

IN THE COMMISSIONERS COURT  
OF  
BROWN COUNTY

ORDER AUTHORIZING THE CREATION OF A  
COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE  
KNOWN AS

**BROWN COUNTY ENERGY TRANSPORTATION  
REINVESTMENT ZONE NO. 1**

**ESTABLISHING A BASE YEAR FOR AD VALOREM TAX VALUES,  
CREATING AND STATING THE TERMS AND DUTIES OF THE  
BROWN COUNTY ENERGY TRANSPORTATION  
REINVESTMENT ZONE ADVISORY BOARD, AND  
ESTABLISHING AN AD VALOREM INCREMENT ACCOUNT**

BE IT REMEMBERED, that the Commissioners Court of Brown County, Texas, prior to this date, has provided public notice by publication in a newspaper of general circulation in the county to be printed not less than seven (7) days prior to a public hearing, and after conducting said public hearing as required by §222.1071 of the Texas Transportation Code on the 31<sup>st</sup> day of December, 2013, the Commissioners Court of Brown County, Texas does hereby:

1. Make a formal determination that Brown County has been severely affected by the development of new oil and gas activity within the county generally, and more particularly, adversely affected by the increased heavy truck traffic on county maintained roads, and
2. Further determine that Brown County would benefit from the availability of funds provided by the State of Texas pursuant to the provisions of Chapter 256 of the Texas Transportation Code, and
3. The area described more fully herein is unproductive and underdeveloped and the creation of a County Energy Transportation Reinvestment Zone would promote the public safety, facilitate the improvement, development or redevelopment of the property affected and enhance the County's ability to sponsor transportation projects within the County to be funded by said zone.
4. Finally, the creation of a County Energy Transportation Reinvestment Zone and the establishment of an ad valorem tax increment account will assist the county in addressing

the fiscal needs of the county, while permitting enhanced stability in the county budgeting process.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Commissioners Court of Brown County, Texas, hereby establishes and creates a County Energy Transportation Reinvestment Zone as authorized by Chapter 222 of the Texas Transportation Code, such Zone to be titled as Brown County Energy Transportation Reinvestment Zone No. 1 and operated in compliance with said Chapter, and the Commissioners Court further designates the contiguous territory identified in Exhibit A, attached hereto and incorporated herein by this reference, as the zone in which the captured appraised value of real property located within the zone shall be used to determine the tax increment funds to be devoted to transportation infrastructure projects within the limits of the County to be funded by said zone. The Court reserves the right to supplement this Order with corrections, modifications or other information which may be necessary to permit the correct determination of taxable values in subsequent years by filing an Order of Supplementation, and providing the same to the Brown County Appraisal District.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the base year for purposes of determining the subsequent tax increment for the Brown County Energy Transportation Reinvestment Zone No. 1 shall be the tax appraisal year of 2013, being the tax appraisal roll in effect on the adoption of this Order, on the 3<sup>rd</sup> day of February, 2014.

In this regard, it is the FURTHER ORDER OF THIS COMMISSIONERS COURT, that an Advisory Board for the Brown County Energy Transportation Reinvestment Zone No. 1, is hereby created, whose members shall serve for two years terms, and whose successors may be appointed by the Commissioners Court as their terms expire, or as vacancies may occur from time to time. The Advisory Board for the Brown County Energy Transportation Reinvestment Zone No. 1, shall not be entitled to receive compensation for service on the board, nor entitled to reimbursement for expenses incurred in performing services as a member of the Advisory Board. The Advisory Board shall perform such tasks or functions as provided by law and as the Commissioners Court may from time to time require of the Advisory Board. The Advisory Board shall review all project plans for the zone created by this Order, and shall provide comment and recommendations to the Commissioners Court regarding the development of all plans and expenditure of funds from the Tax Increment Account established to benefit Transportation Infrastructure Projects within the County to be funded by the zone created by this

Order. Such recommendations shall be duly considered by the Commissioners Court, but are not binding upon the Commissioners Court.

Members of the Advisory Board are:

Bill Murphree	Member
Ronnie Taylor	Member
Vanessa Gordon	Member
Russell Davis	Member

IT IS FURTHER ORDRED, ADJUDGED AND DECREED that the County Treasurer shall establish a suitable interest bearing account, to be known as the Brown County Energy Transportation Reinvestment Zone No. 1 Tax Increment Account, and that such funds as may be accrued, pursuant to the provisions of §222.1701, Texas Transportation Code, shall be deposited annually into said account, together with such other and sundry funds as may be allocated to the said tax increment account by the Commissioners Court of Brown County, Texas. Such funds may only be expended in compliance with Section 222.1071 (i) and (j), of the Texas Transportation Code, and only by separate Order of the Commissioners Court.

The Brown County Energy Transportation Reinvestment Zone No. 1 shall remain in full force and effect for the initial term of ten years from the date of formation, and shall terminate on December 31 of the tenth (10<sup>th</sup>) year after designation of the zone, unless terminated earlier in conformity with law.

Read and Adopted this 3<sup>d</sup> day of February, 2014, by a vote of 5 ayes and 0 nays.

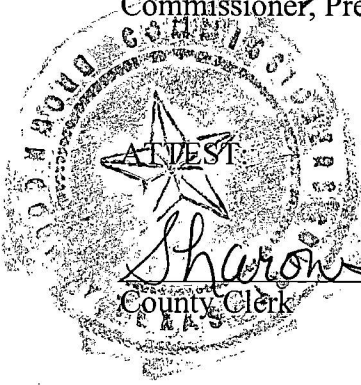
E Ray West  
County Judge

*[Handwritten Signature]*  
Commissioner, Precinct 1

*[Handwritten Signature]*  
Commissioner, Precinct 2

*[Handwritten Signature]*  
Commissioner, Precinct 3

*[Handwritten Signature]*  
Commissioner, Precinct 4



*[Handwritten Signature]*  
County Clerk

**Brown County Energy Transportation  
Reinvestment Zone No. 1**

**Exhibit A**

Brown County Energy Transportation Reinvestment Zone No. 1, as authorized by Chapter 222 of the Texas Transportation Code, will include the full existing right of way of Brown County Road 120, beginning at the intersection of Cross Plains Highway S.H. 279 and County Road 120, then continuing to the intersection of County Road 411 and County Road 120, more or less the point of termination, and will include the full existing right of way of Brown County Road 411, beginning at the intersection County Road 120 and County Road 411, then continuing to the intersection of County Road 411 and Red River Bridge, more or less the point of termination, identified in the map, attached hereto.

The following properties will also be included in the zone:

Tax Parcel ID#	Description:
26724	ROBERT MITCHELL, SURVEY 140, ABSTRACT 621, ACRES 984.6
80234	ROBERT MITCHELL, SURVEY 140, ABSTRACT 621, ACRES 0.71
26728	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 199.958
26730	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 179.5
26732	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 178.95
26736	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 492.55
26739	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 575.63
26741	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 1278.5
26743	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 110.9
75812	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 1.09
20002189	LEASE Q3660 NEWTON, ROSS J, CWC OIL & GAS 195804, RI 0.09375000, 361 ACRES R MITCHELL
20002190	LEASE Q3660 NEWTON, ROSS J, CWC OIL & GAS 195804, RI 0.00625000, 361 ACRES R MITCHELL
20002191	LEASE Q3660 NEWTON, ROSS J, CWC OIL & GAS 195804, RI 0.00625000, 361 ACRES R MITCHELL
20002380	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, OR 0.00750000, 400 ACRES ROBERT MITCHELL SECT 141
20002381	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, OR 0.00750000, 400 ACRES ROBERT MITCHELL SECT 141
20002382	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, OR 0.09500000, 400 ACRES ROBERT MITCHELL SECT 141
20002383	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, OR 0.00750000, 400 ACRES ROBERT MITCHELL SECT 141
20002384	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, OR 0.00750000, 400 ACRES ROBERT MITCHELL SECT 141
20002385	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, RI 0.06250000, 400 ACRES ROBERT MITCHELL SECT 141
20002386	LEASE G8350 EUBANK, J B UNT_3,4,8, HALCON OPERATING CO 344412, RI 0.06250000, 400 ACRES ROBERT MITCHELL SECT 141
20004077	ROBERT MITCHELL, SURVEY 141, ABSTRACT 623, ACRES 492.55

