

**ORDER UPON HEARING AND GRANTING PETITION FOR THE CREATION
OF MARBLE FALLS RANCH FRESH WATER SUPPLY DISTRICT NO. 1 IN
BURNET COUNTY AND APPOINTING TEMPORARY SUPERVISORS**

WHEREAS, there has been presented to and came to be considered by the Commissioners Court of Burnet County, Texas (the "County"), a Petition for the Creation of Marble Falls Ranch Fresh Water Supply District No. 1 in Burnet County (the "Petition"), signed by current landowners of the property to be included within the proposed District, such property being described on Exhibit "A" attached hereto and incorporated herein for all purposes, praying for the creation and establishment of a fresh water supply district to be known as "Marble Falls Ranch Fresh Water Supply District No. 1 in Burnet County" (the "District"), situated wholly within the County, which Petition has been considered by the Commissioners Court, and was set down for hearing, and notice of said hearing was given for the time and in the manner prescribed by law.

WHEREAS, the Commissioners Court having conducted said hearing and having heard the evidence, both oral and documentary, of all persons who appeared and offered evidence with reference thereto, find the following:

I.

That the Petition duly signed by a majority of the persons who hold title to land in the proposed District that represents a total value of more than 50 percent of the value of all the land to be included within the District, praying for the creation establishment of the District, was presented to the County Judge of the County; that \$100 has been deposited with the County Clerk of the County, to cover expenses incident to the hearing for the creation of the District; that the Petition fully meets the requirements of the law relating thereto and specifically conforms to Section 53.014, Texas Water Code; and that upon due consideration of the Petition, in accordance with Section 53.016, Texas Water Code, the same was by the County Judge set down for hearing before this Court on this date at 9:00 a.m., Burnet County Courthouse, 220 South Pierce, Burnet, Burnet County, Texas.

II.

That notice of such hearing has been duly given by posting a copy of such notice, duly issued by the County Clerk of the County, at the door of the Courthouse of the County and a copy of same at four (4) different public places within the District, which posting was done more than ten (10) days prior to the date fixed for such hearing, and that proper affidavit of the person or persons posting said notices of her or their action in respect to such posting has been made and returned to the County Clerk of the County as provided by law.

III.

That this Commissioners Court has jurisdiction to hear the Petition to determine whether or not the District shall be created under the provisions of, and endowed with the powers granted by, Section 59 of Article XVI of the Constitution of the State of Texas and Chapter 49 and 53, Texas Water Code, together with all amendments and additions thereto, that no part of the area described in the Petition is included within the limits of any other fresh water supply district, and that no part of the area is within the corporate limits or extraterritorial jurisdiction of any incorporated municipality that has not given written consent to the creation of the District in accordance with Section 42.042, Local Government Code, and all of said territory may be properly included in the District.

IV.

That, after full hearing and granting every interested person a full and complete opportunity to present evidence on the form and allegations of the Petition heretofore filed herein, the necessity and feasibility of the District and the benefits to accrue to the land situated therein by the construction and operation of the improvements contemplated to be made and whether or not the creation of the District and the construction and operation of such improvements would be a public utility and benefit and whether or not a necessity exists for the creation and establishment of the District and the construction and operation of said improvements, this Court affirmatively finds that the Petition has been signed by a majority of the persons who hold title to land in the proposed District that represents a total value of more than 50 percent of the value of all the land to be included within the District and meets all of the requirements of law, both as to form and allegations, and that the creation and establishment of the District and the construction and operation of the improvements contemplated to be made therein, is necessary, practical and feasible and would be of a benefit to the land situated therein and to the inhabitants included therein, and will be a public benefit and utility and that a necessity exists therefor;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS COURT OF BURNET COUNTY, TEXAS:

I.

That the Petition be and the same is hereby in all things granted and the District is hereby created and established for the purposes and with the powers set out under Section 59 of Article XVI of the Constitution of Texas and Chapter 49 and 53, Texas Water Code, together with all amendments and additions thereto, which District shall be organized to conserve, transport, and distribute fresh water from any sources for domestic and commercial purposes inside and/or outside the boundaries of the District, which District may, subject to compliance with the requirements of Section 53.121, Texas Water Code, as amended, purchase, construct, acquire, own, operate, repair, improve, and extend sanitary sewer systems to control wastes, and which District may, subject to compliance with the requirements of Section 53.029, Texas Water Code, as amended,

assume the rights, authority, privileges, and functions of a road district under Article III, Section 52(b)(3) of the Texas Constitution, Chapter 257, Transportation Code, and other general laws of the state relating to road districts. The boundaries of the District shall be as set forth on Exhibit "A" attached hereto and incorporated herein for all purposes. The District shall have the powers of government and authority to exercise the rights, privileges, and functions given to it by Chapter 49 and 53, Texas Water Code, as amended, or by any other State law.

II.

The following named persons are hereby appointed as temporary supervisors to serve on the board of the District until permanent supervisors are elected:

Charlie Betts
Charles Heimsath
Mike Kennedy
Jim Ritts
Joel Sher

III.

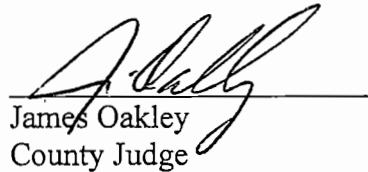
A certified copy of this Order shall be filed with the County Clerk of the County and shall be filed with the executive director of the Texas Commission on Environmental Quality within sixty (60) days after the date hereof.

IV.

The County Judge and County Clerk are each hereby authorized and directed to execute, attest, seal and deliver any and all certificates, documents, and other papers, with respect to the Petition for the Creation of Marble Falls Ranch Fresh Water Supply District No. 1 in Burnet County and to carry out the intents for purposes of this Order including the preambles hereto.

SIGNED AND SEALED THIS 26th day of June, 2018.


Janet Parker
County Clerk
(SEAL)


James Oakley
County Judge