

Application for Exemption for Cotton Stored in a Warehouse

Appraisal District's Name

Phone (area code and number)

Address, City, State, ZIP Code

GENERAL INSTRUCTIONS: This application is for a person who operates a warehouse used primarily for the storage of cotton intended for transportation outside of this state pursuant to Tax Code Section 11.437. These warehouse operators may use this form to apply for the freeport exemption under Tax Code Section 11.251 on the behalf of all the owners of the cotton stored in the warehouse. This application applies to property owned on Jan. 1 of this year.

FILING INSTRUCTIONS: This document and all supporting documentation must be filed with the appraisal district office in each county in which the property is taxable so that the chief appraiser is able to determine whether the statutory qualifications for the exemption have been met. Do not file this document with the Texas Comptroller of Public Accounts. A directory with contact information for appraisal district offices may be found on the Comptroller's website.

APPLICATION DEADLINES: The completed application and supporting documents must be submitted to the appraisal district between Jan. 1 and April 30 of the tax year for which you request the exemption. For good cause shown, the chief appraiser may extend the deadline for filing the application by written order for a single period not to exceed 60 days. The chief appraiser may disapprove the application and request additional information. If the chief appraiser requests additional information, it must be furnished within 30 days after the date of the request or the application is denied. For good cause shown, the chief appraiser may extend the deadline for furnishing the information by written order for a single period not to exceed 15 days. If the chief appraiser denies the application, the owner may protest that determination to the county appraisal review board under Tax Code Chapter 41.

A late application may be filed, but not later than June 15 for the year for which the exemption is requested. If a late-filed application is approved, the owner is liable to each taxing unit for a penalty equal to 10 percent of the difference between the amount of tax imposed by the taxing unit on the inventory or property (a portion of which consists of freeport goods) and the amount that would otherwise have been imposed. [Tax Code Section 11.4391]

DUTY TO NOTIFY: Once this exemption is allowed, an application does not have to be filed annually unless the ownership of the property or qualifications for the exemption changes. The chief appraiser may require a new application to be filed to confirm current eligibility by sending written notice and an application form. If eligibility ends, the property owner must notify the appraisal office in writing before May 1 after the eligibility ends.

State the tax year for which you are applying for the exemption.

Tax Year

SECTION 1: Warehouse Operator/Applicant

Provide the below information for the warehouse operator/applicant.

 Individual Partnership Corporation Other (specify): _____

Name of Warehouse Operator/Applicant

Driver's License, Personal I.D. Certificate
Social Security Number or Federal Tax I.D. Number*

Physical Address, City, State, ZIP Code

Primary Phone Number (area code and number)

Email Address**

Mailing Address of Warehouse Operator/Applicant (if different from the physical address provided above):

Mailing Address, City, State, ZIP Code

SECTION 2: Authorized Representative

If you are an individual warehouse operator filing this application on the behalf of the owner(s) of the cotton stored in your warehouse, skip to section 3; all other applicants are required to complete section 2.

Please indicate the basis for your authority to represent the warehouse operator in filing this application:

- Officer of the warehouse
General Partner of the warehouse
Attorney for warehouse operator
Agent for tax matters appointed under Tax Code Section 1.111 with completed and signed Form 50-162
Other and explain basis:

Provide the following information for the individual with the legal authority to act for the warehouse operator in this matter:

Name of Authorized Representative
Driver's License, Personal I.D. Certificate or Social Security Number*
Title of Authorized Representative
Primary Phone Number (area code and number)
Email Address**
Mailing Address, City, State, ZIP Code

SECTION 3: Property Owner(s)

Fill out the below information for owner(s) of cotton stored at the warehouse you operate. You may attach a separate document listing the below information for owner(s) for whom you are applying for the exemption.

- Individual
Partnership
Corporation
Other (specify):

Name of Property Owner
Driver's License, Personal I.D. Certificate
Social Security Number or Federal Tax I.D. Number*
Physical Address, City, State, ZIP Code
Primary Phone Number (area code and number)
Email Address**
Mailing Address of Property Owner (if different from the physical address provided above):
Mailing Address, City, State, ZIP Code

SECTION 4: Warehouse Information

Address, City, State, ZIP Code
Legal Description (if known)
Appraisal District Number (if known)

If the warehouse is used to store items other than cotton, state the other uses and give the percentage of the warehouse that is used for each other use. Continue on additional pages if necessary.

Table with 2 columns: Non-Cotton Storage Use, Percentage Devoted to Use

SECTION 5: Property Information

1. Will all of this cotton be transported out of the state this year? Yes No
 If no, what portion will not be transported out of the state within 175 days of the date you acquired it or brought it into Texas? _____
2. Have you applied for Sept. 1 inventory appraisal? Yes No
3. Was all of the cotton transported out of this state throughout last year? Yes No
 If no, provide the months during which portions of the cotton were transported out of the state last year.

4. Total cost of cotton sold for the entire year ending December 31, _____* \$ _____
* Year preceding year of application
5. Total cost of cotton sold that was shipped out of Texas within 175 days of the date you acquired it or brought it into Texas last year, less the cost of any goods, raw materials or supplies incorporated into it that were not eligible for the freeport exemption or were in Texas for more than 175 days. \$ _____
6. On what types of records do you base the amounts given above? *(Check all that apply.)*
 Audited financial statement Sales records Internal reports
 Bills of lading Texas franchise tax reports Other *(describe)* _____
7. Percentage of last year's cotton value represented by freeport goods *(line 5 divided by line 4)*. %
8. Will the percentage of cotton transported out of Texas this year be significantly different than the percentage transported out last year? Yes No
 If yes, why? _____
9. What was the market value of the cotton on Jan. 1 of this year, or Sept. 1 of last year if qualified for Sept. 1 inventory appraisal? \$ _____
10. What is the value of cotton you claim will be exempt this year? \$ _____

SECTION 6: Certification and Signature

NOTICE REGARDING PENALTIES FOR MAKING OR FILING AN APPLICATION CONTAINING A FALSE STATEMENT: If you make a false statement on this form, you could be found guilty of a Class A misdemeanor or a state jail felony under Penal Code Section 37.10.

I, _____, swear or affirm the following:
Printed Name of Warehouse Operator or Authorized Representative

1. that each fact contained in this application is true and correct;
2. that the property described in this application meets the qualifications under Texas law for the exemption claimed; and
3. that I have read and understand the *Notice Regarding Penalties for Making or Filing an Application Containing a False Statement*.

sign here ➔

Signature of Warehouse Operator or Authorized Representative

Date

* If the applicant is a company or other legal entity (not an individual), the Federal Tax I.D. Number is to be provided. Disclosure of your social security number (SSN) may be required and is authorized by law for the purpose of tax administration and identification of any individual affected by applicable law. Authority: 42 U.S.C. § 405(c)(2)(C)(i); Tax Code Section 11.43(f). Except as authorized by Tax Code Section 11.48(b), a driver's license number, personal identification certificate number, or social security number provided in this application for an exemption filed with your county appraisal district is confidential and not open to public inspection under Tax Code Section 11.48(a).

** An email address of a member of the public could be confidential under Government Code Section 552.137; however, by including the email address on this form, you are affirmatively consenting to its release under the Public Information Act.