

THE STATE OF TEXAS §

COUNTY OF DENTON §

ORDER UPON HEARING AND GRANTING PETITION
TO CREATE FRESH WATER SUPPLY DISTRICT AND
CALLING AN ELECTION

On this 23rd day of November, 1982, the Commissioners' Court of Denton County, Texas, met in regular meeting at its regular meeting place in the Carroll Courts Building at Denton, Denton County, Texas, at 11:15 o'clock A.M., with the following members present, to-wit:

<i>Bunny Cole</i> George Preston	County Judge
Wallace Batey	Commissioner, Precinct No. 1
Lloyd Odle	Commissioner, Precinct No. 2
Lee Walker	Commissioner, Precinct No. 3
Bill Switzer	Commissioner, Precinct No. 4

There came on to be considered the petition, signed by a majority of the electors within the proposed District as well as the current landowners of the property to be included within the proposed District, praying for the organization and establishment of a fresh water supply district to be known as Denton County Fresh Water Supply District No. 1, situated wholly within said County, which said petition has heretofore 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.

And this 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 on the 8th of November, 1982, a petition duly signed by a majority of the electors within the proposed District as well as the current landowners of the property to be included within the proposed District, praying for the creation and establishment of said fresh water supply district, was presented to the Commissioners' Court; that \$100 has been deposited with the County Clerk of Denton County, Texas, to cover expenses incident to the

hearing and election for the creation of said District; that said petition fully meets the requirements of law relating thereto and specifically conforms to Chapter 53.014, Texas Water Code; and that upon due consideration of said petition, the same was by proper order of the Commissioners' Court set down for hearing before this Court on this date at 11:15 o'clock A.M., at the Carroll Courts Building, Denton, Denton 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 Denton County, Texas, at the door of the Courthouse of said county and a copy of same at four different public places within said proposed District, which said posting was done more than ten (10) days prior to the date fixed for said hearing, and that proper affidavit of the person posting said notices of his action in respect to such posting has been made and returned to the County Clerk of Denton County as provided by law.

III.

That this Commissioners' Court has jurisdiction to hear said petition and to order an election to determine whether or not the proposed District shall be created under the provisions of, and endowed with the powers granted by, Section 59 of Article XVI of the Constitution of Texas and Chapter 53, Texas Water Code, together with all amendments and additions thereto, and that no part of the area described in said petition is included within the limits of any other fresh water supply district, that the Town of Hebron and City of Lewisville have each consented to inclusion within the proposed District of the area within their respective incorporated boundaries and extra-territorial jurisdiction, that no part of the area is within the limits or extra-territorial jurisdiction of any other incorporated city, and all of said territory may be properly included in said proposed 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 said proposed 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 said 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 said District and the construction and operation of said improvements, this Court affirmatively finds that said petition has been signed by a majority of the qualified electors as well as the current landowners of the property to be included within the proposed District, and meets all of the requirements of law, both as to form and allegations, and that the creation and establishment of said 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 DENTON COUNTY, TEXAS:

I.

That said petition be and the same is hereby in all things granted and an election shall be held within the boundaries of such proposed District on the 15th of January, 1982, wherea§ the voters residing within such boundaries may determine if such proposed District shall be established for the purposes and with the powers set out under Section 59 of Article XVI of the Constitution of Texas and Chapter 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 proposed District and which District may purchase, construct, acquire, own, operate, repair, improve, and extend sanitary sewer systems to control wastes as provided by law; and for the election of five (5) supervisors and a person to be tax assessor and collector. Said election shall

be held at the residence of J.W. Tucker, Jr., on the extension of FM 423, South of SH 121, Rural Route 3, Lewisville, on the Bright Ranch, within said proposed District, and none but residents who are qualified voters of such proposed District shall be entitled to vote at said election. The following named persons are hereby appointed officers of said election:

J.W. Tucker, Jr.	Presiding Judge
Helen Tucker	Assistant Judge
Charles E. Baum	Clerk
Margaret L. Baum	Clerk

II.

The ballots of said election shall conform to the requirements of the Texas Election Code, as amended, so far as applicable, and, in addition to the requirements of Chapter 53, Texas Water Code, as amended, shall have printed thereon the following:

O F F I C I A L B A L L O T

PROPOSITION I

Place an "X" in the square beside the statement indicating the way you wish to vote.

FOR CREATION OF FRESH WATER SUPPLY DISTRICT

AGAINST CREATION OF FRESH WATER SUPPLY DISTRICT

PROPOSITION II

Vote for the candidates of your choice by placing an "X" in the square beside the candidates' names. Each voter may vote for five (5) supervisors, and one (1) tax assessor and collector but in no event shall any voter vote for more than five (5) supervisors and one (1) tax assessor and collector. If the voter does not desire to vote for any one (1) or all five (5) supervisors or the tax assessor and collector listed below, he shall write the names of the other persons for whom he wishes to vote in the spaces provided.

SUPERVISORS

J. W. TUCKER, JR.

HELEN TUCKER

CHARLES E. BAUM

E. BRETT LEA

SUSAN LEA

TAX ASSESSOR AND COLLECTOR

MARGARET L. BAUM

III.

Absentee voting in the election by personal appearance shall begin on the 20th day preceding the day of the election and shall continue through the 4th day preceding the day of the election. The clerk for absentee voting shall be Helen Tucker and the place at which such absentee voting shall be conducted is at the residence of J.W. Tucker, on the extension of FM 423, south of SH 121, Rural Route 3, Lewisville, on the Bright Ranch, within the boundaries of the proposed District.

The absentee voting clerk's mailing address to which ballot applications and ballots to be voted by mail may be sent is Route 3, Box 228, Lewisville, Texas 75056. The absentee voting clerk shall keep the absentee voting place open from 8:00 a.m. to 12:00 noon and from 1:00 p.m. to 5:00 p.m., on each day for absentee voting which is not a Saturday, a Sunday or an official state holiday.

IV.

The boundaries of the proposed District are as follows:

BEING a tract of land situated in the following surveys in Denton County, Texas;

W.J. Bonner Survey, Abstract No. 122
B.B.B. & C.R.R. Co. Survey, Abstract No. 173
B.B.B. & C.R.R. Co. Survey, Abstract No. 180
David Cook Survey, Abstract No. 234
Wm. C. Cantwell Survey, Abstract No. 293
James Dooley Survey, Abstract No. 343
B.F. Draper Survey, Abstract No. 367
H. Grooms Survey, Abstract No. 440
H. Grooms Survey, Abstract No. 441
S.M. Haydon Survey, Abstract No. 537
Henry Hedgecoxe Survey, Abstract No. 553
Haynes & Bullion Survey, Abstract No. 621
Amos Singleton Survey, Abstract No. 1138
Wm. Sparks Survey, Abstract No. 1201
B. Schoonover Survey, Abstract No. 1209
P.R. Splane Survey, Abstract No. 1218

J.B. Shipp Survey, Abstract No. 1227
T.C. Wilson Survey, Abstract No. 1352
Har. Young Survey, Abstract No. 1448
J.E. McWhorter Survey, Abstract No. 1690
J.T. Sherrona Survey, Abstract No. 1691

and BEING more particularly described as follows:

BEGINNING at the intersection of the southeast line of State Highway No. 121 with the east line of a County Road, said intersection being in the north line of the B. Schoonover Survey and south line of the Henry Hedgecoxe Survey and being also 75 feet more or less from the northerly northeast corner of the B. Schoonover Survey;

THENCE along the southeast right-of-way line of State Highway No. 121 as follows:

N. 57° 18' E., 479.7 feet;
N. 62° 44' E., 4500.3 feet;
N. 66° 35' E., 223.0 feet;
S. 63° 18' E., 86.9 feet;

THENCE leaving the southeast right-of-way line of State Highway No. 121, S. 01° 59' W., 309.5 feet;

THENCE S. 88° 21' E., 209.0 feet;

THENCE S. 01° 39' W., 3368.9 feet;

THENCE N. 88° 12' W., 1965.0 feet to a point in the common line of the J.B. Shipp Survey and T.C. Wilson Survey;

THENCE S. 01° 16' W. 20.6 feet along the common line of the J.B. Shipp and T.C. Wilson Surveys to a point 40 feet northerly, more or less, from the southeast corner of the T.C. Wilson Survey;

THENCE N. 88° 50' W., 2653.9 feet;

THENCE N. 40° 02' W., 213.3 feet;

THENCE N. 89° 35' W., 38.44 feet;

THENCE S. 00° 25' W., 328.54 feet;

THENCE S. 00° 32' E., 2266.0 feet;

THENCE S. 64° 35' W., 177.3 feet to a point being 140 feet westerly, more or less, from the southwest corner of the R. P. Hardin Survey, Abstract No. 613;

THENCE S. 01° 31' W., 2601.8 feet;

THENCE S. 56° 21' W., 247.5 feet to a point of intersection of the northwest line of a 50 foot wide county road with northeast right-of-way line of Farm to Market Road No. 544 (a 120 foot right-of-way at this point);

THENCE S. 30° 48' W. 120.0 feet crossing 90 degrees to the centerline, to a point in the southwest right-of-way line of F.M. No. 544;

THENCE S. 59° 12' E., 328.2 feet, along the southwest right-of-way line of F.M. No. 544;

THENCE S. 00° 16' E., 367.0 feet, leaving the southwest line of F.M. No. 544, to the northwest corner of the Haynes & Bullion Survey;

THENCE No. 89° 44' E., 1650.9 feet passing at 1527.3 feet the northeast corner of the Haynes & Bullion Survey and the northwest corner of the H. Grooms Survey, Abstract No. 441;

THENCE S. 00° 16' E., 3750.0 feet parallel to and 123.6 feet east of the common line of the Haynes & Bullion Survey and the H. Grooms Survey, Abstract No. 441, to a point in the north line of Wm. Sparks Survey;

THENCE N. 89° 44' E. 9.7 feet along the north line of the Wm. Sparks Survey;

THENCE S. 00° 16' E., 1875.0 feet to the northwest corner of the H. H. Reed Survey, Abstract No. 1116;

THENCE S. 89° 44' W., 1661.1 feet to a point in the east line of the James Dooley Survey;

THENCE S. 00° 16' E., 692.0 feet along the common line of the James Dooley Survey and H. Grooms Survey, Abstract No. 440, to the southeast corner of the said Dooley Survey;

THENCE S. 89° 44' W., at 500 feet, more or less, beginning along the centerline of a county road known as Hebron Parkway, and passing at 5318.6 feet the southwest corner of the said Dooley Survey, for a total distance of 7826.9 feet;

THENCE N. 05° 46' W., 412.2 feet;

THENCE S. 86° 55' E., 502.8 feet to a point in a fence line along the northwest bank of Indian Creek;

THENCE along said fence line on the northwest bank of Indian Creek as follows:

N. 29° 55' E., 202.7 feet;
N. 11° 03' E., 278.9 feet;
N. 39° 38' E., 245.7 feet;
N. 16° 27' W., 223.6 feet;
N. 79° 55' E., 258.5 feet to a point in the common line of the Wm. C. Cantwell Survey and the W.J. Bonner Survey;
N. 00° 57' E. 156.8 feet along the common line of the Cantwell and Bonner Surveys;
S. 82° 14' E., 347.2 feet;
N. 72° 11' E., 215.0 feet;
S. 81° 20' E., 212.8 feet;
N. 07° 01' E., 239.0 feet;
N. 87° 33' E., 348.3 feet;
N. 02° 44' E., 211.2 feet;
N. 37° 58' E., 131.8 feet;
N. 11° 38' E., 459.4 feet;
N. 46° 13' E., 291.3 feet to a point in a common line of the J.T. Sherrona Survey and the James Dooley Survey;

THENCE N. 00° 16' W., 322.0 feet, leaving the northwest bank of Indian Creek along the common line of the Sherrona and Dooley Surveys;

THENCE S. 89° 44' W., 2665.0 feet to a point in the west right-of-way line of Farm to Market Highway No. 2281;

THENCE N. 01° 08' W., 829.0 feet along the west line of F.M. Highway No. 2281;

THENCE S. 89° 44' W., 2654.0 feet;

THENCE N. 00° 16' W., 3340.8 feet to a point in the centerline of a public road and the common line of the Har. Young Survey and the B.B.B. & C.R.R. Co. Survey, Abstract No. 180;

THENCE along the centerline of the public road as follows:

S. 89° 44' W., 8.3 feet;
N. 60° 43' W., 290.5 feet to a point in the west line
of the B.B.B. & C.R.R. Co. Survey, Abstract No. 180 and
the west line of the J.R. McWhorter Survey;
N. 89° 50' W., 1565.2 feet;

THENCE N. 03° 00' E. 823.2 feet to a point in the southeast right-of-
way line of State Highway No. 121;

THENCE along the southeast line of S.H. No. 121 as follows:

N. 81° 54' E., 1940.2 feet to the beginning of a curve
to the left having a central angle of 20°20', a radius
of 5789.4 feet and a tangent length of 1038.2 feet;
Along the curve 2954.6 feet to end of curve;
N. 61° 35' E., 251.7 feet;
N. 66° 16' E. 245.0 feet to the point of intersection
of the southeast line of S.H. No. 121 and the west line
of F.M. No. 544;

THENCE along the west line of F.M. No. 544 as follows:

S. 43° 05' E., 67.6 feet;
S. 05° 25' E., 100.5 feet;
S. 00° 18' W., 1165.8 feet;
S. 00° 01' W., 773.5 feet;

THENCE N. 89° 44' E., 2600.6 feet along F.M. No. 544 and the
south line of the B.B.B. & C.R.R. Co. Survey, Abstract No. 180 to
the southeast corner of the B.B.B. & C.R.R. Co. Survey, the south
corner of the J.W. Johnson Survey, Abstract No. 1609 and the
westerly southwest corner of the Amos Singleton Survey;

THENCE N. 88° 34' E., 1176.0 feet along F.M. No. 544 to a point
in the north right-of-way line of F.M. 544;

THENCE N. 05° 35' E., 635.0 feet;

THENCE N. 82° 19' W., 1190.5 feet to a point in the east line of
the J.W. Johnson Survey, said point being northeasterly 780 feet,
more or less, from the westerly southwest corner of the Amos
Singleton Survey;

THENCE N. 04° 01' E., 2744.2 feet along the common line of the
J.W. Johnson Survey and the Amos Singleton Survey to a point in
the southeast right-of-way of State Highway No. 121;

THENCE along the southeast right-of-way line of State Highway No.
121 as follows:

N. 62° 41' E., 3468.3 feet;
N. 71° 13' E., 101.1 feet;
N. 62° 41' E., 400.0 feet;
N. 48° 39' E., 103.1 feet;
N. 62° 41' E., 700.0 feet;
N. 67° 31' E., 200.6 feet;
N. 62° 44' E., 980.5 feet;
N. 89° 12' E., 73.4 feet to a point of intersection of
the southeast line of State Highway No. 121 with the
west line of the County Road;

THENCE N. 61° 54' 01" E., 78.2 feet crossing the county road
along the southeast line of State Highway No. 121, to the POINT
OF BEGINNING and containing 2,628.0 acres of land, more or less.

The above-referenced boundaries shall constitute one elec-
tion precinct and said election shall be held and conducted in
accordance with the provisions of Chapter 53, Texas Water Code,

as amended, and the Texas Election Code, as amended, and returns shall be made in accordance therewith.

V.

The County Clerk of Denton County, Texas, shall issue Notice of this election, stating the time and place of holding the election and showing the boundaries of said District, the propositions to be voted upon, the officers to be voted for, the presiding officers appointed for holding said election, and said notice shall be posted at the Courthouse door for not less than twenty (20) days prior to the date of said election.

VI.

A certified copy of this order shall be filed with the County Clerk of Denton County, Texas, and recorded by her in a book kept for that purpose.

Commissioner LOYD ODLE moved the adoption of the foregoing order and findings. The motion was seconded by Commissioner BILL SWITZER and carried by the following vote of all members present, LOYD ODLE, BILL SWITZER, WALLACE BATEY & BUDDY COLE voting "AYE" and LEE WALKER voting "NO".

PASSED AND APPROVED this the 23rd day of November, 1982.

Buddy Cole
County Judge

Wallace Batey
Commissioner, Precinct No. 1

Lloyd Odle
Commissioner, Precinct No. 2

Lee Walker
Commissioner, Precinct No. 3

B. E. Switzer
Commissioner, Precinct No. 4

ATTEST:

Mary Jo Hill
Mary Jo Hill, County Clerk and
Ex-Officio Clerk of the Com-
missioners' Court of Denton
County, Texas

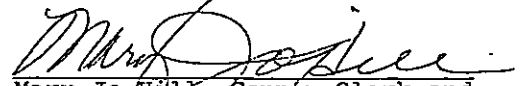
(SEAL)

THE STATE OF TEXAS §

COUNTY OF DENTON §

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Denton County, Texas, do hereby certify that the above and foregoing is a true and correct copy of an Order of the Commissioners' Court which was passed and adopted on the 23rd day of November, 1982, all as same appears of record in the minutes of said Court and on file in my office.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS' COURT OF DENTON COUNTY, TEXAS, This the 23 day of November, 1982.



Mary Jo Hill, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Denton County, Texas

(SEAL)

THE STATE OF TEXAS §
COUNTY OF DENTON §

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Denton County, Texas, do hereby certify that the above and foregoing is a true and correct copy of an Order of the Commissioners' Court which was passed and adopted on the 23rd day of November, 1982, all as same appears of record in the minutes of said Court and on file in my office.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS' COURT OF DENTON COUNTY, TEXAS, This the 22 day of February, 1983.



Mary Jo Hill
Mary Jo Hill, County Clerk and
Ex-Officio Clerk of the Com-
missioners' Court of Denton
County, Texas