

# BRAZORIA COUNTY APPRAISAL DISTRICT

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Cheryl Evans  
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May 19, 2008

Office of the Chief Clerk - MC 105  
Texas Commission on Environmental Quality  
PO Box 13087  
Austin, TX. 78711-3087

Re: TCEQ Use Determination No. **07-11994**

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 **07-11994** filed by **Freeport energy Center LP** for the **Freeport energy Center LP** facility. We believe that the Heat Recovery Steam Generator described in this application is production equipment in that it burns natural gas to create steam to generate electricity. This creates pollutants, not reduces them.

Secondly, the pollution control components associated with the HRSG that do reduce pollution have already been exempted under Use Determination 05-8894. 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,



Cheryl Evans  
Chief Appraiser  
Brazoria County Appraisal District

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2008 MAY 21 AM 10:01  
CHIEF CLERKS OFFICE