# Attachment A

# Application

# APPLICATION FOR APPRAISED VALUE LIMITATION ON QUALIFIED PROPERTY

SUBMITTED TO LA PORTE ISD
BY
ARKEMA INC.

DECEMBER 30, 2010

ORIGINAL APPLICATION

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

**Form 50-296**
(Revised May 2010)

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

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

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

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

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

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

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

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

## SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Date application received by district: 12/30/2010

**Authorized School District Representative**

First Name: Lloyd W.

Last Name: Graham

Title: Superintendent

School District Name: La Porte ISD

Street Address: 1002 San Jacinto Street

Mailing Address: 1002 San Jacinto Street

City: La Porte

State: TX

ZIP: 77571

Phone Number: 281-604-7015

Fax Number: 281-604-7020

Mobile Number (optional):

E-mail Address: supt-secretary@lpisd.org

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

Will consultant be primary contact? ☑ Yes ☐ No

Form 50-296 Application for Appraised Value Limitation on Qualified Property

## SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name: Daniel T.

Last Name: Casey

Title: Partner

Firm Name: Moak, Casey & Associates LLP

Street Address: 400 W. 15th Street, Suite 1410

Mailing Address: 400 W. 15th Street, Suite 1410

City: Austin

State: TX

ZIP: 78701-1648

Phone Number: 512-485-7878

Fax Number: 512-485-7888

Mobile Number (Optional)

E-mail Address: dcasey@moakcasey.com

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

Signature (Authorized School District Representative)

Date: 1/18/2011

Has the district determined this application complete? ..... ☐ Yes ☑ No

If yes, date determined complete. _____

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

## SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

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

## APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name: Steven
Last Name: Zuk
Title: Senior Tax Director
Organization: Arkema Inc.
Street Address: 2000 Market Street
Mailing Address: 2000 Market Street
City: Philadelphia
State: PA
ZIP: 19103-3222
Phone Number: 215-419-7821
Fax Number: 215-419-7315
Mobile Number (optional):
Business e-mail Address: steven.zuk@arkema.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
Last Name
Title
Organization
Street Address
Mailing Address
City
State
ZIP
Phone Number
Fax Number
Mobile Number (optional)
E-mail Address

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

Will consultant be primary contact? ☑ Yes ☐ No

Application for Appraised Value Limitation on Qualified Property

**Authorized Company Consultant (If Applicable)**

First Name
D. Dale

Last Name
Cummings

Title
Partner

Firm Name
Cummings Westlake LLC

Street Address
12837 Louetta Road, Suite 201

Mailing Address
12837 Louetta Road, Suite 201

City
Cypress

State
TX

ZIP
77429

Phone Number
713-266-4456

Fax Number
713-266-2333

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
12/23/10

GIVEN under my hand and seal of office this 23rd day of December, 2010

Michele T. Muller

Notary Public, State of Pennsylvania
Commonwealth

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
MICHELE T. MULLER, Notary Public
City of Philadelphia, Phila. County
My Commission Expires July 13, 2012

(Notary Seal)

My commission expires July 13, 2012

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

## FEES AND PAYMENTS

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

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

Please answer only either A OR B:

A. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code, 313.027(i)? ☐ Yes ☐ No

B. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? ☐ Yes ☑ No

## BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

Arkema Inc.

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

12309608904

NAICS code

325110

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

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

Beaumont ISD - 2003

## APPLICANT BUSINESS STRUCTURE

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

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

Corporation

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

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

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

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

## ELIGIBILITY UNDER TAX CODE CHAPTER 313.024

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

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

(1) manufacturing ☑ Yes ☐ No

(2) research and development ☐ Yes ☑ No

(3) a clean coal project, as defined by Section 5.001, Water Code ☐ Yes ☑ No

(4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code ☐ Yes ☑ No

(5) renewable energy electric generation ☐ Yes ☑ No

(6) electric power generation using integrated gasification combined cycle technology ☐ Yes ☑ No

(7) nuclear electric power generation ☐ Yes ☑ No

(8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7) ☐ Yes ☑ No

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

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

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

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

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

## PROJECT DESCRIPTION

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

See Attachment 4

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

See Attachment 4A

## PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

☑ New Jobs ☑ Construct New Facility ☐ New Business / Start-up ☑ Expand Existing Facility

☐ Relocation from Out-of-State ☑ Expansion ☑ Purchase Machinery & Equipment

☐ Consolidation ☐ Relocation within Texas

## PROJECTED TIMELINE

Begin Construction: January 2012

Begin Hiring New Employees: January 2013

Construction Complete: Third quarter 2013

Fully Operational: Third quarter 2013

Purchase Machinery & Equipment: March 2011 (place orders)

Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)? ☑ Yes ☐ No

Note: Improvements made before that time may not be considered qualified property.

When do you anticipate the new buildings or improvements will be placed in service? Third quarter 2013

## ECONOMIC INCENTIVES

Identify state programs the project will apply for:

| State Source | Amount |
|---|---|
| Not applicable | |
| | |
| | |
| Total | |

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.)

Not applicable

## THE PROPERTY

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

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

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: Harris (100%) (Name and percent of project)

City: N/A (Name and percent of project)

Hospital District: Harris County (100%) (Name and percent of project)

Water District: N/A (Name and percent of project)

Other (describe): See Attachment 5 (Name and percent of project)

Other (describe): N/A (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? $30,000,000

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

What is your total estimated *qualified* investment? $104,400,000

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? April 1, 2011

What is the anticipated date of the beginning of the qualifying time period? April 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? $104,400,000

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

Attach the following items to this application:

(1) a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,

(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and

(3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

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

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

(1) in or on the new building or other new improvement for which you are applying? ☑ Yes ☐ No

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

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

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

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

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

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

## QUALIFIED PROPERTY

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

Attach the following items to this application:

(1) a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,

(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and

(3) a map of the qualified property showing location of new buildings or new improvements – with vicinity map.

Land

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

If you answered "no" to the question above, what is the anticipated date on which you will submit proof of a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvements? April 1, 2011

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

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

## QUALIFIED PROPERTY (CONTINUED)

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

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

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

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

**Miscellaneous**

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

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

List current market value of existing property at site as of most recent tax year. $55,689,810 (Market Value) 2010 (Tax Year)

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

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

## WAGE AND EMPLOYMENT INFORMATION

What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? 121

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?

326

**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.

Not applicable

Total number of new jobs that will have been created when fully operational 5

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? 4

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 $1,227

110% of the county average weekly wage for manufacturing jobs in the county is $1,539

110% of the county average weekly wage for manufacturing jobs in the region is $1,008

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

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

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? $52,392

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? $65,000

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

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

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

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

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

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

If yes, what percent? _____

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

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

See Attachment 15

## ECONOMIC IMPACT

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

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

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

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

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

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

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

CONFIDENTIALITY NOTICE

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

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

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

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

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

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

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

Other information in the custody of a school district or the comptroller submitted in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information and will be posted on the internet.

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

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

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

Schedule A (Rev. May 201 .rvestment

Applicant Name ARKEMA INC.

ISD Name LA PORTE

Form 50-296

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) | | 2011-2012 | 2011 | $ - | $ - | | $ - | $ - |
| | 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) | | | | $ 15,550,000 | $ - | $ 15,550,000 | $ - | $ 15,550,000.00 |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ 46,000,000 | 0 | $ 46,000,000 | $ - | $ 46,000,000.00 |
| | | 2 | 2013-2014 | 2013 | $ 42,850,000 | 0 | $ 42,850,000 | $ - | $ 42,850,000.00 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | 0 | | $ - | $ - |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | 0 | | $ - | $ - |
| | | 5 | 2016-2017 | 2016 | $ - | 0 | | $ - | $ - |
| | | 6 | 2017-2018 | 2017 | $ - | 0 | | $ - | $ - |
| | | 7 | 2018-2019 | 2018 | $ - | 0 | | $ - | $ - |
| | | 8 | 2019-2020 | 2019 | $ - | 0 | | $ - | $ - |
| | | 9 | 2020-2021 | 2020 | $ - | 0 | | $ - | $ - |
| | | 10 | 2021-2022 | 2021 | $ - | 0 | | $ - | $ - |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | 0 | | $ - | $ - |
| | | 12 | 2023-2024 | 2023 | $ - | 0 | | $ - | $ - |
| | | 13 | 2024-2025 | 2024 | $ - | 0 | | $ - | $ - |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | 0 | | $ - | $ - |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | 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.
[For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].
Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

Column B: 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).
For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.

Column D: Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value-for planning, construction and operation of the facility.
The most significant example for many projects would be land. Other examples may be items such as professional services, etc.
Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.

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

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10
DATE

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

Applicant Name: ARKEMA INC.

ISD Name: LA PORTE

Form 50-296

| | | | | | Qualified Property | | | Reductions from Market Value | Estimated Taxable Value | |
|---|---|---|---|---|---|---|---|---|---|---|
| | | Year | School Year (YYYY-YYYY) | Tax Year (Fill in actual tax year) YYYY | Estimated Market Value of Land | Estimated Total Market Value of new buildings or other new improvements | Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement" | Exempted Value | Final taxable value for I&S - after all reductions | Final taxable value for M&O–after all reductions |
| | | pre- year 1 | 2011-2012 | 2011 | $ - | $ - | $ - | $ - | $ - | $ - |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ - | $ - | $ 3,875,000 | $ - | $ 3,875,000 | $ 3,875,000 |
| | | 2 | 2013-2014 | 2013 | $ - | $ - | $ 38,550,000 | $ 1,927,500 | $ 36,622,500 | $ 36,622,500 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | $ - | $104,400,000 | $ 5,220,000 | $ 99,180,000 | $ 30,000,000 |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | $ - | $102,312,000 | $ 5,115,600 | $ 97,196,400 | $ 30,000,000 |
| | | 5 | 2016-2017 | 2016 | $ - | $ - | $100,265,760 | $ 5,013,300 | $ 95,252,460 | $ 30,000,000 |
| | | 6 | 2017-2018 | 2017 | $ - | $ - | $ 96,255,100 | $ 4,812,800 | $ 91,442,300 | $ 30,000,000 |
| | | 7 | 2018-2019 | 2018 | $ - | $ - | $ 92,404,900 | $ 4,620,200 | $ 87,784,700 | $ 30,000,000 |
| | | 8 | 2019-2020 | 2019 | $ - | $ - | $ 88,708,700 | $ 4,435,400 | $ 84,273,300 | $ 30,000,000 |
| | | 9 | 2020-2021 | 2020 | $ - | $ - | $ 85,160,400 | $ 4,258,000 | $ 80,902,400 | $ 30,000,000 |
| | | 10 | 2021-2022 | 2021 | $ - | $ - | $ 81,754,000 | $ 4,087,700 | $ 77,666,300 | $ 30,000,000 |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | $ - | $ 78,483,800 | $ 3,924,200 | $ 74,559,600 | $ 74,559,600 |
| | | 12 | 2023-2024 | 2023 | $ - | $ - | $ 75,344,400 | $ 3,767,200 | $ 71,577,200 | $ 71,577,200 |
| | | 13 | 2024-2025 | 2024 | $ - | $ - | $ 72,330,600 | $ 3,616,500 | $ 68,714,100 | $ 68,714,100 |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | $ - | $ 69,437,400 | $ 3,471,900 | $ 65,965,500 | $ 65,965,500 |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | $ - | $ 66,659,900 | $ 3,333,000 | $ 63,326,900 | $ 63,326,900 |

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

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

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10

DATE

## Schedule C- Application: Employment Information

Applicant Name ARKEMA INC.
ISD Name LA PORTE

Form 50-296

| | | | | | Construction | | New Jobs | | Qualifying Jobs | |
|---|---|---|---|---|---|---|---|---|---|---|
| | | Year | School Year (YYYY-YYYY) | Tax Year (Fill in actual tax year) YYYY | Column A: Number of Construction FTE's or man-hours (specify)* | Column B: Average annual wage rates for construction workers | Column C: Number of new jobs applicant commits to create (cumulative) | Column D: Average annual wage rate for all new jobs. | Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative) | Column F: Average annual wage of qualifying jobs |
| | | pre- year 1 | 2011-2012 | 2011 | 9,900 | $ 75,000 | 0 | n/a | n/a | n/a |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | 28,900 | $ 75,000 | 0 | n/a | n/a | n/a |
| | | 2 | 2013-2014 | 2013 | 26,900 | $ 75,000 | 5 | $ 65,000 | 4 | $ 65,000 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 5 | 2016-2017 | 2016 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 6 | 2017-2018 | 2017 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 7 | 2018-2019 | 2018 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 8 | 2019-2020 | 2019 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 9 | 2020-2021 | 2020 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 10 | 2021-2022 | 2021 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 12 | 2023-2024 | 2023 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 13 | 2024-2025 | 2024 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |

* man hours

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

12/28/10
DATE

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

Applicant Name: ARKEMA INC. | ISD Name: LA PORTE | Form 50-296

| | | | | | Sales Tax Information | | Franchise Tax | Other Property Tax Abatements Sought | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Sales Taxable Expenditures | | Franchise Tax | County | City | Hospital | Other |
| | | Year | School Year (YYYY-YYYY) | Tax/ Calendar Year YYYY | Column F: Estimate of total annual expenditures* subject to state sales tax | Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax | Column H: Estimate of Franchise tax due from (or attributable to) the applicant | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement |
| The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) | | | 2011-2012 | 2011 | $ 1,399,500 | $ 14,150,500 | $ - | N/A | N/A | N/A | N/A |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ 4,140,000 | $ 41,860,000 | $ - | N/A | N/A | N/A | N/A |
| | | 2 | 2013-2014 | 2013 | $ 3,856,500 | $ 38,993,500 | $ 750,000 | N/A | N/A | N/A | N/A |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 5 | 2016-2017 | 2016 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 6 | 2017-2018 | 2017 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 7 | 2018-2019 | 2018 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 8 | 2019-2020 | 2019 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 9 | 2020-2021 | 2020 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 10 | 2021-2022 | 2021 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 12 | 2023-2024 | 2023 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 13 | 2024-2025 | 2024 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |

*For planning, construction and operation of the facility.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10
DATE

## COMPANY CHECKLIST AND REQUESTED ATTACHMENTS

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

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

ATTACHMENT 1

See application

ATTACHMENT 2

Copy of check attached

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

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

ATTACHMENT 3

See attached documentation

9D52B1 9.000
TX2010 05-166
Ver. 1.0 (9-09/3)
Tcode 13253 Annual

# TEXAS FRANCHISE TAX
# AFFILIATE SCHEDULE

| Reporting entity taxpayer number | Report year | Reporting entity taxpayer name |
|---|---|---|
| 15216294908 | 2010 | Arkema Delaware Inc and Subsidiaries |

**Reporting entity must be included on Affiliate Schedule.**

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Arkema Delaware, Inc. | 15216294908 | 551112 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Altuglas International Mexico Inc. | 510343174 | 325100 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 36611877.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 1383710.00 | 35230839.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Arkema Inc. | 12309608904 | 325100 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☐ | 010109 | 123109 |

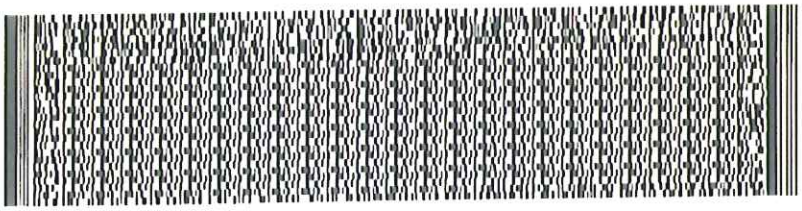
| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 1528412941.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 214250909.00 | 1008201853.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

**An information report (Form 05-102 or Form 05-167) must be filed for each affiliate that is organized in Texas or that has a physical presence in Texas.**

**Texas Comptroller Official Use Only**



| VE/DE | ☐ | FM | ☐ |
|---|---|---|---|

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TX2010 05-166
Ver. 1.0 (9-09/3)
Tcode 13253 Annual

# TEXAS FRANCHISE TAX
# AFFILIATE SCHEDULE

| Reporting entity taxpayer number | Report year | Reporting entity taxpayer name |
|---|---|---|
| 15216294908 | 2010 | Arkema Delaware Inc and Subsidiaries |

**Reporting entity must be included on Affiliate Schedule.**

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Delaware Chemicals Corporation | 510113920 | 551112 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date (m m d d y y) | 7. Affiliate reporting end date (m m d d y y) |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 4436503.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Michelet Finance, Inc. | 510326322 | 523900 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date (m m d d y y) | 7. Affiliate reporting end date (m m d d y y) |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 1328342.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Oxford Performance Materials, Inc. | 043727384 | 423990 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date (m m d d y y) | 7. Affiliate reporting end date (m m d d y y) |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 1062648.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 32766.00 | 1258927.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

**An information report (Form 05-102 or Form 05-167) must be filed for each affiliate that is organized in Texas or that has a physical presence in Texas.**

**Texas Comptroller Official Use Only**

| VE/DE | ☐ | FM | ☐ |
|---|---|---|---|

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TX2010 05-166
Ver. 1.0 (9-09/3)
Tcode 13253 Annual

# TEXAS FRANCHISE TAX
# AFFILIATE SCHEDULE

| Reporting entity taxpayer number | Report year | Reporting entity taxpayer name |
|---|---|---|
| 15216294908 | 2010 | Arkema Delaware Inc and Subsidiaries |

**Reporting entity must be included on Affiliate Schedule.**

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Ozark-Mahoning Company | 510120611 | 325100 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Turkish Products, Inc. | 13301228774 | 523900 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☐ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Viking Chemical Company | 411562013 | 325100 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| ☐ | ☒ | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 39625666.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 943809.00 | 25911139.00 |

Check box if this is a Corporation or Limited Liability Company ☒ Check box if this is an Entity other than a Corporation or Limited Liability Company ☐

**An information report (Form 05-102 or Form 05-167) must be filed for each affiliate that is organized in Texas or that has a physical presence in Texas.**

**Texas Comptroller Official Use Only**

| VE/DE | ☐ | FM | ☐ |
|---|---|---|---|

1062

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TX2010 05-166
Ver. 1.0 (9-09/3)
Tcode 13253 Annual

# TEXAS FRANCHISE TAX
# AFFILIATE SCHEDULE

| Reporting entity taxpayer number | Report year | Reporting entity taxpayer name |
|---|---|---|
| 15216294908 | 2010 | Arkema Delaware Inc and Subsidiaries |

**Reporting entity must be included on Affiliate Schedule.**

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| Odor-Tech LLC | 12628825049 | 325100 |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| [X] | [X] | 010109 | 123109 |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 8144975.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 399492.00 | 5397140.00 |

Check box if this is a Corporation or Limited Liability Company [X] Check box if this is an Entity other than a Corporation or Limited Liability Company [ ]

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| | | |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| [ ] | [ ] | | |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company [ ] Check box if this is an Entity other than a Corporation or Limited Liability Company [ ]

| 1. Legal name of affiliate | 2. Affiliate taxpayer number *(if none, use FEI number)* | 3. Affiliate NAICS code |
|---|---|---|
| | | |

| 4. Check box if entity is disregarded for franchise tax | 5. Check box if this affiliate does NOT have NEXUS in Texas | 6. Affiliate reporting begin date *m m d d y y* | 7. Affiliate reporting end date *m m d d y y* |
|---|---|---|---|
| [ ] | [ ] | | |

| 8. Gross receipts subject to throwback in other states *(before eliminations)* | 9. Gross receipts everywhere *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

| 10. Gross receipts in Texas *(before eliminations)* | 11. Cost of goods sold or compensation *(before eliminations)* |
|---|---|
| 0.00 | 0.00 |

Check box if this is a Corporation or Limited Liability Company [ ] Check box if this is an Entity other than a Corporation or Limited Liability Company [ ]

**An information report (Form 05-102 or Form 05-167) must be filed for each affiliate that is organized in Texas or that has a physical presence in Texas.**

**Texas Comptroller Official Use Only**

| VE/DE | [ ] | FM | [ ] |
|---|---|---|---|

1062

ATTACHMENT 4

Arkema Inc. plans to increase production of acrylic acid ("AA") at its Clear Lake plant to a rated nameplate capacity of 270,000 tons per year. This is an increase of 90,000 tons per year over current nameplate capacity. The project will install the following new equipment:

- AA reactor
- Reactor outlet cooler
- Process air compressor
- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
- Quench tower coolers and pumps
- Surge tank and two associated pumps
- Electrical substation and transformer
- New BFW pump
- Steam lines

The following existing equipment will be modified, overhauled, or recommissioned:

- Piping, valves, and controls instrumentation
- Vacuum pump compressor and seals
- Quench tower internals

As part of the project Arkema plans to construct a methyl acrylate ("MA") unit at the Clear Lake plant with an annual rated capacity of 45,000 tons per year. Construction of the MA unit will allow for growth opportunities in water treatment, elastomers, and technical polymers. The project will install the following new equipment:

- Reactor
- Compressor
- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
- Steam lines

The MA project will convert the existing ethyl acrylate ("EA") unit at the Clear Lake plant to an MA unit. The EA unit is currently idled with no plans for resuming production of EA. Arkema currently manufactures MA at its Carling facility in France, along with EA, and this investment will allow Arkema to relocate its MA production to Clear Lake, which will become Arkema's global producer of MA, allowing the Carling plant to focus solely on EA production.

HARRIS COUNTY APPRAISAL DISTRICT
REAL PROPERTY ACCOUNT INFORMATION
1005150000681

Tax Year: 2010

Print

| Owner and Property Information | | | |
|---|---|---|---|
| Owner Name & Mailing Address: | * DOW CHEMICAL CO<br>ATTN TAX DEPT<br>2301 N BRAZOSPORT BLVD<br>FREEPORT TX 77541-3203 | Legal Description: | TR 19 (IMPS ONLY)<br>(LAND*1005150000020)<br>BAYPORT SEC 1 U/R |
| | | Property Address: | 9502 BAYPORT BLVD<br>PASADENA TX 77507 |

| State Class Code | Land Use Code | Building Class | Total Units | Land Area | Total Living Area | Net Rentable Area | Neighborhood | Map Facet | Key Map® |
|---|---|---|---|---|---|---|---|---|---|
| F2 -- Real, Industrial | 3300 -- Industrial Imps Only Land | -- | 0 | 0 SF | 0 | 0 | 5980.24 | 6152C | 579Q |

**Value Status Information**

| Capped Account | Value Status | Notice Date | Shared CAD |
|---|---|---|---|
| No | Noticed | 06/18/2010 | No |

**Exemptions and Jurisdictions**

| Exemption Type | Districts | Jurisdictions | ARB Status | 2009 Rate | 2010 Rate |
|---|---|---|---|---|---|
| None | 020 | LA PORTE ISD | Certified: 08/20/2010 | 1.325000 | 1.325000 |
| | 040 | HARRIS COUNTY | Certified: 08/20/2010 | 0.392240 | 0.388050 |
| | 041 | HARRIS CO FLOOD CNTRL | Certified: 08/20/2010 | 0.029220 | 0.029230 |
| | 042 | PORT OF HOUSTON AUTHY | Certified: 08/20/2010 | 0.016360 | 0.020540 |
| | 043 | HARRIS CO HOSP DIST | Certified: 08/20/2010 | 0.192160 | 0.192160 |
| | 044 | HARRIS CO EDUC DEPT | Certified: 08/20/2010 | 0.006050 | 0.006581 |
| | 047 | SAN JACINTO COM COL D | Certified: 08/20/2010 | 0.170800 | 0.176277 |

**Valuations**

| Value as of January 1, 2009 | | | Value as of January 1, 2010 | | |
|---|---|---|---|---|---|
| | Market | Appraised | | Market | Appraised |
| Land | 0 | | Land | 0 | |
| Improvement | 73,361,040 | | Improvement | 55,689,810 | |
| Total | 73,361,040 | 73,361,040 | Total | 55,689,810 | 55,689,810 |

**Land**

Market Value Land

| Line | Description | Site Code | Unit Type | Units | Size Factor | Site Factor | Appr O/R Factor | Appr O/R Reason | Total Adj | Unit Price | Adj Unit Price | Value |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 1 | 3300 -- Industrial Imps Only Land | -- | GR | 0 | 1.00 | 1.00 | 1.00 | -- | 1.00 | 0.00 | 0.00 | 0 |

**Building**

Vacant (No Building Data)

* Purchased By ARKEMA on 1.25.10

## ATTACHMENT 13

The request for a waiver of the job creation requirement is attached.

ARKEMA
The world is our inspiration

December 23, 2010

Mr. Bill Snead
President, Board of Trustees
La Porte Independent School District
1002 San Jacinto Street
La Porte, TX 77571

Re: Arkema Inc. Chapter 313 Application

Dear Mr. Snead,

Arkema Inc. ("Arkema") has filed the enclosed Application for Appraised Value Limitation on Qualified Property with La Porte ISD for new investment at our Clear Lake plant. In the application Arkema states that we will create five (5) permanent jobs for the project to increase acrylic acid production capacity and add methyl acrylate production.

The purpose of this letter is to provide evidence required by the application that the district should waive the requirement to create 10 new permanent jobs as permitted by Tax Code Section 313.025 (f-1).

Arkema is a worldwide chemical manufacturing company that operates manufacturing plants which produce Performance Chemicals, Industrial Chemicals and Vinyl Products. Based upon our experience as the operator of other acrylic acid and methyl acrylate plants, and general knowledge of competitor operations, five permanent employees is the industry standard staffing requirement for the acrylic acid and methyl acrylate units of the size planned for the project in La Porte ISD. Any staffing above the five permanent jobs stated in the application would exceed the number of employees required by industry standards to operate the proposed units.

Sincerely,

Mike Scott
Regional President, Acrylics

## ATTACHMENT 14

The calculation of the three possible wage requirements with TWC documentation is attached.

# ARKEMA INC.
# ATTACHMENT TO CHAPTER 313 APPLICATION

## CHAPTER 313 WAGE CALCULATION - ALL JOBS - ALL INDUSTRIES

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| SECOND | 2010 | $ 1,062 | $ 55,224 |
| FIRST | 2010 | $ 1,163 | $ 60,476 |
| FOURTH | 2009 | $ 1,195 | $ 62,140 |
| THIRD | 2009 | $ 1,043 | $ 54,236 |
| | AVERAGE | $ 1,116 | $ 58,019 |
| | X | 110% | 110% |
| | | $ 1,227 | $ 63,821 |

## CHAPTER 313 WAGE CALCULATION - MANUFACTURING JOBS

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| SECOND | 2010 | $ 1,323 | $ 68,796 |
| FIRST | 2010 | $ 1,476 | $ 76,752 |
| FOURTH | 2009 | $ 1,519 | $ 78,988 |
| THIRD | 2009 | $ 1,278 | $ 66,456 |
| | AVERAGE | $ 1,399 | $ 72,748 |
| | X | 110% | 110% |
| | | $ 1,539 | $ 80,023 |

## CHAPTER 313 WAGE CALCULATION - REGIONAL WAGE RATE

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| | 2009 | $ 916 | $ 47,629 |
| | X | 110% | 110% |
| | | $ 1,008 | $ 52,392 |

** SEE ATTACHED TWC DOCUMENTATION*

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2010 | 2nd Qtr | Harris County | Total All | 00 | 0 | 10 | Total, All Industries | $1,062 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2010 | 1st Qtr | Harris County | Total All | 00 | 0 | 10 | Total, All Industries | $1,163 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2009 | 4th Qtr | Harris County | Total All | 00 | 0 | 10 | Total, All Industries | $1,195 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2009 | 3rd Qtr | Harris County | Total All | 00 | 0 | 10 | Total, All Industries | $1,043 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2010 | 2nd Qtr | Harris County | Total All | 31 | 2 | 31-33 | Manufacturing | $1,323 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2010 | 1st Qtr | Harris County | Total All | 31 | 2 | 31-33 | Manufacturing | $1,476 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2009 | 4th Qtr | Harris County | Total All | 31 | 2 | 31-33 | Manufacturing | $1,519 |

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2009 | 3rd Qtr | Harris County | Total All | 31 | 2 | 31-33 | Manufacturing | $1,278 |

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

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

Source: Texas Occupational Employment and Wages
Data published: July 2010
Data published annually, next update will be June 2011.

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

## ATTACHMENT 15

Arkema provides its employees with benefits including but not limited to the following:

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

ATTACHMENT 16

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

ATTACHMENT 17

Schedule A

Schedule A (Rev. May 201[illegible] .vestment

Applicant Name ARKEMA INC.

ISD Name LA PORTE

Form 50-296

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) | | 2011-2012 | 2011 | $ - | $ - | | $ - | $ - |
| | 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) | | | | $ 15,550,000 | $ - | $ 15,550,000 | $ - | $ 15,550,000.00 |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ 46,000,000 | 0 | $ 46,000,000 | $ - | $ 46,000,000.00 |
| | | 2 | 2013-2014 | 2013 | $ 42,850,000 | 0 | $ 42,850,000 | $ - | $ 42,850,000.00 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | 0 | | $ - | $ - |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | 0 | | $ - | $ - |
| | | 5 | 2016-2017 | 2016 | $ - | 0 | | $ - | $ - |
| | | 6 | 2017-2018 | 2017 | $ - | 0 | | $ - | $ - |
| | | 7 | 2018-2019 | 2018 | $ - | 0 | | $ - | $ - |
| | | 8 | 2019-2020 | 2019 | $ - | 0 | | $ - | $ - |
| | | 9 | 2020-2021 | 2020 | $ - | 0 | | $ - | $ - |
| | | 10 | 2021-2022 | 2021 | $ - | 0 | | $ - | $ - |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | 0 | | $ - | $ - |
| | | 12 | 2023-2024 | 2023 | $ - | 0 | | $ - | $ - |
| | | 13 | 2024-2025 | 2024 | $ - | 0 | | $ - | $ - |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | 0 | | $ - | $ - |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | 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.
[For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].
Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

Column B: 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).
For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.

Column D: Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value-for planning, construction and operation of the facility. The most significant example for many projects would be land. Other examples may be items such as professional services, etc.
Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.

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

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10
DATE

ATTACHMENT 18

Schedule B

## ATTACHMENT 4A

Arkema Inc. is a global chemical company and France's leading chemical producer. Arkema operates three acrylic acid production facilities: one in France (Carling), and two in the United States at Bayport, TX (a joint venture with Nippon Shokubai) and Clear Lake, TX (acquired from Dow Chemical in January 2010 as part of the acquisition of certain Dow acrylic assets).

Arkema has the ability to locate a new facility in many countries around the world as well as numerous existing facilities in the United States.

ATTACHMENT 5

The project is located in the following taxing jurisdictions:

- Harris County (100%)
- La Porte ISD (100%)
- Harris County Flood Control District (100%)
- Port of Houston Authority (100%)
- Harris County Hospital District (100%)
- Harris County Education Department (100%)
- San Jacinto College District (100%)

## ATTACHMENT 6

Arkema Inc. plans to increase production of acrylic acid ("AA") at its Clear Lake plant to a rated nameplate capacity of 270,000 tons per year. This is an increase of 90,000 tons per year over current nameplate capacity. The project will install the following new equipment:

- AA reactor
- Reactor outlet cooler
- Process air compressor
- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
- Quench tower coolers and pumps
- Surge tank and two associated pumps
- Electrical substation and transformer
- New BFW pump
- Steam lines

The following existing equipment will be modified, overhauled, or recommissioned:

- Piping, valves, and controls instrumentation
- Vacuum pump compressor and seals
- Quench tower internals

As part of the project Arkema plans to construct a methyl acrylate ("MA") unit at the Clear Lake plant with an annual rated capacity of 45,000 tons per year. Construction of the MA unit will allow for growth opportunities in water treatment, elastomers, and technical polymers. The project will install the following new equipment:

- Reactor
- Compressor
- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
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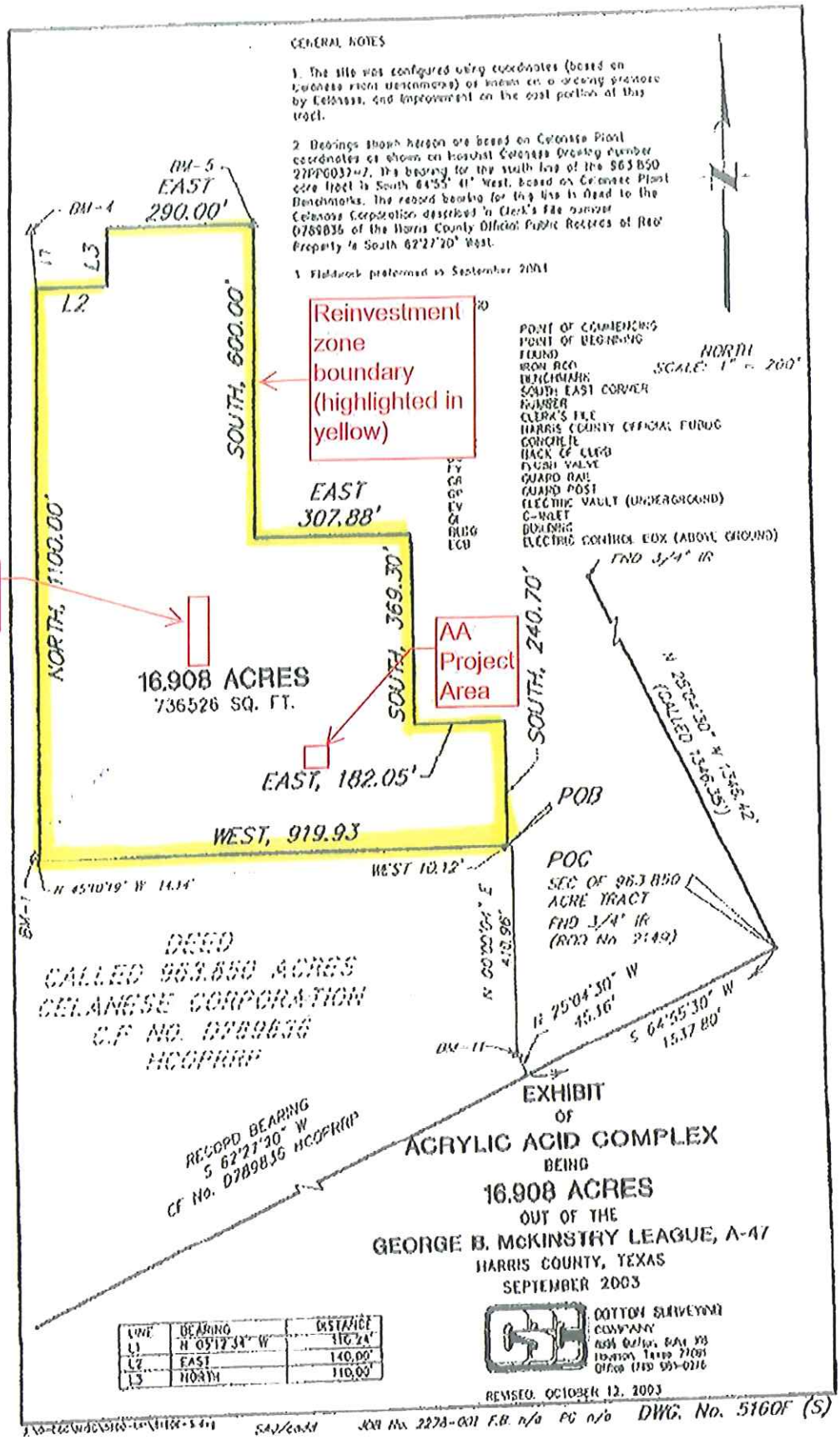
The MA project will convert the existing ethyl acrylate ("EA") unit at the Clear Lake plant to an MA unit. The EA unit is currently idled with no plans for resuming production of EA. Arkema currently manufactures MA at its Carling facility in France, along with EA, and this investment will allow Arkema to relocate its MA production to Clear Lake, which will become Arkema's global producer of MA, allowing the Carling plant to focus solely on EA production.

ATTACHMENT 7

See attached maps

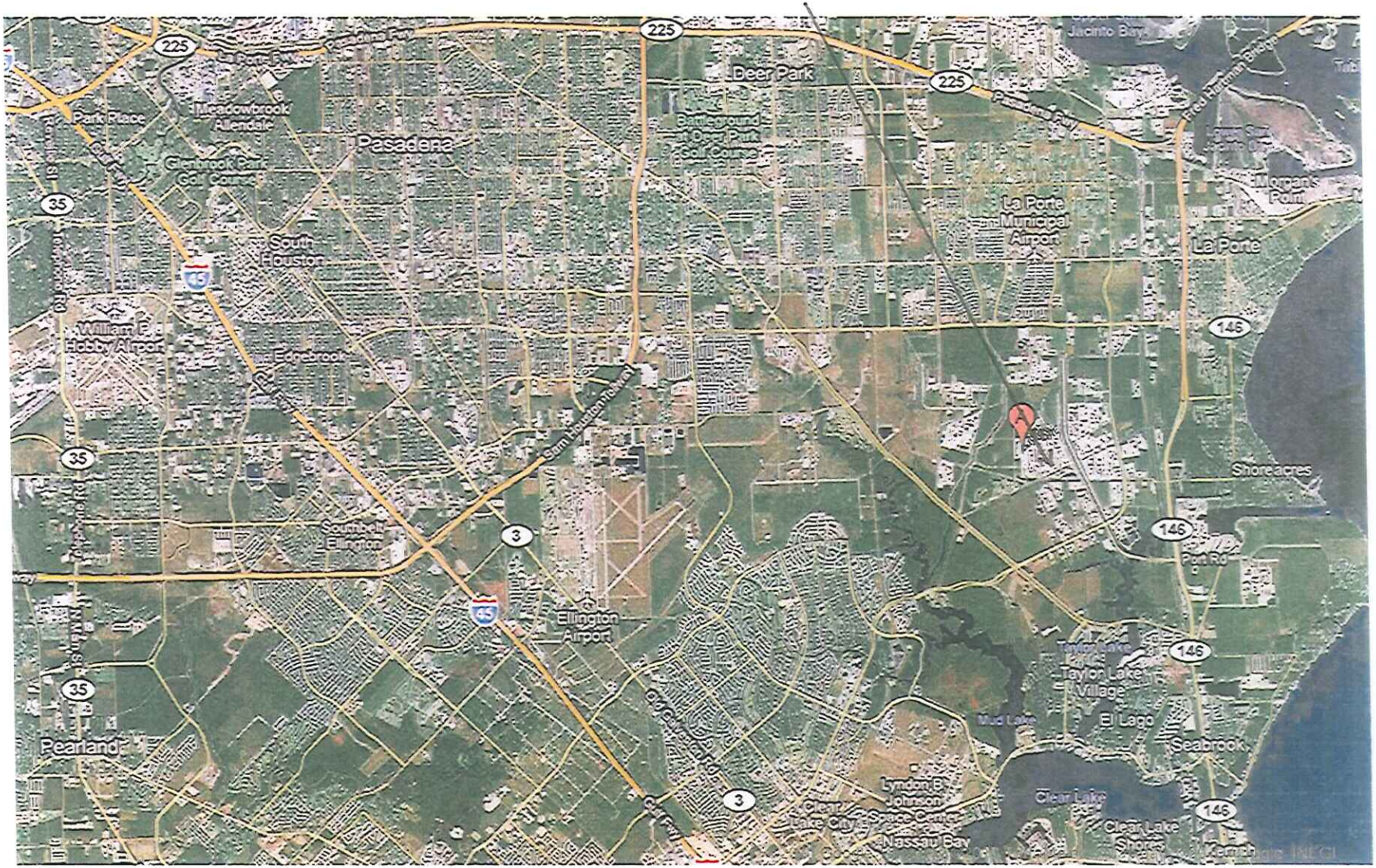



ATTACHMENT 7

Google maps

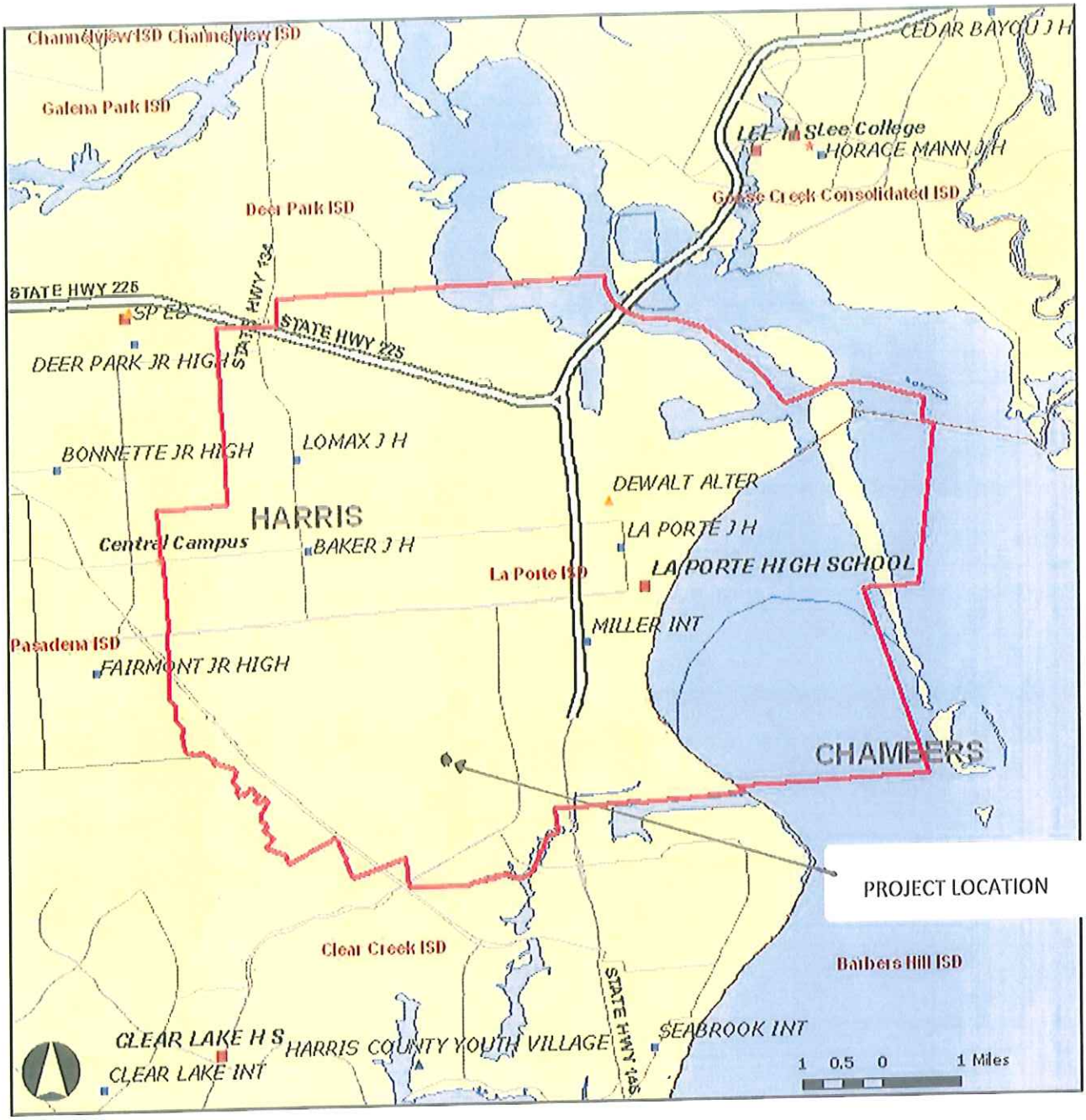
To see all the details that are visible on the screen, use the "Print" link next to the map.

PROJECT LOCATION




ATTACHMENT 7
VICINITY MAP

# Map




ATTACHMENT 7
LPISD MAP

## ATTACHMENT 8

Arkema Inc. plans to increase production of acrylic acid ("AA") at its Clear Lake plant to a rated nameplate capacity of 270,000 tons per year. This is an increase of 90,000 tons per year over current nameplate capacity. The project will install the following new equipment:

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- Reactor outlet cooler
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- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
- Quench tower coolers and pumps
- Surge tank and two associated pumps
- Electrical substation and transformer
- New BFW pump
- Steam lines

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- Reactor
- Compressor
- Associated auxiliary equipment such as pumps, piping, valves, motors, vessels, tanks, and controls instrumentation
- Steam lines

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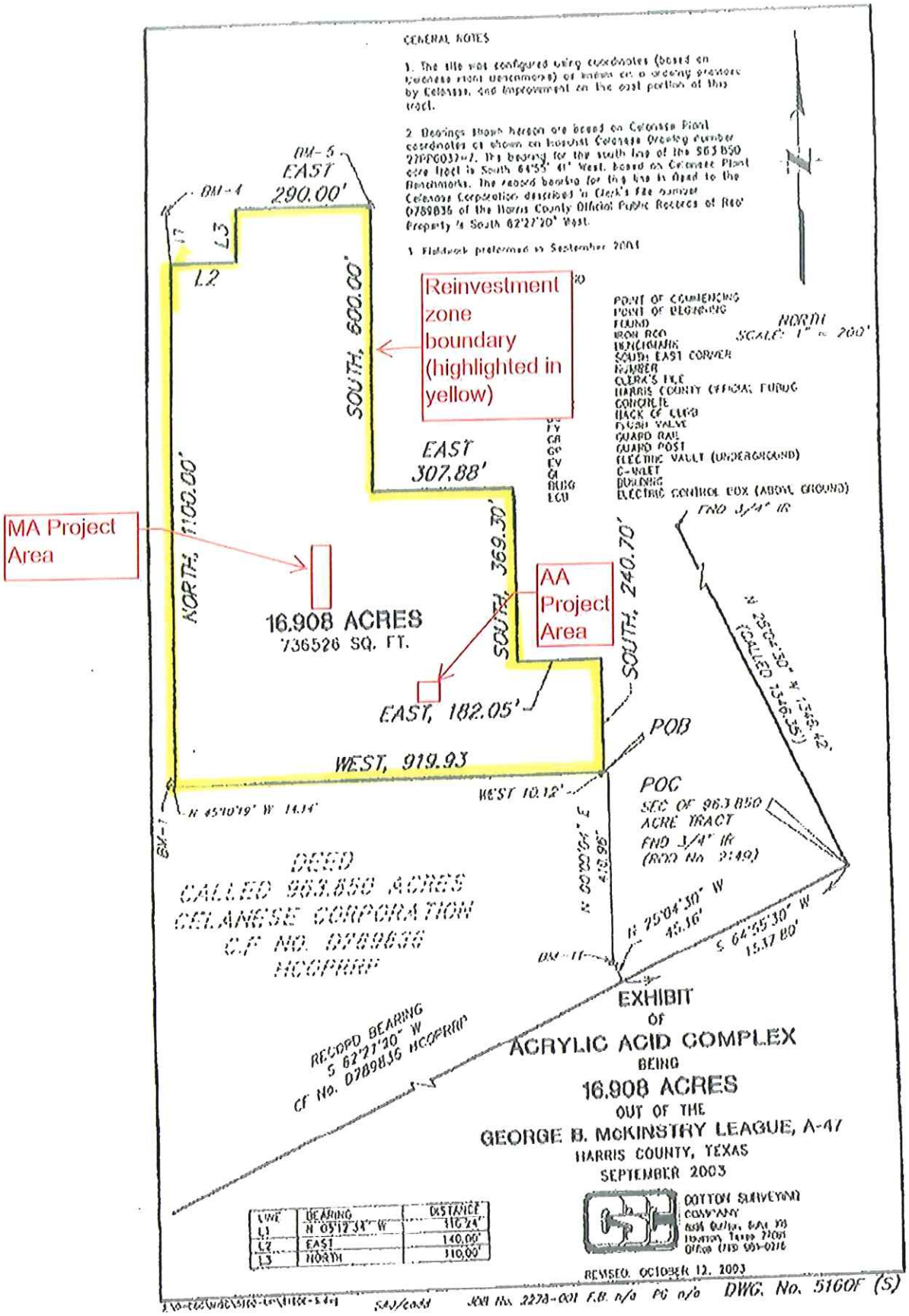
ATTACHMENT 9

See attached maps



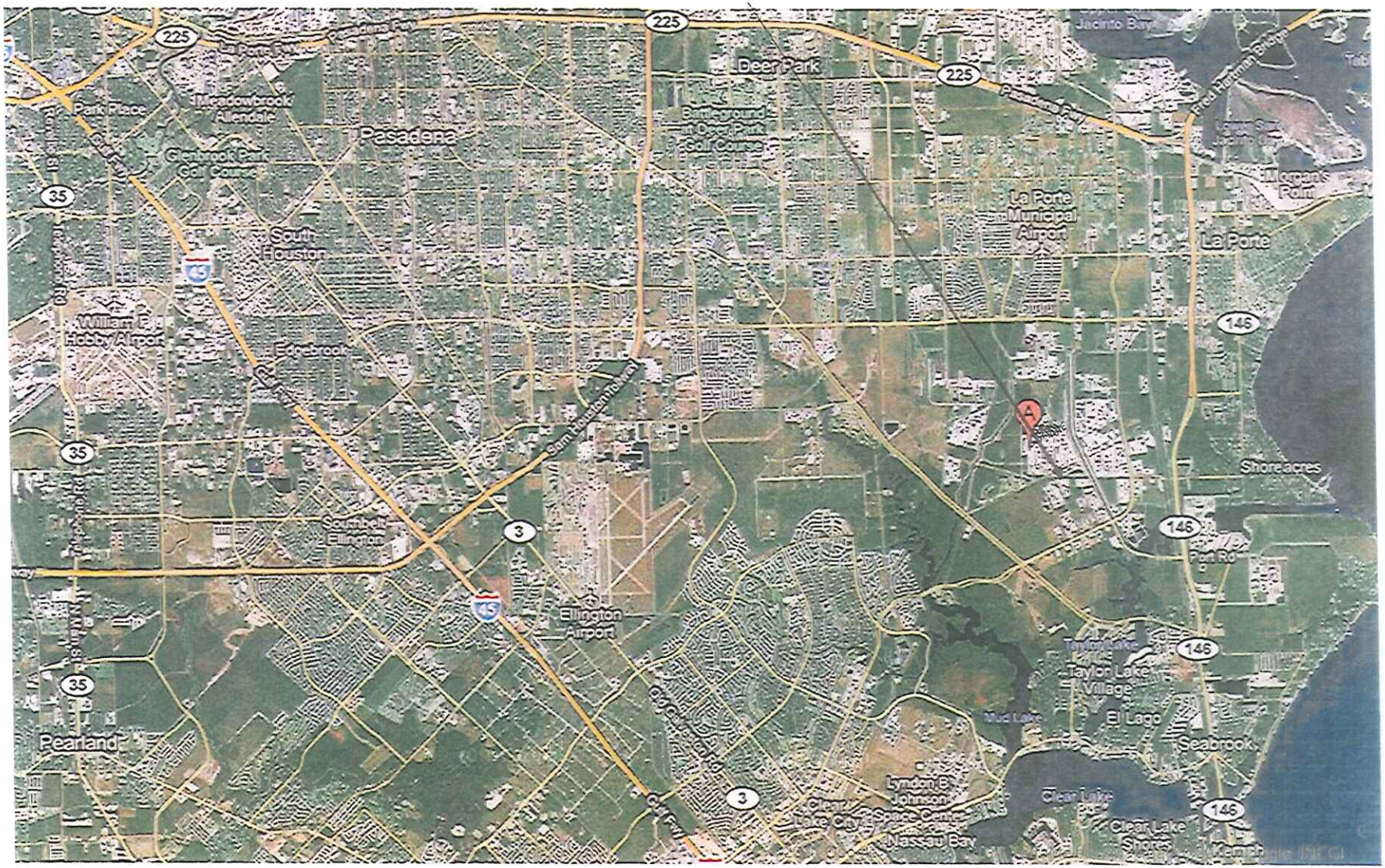

| LINE | BEARING | DISTANCE |
|---|---|---|
| L1 | N 05°12'34" W | 116.24' |
| L2 | EAST | 140.00' |
| L3 | NORTH | 110.00' |

ATTACHMENT 9

Google maps

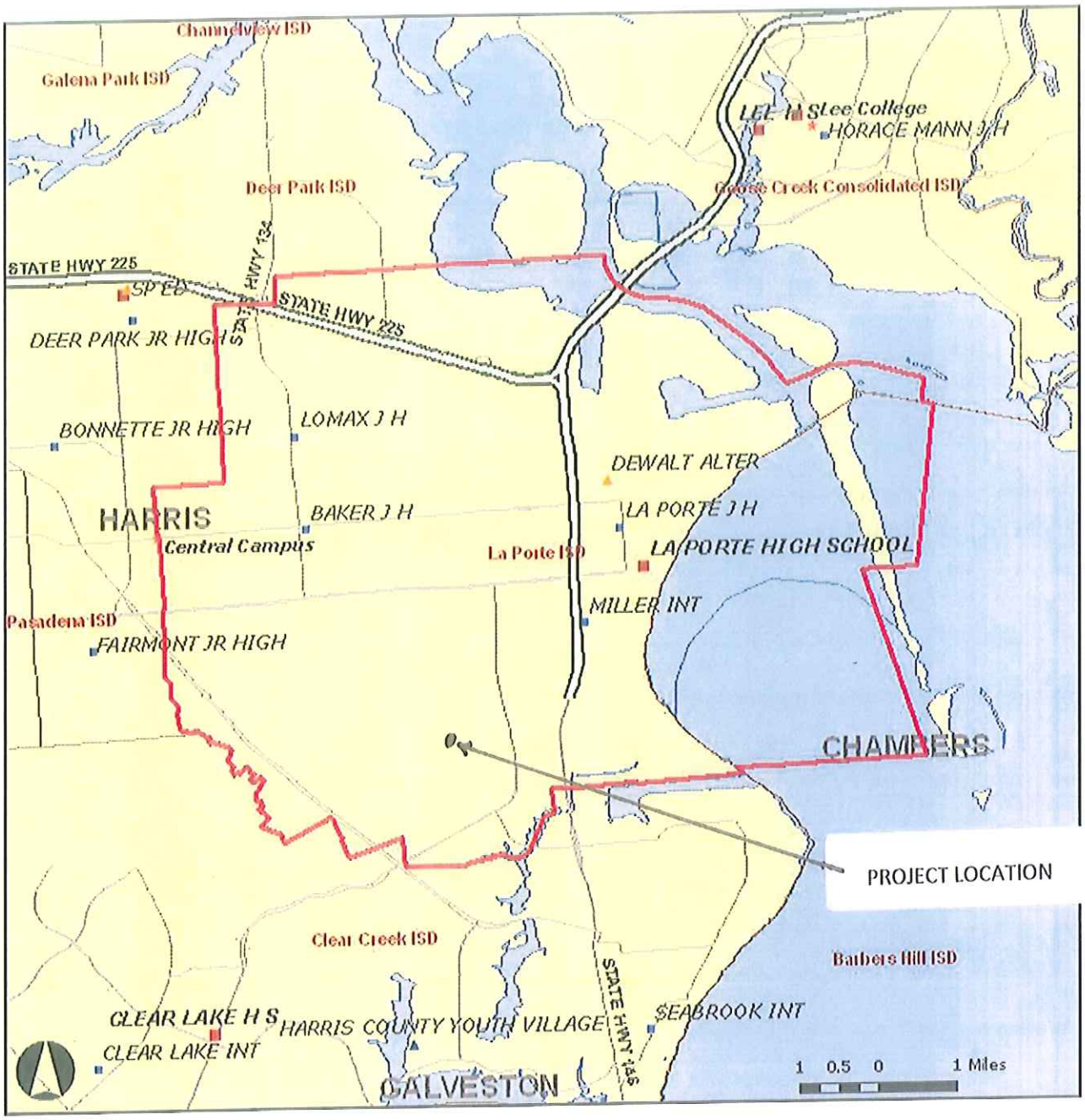
To see all the details that are visible on the screen, use the "Print" link next to the map.

PROJECT LOCATION




ATTACHMENT 9
VICINITY MAP

# Map




ATTACHMENT 9
LPISD MAP

## ATTACHMENT 10

See attached land description. Please note that land is leased from Celanese Ltd. The land leased by Arkema consists of 16.908 acres and is included in the 944.182 acre tract owned by Celanese Ltd.

Harris County Appraisal District assesses Celanese Ltd.'s land on account 100-515-000-0020 and values the land at $13,366,784 or $14,157 per acre.

Based upon this value, the equivalent assessed value of land leased to Arkema is approximately $239,367.

Acrylic Acid Complex
16.908 Acres

George B. McKinstry League
Abstract No. 47

STATE OF TEXAS §

COUNTY OF HARRIS §

A METES AND BOUNDS description of a 16.908 acre tract of land in the George B. McKinstry League, Abstract No. 47 in Harris County Texas, being a portion of a called 963.850 acre tract described in Deed to Celanese Corporation as recorded in Clerk's File number D789836 of the Harris County Official Public Records of Real Property; said 16.908 acre tract of land more particularly described as follows with all bearings based Celanese Plant coordinates as shown on Hoechst Celanese Drawing number 27PP0037-7:

COMMENCING at a found 3/4-inch iron rod (rod number 2149) at the southeast corner of the said 963.850 acre tract, from said iron rod a found 3/4-inch iron rod bears North 25°04'30" West, 1346.42 feet (called 1346.35 feet);

THENCE, South 64°55'30" West, (for reference this bearing is called South 62°27'20" West in Clerk's File number D789836 of the Harris County Official Public Records of Real Property) along the south line of the said 963.850 acre tract, 1537.80 feet to a point;

THENCE, North 25°04'30" West, 45.16 feet to Celanese Benchmark 11;

THENCE, North 00°00'04" East, 410.96 feet to a point, from said point Celanese Benchmark 12 bears North 00°00'04" East, 1209.86 feet;

THENCE, West, 10.12 feet to the POINT OF BEGINNING of the herein described 16.908 acre tract of land;

THENCE, West, 919.93 feet to a point for corner, from said point, Celanese Benchmark number 1 bears North 45°10'19" West, 14.14 feet;

THENCE, North, 1100.00 feet to a point for corner, from said point, Celanese Benchmark 4 bears North 05°12'34" West, 110.24 feet;

THENCE, East, 140.00 feet to a point for corner;

THENCE, North, 110.00 feet to a point for corner;

THENCE, East, 200.00 feet to a point for corner on a brass cap (Celanese Benchmark 5);

THENCE, South, 600.00 feet to a point for corner;

THENCE, East, 307.88 feet to a point for corner;

THENCE, South, 309.30 feet to a point for corner;

THENCE, East, 182.05 feet to a point for corner;

THENCE, South, 240 70 feet to the POINT OF BEGINNING, CONTAINING 16.908 of acres of land In Harris County Texas as shown on drawing number 5160 F(s) in the offices of Colton Surveying in Houston Texas.

September 3, 2003
I:\WP\surveyed\s\2200-2299\2276\05\W16 908.DOC

GENERAL NOTES

1. The site was configured using coordinates (based on Celanese Plant Benchmarks) as shown on a drawing provided by Celanese.

2. Bearings shown hereon are based on Celanese Plant coordinates as shown on Hoechst Celanese Drawing number 27PP0037-7. The bearing for the south line of the 963.850 acre tract is South 64°55' 41" West, based on Celanese Plant Benchmarks. The record bearing for this line in Deed to the Celenase Corporation described in Clerk's File number D789836 of the Harris County Official Public Records of Real Property is South 62°27'20" West.

3. Fieldwork preformed in September 2003.

4. No improvements were located for this exhibit.

HARRIS COUNTY APPRAISAL DISTRICT
REAL PROPERTY ACCOUNT INFORMATION
**1005150000020**

Tax Year: 2010

Print

| Owner and Property Information | |
|---|---|
| Owner Name & Mailing Address: **CELANESE LTD<br>PO BOX 819063<br>DALLAS TX 75381-9063** | Legal Description: **TR 19<br>(IMPS*1005150000627 & 1005150000681)<br>(PC IMPS*1005150000628 & 0683)<br>BAYPORT SEC 1 U/R**<br>Property Address: **9502 BAYPORT BLVD<br>PASADENA TX 77507** |

| State Class Code | Land Use Code | Building Class | Total Units | Land Area | Building Area | Net Rentable Area | Neighborhood | Map Facet | Key Map® |
|---|---|---|---|---|---|---|---|---|---|
| F2 -- Real, Industrial | 4416 -- Chemical and Allied Products | E | 0 | 41,128,567 SF 944.182 AC. | 0 | 0 | 5980.24 | 6152C | 579Q |

**Value Status Information**

| Capped Account | Value Status | Notice Date | Shared CAD |
|---|---|---|---|
| No | Noticed | 05/28/2010 | No |

**Exemptions and Jurisdictions**

| Exemption Type | Districts | Jurisdictions | ARB Status | 2009 Rate | 2010 Rate |
|---|---|---|---|---|---|
| None | 020 | LA PORTE ISD | Certified: 08/20/2010 | 1.325000 | 1.325000 |
| | 040 | HARRIS COUNTY | Certified: 08/20/2010 | 0.392240 | 0.388050 |
| | 041 | HARRIS CO FLOOD CNTRL | Certified: 08/20/2010 | 0.029220 | 0.029230 |
| | 042 | PORT OF HOUSTON AUTHY | Certified: 08/20/2010 | 0.016360 | 0.020540 |
| | 043 | HARRIS CO HOSP DIST | Certified: 08/20/2010 | 0.192160 | 0.192160 |
| | 044 | HARRIS CO EDUC DEPT | Certified: 08/20/2010 | 0.006050 | 0.006581 |
| | 047 | SAN JACINTO COM COL D | Certified: 08/20/2010 | 0.170800 | 0.176277 |
| | 074 | CITY OF PASADENA | Certified: 08/20/2010 | 0.562000 | 0.591593 |

**Valuations**

| Value as of January 1, 2009 | | | Value as of January 1, 2010 | | |
|---|---|---|---|---|---|
| | Market | Appraised | | Market | Appraised |
| Land | 13,366,784 | | Land | 13,366,784 | |
| Improvement | 76,749,240 | | Improvement | 80,653,060 | |
| Total | 90,116,024 | 90,116,024 | Total | 94,019,844 | 94,019,844 |

**Land**

Market Value Land

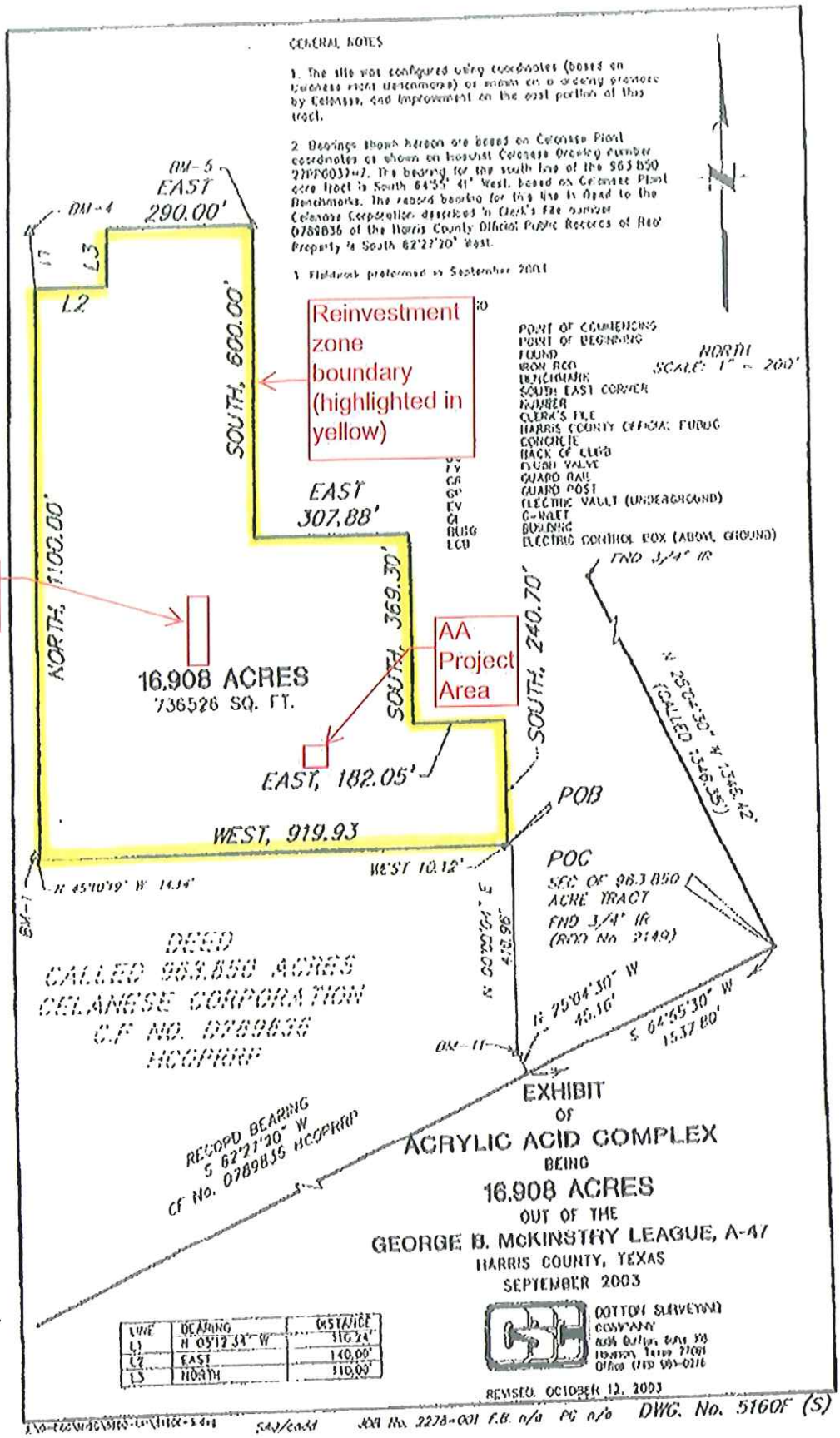
| Line | Description | Site Code | Unit Type | Units | Size Factor | Site Factor | Appr O/R Factor | Appr O/R Reason | Total Adj | Unit Price | Adj Unit Price | Value |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 1 | 4416 -- Chemical and Allied Products | AC6 | AC | 11.4800 | 1.00 | 1.00 | 0.65 | Excessive Frontage | 0.65 | 21,780.00 | 14,157.00 | 162,522 |
| 2 | 4416 -- Chemical and Allied Products | AC7 | AC | 932.7020 | 1.00 | 1.00 | 0.65 | Shape or Size | 0.65 | 21,780.00 | 14,157.00 | 13,204,262 |

**Building**

Vacant (No Building Data)

ATTACHMENT 11

Please see attached maps

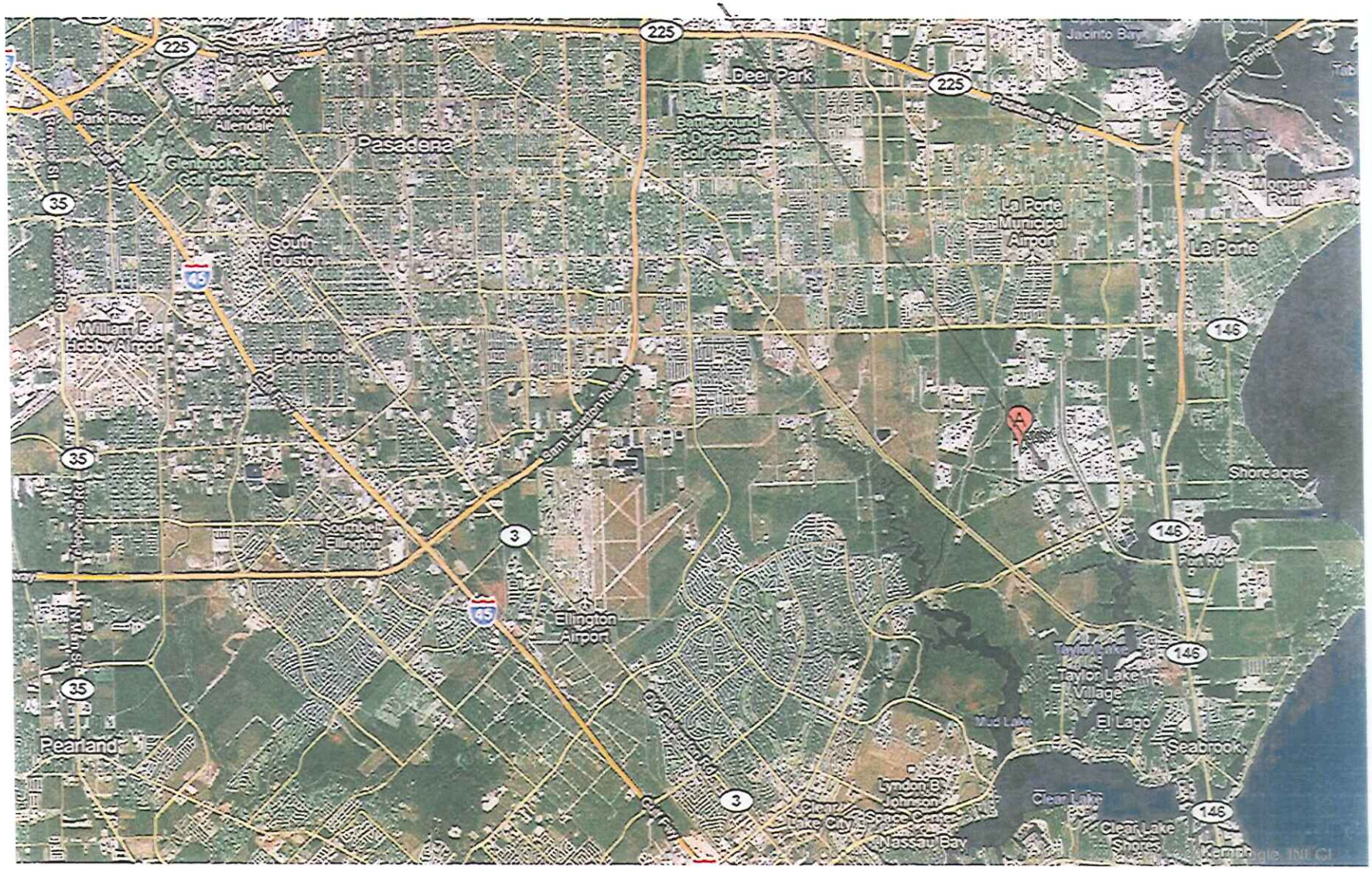



ATTACHMENT 11

Google maps

To see all the details that are visible on the screen, use the "Print" link next to the map.

PROJECT LOCATION




ATTACHMENT 11
VICINITY MAP

# Map

ATTACHMENT 11
LPISD MAP

## ATTACHMENT 12

Arkema has existing chemical processing units at the Clear Lake plant. These assets consist of the following:

- Acrylic acid
- Glacial acrylic acid
- Esters – butyl acrylate
- Esters – ethyl acrylate
- Incinerators
- Tank farms
- Storage building
- Pollution control equipment

The improvements listed above are assessed by Harris County Appraisal District on account 100-515-000-0681 and the most recent property value is attached.

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

Applicant Name: ARKEMA INC.

ISD Name: LA PORTE

Form 50-296

| | | | | | Qualified Property | | | Reductions from Market Value | Estimated Taxable Value | |
|---|---|---|---|---|---|---|---|---|---|---|
| | | Year | School Year (YYYY-YYYY) | Tax Year (Fill in actual tax year) YYYY | Estimated Market Value of Land | Estimated Total Market Value of new buildings or other new improvements | Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement" | Exempted Value | Final taxable value for I&S - after all reductions | Final taxable value for M&O–after all reductions |
| | | pre- year 1 | 2011-2012 | 2011 | $ - | $ - | $ - | $ - | $ - | $ - |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ - | $ - | $ 3,875,000 | $ - | $ 3,875,000 | $ 3,875,000 |
| | | 2 | 2013-2014 | 2013 | $ - | $ - | $ 38,550,000 | $ 1,927,500 | $ 36,622,500 | $ 36,622,500 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | $ - | $ 104,400,000 | $ 5,220,000 | $ 99,180,000 | $ 30,000,000 |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | $ - | $ 102,312,000 | $ 5,115,600 | $ 97,196,400 | $ 30,000,000 |
| | | 5 | 2016-2017 | 2016 | $ - | $ - | $ 100,265,760 | $ 5,013,300 | $ 95,252,460 | $ 30,000,000 |
| | | 6 | 2017-2018 | 2017 | $ - | $ - | $ 96,255,100 | $ 4,812,800 | $ 91,442,300 | $ 30,000,000 |
| | | 7 | 2018-2019 | 2018 | $ - | $ - | $ 92,404,900 | $ 4,620,200 | $ 87,784,700 | $ 30,000,000 |
| | | 8 | 2019-2020 | 2019 | $ - | $ - | $ 88,708,700 | $ 4,435,400 | $ 84,273,300 | $ 30,000,000 |
| | | 9 | 2020-2021 | 2020 | $ - | $ - | $ 85,160,400 | $ 4,258,000 | $ 80,902,400 | $ 30,000,000 |
| | | 10 | 2021-2022 | 2021 | $ - | $ - | $ 81,754,000 | $ 4,087,700 | $ 77,666,300 | $ 30,000,000 |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | $ - | $ 78,483,800 | $ 3,924,200 | $ 74,559,600 | $ 74,559,600 |
| | | 12 | 2023-2024 | 2023 | $ - | $ - | $ 75,344,400 | $ 3,767,200 | $ 71,577,200 | $ 71,577,200 |
| | | 13 | 2024-2025 | 2024 | $ - | $ - | $ 72,330,600 | $ 3,616,500 | $ 68,714,100 | $ 68,714,100 |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | $ - | $ 69,437,400 | $ 3,471,900 | $ 65,965,500 | $ 65,965,500 |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | $ - | $ 66,659,900 | $ 3,333,000 | $ 63,326,900 | $ 63,326,900 |

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

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

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10

DATE

ATTACHMENT 19

Schedule C

## Schedule C- Application: Employment Information

Applicant Name: ARKEMA INC.
ISD Name: LA PORTE

Form 50-296

| | | | | | Construction | | New Jobs | | Qualifying Jobs | |
|---|---|---|---|---|---|---|---|---|---|---|
| | | Year | School Year (YYYY-YYYY) | Tax Year (Fill in actual tax year) YYYY | Column A: Number of Construction FTE's or man-hours (specify)* | Column B: Average annual wage rates for construction workers | Column C: Number of new jobs applicant commits to create (cumulative) | Column D: Average annual wage rate for all new jobs. | Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative) | Column F: Average annual wage of qualifying jobs |
| | | pre- year 1 | 2011-2012 | 2011 | 9,900 | $ 75,000 | 0 | n/a | n/a | n/a |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | 26,900 | $ 75,000 | 0 | n/a | n/a | n/a |
| | | 2 | 2013-2014 | 2013 | 26,900 | $ 75,000 | 5 | $ 65,000 | 4 | $ 65,000 |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 5 | 2016-2017 | 2016 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 6 | 2017-2018 | 2017 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 7 | 2018-2019 | 2018 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 8 | 2019-2020 | 2019 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 9 | 2020-2021 | 2020 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 10 | 2021-2022 | 2021 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 12 | 2023-2024 | 2023 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| | | 13 | 2024-2025 | 2024 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | n/a | n/a | 5 | $ 65,000 | 4 | $ 65,000 |

* man hours

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

12/28/10
DATE

ATTACHMENT 20

Schedule D

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

Applicant Name: ARKEMA INC. ISD Name: LA PORTE Form 50-296

| | | | | | Sales Tax Information | | Franchise Tax | Other Property Tax Abatements Sought | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Sales-Taxable Expenditures | | Franchise Tax | County | City | Hospital | Other |
| | | Year | School Year (YYYY-YYYY) | Tax/ Calendar Year YYYY | Column F: Estimate of total annual expenditures* subject to state sales tax | Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax | Column H: Estimate of Franchise tax due from (or attributable to) the applicant | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement | Fill in percentage exemption requested or granted in each year of the Agreement |
| The year preceding the first complete tax year of the qualifying time period (assuming no deferrals) | | | 2011-2012 | 2011 | $ 1,399,500 | $ 14,150,500 | $ - | N/A | N/A | N/A | N/A |
| | Complete tax years of qualifying time period | 1 | 2012-2013 | 2012 | $ 4,140,000 | $ 41,860,000 | $ - | N/A | N/A | N/A | N/A |
| | | 2 | 2013-2014 | 2013 | $ 3,856,500 | $ 38,993,500 | $ 750,000 | N/A | N/A | N/A | N/A |
| | Value Limitation Period | 3 | 2014-2015 | 2014 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Tax Credit Period (with 50% cap on credit) | | 4 | 2015-2016 | 2015 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 5 | 2016-2017 | 2016 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 6 | 2017-2018 | 2017 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 7 | 2018-2019 | 2018 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 8 | 2019-2020 | 2019 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 9 | 2020-2021 | 2020 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 10 | 2021-2022 | 2021 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Credit Settle-Up Period | Continue to Maintain Viable Presence | 11 | 2022-2023 | 2022 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 12 | 2023-2024 | 2023 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| | | 13 | 2024-2025 | 2024 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Post- Settle-Up Period | | 14 | 2025-2026 | 2025 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |
| Post- Settle-Up Period | | 15 | 2026-2027 | 2026 | $ - | $ - | $ 750,000 | N/A | N/A | N/A | N/A |

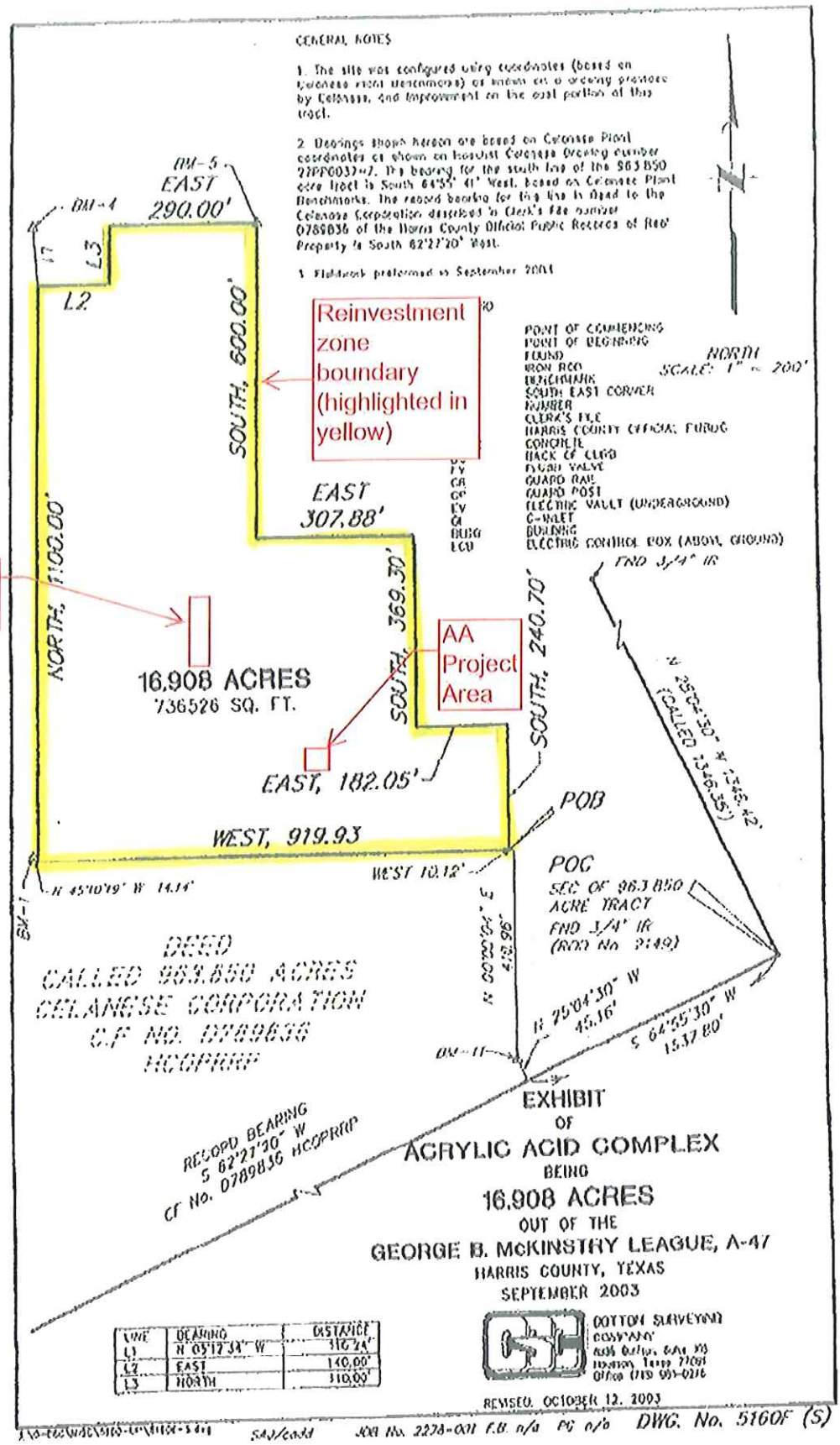
*For planning, construction and operation of the facility.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

12/28/10
DATE

## ATTACHMENT 21

A map of the proposed reinvestment zone is attached as is a vicinity map. The reinvestment zone will be established by the Board of Trustees of La Porte ISD at a later date and will be certified by the district.

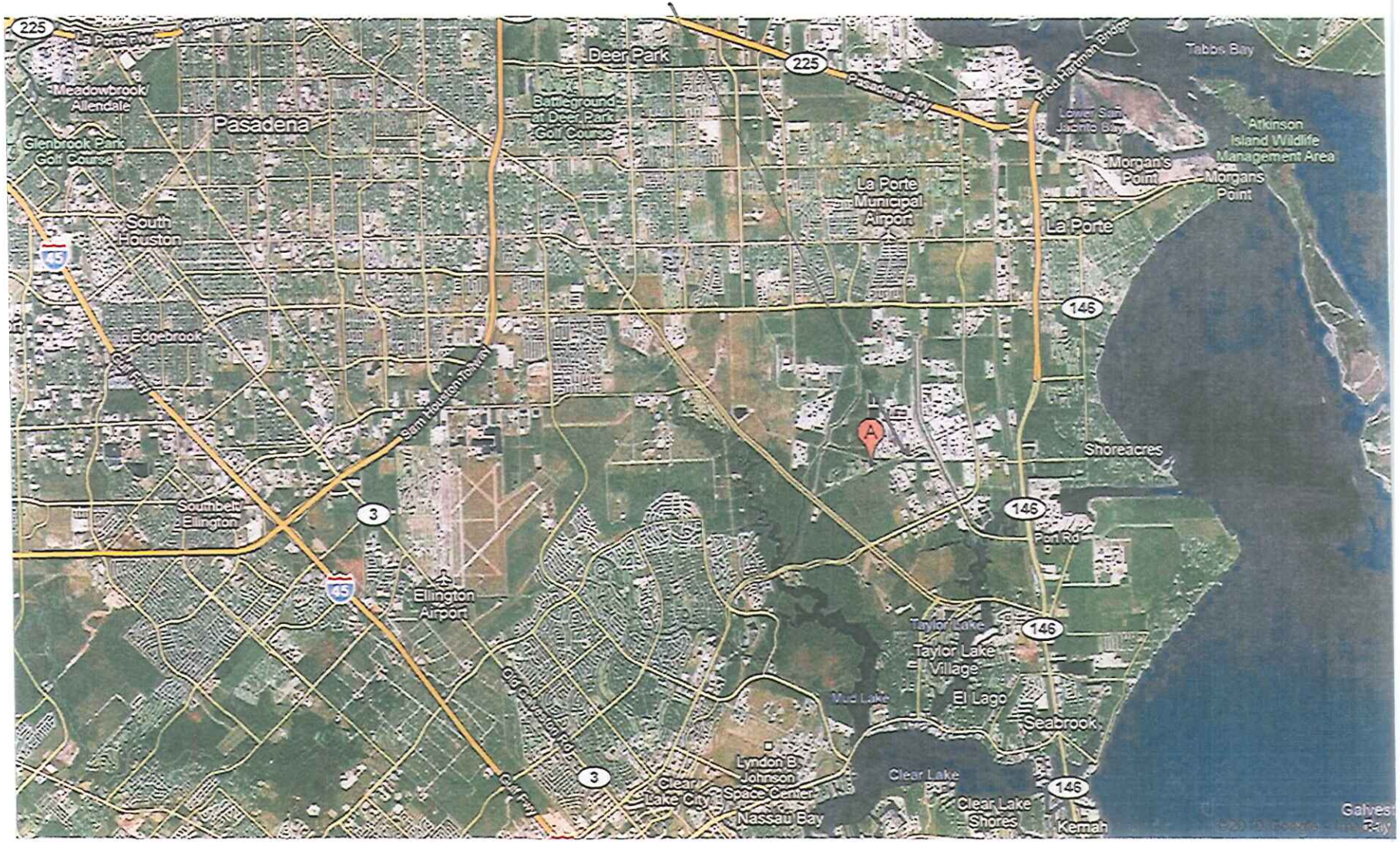



ATTACHMENT 21

Google maps

To see all the details that are visible on the screen, use the "Print" link next to the map.

PROJECT LOCATION




ATTACHMENT 21
VICINITY MAP

# Map

ATTACHMENT 21
LPISD MAP

## ATTACHMENT 22

The resolution of the Board of Trustees of La Porte ISD establishing the reinvestment zone will be provided at a later date.

ATTACHMENT 23

The legal description of the proposed reinvestment zone is attached.

Acrylic Acid Complex
16.908 Acres

George B. McKinstry League
Abstract No. 47

STATE OF TEXAS §

COUNTY OF HARRIS §

A METES AND BOUNDS description of a 16.908 acre tract of land in the George B. McKinstry League, Abstract No. 47 in Harris County Texas, being a portion of a called 963.850 acre tract described in Deed to Celanese Corporation as recorded in Clerk's File number D789836 of the Harris County Official Public Records of Real Property; said 16.908 acre tract of land more particularly described as follows with all bearings based Celanese Plant coordinates as shown on Hoechst Celanese Drawing number 27PP0037-7:

COMMENCING at a found 3/4-inch iron rod (rod number 2149) at the southeast corner of the said 963.850 acre tract, from said iron rod a found 3/4-inch iron rod bears North 25°04'30" West, 1346.42 feet (called 1346.35 feet);

THENCE, South 64°55'30" West, (for reference this bearing is called South 62°27'20" West in Clerk's File number D789836 of the Harris County Official Public Records of Real Property) along the south line of the said 963.850 acre tract, 1537.80 feet to a point;

THENCE, North 25°04'30" West, 45.16 feet to Celanese Benchmark 11;

THENCE, North 00°00'04" East, 410.96 feet to a point, from said point Celanese Benchmark 12 bears North 00°00'04" East, 1209.86 feet;

THENCE, West, 10.12 feet to the POINT OF BEGINNING of the herein described 16.908 acre tract of land;

THENCE, West, 919.93 feet to a point for corner, from said point, Celanese Benchmark number 1 bears North 45°10'19" West, 14.14 feet;

THENCE, North, 1100.00 feet to a point for corner, from said point, Celanese Benchmark 4 bears North 05°12'34" West, 110.24 feet;

THENCE, East, 140.00 feet to a point for corner;

THENCE, North, 110.00 feet to a point for corner;

THENCE, East, 290.00 feet to a point for corner on a brass cap (Celanese Benchmark 5);

THENCE, South, 800.00 feet to a point for corner;

THENCE, East, 307.88 feet to a point for corner;

THENCE, South, 369.30 feet to a point for corner;

THENCE, East, 182.05 feet to a point for corner;

THENCE, South, 240 70 feet to the POINT OF BEGINNING, CONTAINING 16.908 of acres of land in Harris County Texas as shown on drawing number 5160 F(s) in the offices of Colton Surveying in Houston Texas.

September 3, 2003
I:\WP\Surveying\ds\2200-2299\2276\95\W16 908.DOC

GENERAL NOTES

1. The site was configured using coordinates (based on Celanese Plant Benchmarks) as shown on a drawing provided by Celanese.

2. Bearings shown hereon are based on Celanese Plant coordinates as shown on Hoechst Celanese Drawing number 27PP0037-7. The bearing for the south line of the 963.850 acre tract is South 64°55' 41" West, based on Celanese Plant Benchmarks. The record bearing for this line in Deed to the Celenase Corporation described in Clerk's File number D789836 of the Harris County Official Public Records of Real Property is South 62°27'20" West

3. Fieldwork preformed in September 2003.

4. No improvements were located for this exhibit.

## ATTACHMENT 24

The proposed reinvestment zone will be created by the Board of Trustees of La Porte ISD. Creation of the reinvestment zone by a school board does not require guidelines and criteria.