TAB 1

Application

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

INSTRUCTIONS: This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application. This notice must include:
  - the date on which the school district received the application;
  - the date the school district determined that the application was complete;
  - the date the school board decided to consider the application; and
  - a request that the Comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
- must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
- forward the original hard copy of the completed application to the Comptroller in a three-ring binder with tabs, as indicated on page 9 of this application, separating each section of the documents, in addition to an electronic copy on CD. See 34 TAC Chapter 9, Subchapter F.

The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its website. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules. For more information, see guidelines on Comptroller's website.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. Pursuant to 9.1053(a)(1)(C), requested information shall be provided within 20 days of the date of the request. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, issue a certificate for a limitation on appraised value to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application not later than the 150th day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to issue a certificate, complete the economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's website to find out more about the program at comptroller.texas.gov/economy/local/ch313/. There are links to the Chapter 313 statute, rules, guidelines and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SECTION 1: School District Information

1. Authorized School District Representative

March 28, 2018
Date Application Received by District

Dr. Robin	Perez
First Name	Last Name

Superintendent
Title

Nederland Independent School District
School District Name

220 17th Street
Street Address

Same
Mailing Address

Nederland	TX	77627
City	State	ZIP

409-724-2391	409-724-4280
Phone Number	Fax Number
	rperez@nederlandisd.org
Mobile Number (optional)	Email Address

2. Does the district authorize the consultant to provide and obtain information related to this application? ☑ Yes ☐ No

SECTION 1: School District Information *(continued)*

3. Authorized School District Consultant *(If Applicable)*

Ann
First Name

Mewhinney
Last Name

Attorney
Title

Walsh Gallegos Trevino Russo & Kyle P.C.
Firm Name

(512) 454-6864
Phone Number

(512) 467-9318
Fax Number

Mobile Number *(optional)*

amewhinney@wabsa.com
Email Address

4. On what date did the district determine this application complete? .... March 28, 2018

5. Has the district determined that the electronic copy and hard copy are identical? .... ☐ Yes ☐ No

SECTION 2: Applicant Information

1. Authorized Company Representative *(Applicant)*

Megan
First Name

McKavanagh
Last Name

Property Tax Manager
Title

Orbit Gulf Coast NGL Exports, LLC
Organization

800 E. Sonterra Blvd, Suite 400
Street Address

Same
Mailing Address

San Antonio
City

TX
State

78258
ZIP

210-572-0457
Phone Number

Fax Number

Mobile Number *(optional)*

megan.mckavanagh@energytransfer.com
Business Email Address

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

2a. If yes, please fill out contact information for that person.

Same as above
First Name

Last Name

Title

Organization

Street Address

Mailing Address

City

State

ZIP

Phone Number

Fax Number

Mobile Number *(optional)*

Business Email Address

3. Does the applicant authorize the consultant to provide and obtain information related to this application? .... ☑ Yes ☐ No

SECTION 2: Applicant Information (continued)

4. **Authorized Company Consultant** ***(If Applicable)***

Mike
First Name

Fry
Last Name

Director Energy Services
Title

KE Andrews
Firm Name

469-298-1594
Phone Number

469-298-1595
Fax Number

mfry@keatax.com
Business Email Address

SECTION 3: Fees and Payments

1. Has an application fee been paid to the school district? ☑ Yes ☐ No

   The total fee shall be paid at time of the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.

   1a. If yes, attach in **Tab 2** proof of application fee paid to the school district.

For the purpose of questions 2 and 3, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

2. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code §313.027(i)? ☐ Yes ☑ No ☐ N/A
3. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? ☐ Yes ☑ No ☐ N/A

SECTION 4: Business Applicant Information

1. What is the legal name of the applicant under which this application is made? Orbit Gulf Coast NGL Exports, LLC
2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 *(11 digits)* 32066600951
3. List the NAICS code 325110
4. Is the applicant a party to any other pending or active Chapter 313 agreements? ☐ Yes ☑ No

   4a. If yes, please list application number, name of school district and year of agreement

SECTION 5: Applicant Business Structure

1. Identify Business Organization of Applicant *(corporation, limited liability corporation, etc)* Limited Liability Company
2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)? ☑ Yes ☐ No

   2a. If yes, attach in **Tab 3** a copy of Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.
3. Is the applicant current on all tax payments due to the State of Texas? ☑ Yes ☐ No
4. Are all applicant members of the combined group current on all tax payments due to the State of Texas? ☑ Yes ☐ No ☐ N/A
5. If the answer to question 3 or 4 is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. *(If necessary, attach explanation in Tab 3)*

SECTION 6: Eligibility Under Tax Code Chapter 313.024

1. Are you an entity subject to the tax under Tax Code, Chapter 171? ☑ Yes ☐ No
2. The property will be used for one of the following activities:
   (1) manufacturing ☑ Yes ☐ No
   (2) research and development ☐ Yes ☑ No
   (3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☑ No
   (4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☑ No
   (5) renewable energy electric generation ☐ Yes ☑ No
   (6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☑ No
   (7) nuclear electric power generation ☐ Yes ☑ No
   (8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☑ No
   (9) a Texas Priority Project, as defined by 313.024(e)(7) and TAC 9.1051 ☐ Yes ☑ No
3. Are you requesting that any of the land be classified as qualified investment? ☐ Yes ☑ No
4. Will any of the proposed qualified investment be leased under a capitalized lease? ☐ Yes ☑ No
5. Will any of the proposed qualified investment be leased under an operating lease? ☐ Yes ☑ No
6. Are you including property that is owned by a person other than the applicant? ☐ Yes ☑ No
7. Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment? ☐ Yes ☑ No

SECTION 7: Project Description

1. In **Tab 4**, attach a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information.
2. Check the project characteristics that apply to the proposed project:
   ☑ Land has no existing improvements
   ☐ Land has existing improvements *(complete Section 13)*
   ☐ Expansion of existing operation on the land *(complete Section 13)*
   ☐ Relocation within Texas

SECTION 8: Limitation as Determining Factor

1. Does the applicant currently own the land on which the proposed project will occur? ☑ Yes ☐ No
2. Has the applicant entered into any agreements, contracts or letters of intent related to the proposed project? ☐ Yes ☑ No
3. Does the applicant have current business activities at the location where the proposed project will occur? ☑ Yes ☐ No
4. Has the applicant made public statements in SEC filings or other documents regarding its intentions regarding the proposed project location? ☐ Yes ☑ No
5. Has the applicant received any local or state permits for activities on the proposed project site? ☐ Yes ☑ No
6. Has the applicant received commitments for state or local incentives for activities at the proposed project site? ☐ Yes ☑ No
7. Is the applicant evaluating other locations not in Texas for the proposed project? ☐ Yes ☑ No
8. Has the applicant provided capital investment or return on investment information for the proposed project in comparison with other alternative investment opportunities? ☐ Yes ☑ No
9. Has the applicant provided information related to the applicant's inputs, transportation and markets for the proposed project? ☐ Yes ☑ No
10. Are you submitting information to assist in the determination as to whether the limitation on appraised value is a determining factor in the applicant's decision to invest capital and construct the project in Texas? ☑ Yes ☐ No

Chapter 313.026(e) states "the applicant may submit information to the Comptroller that would provide a basis for an affirmative determination under Subsection (c)(2)." If you answered "yes" to any of the questions in Section 8, attach supporting information in Tab 5.

SECTION 9: Projected Timeline

1. Application approval by school board .... April 2018
2. Commencement of construction .... January 2019
3. Beginning of qualifying time period .... January 2019
4. First year of limitation .... January 2021
5. Begin hiring new employees .... July 2020
6. Commencement of commercial operations .... December 2020
7. Do you propose to construct a new building or to erect or affix a new improvement after your application review start date *(date your application is finally determined to be complete)*? .... ☑ Yes ☐ No

   Note: Improvements made before that time may not be considered qualified property.
8. When do you anticipate the new buildings or improvements will be placed in service? .... December 2020

SECTION 10: The Property

1. Identify county or counties in which the proposed project will be located: Jefferson County
2. Identify Central Appraisal District (CAD) that will be responsible for appraising the property: Jefferson County Appraisal Distrcit
3. Will this CAD be acting on behalf of another CAD to appraise this property? .... ☐ Yes ☑ No
4. List all taxing entities that have jurisdiction for the property, the portion of project within each entity and tax rates for each entity:

   County: Jefferson County - 100% 0.365 *(Name, tax rate and percent of project)*

   City: Nederland - 100% 0.59185 *(Name, tax rate and percent of project)*

   Hospital District: ________ *(Name, tax rate and percent of project)*

   Water District: ________ *(Name, tax rate and percent of project)*

   Other *(describe)*: Sabine Neches Nav. - 100% 0.09164 *(Name, tax rate and percent of project)*

   Other *(describe)*: ________ *(Name, tax rate and percent of project)*
5. Is the project located entirely within the ISD listed in Section 1? .... ☑ Yes ☐ No

   5a. If no, attach in **Tab 6** additional information on the project scope and size to assist in the economic analysis.
6. Did you receive a determination from the Texas Economic Development and Tourism Office that this proposed project and at least one other project seeking a limitation agreement constitute a single unified project (SUP), as allowed in §313.024(d-2)? .... ☐ Yes ☑ No

   6a. If yes, attach in **Tab 6** supporting documentation from the Office of the Governor.

SECTION 11: Investment

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as Subchapter B or Subchapter C, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's website at **comptroller.texas.gov/economy/local/ch313/**.

1. At the time of application, what is the estimated minimum qualified investment required for this school district? 30,000,000.00
2. What is the amount of appraised value limitation for which you are applying? 30,000,000.00

   Note: The property value limitation amount is based on property values available at the time of application and may change prior to the execution of any final agreement.
3. Does the qualified investment meet the requirements of Tax Code §313.021(1)? .... ☑ Yes ☐ No
4. Attach a description of the qualified investment [See §313.021(1).] The description must include:
   a. a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 7**);
   b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your minimum qualified investment (**Tab 7**); and
   c. a detailed map of the qualified investment showing location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period, with vicinity map (**Tab 11**).
5. Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or §313.053 for Subchapter C school districts) for the relevant school district category during the qualifying time period? .... ☑ Yes ☐ No

SECTION 12: Qualified Property

1. Attach a detailed description of the qualified property. [See §313.021(2)] (If qualified investment describes qualified property exactly, you may skip items a, b and c below.) The description must include:
   1a. a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021 (**Tab 8**);
   1b. a description of any new buildings, proposed new improvements or personal property which you intend to include as part of your qualified property (**Tab 8**); and
   1c. a map of the qualified property showing location of new buildings or new improvements with vicinity map (**Tab 11**).
2. Is the land upon which the new buildings or new improvements will be built part of the qualified property described by §313.021(2)(A)? .... ☐ Yes ☑ No
   2a. If yes, attach complete documentation including:
      a. legal description of the land (**Tab 9**);
      b. each existing appraisal parcel number of the land on which the new improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property (**Tab 9**);
      c. owner (**Tab 9**);
      d. the current taxable value of the land. Attach estimate if land is part of larger parcel (**Tab 9**); and
      e. a detailed map showing the location of the land with vicinity map (**Tab 11**).
3. Is the land on which you propose new construction or new improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? .... ☐ Yes ☑ No
   3a. If yes, attach the applicable supporting documentation:
      a. evidence that the area qualifies as a enterprise zone as defined by the Governor's Office (**Tab 16**);
      b. legal description of reinvestment zone (**Tab 16**);
      c. order, resolution or ordinance establishing the reinvestment zone (**Tab 16**);
      d. guidelines and criteria for creating the zone (**Tab 16**); and
      e. a map of the reinvestment zone or enterprise zone boundaries with vicinity map (**Tab 11**)
   3b. If no, submit detailed description of proposed reinvestment zone or enterprise zone with a map indicating the boundaries of the zone on which you propose new construction or new improvements to the Comptroller's office within 30 days of the application date. What is the anticipated date on which you will submit final proof of a reinvestment zone or enterprise zone? .... June 2018

SECTION 13: Information on Property Not Eligible to Become Qualified Property

1. In **Tab 10,** attach a specific and detailed description of all **existing property**. This includes buildings and improvements existing as of the application review start date (the date the application is determined to be complete by the Comptroller). The description must provide sufficient detail to locate all existing property on the land that will be subject to the agreement and distinguish existing property from future proposed property.
2. In **Tab 10**, attach a specific and detailed description of all **proposed new property that will not become new improvements** as defined by TAC 9.1051. This includes proposed property that: functionally replaces existing or demolished/removed property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property; or is otherwise ineligible to become qualified property. The description must provide sufficient detail to distinguish existing property (question 1) and all proposed new property that cannot become qualified property from proposed qualified property that will be subject to the agreement (as described in Section 12 of this application).
3. For the property not eligible to become qualified property listed in response to questions 1 and 2 of this section, provide the following supporting information in **Tab 10**:
   a. maps and/or detailed site plan;
   b. surveys;
   c. appraisal district values and parcel numbers;
   d. inventory lists;
   e. existing and proposed property lists;
   f. model and serial numbers of existing property; or
   g. other information of sufficient detail and description.
4. Total estimated market value of existing property (that property described in response to question 1): .... $ 0.00
5. In **Tab 10**, include an appraisal value by the CAD of all the buildings and improvements existing as of a date within 15 days of the date the application is received by the school district.
6. Total estimated market value of proposed property not eligible to become qualified property *(that property described in response to question 2):* .... $ 0.00

Note: Investment for the property listed in question 2 may count towards qualified investment in Column C of Schedules A-1 and A-2, if it meets the requirements of 313.021(1). Such property cannot become qualified property on Schedule B.

SECTION 14: Wage and Employment Information

1. What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 0

2. What is the last complete calendar quarter before application review start date:

   ☑ First Quarter ☐ Second Quarter ☐ Third Quarter ☐ Fourth Quarter of 2018 *(year)*

3. What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the Texas Workforce Commission (TWC)? 0

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

4. What is the number of new qualifying jobs you are committing to create? 15

5. What is the number of new non-qualifying jobs you are estimating you will create? 0

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

   6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.

7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(21) and (22).

   a. Average weekly wage for all jobs (all industries) in the county is 1,074.25

   b. 110% of the average weekly wage for manufacturing jobs in the county is 2,249.78

   c. 110% of the average weekly wage for manufacturing jobs in the region is 1,470.36

8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? .... ☐ §313.021(5)(A) or ☑ §313.021(5)(B)

9. What is the minimum required annual wage for each qualifying job based on the qualified property? 2,249.78

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? 76,458.80

11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? .... ☑ Yes ☐ No

12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? .... ☑ Yes ☐ No

    12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).

13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? .... ☐ Yes ☑ No

    13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

SECTION 15: Economic Impact

1. Complete and attach Schedules A1, A2, B, C, and D in **Tab 14**. Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.
2. Attach an Economic Impact Analysis, if supplied by other than the Comptroller's Office, in **Tab 15**. *(not required)*
3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in Tab 17. **NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here Robin Perez
Print Name *(Authorized School District Representative)*

Superintendent
Title

sign here Dr. Robin Perez
Signature *(Authorized School District Representative)*

3-29-18
Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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

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

print here Megan McKavanagh
Print Name *(Authorized Company Representative (Applicant))*

Property Tax Manager
Title

sign here Megan McKavanagh
Signature *(Authorized Company Representative (Applicant))*

3/15/2018
Date

BEVERLY M. HERNANDEZ
MY COMMISSION EXPIRES
September 3, 2018

(Notary Seal)

GIVEN under my hand and seal of office this, the

15 day of March 2018

Beverly M. Hernandez
Notary Public in and for the State of Texas

My Commission expires: 9.3.2018

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

APPLICATION TAB ORDER FOR REQUESTED ATTACHMENTS

TAB	ATTACHMENT
1	Pages 1 through 11 of Application
2	Proof of Payment of Application Fee
3	Documentation of Combined Group membership under Texas Tax Code 171.0001(7), history of tax default, delinquencies and/or material litigation *(if applicable)*
4	Detailed description of the project
5	Documentation to assist in determining if limitation is a determining factor
6	Description of how project is located in more than one district, including list of percentage in each district and, if determined to be a single unified project, documentation from the Office of the Governor *(if applicable)*
7	Description of Qualified Investment
8	Description of Qualified Property
9	Description of Land
10	Description of all property not eligible to become qualified property *(if applicable)*
11	Maps that clearly show: a) Project vicinity b) Qualified investment including location of tangible personal property to be placed in service during the qualifying time period and buildings to be constructed during the qualifying time period c) Qualified property including location of new buildings or new improvements d) Existing property e) Land location within vicinity map f) Reinvestment or Enterprise Zone within vicinity map, showing the actual or proposed boundaries and size **Note:** Electronic maps should be high resolution files. Include map legends/markers.
12	Request for Waiver of Job Creation Requirement and supporting information *(if applicable)*
13	Calculation of three possible wage requirements with TWC documentation
14	Schedules A1, A2, B, C and D completed and signed Economic Impact *(if applicable)*
15	Economic Impact Analysis, other payments made in the state or other economic information *(if applicable)*
16	Description of Reinvestment or Enterprise Zone, including: a) evidence that the area qualifies as a enterprise zone as defined by the Governor's Office b) legal description of reinvestment zone* c) order, resolution or ordinance establishing the reinvestment zone* d) guidelines and criteria for creating the zone* ***To be submitted with application or before date of final application approval by school board**
17	Signature and Certification page, signed and dated by Authorized School District Representative and Authorized Company Representative *(applicant)*

TAB 2

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)

TAB 03

Documentation of Combined Group Membership

Supplemental Information on Combined Group Membership

Orbit Gulf Coast NGL Exports, LLC is a newly filed company. Will be added to Combined Group Membership at later date.

Documentation of combined group received by the Texas Comptroller of Public Accounts

TAB 4

Detailed Description of Project

Detailed Description of Project

Equipment Overview

The Orbit Gulf Coast NGL Exports, LLC is proposing to build an Ethane Manufacturing/Export Project at the Nederland Terminal in Nederland ISD. First, they will receive liquid ethane via pipeline. Then by removing the methane and chilling the product, Orbit will manufacture plastics-grade ethane and store the final product in an atmospheric pressure tank before loading onto ships.

The train will be initially built for ethane, then rated for propane and butane. Installed equipment will be sized for ethane and ethylene products.

While the unit is designed for ethane and ethylene, the unit is capable of processing propane and butane. The expected throughput with propane and butane is significantly higher than 150,000 SBPD because the ethylene refrigeration unit is not required, which reduces the propylene refrigeration unit load, and the amount of cooling required by the propylene system is less than that required by ethane and ethylene.

Below are some key Process design parameters for one train:

- Nominal unit capacity: 150,000 SBPD of ethane. 826,000 pounds per hour of ethylene. This corresponds to 98,110 actual BPD of ethane and 100,000 actual BPD of ethylene at ship loading conditions.
- Tank nominal capacity: 850,000 barrels.
- Ship loading rate: 30,000 actual barrels per hour.
- Water treatment system sizing: 2000 gallons per minute

Process Description

-Feed Treating:

1. The feed from the pipeline is first filtered to remove solids and free water that may be in the liquid. It then passes through a molecular sieve vessel to remove almost all the dissolved water in the hydrocarbon.
2. Water adsorbed on the molecular sieve media is regenerated by passing hot product gas through the vessel. The hot regeneration gas from the vessel is cooled and condensed. The liquid water is separated and discharged to a low-pressure flash drum to minimize the dissolved hydrocarbons before being sent to waste water treatment. The flash gas is sent to the flare.
3. Regeneration gas is generated with a fired heater.
4. The condensed regeneration hydrocarbon is recycled to the dehydrator feed inlet.

-Propylene Chilling:

1. Hydrocarbon then flows to a closed-loop propylene chilling system. The system primarily consists of two 50% 3-stage propylene compressors, propylene condensers, accumulators, and kettles with brazed aluminum cores for each compressor stage, allowing three stages of chilling.
2. Hydrocarbon flows to the three chilling stages and then to ethylene chilling. Ethane is directed to the de-methanizer after the first chilling stage, then flows through chilling stages 2 and 3. All other products bypass the de-methanizer.
3. Propylene chilling also provides refrigerant condensation for the ethylene chilling system via additional brazed aluminum cores in each kettle.

-De-methanizer:

The cool ethane liquid is processed through a distillation tower (de-methanizer) to remove residual methane. The methane off gas, which has the same approximate composition as natural gas, is compressed up to 900 psig for export to the natural gas pipeline. The de-methanizer tower uses the warm ethane feed and the refrigerant compressor discharge as a source of heat for the reboiler.

-Ethylene Chilling:

1. Hydrocarbon then flows to a closed-loop ethylene chilling system. The system primarily consists of one 100% 3-stage ethylene compressor, accumulator, and kettles with brazed aluminum cores for each compressor stage, allowing three stages of chilling. Ethylene from the compressor condenses in the propylene chilling system.
2. Hydrocarbon flows to the three chilling stages and then to tankage.
3. Ethylene chilling also provides methane condensation for the de-methanizer system via additional brazed aluminum cores in each kettle.

-Storage Tank:

Cold product is stored in a double wall "full containment" tank at about 0.5 psig. Tank pressure is maintained in a variety of ways depending on the situation. Except when ship loading, the tank pressure tends to rise due to ambient heat gain and subsequent product vaporization. For ethane, propane, and butane, tank pressure is maintained while the unit is running by diverting some incoming product, which is subcooled, through a spray ring to condense tank vapors. For ethylene, a boil off gas (BOG) compressor and refrigeration package will need to be supplied separately from this project and installed. The ethylene BOG system will need to condense flashed incoming ethylene (which is not subcooled) in addition to heat gain and atmospheric pressure change.

If the unit is down, a boil off gas (BOG) compressor and refrigeration package will compress vapor, condense it, and return it to the tank.

During ship loading, tank outflow will be significant, which will tend to draw a vacuum on the tank. Pressure will be maintained if the unit is running by routing feed from upstream the second propylene chiller (for ethane, this is de-methanized feed) directly to the tank. This will create significant flashing which will maintain tank pressure. If the unit is down, an ambient vaporizer will vaporize hydrocarbon with ambient heat circulated back to the tank.

In-tank product pumps and a circulation pump are included for maintaining cold temperatures in the loading pipe.

-Additional Systems:

1. A cold flare header and a warm flare header, each with dedicated knockout drums, will flow to a single flare tip with air assist. A low pressure (LP) flare header, which services the storage tank, will flow to a separate flare tip, also with air assist. These two flare tips will be mounted near each other to minimize sterile radius plot space.
2. A new instrument air system will be provided. The system will include instrument air compressors, instrument air drying, and an instrument air receiver.
3. A new water clarifier and moving bed sand filter are provided. Sludge from both will be handled with a sludge thickening system and filter press. Pumps will provide water to the new unit.
4. A process wastewater flash drum and pump is also provided.

March 16, 2018

1:72,224

0 0.5 1 2 mi

0 0.5 1 2 km

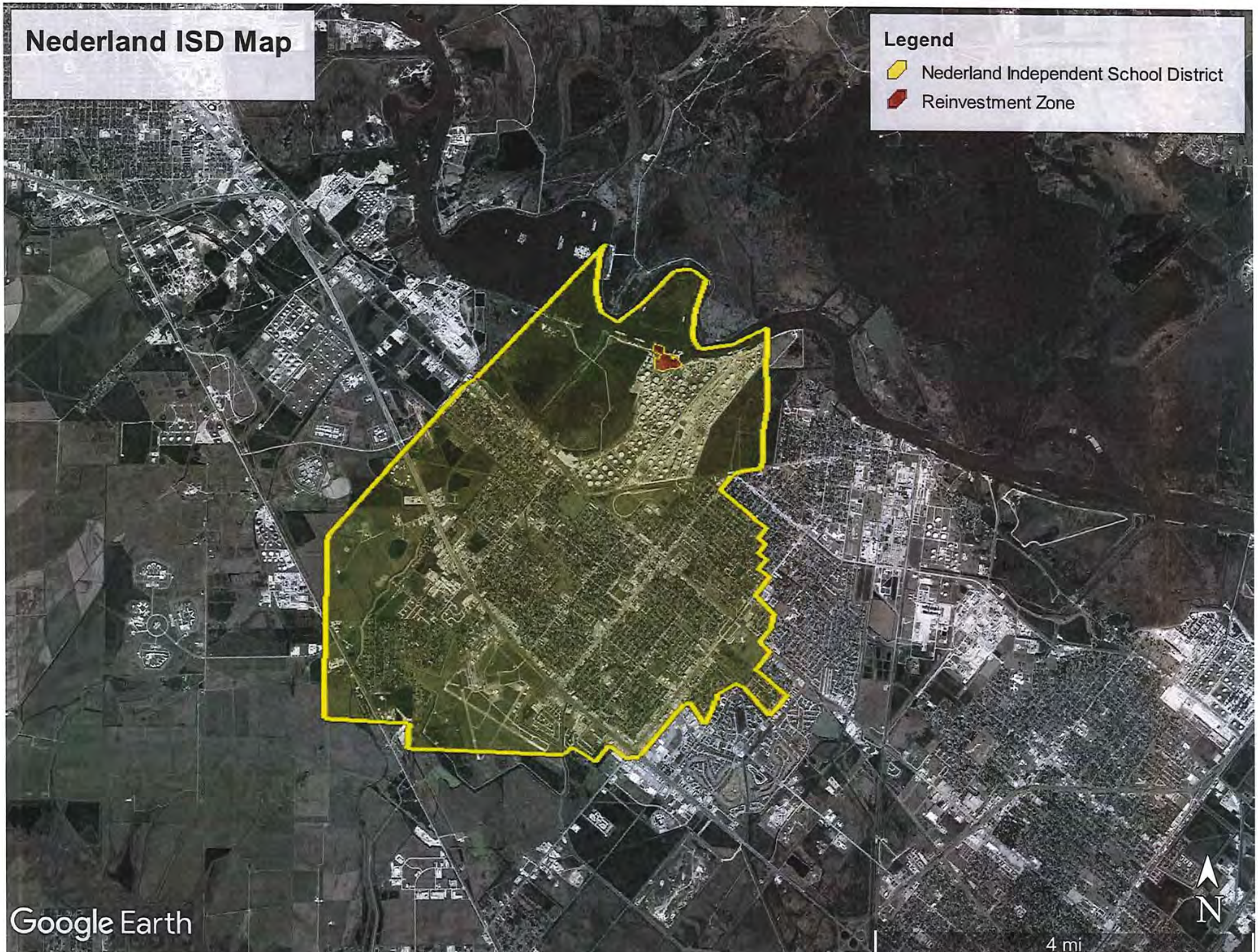
Current_Schools

- Elementary School
- Middle School
- High School

Current_Districts

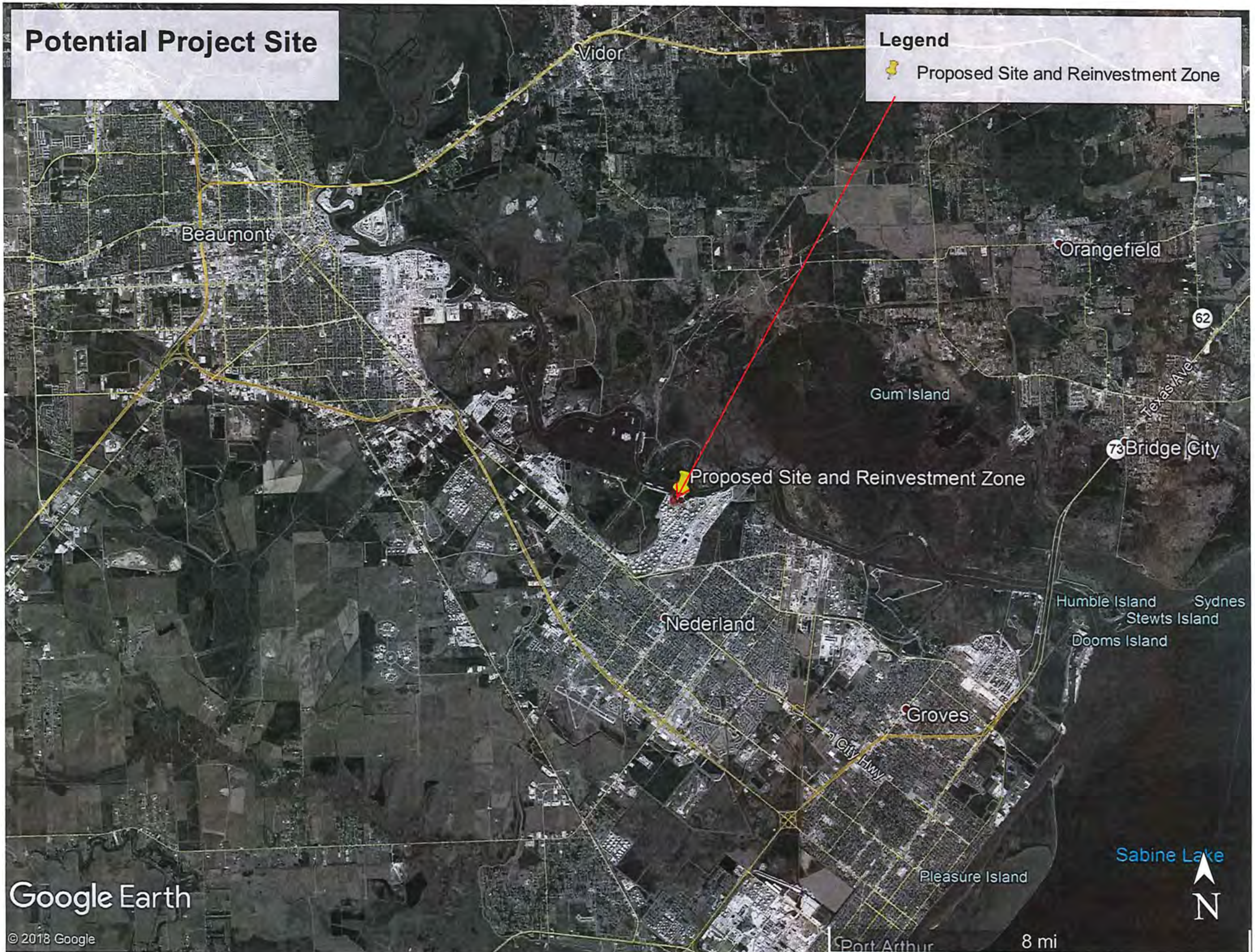
Texas_Outline

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, © OpenStreetMap contributors, and the GIS User Community



Nederland ISD Map
Legend
Nederland Independent School District
Reinvestment Zone
Google Earth
N
4 mi

Potential Project Site




Potential Project Site
Legend
Proposed Site and Reinvestment Zone
Proposed Site and Reinvestment Zone
Google Earth
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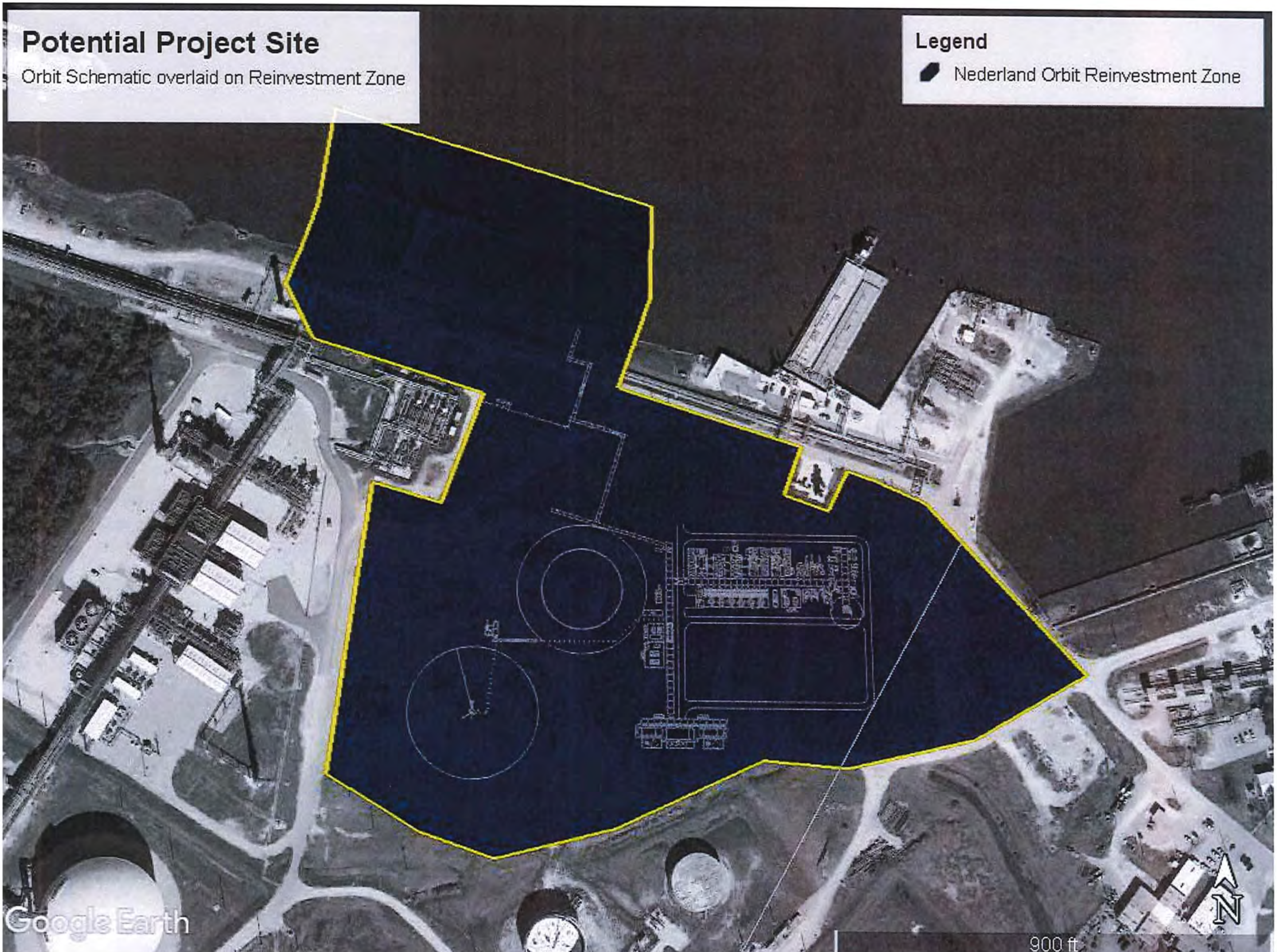
1 mi



Potential Project Site
Orbit Schematic overlaid on Reinvestment Zone
Legend
Nederland Orbit Reinvestment Zone
Google Earth
900 ft
N

TAB 5

Limitation as Determining Factor

Limitation as a Determining Factor

Orbit Gulf Coast NGL Exports, LLC, is a JV that will export ethane out of ETP's Nederland facility ("Orbit"). It will provide ETP with the opportunity to enhance the value of their Gulf Coast assets by building a world class ethane export terminal and exporting its equity ethane production to China. Furthermore, future ethane supply is projected to out-pace domestic demand and this outlet will provide take-away opportunities and assurance of ability to grow across all ETP's upstream rich gas assets.
Below are some alternative Energy Transfer Partners (ETP) terminal assets in states other than Texas that could potentially serve as a home to the proposed project. The chapter 313-guided tax incentive plays a significant role in if the project is built.

NGLs Pipelines

This business includes approximately 900 miles of NGLs pipelines, primarily related to the Mariner systems in the northeast and southwest United States. Revenues on NGLs pipelines are generated from tariffs paid by shippers utilizing Sunoco's transportation services. These tariffs are filed with FERC and other state and Canadian regulatory agencies, as applicable.

- The Mariner East project transports NGLs from the Marcellus and Utica Shales areas in Western Pennsylvania, West Virginia and Eastern Ohio to destinations in Pennsylvania, including the Marcus Hook Industrial Complex on the Delaware River. There, they are processed, stored and distributed to local, domestic and waterborne markets.

- The Mariner West pipeline provides transportation of ethane products from the Marcellus shale processing and fractionating areas in Houston, Pennsylvania to Marysville, Michigan and the Canadian border. Mariner West has a capacity to transport approximately 50 thousand barrels per day of ethane.

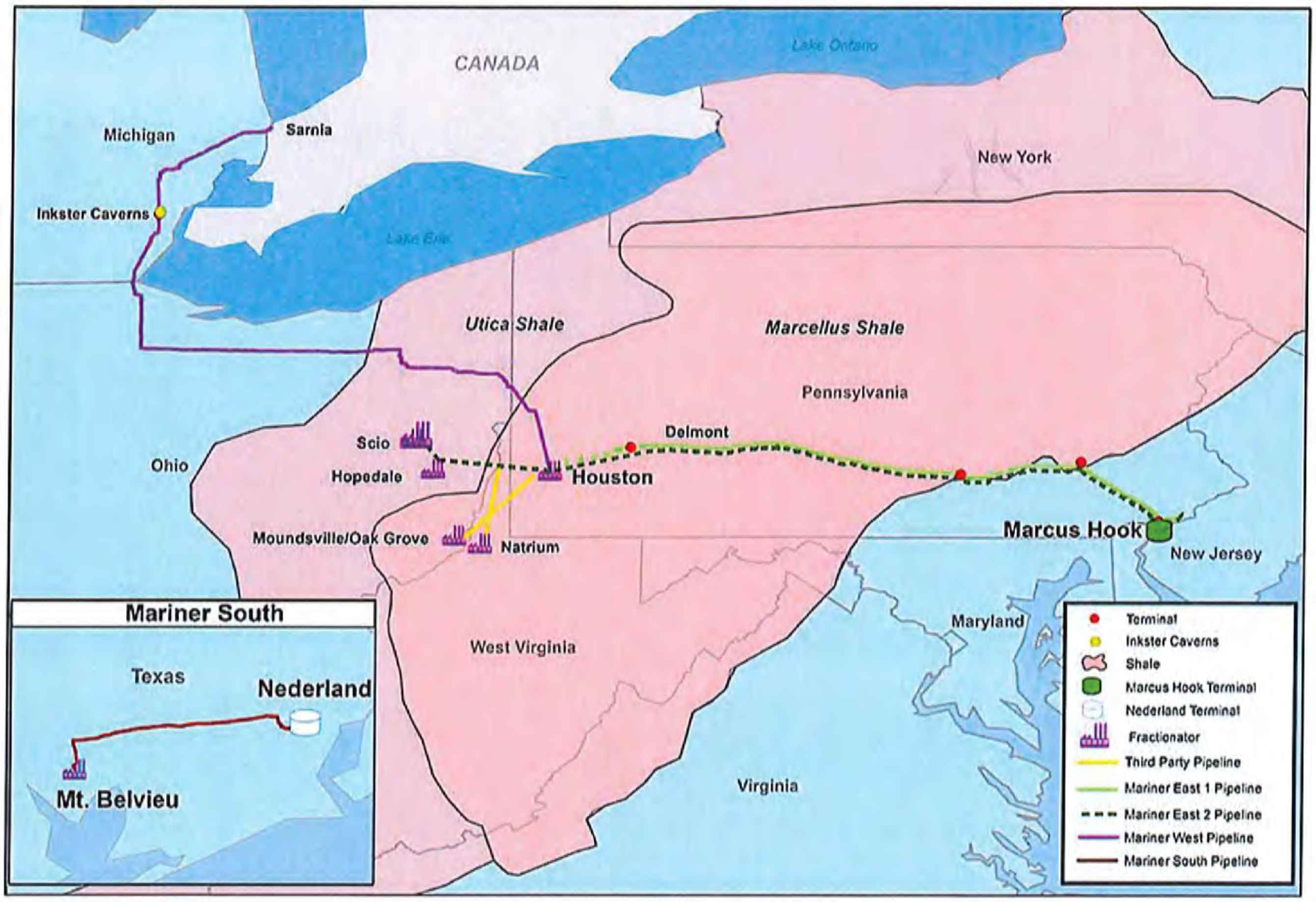
Marcus Hook Industrial Complex

The Marcus Hook Industrial Complex includes terminalling and storage assets, with a capacity of approximately 3 million barrels of NGL storage capacity. The facility can receive NGLs via marine vessel, pipeline, truck and rail, and can deliver via marine vessel, pipeline and truck. In addition to providing NGLs storage and terminalling services to both affiliates and third-party customers, the Marcus Hook Industrial Complex currently serves as an off-take outlet for the Mariner East 1 pipeline, and will provide similar off-take capabilities for the Mariner East 2 pipeline when it commences operations.

Inkster Terminal

The Inkster terminal, located near Detroit, Michigan, contains eight salt caverns with a total storage capacity of approximately 1 million barrels of NGLs. The Inkster terminal's storage is used to service the Toledo North pipeline system and for the storage of NGLs from local producers and a refinery in Western Ohio. The terminal can receive and ship by pipeline in both directions and has a truck loading and unloading rack.

Below is an illustration of Sunoco's alternative terminal assets and their respective service pipelines located in the Marcellus and Utica shales in the Northeastern United States.



TAB 6

Located 100% in Jefferson County and Nederland ISD

TAB 7

Description of Qualified Investment

Detailed Description of Project

Equipment Overview

The Orbit Gulf Coast NGL Exports, LLC is proposing to build an Ethane Manufacturing/Export Project at the Nederland Terminal in Nederland ISD. First, they will receive liquid ethane via pipeline. Then by removing the methane and chilling the product, Orbit will manufacture plastics-grade ethane and store the final product in an atmospheric pressure tank before loading onto ships.

The train will be initially built for ethane, then rated for propane and butane. Installed equipment will be sized for ethane and ethylene products.

While the unit is designed for ethane and ethylene, the unit is capable of processing propane and butane. The expected throughput with propane and butane is significantly higher than 150,000 SBPD because the ethylene refrigeration unit is not required, which reduces the propylene refrigeration unit load, and the amount of cooling required by the propylene system is less than that required by ethane and ethylene.

Below are some key Process design parameters for one train:

- Nominal unit capacity: 150,000 SBPD of ethane. 826,000 pounds per hour of ethylene. This corresponds to 98,110 actual BPD of ethane and 100,000 actual BPD of ethylene at ship loading conditions.
- Tank nominal capacity: 850,000 barrels.
- Ship loading rate: 30,000 actual barrels per hour.
- Water treatment system sizing: 2000 gallons per minute

Process Description

-Feed Treating:

1. The feed from the pipeline is first filtered to remove solids and free water that may be in the liquid. It then passes through a molecular sieve vessel to remove almost all the dissolved water in the hydrocarbon.
2. Water adsorbed on the molecular sieve media is regenerated by passing hot product gas through the vessel. The hot regeneration gas from the vessel is cooled and condensed. The liquid water is separated and discharged to a low-pressure flash drum to minimize the dissolved hydrocarbons before being sent to waste water treatment. The flash gas is sent to the flare.
3. Regeneration gas is generated with a fired heater.
4. The condensed regeneration hydrocarbon is recycled to the dehydrator feed inlet.

-Propylene Chilling:

1. Hydrocarbon then flows to a closed-loop propylene chilling system. The system primarily consists of two 50% 3-stage propylene compressors, propylene condensers, accumulators, and kettles with brazed aluminum cores for each compressor stage, allowing three stages of chilling.
2. Hydrocarbon flows to the three chilling stages and then to ethylene chilling. Ethane is directed to the de-methanizer after the first chilling stage, then flows through chilling stages 2 and 3. All other products bypass the de-methanizer.
3. Propylene chilling also provides refrigerant condensation for the ethylene chilling system via additional brazed aluminum cores in each kettle.

-De-methanizer:

The cool ethane liquid is processed through a distillation tower (de-methanizer) to remove residual methane. The methane off gas, which has the same approximate composition as natural gas, is compressed up to 900 psig for export to the natural gas pipeline. The de-methanizer tower uses the warm ethane feed and the refrigerant compressor discharge as a source of heat for the reboiler.

-Ethylene Chilling:

1. Hydrocarbon then flows to a closed-loop ethylene chilling system. The system primarily consists of one 100% 3-stage ethylene compressor, accumulator, and kettles with brazed aluminum cores for each compressor stage, allowing three stages of chilling. Ethylene from the compressor condenses in the propylene chilling system.
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-Storage Tank:

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March 16, 2018

1:72,224

0 0.5 1 2 mi

0 0.5 1 2 km

Current_Schools

Current_Districts

- Elementary School
- Middle School
- High School

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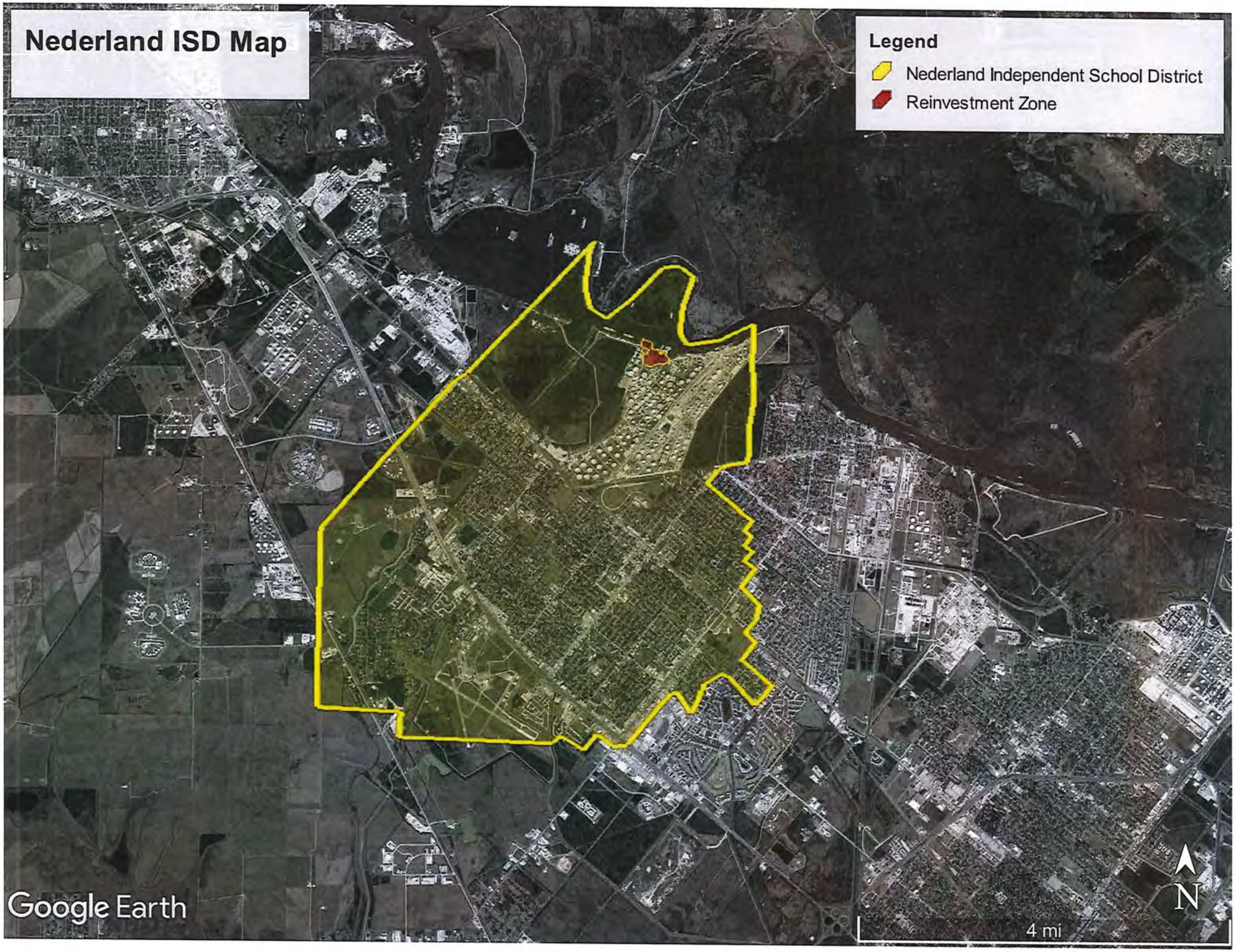
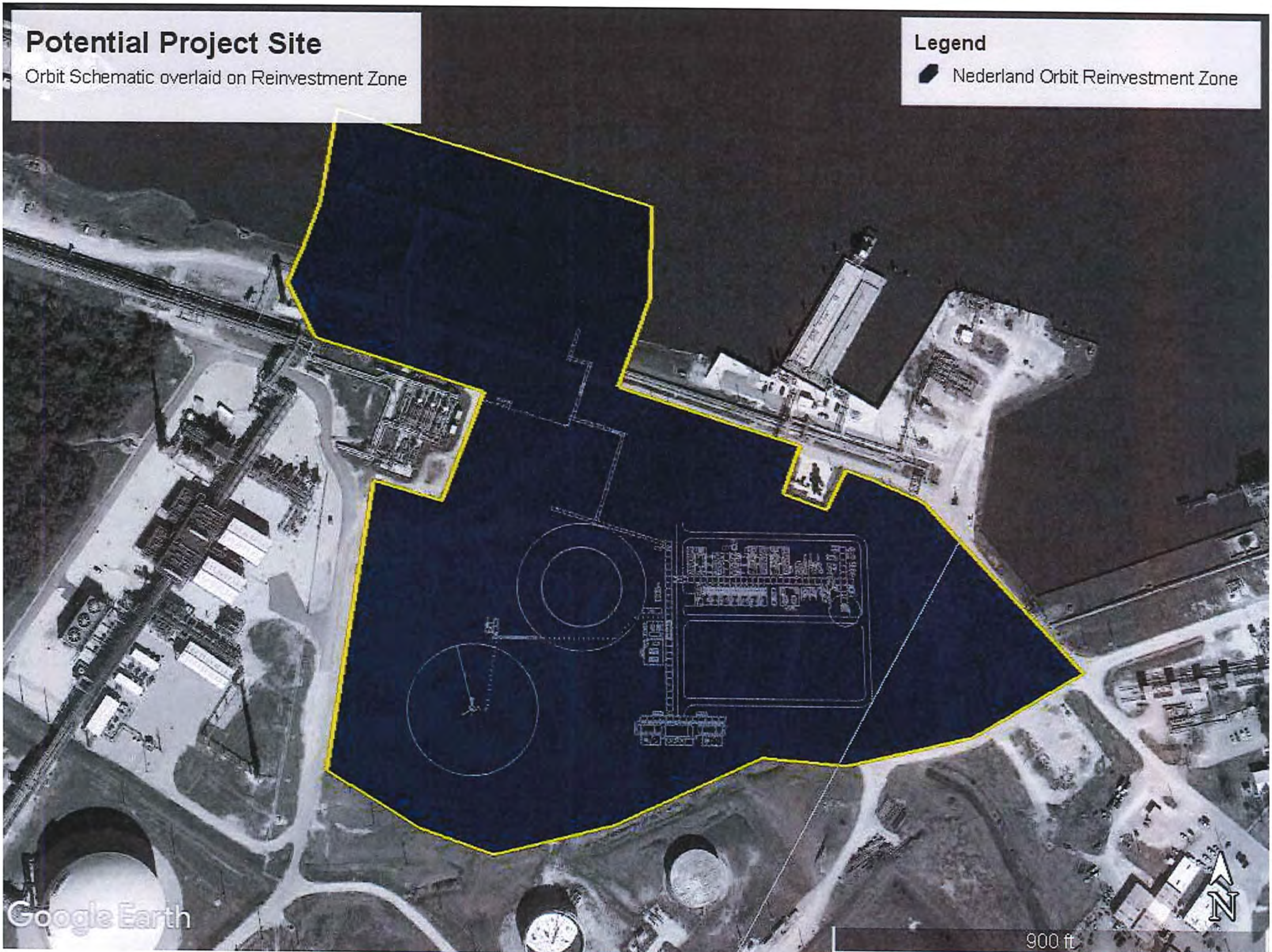

Nederland ISD Map
Legend
Nederland Independent School District
Reinvestment Zone
Google Earth
N
4 mi

Potential Project Site
Legend
Proposed Site and Reinvestment Zone
Vidor
Beaumont
Orangefield
62
Gum Island
Texas Ave
73 Bridge City
Proposed Site and Reinvestment Zone
Humble Island
Sydnes
Stewts Island
Dooms Island
Nederland
Groves
City Hwy
Sabine Lake
Pleasure Island
N
Google Earth
© 2018 Google
Port Arthur
8 mi

Potential Project Site


Potential Project Site
Orbit Schematic overlaid on Reinvestment Zone
Legend
Nederland Orbit Reinvestment Zone
Google Earth
900 ft
N

TAB 8

Description of Qualified Property

Detailed Description of Project

Equipment Overview

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March 16, 2018

1:72,224

0 0.5 1 2 mi

0 0.5 1 2 km

Current_Schools

- Elementary School
- Middle School
- High School

Current_Districts

Texas_Outline

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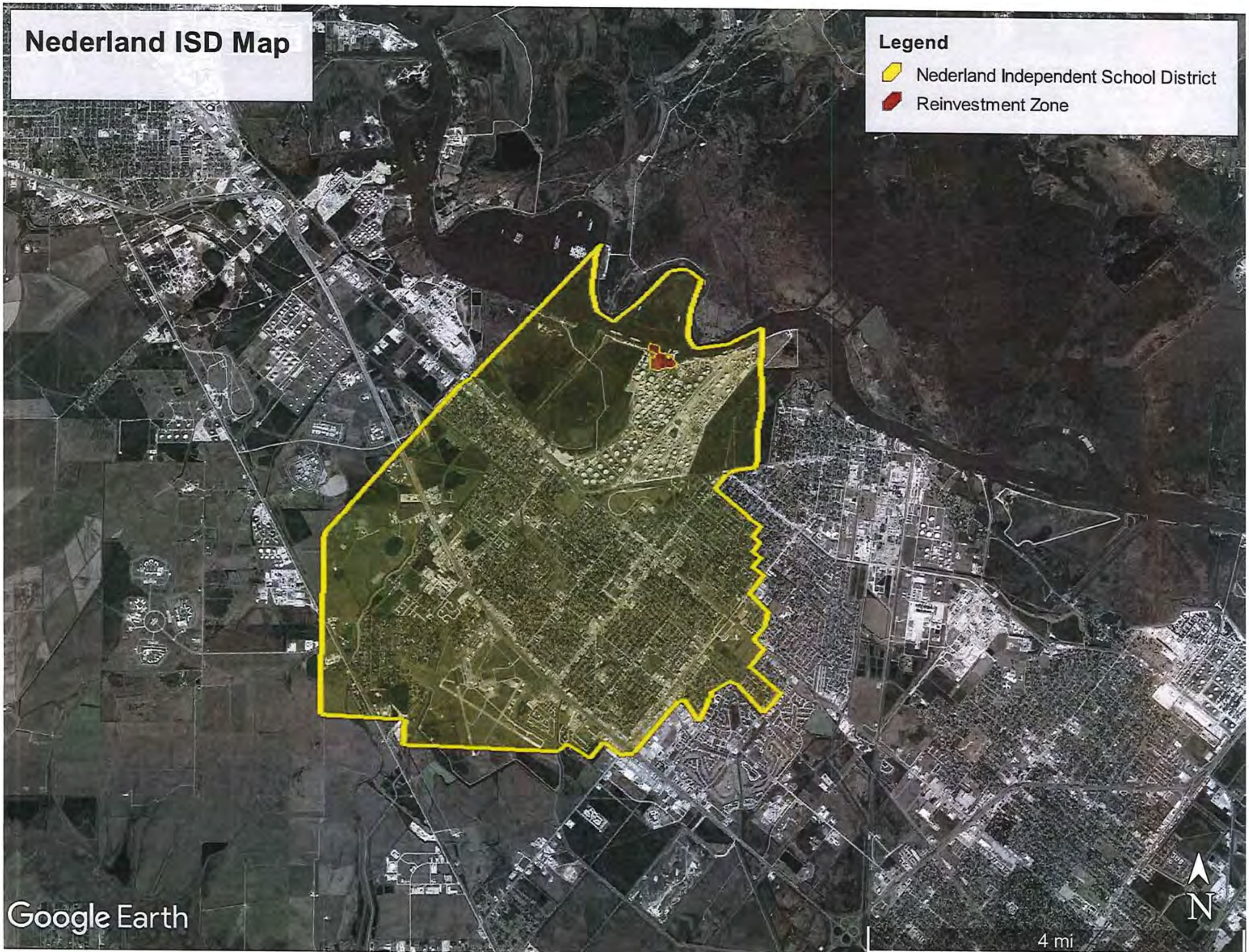
Nederland ISD Map
Legend
Nederland Independent School District
Reinvestment Zone
Google Earth
N
4 mi


Potential Project Site
Legend
Proposed Site and Reinvestment Zone
Vidor
Beaumont
Orangefield
62
Gum Island
Texas Ave
73 Bridge City
Proposed Site and Reinvestment Zone
Humble Island
Sydnes
Stewts Island
Dooms Island
Nederland
Groves
City Hwy
Sabine Lake
Pleasure Island
Google Earth
© 2018 Google
Port Arthur
8 mi
N


Potential Project Site
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Proposed Site and Reinvestment Zone
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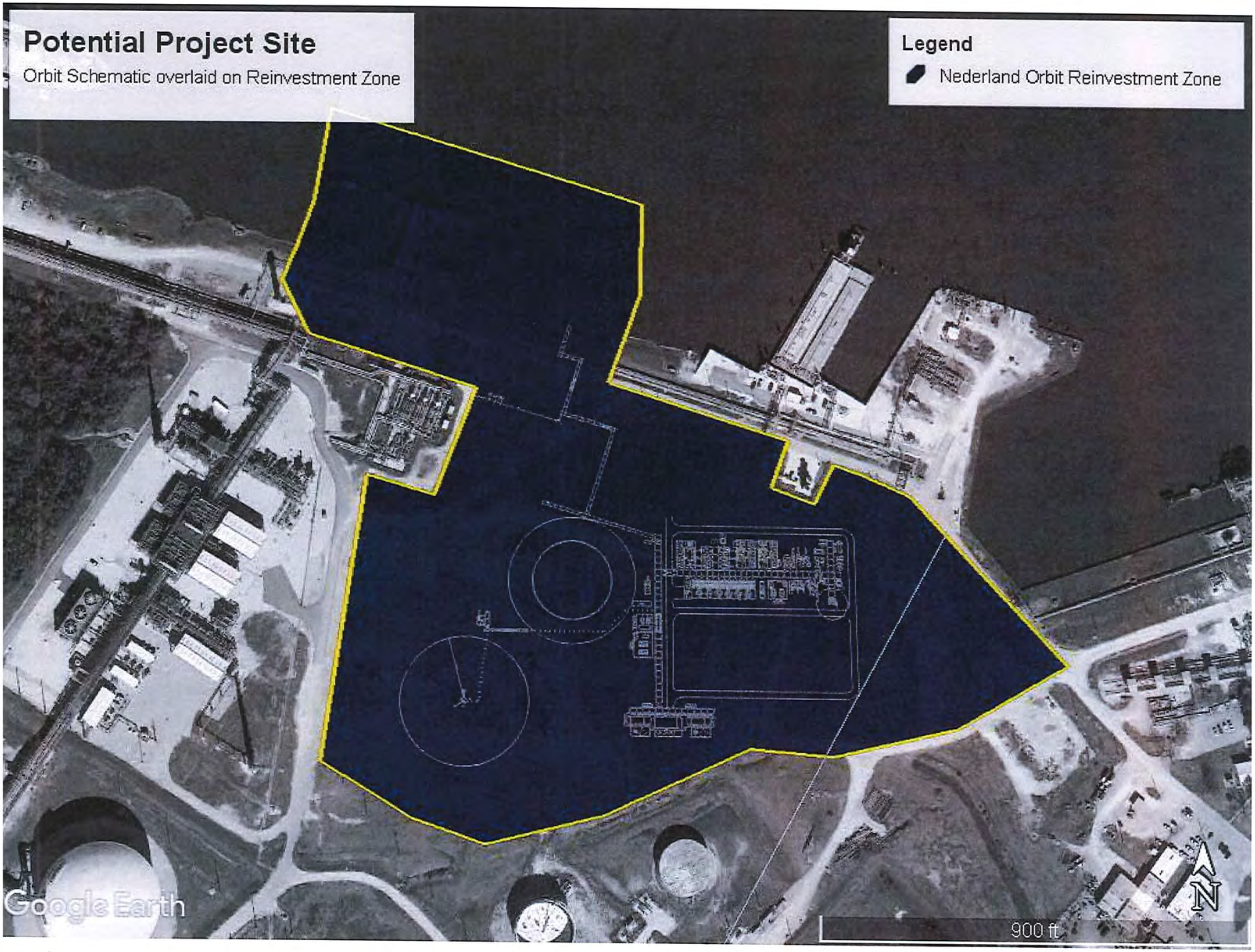
1 mi


Potential Project Site
Orbit Schematic overlaid on Reinvestment Zone
Legend
Nederland Orbit Reinvestment Zone
Google Earth
900 ft
N

TAB 09

Description of Land

Land not considered part of qualified investment or property

TAB 10

Description of Existing Improvements

There are no existing improvements related to the proposed project at this site.

TAB 11

Maps

March 16, 2018

1:72,224

0 0.5 1 2 mi

0 0.5 1 2 km

Current_Schools

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- High School

Texas_Outline

Current_Districts

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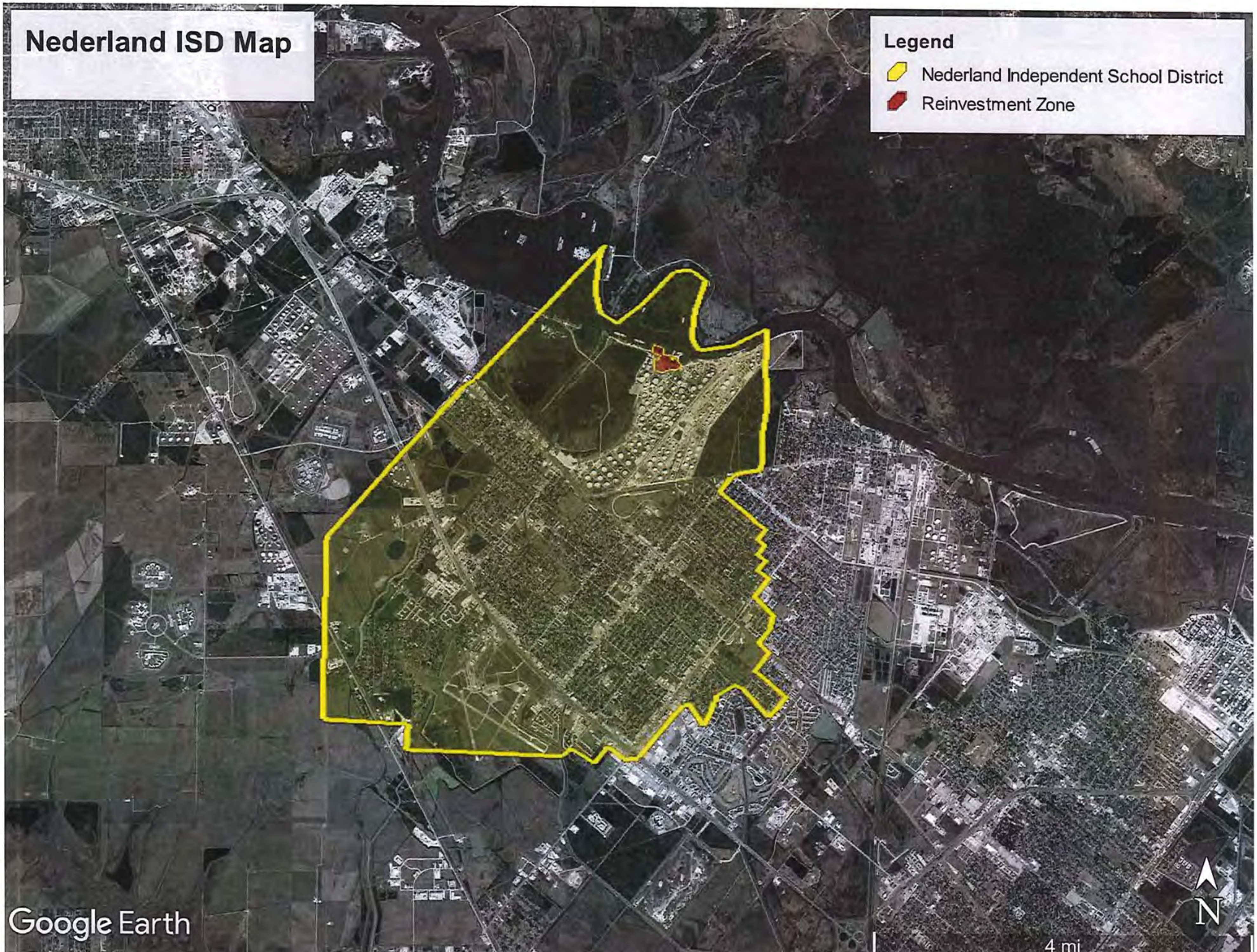
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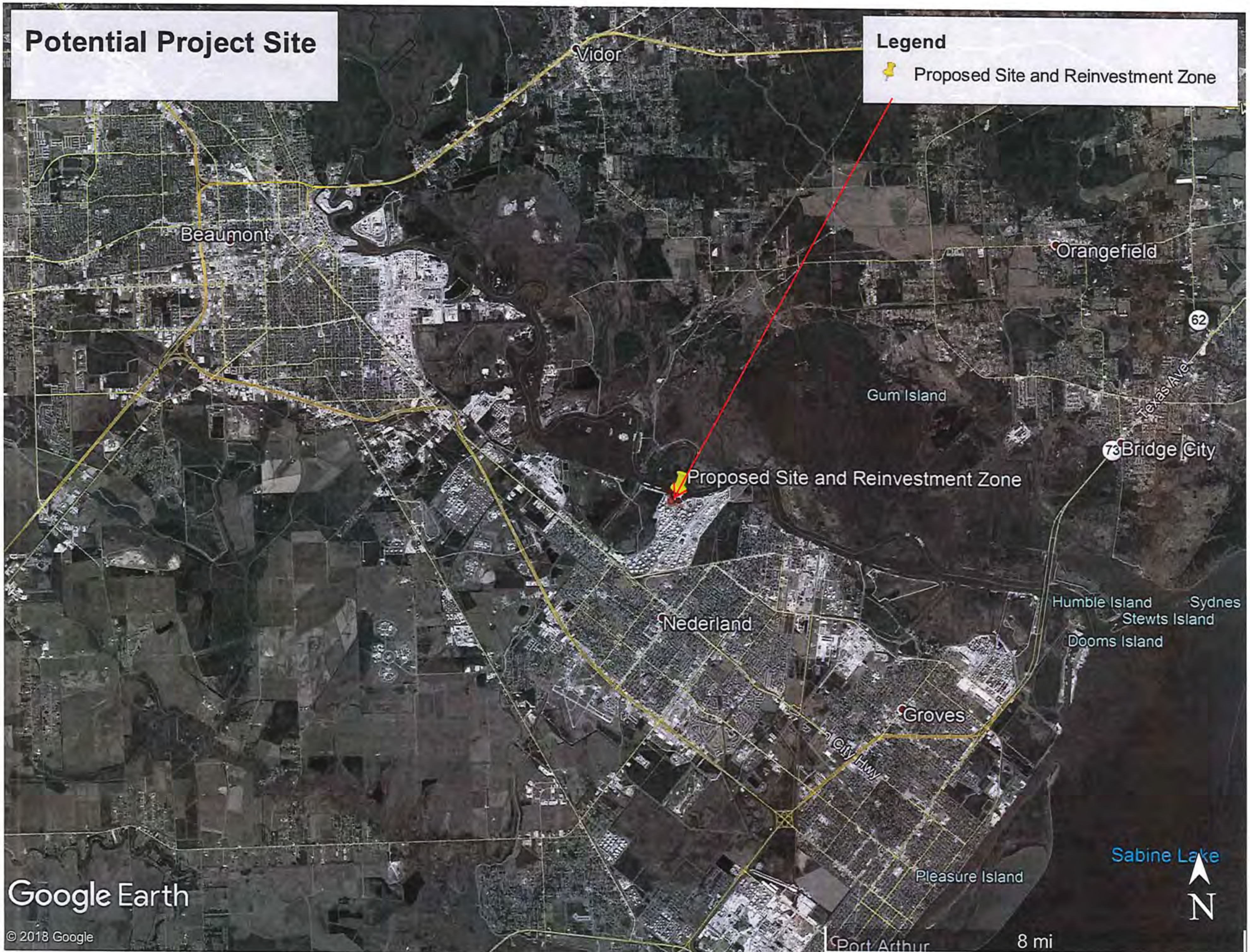

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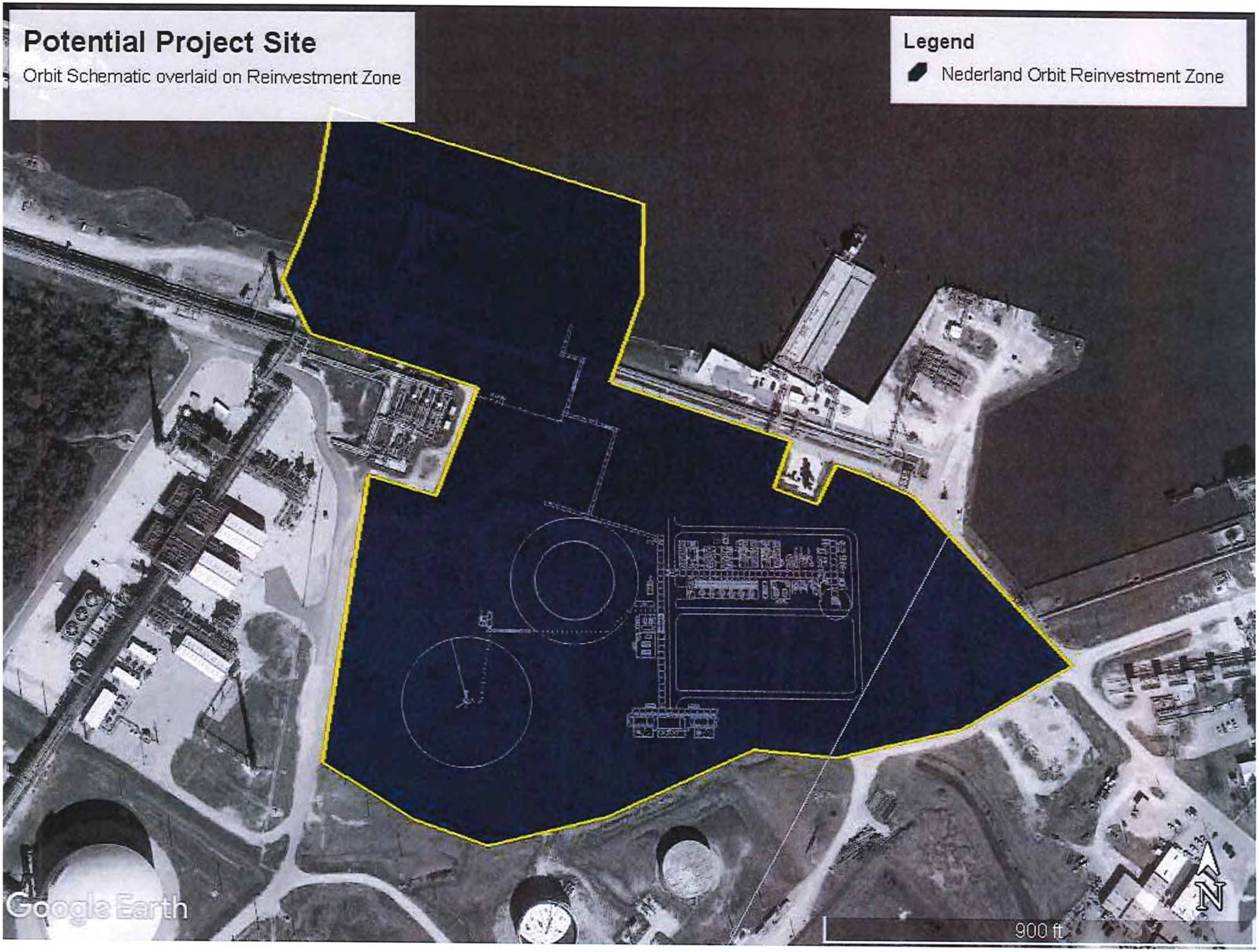
Google Earth
© 2018 Google

Potential Project Site


Potential Project Site
Orbit Schematic overlaid on Reinvestment Zone
Legend
Nederland Orbit Reinvestment Zone
Google Earth
900 ft
N

TAB 12

Request for Job Waiver

N/A

TAB 13

Calculation of Wage Requirements

Calculation of Wage Information - Based on Most Recent Data Available

110% of County Average Weekly Wage for all Jobs

2016	4Q	$1,076
2017	1Q	$1,141
2017	2Q	$1,028
2017	3Q	$1,052

$ 4,297 /4 = $1,074.25 average weekly salary

x1.1 (110%)

$ 1,181.68

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

2016	4Q	$1,909
2017	1Q	$2,457
2017	2Q	$1,888
2017	3Q	$1,927

$ 8,181 /4 = $2,045 average weekly salary

x1.1 (110%)

$ 2,249.78

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

$69,508.00 per year in South East Texas Regional Planning Commission published July 2017

X1.10 (110%)

$76,458.80

$1,470.36 Avg. Weekly

Quarterly Census of Employment and Wages
Original Data Value

Series Id: ENU482454051013
State: Texas
Area: Jefferson County, Texas
Industry: Manufacturing
Owner: Private
Size: All establishment sizes
Type: Average Weekly Wage
Years: 2007 to 2017

Year	Qtr1	Qtr2	Qtr3	Qtr4
2007	1495	1402	1366	1455
2008	1626	1394	1295	1534
2009	1561	1499	1450	1564
2010	1734	1508	1520	1598
2011	1901	1520	1587	1613
2012	1972	1628	1583	1785
2013	1999	1659	1644	1755
2014	2030	1710	1753	1873
2015	2226	1810	1783	1948
2016	2315	1918	1894	1909
2017	2457	1888	1927	

Quarterly Census of Employment and Wages
Original Data Value

Series Id: ENU4824540010
State: Texas
Area: Jefferson County, Texas
Industry: Total, all industries
Owner: Total Covered
Size: All establishment sizes
Type: Average Weekly Wage
Years: 2007 to 2017

Year	Qtr1	Qtr2	Qtr3	Qtr4
2007	793	777	790	871
2008	856	822	822	940
2009	863	830	841	924
2010	851	838	874	954
2011	918	874	919	966
2012	981	921	911	1010
2013	978	924	919	997
2014	1014	964	969	1078
2015	1085	1000	1003	1119
2016	1086	1026	1062	1076
2017	1141	1028	1052	

2016 Manufacturing Average Wages by Council of Government Region
Wages for All Occupations

COG	Wages Hourly	Wages Annual
Texas	**$25.41**	**$52,850**
1. Panhandle Regional Planning Commission	$22.52	$46,834
2. South Plains Association of Governments	$18.27	$38,009
3. NORTEX Regional Planning Commission	$24.14	$50,203
4. North Central Texas Council of Governments	$26.06	$54,215
5. Ark-Tex Council of Governments	$19.07	$39,663
6. East Texas Council of Governments	$20.52	$42,677
7. West Central Texas Council of Governments	$20.31	$42,242
8. Rio Grande Council of Governments	$19.32	$40,188
9. Permian Basin Regional Planning Commission	$26.00	$54,079
10. Concho Valley Council of Governments	$18.78	$39,066
11. Heart of Texas Council of Governments	$21.14	$43,962
12. Capital Area Council of Governments	$30.06	$62,522
13. Brazos Valley Council of Governments	$17.66	$36,729
14. Deep East Texas Council of Governments	$18.06	$37,566
15. South East Texas Regional Planning Commission	$33.42	$69,508
16. Houston-Galveston Area Council	$27.52	$57,246
17. Golden Crescent Regional Planning Commission	$26.38	$54,879
18. Alamo Area Council of Governments	$21.67	$45,072
19. South Texas Development Council	$15.02	$31,235
20. Coastal Bend Council of Governments	$27.85	$57,921
21. Lower Rio Grande Valley Development Council	$17.55	$36,503
22. Texoma Council of Governments	$20.98	$43,648
23. Central Texas Council of Governments	$18.65	$38,783
24. Middle Rio Grande Development Council	$23.05	$47,950

Source: Texas Occupational Employment and Wages
Data published: July 2017
Data published annually, next update will be July 31, 2018

Note: Data is not supported by the Bureau of Labor Statistics (BLS).
Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.
Data intended for TAC 313 purposes only.

TAB 14

Schedules A1 - D

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

Applicant Name: Orbit Gulf Coast NGL Exports, LLC
ISD Name: Nederland ISD

Form 50-296A
Revised Feb 2017

PROPERTY INVESTMENT AMOUNTS

(Estimated Investment in each year. Do not put cumulative totals.)

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A: New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	Column B: New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Column C: Other new investment made during this year that will not become Qualified Property [SEE NOTE]	Column D: Other new investment made during this year that may become Qualified Property [SEE NOTE]	Column E: Total Investment (Sum of Columns A+B+C+D)
Investment made before filing complete application with district	Year preceding the first complete tax year of the qualifying time period (assuming no deferrals of qualifying time period)	2018-2019	2018	[illegible]			[illegible]	
Investment made after filing complete application with district, but before final board approval of application								
Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period				$ -	$ -	$ -	$ -	$ -
Complete tax years of qualifying time period	QTP1	2019-2020	2019	$ 140,000,000.00	$ -	$ -	$ -	$ 140,000,000.00
	QTP2	2020-2021	2020	$ 160,000,000.00	$ -	$ -	$ -	$ 160,000,000.00
Total Investment through Qualifying Time Period [ENTER this row in Schedule A2]				$ 300,000,000.00	$ -	$ -	$ -	$ 300,000,000.00
						Enter amounts from TOTAL row above in Schedule A2		
Total Qualified Investment (sum of green cells)				$ 300,000,000.00				

For All Columns: List amount invested each year, not cumulative totals.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application. Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Total Investment: Add together each cell in a column and enter the sum in the blue total investment row. Enter the data from this row into the first row in Schedule A2.

Qualified Investment: For the green qualified investment cell, enter the sum of all the green-shaded cells.

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

Applicant Name: Orbit Gulf Coast NGL Exports, LLC

ISD Name: Nederland ISD

Form 50-296A

Revised Feb 2014

PROPERTY INVESTMENT AMOUNTS

(Estimated investment in each year. Do not put cumulative totals.)

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A: New investment (original cost) in tangible personal property placed in service during this year that will become Qualified Property	Column B: New investment made during this year in buildings or permanent nonremovable components of buildings that will become Qualified Property	Column C: Other investment made during this year that will not become Qualified Property [SEE NOTE]	Column D: Other investment made during this year that will become Qualified Property [SEE NOTE]	Column E: Total Investment (A+B+C+D)
				Enter amounts from TOTAL row in Schedule A1 in the row below				
Total Investment from Schedule A1*	--	TOTALS FROM SCHEDULE A1		$ 300,000,000.00				$ 300,000,000.00
Each year prior to start of value limitation period** Insert as many rows as necessary	0	2018-2019	2018	$ -				$ -
Each year prior to start of value limitation period** Insert as many rows as necessary	0	2019-2020	2019	$ 140,000,000.00				$ 140,000,000.00
Each year prior to start of value limitation period** Insert as many rows as necessary	0	2020-2021	2020	$ 160,000,000.00				$ 160,000,000.00
Value limitation period***	1	2021-2022	2021					
	2	2022-2023	2022					
	3	2023-2024	2023					
	4	2024-2025	2024					
	5	2025-2026	2025					
	6	2026-2027	2026					
	7	2027-2028	2027					
	8	2028-2029	2028					
	9	2029-2030	2029					
	10	2030-2031	2030					
	Total Investment made through limitation			$ 300,000,000.00				$ 300,000,000.00
Continue to maintain viable presence	11	2031-2032	2031					
	12	2030-2031	2032					
	13	2033-2034	2033					
	14	2034-2035	2034					
	15	2035-2036	2035					
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2036-2037	2036					
	17	2037-2038	2037					
	18	2038-2039	2038					
	19	2039-2040	2039					
	20	2040-2041	2040					
	21	2041-2042	2041					
	22	2042-2043	2042					
	23	2043-2044	2043					
	24	2042-2043	2044					
	25	2043-2044	2045					

* All investments made through the qualifying time period are captured and totaled on Schedule A1 [blue box] and incorporated into this schedule in the first row.

** Only investment made during deferrals of the start of the limitation (after the end of qualifying time period but before the start of the Value Limitation Period) should be included in the "year prior to start of value limitation period" row(s). If the limitation starts at the end of the qualifying time period or the qualifying time period overlaps the limitation, no investment should be included on this line.

*** If your qualifying time period will overlap your value limitation period, do not also include investment made during the qualifying time period in years 1 and/or 2 of the value limitation period, depending on the overlap. Only include investments/years that were not captured on Schedule A1.

For All Columns: List amount invested each year, not cumulative totals. Only include investments in the remaining rows of Schedule A2 that were not captured on Schedule A1.

Column A: This represents the total dollar amount of planned investment in tangible personal property. Only include estimates of investment for "replacement" property if the property is specifically described in the application. Only tangible personal property that is specifically described in the application can become qualified property.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings.

Column C: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that will not become qualified property include investment meeting the definition of 313.021(1) but not creating a new improvement as defined by TAC 9.1051. This is proposed property that functionally replaces existing property; is used to maintain, refurbish, renovate, modify or upgrade existing property; or is affixed to existing property—described in SECTION 13, question #5 of the application.

Column D: Dollar value of other investment that may affect economic impact and total value. Examples of other investment that may result in qualified property are land or professional services.

Applicant Name

ISD Name

Schedule B: Estimated Market And Taxable Value (of Qualified Property Only)

Orbit Gulf Coast NGL Exports, LLC

Nederland ISD

Form 50-296A

Revised Feb 2014

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property: Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new buildings or "in or on the new improvements"	Estimated Taxable Value: Market Value less any exemptions (such as pollution control) and before limitation	Final taxable value for I&S after all reductions	Final taxable value for M&O after all reductions
Each year prior to start of Value Limitation Period	0	2018-2019	2018	$ -	$ -	$ -	$ -	$ -	$ -
Each year prior to start of Value Limitation Period	0	2019-2020	2019	$ -	$ -	$ -	$ -	$ -	$ -
Each year prior to start of Value Limitation Period	0	2020-2021	2020	$ -	$ -	$ 70,000,000.00	$ 70,000,000.00	$ 70,000,000.00	$ 70,000,000.00
Value Limitation Period	1	2021-2022	2021	$ -	$ -	$ 290,000,000.00	$ 290,000,000.00	$ 290,000,000.00	$ 30,000,000.00
	2	2022-2023	2022	$ -	$ -	$ 278,400,000.00	$ 278,400,000.00	$ 278,400,000.00	$ 30,000,000.00
	3	2023-2024	2023	$ -	$ -	$ 266,800,000.00	$ 266,800,000.00	$ 266,800,000.00	$ 30,000,000.00
	4	2024-2025	2024	$ -	$ -	$ 255,200,000.00	$ 255,200,000.00	$ 255,200,000.00	$ 30,000,000.00
	5	2025-2026	2025	$ -	$ -	$ 243,600,000.00	$ 243,600,000.00	$ 243,600,000.00	$ 30,000,000.00
	6	2026-2027	2026	$ -	$ -	$ 232,000,000.00	$ 232,000,000.00	$ 232,000,000.00	$ 30,000,000.00
	7	2027-2028	2027	$ -	$ -	$ 220,400,000.00	$ 220,400,000.00	$ 220,400,000.00	$ 30,000,000.00
	8	2028-2029	2028	$ -	$ -	$ 208,800,000.00	$ 208,800,000.00	$ 208,800,000.00	$ 30,000,000.00
	9	2029-2030	2029	$ -	$ -	$ 197,200,000.00	$ 197,200,000.00	$ 197,200,000.00	$ 30,000,000.00
	10	2030-2031	2030	$ -	$ -	$ 185,600,000.00	$ 185,600,000.00	$ 185,600,000.00	$ 30,000,000.00
Continue to maintain viable presence	11	2031-2032	2031	$ -	$ -	$ 174,000,000.00	$ 174,000,000.00	$ 174,000,000.00	$ 174,000,000.00
	12	2032-2033	2032	$ -	$ -	$ 162,400,000.00	$ 162,400,000.00	$ 162,400,000.00	$ 162,400,000.00
	13	2033-2034	2033	$ -	$ -	$ 150,800,000.00	$ 150,800,000.00	$ 150,800,000.00	$ 150,800,000.00
	14	2034-2035	2034	$ -	$ -	$ 139,200,000.00	$ 139,200,000.00	$ 139,200,000.00	$ 139,200,000.00
	15	2035-2036	2035	$ -	$ -	$ 127,600,000.00	$ 127,600,000.00	$ 127,600,000.00	$ 127,600,000.00
Additional years for 25 year economic impact as required by 313.026(c)(1)	16	2036-2037	2036	$ -	$ -	$ 116,000,000.00	$ 116,000,000.00	$ 116,000,000.00	$ 116,000,000.00
	17	2037-2038	2037	$ -	$ -	$ 104,400,000.00	$ 104,400,000.00	$ 104,400,000.00	$ 104,400,000.00
	18	2038-2039	2038	$ -	$ -	$ 92,800,000.00	$ 92,800,000.00	$ 92,800,000.00	$ 92,800,000.00
	19	2039-2040	2039	$ -	$ -	$ 81,200,000.00	$ 81,200,000.00	$ 81,200,000.00	$ 81,200,000.00
	20	2040-2041	2040	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00
	21	2041-2042	2041	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00
	22	2042-2043	2042	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00
	23	2043-2044	2043	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00
	24	2044-2045	2044	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00
	25	2045-2046	2045	$ -	$ -	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00	$ 72,500,000.00

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.

Only include market value for eligible property on this schedule.

Schedule C: Employment Information

Applicant Name: Orbit Gulf Coast NGL Exports, LLC

ISD Name: Nederland ISD

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				Construction		Non-Qualifying Jobs	Qualifying Jobs	
				Column A	Column B	Column C	Column D	Column E
	Year	School Year (YYYY-YYYY)	Tax Year (Actual tax year) YYYY	Number of Construction FTE's or man-hours (specify)	Average annual wage rates for construction workers	Number of non-qualifying jobs applicant estimates it will create (cumulative)	Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Average annual wage of new qualifying jobs
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2018-2019	2018	0	$ -	N/A	0	$ -
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2019-2020	2019	1.5MM Man Hours	$ 60,000.00	N/A	0	$ -
Each year prior to start of Value Limitation Period *Insert as many rows as necessary*	0	2020-2021	2020	1.5MM Man Hours	$ 60,000.00	N/A	15	$ 76,458.80
Value Limitation Period *The qualifying time period could overlap the value limitation period.*	1	2021-2022	2021	0	0	N/A	0	$ 76,458.80
	2	2022-2023	2022	0	0	N/A	0	$ 76,458.80
	3	2023-2024	2023	0	0	N/A	0	$ 76,458.80
	4	2024-2025	2024	0	0	N/A	0	$ 76,458.80
	5	2025-2026	2025	0	0	N/A	0	$ 76,458.80
	6	2026-2027	2026	0	0	N/A	0	$ 76,458.80
	7	2027-2028	2027	0	0	N/A	0	$ 76,458.80
	8	2028-2029	2028	0	0	N/A	0	$ 76,458.80
	9	2029-2030	2029	0	0	N/A	0	$ 76,459.80
	10	2030-2031	2030	0	0	N/A	0	$ 76,458.80
Years Following Value Limitation Period	11 through 26	2031-2046	2031-2046	0	0	N/A	0	$ 76,458.80

Notes: See TAC 9.1051 for definition of non-qualifying jobs.
Only include jobs on the project site in this school district.

C1. Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts) — ☐ Yes ☒ No

If yes, answer the following two questions:

C1a. Will the applicant request a job waiver, as provided under 313.025(f-1)? — ☐ Yes ☒ No

C1b. Will the applicant avail itself of the provision in 313.021(3)(F)? — ☐ Yes ☒ No

Schedule D: Other Incentives (Estimated)

Applicant Name: Orbit Gulf Coast NGL Exports, LLC
ISD Name: Nederland ISD

Form 50-296A
Revised Feb 2014

State and Local Incentives for which the Applicant intends to apply (Estimated)							
Incentive Description	**Taxing Entity (as applicable)**	**Beginning Year of Benefit**	**Duration of Benefit**	**Annual Tax Levy without Incentive**	**Annual Incentive**	**Annual Net Tax Levy**	
Tax Code Chapter 311	County:						
	City:						
	Other:						
Tax Code Chapter 312	County: Jefferson	2021	2021-2027	$ 900,000.00	Avg 50% Per Yr	$ 450,000.00	
	City:						
	Other:						
Local Government Code Chapters 380/381	County:						
	City:						
	Other:						
Freeport Exemptions							
Non-Annexation Agreements							
Enterprise Zone/Project							
Economic Development Corporation							
Texas Enterprise Fund							
Employee Recruitment							
Skills Development Fund							
Training Facility Space and Equipment							
Infrastructure Incentives							
Permitting Assistance							
Other:							
Other:							
Other:							
Other:							
			TOTAL	$ 900,000.00		$ 450,000.00	

Additional information on incentives for this project:

TAB 15

Economic Impact Study

N/A

TAB 16

Description of Reinvestment Zone

TBD

Currently the Nederland ISD plans to hold the public hearing and post action for adoption of the reinvestment zone at the same meeting the Board considers final approval of the application from Orbit Gulf Coast NGL Exports, LLC.

LJA SURVEYING

2615 Calder Avenue, Suite 500, Beaumont, Texas 77702
t 409.833.3363 f 409.833.0317 LJA.com TBPLS 10105600

Exhibit "A"

March 15, 2018

[redacted]

Parcel II – 32.294 Acres

[redacted]

[redacted]

Parcel II

BEING a 32.294 acre tract of land out of and a part of that certain Sunoco Partners Marketing and Terminals L.P. called 741.536 acre tract of land, more fully described and recorded in Clerk's File No. 2012042125 of the Official Public Records of Jefferson County, Texas. Said 32.294 acre tract of land being situated in the Burr & Caswell survey, Abstract No. 406, John C. Kucher Survey, Abstract No. 158 and the Joseph Turner Survey, Abstract No. 205, Jefferson County, Texas and being more fully described as follows:

BEGINNING at the Southwest corner of the herein described tract, from which the Northeast corner of that certain Sunoco Partners Marketing and Terminals L.P. called 247.794 acre tract, more fully described and recorded in Clerk's File No. 2013014142 of said Official Public Records, same being an Ell corner of said 741.536 acre tract bears North 02 deg. 54 min. East, a distance of 1053 feet to a point;

THENCE in a Northerly direction over and across said 741.536 acre tract the following calls and distances:

North 03 deg. 04 min. 33 sec. East, a distance of 858.10 feet to a point;
South 74 deg. 49 min. 03 sec. East, a distance of 167.32 feet to a point;
North 15 deg. 26 min. 29 sec. East, a distance of 216.23 feet to a point;
North 74 deg. 09 min. 09 sec. West, a distance of 352.50 feet to a point;
North 42 deg. 05 min. 31 sec. West, a distance of 68.34 feet to a point;
North 15 deg. 11 min. 12 sec. East, a distance of 173.79 feet to a point on the north line of said 741.536 acre tract;

THENCE North 05 deg. 49 min. 21 sec. East over the Neches River, a distance of 207.08 feet to a point near the Northwest corner of Dock No. 2;

THENCE South 73 deg. 50 min. 43 sec. East along and with the Northeast line of said Dock No. 2 a distance of 452.45 feet to a point near the Northeast corner of said Dock No. 2;

THENCE South 02 deg. 03 min. 39 sec. West, a distance of 190.20 feet to a point on the North line of said 741.536 acre tract;

THENCE in a Southeasterly direction over and across said 741.536 acre tract the following calls and distances:

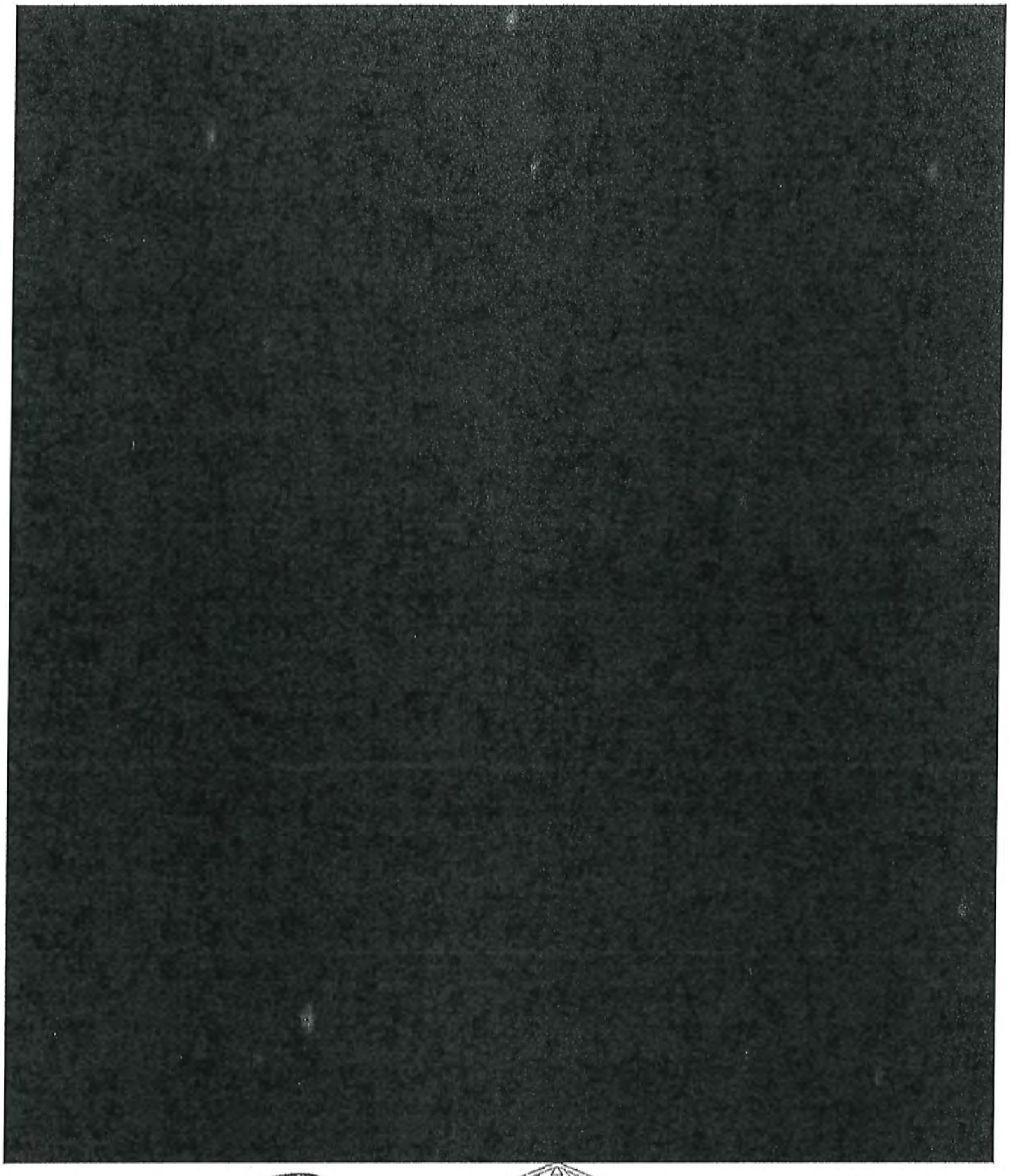
South 15 deg. 25 min. 30 sec. West, a distance of 98.99 feet to a point;
South 73 deg. 29 min. 18 sec. East, a distance of 633.60 feet to a point;
South 16 deg. 07 min. 17 sec. West, a distance of 76.11 feet to a point;
South 73 deg. 21 min. 26 sec. East, a distance of 96.02 feet to a point;
South 12 deg. 23 min. 06 sec. West, a distance of 12.81 feet to a point;
South 70 deg. 53 min. 45 sec. East, a distance of 31.63 feet to a point;
North 19 deg. 22 min. 10 sec. East, a distance of 86.25 feet to a point;
South 72 deg. 49 min. 31 sec. East, a distance of 203.56 feet to a point;
South 39 deg. 02 min. 29 sec. East, a distance of 470.79 feet to a point;

South 44 deg. 29 min. 44 sec. East, a distance of 248.93 feet to a point for the East corner of the herein described tract;

THENCE in a Westerly direction over and across said 741.536 acre tract the following calls and distances:

South 82 deg. 12 min. 06 sec. West, a distance of 865.79 feet to a point;
South 64 deg. 34 min. 47 sec. West, a distance of 357.65 feet to a point;
North 46 deg. 01 min. 13 sec. West, a distance of 49.42 feet to a point;
South 80 deg. 13 min. 09 sec. West, a distance of 135.80 feet to a point;
North 90 deg. 00 min. 00 sec. West, a distance of 45.66 feet to a point;
South 16 deg. 41 min. 14 sec. West, a distance of 83.03 feet to a point;
South 71 deg. 48 min. 46 sec. West, a distance of 88.18 feet to a point;
North 50 deg. 44 min. 20 sec. West, a distance of 97.28 feet to a point;
South 89 deg. 37 min. 31 sec. West, a distance of 169.01 feet to the **POINT OF BEGINNING**, containing 32.294 acres of land, more or less, of which 1.967 acres of land are submerged under the Neches River.

[redacted]

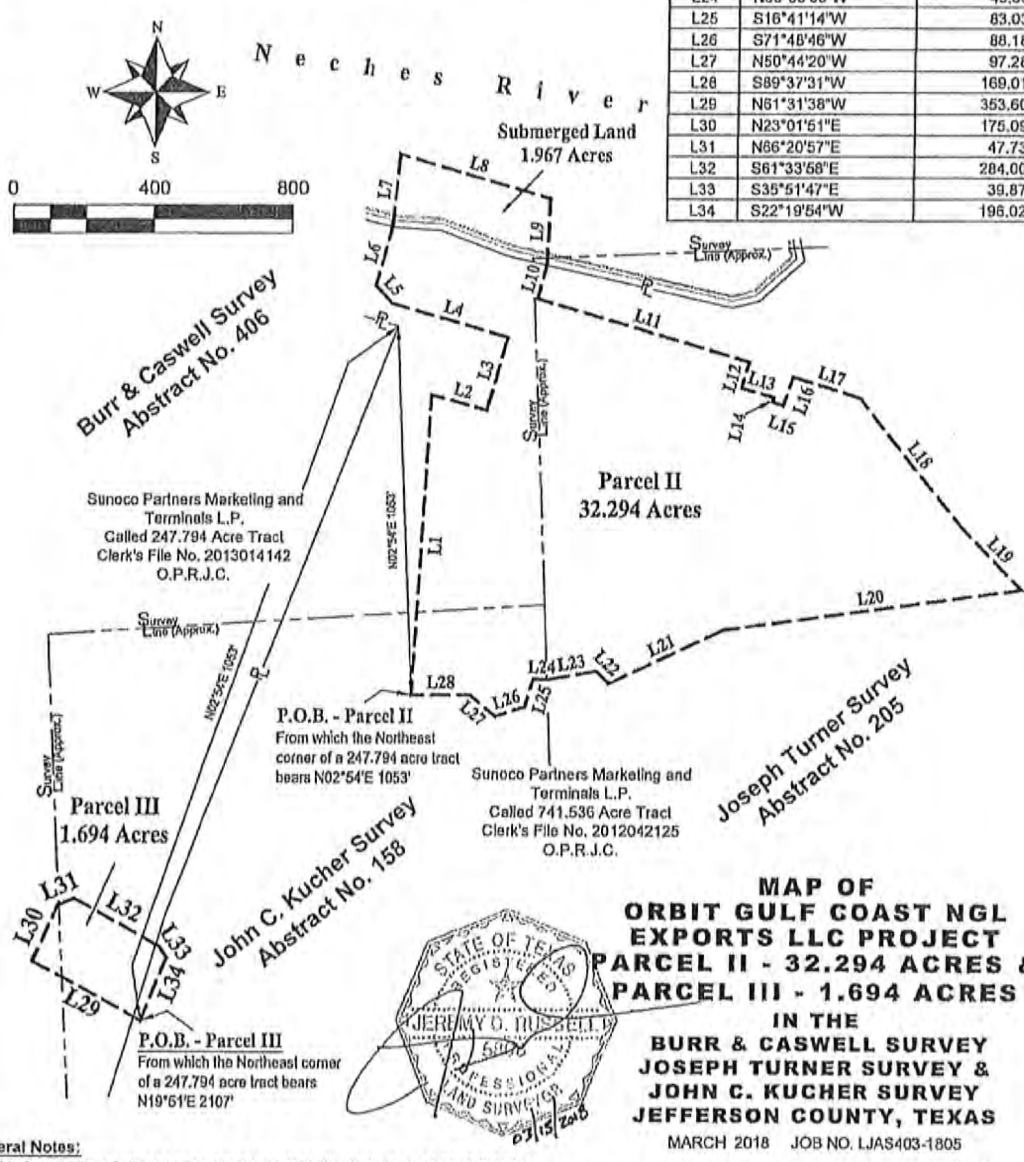


Registered Professional Land Surveyor

STATE OF TEXAS
REGISTERED
JEREMY D. RUSSELL
5808
PROFESSIONAL
LAND SURVEYOR
05/15/2018

Exhibit C

LINE	BEARING	DISTANCE
L1	N03°04'33"E	858.10'
L2	S74°49'03"E	167.32'
L3	N15°26'29"E	216.23'
L4	N74°09'09"W	352.50'
L5	N42°05'31"W	68.34'
L6	N15°11'12"E	173.79'
L7	N05°49'21"E	207.08'
L8	S73°50'43"E	452.45'
L9	S02°03'39"W	190.20'
L10	S15°25'30"W	98.99'
L11	S73°29'18"E	633.60'
L12	S16°07'17"W	76.11'
L13	S73°21'26"E	96.02'
L14	S12°23'06"W	12.81'
L15	S70°53'45"E	31.63'
L16	N19°22'10"E	86.25'
L17	S72°49'31"E	203.56'
L18	S39°02'29"E	470.79'
L19	S44°29'44"E	248.93'
L20	S62°12'06"W	865.79'
L21	S64°34'47"W	357.65'
L22	N46°01'13"W	49.42'
L23	S80°13'09"W	135.80'
L24	N90°00'00"W	45.66'
L25	S16°41'14"W	83.03'
L26	S71°48'46"W	88.18'
L27	N50°44'20"W	97.28'
L28	S89°37'31"W	169.01'
L29	N61°31'38"W	353.60'
L30	N23°01'51"E	175.09'
L31	N66°20'57"E	47.73'
L32	S61°33'58"E	284.00'
L33	S35°51'47"E	39.87'
L34	S22°19'54"W	196.02'



MAP OF ORBIT GULF COAST NGL EXPORTS LLC PROJECT PARCEL II - 32.294 ACRES & PARCEL III - 1.694 ACRES

IN THE
BURR & CASWELL SURVEY
JOSEPH TURNER SURVEY &
JOHN C. KUCHER SURVEY
JEFFERSON COUNTY, TEXAS

MARCH 2018 JOB NO. LJAS403-1805

General Notes:

1. Horizontal Data is based upon the Texas Coordinate System of 1983 (2011), South Central Zone '4204' (US Survey foot).
2. This plat does not represent an on the ground survey and no field work was performed for the preparation of this plat
3. This plat is being submitted along with the Surveyor's field note description.
4. This plat was prepared for the purpose of a Tax Abatement plat only.

LJA SURVEYING, INC.

2615 Calder Ave, Suite 500
Beaumont, Texas 77702

Tel: 409.833.3363
Fax: 409.833.0317
TBPLS Firm No. 10105600

TAB 17

Signature and Certification Page

SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in Tab 17. **NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

print here ▶ Robin Perez — Superintendent

Print Name (Authorized School District Representative) — Title

sign here ▶ Dr. Robin Perez — 3-29-18

Signature (Authorized School District Representative) — Date

2. Authorized Company Representative (Applicant) Signature and Notarization

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

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

print here ▶ Megan McKavanagh — Property Tax Manager

Print Name (Authorized Company Representative (Applicant)) — Title

sign here ▶ Megan McKavanagh — 3/15/2018

Signature (Authorized Company Representative (Applicant)) — Date

BEVERLY M. HERNANDEZ
MY COMMISSION EXPIRES
September 3, 2018

(Notary Seal)

GIVEN under my hand and seal of office this, the

15 day of March 2018

Beverly M. Hernandez

Notary Public in and for the State of Texas

My Commission expires: 9.3.2018

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