

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
APPLICATION FOR USE DETERMINATION
FOR POLLUTION CONTROL PROPERTY
(REVISED JANUARY 2008)**

The Texas Commission on Environmental Quality (TCEQ) has the responsibility to determine whether a property is a pollution control property. A person or political subdivision seeking a use determination for pollution control property must complete the attached application or use a copy or similar reproduction. For assistance in completing this form refer to the TCEQ guidelines document, *Property Tax Exemptions for Pollution Control Property*, as well as 30 TAC §17, rules governing this program. For additional assistance please contact the TCEQ Tax Relief for Pollution Control Property Program at (512) 239-3100. The application should be completed and mailed, with the appropriate fee, to: TCEQ MC-214, Cashiers Office, P.O. Box 13088, Austin, Texas 78711-3088.

1. GENERAL INFORMATION

A. What is the type of ownership of this facility:

- | | |
|---|--|
| <input type="checkbox"/> Corporation | <input type="checkbox"/> Sole Proprietor |
| <input checked="" type="checkbox"/> Partnership | <input type="checkbox"/> Utility |
| <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Other |

B. Size of company: Number of Employees

- | | |
|---|---|
| <input checked="" type="checkbox"/> 1 to 99 | <input type="checkbox"/> 1,000 to 1,999 |
| <input type="checkbox"/> 100 to 499 | <input type="checkbox"/> 2,000 or more |
| <input type="checkbox"/> 500 to 999 | |

C. Business Description: (Provide a brief description of the type of business or activity at the facility)

2. TYPE OF APPLICATION

- | | |
|---|---|
| <input type="checkbox"/> Tier I \$150 Fee. | <input type="checkbox"/> Tier III \$2,500 Fee. |
| <input type="checkbox"/> Tier II \$1,000 Fee. | <input checked="" type="checkbox"/> Tier IV \$500 Fee |

NOTE: Enclose a check or money order to the TCEQ along with the application to cover the required fee.

3. NAME OF APPLICANT

- A. Company Name: EN Services LP, (representing Entergy Power Ventures LP, Northeast Texas Electric Cooperative and East Texas Electric Cooperative)
- B. Mailing Address: PO Box 61000, % Gene Doss (L-ENT-12B)
- C. City, State, ZIP: New Orleans, LA 70161

4. PHYSICAL LOCATION OF PROPERTY REQUESTING A TAX EXEMPTION

- A. Name of Facility or Unit: Harrison County Power Project
- B. Type of Mfg. Process or Service: Natural Gas Fired Combined Cycle Electric Power Generation
- C. Street Address: Approximately 8 miles south of Marshall, TX on Hwy 43
- D. City, State: Marshall, TX
- E. Tracking Number (Optional): _____
- F. Customer Registration Number (Optional): _____

PAY TO THE ORDER OF STATE COMPTROLLER TCEQ
844673 3-38

08-12696

5. APPRAISAL DISTRICT WITH TAXING AUTHORITY OVER PROPERTY

- A. Name of Appraisal District: Harrison County Central Appraisal District
- B. Appraisal District Account Number: 7 24 200300100000000000

6. CONTACT NAME (must be provided)

- A. Company/Organization Name: Entergy Services Inc
- B. Name of Individual to Contact: Gene Doss, T-TMBR-2N
- C. Mailing Address: 2001 Timberloch Place, 2nd Floor North
- D. City, State, ZIP: The Woodlands, TX 77380
- E. Telephone number and fax number: 281-297-3675 (fax: 281-297-3745)
- F. E-Mail address (if available): gdoss@entergy.com

7. RELEVANT RULE, REGULATION, OR STATUTORY PROVISION

MEDIUM	RULE/REGULATION/LAW
Air	TCEQ Rules (Chapter 30): 101.21. The National Primary and Secondary Ambient Air Quality Standards, as promulgated pursuant to Section 109 of the Federal Clean Air Act, as amended, will be enforced throughout all parts of Texas
Water	
Waste	

8. DESCRIPTION OF PROPERTY (Complete for all applications)

The Harrison County Power Project (HCPP) is a competitive, merchant electric generating facility. HCPP incorporates a two-on-one configuration - 2 General Electric Frame 7 FA combustion turbines, two fired HRSGs and one General Electric D 11 steam turbine - which provides for a nominal generating capacity of 570 MW with the fired duct burners.

Ambient air is drawn through an air filtration intake structure into the inlet compressor section of the turbine, mixed with natural gas and is burned in the dry low-NOx combustors, which exhaust the hot gases through rows of stationary vanes and rotating blades. These hot exhaust gases turn the turbine and drive a generator to produce electric power for distribution. The combustion turbine (CT) are General Electric Frame 7 FA units with the capacity of producing a nominal 170 MW of electricity each. The exhaust gases pass through the HRSG where boiler feed water is converted into steam. The steam is used to drive a steam turbine and generator, which nominally produces an additional 230 MW of electricity. Collectively, the combustion gas turbine generator and steam turbine form a combined cycle power plant. The gas turbines and duct burners are fueled solely by natural gas.

The combustion emissions from the turbines and duct burners are vented to the HRSGs where the exhaust gases pass through the Selective Catalytic Reduction (SCR) unit. After passing through the SCR, the exhaust gases are vented to the atmosphere through two stacks (EPN STACK1 and STACK2).

9. PARTIAL PERCENTAGE CALCULATION

This application is for the same 100% determination as previously issued to others by the TCEQ for similar HRSGs.

10. PROPERTY CATEGORIES AND COSTS

List each control device or system for which a use determination is being sought. Provide additional attachments for more 3 properties

Property	Taxable On 1/01/94?	DFC Box	ECL #	Estimated Cost	Use %
Land	Not applicable	-----	-----	-----	-----
Property Two (2) Heat Recovery Steam Generators used in the generation of electricity	No	Part B – DFC 3 (yes)	B-8	\$24,762,475	100%
Totals					

11. EMISSION REDUCTION INCENTIVE GRANT

Will an application for an Emission Reduction Incentive Grant be filed for this property/project?

Yes No

12. APPLICATION DEFICIENCIES

After an initial review of the application, the TCEQ may determine that the information provided with the application is not sufficient to make a use determination. The TCEQ may send a notice of deficiency, requesting additional information that must be provided within 30 days of the written notice.

13. FORMAL REQUEST FOR SIGNATURE

By signing this application, you certify that this information is true to the best of your knowledge and belief.

NAME: Gene E. Doss DATE: 6.30.08

TITLE: Tax Advisor

COMPANY: Entergy Services Inc

Under Texas Penal Code, Section 37.10, if you make a false statement on this application, you could receive a jail term of up to one year and a fine up to \$2,000, or a prison term of two to 10 years and a fine of up to \$5,000.

14. DELINQUENT FEE/PENALTY PROTOCOL

This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.(Effective September 1, 2006)

TCEQ-00611 (Revised January 2008)

Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 10, 2012

Mr. Gene E Doss
Tax Advisor
Entergy Services Inc
2ndFloor North
2001 Timberloch Place
The Woodlands, Texas 77380

Re: Notice of Negative Use Determination
EN Services LP
Harrison County Power Project
8 Miles S of Marshall on 43
Marshall (Harrison County)
Application Number: 12696

Dear Mr. Doss:

This letter responds to EN Services LP's Application for Use Determination, received July 3, 2008, pursuant to the Texas Commission on Environmental Quality's (TCEQ) Tax Relief for Pollution Control Property Program for the Harrison County Power Project.

The TCEQ has completed the review for application #12696 and has issued a Negative Use Determination for the property in accordance with Title 30 Texas Administrative Code (TAC) §17.4 and §17.6. Heat recovery steam generators are used solely for production; therefore, are not eligible for a positive use determination.

Please be advised that a Negative Use Determination may be appealed. The appeal must be filed with the TCEQ Chief Clerk within 20 days after the receipt of this letter in accordance with 30 TAC §17.25.

If you have questions regarding this letter or need further assistance, please contact Ronald Hatlett of the Tax Relief for Pollution Control Property Program by telephone at (512) 239-6348, by e-mail at ronald.hatlett@tceq.texas.gov, or write to the Texas Commission on Environmental Quality, Tax Relief for Pollution Control Property Program, MC-110, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in cursive script, appearing to read "cgoodin".

Chance Goodin, Team Leader
Stationary Source Programs
Air Quality Division

CG/RH

Mr. Gene E Doss
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cc: Chief Appraiser, Harrison County Appraisal District, P. O. BOX 818, Marshall, Texas 75671