

ORDER UPON HEARING ON A PETITION TO CREATE LAKE MCQUEENEY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1;
MAKING FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH;
ESTABLISHING LAKE MCQUEENEY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 1; AND DEFINING THE BOUNDARIES THEREOF; AND
CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

THE STATE OF TEXAS §
 §
COUNTY OF GUADALUPE §

WHEREAS, there has been presented to the County Judge of Guadalupe County, Texas, a petition (hereinafter referred to as the "Petition") requesting creation of a water control and improvement district to be known as Lake McQueeney Water Control and Improvement District No. 1 (hereinafter referred to as the "District"), under the authority of Article XVI, Section 59, Texas Constitution and Chapter 51, Texas Water Code, as amended, a copy of which Petition is attached hereto as Exhibit A and is incorporated herein for all purposes; and

WHEREAS, a Petition having been duly presented to the County Judge of Guadalupe County on the 14th day of November, 2019, a hearing before the Court on the Petition was set for 10:00 a.m. on the 17th day of December, 2019; and

WHEREAS, upon such hearing being convened there was presented proper proof and evidence that notice of such hearing had been posted; and

WHEREAS, the Court invited any interested person, or his or her attorney, to appear and contend for or contest the creation of the District and to offer testimony pertinent to any issue presented, and heard evidence on the Petition and all issues with respect to the creation of the District, including evidence on (i) whether the Petition is signed by more than fifty (50) persons holding title to land in the proposed District, since there are more than fifty (50) individual landowners in the proposed District, as indicated by the tax rolls of Guadalupe County, Texas; (ii) whether notice of the hearing on the Petition was properly given; (iii) whether organization of the District as requested is feasible and practicable; (iv) whether the land to be included and the residents of the proposed District will be benefited by the creation of the District; (v) whether there is a public necessity or need for the District; and (vi) whether creation of the District would further the public welfare; and

WHEREAS, the proponents of the District and others offered evidence, both oral and documentary, in favor of all of the foregoing matters and the allegations in the Petition and the creation of the District; and

WHEREAS, such hearing has been properly convened and based upon the evidence and testimony presented, this Court finds as follows:

- a. That the Petition is in proper form and was signed by more than fifty (50) persons holding title to land in the proposed District, since there are more than fifty (50) individual landowners in the proposed District, as indicated by the tax rolls of Guadalupe County, Texas;
- b. That the hearing upon such Petition was properly called, held, and conducted and that notice of such hearing was properly posted within the County;
- c. That this Court has jurisdiction to entertain such Petition and to hold and conduct hearings thereon and to enter upon the record and minutes of this Court its finding relative to such hearing under the provisions of Chapter 51, Texas Water Code, as amended;
- d. That the allegations contained in such Petition are true and correct and the relief sought in such Petition should in all respects be granted;
- e. That creation of the proposed District and the proposed improvements are feasible and practicable;
- f. That the land to be included and the residents of the proposed District will be benefited by the creation of the District;
- g. That there is a public necessity or need for the District;
- h. That creation of the District would further the public welfare; and
- i. That this meeting of the Commissioners Court of Guadalupe County, Texas, is open to the public and that proper notice has been given and posted as required by law.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Commissioners Court of Guadalupe County, Texas:

Section 1: That the foregoing findings and judgments of this Court are hereby determined to be true, correct, and complete and are hereby approved and adopted.

Section 2: That the Petition is in all respects granted.

Section 3: That Lake McQueeney Water Control and Improvement District No. 1 is hereby created and established, and the boundaries of such District are hereby defined as containing an area of approximately 909.49 acres of land, more or less,

situated wholly within Guadalupe County, Texas, as more particularly described by metes and bounds in Exhibit A to the Petition, which description is hereby incorporated by reference for all purposes as if set forth in full herein.

Section 4: That David Doughtie, John Ewald, Linsey Gillum, Paul A. Mueller, and Robert L. Worth are hereby appointed to serve as supervisors of the District to serve as provided by law, until their successors are elected or appointed in accordance with the law.

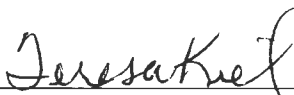
Section 5: That a copy of this Order and the findings and judgments of this Court relative to the hearing on the Petition to Create Lake McQueeney Water Control and Improvement District No. 1, shall be recorded in the minutes of this Court and in the Official Records of Guadalupe County, Texas.

PASSED AND ADOPTED this 17 day of December, 2019.



Kyle Kutscher, County Judge

ATTEST:


Teresa Kiel, County Clerk
Clerk of the Commissioners
Court of Guadalupe County, Texas



(SEAL)

Attachment:

Exhibit A: Petition for Creation