

O'HANLON, DEMERATH & CASTILLO

ATTORNEYS AND COUNSELORS AT LAW

808 WEST AVENUE
AUSTIN, TEXAS 78701
PHONE: (512) 494-9949
FAX: (512) 494-9919

KEVIN O'HANLON

kohanlon@808west.com

Rio Grande Valley Office
426 W. Caffery Ave.
Pharr, Texas 78577

San Antonio Office
117 W. Craig Place
San Antonio, Texas 78212

August 23, 2023

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

RE: 1924_Amendment002 Execution001 of the Application to the Stanton Independent
School District from Brazos Midland LLC

To the Local Government Assistance & Economic Analysis Division:

Enclosed. Please find Amendment002 Execution001 of the Application to the Stanton
Independent School District from Brazos Midland LLC. The following changes have been made:

1. Updated Superintendent on Amended Application
2. Tabs 11 & 16: Added updated maps, as approved by ISD in November 2022, including listing of included tracts.
3. New Signature Page

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

Sincerely,



Kevin O'Hanlon
School District Consultant

Cc: Martin CAD
Brazos Midland LLC



July 7, 2023

Ms. Deisy Perez
Research Analyst
Economic Development & Local Government
Data Analysis & Transparency Division
Texas Comptroller of Public Accounts
111 East 17th Street
Austin, TX 78774

RE: 1924 Stanton ISD - Brazos Midland, LLC

Dear Ms. Perez:

Please find the Amendments for 1924 Stanton ISD - Brazos Midland, LLC, Martin County Application. The changes made and documented are as follows:

1. **Tabs 11 & 16:** Added updated maps, as approved by ISD in November 2022, including listing of included Tracts.
2. New signature page included.

Thank you for your attention in this matter. If we can be of any assistance, please let us know.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Fredrickson".

Daron Fredrickson
Partner, EVP of Business Development

Texas Comptroller of Public Accounts

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 Texas 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 completed application to the Comptroller, separating each section of the documents. 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, and has determined that all assertions of confidentiality are appropriate, the Comptroller will publish all submitted non-confidential 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's 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 and issue a certificate for a limitation on appraised value to the school board regarding the application 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 by the Comptroller), 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

May 17, 2022
 Date Application Received by District

Jan
 First Name

McCown
 Last Name

Superintendent
 Title

Stanton Independent School District
 School District Name

200 N College
 Street Address

P O box 730
 Mailing Address

Stanton
 City

TX
 State

79782-0730
 ZIP

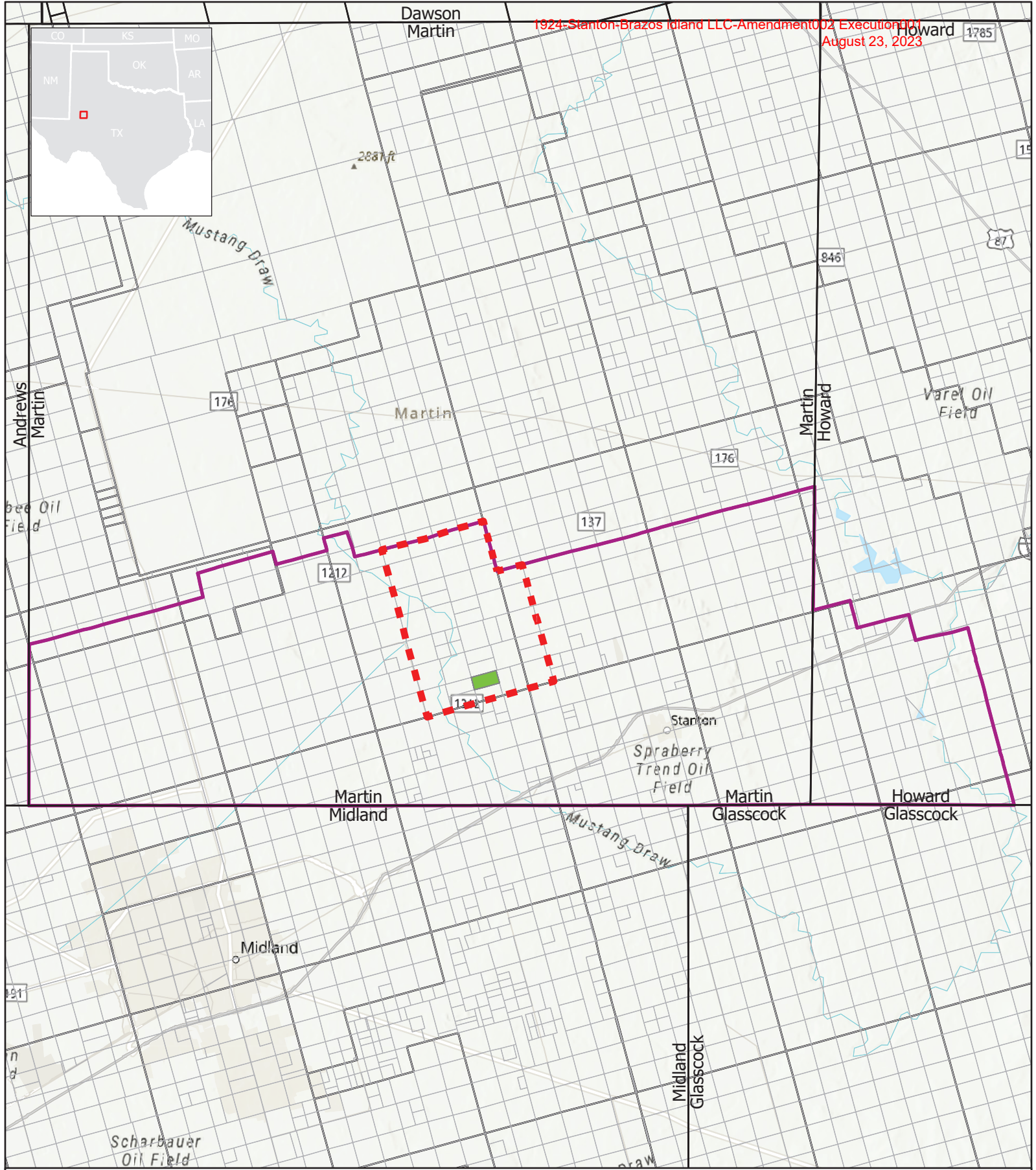
(432) 607-3700
 Phone Number

NA
 Mobile Number (optional)

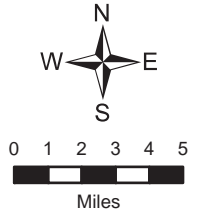
NA
 Fax Number

jmccown@stanton.esc18.net
 Email Address

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



- Stanton ISD
- Proposed Reinvestment Zone
- Plant Location



Proposed Midland Plant
Martin County, TX



Brazos Midland Reinvestment Zone

Partial tracts:

Section 9, A-216, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 10, A-898, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 11, A-217, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 12, A-648, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 19, A-136, BLK 36 T1N, T & P RR CO, Martin County, Texas

Full tracts:

Section 13, A-218, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 14, A-647, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 15, A-219, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 16, A-666, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 21, A-222, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 22, A-1057, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 22, A-668, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 23, A-223, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 24, A-649, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 25, A-224, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 26, A-650, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 26, A-957, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 27, A-225, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 28, A-667, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 30, A-892, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 31, A-142, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 33, A-228, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1095, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1147, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1184, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-788, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 35, A-229, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 36, A-1107, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 36, A-934, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 37, A-230, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 38, A-935, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 38, A-956, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 39, A-231, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 40, A-786, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 42, A-1181, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 42, A-953, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 43, A-148, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 45, A-234, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 46, A-1030, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 46, A-933, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 47, A-235, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 48, A-1091, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 48, A-954, BLK 37 T1N, T & P RR CO, Martin County, Texas

STANTON INDEPENDENT SCHOOL DISTRICT

RESOLUTION CREATING BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1

WHEREAS, Section 312.0025 of the Texas Tax Code permits a school district to designate a reinvestment zone if that designation is reasonably likely to contribute to the expansion of primary employment in the reinvestment zone, or attract major investment in the reinvestment zone that would be a benefit to property in the reinvestment zone and to the school district and contribute to the economic development of the region of this state in which the school district is located; and,

WHEREAS, the Stanton Independent School District (the “District”) desires to encourage the development of primary employment and to attract major investment in the District and contribute to the economic development of the region in which the school district is located; and,

WHEREAS, a public hearing is required by Chapter 312 of the Texas Tax Code prior to approval of a reinvestment zone; and,

WHEREAS, the District published notice of a public hearing regarding the possible designation of the area described in the attached **Exhibit A** as a reinvestment zone for the purposes of Chapter 313 of the Texas Tax Code; and,

WHEREAS, the District wishes to create a reinvestment zone within the boundaries of the school district in Martin County, Texas as shown on the map attached as **Exhibit B**; and,

WHEREAS, the District has given written notice of the proposed action and the Public Hearing to all political subdivisions and taxing authorities having jurisdiction over the property proposed to be designated as the reinvestment zone, described in the attached **Exhibits A & B**; and,

WHEREAS, all interested members of the public were given an opportunity to make comments at the public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE STANTON INDEPENDENT SCHOOL DISTRICT:

SECTION 1. That the facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct.

SECTION 2. That the Board of Trustees of the Stanton Independent School District, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the evidence and testimony presented to it:

- (a) That the public hearing on the adoption of *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* has been called, held and conducted, and that notices of such hearing have been published and mailed to the respective presiding officers of the governing bodies of all taxing units overlapping the territory inside the proposed reinvestment zone; and,
- (b) That the boundaries of *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* be and, by the adoption of this Resolution, are declared and certified to be the area as described in the description attached hereto as “**Exhibit A**”; and,
- (c) That the map attached hereto as “**Exhibit B**” is declared to be and, by the adoption of this Resolution, is certified to accurately depict and show the boundaries of *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* which is described in **Exhibit A**; and further certifies that the property described in **Exhibit A** is inside the boundaries shown on **Exhibit B**; and,
- (d) That creation of *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* with boundaries as described in **Exhibit A** and **Exhibit B** will result in benefits to the Stanton Independent School District and to land included in the zone, and that the improvements sought are feasible and practical; and,
- (e) That the *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* described in **Exhibit A** and **Exhibit B** meets the criteria set forth in Texas Tax Code §312.0025 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, in that it is reasonably likely that the designation will contribute to the retention or expansion of primary employment, and/or will attract investment in the zone that will be a benefit to the property, and would contribute to economic development within the Stanton Independent School District.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, the Stanton Independent School District hereby creates a reinvestment zone under the provisions of Texas Tax Code §312.0025, encompassing the area described by the descriptions in **Exhibit A** and **Exhibit B**, and such reinvestment zone is hereby designated and shall hereafter be referred to as *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1*.

SECTION 4. That the existence of the *BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1* shall first take effect upon, XXXX XX, 2023, the date of the adoption of this Resolution by the Board of Trustees and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of such adoption.

SECTION 5. That if any section, paragraph, clause or provision of this Resolution shall for any reason beheld to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this

Resolution.

SECTION 6. That it is hereby found, determined and declared that a sufficient notice of the date, hour, place and subject of the meeting of the Stanton Independent School District Board of Trustees, at which this Resolution was adopted, was posted at a place convenient and readily accessible at all times, as required by the Texas Open Government Act, Texas Government Code, Chapter 551, as amended; and that a public hearing was held prior to the designation of such reinvestment zone, and that proper notice of the hearing was published in newspapers of general circulation in Martin County of the State of Texas, and furthermore, such notice was, in fact, delivered to the presiding officer of any effected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED AND ADOPTED on this XX day of XXXX 2023.

STANTON INDEPENDENT SCHOOL DISTRICT

By: _____
President
Board of Trustees

ATTEST: _____
Secretary
Board of Trustees

EXHIBIT A

LEGAL DESCRIPTION OF BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1

BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1

Brazos Midland Reinvestment Zone

Partial tracts:

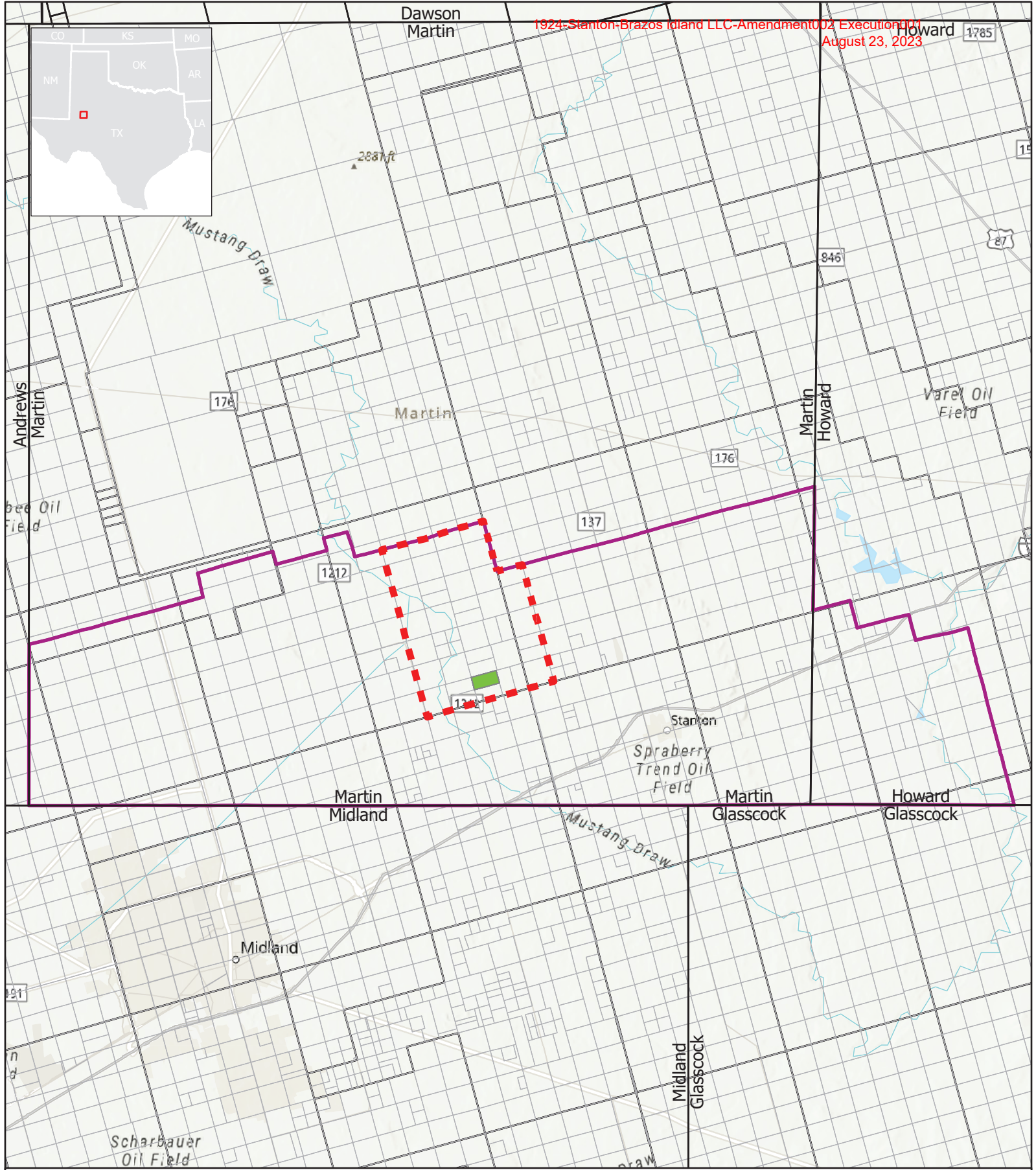
Section 9, A-216, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 10, A-898, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 11, A-217, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 12, A-648, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 19, A-136, BLK 36 T1N, T & P RR CO, Martin County, Texas

Full tracts:

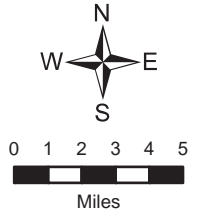
Section 13, A-218, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 14, A-647, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 15, A-219, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 16, A-666, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 21, A-222, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 22, A-1057, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 22, A-668, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 23, A-223, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 24, A-649, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 25, A-224, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 26, A-650, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 26, A-957, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 27, A-225, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 28, A-667, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 30, A-892, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 31, A-142, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 33, A-228, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1095, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1147, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-1184, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 34, A-788, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 35, A-229, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 36, A-1107, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 36, A-934, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 37, A-230, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 38, A-935, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 38, A-956, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 39, A-231, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 40, A-786, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 42, A-1181, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 42, A-953, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 43, A-148, BLK 36 T1N, T & P RR CO, Martin County, Texas
Section 45, A-234, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 46, A-1030, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 46, A-933, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 47, A-235, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 48, A-1091, BLK 37 T1N, T & P RR CO, Martin County, Texas
Section 48, A-954, BLK 37 T1N, T & P RR CO, Martin County, Texas

EXHIBIT B

SURVEY MAPS OF BRAZOS MIDLAND REINVESTMENT ZONE NO. 1-1



- Stanton ISD
- Proposed Reinvestment Zone
- Plant Location



Proposed Midland Plant
Martin County, TX



Texas Comptroller of Public Accounts

Data Analysis and
Transparency
Form 50-296-A


SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**.

NOTE: If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

1. Authorized School District Representative Signature

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

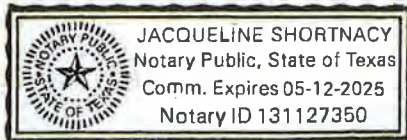
print here ➔	<u>JANET S. McCOWN</u> <small>Print Name (Authorized School District Representative)</small>	<u>SUPERINTENDENT</u> <small>Title</small>
sign here ➔	<u></u> <small>Signature (Authorized School District Representative)</small>	<u>08-10-2023</u> <small>Date</small>

2. Authorized Company Representative (Applicant) Signature and Notarization

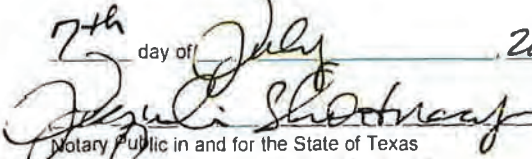
I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best 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 ➔	<u>William Butler</u> <small>Print Name (Authorized Company Representative (Applicant))</small>	<u>CFO</u> <small>Title</small>
sign here ➔	<u></u> <small>Signature (Authorized Company Representative (Applicant))</small>	<u>7/7/2023</u> <small>Date</small>



(Notary Seal)

GIVEN under my hand and seal of office this, the
7th day of July, 2023

 Notary Public in and for the State of Texas
 My Commission expires: 05/12/2025

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.