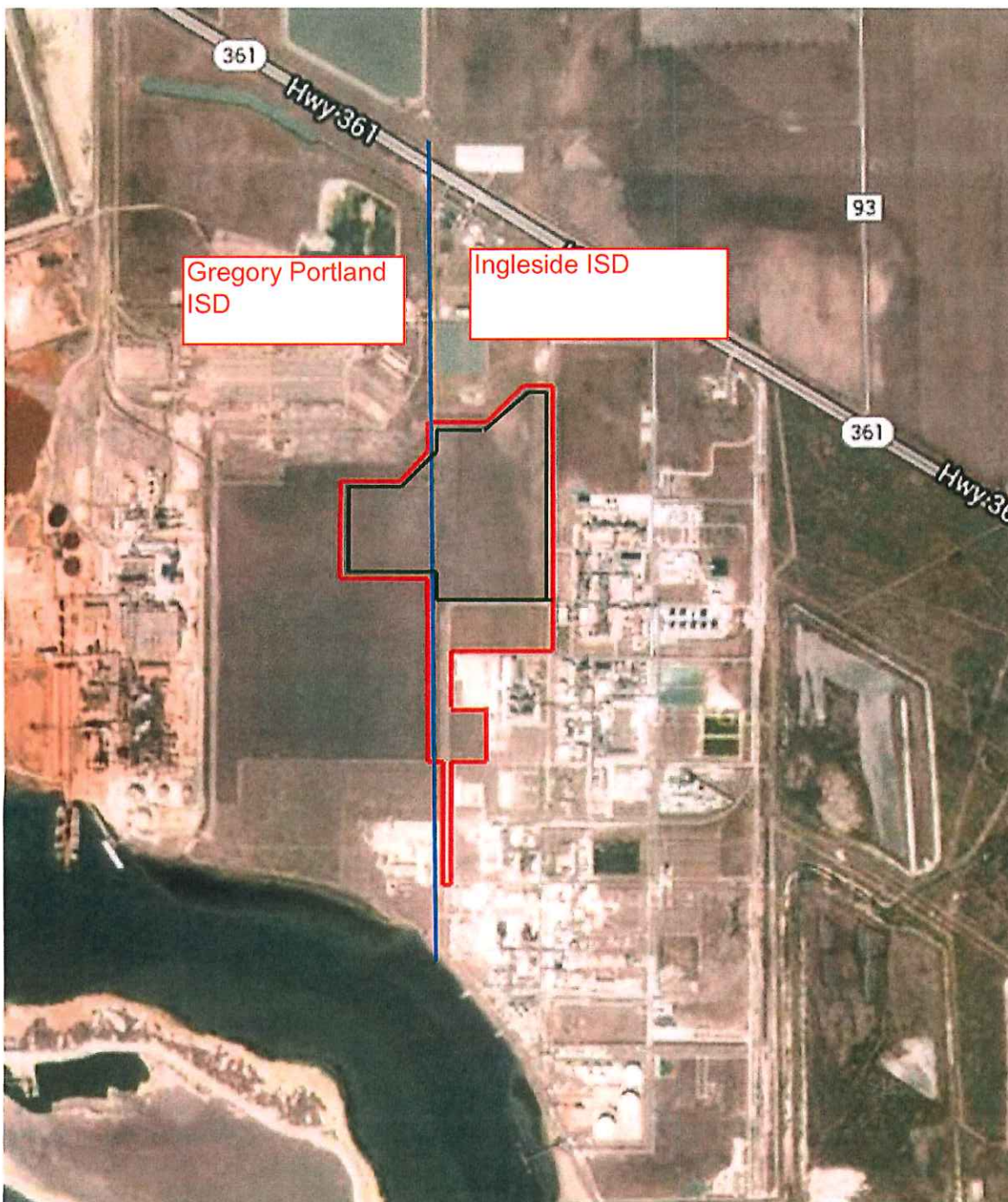
SCALE: 1" = 1000'



MAP OF A 147.7736 Acre Tract

Located in the
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San Patricio County, Texas

August 30, 2013

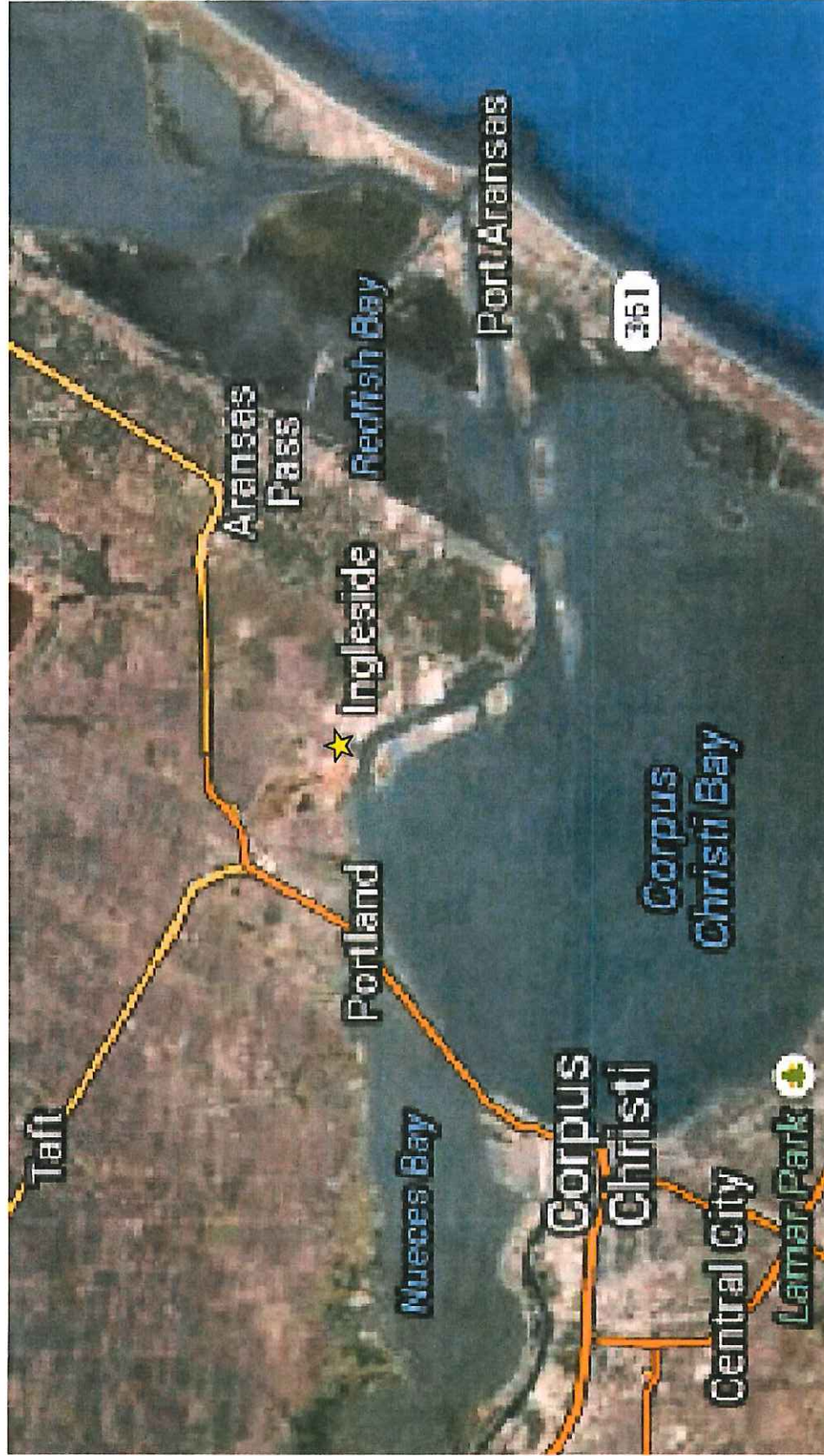


- Reinvestment Zone
- Ethylene Cracker Site
- Gregory Portland/Ingleside ISD Border

Project Layout – OxyChem Ethylene Cracker Project



Region Map with Project Location



★ Project Location

Occidental Chemical Corporation
 subsidiary of Occidental Petroleum Corporation

TEXAS REGISTERED ENGINEERING FIRM F-10295



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REFERENCE DRAWING	NO.	REVISION	ISSUED	CHK'D	APPROV'D	DATE
181872-40-R-01-00000		MEAN PLUT PLAN - ISBL P4				
181872-40-R-01-00000		MEAN PLUT PLAN - ISBL P5				
181872-40-R-01-00000		MEAN PLUT PLAN - ISBL P2				
181872-40-R-01-00000		MEAN PLUT PLAN - ISBL P1				
181872-40-R-01-00000		UNIT PLUT PLAN				

SELECTED BIBLIOGRAPHY

NUMERO	CLIC	ASSO	DATE
--------	------	------	------

SCALE: SEE SCALE BAR

181872

181872-40-PI-01-000

62

ATTACHMENT 12

There are currently no buildings or improvements at this site. The project will be built on vacant land. The 147.7736 Acre tract is included in the 307.457 acres identified by San Patricio CAD account #2139-0290-0000-000. The 147.7736 acres will be broken out and assigned a new account number. The market value of land is \$9,500 per acre which when applied to the 147.7746 acres translates to a market value of \$1,403,849.

See Assessment following.

(12)

San Patricio County Appraisal District

Chief Appraiser - Rufino H. Lozano, RPA/RTA



Official Website

Hosted By Pritchard & Abbott



General Real Estate Property Details

[New Property Search](#)[Go To Previous Page](#)Property ID:

Account / Geo Number:

Property Legal Description:

Survey / Sub Division Abstract:

Property Location:

Block:

Section / Lot:

Owner Information:

[View Building Detail Information](#)[View Land Detail Information](#)

Previous Owner:

[View Previous Owner Information](#)

Deed Information:

Volume:

Page:

File Number:

Deed Date:

Property Detail:

Agent:

Property Exempt:

Category/SPTB Code:

Total Acres:

Total Living Sqft:

Owner Interest:

Homestead Exemption:

Homestead Cap Value:

[Printer Friendly Version](#)

Click the button above for a printable version of this record with all available details.

[Ag Form 1-d-1](#)[Timber Form 1-d-1](#)

Land Ag/Timber Value:	116,246
Land Market Value:	2,920,841
Improvement Value:	0
Property Market Value:	2,920,841

Jur Code	Description	Market Value	Homestead	Total Exemption	Taxable
CAD	San Patricio CAD	2,920,841		0	116,246
DCS	County Special	2,920,841		0	116,246
GSP	San Patricio County	2,920,841		0	116,246
SGP	Gregory-Portland Cisd	2,920,841		0	116,246
MUD	San Patricio Co Drain Dist.	2,920,841		0	116,246

[New Property Search](#)[Go To Previous Page](#)[Home](#) | [Contact Us](#) | [Location](#) | [Forms](#) | [Disclaimer](#)

Real Estate Appraisal Information is the 2013 CERTIFIED Appraisal Values. © SAN PATRICIO
COUNTY APPRAISAL DISTRICT | Last Data Update: 07/30/2013



PRITCHARD & ABBOTT, INC.
VALUATION CONSULTANTS

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Version 1.8.7

ATTACHMENT 13

Not Applicable – We will not be seeking a waiver of the job requirements.

ATTACHMENT 14

Please see the attached calculation of three possible wage requirements with TWC documentation.

(14)

Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2013	1st Qtr	San Patricio County	Private	00	0	10	Total, All Industries	\$856
2012	2nd Qtr	San Patricio County	Private	00	0	10	Total, All Industries	\$830
2012	3rd Qtr	San Patricio County	Private	00	0	10	Total, All Industries	\$880
2012	4th Qtr	San Patricio County	Private	00	0	10	Total, All Industries	\$855

\$3,401.00

÷ 4

\$ 850.25

x 110%

\$ 935.27

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2013	1st Qtr	San Patricio County	Private	31	2	31-33	Manufacturing	\$1,514
2012	2nd Qtr	San Patricio County	Private	31	2	31-33	Manufacturing	\$1,267
2012	3rd Qtr	San Patricio County	Private	31	2	31-33	Manufacturing	\$1,344
2012	4th Qtr	San Patricio County	Private	31	2	31-33	Manufacturing	\$1,394

\$5,519.00
÷ 4
\$ 1,379.75
x 110%
<u>\$ 1,517.72</u>

2012 Manufacturing Wages by Council of Government Region
Wages for All Occupations

COG	Wages	
	Hourly	Annual
Texas	\$23.56	\$48,996
<u>1. Panhandle Regional Planning Commission</u>	\$20.12	\$41,850
<u>2. South Plains Association of Governments</u>	\$16.18	\$33,662
<u>3. NORTEX Regional Planning Commission</u>	\$17.83	\$37,076
<u>4. North Central Texas Council of Governments</u>	\$24.68	\$51,333
<u>5. Ark-Tex Council of Governments</u>	\$16.84	\$35,032
<u>6. East Texas Council of Governments</u>	\$19.61	\$40,797
<u>7. West Central Texas Council of Governments</u>	\$18.24	\$37,941
<u>8. Rio Grande Council of Governments</u>	\$16.17	\$33,631
<u>9. Permian Basin Regional Planning Commission</u>	\$21.93	\$45,624
<u>10. Concho Valley Council of Governments</u>	\$16.33	\$33,956
<u>11. Heart of Texas Council of Governments</u>	\$19.07	\$39,670
<u>12. Capital Area Council of Governments</u>	\$26.03	\$54,146
<u>13. Brazos Valley Council of Governments</u>	\$16.55	\$34,424
<u>14. Deep East Texas Council of Governments</u>	\$16.20	\$33,698
<u>15. South East Texas Regional Planning Commission</u>	\$29.38	\$61,118
<u>16. Houston-Galveston Area Council</u>	\$26.59	\$55,317
<u>17. Golden Crescent Regional Planning Commission</u>	\$21.03	\$43,742
<u>18. Alamo Area Council of Governments</u>	\$18.40	\$38,280
<u>19. South Texas Development Council</u>	\$13.54	\$28,170
<u>20. Coastal Bend Council of Governments</u>	\$22.97	\$47,786
<u>21. Lower Rio Grande Valley Development Council</u>	\$16.33	\$33,961
<u>22. Texoma Council of Governments</u>	\$22.57	\$46,949
<u>23. Central Texas Council of Governments</u>	\$17.16	\$35,689
<u>24. Middle Rio Grande Development Council</u>	\$18.93	\$39,380

Source: Texas Occupational Employment and Wages

Data published: July 2013

Data published annually, next update will be July 31, 2014

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.

\$47,786.00
 x 110%
 \$52,564.60
 ÷ 52 weeks
 \$ 1,010.85

ATTACHMENT 15

Description of Benefits:

All full time employees will be offered medical & dental insurance for which the applicants offer to pay at least 80% of the premiums or other charges assessed for employee-only coverage under the plan. In addition, all full time employees will be offered life insurance, 401K savings plans, vacation & holiday pay.

ATTACHMENT 16

The economic impact study will be performed by the Comptroller at a future date.

ATTACHMENT 17 – SEE SCHEDULE A

ATTACHMENT 18 – SEE SCHEDULE B

ATTACHMENT 19 – SEE SCHEDULE C

ATTACHMENT 20 – SEE SCHEDULE D

SEE FOLLOWING SCHEDULES

Schedule A (Rev. May 2010): Investment

Applicant Name
ISD Name

IngleSide Ethylene, LLC and Occidental Chemical Corporation
IngleSide ISD

Form 50-256

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)	Investment made before filing complete application with district (neither qualified property nor eligible to become qualified investment)								
	Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property)								
	Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period (qualified investment and eligible to become qualified property)	2013-2014	2013	0	0	0	0	0	
	Complete tax years of qualifying time period	2014-2015	2014	114,096,470	5,903,531	120,000,000	0	120,000,000	
		2015-2016	2015	456,365,878	23,614,122	480,000,000	0	480,000,000	
		2016-2017	2016	570,482,348	29,517,652	600,000,000	0	600,000,000	
		2017-2018	2017						
		2018-2019	2018						
		2019-2020	2019						
		2020-2021	2020						
		2021-2022	2021						
		2022-2023	2022						
		2023-2024	2023						
Tax Credit Period (with 50% cap on credit)	Value Limitation Period	2024-2025	2024						
		2025-2026	2025						
		2026-2027	2026						
		2027-2028	2027						
		2028-2029	2028						
		2029-2030	2029						
Credit Settle-Up Period	Continue to Maintain Viable Presence								
	Post-Settle-Up Period								
	Post-Settle-Up Period								

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.
[For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].

Column B: Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.
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.
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.

9/5/13

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

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

Applicant Name
Ingleside Ethylene, LLC and Occidental Chemical Corporation

ISD Name

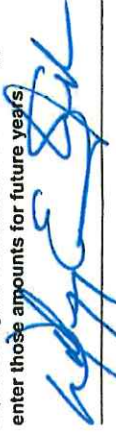
Ingleside ISD

Form 50-296

					Qualified Property			Reductions from Market Value	Estimated Taxable Value	
		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	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"	Exempted Value	Final taxable value for I&S - after all reductions	Final taxable value for M&O--after all reductions
		pre- year 1	2013-2014	2013	1,403,849	0	0	0	1,403,849	1,403,849
		pre- year 1	2014-2015	2014	1,403,849	0	0	0	1,403,849	1,403,849
	Complete tax years of qualifying time period	1	2015-2016	2015	1,403,849	5,903,531	114,096,470	0	121,403,849	121,403,849
		2	2016-2017	2016	1,403,849	29,517,653	570,482,348	0	601,403,849	601,403,849
		3	2017-2018	2017	1,403,849	59,035,305	1,140,964,696	57,048,235	1,144,355,614	30,000,000
	Tax Credit Period (with 50% cap on credit)	4	2018-2019	2018	1,403,849	57,264,245	1,106,735,755	55,336,788	1,110,067,061	30,000,000
		5	2019-2020	2019	1,403,849	55,546,318	1,073,533,682	53,676,684	1,076,807,165	30,000,000
		6	2020-2021	2020	1,403,849	53,879,928	1,041,327,672	52,066,384	1,044,545,065	30,000,000
		7	2021-2022	2021	1,403,849	52,263,531	1,010,087,841	50,504,392	1,013,250,829	30,000,000
		8	2022-2023	2022	1,403,849	50,695,625	979,785,206	48,989,260	982,895,420	30,000,000
		9	2023-2024	2023	1,403,849	49,174,756	950,391,650	47,519,582	953,450,672	30,000,000
		10	2024-2025	2024	1,403,849	47,699,513	921,879,900	46,093,995	924,889,268	30,000,000
	Credit Settle-Up Period	11	2025-2026	2025	1,403,849	46,268,528	894,223,503	44,711,175	897,184,705	897,184,705
		12	2026-2027	2026	1,403,849	44,880,472	867,396,798	43,369,840	870,311,279	870,311,279
		13	2027-2028	2027	1,403,849	43,534,058	841,374,894	42,068,745	844,244,057	844,244,057
	Post- Settle-Up Period		14	2028-2029	2028	1,403,849	42,228,036	816,133,648	818,958,850	818,958,850
	Post- Settle-Up Period		15	2029-2030	2029	1,403,849	40,961,195	791,649,638	794,432,200	794,432,200

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.



SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

9/5/13

DATE

Schedule C- Application: Employment Information

Applicant Name Ingleside Ethylene, LLC and Occidental Chemical Corporation
 ISD Name Ingleside ISD

Form 50-296

				Construction		New Jobs		Qualifying Jobs	
	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Column A: Number of Construction FTE's or man-hours (specify)	Column B: Average annual wage rates for construction workers	Column C: Number of new jobs applicant commits to create (cumulative)	Column D: Average annual wage rate for all new jobs.	Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
	pre-year 1	2013-2014	2013			0	0	0	0
	pre-year 1	2014-2015	2014	200 FTEs	56,000	0	0	0	0
Complete tax years of qualifying time period	1	2015-2016	2015	1,000 FTEs	56,000	15	52,565	15	52,565
	2	2016-2017	2016	1,000 FTEs	56,000	90	52,565	80	52,565
	3	2017-2018	2017			100	52,565	80	52,565
	4	2018-2019	2018			100	52,565	80	52,565
	5	2019-2020	2019			100	52,565	80	52,565
Tax Credit Period (with 50% cap on credit)	6	2020-2021	2020			100	52,565	80	52,565
	7	2021-2022	2021			100	52,565	80	52,565
	8	2022-2023	2022			100	52,565	80	52,565
	9	2023-2024	2023			100	52,565	80	52,565
	10	2024-2025	2024			100	52,565	80	52,565
	11	2025-2026	2025			100	52,565	80	52,565
	12	2026-2027	2026			100	52,565	80	52,565
	13	2027-2028	2027			100	52,565	80	52,565
	14	2028-2029	2028			100	52,565	80	52,565
Credit Settle-Up Period	15	2029-2030	2029			100	52,565	80	52,565
Post-Settle-Up Period									
Post-Settle-Up Period									

Notes: For job definitions see TAC §9.1051(14) and Tax Code §313.021(3).

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.

[Signature]
 9/5/13

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

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

Applicant Name

Ingleside Ethylene, LLC and its affiliate, Occidental Chemical Corporation

ISD Name

Ingleside ISD

Form 50-296

Sales Tax Information				Other Property Tax Abatements Sought				
Sales Taxable Expenditures				Franchise Tax	County *	City	Hospital	Other (Drainage)
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	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	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement
				0	0	0	n/a	0
Tax Credit Period (with 50% cap on credit)	Complete tax years of qualifying time period	1	2013	23,793,580	96,206,420	0	n/a	0
			2014	95,174,321	384,825,679	0	n/a	100%
			2015	118,967,902	481,032,099	182,500	n/a	100%
			2016	1,387,959	5,612,041	365,000	n/a	100%
			2017	1,387,959	5,612,041	365,000	n/a	100%
			2018	1,387,959	5,612,041	365,000	n/a	100%
			2019	1,387,959	5,612,041	365,000	n/a	100%
			2020	1,387,959	5,612,041	365,000	n/a	100%
			2021	1,387,959	5,612,041	365,000	n/a	100%
			2022	2,775,918	11,224,082	365,000	n/a	90%
			2023	2,775,918	11,224,082	365,000	n/a	80%
			2024	2,775,918	11,224,082	365,000	n/a	70%
			2025	2,775,918	11,224,082	365,000	n/a	60%
			2026	2,775,918	11,224,082	365,000	n/a	-
			2027	2,775,918	11,224,082	365,000	n/a	-
Credit Settle-Up Period	Continue to Maintain Viable Presence	14	2028	2,775,918	11,224,082	365,000	n/a	-
			2029	2,775,918	11,224,082	365,000	n/a	-
			2030	2,775,918	11,224,082	365,000	n/a	-

*For planning, construction and operation of the facility.

[Signature]
SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

9/5/13
DATE

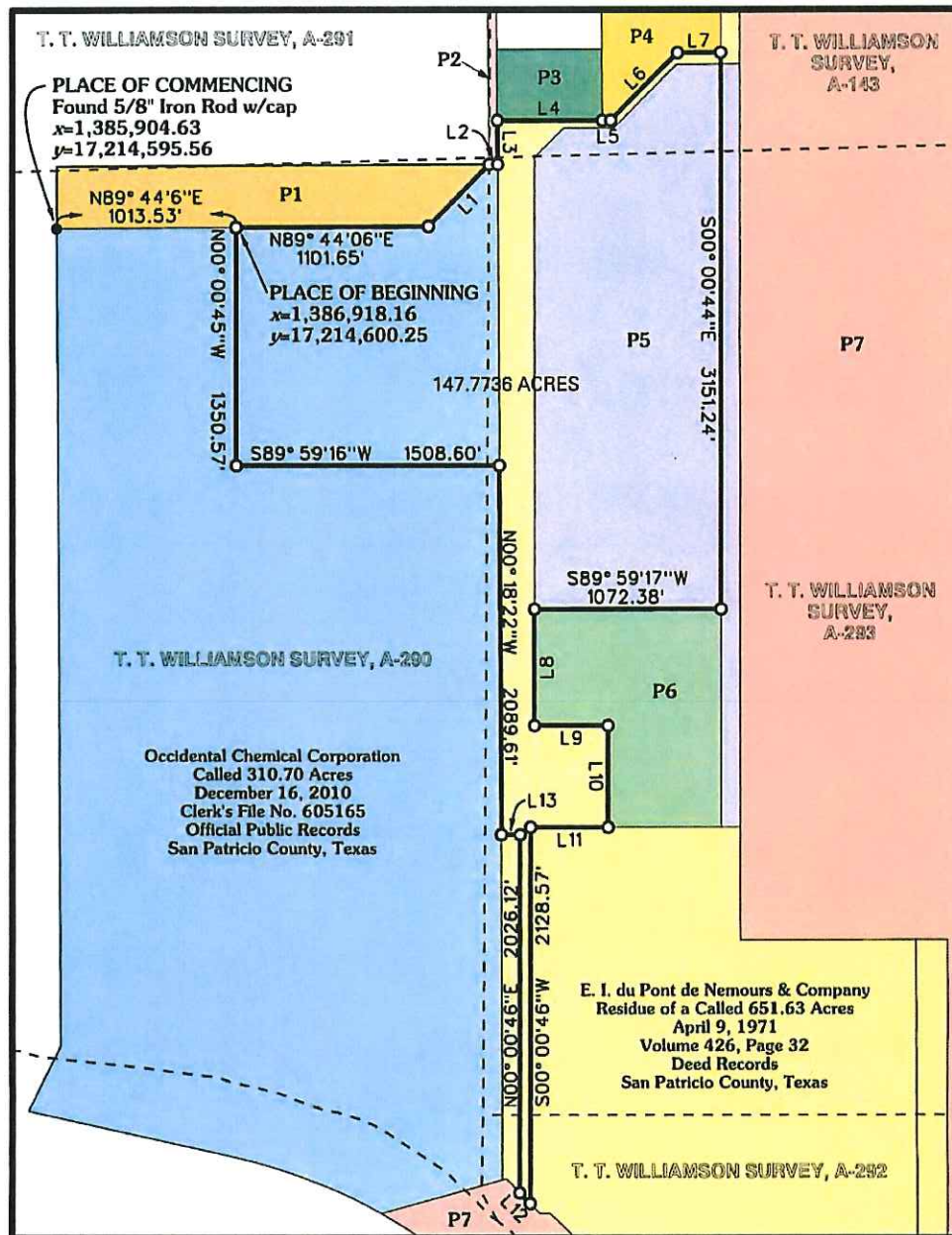
* Note: A Chapter 381 agreement will be sought from San Patricio County. A Chapter 381 agreement is not a tax abatement agreement under Chapter 312 of the Texas Tax Code.

ATTACHMENT 21

See the attached survey and map.

Thick black line shows the boundary of the Reinvestment Zone containing 147.7736 Acres

JOHN GRIFFIN, Surveyors
212 BRYAN STREET POST OFFICE BOX 1437
(936) 258-2639 DAYTON, TEXAS 77535



POINT	BEARING	DISTANCE
L1	N44°42'13"E	494.99'
L2	N89°42'19"E	49.94'
L3	N00°32'56"W	250.01'
L4	S89°57'48"E	603.93'
L5	N89°43'06"E	47.82'
L6	N45°26'49"E	541.66'
L7	S89°39'59"E	247.57'
L8	S00°00'02"W	656.57'
L9	N89°57'56"E	422.48'
L10	S00°01'37"E	578.39'
L11	S89°58'47"W	445.15'
L12	N44°46'33"W	85.17'
L13	N89°59'14"W	108.50'

P1 Reynolds Metals Company
Called 18.4 Acres
October 1, 1974
Clerk's File No. 238785
Deed Records
San Patricio County, Texas

P2 San Patricio Municipal
Water District
Called 3.331 Acres
November 25, 1998
Clerk's File No. 468583
RPRSPC

P3 San Patricio Municipal
Water District
Called 5.541 Acres
April 24, 1991
Clerk's File No. 396350
RPRSPC

P4 San Patricio Municipal
Water District
Called 29.278 Acres
November 25, 1998
Clerk's File No. 468583
RPRSPC

P5 Occidental Chemical
Corporation
Called 81.149 Acres
February 17, 1998
Clerk's File No. 459563
RPRSPC

P6 Ingleside Cogeneration
Limited Partnership
Called 24.797 Acres
December 5, 1997
Clerk's File No. 457204
RPRSPC

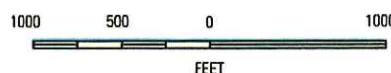
P7 Occidental Electrochemicals
Corporation
Called 592.751 Acres
September 30, 1987
Clerk's File No. 364008
RPRSPC

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983 (CORS), south zone, all distances are surface distance.

*RPRSPC - Real Property Records
San Patricio County, Texas



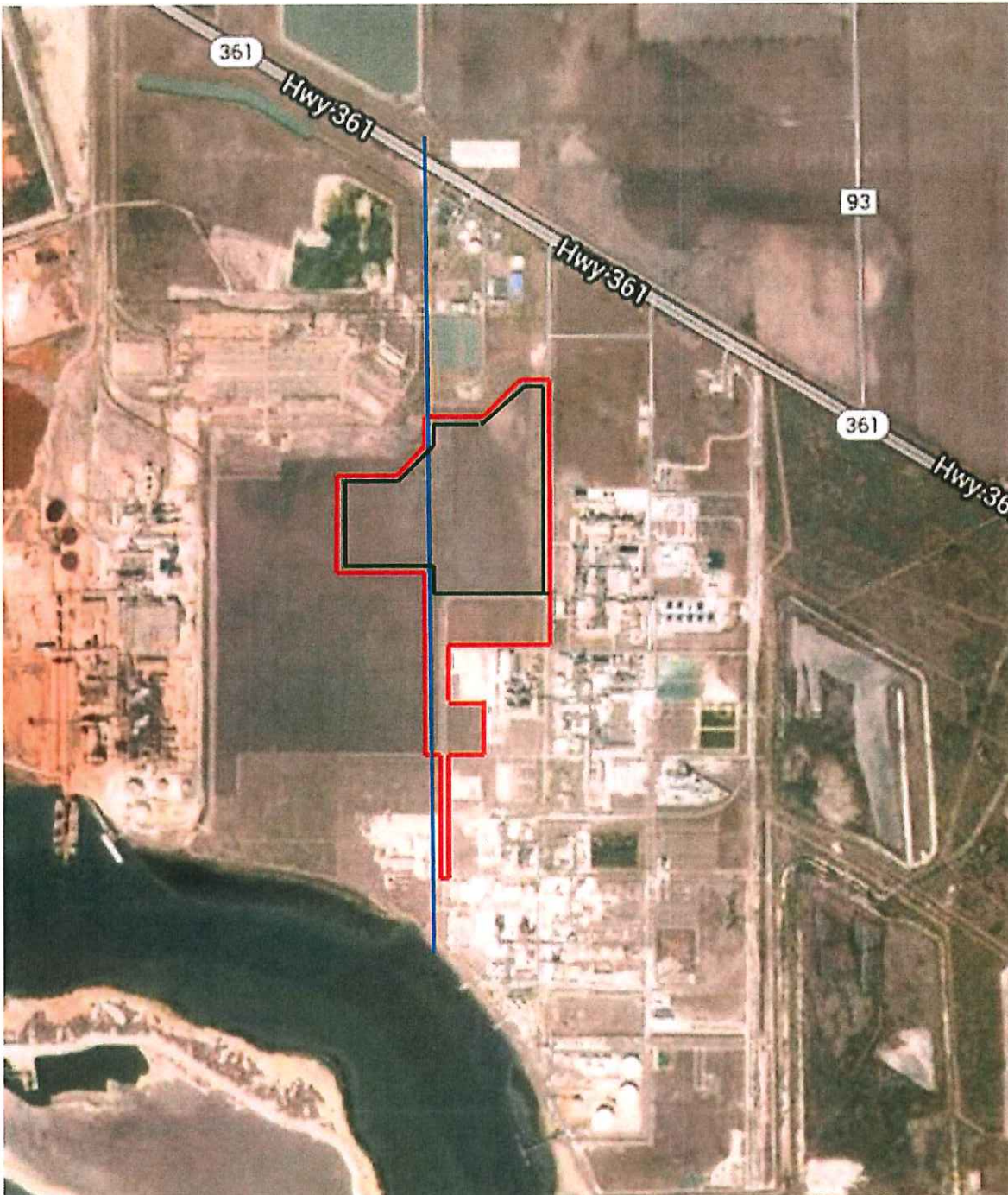
SCALE: 1" = 1000'



**MAP OF A
147.7736 Acre Tract**

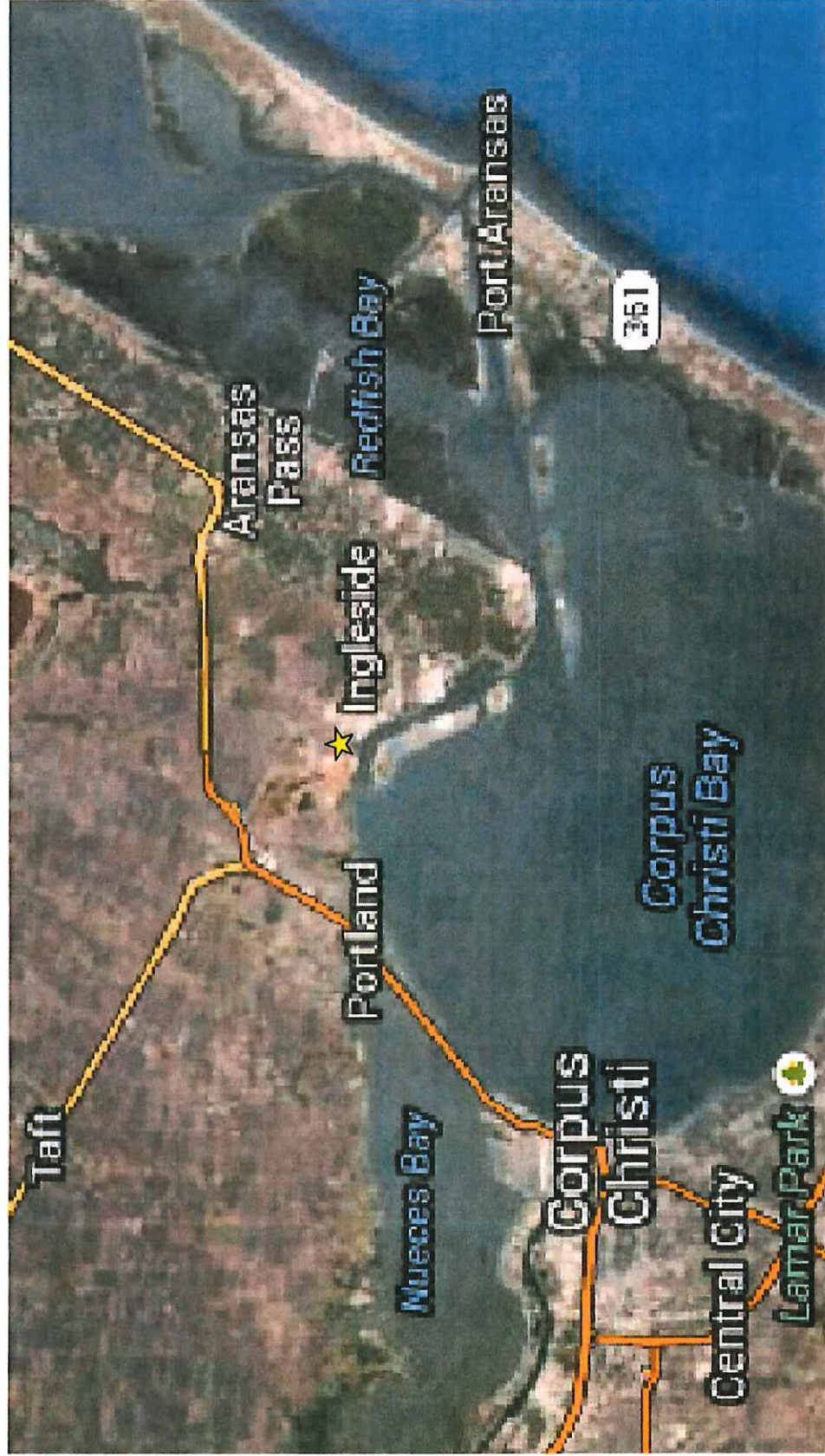
Located in the
**T. T. WILLIAMSON SURVEY, A-143
T. T. WILLIAMSON SURVEY, A-290
T. T. WILLIAMSON SURVEY, A-293
T. T. WILLIAMSON SURVEY, A-292**
San Patricio County, Texas

August 30, 2013



- Reinvestment Zone
- Ethylene Cracker Site
- Gregory Portland/Ingleside ISD Border

Region Map with Project Location



★ Project Location

ATTACHMENT 22

The resolution of the County of San Patricio establishing the reinvestment zone

THE STATE OF TEXAS

COMMISSIONERS' COURT

COUNTY OF SAN PATRICIO

**RESOLUTION
ORDER FOR DESIGNATION OF REINVESTMENT ZONE**

WHEREAS, the San Patricio County Commissioner's Court has determined that the economic well being of San Patricio County is of primary concern to the Commissioners' Court, and;

WHEREAS, Chapter 312 Texas Tax Code, known as the Texas Property redevelopment and Tax Abatement Act Provides that San Patricio County has the authority to create reinvestment zones within the County for the purpose of economic development, and;

WHEREAS, Occidental has requested the designation of a reinvestment zone for purposes of tax abatement of real property for the purposes of economic development as defined under the Texas Property Redevelopment and Tax Abatement Act, and;

WHEREAS, on the 30th day of August, 2013, proper notice was published, stating that a public hearing would be conducted by the San Patricio County Commissioners' Court on the 9th day of September 2013, to consider the request by Occidental to have property herein described in Exhibit "A" designated as a reinvestment zone, and;


WHEREAS, it is the finding of the Commissioners' Court of San Patricio County that the creation of a reinvestment zone for the above stated property would be a benefit to the said property and the development anticipated to occur in the proposed zone would contribute to the economic development of San Patricio County, and;

WHEREAS, it is the finding of the Commissioners' Court of San Patricio County that the designation of the reinvestment zone would contribute to the retention or expansion of primary employment within San Patricio County, and;

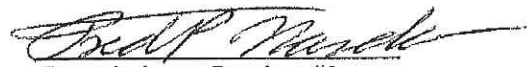
WHEREAS, it is the finding of the Commissioners' Court of San Patricio County that the designation of the reinvestment zone would attract major investment in the zone, and;


WHEREAS, the above stated property is not in the taxing jurisdiction of an incorporated municipality;

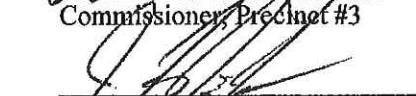
BE IT THEREFORE ORDERED that the Commissioners' Court of San Patricio County designates as a reinvestment zone, property herein described in Exhibit "A" pursuant to the authority contained in Section 312.401 of the Texas Property Redevelopment and Tax Abatement Act.


Terry Simpson, County Judge
San Patricio County, Texas



Commissioner, Precinct #1


Commissioner, Precinct #2


Commissioner, Precinct #3


Commissioner, Precinct #4




Gracie Alaniz-Gonzales
County Clerk
San Patricio County, Texas

**Property Description
Occidental Petroleum**

A 147.7736 ACRE TRACT LOCATED IN THE T. T. WILLIAMSON SURVEY, ABSTRACT 143, THE T. T. WILLIAMSON SURVEY, ABSTRACT 290, THE T. T. WILLIAMSON SURVEY, ABSTRACT 293, AND THE T. T. WILLIAMSON SURVEY, ABSTRACT 292, SAN PATRICIO COUNTY, TEXAS

DESCRIPTION of an 147.7736 acre tract, out of and a part of that certain called 81.149 acre tract described in Deed from E. I. du Pont de Nemours and Company to Occidental Chemical Corporation, dated February 17, 1998, and recorded in Clerk's File No. 459563 of the Real Property Records of San Patricio, Texas, that certain called 310.70 acre tract described in Deed from Vista Del Sol LNG LP to Occidental Chemical Corporation dated December 16, 2010, and recorded in Clerk's File No. 605165 of the Real Property Records of San Patricio County, Texas, and the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas located in the T. T. WILLIAMSON SURVEY, Abstract 143, the T. T. WILLIAMSON SURVEY, Abstract 290, the T. T. WILLIAMSON SURVEY, Abstract 293, and the T. T. WILLIAMSON SURVEY, Abstract 292, San Patricio County, Texas, and is described as follows:

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983 (CORS), south zone, all distances are surface distance.

TO FIND the place of beginning, COMMENCE at a 5/8-inch iron rod found at the southwest corner of that certain called 18.4 acre tract described in Deed from E. I. du Pont de Nemours and Company to Reynolds Metal Company, dated October 1, 1974, and recorded in Clerk's File No. 238785 of the Deed Records of San Patricio County, Texas (the "Reynolds 18.4 acre tract"), said point having coordinates of $x = 1,385,904.63$ and $y = 17,214,595.56$;

THENCE North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1013.53 feet to the PLACE OF BEGINNING of this herein described 147.7736 acre tract, having coordinates of $x = 1,386,918.16$ and $y = 17,214,600.25$;

THENCE continuing North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1101.65 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 44 degrees 42 minutes 13 seconds East, along and with the southeast line of the Reynolds 18.4 acre tract, a distance of 494.99 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 89 degrees 42 minutes 19 seconds East, along and with the south line of that certain called 3.331 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas (the "Water District 3.331 acre tract"), a distance of 49.94 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 00 degrees 32 minutes 56 seconds West, along and with the east line of the Water District 3.331 acre tract, a distance of 250.01 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 57 minutes 48 seconds East, along and with the south line of that certain called 5.541 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated April 24, 1991, and recorded in Clerk's File No. 396350 of the Real

Property Records of San Patricio, Texas, a distance of 603.93 feet to a found 5/8-inch iron rod;

THENCE along and with the south line of that certain called 29.278 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas, the following three (3) courses and distances:

1. North 89 degrees 43 minutes 06 seconds East, a distance of 47.82 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";

2. North 45 degrees 26 minutes 49 seconds East, a distance of 541.66 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";

3. North 89 degrees 39 minutes 59 seconds East, at a distance of 247.09 feet a found 5/8-inch iron rod with cap stamped "NEI RPLS 4700", in all a total distance of 247.57 feet;

THENCE South 00 degrees 00 minutes 44 seconds East, a distance of 3151.24 feet to a 5/8-inch iron rod found for the northeast corner of that certain called 24.797 acre tract described in Deed from Conoco Global Power Assets Inc. to Ingleside Cogeneration Limited Partnership, dated December 5, 1997, and recorded in Clerk's File No. 457204 of the Real Property Records of San Patricio County, Texas (the "Cogen 24.797 acre tract");

THENCE along and with the Cogen 24.797 acre tract, the following four (4) courses and distances:

1. South 89 degrees 59 minutes 17 seconds West, a distance of 1072.38 feet to a found 5/8-inch iron rod;

2. South 00 degrees 00 minutes 02 seconds West, a distance of 656.57 feet to a found 5/8-inch iron rod;

3. North 89 degrees 57 minutes 56 seconds East, a distance of 422.48 feet to a found 5/8-inch iron rod;

4. South 00 degrees 01 minutes 37 seconds East, a distance of 578.39 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 58 minutes 47 seconds West, a distance of 445.15 feet;

THENCE South 00 degrees 00 minutes 46 seconds West, a distance of 2128.57 feet;

THENCE North 44 degrees 46 minutes 33 seconds West, along and with the north line of that certain called 592.751 acre tract described in Deed from Du Pont Chlorine, Inc. to Occidental Electrochemicals Corporation, dated September 30, 1987, and recorded in Clerk's File No. 364008 of the Real Property Records of San Patricio, Texas, a distance of 85.17 feet;

THENCE North 00 degrees 00 minutes 46 seconds East, a distance of 2026.12 feet;

THENCE North 89 degrees 59 minutes 14 seconds West, a distance of 108.50 feet to a point in the west line of the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas (the "Du Pont 651.63 acre tract");

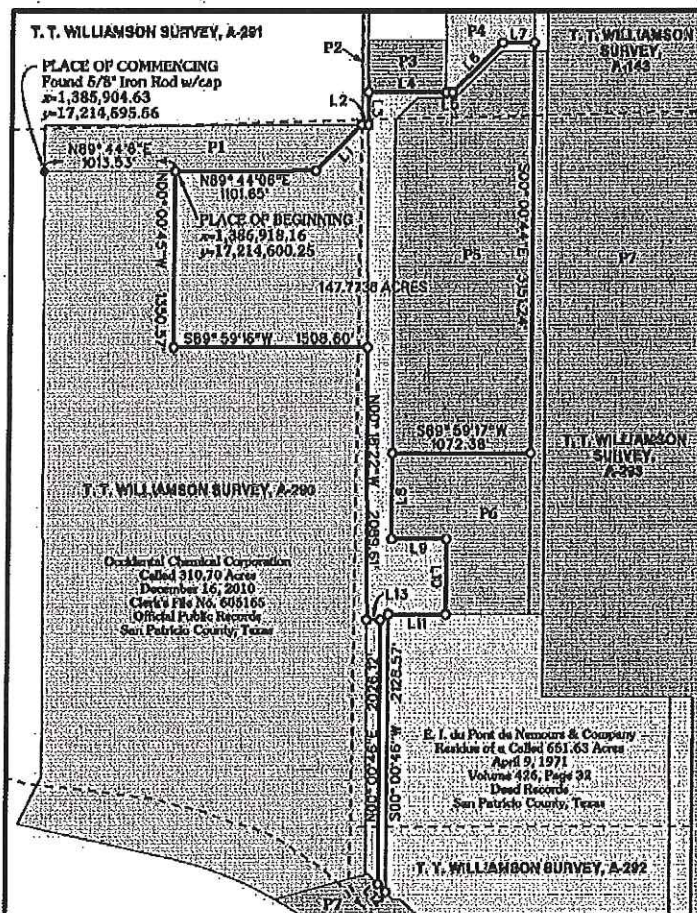
THENCE North 00 degrees 18 minutes 22 seconds West, along and with the west line of the Du Pont 651.63 acre tract, a distance of 2089.61 feet;

THENCE South 89 degrees 59 minutes 16 seconds West, a distance of 1508.60 feet;

THENCE North 00 degrees 00 minutes 45 seconds West, a distance of 1350.57 feet to the PLACE OF BEGINNING, containing 147.7736 acres.

REFERENCE is hereby made to the plat titled "MAP OF A 147.7736 ACRE TRACT" dated August 30, 2013.

JOHN GRIFFIN, Surveyors
212 BRYAN STREET POST OFFICE BOX 1437
DAYTON, TEXAS 77538



POINT	BEARING	DISTANCE
L1	N44°42'13"E	494.99'
L2	N89°42'19"E	49.94'
L3	N00°32'56"W	250.01'
L4	S89°57'48"E	603.23'
L5	N89°43'08"E	47.82'
L6	N45°26'49"E	541.66'
L7	N89°39'59"E	247.67'
L8	S00°00'02"W	656.67'
L9	N89°57'36"E	422.48'
L10	S00°01'37"E	578.39'
L11	S89°58'47"W	445.15'
L12	N44°46'38"W	85.17'
L13	N89°59'14"W	108.50'

- P1 Reynolds Metals Company
Called 18.4 Acres
October 1, 1974
Clark's File No. 238785
Deed Records
San Patricio County, Texas
- P2 San Patricio Municipal
Water District
Called 3.331 Acres
November 25, 1998
Clark's File No. 468583
RPRSPC
- P3 San Patricio Municipal
Water District
Called 6.541 Acres
April 24, 1991
Clark's File No. 396350
RPRSPC
- P4 San Patricio Municipal
Water District
Called 29.278 Acres
November 25, 1998
Clark's File No. 468583
RPRSPC
- P5 Occidental Chemical
Corporation
Called 81.149 Acres
February 17, 1998
Clark's File No. 459563
RPRSPC
- P6 Inglede Cogenation
Limited Partnership
Called 24.797 Acres
December 5, 1997
Clark's File No. 457204
RPRSPC
- P7 Occidental Electrochemicals
Corporation
Called 592.751 Acres
September 30, 1987
Clark's File No. 361068
RPRSPC

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983 (CORS), south zone, all distances are surface distance.



SCALE: 1" = 1000'



MAP OF A 147.7736 Acre Tract

Located in the
T. T. WILLIAMSON SURVEY, A-143
T. T. WILLIAMSON SURVEY, A-290
T. T. WILLIAMSON SURVEY, A-293
T. T. WILLIAMSON SURVEY, A-292
San Patricio County, Texas

August 30, 2013

ATTACHMENT 23

See the attached legal description of the Reinvestment Zone.

STATE OF TEXAS §
 §
COUNTY OF SAN PATRICIO §

A 147.7736 ACRE TRACT LOCATED IN THE T. T. WILLIAMSON SURVEY, ABSTRACT 143, THE T. T. WILLIAMSON SURVEY, ABSTRACT 290, THE T. T. WILLIAMSON SURVEY, ABSTRACT 293, AND THE T. T. WILLIAMSON SURVEY, ABSTRACT 292, SAN PATRICIO COUNTY, TEXAS

DESCRIPTION of an 147.7736 acre tract, out of and a part of that certain called 81.149 acre tract described in Deed from E. I. du Pont de Nemours and Company to Occidental Chemical Corporation, dated February 17, 1998, and recorded in Clerk's File No. 459563 of the Real Property Records of San Patricio, Texas, that certain called 310.70 acre tract described in Deed from Vista Del Sol LNG LP to Occidental Chemical Corporation dated December 16, 2010, and recorded in Clerk's File No. 605165 of the Real Property Records of San Patricio County, Texas, and the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas located in the T. T. WILLIAMSON SURVEY, Abstract 143, the T. T. WILLIAMSON SURVEY, Abstract 290, the T. T. WILLIAMSON SURVEY, Abstract 293, and the T. T. WILLIAMSON SURVEY, Abstract 292, San Patricio County, Texas, and is described as follows:

NOTE: All bearings and coordinates are grid based on the Texas Coordinate System of 1983(CORS), south zone, all distances are surface distance.

TO FIND the place of beginning, COMMENCE at a 5/8-inch iron rod found at the southwest corner of that certain called 18.4 acre tract described in Deed from E. I. du Pont de Nemours and Company to Reynolds Metal Company, dated October 1, 1974, and recorded in Clerk's File No. 238785 of the Deed Records of San Patricio County, Texas (the "Reynolds 18.4 acre tract"), said point having coordinates of
 $x = 1,385,904.63$ and $y = 17,214,595.56$;

THENCE North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1013.53 feet to the PLACE OF BEGINNING of this herein described 147.7736 acre tract, having coordinates of $x = 1,386,918.16$ and $y = 17,214,600.25$;

JOHN GRIFFIN, Surveyors
212 BRYAN STREET
POST OFFICE BOX 1437
DAYTON, TEXAS 77535
PHONE 936 258-2639

THENCE continuing North 89 degrees 44 minutes 06 seconds East, along and with the south line of the Reynolds 18.4 acre tract, a distance of 1101.65 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 44 degrees 42 minutes 13 seconds East, along and with the southeast line of the Reynolds 18.4 acre tract, a distance of 494.99 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 89 degrees 42 minutes 19 seconds East, along and with the south line of that certain called 3.331 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas (the "Water District 3.331 acre tract"), a distance of 49.94 feet to a found 1 1/2-inch iron rod in concrete;

THENCE North 00 degrees 32 minutes 56 seconds West, along and with the east line of the Water District 3.331 acre tract, a distance of 250.01 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 57 minutes 48 seconds East, along and with the south line of that certain called 5.541 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated April 24, 1991, and recorded in Clerk's File No. 396350 of the Real Property Records of San Patricio, Texas, a distance of 603.93 feet to a found 5/8-inch iron rod;

THENCE along and with the south line of that certain called 29.278 acre tract described in Deed from E. I. du Pont de Nemours and Company to San Patricio Municipal Water District, dated November 25, 1998, and recorded in Clerk's File No. 468583 of the Real Property Records of San Patricio, Texas, the following three (3) courses and distances:

1. North 89 degrees 43 minutes 06 seconds East, a distance of 47.82 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";
2. North 45 degrees 26 minutes 49 seconds East, a distance of 541.66 feet to a found 5/8-inch iron rod with cap stamped "NAISMITH ENG. C.C., TX";
3. North 89 degrees 39 minutes 59 seconds East, at a distance of 247.09 feet a found 5/8-inch iron rod with cap stamped "NEI RPLS 4700", in all a total distance of 247.57 feet;

THENCE South 00 degrees 00 minutes 44 seconds East, a distance of 3151.24 feet to a 5/8-inch iron rod found for the northeast corner of that certain called 24.797 acre tract described in Deed from Conoco Global Power

Assets Inc. to Ingleside Cogeneration Limited Partnership, dated December 5, 1997, and recorded in Clerk's File No. 457204 of the Real Property Records of San Patricio County, Texas (the "Cogen 24.797 acre tract");

THENCE along and with the Cogen 24.797 acre tract, the following four (4) courses and distances:

1. South 89 degrees 59 minutes 17 seconds West, a distance of 1072.38 feet to a found 5/8-inch iron rod;
2. South 00 degrees 00 minutes 02 seconds West, a distance of 656.57 feet to a found 5/8-inch iron rod;
3. North 89 degrees 57 minutes 56 seconds East, a distance of 422.48 feet to a found 5/8-inch iron rod;
4. South 00 degrees 01 minutes 37 seconds East, a distance of 578.39 feet to a found 5/8-inch iron rod;

THENCE South 89 degrees 58 minutes 47 seconds West, a distance of 445.15 feet;

THENCE South 00 degrees 00 minutes 46 seconds West, a distance of 2128.57 feet;

THENCE North 44 degrees 46 minutes 33 seconds West, along and with the north line of that certain called 592.751 acre tract described in Deed from Du Pont Chlorine, Inc. to Occidental Electrochemicals Corporation, dated September 30, 1987, and recorded in Clerk's File No. 364008 of the Real Property Records of San Patricio County, Texas, a distance of 85.17 feet;

THENCE North 00 degrees 00 minutes 46 seconds East, a distance of 2026.12 feet;

THENCE North 89 degrees 59 minutes 14 seconds West, a distance of 108.50 feet to a point in the west line of the residue of that certain called 651.63 acre tract described in Deed from J. Carter Goodloe, et al. to E. I. du Pont de Nemours & Company dated April 9, 1971, and recorded in Volume 426, Page 32 of the Deed Records of San Patricio County, Texas (the "Du Pont 651.63 acre tract");

THENCE North 00 degrees 18 minutes 22 seconds West, along and with the west line of the Du Pont 651.63 acre tract, a distance of 2089.61 feet;

THENCE South 89 degrees 59 minutes 16 seconds West, a distance of 1508.60 feet;

THENCE North 00 degrees 00 minutes 45 seconds West, a distance of 1350.57 feet to the PLACE OF BEGINNING, containing 147.7736 acres.

REFERENCE is hereby made to the plat titled "MAP OF A 147.7736 ACRE TRACT" dated August 30, 2013.

SURVEYED August 13, 2013.

By



John P. Griffin
Registered Professional
Land Surveyor No. 2032



ATTACHMENT 24

Guidelines and criteria for San Patricio County are attached.

GUIDELINES AND CRITERIA FOR GRANTING TAX ABATEMENT

WHEREAS, the attraction of long-term investment and the establishment of new jobs in the area would enhance the economic base of area taxing entities; and

WHEREAS, San Patricio County must compete with other counties across the nation currently offering tax inducements to attract new plant and modernization projects, and studies have shown that a favorable local tax climate and start-up tax concessions rank second on the list of priorities for new plant installations or expansions; and

WHEREAS, tax abatement is one of the principal means by which the public sector and the private sector can forge a partnership to promote real economic growth within a community; and

WHEREAS, any tax incentives offered must be strictly limited in application to those new and existing industries that bring new wealth to the community in order to avoid reducing the needed tax revenues of area taxing entities; and

WHEREAS, the Property Redevelopment and Tax Abatement Act (The "Act"), Chapter 312 of the Texas Tax Code authorizes counties, cities and school districts to provide property tax abatement for limited periods of time as an inducement for the development or redevelopment of a property; and

WHEREAS, the Act requires eligible taxing jurisdictions to establish Guidelines and Criteria as to eligibility for tax abatement agreements prior to granting any future tax abatement, said Guidelines and Criteria to be unchanged for a two-year period unless amended by a three-fourths vote; and

WHEREAS, to assure a common, coordinated effort to promote economic development, these Guidelines and Criteria have been circulated among San Patricio County and other governmental entities for consideration as a common policy for all jurisdictions which choose to participate in tax abatement agreements;

NOW, THEREFORE, BE IT RESOLVED by the County of San Patricio that these Guidelines and Criteria for granting tax abatement be adopted:

Section 1. Definitions.

(a) "Abatement" means the temporary, full or partial exemption from ad valorem taxes of certain added value to real and personal property in a zone designed for economic development purposes pursuant to the Act.

(b) "Added Value" means the increase in the assessed value of an eligible property as a result of "expansion" or "modernization" of an existing facility or construction of a "new facility." It does not mean or include "deferred maintenance."

- (c) "Agreement" means a contract between a property owner and/or lessee and an Eligible jurisdiction for the purposes of temporary tax abatement.
- (d) "Base Year Value" means the assessed value of eligible property as of the January 1 preceding the execution of an Agreement plus the agreed upon value of eligible property improvements made after January 1 but before the execution of the Agreement.
- (e) "Basic Industrial, Manufacturing or Service Facility" means buildings and structures, including fixed machinery and equipment not elsewhere described, used or to be used for the production of products or services which derive a majority of revenue from points beyond a 50-mile radius of San Patricio County.
- (f) "Deferred Maintenance" means improvements necessary for continued operations which do not improve productivity or alter the process technology.
- (g) "Economic Life" means the number of years a property improvement is expected to be in service in a Facility.
- (h) "Eligible Jurisdiction" means San Patricio County and any municipality or school district, the majority of which is located in San Patricio County, that levies ad valorem taxes upon and provides services to property located within the proposed or existing zone designated pursuant to the Act.
- (i) "Expansion" means the addition of buildings, structures, fixed machinery or equipment for the purposes of increasing capacity.
- (j) "Facility" means property improvements completed or in the process of construction which together compromise an integral whole.
- (k) "Modernization" means the replacement and upgrading of existing facilities which increase the productive input or output, updates the technology or substantially lowers the unit cost of the operation, and extends the economic life of the facilities. Modernization may result from the construction, alteration or installation of buildings, structures, fixed machinery or equipment. It shall not be for the purpose of reconditioning, refurbishing, repairing or completion of deferred maintenance.
- (l) "New Facility" means a property previously undeveloped which is placed into service by means other than or in conjunction with an Expansion or Modernization.
- (m) "Owner" means the owner of a Facility subject to abatement. If the Facility is constructed on a leased property, the owner shall be the party which owns the property subject to tax abatement. The other party to the lease shall join in the execution of Agreement but shall not be obligated to assure performance of the party receiving abatement.

Section 2. Abatement Authorized.

- (a) Authorized Facilities. A Facility may be eligible for abatement if it is a Basic Industrial, Manufacturing or Service Facility. Abatement may be granted for new facilities and

improvements to existing facilities for the purpose of Modernization or Expansion.

(b) Tangible Personal Property. Equipment and/or tools used, or bought or leased for use, in the operations of the business applying for tax abatement, other than that which was located on the real property at any time before the period covered by the tax abatement agreement, and other than inventory, supplies, and/or office equipment.

(c) Creation of New Value. Abatement may only be granted for the additional value of eligible property improvements made subject to and listed in an abatement Agreement between the Eligible jurisdiction and the property owner and lessee (if required), subject to such limitations as said jurisdiction may require. The economic life of the improvements must exceed the term of the abatement Agreement.

(d) Eligible Property. Abatement may be extended to the value of the improvements to real property, including buildings, structures, fixed machinery and equipment, and site improvements, plus that office space and related fixed improvements necessary to the operation and administration of the Facility. Abatements may also extend to tangible personal property that is located within the zone.

(e) Period of Abatement. Abatement shall be granted effective with the January 1 valuation date immediately following the date of execution of the Agreement. Abatement shall be allowed for a period of ten years.

(f) Abatement Percentage. Temporary property tax abatement shall be authorized for the development of a Facility or the addition of tangible personal property that meets either a qualification criteria of capital investment or a qualification criteria based upon a combination of the number of new jobs created plus salary.

(1) The capital investment qualification criteria is as follows:

Capital Investment	Abatement Level
\$2,000,000 to \$10,000,000	Level 1
\$10,000,001 to \$50,000,000	Level 2
\$50,000,001 to \$150,000,000	Level 3
\$150,000,001 to \$500,000,000	Level 4
Over \$500,000,000	Level 5

(2) The combination of new jobs and salary criteria is as follows:

	Salary \$35,000 to \$50,000	Salary \$50,001 to \$70,000	Salary Over \$70,000
20 to 99 New Jobs	Level 1	Level 2	Level 3
100 to 199 New Jobs	Level 2	Level 3	Level 4
200 or more New Jobs	Level 3	Level 4	Level 5

(3) Upon compliance with the above criteria, the percentage of tax abated shall be in accordance with the following schedule:

Year	Level 1	Level 2	Level 3	Level 4	Level 5
Year 1	60%	70%	80%	90%	100%
Year 2	50%	60%	70%	80%	90%
Year 3	40%	50%	60%	70%	80%
Year 4	30%	40%	50%	60%	70%
Year 5	20%	30%	40%	50%	60%
Year 6	10%	20%	30%	40%	50%
Year 7		10%	20%	30%	40%
Year 8			10%	20%	30%
Year 9				10%	20%
Year 10					10%

(4) In order to be counted as a permanent job under these Guidelines, the job must be a full-time position providing regular work schedules of at least 35 hours per week and the employer must cover over 51% of the employee's health insurance costs. Any jobs filled by H1B and H2B workers will be excluded as permanent jobs. The percentage of abatement provided each year under the Agreement shall be based upon the employment information as of January 1 of such year. As a result, the actual amount of abatement may vary from year to year based upon employment levels and property valuations.

(5) During the period of construction of the Facility, the Owner shall receive an abatement percentage based upon the criteria set forth in the Owner's application for abatement approved by the governing body of the Eligible jurisdiction. The construction period may last up to two years.

(6) For example, Company A has an abatement Agreement entered 5/1/2011 and projects to create 250 permanent jobs at a \$50,000 to \$55,000 salary average. If the actual experience of Company A involves fluctuating job and salary levels, the actual abatement under the Agreement could follow the following pattern:

<u>Year</u>	<u>New Jobs</u>	<u>Salary Level</u>	<u>Abatement Percentage</u>	<u>Abatement Level</u>
1/1/12*	0	\$ 0	90%	Level 4
1/1/13*	0	\$ 0	80%	Level 4
1/1/14	150	\$55,000	60%	Level 3
1/1/15	250	\$60,000	60%	Level 4
1/1/16	300	\$65,000	50%	Level 4
1/1/17	150	\$45,000	20%	Level 2
1/1/18	250	\$55,000	30%	Level 4
1/1/19	300	\$65,000	20%	Level 4
1/1/20	350	\$75,000	20%	Level 5
1/1/21	400	\$80,000	10%	Level 5

*Construction Underway

(g) Properties in Industrial Districts. For eligible property to be constructed in an area which is covered by an executed industrial district agreement with San Patricio County, the method of calculating payments in lieu of property taxes for such eligible property shall be as set forth in the industrial district agreement. As an alternative to an industrial district agreement, an eligible property may be covered by a tax abatement agreement, but such shall constitute an election by the Owner that the land and improvements shall not be included within the type of industrial district arrangement following the expiration of the tax abatement agreement.

(h) Economic Qualification. In order to be eligible for tax abatement, the planned improvement:

(1) must create no later than the January 1 following the completion of construction and maintain throughout the remainder of the term of the Agreement the minimum number of 20 permanent jobs in San Patricio County;

(2) must not adversely affect competition in the local market with established local businesses.

(i) Taxability. From the execution of the Agreement to the end of the abatement period, taxes shall be payable as follows:

(1) The value of any property other than Eligible Property shall be fully taxable (except for personal property added in connection with a Rehabilitation Project);

(2) The Base Year Value of existing Eligible Property as determined each year shall be fully taxable; and

(3) The Added Value of new Eligible Property shall be taxable in the manner described in Section 2(f) above.

Section 3. Application

(a) Written Application. Any present or potential owner of taxable property may request tax abatement by filing a written application with: (i) the City Manager of the City, if such property is within the city limits, or (ii) the County Judge of San Patricio County, if such property is in the unincorporated areas of San Patricio County.

(b) Contents of Application. The application shall consist of a completed application form accompanied by: a general description of the new improvements to be undertaken; a descriptive list of the improvements for which abatement is requested; a list of the kind, number and location of all proposed improvements of the property; a map and property description; and a time schedule for undertaking and completing the proposed improvements. In the case of a Modernization or Expansion project, a statement of the assessed value of the Facility, separately stated for real and personal property, shall be given for the tax year immediately preceding the application. The application form may require such financial and other information as the County or other Eligible jurisdiction, as applicable, deems appropriate for evaluating the financial capacity and other relevant factors of the applicant.

(c) Written Notification to Governing Bodies. Upon receipt of a completed application, the City Manager or County Judge, as the case may be, shall forward a copy of the application to the presiding officer of the governing body of each Eligible jurisdiction having jurisdiction of the property covered by the application.

(d) Feasibility. After receipt of an application for abatement, the City or the County, as applicable, shall consider the feasibility and the impact of the proposed tax abatement. The study of feasibility shall include, but not be limited to, an estimate of the economic effect of the abatement of taxes and the benefit to the Eligible jurisdiction and the property to be covered by such abatement.

(e) No Abatement if Construction has Commenced. No tax abatement Agreement shall be approved if the application for the abatement was filed after the commencement of construction, alteration or installation of improvements related to the proposed Modernization, Expansion or New Facility.

(f) Variance. Requests for variance from the provisions of Section 2 may be made in written form, provided, however, that no variance may extend the term of abatement beyond ten years after completion of construction. Such requests shall include a complete description of the circumstances explaining why the applicant should be granted a variance. Approval of a request for variance requires a three-fourths (3/4) vote of the governing body of each Eligible jurisdiction providing abatement.

Section 4. Public Hearing and Approval.

(a) Designation of Zone. A resolution designating a zone for tax abatement under the Act may not be adopted by the City or the County until a public hearing has been held at which interested persons are entitled to speak and present evidence for or against the designation. Notice of the hearing shall be provided to each Eligible jurisdiction and to the public in the manner required by the Act.

(b) Required Findings. In order to enter into a tax abatement Agreement, the County, the City and any school district must find that the terms of the proposed Agreement meet these Guidelines and Criteria.

(c) Reservation of Rights. Nothing herein shall be construed to limit the authority of the City, the County or any other jurisdiction to examine each application for tax abatement before it on a case-by-case basis and determine in its sole and absolute discretion whether or not the proposed project should be granted temporary tax abatement and whether or not it complies with these Guidelines and Criteria, is feasible, and whether or not the proposed temporary abatement of taxes will inure to the long-term benefit of such Eligible jurisdiction.

Section 5. Agreement.

- (a) Contents of Tax Abatement Agreement. The tax abatement Agreement with the Owner of the Facility shall include:
- (1) the estimated value to be subject to abatement and the Base Year Value;
 - (2) the percentage of value to be abated each year as provided in Section 2(f);
 - (3) the commencement date and termination date of abatement;
 - (4) a provision that the term of the Agreement shall extend until five (5) years after the expiration of the period of tax abatement;
 - (5) the proposed use of the Facility, nature of construction, time schedule, map, property description and improvements list as provided in the application as required;
 - (6) the contractual obligations in the event of default, delinquent taxes, recapture, administration and assignment as provided in these Guidelines or other provisions that may be required for uniformity or by state law; and
 - (7) the amount of Added Value and required number of permanent jobs.
- (b) Time of Execution. The tax abatement Agreement shall normally be executed within 60 days after the applicant has provided all necessary information and documentation.
- (c) Attorney's Fees. In the event any attorney's fees are incurred by the Eligible jurisdiction in the preparation of a tax abatement Agreement, said fees shall be paid by the applicant upon execution of the Agreement.

Section 6. Recapture.

- (a) Failure to Commence Operations During Term of Agreement. In the event that the Facility is not completed and does not begin operation with the minimum number of 20 permanent jobs by the January 1 following the completion of construction, no abatement shall be given for that tax year, and the full amount of taxes assessed against the property shall be due and payable for that tax year. In the event that the Owner of such a Facility fails to begin operation with the minimum number of 20 permanent jobs by the next January 1, then the abatement Agreement shall terminate and all abated taxes during the period of construction shall be recaptured and paid within 60 days of such termination.
- (b) Discontinuance of Operations During Term of Agreement. In the event the Facility is completed and begins operation with the required minimum number of 20 permanent jobs but subsequently discontinues operations and the minimum number of 20 permanent jobs is not maintained during any four (4) consecutive weeks during the term of the Agreement after the completion of construction, for any reason except on a temporary basis due to fire, explosion or

other casualty or accident or natural disaster, the Agreement may be terminated by the Eligible jurisdiction providing abatement, and all taxes previously abated by virtue of the Agreement shall be recaptured and paid within 60 days of such termination.

- (c) Delinquent Taxes. In the event that the Owner allows its ad valorem taxes to become delinquent and fails to timely and properly follow the legal procedures for their protest and/or contest, the Agreement shall terminate and so shall the abatement of the taxes for the tax year of the delinquency. The total taxes assessed without abatement, for that tax year shall be paid within 60 days from the date of termination.
- (d) Notice of Default. Should the Eligible jurisdiction providing abatement determine that the Owner is in default according to the terms and conditions of its Agreement, it shall notify the Owner in writing at the address stated in the Agreement that if such is not cured within 60 days from the date of such notice (the "Cure Period"), then the Agreement may be terminated. In the event the Owner fails to cure said default during the Cure Period, the Agreement may be terminated and the taxes abated by virtue of the Agreement will be recaptured and paid as provided herein.
- (e) Actual Capital Investment. Should the Eligible jurisdiction providing abatement determine that the total level of capital investment in eligible property is lower than provided in the Agreement, the difference between the tax abated and the tax which should have been abated based upon the actual capital investment as determined shall be paid to the taxing agencies within 60 days of notification to the Owner of such determination.
- (f) Reduction in Rollback Tax Rate. If during any year of the period of abatement with respect to any property any portion of the abated value which is added to the current total value of the Eligible jurisdiction but is not treated as "new property value" (as defined in Section 26.012 (17) of the Texas Tax Code) for the purpose of establishing the "effective maintenance rate" in calculating the "rollback tax rate" in accord with Section 26.04(c)(2) of the Texas Tax Code and if the Eligible jurisdiction's budget calculations indicate that a tax rate in excess of the "rollback tax rate" is required to fund the operations of the Eligible jurisdiction for the succeeding year, then the Eligible jurisdiction shall recapture from the taxpayer a tax in an amount equal to the lesser of the following:
 - (1) The amount of the taxes abated for that year by the Eligible jurisdiction with respect to such taxpayer.
 - (2) The amount obtained by subtracting the rollback tax rate computed without the abated property value being treated as new property value from the rollback tax rate computed with the abated property value being treated as new property value and multiplying the difference by the total assessed value of the Eligible jurisdiction.

If the Eligible jurisdiction has granted an abatement of taxes to more than one taxpayer, then the amount of the recapture calculated in accord with subparagraph (2) above shall be prorated on the basis of the amount of the abatement with respect to each taxpayer.

All recaptured taxes must be paid within thirty (30) days after notice thereof has been given to the affected taxpayer. Penalty and interest shall not begin to accrue upon such sum until the first day of the month following such thirty (30) day notice, at which time penalty and interest shall accrue in accord with the laws of the State of Texas.

- (g) Continuation of Tax Lien. The amount of tax abated each year under the terms of these Guidelines and the Agreement shall be secured by a first and prior tax lien which shall continue in existence from year to year throughout the entire term of the Agreement or until all taxes, whether assessed or recaptured, are paid in full.
- (h) Automatic Termination. The Agreement shall automatically terminate on and as of the date any of the following events occur: the filing of a petition in bankruptcy by Owner; or the making by the Owner of an assignment for the benefit of creditors; or if any involuntary petition in bankruptcy or petition for an arrangement pursuant to the federal bankruptcy code is filed against the Owner; or if a receiver is appointed for the business of the Owner. In the event of automatic termination for any of the above reasons, the prior notice of default provisions in subsection (d) above shall not apply.

Section 7. Administration.

- (a) Annual Assessment. The San Patricio County Appraisal District shall annually determine an assessment of the real and personal property subject to an Agreement. Each year, the Owner shall furnish the Appraisal District with such information as may be necessary for the abatement. Once value has been established, the Appraisal District shall notify the affected jurisdictions which levy taxes of the amount of the assessment and the abatement.
- (b) Access to Facility. The Agreement shall stipulate that employees and/or designated representatives of the Eligible jurisdiction will have access to the Facility during the term of the Agreement to inspect the Facility to determine if the terms and conditions of the Agreement are being met. All inspections will be made only after giving 24 hours prior notice and will only be conducted in such manner as to not unreasonably interfere with the construction and/or operation of the Facility. All inspections will be made with one or more representatives of the Owner and in accordance with its safety standards.
- (c) Annual Evaluation. Upon completion of construction, the Eligible jurisdiction individually or in conjunction with other affected jurisdictions, shall annually evaluate each Facility receiving abatement to ensure compliance with the Agreement and report possible violations of the Agreement.
- (d) Annual Reports. The Owner shall certify to the governing body of the Eligible Jurisdiction on or before April 1 each year that the Owner is in compliance with each applicable term of the agreement. Additionally, during the initial four years of the term of property tax abatement, the Owner shall provide to the Eligible Jurisdiction approving the abatement an annual report covering those items listed on Schedule 1 in order to document its efforts to acquire goods and

services on a local basis. Such annual report shall be prepared on a calendar year basis and shall be submitted to the Eligible jurisdiction no later than ninety (90) days following the end of each such calendar year. The annual report shall be accompanied by an audit letter prepared by an independent accounting firm which has reviewed the report.

- (e) **"Buy Local" Provisions.** Each recipient of property tax abatement shall additionally agree to give preference and priority to local manufacturers, suppliers, contractors and labor, except where not reasonably possible to do so without added expense, substantial inconvenience, or sacrifice in operating efficiency. In any such exception cases involving purchases over \$10,000.00 a justification for such purchase shall be included in the annual report. Each such recipient shall further acknowledge that it is a legal and moral obligation of persons receiving property tax abatements to favor local manufacturers, suppliers, contractors and labor, all other factors being equal. For the purposes of this provision, the term "local" as used to describe manufacturers, suppliers, contractors and labor shall include firms, businesses, and persons who reside in or maintain an office in either San Patricio County, Aransas County, or Nueces County. In the event of a breach of the buy-local provision, the percentage of abatement shall be proportionately reduced equal to the amount the disqualified contract bears to the total construction cost for the project.
- (f) **Right to Modify or Cancel.** Notwithstanding anything herein or in any agreement to the contrary, the governing body of the Eligible Jurisdiction may cancel or modify the agreement if the Owner fails to comply with the Agreement.

SCHEDULE 1

"Buy Local" Annual Reports

The following information shall be reported to the Governmental Unit on a calendar-year basis during the first four years of the tax abatement program:

1. Dollar amount spent for materials* (local).
2. Dollar amount spent for materials* (total).
3. Dollar amount spent for labor** (local).
4. Dollar amount spent for labor** (total).
5. Number of jobs created in the construction project (local).
6. Number of jobs created in the construction project (total).
7. Number of jobs created on a permanent basis (local).
8. Number of jobs created on a permanent basis (total).

* "Materials" is defined to include all materials used in excavation, site improvement, demolition, concrete, structural steel, fire proofing, piping, electrical, instruments, paintings and scaffolding, insulation, temporary construction facilities, supplies, equipment rental in construction, small tools and consumables. This term does not include major items of machinery and equipment not readily-available locally.

** "Labor" is defined to include all labor in connection with the excavation, site improvement, demolition, concrete construction, structural steel, fire proofing, equipment placement, piping, electrical, instruments, painting and scaffolding, insulation, construction services, craft benefits, payroll burdens, and related labor expenses. This term does not include engineering services in connection with the project design.

The term "local" as used to describe manufacturers, suppliers, contractors and labor shall include firms, businesses, and persons who reside in or maintain an office in either San Patricio County, Aransas County, or Nueces County.

APPLICATION FOR TAX ABATEMENT IN SAN PATRICIO COUNTY

INSTRUCTIONS:

Applicants and projects must meet the requirements established by the San Patricio County Guidelines and Criteria in order to receive positive consideration. Section 2 of the Guidelines sets out regulations governing eligible facilities, eligible and ineligible improvements, terms, and economic qualifications. Conformance with all applicable sections is required for eligibility.

APPLICANTS INFORMATION:

The taxing unity may consider the applicant's financial capacity in determining whether to enter into an abatement agreement. Established companies for which public information is available, or the wholly owned business of such companies, should include with the application a copy of their latest annual report to stockholders. Other applicants and new companies should attach a statement showing when the company was established, business references (name of contact and telephone number of principal bank, accountant and attorney) and may be required to submit an audited financial statement and business plan.

PROJECT INFORMATION:

Only facilities listed in Section 2(a) of the Guidelines may receive abatement without applying for a variance. Check guideline definitions in Section 1 to see if the project qualifies. If the project is a Regional Entertainment Facility or other Basic Industry, the application should include market studies, business plans, agreements or other materials demonstrating that the facility is intended to serve a market the majority of which is substantially outside of the San Patricio County region.

ECONOMIC INFORMATION

Permanent Employment Estimates. In estimating the permanent employment of the projects, include the total number of jobs retained or created at this site by your firm as well as known permanent jobs of service contractors required for operation.

Estimated appraised Value 'on Site.' The value January 1 preceding abatement should be the value established by the San Patricio County Appraisal District. If the applicant must estimate value because the taxable value is not known or is combined with other properties under a single tax account please so state. To qualify, the abated properties must be expected to result in an addition to the tax base of at least two million dollars after the period of abatement expires. Projections of value should be a "best estimate" based on taxability in Texas. The projection of project values not abated should include personal property and ineligible project-related improvements such as office space in excess of that used for plan administration, housing, etc.

Applications for Tax Abatement in San Patricio County Fill-in Instructions

This application should be filed at least THIRTY (30) DAYS prior to the beginning of construction or the installation of equipment. This application will become a part of any later agreement or contract and known false representations thereon will be grounds for the voiding of any later agreement or contract.

ORIGINAL COPY OF THIS APPLICATION AND ATTACHMENTS SHOULD BE SUBMITTED

To: San Patricio County Judge – 400 W. Sinton Street, Room 109, Sinton, TX 78387

APPLICANT INFORMATION

Submittal Date

Company Name

Company Address

Company Phone

Contact of this Project

Number employed

Annual Sales Per Year

Annual Report Submitted? Yes _____

No _____ (See instructions)

Type of Structure: Corporation ()
Proprietorship ()

Partnership ()

PROJECT INFORMATION

Type of Facility to be abated: Manufacturing () Regional Distribution ()

Regional Service () Regional Entertainment Center () Research () Other ()

Basic Industry () Multi-family housing ()

Proposed Facility Address and Legal Description:
Attach map showing site

School District _____

Other District(s) ___ drainage

City _____

Describe product or service to be provided

This application is for new construction () expansion ()

Modernization ()

Project Description:

Please attach a statement fully explaining the project: describing the site and existing improvements; describing all proposed improvements; providing a list of improvements and fixed equipment for which abatement is requested. Equipment list attached.

ECONOMIC AND IMPACT INFORMATION

Permanent Employment Estimates

If any existing Facility, please present a report indicating the total number of permanent employees at the Facility on the first day of each month for the past twelve months.

Estimated Number of Plant Jobs Retained () Created () at Start

SAN PATRICIO COUNTY
07/12/2011

Estimated Operational Date and or opening of improvements

Construction and employment estimated

Construction Start (month/year) _____

Construction Completion (month/year) _____

Number of Construction jobs start _____ peak _____ finish _____

Number of Construction jobs per year _____

School District Impact Estimates

Number of families transferred to area _____

Number of children added to ISD _____

City Impact Estimates

Volume of treated water required from city _____

Volume of effluent to be treated by city _____

Estimated Appraised Value on Site

Land

Personal Property

Improvements

Valuations January 1

Preceding abatement \$ _____ \$ _____ \$ _____

Value, upon completion of project, of personal property and improvements not
subject to abatements \$ _____ \$ _____ \$ _____

Estimated value of eligible improvements after abatement agreement expires \$ _____

Variance:

Is a variance being sought under Section 3 (f) of the Guidelines?

_____ Yes _____ No

If "yes" attach any supplementary information required. Letter attached asking for variance

Other Agreement Applications

Has the company made application for abatement of this project to
other taxing jurisdictions within the San Patricio County?

_____ Yes _____ No

To other taxing jurisdictions or counties?

_____ Yes _____ No

SAN PATRICK COUNTY
07/12/2011

If "yes," please provide dates of application; hearing dates; names of Jurisdiction(s) and contact; and any letters of intent to abate.

Declaration

To the best of my knowledge the above information is an accurate description of project details.

Company Official Signature

Printed Name of Company Official

Title of Company Official: Property Tax Manager

ACTION

DO NOT WRITE HERE

FOR OFFICIAL USE

1. EDC Contact
2. San Patricio County Precinct _____
3. School District _____
4. City _____
5. Other District _____
6. Jurisdictions Notified (date) _____
7. Initial Review Complete (date) _____
8. Review Circulated (date) _____
9. Concurrence
 ISD _____
 Other District(s) _____
 City _____
10. Letter of Intent (date) _____
11. Hearing Notice on Agenda (date) _____
12. Public Hearing (date) _____
13. Action
 ISD _____
 Other District(s) _____
 City _____
14. Agreement Signed (date) _____

COUNTY TAX ABATEMENTS

Property Redevelopment and Tax Abatement Act, Chapter 312 of the Texas Tax Code
312.001, *et seq.*

Procedure

- Adopt Guidelines and Criteria
- Pass Resolution declaring itself to be eligible to participate in abatements
- Establish Reinvestment Zone only after: (a) seven days advance notice published in local newspaper; (b) delivery of notice to presiding officer of governing bodies of taxing units within proposed reinvestment zone
- Finding by San Patricio County that: (a) improvements are feasible, practical and would benefit land within zone after expiration of agreement; and (b) reasonably likely to contribute to retention or expansion of primary employment or to attract major investment
- At least seven days prior to signing, give notice of intent to enter into agreement

The Abatement Agreement

- Contain a list of the kind, number and location of all proposed improvements;
- Provide access to and authorize inspection to ensure that the improvements are made according to the agreement;
- Limit the uses of the property consistent with encouraging development within the reinvestment zone;
- Provide for recapture of tax revenue lost if the owner fails to make the improvements;
- Contain each term agreed to by the owner;
- Require an annual certification by the owner to the governing body that owner is in compliance; and
- Provide that the governing body may cancel or modify the agreement if the owner fails to comply with the agreement.

Job Creation

Company agrees to create at least 20 permanent full time jobs at the Project and make reasonable efforts to employ persons who are residents of San Patricio County, Texas in such jobs; provided, however, that Company shall not be required to employ San Patricio County residents who are not (i) equally or more qualified than nonresident applicants; (ii) available for employment on terms and/or salaries comparable to those required by nonresident applicants or (iii) able to become qualified with 72 hours of training. In the event a San Patricio County resident could become qualified with a maximum of 72 hours of training, Company shall provide for such training. Each of the persons employed in such jobs shall perform a portion of their work in San Patricio County, Texas.

Local Goods and Services

Company and its authorized vendors intend to make reasonable effort to purchase services and supplies from San Patricio County individuals and businesses during the construction of the Facility in San Patricio County, provided that such materials and supplies are of the same quality as those available from non-San Patricio County individuals or businesses and are available at comparable terms. Comparable terms shall mean a price that is less than or equal to 105% of the price of non-San Patricio County individual or businesses. Company will take reasonable steps to employ or have employed residents of San Patricio County, provided that such residents have the required skills and experience and are available at a competitive wage or salary, as applicable. In furtherance of that goal, the following provisions, or a reasonable derivation thereof, will be followed by Company.

Local Coordinator

Company or its construction contractor, if any, shall designate a coordinator of local services who will act as a liaison between any individuals, businesses and contractors residing or doing business in San Patricio County who are interested in obtaining information about providing goods or services related to the construction of the Project. Additionally, Company or its construction contractor, if any, shall advertise in local newspapers in San Patricio County for local contractors to perform work on the construction of the Project.

Protection of Roads

During construction of the Improvements, Company shall use commercially reasonable efforts to minimize the disruption to all public and San Patricio County roads caused by the construction of the Improvements and shall repair any damages caused to San Patricio County roads by the construction. The repairs shall be completed by Company in accordance with the published standards and specifications for road maintenance for other San Patricio County roads. Upon the completion of the construction, Company shall leave such public and San Patricio County roads in as close to the condition as they were prior to construction as is practicable, excepting normal wear and tear.

AG-0600

San Patricio County and Owner acknowledge that Texas Attorney General Opinion GA-0600, dated January 29, 2008, arguably may be interpreted to hold that certain provisions of Section 312 of the Texas Tax Code may not authorize a commissioners court to execute a tax abatement agreement for leasehold interests in or improvements on taxable real property, and that said opinion is currently under review and subject to challenge by interested parties. If, during the Term of this Agreement, should this Agreement, as a tax abatement agreement under Section 312 of the Texas Tax Code, or a similar tax abatement agreement wherein a San Patricio County granted a tax abatement to the owner/operator of a renewable energy project using wind turbines be declared invalid or

unenforceable under Texas law in a non-appealable judicial decision, then to the extent that taxes then previously abated hereunder shall be required by law to be repaid to the San Patricio County, all taxes abated hereunder shall be due and payable within ninety (90) days of receipt of written notice/demand.

Maintain Viable Presence

Company agrees that it will maintain a Viable Presence within the Reinvestment Zone for a period of twenty (20) years from the date that the portion of the Facility located in San Patricio County has commenced commercial operations.

Viable Presence means (i) the operation of the Facility, as the same may from time to time be expanded, upgraded, improved, modified, and changed, remodeled, repaired, restored, reconstructed, reconfigured, and/or reengineered, over the term of this Agreement, and (ii) the retention over the term of this Agreement of not fewer than twenty (20) Qualifying Jobs to be located and performed within Company's entire project, which includes, but is not limited to, Company's Qualified Property, as set forth in the Application, with the minimum salaries required by Texas Tax Code §313.021(3)(E). As its sole and exclusive remedy for Company's failure to Maintain a Viable Presence, San Patricio County shall be entitled to cancel this Agreement pursuant to the provisions hereof and to recapture property tax revenue abated as a result of this Agreement, subject to the provisions hereof regarding notice and Company's right to cure.

