



FORT BEND CENTRAL APPRAISAL DISTRICT

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May 19, 2008

Office of the Chief Clerk - MC 105
Texas Commission on Environmental Quality
PO Box 13087
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CHIEF CLERKS OFFICE

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Re: TCEQ Use Determination No. **07-11969**

Dear Ms. Castañuela,

I am writing this letter as an official appeal of the TCEQ's property tax Pollution Control Exemption Use Determination with the tracking number **07-11969** filed by **Brazos Valley Energy, LP** for the **Brazos Valley Power Generation** facility. We believe that the Heat Recovery Steam Generators described in this application are production equipment in that they burn natural gas to create steam to generate electricity. This creates pollutants, not reduces them.

Secondly, the pollution control components associated with the HRSG's that do reduce pollution have already been exempted under Use Determination 02-6852. Therefore, this second exemption of the entire HRSG only serves to exempt the non-pollution control components of the units.

I respectfully request that our appeal regarding this Use Determination be granted and the exemption be denied.

Hugh L. Landrum & Associates, Inc. will be acting as our agent in this matter.

Thank you for your time and consideration.

Sincerely,

Glen Whitehead, RPA
Chief Appraiser
Fort Bend County Appraisal District