

Attachment A

Application



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

Form 50-296
(Revised May 2010)

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

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

- notify the Comptroller that the school board has elected to consider the application.

This notice must include:

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

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

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its Web site. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules as explained in the Confidentiality Notice below.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, make a recommendation to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application before the 151st day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to complete the recommendation, economic impact evaluation or consider the application at any time during the application review period.

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

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Authorized School District Representative		Date application received by district 9-3-10
First Name Tony	Last Name Williams	
Title Superintendent		
School District Name Industrial Independent School District		
Street Address 167 Fifth Street		
Mailing Address P.O. Box 369		
City Vanderbilt	State Texas	ZIP 77991
Phone Number 361-284-3226 Ext. 1175	Fax Number 361-284-3349	
Mobile Number (optional) 361-935-8811	E-mail Address twilliams@iisd1.org	

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

Will consultant be primary contact? Yes No



SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name: Kevin
Title: Attorney
Firm Name: O'Hanlon, McLollon & Demerath
Street Address: 808 West Avenue
Mailing Address: 808 West Avenue
City: Austin
Phone Number: (512) 494-9949
Mobile Number (Optional):

Last Name: O'Hanlon
State: TX
ZIP: 78701
Fax Number: (512) 494-9919
E-mail Address:

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

Signature (Authorized School District Representative): [Handwritten Signature]

Date: 9-3-10

Has the district determined this application complete? [X] Yes [] No

If yes, date determined complete. 9-15-10

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

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

Table with 3 columns: Checklist, Page X of 16, Check Completed. Contains 6 rows of checklist items with completion status.

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name

Robert

Last Name

Wang

Title

AVP & Treasurer, President's Office

Organization

Inteplast Group, LTD

Street Address

101 Inteplast Blvd.

Mailing Address

9 Peach Tree Hill Road, Livingston, NJ 07039

City

Lolita

State

TX

ZIP

77971

Phone Number

973-994-8057

Fax Number

973-740-8293

Mobile Number (optional)

Business e-mail Address

rwang@inteplast.com

Will a company official other than the authorized business representative be responsible for responding to future information requests?

Yes

No

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

First Name

Robert

Last Name

Coen

Title

Site Manager

Organization

Inteplast Group, LTD

Street Address

101 Inteplast Blvd.

Mailing Address

PO Box 405

City

Lolita

State

TX

ZIP

77971

Phone Number

361-874-3105

Fax Number

361-874-3106

Mobile Number (optional)

E-mail Address

robertcoen@amjk.inteplast.com

I authorize the consultant to provide and obtain information related to this application.....

Yes

No

Will consultant be primary contact?

Yes

No

FEES AND PAYMENTS

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

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

Please answer only either A OR B:

A. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code, 313.027(i)?

B. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)?

BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

Inteplast Group, Ltd.

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

1-52-2077224-6

NAICS code

326113, 326199

Is the applicant a party to any other Chapter 313 agreements?

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

APPLICANT BUSINESS STRUCTURE

Registered to do business in Texas with the Texas Secretary of State?

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

Privately Held Limited Partnership

1. Is the applicant a combined group, or comprised of members of a combined group, as defined by Texas Tax Code Chapter 171.0001(7)?

2. Is the applicant current on all tax payments due to the State of Texas?

3. Are all applicant members of the combined group current on all tax payments due to the State of Texas?

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



ELIGIBILITY UNDER TAX CODE CHAPTER 313.024

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

PROJECT DESCRIPTION

Provide a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information. (Use attachments as necessary)

see attached

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

see attached

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

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

PROJECTED TIMELINE

Begin Construction 12/1/2010
Construction Complete 12/31/2018
Purchase Machinery & Equipment 12/1/2010
Begin Hiring New Employees 1/1/2011
Fully Operational 12/31/2018

Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)?

Note: Improvements made before that time may not be considered qualified property.
When do you anticipate the new buildings or improvements will be placed in service? 1/1/2013

ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source	Amount
Enterprise Zone (2 phases)	\$3.75 Million
Enterprise Fund	\$2 Million
Infrastructure assistance	\$2 Million
Total	\$7.75 Million

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

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

Verbal agreement from Jackson County to offer a 7 year property tax abatement offering an estimated incentive amount of \$2.1 Million.

THE PROPERTY

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

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

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

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

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

Hospital District: Jackson County Hospital (100%) Water District: Jackson County Flood (100%)
(Name and percent of project) (Name and percent of project)

Other (describe): Emergency Service (100%) Other (describe): _____
(Name and percent of project) (Name and percent of project)

Is the project located entirely within this ISD? Yes No

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

INVESTMENT

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as rural, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's Web site at www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.

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

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

What is your total estimated qualified investment? \$79,714,000

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

What is the anticipated date of application approval? 12/1/2010

What is the anticipated date of the beginning of the qualifying time period? 1/1/2011

What is the total estimated investment for this project for the period from the time of application submission to the end of the limitation period? \$130,820,000

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

Attach the following items to this application:

- (1) a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and
(3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or 313.053 for rural school districts) for the relevant school district category during the qualifying time period? [X] Yes [] No

Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be placed in service for the first time:

(1) in or on the new building or other new improvement for which you are applying? [X] Yes [] No

(2) If not in or on the new building or other new improvement for which you are applying for an appraised value limitation, is the personal property necessary and ancillary to the business conducted in the new building or other new improvement? [X] Yes [] No

(3) on the same parcel of land as the building for which you are applying for an appraised value limitation? [X] Yes [] No

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

Will the investment in real or personal property you propose be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? [X] Yes [] No

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

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

QUALIFIED PROPERTY

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

Attach the following items to this application:

- (1) a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and
(3) a map of the qualified property showing location of new buildings or new improvements - with vicinity map.

Land

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

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

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

Will the project be on leased land? [] Yes [X] No

QUALIFIED PROPERTY (CONTINUED)

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

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

Attach a map of the reinvestment zone boundaries, certified to be accurate by either the governmental entity creating the zone, the local appraisal district, or a licensed surveyor. (With vicinity map)

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

Miscellaneous

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

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

List current market value of existing property at site as of most recent tax year. 177,381,440 (Market Value) 2009 (Tax Year)

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

Will all of the property for which you are requesting an appraised value limitation be free of a tax abatement agreement entered into by a school district for the duration of the limitation? Yes No

WAGE AND EMPLOYMENT INFORMATION

What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 1,710

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

First Quarter Second Quarter Third Quarter Fourth Quarter of 2010 (year)

What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the TWC? 1,210

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

Total number of new jobs that will have been created when fully operational 103

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

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

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

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create? 82

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

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

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

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



WAGE AND EMPLOYMENT INFORMATION (CONTINUED)

For the following three wage calculations please include on an attachment the four most recent quarters of data for each wage calculation. Show the average and the 110% calculation. Include documentation from TWC Web site. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is 703.18

110% of the county average weekly wage for manufacturing jobs in the county is 872.03

110% of the county average weekly wage for manufacturing jobs in the region is 873.08

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

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

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? 45,400.30

What is the estimated minimum required annual wage you are committing to pay for each of the qualifying jobs you create on the qualified property? 45,931

- Will 80% of all new jobs created by the owner be qualifying jobs as defined by 313.021(3)? Yes No
Will each qualifying job require at least 1,600 of work a year? Yes No
Will any of the qualifying jobs be jobs transferred from one area of the state to another? Yes No
Will any of the qualifying jobs be retained jobs? Yes No
Will any of the qualifying jobs be created to replace a previous employee? Yes No
Will any required qualifying jobs be filled by employees of contractors? Yes No

If yes, what percent?

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

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

see attached

ECONOMIC IMPACT

- Is an Economic Impact Analysis attached (If supplied by other than the Comptroller's office)? Yes No
Is Schedule A completed and signed for all years and attached? Yes No
Is Schedule B completed and signed for all years and attached? Yes No
Is Schedule C (Application) completed and signed for all years and attached? Yes No
Is Schedule D completed and signed for all years and attached? Yes No

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

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

CONFIDENTIALITY NOTICE

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

Generally, an application for property tax value limitation, the information provided therein, and documents submitted in support thereof, are considered public information subject to release under the Texas Public Information Act.

There is an exception, outlined below, by which information will be withheld from disclosure.

The Comptroller's office will withhold information from public release if:

- 1) it describes the specific processes or business activities to be conducted or the specific tangible personal property to be located on real property covered by the application;
- 2) the information has been segregated in the application from other information in the application; and
- 3) the party requesting confidentiality provides the Comptroller's office a list of the documents for which confidentiality is sought and for each document lists the specific reasons, including any relevant legal authority, stating why the material is believed to be confidential.

All applications and parts of applications which are not segregated and marked as confidential as outlined above will be considered public information and will be posted on the internet.

Such information properly identified as confidential will be withheld from public release unless and until the governing body of the school district acts on the application, or we are directed to do so by a ruling from the Attorney General.

Other information in the custody of a school district or the comptroller submitted in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as

the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information and will be posted on the internet.

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

The following outlines how the Comptroller's office will handle requests for information submitted under the Texas Public Information Act for application portions and submitted records appropriately identified as confidential.

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



COMPANY CHECKLIST AND REQUESTED ATTACHMENTS

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

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

APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

First Name _____ Last Name _____

Title _____

Firm Name _____

Street Address _____

Mailing Address _____

City _____ State _____ ZIP _____

Phone Number _____ Fax Number _____

Business email Address _____



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

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

Signature (Authorized Business Representative (Applicant))

Date
9/1/2010

Robt Wang

GIVEN under my hand and seal of office this 1st day of September 2010

Norberto J. Torres
Notary Public, State of New Jersey

(Notary Seal)

NORBERTO J. TORRES
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires March 14, 2014

My commission expires _____

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

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)*

**TEXAS FRANCHISE TAX
 OWNERSHIP INFORMATION REPORT**
 (To be filed by Entities other than Corporations or Limited Liability Companies)
 This report MUST be filed to satisfy franchise tax requirements

☐ Taxpayer number

☐ Report year

You have certain rights under Chapter 552 and 559, Government Code, to review, request, and correct information we have on file about you. Contact us at: (512) 463-4600, or (800) 262-1381, toll free nationwide.

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2009

Taxpayer name INTEPLAST GROUP LTD		Secretary of State file number or Comptroller file number	
Mailing address 9 PEACH TREE HILL ROAD			
City LIVINGSTON	State NJ	Country US	ZIP Code 07039
			Plus 4 5702

SECTION A. Enter the information required for each general partner and each person or entity that owns an interest of ten percent (10%) or more in this entity.

Name AMTOPP CORPORATION	What type of owner? (Check only one)	MEMBER <input type="checkbox"/>	LIMITED PARTNER <input type="checkbox"/>	GENERAL PARTNER <input checked="" type="checkbox"/>
Mailing address 9 PEACH TREE HILL ROAD		FEI number 223103903	Percentage of ownership 37.84 %	
City LIVINGSTON	State NJ	ZIP Code 07039	Plus 4 5702	

Name WORLD-PAK CORPORATION	What type of owner? (Check only one)	MEMBER <input type="checkbox"/>	LIMITED PARTNER <input checked="" type="checkbox"/>	GENERAL PARTNER <input type="checkbox"/>
Mailing address 9 PEACH TREE HILL ROAD		FEI number 223103900	Percentage of ownership 31.08 %	
City LIVINGSTON	State NJ	ZIP Code 07039	Plus 4 5702	

Name INTEGRATED BAGGING SYSTEMS CORP.	What type of owner? (Check only one)	MEMBER <input type="checkbox"/>	LIMITED PARTNER <input checked="" type="checkbox"/>	GENERAL PARTNER <input type="checkbox"/>
Mailing address 9 PEACH TREE HILL ROAD		FEI number 223103896	Percentage of ownership 31.08 %	
City LIVINGSTON	State NJ	ZIP Code 07039	Plus 4 5702	

Name	What type of owner? (Check only one)	MEMBER <input type="checkbox"/>	LIMITED PARTNER <input type="checkbox"/>	GENERAL PARTNER <input type="checkbox"/>
Mailing address		FEI number	Percentage of ownership 0.00 %	
City	State	ZIP Code	Plus 4	

SECTION B. Enter the information required for each entity, if any, in which this partnership, association, trust or other entity owns an interest of ten percent (10%) or more.

Name of owned (subsidiary) corporation or entity	State of formation	FEI number	Percentage of Ownership 0.000
Name of owned (subsidiary) corporation or entity	State of formation	FEI number	Percentage of Ownership 0.000

Registered agent and registered office currently on file. (See instructions if you need to make changes)

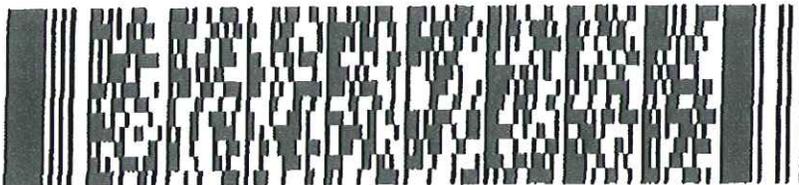
Agent: CT Corporation System	City Houston	State TX	ZIP Code 77971	Plus 4
Office: 811 Dallas Avenue				

The above information is authorized by Section 171.201(a)(2), Section 171.201(a)(3) and 171.202(a)(4) for each entity.
 Use additional forms (05-167) for Sections A and B as necessary.

I declare that the information in this document and any attachments is true and correct to the best of my knowledge and belief, as of the date below, and that a copy of this report has been mailed to each person named in this report who is a member or partner and who is not currently employed by this, or a related entity.

Sign here	<i>Robert Wang</i>	ROBERT WANG	Title TREASURER	Date 10/6/09	Area code and phone number 973-994-8000
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Texas Comptroller Official Use Only



VE/DE	<input type="checkbox"/>	PIR IND	<input type="checkbox"/>
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Supplement to Form 50-296, "Application for Appraised Value Limitation on Qualified Property"

Page 6; Project Description

Inteplast Group, LTD. ("Inteplast") is considering a third BOPP plant at their existing Lolita, TX facility. The new plant would be approximately 275,000 square feet and would be capable of housing two production lines and a warehouse. Phase 1 of the project would include one state of the art production line with a 75 million pound annual nameplate capacity, increasing total capacity to 315 million pounds. It would also include a warehouse with a storage capacity for two production lines. This new equipment features high speed operations that can run 520 meters of film per minute. In addition, the equipment would allow Inteplast to produce film rolls with a larger outside diameter (OD), which is becoming a popular feature with the consumer market, and thinner-gauge film in order to satisfy market demand. The cost of investment for Phase 1 of the project is estimated to be US\$90,000,000, of which ~\$27,000,000 represents a new building.

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Page 6; Ability to locate in another state

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Page 10; Benefits offered to qualified job holders

Inteplast Group, LTD. Employee Benefits Program Includes:

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- Defined Contribution Pension Plan
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ATTACHMENT 5

N/A

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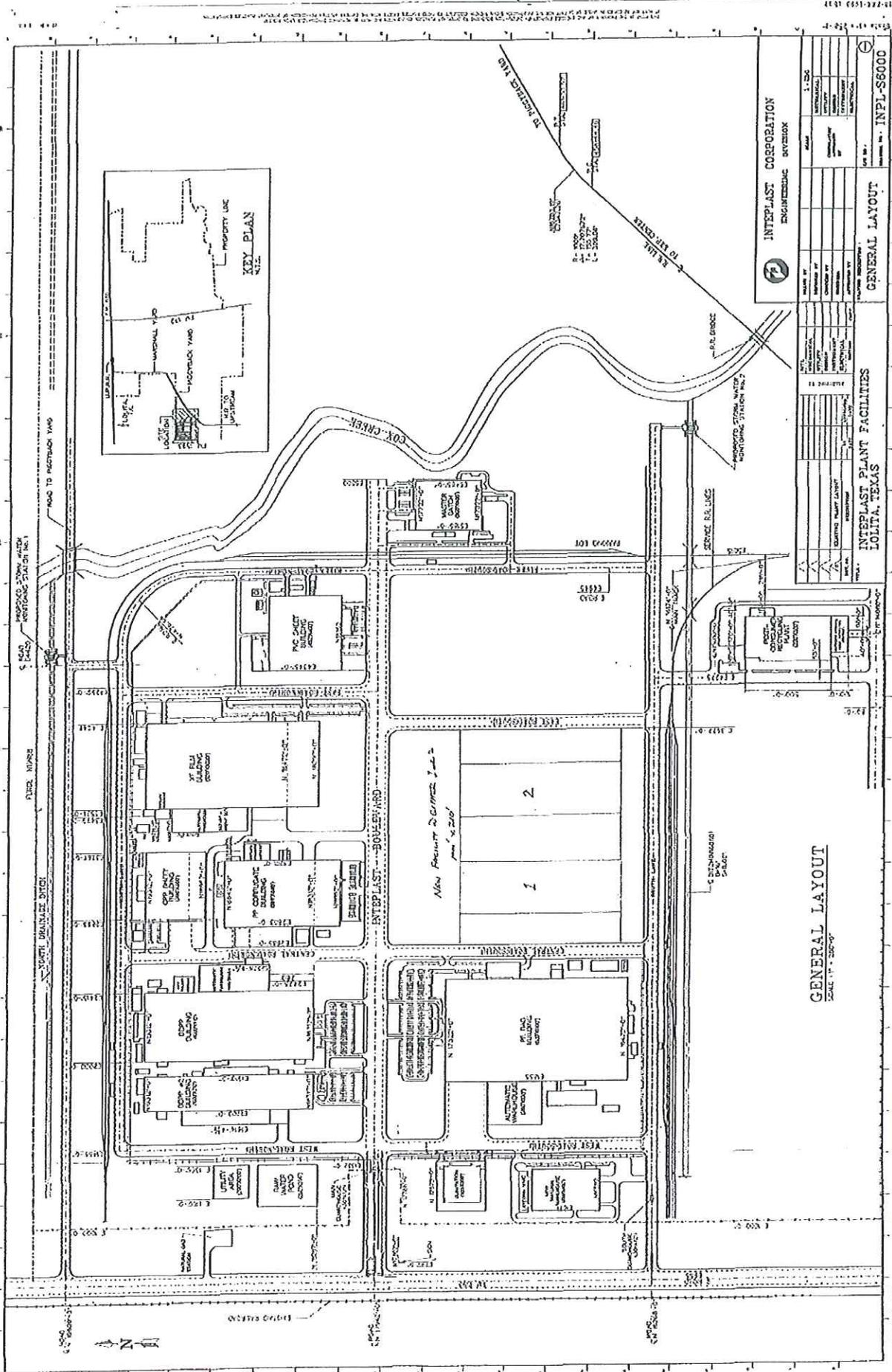
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INTEPLAST CORPORATION
ENGINEERING DIVISION

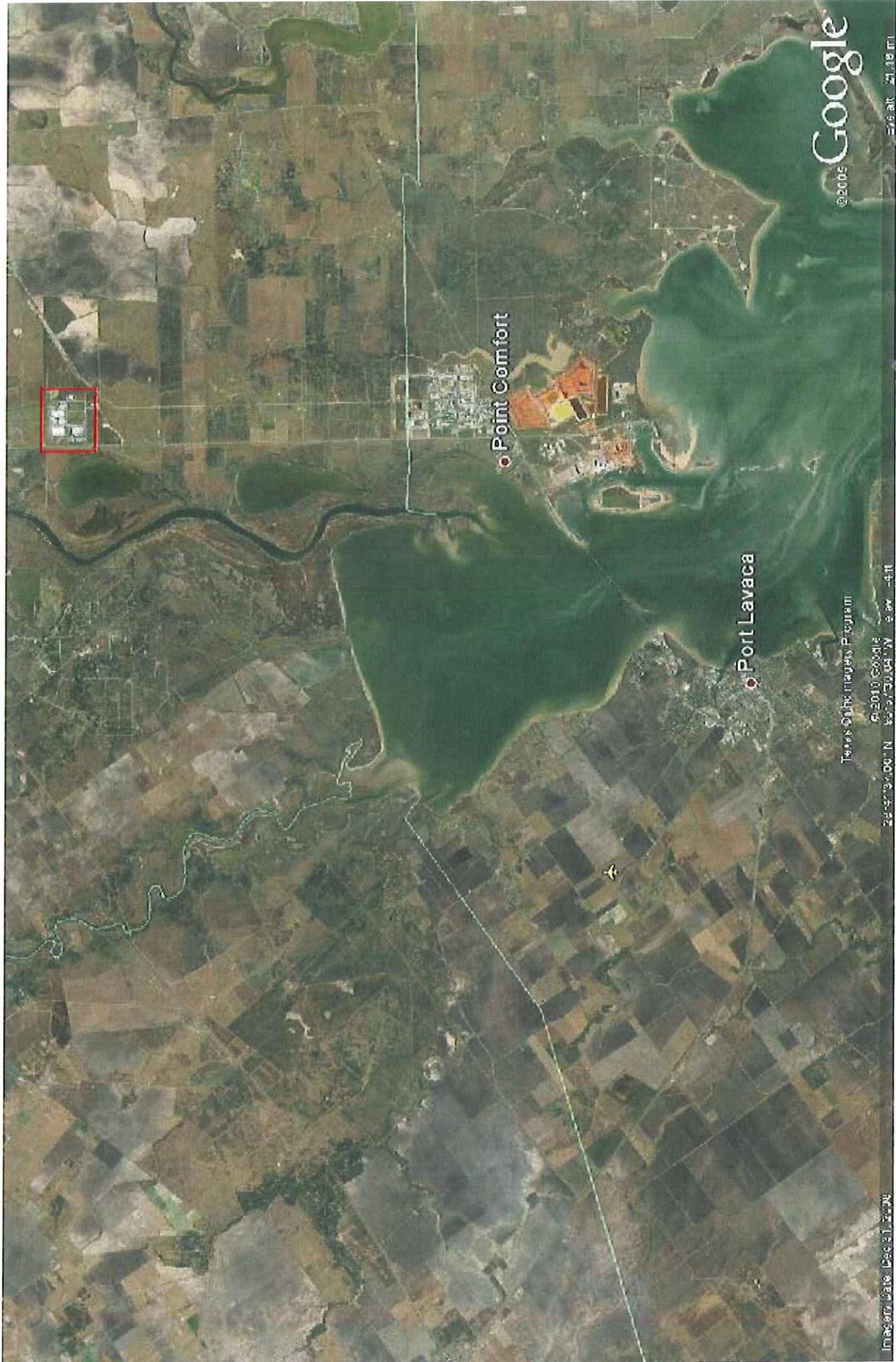
DATE	1. 2. 52
REVISION	
BY	
CHECKED BY	
APPROVED BY	
PROJECT NO.	INPL-S6000

GENERAL LAYOUT

INTEPLAST PLANT FACILITIES
LOLITA, TEXAS

GENERAL LAYOUT
SCALE: 1" = 200'-0"

LOCIN NAME: PC-03/037DM



Point Comfort

Port Lavaca

©2005 Google

Eye alt: 21.18 m

Texas State Mapping Program

© 2010 Google

22°53'00" N 82°57'00" W 9 m -4 ft

Map data © Dec 31, 2009



Future
Expansion

Google

Eye alt: 4833 ft

© 2008 Google

Imagery Date: Dec 31, 2008

28.472333 N, -80.232544 W, zoom: 13.01

Map Data © 2008

Supplement to Form 50-296, "Application for Appraised Value Limitation on Qualified Property"

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FIELDNOTE DESCRIPTION
2705.147 ACRE TRACT

STATE OF TEXAS)
COUNTY OF JACKSON)

BEING a 2705.147 acre tract of land situated in the David Hoffman Survey, Abstract No. 33, the James Morgan Survey, Abstract No. 56, the George Boring Survey, Abstract No. 20, and the I & G N R R Surveys, Abstract No's 142, 143, 150, 153, & 167, in Jackson County, Texas and being a portion of that 18074.391 acre tract conveyed by YC Company, Inc. to Pamosa Plastics Corporation, Texas by deed dated October 1, 1990 and recorded in Volume 740, Pages 1046-1048 of the Deed Records of Jackson County, Texas, said 2705.147 acre tract being more particularly described by metes and bounds as follows:

BEGINNING, at an existing 3/4 inch iron rod found for a northwest corner of the herein described tract and the southwest corner of an adjacent 77.936 acre tract in the east Right-of-Way line of P.M. 1593, said iron rod being further located S 60°02'02" E; 4200.00 feet from a concrete corner post found in the east Right-of-Way line of P.M. 1593 marking a northwest corner of the aforementioned 18074.391 acre tract;

THENCE, S 89°54'31" E, along the south line of said 77.936 acre tract, for a distance of 1997.00 feet to an existing 3/4 inch iron rod found for the southeast corner of said 77.936 acre tract and an interior corner of the herein described tract;

THENCE, N 00°02'02" W, along the east line of said 77.936 acre tract for a distance of 1700.00 feet to an existing 3/4 inch iron rod found for the northeast corner of said 77.936 acre tract and a northwest corner of the herein described tract;

THENCE, S 89°54'33" E, along the north line of this tract at 2876.20 feet pass a set 3/8 inch iron rod on line and continuing for a total distance of 2926.20 feet to the point of intersection of this line and the west bank of Hulsachs Creek;

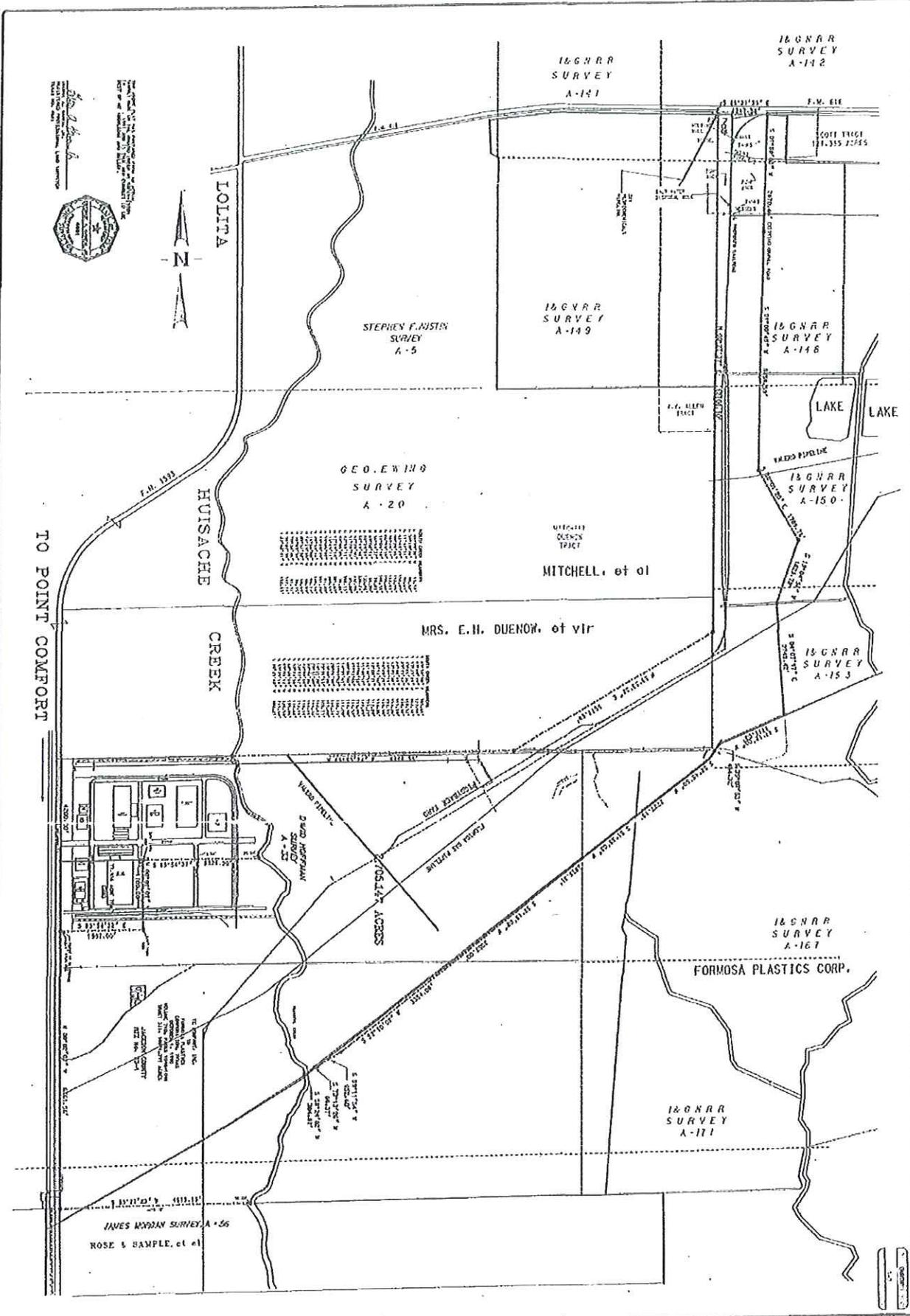
THENCE, with the meanders of the west bank of Hulsachs Creek as follows:

N 48°29'38" W	13.37'
N 34°10'48" W	98.58'
N 11°47'18" E	80.02'
N 42°44'29" E	154.61'
N 40°26'13" E	133.99'
N 16°14'27" E	112.63'
N 08°59'39" E	106.88'
N 11°05'18" E	143.28'
N 16°54'32" E	78.01'
N 69°02'11" W	66.24'
N 66°24'27" W	103.06'
N 58°18'42" W	236.22'
N 62°28'40" W	132.98'
N 57°28'56" W	85.88'
N 42°58'11" W	160.13'
N 40°05'05" W	79.81'
N 17°19'14" W	101.60'
N 13°45'17" W	169.69'
N 10°05'27" W	91.40'
N 14°10'15" W	151.78'
N 20°23'18" W	108.15'
N 16°56'08" W	84.12'
N 12°29'30" W	90.99'
N 09°57'52" E	68.64'
N 16°03'34" E	76.75'
N 20°34'46" E	51.37'
N 16°07'34" W	112.17', and

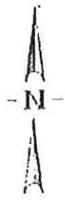
N 33°42'01" W, for a distance of 152.55 feet to a northwest corner of the herein described tract in a north line of said 18074.391 acre tract;

Exhibit

1-1



This plat was prepared by the Surveyor General of the State of Texas, under the authority of the State Constitution, and the laws of the State, and is a true and correct copy of the original filed in the office of the Surveyor General of the State of Texas, at Austin, Texas, on the 15th day of August, 1955.



TO POINT COMFORT

 GANEM & KELLY SURVEYING, INC. 1111 W. 14th St., Suite 100 Fort Worth, Texas 76102 Phone: 734-1111	SURVEY PLAT FORMOSA PLASTICS CORP.		LOT 1 = 1
	DATE: 8/15/55 BY: G. K. KELLY CHECKED: G. K. KELLY	SCALE: 1" = 400' DATE: 8/15/55	

Supplement to Form 50-296, "Application for Appraised Value Limitation on Qualified Property"

Page 9; Existing Improvements and Appraisal district account numbers

Jackson CAD account #	Jackson CAD Description	2009 Appraised Value	2009 Taxable Value
N52082	PERSONAL PROPERTY @ PLANT (EXCLUDING INVENTORY & SUPPLIES)	\$1,724,120	\$1,724,120
N20408466	PLANT IMPROVEMENTS ABATEMENT 1 - 6/10/91-EXPIRE 12/31/99	\$48,498,400	\$48,498,400
N20408467	PLANT IMPROVEMENTS ABATEMENT 2 - 4/11/94-EXPIRE 12/31/02	\$53,678,000	\$53,678,000
N20408468	PLANT IMPROVEMENTS ABATEMENT 3 - 4/10/95-EXPIRE 12/31/03	\$67,997,900	\$67,997,900
N20408469	ADDITIONAL EQUIPMENT , 100%	\$825,600	\$825,600
N47729	CONSTRUCTION WORK IN PROGRESS	\$661,400	\$661,400
R26430	A5033 HOFFMAN, DAVID A., ACRES 308.86	\$379,330	\$379,330
R26431	A5033 HOFFMAN, DAVID A., ACRES 126.78	\$223,640	\$223,640
R26432	A5033 HOFFMAN, DAVID A., ACRES 101.26	\$193,640	\$193,640
R26433	A5033 HOFFMAN, DAVID A., ACRES 38.75	\$74,110	\$74,110
N20408470	POLLUTION CONTROL PROJECTS ABATEMENT 2 TNRCC 01-5920	\$1,268,500	\$0
N20408471	POLLUTION CONTROL PROJECTS ABATEMENT 3 TNRCC 01-5920	\$1,856,800	\$0
		\$177,381,440	

ATTACHMENT 13

N/A

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

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

Source: Texas Occupational Employment and Wages

Data published: July 2010

Data published annually, next update will be June 2011.

Note: Data is not supported by the Bureau of Labor Statistics (BLS).

Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.

$$\begin{array}{r}
 41,273 \\
 \times 1.1 \\
 \hline
 45,400.30 \\
 \hline
 52 \text{ weeks} = 873.08
 \end{array}$$

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

<input type="text" value="Year"/>	<input type="text" value="Period"/>	<input type="text" value="Area"/>	<input type="text" value="Ownership"/>	<input type="text" value="Division"/>	<input type="text" value="Level"/>	<input type="text" value="Ind Code"/>	<input type="text" value="Industry"/>	<input type="text" value="Avg Weekly Wages"/>
2010	1st Qtr	Jackson County	Private	00	0	10	Total, All Industries	\$605
2009	2nd Qtr	Jackson County	Private	00	0	10	Total, All Industries	\$643
2009	3rd Qtr	Jackson County	Private	00	0	10	Total, All Industries	\$624
2009	4th Qtr	Jackson County	Private	00	0	10	Total, All Industries	\$685

$2557/4 = 639.25$
 $\times 1.1$

 703.18

Quarterly Employment and Wages (QCEW)

[Back](#)

Page 1 of 1 (40 results/page)

<input type="text" value="2009"/>	<input type="text" value="1st Qtr"/>	<input type="text" value="Jackson County"/>	<input type="text" value="Private"/>	<input type="text" value="31"/>	<input type="text" value="2"/>	<input type="text" value="31-33"/>	<input type="text" value="Manufacturing"/>	<input type="text" value="\$747"/>
Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2009	1st Qtr	Jackson County	Private	31	2	31-33	Manufacturing	\$747
2009	2nd Qtr	Jackson County	Private	31	2	31-33	Manufacturing	\$829
2009	3rd Qtr	Jackson County	Private	31	2	31-33	Manufacturing	\$746
2009	4th Qtr	Jackson County	Private	31	2	31-33	Manufacturing	\$849

$$\begin{array}{r}
 3171 / 4 = 729.75 \\
 \times 1.1 \\
 \hline
 872.03
 \end{array}$$

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ATTACHMENT 16

N/A

Schedule A (Rev. May 2010): Investment

Form 50-296

Applicant Name: Impeplast Group, Ltd.
 ISD Name: Industrial ISD

PROPERTY INVESTMENT AMOUNTS

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

Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A: Tangible Personal Property The amount of new investment (original cost) placed in service during this year	Column B: Building or permanent nonremovable component of building (annual amount only)	Column C: Sum of A and B Qualifying investment (during the qualifying time period)	Column D: Other investment that is not qualified investment but investment affecting economic impact and total value	Column E: Total Investment (A+B+D)
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) Investment made before filing complete application with district (neither qualified property nor eligible to become qualified investment) Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property) Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period (qualified investment and eligible to become qualified property) Complete tax years of qualifying time period Value Limitation Period Continue to Maintain Viable Presence Post-Settle-Up Period Post-Settle-Up Period	2010 - 2011	2010	428,000		428,000		428,000
	1	2011 - 2012	2011	39,459,000	27,034,000	66,493,000	66,493,000
	2	2012 - 2013	2012	12,793,000		12,793,000	12,793,000
	3	2013 - 2014	2013	37,634,000		37,634,000	37,634,000
	4	2014 - 2015	2014	10,522,000		10,522,000	10,522,000
	5	2015 - 2016	2015	705,000		705,000	705,000
	6	2016 - 2017	2016	728,000		728,000	728,000
	7	2017 - 2018	2017	748,000		748,000	748,000
	8	2018 - 2019	2018	771,000		771,000	771,000
	9	2019 - 2020	2019				0
	10	2020 - 2021	2020				0
	11	2021 - 2022	2021				0
	12	2022 - 2023	2022				0
	13	2023 - 2024	2023				0
	14	2024 - 2025	2024				0
15	2025 - 2026	2025				0	

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

Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment - as defined in Tax Code §313.021(1)(A)-(D).
 For the purposes of investment, please list amount invested each year, not cumulative totals.

Column B: The most significant example for many projects would be land. Other examples may be items such as professional services, etc.
 Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.
 The total dollar amount of planned investment each year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code §313.021(1)(E).

Column D: For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.
 Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value-for planning, construction and operation of the facility.
 Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.
 This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

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

Form 50-296

Applicant Name
ISD Name

Industrial ISD

Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Estimated Market Value of Land	Qualified Property		Reductions from Market Value	Estimated Taxable Value	Final taxable value for M&O—after all reductions
				Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement"			
pre-year 1	2010 - 2011	2010						
1	2011 - 2012	2011		0	0	0	0	0
2	2012 - 2013	2012		20,267,390	55,220,490	0	75,487,880	75,487,880
3	2013 - 2014	2013		18,543,032	67,543,137	0	86,086,169	30,000,000
4	2014 - 2015	2014		17,503,470	65,916,720	0	83,420,190	30,000,000
5	2015 - 2016	2015		16,907,091	61,338,308	0	78,245,398	30,000,000
6	2016 - 2017	2016		15,807,663	56,616,993	0	72,424,655	30,000,000
7	2017 - 2018	2017		16,262,894	54,733,508	0	70,996,402	30,000,000
8	2018 - 2019	2018		16,887,503	52,401,932	0	69,289,435	30,000,000
9	2019 - 2020	2019		16,555,628	48,342,403	0	64,898,031	30,000,000
10	2020 - 2021	2020		16,214,216	43,642,083	0	59,856,299	30,000,000
11	2021 - 2022	2021		15,428,058	38,988,037	0	54,416,095	54,416,095
12	2022 - 2023	2022		15,374,097	34,452,976	0	49,827,074	49,827,074
13	2023 - 2024	2023		14,822,980	29,747,367	0	44,570,347	44,570,347
14	2024 - 2025	2024		14,277,999	25,321,014	0	39,599,013	39,599,013
15	2025 - 2026	2025		13,618,316	22,042,056	0	35,660,373	35,660,373

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

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

Robert B. Shen

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

9/16/10

DATE

Schedule C- Application: Employment Information

Applicant Name
ISD Name

Interplast Group, Ltd.
Industrial ISD

Form 50-296

	Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Construction		New Jobs		Qualifying Jobs	
				Column A: Number of Construction FTEs or man-hours (specify (1))	Column B: Average annual wage rates for construction workers (2)	Column C: Number of new jobs applicant commits to create (cumulative)	Column D: Average annual wage rate for all new jobs.	Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
	pre-year 1	2010 - 2011	2010	2	60,000				
Complete tax years of qualifying time period	1	2011 - 2012	2011	425	60,000	15	42,194	12	45,931
	2	2012 - 2013	2012	72	60,000	87	42,194	54	45,931
	3	2013 - 2014	2013	212	60,000	82	42,194	66	45,931
	4	2014 - 2015	2014	59	60,000	101	42,194	81	45,931
	5	2015 - 2016	2015	4	60,000	103	42,194	82	45,931
Tax Credit Period (with 50% cap on credit)	6	2016 - 2017	2016	4	60,000	103	42,194	82	45,931
	7	2017 - 2018	2017	4	60,000	103	42,194	82	45,931
	8	2018 - 2019	2018	4	60,000	103	42,194	82	45,931
	9	2019 - 2020	2019	4	60,000	103	42,194	82	45,931
	10	2020 - 2021	2020			103	42,194	82	45,931
Credit Settle-Up Period	11	2021 - 2022	2021			103	42,194	82	45,931
	12	2022 - 2023	2022			103	42,194	82	45,931
	13	2023 - 2024	2023			103	42,194	82	45,931
Post-Settle-Up Period	14	2024 - 2025	2024			103	42,194	82	45,931
	15	2025 - 2026	2025			103	42,194	82	45,931
				TOTAL		103	42,194	82	45,931

(1) Construction FTE and annual wage data from an Economic Impact Study dated 07/26/2010, prepared by ImpactDataSource

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

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

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

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

Applicant Name: Interlast Group, Ltd. ISD Name: Industrial ISD Franchise Tax: Other Property Tax Abatements Sought Form 50-296

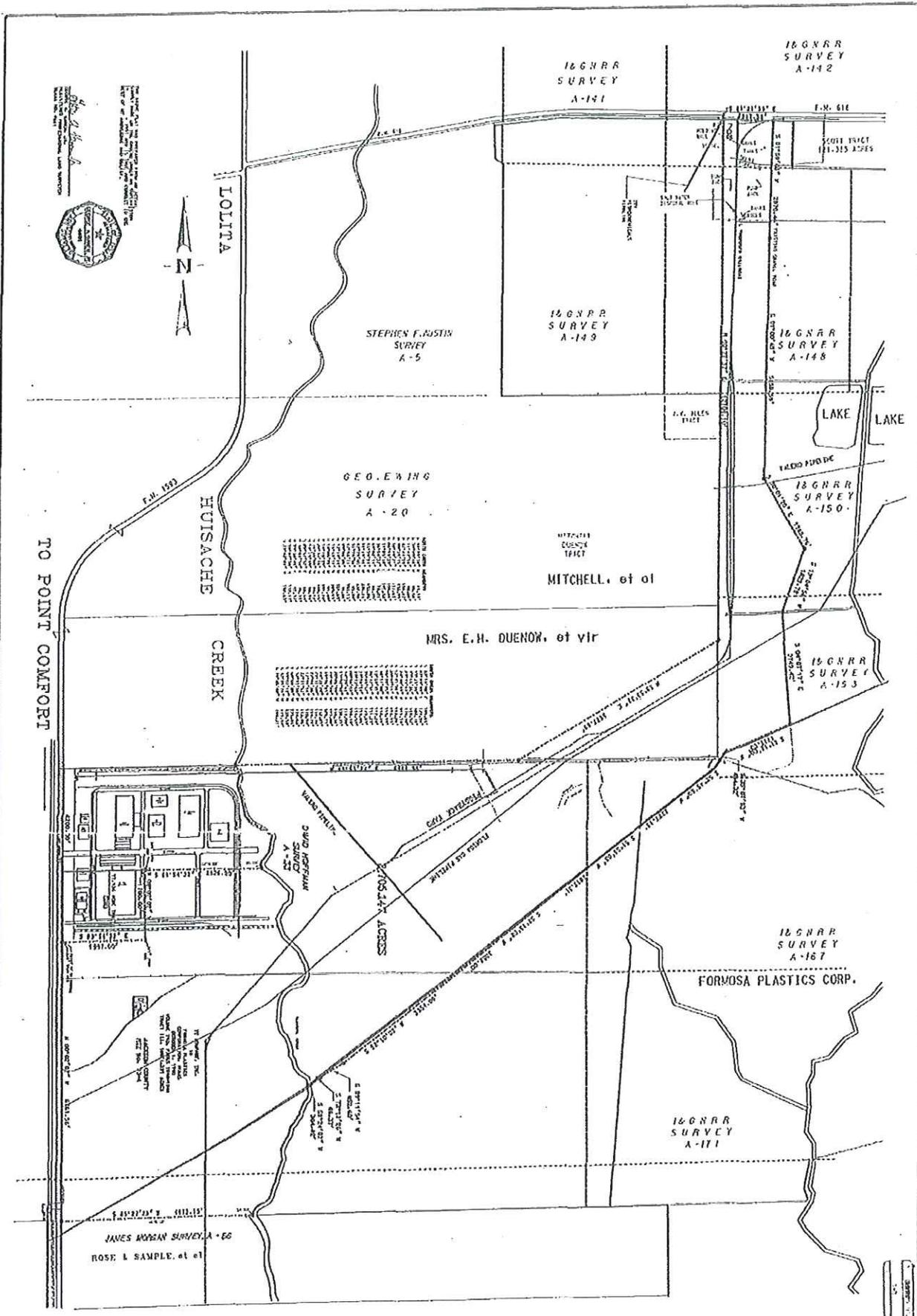
	Year	School Year (YYYY-YYYY)	Tax/ Calendar Year YYYY	Sales Tax Information		Franchise Tax	County	City	Hospital	Other
				Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax					
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)		2010 - 2011	2010	107,000	321,000					
Tax Credit Period (with 50% cap on credit)	1	2011 - 2012	2011	16,623,250	49,869,750		100%	n/a	100%	100%
	2	2012 - 2013	2012	3,198,250	9,594,750		100%	n/a	100%	100%
	3	2013 - 2014	2013	10,408,500	42,225,500	6,868	80%	n/a	30%	80%
	4	2014 - 2015	2014	3,660,500	22,311,500	6,868	75%	n/a	75%	75%
	5	2015 - 2016	2015	1,237,150	15,381,350	6,868	60%	n/a	60%	60%
	6	2016 - 2017	2016	1,274,227	15,842,678	6,868	60%	n/a	60%	60%
	7	2017 - 2018	2017	1,312,509	16,318,123	6,868	50%	n/a	50%	50%
	8	2018 - 2019	2018	1,352,024	16,808,087	6,868	0%	n/a	0%	0%
	9	2019 - 2020	2019	1,194,052	16,716,732	6,868	0%	n/a	0%	0%
	10	2020 - 2021	2020	1,229,874	17,218,234	6,868	0%	n/a	0%	0%
	11	2021 - 2022	2021	1,266,770	17,734,781	6,868	0%	n/a	0%	0%
	12	2022 - 2023	2022	1,304,773	18,266,825	6,868	0%	n/a	0%	0%
	13	2023 - 2024	2023	1,343,916	18,814,829	6,868	0%	n/a	0%	0%
	14	2024 - 2025	2024	1,384,234	19,379,274	6,868	0%	n/a	0%	0%
	15	2025 - 2026	2025	1,425,761	19,960,552	6,868	0%	n/a	0%	0%

*For planning, construction and operation of the facility.



 SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE 9/1/2010



GANEM & KELLY SURVEYING, INC.
 1401 W. 14th Street, Suite 100, Fort Worth, Texas 76102
 Phone: (817) 335-1111
 Fax: (817) 335-1112

DATE: 11/11/11			PROJECT: FORMOSA PLASTICS CORP.		
BY: J. KELLY	SCALE: 1"=200'	NO. OF SHEETS: 1	DATE: 11/11/11	BY: J. KELLY	NO. OF SHEETS: 1
CHECKED BY: G. G. G.	DATE: 11/11/11	BY: J. KELLY	NO. OF SHEETS: 1	DATE: 11/11/11	BY: J. KELLY

SURVEY PLAT
FORMOSA PLASTICS CORP.

1
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Public Hearing on Application for Designation of Reinvestment Zone 94-1A (9:00 a.m.)

Judge Stafford noted this is the same area as in 94 and that is why they named it 94-1A. He noted that advertisements had been made concerning the public hearing and letters to the taxing entities involved in the property.

Motion was made by Judge Stafford, seconded by Comm. Bubela to approve application of Reinvestment Zone 94-1A.

Motion carried.

**RESOLUTION OF THE
COMMISSIONERS COURT OF JACKSON COUNTY, TEXAS
DESIGNATING REINVESTMENT ZONE NO. 94-1A**

WHEREAS, INTEPLAST GROUP, LTD. filed an application with the Commissioners Court of Jackson County, Texas for designation of a reinvestment zone on September 3, 2008; and

WHEREAS, pursuant to the Property Redevelopment and Tax Abatement Act (Texas Tax Code, Chapter 312) and the Guidelines and Criteria of the Commissioners Court of Jackson County for Granting Tax Abatement in Reinvestment Zones created in Jackson County, (The Guidelines), the Commissioners Court published a Notice of Public Hearing on the Application of Inteplast Group, LTD, Texas for designation of a reinvestment zone in the Edna Herald on September 10, 2008; and

WHEREAS, pursuant to the Texas Tax Code, Chapter 312 and the Guidelines, written notice of this Public Hearing was mailed on September 18, 2008 to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is included in the proposed reinvestment zone; and

WHEREAS, the Commissioners Court convened in open meeting on Monday September 22, 2008 at 9:00 o'clock a.m. pursuant to said Notices for the purpose of conducting a Public Hearing on the Application of Inteplast Group, Ltd. for designation of a reinvestment zone, during which hearing representatives of Inteplast Group, Ltd. presented statements and evidence in support of its Application, and whereupon all interested persons in attendance who requested to do so, were given the opportunity to speak and present evidence for or against the designation; and

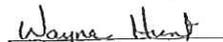
WHEREAS, upon conclusion of the Public Hearing, the members of the Commissioners Court considered the evidence and upon motion and second, adopted the following resolution:

BE IT RESOLVED BY THE COMMISSIONERS COURT OF JACKSON COUNTY, TEXAS:

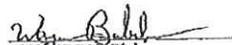
1. The Commissioners Court of Jackson County, Texas makes the following findings:
 - (a) That the improvements sought are feasible and practical;
 - (b) The designation and improvements would be a benefit to the land to be included in the zone, and to the County after the expiration of the tax abatement agreement;
 - (c) The area will be reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and that would contribute to the economic development of the County;
 - (d) The Commissioners Court further finds that the entire 2,705.147 acre tract of land is located entirely in an unincorporated area of Jackson County, Texas;
2. Based upon its finding, the Commissioners Court of Jackson County, Texas concludes that Inteplast Group, Ltd. Application for Designation of Reinvestment Zone dated September 3, 2008 should be and is hereby approved.
3. A metes and bounds description of the Reinvestment Zone is contained in Exhibit 1-1, is attached hereto, incorporated by reference and made a part hereof for any and all purposes. Also attached to this Resolution is a plat indicating the boundaries and location of the Reinvestment Zone. The plat is marked Exhibit 1-2, incorporated by reference and made a part hereof for any and all purposes.
4. The Reinvestment Zone is hereby designated as eligible for commercial-industrial tax abatement, subject to approval of any application for tax abatement by the Commissioners Court.
5. The 2,705.147 acre tract of land is hereby designated as Jackson County Reinvestment Zone 94-1A and is eligible for commercial-industrial tax abatement.
6. This designation of a reinvestment zone shall expire five years from the date of this resolution.

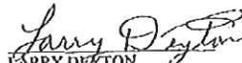
PASSED, ADOPTED AND APPROVED, on this the 22nd day of SEPTEMBER, 2008.

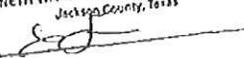

HARRISON STAFFORD II
JACKSON COUNTY JUDGE


WAYNE HUNT
Commissioner Prec. 1


JOHNNY BELICEK
Commissioner Pct. 3


WAYNE BUBELA
Commissioner Prec. 1


LARRY DAYTON
Commissioner Pct. 3

FILED 8-22-08
KENNETH W. McELVEEN-Clerk of County Court
Jackson County, Texas
BY 

**FIELDNOTE DESCRIPTION
2705.147 ACRE TRACT**

STATE OF TEXAS)
COUNTY OF JACKSON)

BEING a 2705.147 acre tract of land situated in the David Hoffman Survey, Abstract No. 33, the James Morgan Survey, Abstract No. 56, the George Bwing Survey, Abstract No. 29, and the I & G N R R Survey, Abstract No. 142, 148, 150, 153, & 167, in Jackson County, Texas and being a portion of that 18074.391 acre tract conveyed by YC Company, Ltd. to Panmosa Plastics Corporation, Texas by deed dated October 1, 1990 and recorded in Volume 749, Pages 1046-1048 of the Deed Records of Jackson County, Texas, said 2705.147 acre tract being more particularly described by metes and bounds as follows:

BEGINNING, at an existing 3/4 inch iron rod found for a northwest corner of the herein described tract and the southwest corner of an adjacent 77.936 acre tract in the east Right-of-Way line of P.M. 1593, said iron rod being further located S 00°02'02" E; 4200.00 feet from a concrete corner post found in the east Right-of-Way line of P.M. 1593 marking a northwest corner of the aforementioned 18074.391 acre tract;

THENCE, S 89°54'32" E, along the south line of said 77.936 acre tract, for a distance of 1997.00 feet to an existing 3/4 inch iron rod found for the southeast corner of said 77.936 acre tract and an interior corner of the herein described tract;

THENCE, N 00°02'02" W, along the east line of said 77.936 acre tract for a distance of 1700.00 feet to an existing 3/4 inch iron rod found for the northeast corner of said 77.936 acre tract and a northwest corner of the herein described tract;

THENCE, S 89°54'32" E, along the north line of this tract at 2876.20 feet pass a set 5/8 inch iron rod on line and continuing for a total distance of 2926.20 feet to the point of intersection of this line and the west bank of Hulsacho Creek;

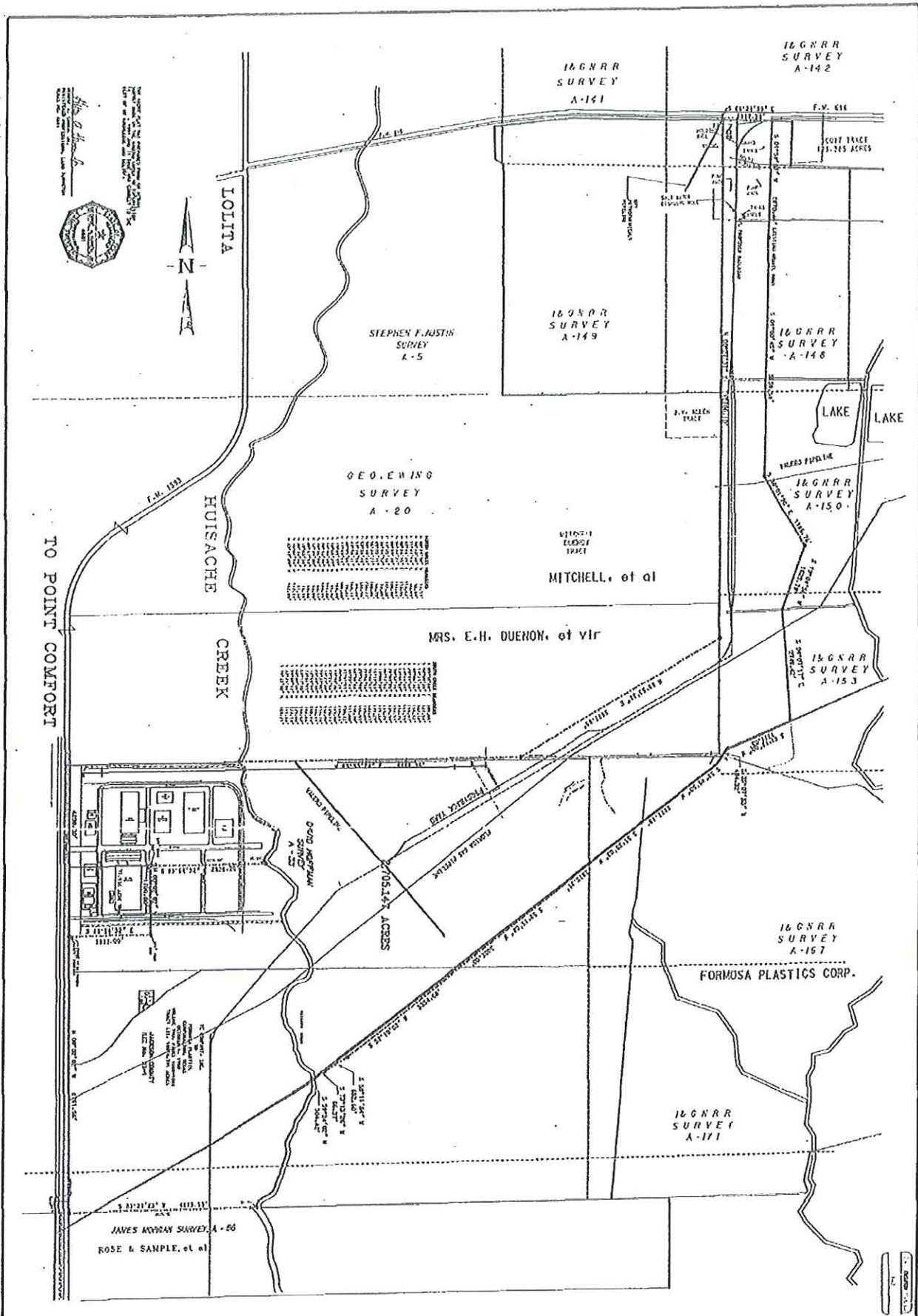
THENCE, with the meanders of the west bank of Hulsacho Creek as follows:

N 45°29'38" W	13.37'
N 34°10'48" W	96.58'
N 11°47'18" E	80.02'
N 42°44'29" E	154.61'
N 40°26'15" E	133.99'
N 16°14'27" E	112.63'
N 65°59'39" E	106.88'
N 11°09'18" E	145.38'
N 16°54'32" E	78.01'
N 69°02'11" W	66.20'
N 56°24'27" W	103.06'
N 58°18'42" W	236.22'
N 62°28'40" W	132.98'
N 57°28'56" W	85.88'
N 42°58'11" W	160.13'
N 40°05'05" W	79.81'
N 17°19'14" W	101.60'
N 13°49'17" W	169.69'
N 10°05'27" W	91.40'
N 14°10'15" W	151.78'
N 20°33'18" W	108.15'
N 16°56'08" W	84.12'
N 12°29'30" W	90.99'
N 09°57'52" E	68.64'
N 16°03'34" E	76.75'
N 20°24'46" E	51.37'
N 16°07'34" W	112.17', and

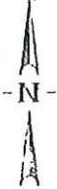
N 33°42'01" W, for a distance of 152.55 feet to a northwest corner of the herein described tract in a north line of said 18074.391 acre tract;

Exhibit

1-1



I, the undersigned, being a duly qualified and licensed Surveyor in the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original survey plat as the same appears in my office.



TO POINT COMFORT

CANEM & KELLY SURVEYING, INC.
 1000 W. 14th St., Suite 100, Fort Worth, TX 76102
 Phone: (817) 336-1111
 Fax: (817) 336-1112
 www.canemkelly.com

REVISIONS			
NO.	DATE	BY	REVISION
1	11/11/11	JK	ISSUED FOR RECORD
2	11/11/11	JK	ISSUED FOR RECORD
3	11/11/11	JK	ISSUED FOR RECORD

SURVEY PLAT
FORMOSA PLASTICS CORP.

SHEET
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FIELDNOTE DESCRIPTION
2705.147 ACRE TRACT

STATE OF TEXAS)
COUNTY OF JACKSON)

BEING a 2705.147 acre tract of land situated in the David Hoffman Survey, Abstract No. 33, the James Morgan Survey, Abstract No. 56, the George Bwing Survey, Abstract No. 20, and the I & G N R R Surveys, Abstract No.'s 142, 148, 150, 153, & 167, in Jackson County, Texas and being a portion of that 18074.391 acre tract conveyed by YC Company, Inc. to Pomona Plastics Corporation, Texas by deed dated October 1, 1990 and recorded in Volume 740, Pages 1046-1048 of the Deed Records of Jackson County, Texas, said 2705.147 acre tract being more particularly described by metes and bounds as follows:

BEGINNING, at an existing 3/4 inch iron rod found for a northwest corner of the herein described tract and the southwest corner of an adjacent 77.936 acre tract in the east Right-of-Way line of P.M. 1593, said iron rod being further located S 00°02'02" E; 4200.00 feet from a concrete corner post found in the east Right-of-Way line of P.M. 1593 marking a northwest corner of the aforementioned 18074.391 acre tract;

THENCE, S 89°34'32" E, along the south line of said 77.936 acre tract, for a distance of 1997.00 feet to an existing 3/4 inch iron rod found for the southeast corner of said 77.936 acre tract and an interior corner of the herein described tract;

THENCE, N 00°02'02" W, along the east line of said 77.936 acre tract for a distance of 1700.00 feet to an existing 3/4 inch iron rod found for the northeast corner of said 77.936 acre tract and a northwest corner of the herein described tract;

THENCE, S 89°54'32" E, along the north line of this tract at 2876.20 feet pass a set 5/8 inch iron rod on line and continuing for a total distance of 2926.20 feet to the point of intersection of this line and the west bank of Huisache Creek;

THENCE, with the meanders of the west bank of Huisache Creek as follows:

N 48°29'38" W	13.37'
N 34°10'48" W	96.58'
N 11°47'18" E	80.02'
N 42°44'29" E	154.61'
N 40°26'15" E	133.99'
N 16°14'27" E	112.63'
N 08°59'39" E	106.88'
N 11°05'18" E	145.38'
N 16°54'32" E	78.01'
N 69°02'11" W	66.20'
N 56°24'27" W	103.00'
N 58°18'42" W	236.22'
N 62°28'40" W	132.98'
N 57°28'56" W	85.88'
N 42°58'11" W	160.13'
N 40°05'05" W	79.81'
N 17°18'14" W	101.60'
N 13°45'17" W	169.69'
N 10°05'27" W	91.40'
N 14°10'15" W	151.78'
N 20°33'18" W	108.15'
N 16°56'08" W	84.12'
N 12°29'30" W	90.99'
N 09°57'52" E	68.64'
N 18°03'34" E	76.75'
N 20°24'46" E	51.37'
N 16°07'34" W	112.17', and

N 33°42'01" W, for a distance of 152.55 feet to a northwest corner of the herein described tract in a north line of said 18074.391 acre tract;

Exhibit

1-1

GUIDELINES AND CRITERIA FOR GRANTING TAX ABATEMENT IN A
REINVESTMENT ZONE CREATED IN JACKSON COUNTY, TEXAS

SECTION I

BACKGROUND

- (A) Pursuant to the Texas Tax Code (hereinafter the "Code"), Jackson County, Texas (hereinafter "the County"), is authorized to designate Reinvestment Zones in areas of the County that do not include areas in the taxing jurisdiction of a municipality, to enter into tax abatement agreements with regard to properties located in Reinvestment Zones, and to enter into tax abatement agreements with regard to properties for which a municipality has given tax abatement incentives by agreement.
- (B) The Code requires that the County establish guidelines and criteria governing tax abatement agreements. These guidelines and criteria are for the purpose of promoting the efficient and reasonably consistent administration of tax abatement incentives. These guidelines are effective for two (2) years from date adopted by the Jackson County Commissioners Court (the "Commissioners Court"). A three-quarter (3/4) vote by the Commissioners Court is required to amend or repeal these guidelines.
- (C) These guidelines and criteria, and the procedures established herein, are in compliance with the requirements of the Code.
- (D) NOTHING HEREBIN SHALL IMPLY OR SUGGEST THAT THE COUNTY IS UNDER ANY OBLIGATION TO PROVIDE ANY TAX ABATEMENT, OR PROVIDE ANY LENGTH, LEVEL OR VALUE OF TAX ABATEMENT, TO ANY APPLICANT.

SECTION II

DEFINITIONS

- (A) "*Abatement*" means the full or partial exemption from County ad valorem taxation of the increased values of eligible properties in a Reinvestment Zone designated as such in accordance with state law, or the full or partial exemption from County ad valorem taxation of the increased values of eligible properties located within a municipality's taxing jurisdiction where

the municipality has granted full or partial exemption to those properties from municipal ad valorem taxation.

- (B) "*Agreement*" means a contractual agreement between a property owner and a taxing jurisdiction for the purpose of tax abatement.
- (C) "*Base Year Value*" means the market value of any property eligible for abatement under these guidelines and criteria on January 1 of the year of the execution of the agreement. In addition, Base Year Value may include a guaranteed minimum agreed upon value of any property improvements or additions eligible for abatement under these guidelines and criteria made after such January 1 but before execution of such agreement.
- (D) "*Economic Life*" means the number of the years a property improvement is expected to be in service in a facility
- (E) "*Expansion*" means the addition of buildings, structures, machinery, or equipment for the purpose of increasing production capacity.
- (F) "*Facility*" means property improvements completed or in the process of construction which together comprise an integral whole.
- (G) "*Lease*" means a relationship whereby the person applying for a tax abatement has a contract for exclusive possession of the real property on which improvements are to be made and/or personal property to be used for the operation of the business for a defined period of time.
- (H) "*Modernization*" means the replacement and upgrading of existing facilities which increase the productive input or output, updates the technology, or substantially lowers the unit cost of operation, and extends the economic life of the facility. Modernization may result from the construction, alteration, or installation of buildings, structures, machinery, or equipment. Modernization shall not include reconditioning, refurbishing, repairing, or completion of deferred maintenance.
- (I) "*New facility*" means a Facility on property previously undeveloped and which is placed into service by means other than expansion or a modernization.
- (J) "*Personal Property*" means machinery, equipment and/or tools used, or bought or leased for use, in the operations of the person applying for tax abatement, other than that which was located on the real property at any time before execution of the tax abatement agreement. "Personal Property" shall not include inventory, supplies, office furniture, office equipment, motor vehicles, vessels, aircraft, housing, hotel accommodations, or deferred maintenance investments.

- (K) "Real Property" means the area of land defined by legal description as being owned or leased by the person applying for a tax abatement, including any improvements thereto, which is to be improved and valued for property tax purposes, and which is to be included in the Reinvestment Zone.
- (L) "Reinvestment Zone" is an area designated as such for the purpose of a tax abatement as authorized by the County in accordance with the Code.

SECTION III

REINVESTMENT ZONE DESIGNATION

- (A) A Reinvestment Zone may only be designated in accordance with the Code.
- (B) A Reinvestment Zone may only be designated by the Commissioners Court in an area of the County that does not include an area within the taxing jurisdiction of a municipality.
- (C) An area may be designated as a Reinvestment Zone if the Commissioners Court, after a public hearing on the proposed designation, finds that the designation would attract major investment into the Reinvestment Zone that would be a benefit to the property to be included in the Reinvestment Zone and would contribute to the economic development of the County.
- (D) A public hearing on a proposed Reinvestment Zone designation must be held prior to the findings and action of the Commissioners Court on the proposal. The public hearing shall be conducted in accordance with all applicable provisions of the Code. Notice of the hearing shall be given in accordance with the Code. The public hearing must also be posted as an agenda item in accordance with Chapter 551 of the Texas Government Code (the "Texas Open Meetings Act").
- (E) Property may be located both in a Reinvestment Zone designated by the County and in a Reinvestment Zone designated by a municipality.
- (F) If the Commissioners Court finds that designation of an area as a Reinvestment Zone is proper, such proposed designation shall be put to a vote of the Commissioners Court, and will pass if a majority of the members of the Commissioners Court in attendance vote to approve the designation. The order of the Commissioners Court designating the area as a Reinvestment Zone shall contain a sufficient description of the boundaries of the Reinvestment Zone.

- (G) The designation of a Reinvestment Zone shall be for a period of five (5) years. No designation of a Reinvestment Zone shall exceed five (5) years, and a designation of a Reinvestment Zone shall automatically expire five (5) years after the date of designation unless renewed by the Commissioners Court for one or more subsequent periods not to exceed five (5) years each. The expiration of a designation of a Reinvestment Zone does not affect any existing tax abatement agreement relating to property in such Reinvestment Zone.
- (H) Tax abatement agreements entered into by the County shall be in compliance with all applicable requirements set forth in the Code.

SECTION IV

ABATEMENT AUTHORIZED

- (A) Abatement is authorized, subject to approval of the Commissioners Court and execution of a tax abatement agreement, for properties located within a Reinvestment Zone designated by the Commissioners Court.
- (B) Abatement is also authorized for properties located within a municipal Reinvestment Zone when the municipality has entered into a tax abatement agreement with regard to property located within the Reinvestment Zone if the County enters into a tax abatement agreement with regard to that property. Such an agreement must be in compliance with all applicable requirements set forth in the Code.
- (C) Authorized Facilities: Tax abatement may be granted for New Facilities or for the Expansion or Modernization of existing Facilities. The economic life of a Facility or improvements thereto must exceed the life of the tax abatement agreement.
- (D) Eligible Property: Tax abatement may be granted for improvements to owned real property or real property subject to a Lease and for Personal Property located on such real property to the extent allowed by state law.
- (E) Value of Abatement: Authorized Facilities may be granted abatement on all or a portion of the increased taxable value of eligible property over the base year value for a period not to exceed ten (10) years. Such abatement, if granted as to real property, is not with regard to the entire value of the real property, but only to the extent that the value of the real property exceeds the value for the year in which the abatement is granted (i.e., the Base Year Value). Ad valorem taxes on

tangible Personal Property may be abated to the extent of additions, but cannot be abated as to personal property located on the real property at any time before the tax abatement agreement is executed, and cannot be abated for inventory, supplies, office furniture, office equipment, motor vehicles, vessels, aircraft, housing, hotel accommodations, or deferred maintenance investments.

SECTION V

PROJECT IMPACT DATA

(A) Introduction

The information required in this Section V will be used by the Commissioners Court to determine whether or not it is in the best interest of the County to offer tax abatement to a particular applicant. The County may request that the applicant describe the methodologies used to respond to the questions below and to supply supporting documentation.

(B) Proposed Investment

The applicant must submit information providing answers to the following inquiries:

- (1) Identify and describe the type and location of the proposed real property improvements and/or personal property additions to the property and describe the planned development schedule for the proposed improvements and/or additions.
- (2) To what extent, if any, will material, additional public improvements be needed? Describe the plans, if any, in existence for the provision of such improvements.
- (3) What material governmental approvals or permits will be required for the improvements?
- (4) Is the financial capital required to complete the project already available (financing commitments, reserved funds, etc.)? Explain in reasonable detail.

(C) Fiscal Impact

The applicant must submit information providing answers to the following inquiries:

- (1) What is the estimated cost of the proposed real property improvements and/or personal property additions?
- (2) What is the proposed depreciation schedule for the real and personal property to be abated?

(D) Community Impact

The applicant must submit information providing answers to the following inquiries:

- (1) Provide a copy of an economic impact study prepared with respect to the proposed project. An economic impact evaluation prepared in connection with an application for appraised value limitation under Chapter 313 of the Code will satisfy this requirement.
- (2) What support services or products, if any, does the applicant anticipate will be procured from the local community in the construction of improvements or additions of personal property, and with regard to its operations?

(E) A legal description of the subject real property must be supplied to the County by the applicant.

(F) Pursuant to the Code, information submitted in the application process is confidential, and is not subject to public disclosure, unless and until a tax abatement agreement is executed. If an application for abatement is granted, the information submitted in the application process will be considered public once the abatement agreement has been signed by representatives for both parties.

SECTION VI

GUIDELINES

(A) Economic Qualification

To be eligible for designation of a Reinvestment Zone and to receive tax abatement, the proposed project must be reasonably shown to have an estimated cost upon completion of at least \$5,000,000.00

(B) Eligibility

The Commissioners Court shall determine eligibility for abatement on a case-by-case basis.

(C) Rate and Duration of Tax Abatement

When a determination has been made to offer tax abatement, the County will determine the percent of value abated and the length of abatement on a case-by-case basis.

SECTION VII

PROCEDURE

(A) Any person or entity desiring that the County consider tax abatement for a proposed project must comply with the following procedural guidelines.

(B) Application Process

The applicant shall submit a letter of application for tax abatement to the County Judge for submission to the Commissioners Court. The application must:

- (1) give a reasonably detailed explanation of the proposed project (improvements to owned or leased real property, and/or addition of owned or leased Personal Property);
- (2) address all criteria questions and inquiries outlined in Section V above;
- (3) provide a current survey of the real property and information showing the proposed location of the proposed improvements and additions on such real property, together with a legal description of such real property;
- (4) identify the name, address, telephone number, fax number, and e-mail address of the applicant's contact person for purposes of the application;
- (5) identify the form of organization of the applicant (e.g., sole proprietorship, partnership, corporation, limited liability company, etc.) and any assumed or trade names under which the applicant operates; and
- (6) identify how the project will comply with or fit within the criteria and guidelines set forth in the preceding sections.

All applications will be reviewed by the Commissioners Court's designee or designees for accuracy and completeness. If requested by the Commissioners Court or its designee, the applicant shall verify any information submitted to the Commissioners Court. In addition, the applicant shall provide any additional information requested by the Commissioners Court or its designee. Upon completion of the application process, the

application will be placed on the agenda for a meeting of the Commissioners Court for consideration.

- (C) The application shall be considered at a meeting of the Commissioners Court held in compliance with the Texas Open Meetings Act. If the abatement would involve the designation of a Reinvestment Zone, a public hearing regarding such designation must first be held in accordance with the procedures and notice requirements in the Code. No applicant has a legal right or expectation to a favorable determination by the Commissioners Court with respect to its application.
- (D) The abatement, if granted, must be made pursuant to a tax abatement agreement which meets all of the requirements of law and is acceptable to the Commissioners Court. Any such tax abatement agreement shall provide that in filling any new employment positions created as a result of the project, the applicant will use commercially reasonable efforts to hire qualified applicants located in the County and willing to perform the work required by such position. A tax abatement agreement must be approved by the Commissioners Court for execution by the County Judge before it can be effective.
- (E) Any abatement is for County ad valorem taxes only, and does not provide abatement from taxation by other taxing jurisdictions in which the property may be located unless otherwise provided by state law. Property owned or leased by a member of the Commissioners Court is not eligible for tax abatement.

SECTION VIII

ADMINISTRATION

- (A) The tax abatement agreement shall stipulate that employees of the County and/or designated representatives of the County will have access to the Reinvestment Zone during the term of the abatement to inspect the Facility to determine if the terms and conditions of the agreement are being met. All inspections will be made only after giving forty-eight (48) hours prior notice and will only be conducted in such manner as to not unreasonably interfere with the construction and/or operation of the Facility. All inspections will be made with one or more representatives of the company and in accordance with the safety standards for the Facility.
- (B) The employees and/or designated representatives of the County who conduct an inspection of the Facility shall within ten days of the inspection submit a written report to the Jackson County Commissioners Court regarding the property owner's compliance with the terms and conditions of the agreement.

- (C) Violations of the terms of the tax abatement agreement by the tax abatement recipient may result in the full or partial loss of the abatement and give rise to a right of the County to recoup taxes abated and terminate the agreement, all as may be more fully provided for in the agreement.

SECTION IX

ASSIGNMENT

A tax abatement agreement may be assigned to a new owner or lessee of the Facility with the prior written consent of the Commissioners Court, which consent shall not be unreasonably withheld, delayed or conditioned. Any assignment shall provide that the assignee shall irrevocably and unconditionally assume all the duties and obligations of the assignor upon the same terms and conditions as set out in the agreement. Any assignment of a tax abatement agreement shall be to an entity that contemplates the same improvements or repairs to the property, except to the extent such improvements or repairs have been completed. No assignment shall be approved if the assignor or the assignee are indebted to the County for delinquent ad valorem taxes or other obligations.

SECTION X

SUNSET PROVISION

These Guidelines and Criteria are effective June 9, 2008, and will remain in force until June 8, 2010, at which time all tax abatement agreements created pursuant to these provisions will be reviewed by the County to determine whether the goals have been achieved. Based on that review, the Guidelines and Criteria will be modified, renewed, or eliminated.

FILED 9-22-08
KENNETH W. McELVEEN, Clerk of County Court
Jackson County, Texas

BY _____
