

Amend HB 3482 as follows:

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the North Fort Bend Water Authority; the creation of the Fort Bend County Municipal Utility District No. 178; the creation of the Fort Bend County Municipal Utility District No. 182; the creation of the Fort Bend County Municipal Utility District No. 181; providing authority to impose a tax and issue bonds; granting the power of eminent domain; providing an administrative penalty.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

ARTICLE 1. NORTH FORT BEND WATER AUTHORITY

SECTION 1.1. AMENDMENT. Subtitle H, Title 6, Special District Local Laws Code, is amended by adding Chapter 8813 to read as follows:

CHAPTER 8813. NORTH FORT BEND WATER AUTHORITY

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8813.001. DEFINITIONS. In this chapter:

(1) "Authority" means the North Fort Bend Water Authority.

(2) "Board" means the board of directors of the authority.

(3) "Commission" means the Texas Commission on Environmental Quality or its successor.

(4) "Director" means a member of the board.

(5) "District" means any district created under Sections 52(b)(1) and (2), Article III, or Section 59, Article XVI, Texas Constitution, regardless of the manner of creation, other than:

(A) a navigation district or port authority;

(B) a district governed by Chapter 36, Water Code; or

(C) a district that does not have the legal authority to supply water.

(6) "Groundwater reduction plan" means a plan adopted or implemented to supply water, reduce reliance on groundwater,

regulate groundwater pumping and usage, or require and allocate water usage among persons in order to comply with or exceed requirements imposed by the Fort Bend Subsidence District or the Harris-Galveston Coastal Subsidence District, as applicable, including any applicable groundwater reduction requirements.

(7) "Local government" means a municipality, county, district, or other political subdivision of this state or a combination of two or more of those entities.

(8) "Person" includes an individual, corporation, organization, government or governmental subdivision or agency, district, local government, business trust, estate, trust, partnership, association, and any other legal entity.

(9) "Subsidence" means the lowering in elevation of the surface of land by the withdrawal of groundwater.

(10) "System" means a network of pipelines, conduits, valves, canals, pumping stations, force mains, treatment plants, and any other construction, device, or related appurtenance used to treat or transport water.

(11) "Water" includes:

(A) groundwater, percolating or otherwise;

(B) any surface water, natural or artificial, navigable or nonnavigable; and

(C) industrial and municipal wastewater.

(12) "Well" includes a facility, device, or method used to withdraw groundwater from a groundwater source within the boundaries of the authority.

Sec. 8813.002. NATURE OF AUTHORITY. The authority is a regional water authority in Fort Bend and Harris Counties created under and essential to accomplish the purposes of Section 59, Article XVI, Texas Constitution, including the acquisition and provision of surface water and groundwater for residential, commercial, industrial, agricultural, and other uses, the reduction of groundwater withdrawals, the conservation, preservation, protection, and recharge of groundwater and of groundwater reservoirs or their subdivisions, the prevention of waste of groundwater, the control of subsidence caused by the withdrawal of water from groundwater reservoirs or their

subdivisions, and other public purposes stated in this chapter.
The authority is a political subdivision of this state.

Sec. 8813.003. CONFIRMATION ELECTION NOT REQUIRED. An
election to confirm the creation of the authority is not required.

Sec. 8813.004. INITIAL AUTHORITY TERRITORY. (a) The
authority is initially composed of the territory described by
Section 2 of the Act creating this chapter.

(b) The boundaries and field notes contained in Section 2 of
the Act creating this chapter form a closure. A mistake made in the
field notes or in copying the field notes in the legislative process
does not affect:

(1) the organization, existence, or validity of the
authority;

(2) the right of the authority to issue any type of
bond or note for the purposes for which the authority is created or
to pay the principal of and interest on a bond or note;

(3) the right of the authority to impose or collect a
fee, user fee, rate, charge, or special assessment; or

(4) the legality or operation of the authority.

(c) All of the territory of a local government created after
the effective date of the Act creating this chapter that
encompasses any territory within the boundaries of the authority,
immediately on the creation and without any action required of the
authority, is subject to all of the rights, powers, privileges, and
rules of the authority to the same extent as the territory was
before the local government was created.

Sec. 8813.005. EXCLUSION OF CERTAIN TERRITORY. (a) A
district or municipality that, on the effective date of the Act
creating this chapter, is located, wholly or partly, within the
territory described by Section 2(a) or (b) of the Act creating this
chapter may petition for exclusion of all of its territory from the
authority's boundaries by a petition signed by a majority of the
members of the governing body of the district or municipality.

(b) The board shall:

(1) not later than the 120th day after the effective
date of the Act creating this chapter, grant the petition and order
the territory excluded if the petition:

(A) includes an accurate legal description of the boundaries of the territory to be excluded; and

(B) is filed with the authority not later than the 60th day after the effective date of the Act creating this chapter; and

(2) if the board grants the petition, file for recording in the office of the county clerk for the applicable county or counties a copy of the order and a description of the authority's boundaries as they exist after the exclusion of the territory.

(c) If a district or municipality is excluded from the authority's boundaries under this section, the authority is not required to:

(1) provide water or any other service to the district or municipality; or

(2) include the district or municipality in any groundwater reduction plan adopted or implemented by the authority.

(d) If, not later than the 60th day after the effective date of the Act creating this chapter, a district or municipality files a petition for exclusion under this section, the authority may not impose fees, user fees, rates, charges, or special assessments on the district or municipality after the petition is filed with the authority unless the district or municipality is annexed by the authority under Section 8813.006.

(e) If a district or municipality excluded from the authority's boundaries under this section petitions the authority to be annexed under Section 8813.006, the authority may annex the district or municipality. The authority may, as a condition of annexation, require terms and conditions the board considers appropriate. The authority may require the district or municipality to pay the authority the fees, user fees, charges, and special assessments, with interest, that, as determined by the authority, the district or municipality would have been charged by the authority if the district or municipality had not been excluded from the authority under this section.

Sec. 8813.006. ANNEXATION. (a) Except to the extent the authority agrees in writing, a municipality's annexation of

territory within the authority does not affect:

(1) the authority's powers inside or outside the annexed territory;

(2) the authority's boundaries or contracts; or

(3) the authority's ability to assess fees, user fees, rates, charges, or special assessments inside or outside the territory annexed by the municipality.

(b) Territory may be annexed to the authority, regardless of whether the territory is contiguous to the authority, as provided by Chapter 49, Water Code.

(c) In addition to the authority granted by Subsection (b), regardless of whether the territory is contiguous to the authority, the authority may annex some or all of the territory located within a district or municipality if the district or municipality files with the authority a petition requesting the annexation signed by a majority of the members of the governing body of the district or municipality. The petition must include an accurate legal description of the boundaries of the territory to be included. If the authority has bonds, notes, or other obligations outstanding, the authority shall require the petitioning district or municipality to be obligated to pay its share of the principal of and interest on the outstanding bonds, notes, or other obligations, and related costs. The board may grant the petition and order the territory described by the petition annexed to the authority if it is feasible, practicable, and to the advantage of the authority.

(d) Any territory that a district located within the authority annexes becomes territory of the authority on the effective date of the annexation without any action required of the authority. The authority by rule may require all districts located within the authority to send to the authority written notice of the effective date of an annexation and require the districts to send to the authority copies of any necessary documents describing the annexed land and describing the districts' boundaries as they exist after inclusion of the annexed land.

(e) The annexation to the authority of territory under this section does not affect the validity of the authority's bonds issued before or after the annexation.

(f) A municipality that annexes territory of the authority for limited purposes under Subchapter F, Chapter 43, Local Government Code, does not have the right to:

(1) receive notices from the authority under Section 8813.103(c);

(2) participate in the appointment of directors under Subchapter B; or

(3) receive information about or have the opportunity to fund its share of capital costs in the manner provided by the authority under Section 8813.104.

Sec. 8813.007. APPLICABILITY OF OTHER LAW. (a) Except as otherwise provided by this chapter, Chapter 49, Water Code, applies to the authority.

(b) This chapter does not prevail over or preempt a provision of Chapter 36, Water Code, Chapter 8801 of this code, or Chapter 1045, Acts of the 71st Legislature, Regular Session, 1989, that is being implemented by the Harris-Galveston Coastal Subsidence District or Fort Bend Subsidence District, as applicable.

Sec. 8813.008. FINDING OF BENEFIT. All the land, property, and persons included within the boundaries of the authority will be directly benefited by the works, projects, improvements, and services to be provided by the authority under powers conferred by Section 59, Article XVI, Texas Constitution, and this chapter. The authority is created to serve a public use and benefit. The creation of the authority will serve to promote the health, safety, and general welfare of persons within the authority and the general public. Any fees, user fees, rates, charges, or special assessments imposed by the authority under this chapter are necessary to pay for the costs of accomplishing the purposes of the authority as set forth in Section 59, Article XVI, Texas Constitution, and this chapter, including:

(1) the reduction of groundwater withdrawals;

(2) the facilitation of compliance with the requirements of the Fort Bend Subsidence District or the Harris-Galveston Coastal Subsidence District, as applicable; and

(3) the provision of services, facilities, and

systems.

[Sections 8813.009-8813.020 reserved for expansion]

SUBCHAPTER A-1. TEMPORARY PROVISIONS

Sec. 8813.021. INITIAL DIRECTORS. (a) The initial board consists of:

Name of Representing

Director: Director

Precinct:

David Spell 1

Robert 2

Darden

Bruce Fay 3

Melony Gay 4

Robert 5

Patton

Peter 6

Houghton

Pat Hebert 7

(b) The directors for director precincts 1, 3, 5, and 7 shall serve until the appointment of directors under Section 8813.056 in 2008. The directors for director precincts 2, 4, and 6 shall serve until the appointment of directors under Section 8813.056 in 2010.

Sec. 8813.022. EXPIRATION OF SUBCHAPTER. This subchapter expires September 1, 2010.

[Sections 8813.023-8813.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8813.051. DIRECTORS; TERMS. (a) The authority is governed by a board of seven directors.

(b) The directors serve staggered four-year terms that expire May 15 of even-numbered years.

Sec. 8813.052. ELIGIBILITY TO SERVE AS DIRECTOR. (a) To be eligible to serve as a director of the authority or to be listed on a ballot as a candidate for director of the authority representing a director precinct, an individual must:

(1) be at least 18 years of age;

(2) be a resident of the authority; and

(3) have served as a director of one or more districts for a total of at least four years.

(b) Notwithstanding Subsection (a), to serve as a director representing, or to be listed on a ballot as a candidate for director representing, a director precinct that includes any part of the City of Fulshear, an individual must:

(1) meet the qualifications provided by Subsections (a)(1) and (2); and

(2) have served as:

(A) the mayor or a member of the city council of the City of Fulshear for any period; or

(B) a director of one or more districts for a total of at least four years.

Sec. 8813.053. DISQUALIFICATION OF DIRECTORS. The common law doctrine of incompatibility does not disqualify an official or employee of a public entity from serving as a director of the authority. A director who is also an officer or employee of a public entity may not participate in the discussion of or vote on a matter regarding a contract with that public entity.

Sec. 8813.054. CONFLICTS OF INTEREST. Chapter 171, Local Government Code, governs conflicts of interest of board members.

Sec. 8813.055. SINGLE-MEMBER DIRECTOR PRECINCTS. (a) The authority is divided into seven single-member director precincts, as described by Section 3 of the Act creating this chapter.

(b) The board may redraw the single-member director precincts in a manner that is reasonable and equitable:

(1) after any change in the boundaries of the authority; or

(2) by a resolution redrawing the director precincts adopted by a two-thirds majority of the board based on changed circumstances.

Sec. 8813.056. METHOD OF APPOINTMENT OF DIRECTORS. (a) The governing bodies of the districts and municipalities located within each director precinct jointly shall appoint one director to represent the precinct by a vote conducted as provided by this section.

(b) If a district or municipality is located within two or more director precincts, the district or municipality is considered, for purposes of this section, to be located only within the director precinct in which the greatest amount of territory of the district or municipality is located.

(c) For the appointment of a director for a director precinct, the board shall determine the number of votes each district or municipality may cast. The number of votes for a governing body of a district or municipality within the precinct is equal to the number computed by dividing the total number of units

of water, as determined by the board, used within the precinct by the district or municipality during the calendar year preceding the year in which the director is selected by the total number of units of water used within the precinct by all districts and municipalities in the precinct, multiplying that quotient by 100, and rounding that result to the nearest one-tenth. The board shall provide the presiding officer of each governing body of a district or municipality within each director precinct written notice of the number of votes computed for that governing body to cast.

(d) For purposes of Subsection (c), the board shall determine the amount of water usage of all districts and municipalities within each director precinct.

(e) In the appropriate even-numbered year, the governing body of each district or municipality in a director precinct by resolution may nominate one candidate for the position of director for that director precinct. Each district or municipality shall submit the name of its candidate, if any, to the presiding officer of the authority by February 15 of that year. If by February 15 of that year only one candidate's name is submitted for the position of director for a director precinct, the board may declare the unopposed candidate elected and may cancel the director appointment procedures generally required by this section for that position. If more than one candidate's name is submitted for the position of director for a director precinct, before March 15 of that year the board shall prepare, for the director precinct or precincts from which a director is being appointed, a ballot listing all of the candidates for that director precinct and shall provide a copy of the appropriate ballot to the presiding officer of the governing body of each district or municipality located within the director precinct from which a director is being appointed.

(f) An individual may not be listed as a candidate on the ballot for more than one director position. If a candidate is nominated for more than one director position, the candidate must choose to be on the ballot for only one director position.

(g) The governing body of each district or municipality shall determine its votes for director by resolution and submit them to the presiding officer of the authority before May 1 of the

appropriate even-numbered year. In casting its votes for director, the governing body of each district or municipality may vote for only one candidate on the ballot for the director precinct in which the district or municipality is located. For each director precinct from which a director is being appointed, the board shall count the votes, declare elected the candidate who received the greatest number of votes from districts and municipalities located within that director precinct, and submit the results before May 15 of that year to the governing body of each district or municipality within that director precinct.

(h) The board may adopt rules regarding:

(1) the manner and timing of determinations and calculations required by this section;

(2) the reporting of water usage to the authority by districts and municipalities; and

(3) the conduct and process of the appointment of directors.

Sec. 8813.057. VACANCY IN OFFICE OF DIRECTOR. A vacancy in the office of director shall be filled by appointment by the governing bodies of the districts and municipalities that are located within the director precinct for which the vacancy occurred. The appointment process shall follow the procedures of Section 8813.056. The board may establish dates different from those specified by Sections 8813.056(e) and (g), but the date for the board's submission of the voting results to each district and municipality may not be later than the 120th day after the date the vacancy occurs.

Sec. 8813.058. MEETINGS AND ACTIONS OF BOARD. (a) The board may meet as many times each year as the board considers appropriate.

(b) Directors of the authority are public officials and are entitled to governmental immunity for their actions in their capacity as directors and officers of the authority.

Sec. 8813.059. GENERAL MANAGER. (a) The board may employ a general manager of the authority or contract with a person to perform the duties of a general manager. The board may delegate to the general manager full authority to manage and operate the

affairs of the authority subject only to orders of the board.

(b) The board may delegate to the general manager the authority to employ all persons necessary for the proper handling of the business and operation of the authority and to determine the compensation to be paid to all employees, other than the general manager.

[Sections 8813.060-8813.100 reserved for expansion]

SUBCHAPTER C. POWERS AND DUTIES

Sec. 8813.101. GENERAL POWERS AND DUTIES. (a) The authority may:

(1) provide for the conservation, preservation, protection, recharge, and prevention of waste of groundwater, and for the reduction of groundwater withdrawals as necessary to develop, implement, or enforce a groundwater reduction plan, in a manner consistent with the purposes of Section 59, Article XVI, Texas Constitution, and facilitate compliance with Fort Bend Subsidence District or Harris-Galveston Coastal Subsidence District, as applicable, rules, orders, regulations, or requirements;

(2) acquire or develop surface water and groundwater supplies from sources inside or outside the boundaries of the authority, conserve, store, transport, treat, purify, distribute, sell, and deliver water to or among persons inside and outside the boundaries of the authority, and allocate water among persons participating in the authority's groundwater reduction plan whether they are located inside or outside the authority's boundaries;

(3) enter into contracts with persons inside or outside the authority on terms and conditions the board considers desirable, fair, and advantageous for the performance of its rights, powers, and authority under this chapter;

(4) coordinate water services provided inside, outside, or into the authority;

(5) provide wholesale and retail water services to any users or customers within the authority's boundaries without being required to execute contracts with those users or customers;

(6) adopt policies establishing whether, when, and the

manner in which the authority uses requests for proposals in obtaining services, including professional services;

(7) determine whether to adopt administrative policies in addition to those required by Section 49.199, Water Code; and

(8) administer and enforce this chapter.

(b) Sections 49.451-49.455, Water Code, do not apply to the authority.

(c) Notwithstanding Subsection (a)(5), the authority may not provide retail water service to a retail user within the authority's boundaries that is located within the boundaries of a district or municipality on the date the authority awards a contract for the construction or executes a contract for the acquisition of water facilities to serve that retail user, unless:

(1) the district or municipality consents in writing to the authority's provision of retail water service; or

(2) the retail user owns or operates a well.

(d) If a retail user that does not own or operate a well is added to the boundaries of a district or municipality after the date the authority awards a contract for the construction or executes a contract for the acquisition of water facilities to serve that retail user, the authority may provide retail service to that retail user without the written consent of the district or municipality.

Sec. 8813.102. AUTHORITY RULES. The authority may adopt and enforce rules reasonably required to implement this chapter, including rules governing procedures before the board and rules regarding implementation, enforcement, and any other matters related to the authority's water supply or groundwater reduction plan.

Sec. 8813.103. FEES, USER FEES, RATES, AND CHARGES. (a) The authority may establish fees, user fees, rates, and charges and classifications of payers of fees and rates as necessary to enable the authority to fulfill the authority's purposes and regulatory functions provided by this chapter. The authority may impose fees, user fees, rates, and charges on any person within the authority.

(b) The authority may charge the owner of a well located

within the authority's boundaries a fee or user fee according to the amount of water pumped from the well. If ownership of a well changes, both the prior and subsequent well owners are liable to the authority, jointly and severally, for all fees and user fees imposed by the authority under this subsection, and any related penalties and interest, for water pumped from that well before the change in well ownership.

(c) The board shall make reasonable efforts to send districts and municipalities written notice of the date, time, and location of the meeting at which the board intends to adopt a proposed charge under Subsection (b) and the amount of the proposed charge. The board's failure to comply with this subsection does not invalidate a charge adopted by the board under Subsection (b).

(d) For wells located in Harris County or Fort Bend County, the board shall exempt from the charge under Subsection (b) classes of wells that are not subject to any groundwater reduction requirement imposed by the Harris-Galveston Coastal Subsidence District or the Fort Bend Subsidence District, as applicable. If any of those classes of wells become subject to a groundwater reduction requirement imposed by the applicable subsidence district, the authority may impose the charge under Subsection (b) on those classes. The board by rule may exempt any other classes of wells from the charge under Subsection (b). The board may not apply the charge under Subsection (b) to a well:

(1) with a casing diameter of less than five inches that serves only a single-family dwelling; or

(2) regulated under Chapter 27, Water Code.

(e) For purposes of Subsection (d), a well is subject to a groundwater reduction requirement if the applicable subsidence district has adopted or adopts a requirement or rule that groundwater withdrawals from the well, or from the well and other wells collectively, be reduced, including a groundwater reduction that is not required until a future date.

(f) The authority may establish fees, user fees, rates, and charges that are sufficient to:

(1) achieve water conservation;

(2) prevent waste of water;

- (3) serve as a disincentive to pumping groundwater;
- (4) develop, implement, or enforce a groundwater reduction plan;
- (5) accomplish the purposes of this chapter, including making available alternative water supplies;
- (6) enable the authority to meet operation and maintenance expenses;
- (7) pay the principal of and interest on notes, bonds, and other obligations issued in connection with the exercise of the authority's general powers and duties; and
- (8) satisfy all rate covenants relating to the issuance of notes, bonds, and other obligations.

(g) The authority may charge rates established by the authority for water purchased from the authority.

(h) The authority may impose fees, user fees, or charges for the importation of water into the authority's boundaries from a source located outside the authority's boundaries.

Sec. 8813.104. PURCHASE OF WATER FROM ANOTHER ENTITY. (a) If the authority purchases water from another entity for resale to local governments, the authority shall use its best efforts in negotiating with the entity to determine the amount of capital costs included in any rates or charges paid by the authority. The authority shall determine the amount of expected capital costs of its own system.

(b) The authority shall provide each district or municipality within its boundaries information regarding the share of the capital costs to be paid by the district or municipality, as determined by the authority, and shall provide each district or municipality the opportunity, in a manner and by a procedure determined by the authority, to fund its share of the capital costs with proceeds from the sale of bonds or fees and charges collected by the districts or municipalities. A district or municipality may use any lawful source of revenue, including bond funds, to pay any sums due to the authority.

(c) The authority may adopt a procedure by which a district or municipality may receive a credit from the authority. The board may adopt any other procedure necessary to accomplish the goals of

this section.

(d) In complying with this section, the authority may use any reasonable basis to calculate from time to time the share of the capital costs of a district or municipality. The authority may calculate the shares of the capital costs based on the amount of water used within the authority by the district or municipality during the calendar year preceding the year in which the calculation is made.

(e) This section or any failure to comply with this section does not limit or impede the authority's ability to issue bonds or notes or invalidate any fees, user fees, charges, rates, or special assessments imposed by the authority.

Sec. 8813.105. ASSESSMENTS. (a) The board may undertake improvement projects and services that confer a special benefit on all or a definable part of the authority. The board may impose special assessments on property in that area, including property of a local government, based on the benefit conferred by the improvement project or services, to pay all or part of the cost of the project and services. The board may provide improvements and services to an area outside the boundaries of the authority if the board determines that there is a benefit to the authority. The authority may finance with special assessments any improvement project or service authorized by this chapter or any other applicable law.

(b) Services or improvement projects may be financed with special assessments under this chapter only after the board holds a public hearing on the advisability of the improvements and services and the proposed assessments.

(c) The board shall publish notice of the hearing in a newspaper or newspapers with general circulation in Harris and Fort Bend Counties. The publication must be made not later than the 30th day before the date of the hearing.

(d) Notice provided under this section must include:

- (1) the time and place of the hearing;
- (2) the general nature of the proposed improvement project or services;
- (3) the estimated cost of the improvement, including

interest during construction and associated financing costs; and

(4) the proposed method of assessment.

(e) Written notice containing the information required by Subsection (d) shall be mailed by certified mail, return receipt requested, not later than the 30th day before the date of the hearing. The notice shall be mailed to each person within the authority who holds a permit for a well issued by the Harris-Galveston Coastal Subsidence District or Fort Bend Subsidence District, as applicable, and whose well is subject to a groundwater reduction requirement imposed by that district. The Harris-Galveston Coastal Subsidence District and Fort Bend Subsidence District shall provide to the authority a list of persons who hold such a permit.

(f) The board may establish rules regarding procedures for a hearing. A hearing on the services or improvement project, whether conducted by the board or a hearings examiner, may be adjourned from time to time. At the conclusion of a hearing conducted by the board, the board shall make written findings and conclusions relating to the advisability of the improvement project or services, the nature of the improvement project or services, the estimated cost, and the area benefited. If the board appoints a hearings examiner to conduct the hearing, after conclusion of the hearing, the hearings examiner shall file with the board a written report of the examiner's findings and conclusions.

(g) At a hearing on proposed assessments, on adjournment of the hearing, or after consideration of the hearings examiner's report, the board shall hear and rule on all objections to each proposed assessment. The board may amend proposed assessments for any property. After the board hears and takes action on those objections, the board, by order:

(1) shall impose the assessments as special assessments on the property;

(2) shall specify the method of payment of the assessments; and

(3) may provide that those assessments, including interest, be paid in periodic installments.

(h) Periodic installments must be in amounts sufficient to

meet annual costs for services and improvements as provided by Subsection (j) and continue for the number of years required to retire the indebtedness or pay for the services to be rendered. The board may provide interest charges or penalties for failure to make timely payment and may impose an amount to cover delinquencies and expenses of collection.

(i) If assessments are imposed for more than one service or improvement project, the board may provide that assessments collected for one service or improvement project may be borrowed to be used for another service or improvement project. The board shall establish a procedure for the distribution or use of any assessments in excess of those necessary to finance the services or improvement project for which those assessments were collected.

(j) The board shall apportion the cost of an improvement project or services to be assessed against the property in the authority according to the special benefits that accrue to the property because of the improvement project or services. The board may assess the cost only according to the number of gallons of groundwater pumped from wells within the authority that are subject to a groundwater reduction requirement imposed by the Harris-Galveston Coastal Subsidence District or Fort Bend Subsidence District, as applicable. The board may not assess the cost according to groundwater pumped from:

(1) a well with a casing diameter of less than five inches that serves only a single-family dwelling; or

(2) a well that is regulated by Chapter 27, Water Code.

(k) The area of the authority to be assessed according to the findings of the board may be the entire authority or any part of the authority and may be less than the area proposed in the notice of the hearing.

(l) The area to be assessed may not include property that is not within the authority boundaries at the time of the hearing unless there is an additional hearing, following the required notice.

(m) Notwithstanding Subsection (l), the owner of land annexed to the authority after the authority has imposed assessments may waive the right to notice and an assessment hearing

and may agree to the imposition and payment of assessments at an agreed rate for land annexed to the authority. A district or municipality may waive the right to notice and an assessment hearing for land within its boundaries annexed to the authority and may agree to the imposition and payment of assessments at an agreed rate for the annexed land.

(n) The board shall have prepared an assessment roll showing the assessments against each property and the board's basis for the assessment. The assessment roll shall be:

(1) filed with the secretary of the board or other officer who performs the function of secretary; and

(2) open for public inspection.

(o) After notice and hearing in the manner required for an original assessment, the board may make supplemental assessments to correct omissions or mistakes in the assessment:

(1) relating to the total cost of the improvement project or services; or

(2) covering delinquencies or costs of collection.

Sec. 8813.106. INTEREST AND PENALTIES. The board may require the payment of interest on any late or unpaid fees, user fees, rates, charges, and special assessments due the authority, but the interest rate may not exceed the interest rate permitted by Section 2251.025, Government Code. The board may also impose penalties for the failure to make a complete or timely payment to the authority. In addition, the board may exclude a person, or any territory or well owned or controlled by a person, from the authority's groundwater reduction plan for failure to make a complete or timely payment to the authority.

Sec. 8813.107. ATTORNEY'S FEES AND COLLECTION EXPENSES.

(a) The authority is entitled to reasonable attorney's fees incurred by the authority in enforcing its rules.

(b) The authority is entitled to collection expenses and reasonable attorney's fees incurred by the authority in collecting any delinquent fees, user fees, rates, and charges and any related penalties and interest.

Sec. 8813.108. LIEN. (a) Fees and user fees imposed by the authority under Section 8813.103(b), any related penalties and

interest, and collection expenses and reasonable attorney's fees incurred by the authority:

(1) are a first and prior lien against the well to which the fees or user fees apply;

(2) are superior to any other lien or claim other than a lien or claim for county, school district, or municipal ad valorem taxes; and

(3) are the personal liability of and a charge against the owner of the well.

(b) A lien under this section is effective from the date of the resolution or order of the board imposing the fee or user fee until the fee or user fee is paid.

(c) The board may enforce the lien in the same manner that a municipal utility district operating under Chapter 54, Water Code, may enforce an ad valorem tax lien against real property.

Sec. 8813.109. ADMINISTRATIVE PENALTY; INJUNCTION. (a) A person who violates a rule or order of the authority is subject to an administrative penalty of not more than \$5,000, as determined by the board, for each violation or each day of a continuing violation. The person shall pay the penalty to the authority.

(b) The authority may bring an action to recover the penalty in a district court in the county where the violation occurred.

(c) The authority may bring an action for injunctive relief in a district court in the county where a violation of an authority rule or order occurs or is threatened to occur. The court may grant to the authority, without bond or other undertaking, a prohibitory or mandatory injunction that the facts warrant, including a temporary restraining order, temporary injunction, or permanent injunction.

(d) The authority may bring an action for an administrative penalty and injunctive relief in the same proceeding.

Sec. 8813.110. WATER SUPPLY OR DROUGHT CONTINGENCY PLANS. The authority by rule may develop, prepare, revise, adopt, implement, enforce, and manage comprehensive water supply or drought contingency plans for the authority, or any portion of the authority.

Sec. 8813.111. GROUNDWATER REDUCTION PLAN. (a) The

authority may wholly or partly develop, prepare, revise, adopt, implement, enforce, manage, or participate in a groundwater reduction plan that is applicable only to the authority and one or more persons outside the authority. The authority may require that any groundwater reduction plan that the authority wholly or partly develops, prepares, revises, adopts, implements, enforces, or manages or in which the authority participates be the exclusive groundwater reduction plan that is binding and mandatory on some or all of the territory, persons, or wells located within the authority. A groundwater reduction plan may:

(1) specify the measures to be taken to reduce groundwater withdrawals;

(2) identify alternative sources of water, including water from the authority, to be provided to those affected;

(3) identify the rates, terms, and conditions under which alternative sources of water will be provided, which may be changed from time to time as considered necessary by the authority;

(4) specify the dates and extent to which persons or districts within the authority's boundaries shall reduce or cease reliance on groundwater and accept water from alternative sources, including water from the authority;

(5) include other terms and measures that are consistent with the powers and duties of the authority;

(6) exceed the minimum requirements imposed by the Harris-Galveston Coastal Subsidence District or Fort Bend Subsidence District, as applicable, including any applicable groundwater reduction requirements; and

(7) be amended from time to time at the discretion of the authority.

(b) Fees, user fees, rates, charges, and special assessments of the authority may be imposed under this chapter for a person's participation in and benefit derived from the authority's groundwater reduction plan or a groundwater reduction plan in which the authority participates.

Sec. 8813.112. ACQUISITION, CONSTRUCTION, AND OPERATION OF SYSTEMS. (a) The authority may:

(1) acquire by purchase, gift, lease, contract, or any

other legal means a water treatment or supply system, or any other works, plants, improvements, or facilities necessary or convenient to accomplish the purposes of the authority, or any interest of the authority, inside or outside the authority's boundaries;

(2) design, finance, operate, maintain, or construct a water treatment or supply system or any other works, plants, improvements, or facilities necessary or convenient to accomplish the purposes of the authority and provide water services inside or outside the authority's boundaries;

(3) lease or sell a water treatment or supply system or any other works, plants, improvements, or facilities necessary or convenient to accomplish the purposes of the authority that the authority constructs or acquires inside or outside the authority's boundaries;

(4) contract with any person to operate or maintain a water treatment or supply system the person owns; or

(5) acquire water rights under any law or permit.

(b) The authority may contract, according to terms and conditions the board considers desirable, fair, and advantageous, with a person outside the authority's boundaries:

(1) to allow the person, or the person's well, to be included in a groundwater reduction plan adopted or implemented wholly or partly by the authority or in a groundwater reduction plan in which the authority participates;

(2) to sell water to the person; or

(3) to sell the person available excess capacity or additional capacity of the authority's water treatment or supply system.

(c) The authority by rule may require that the plans and specifications of water lines to be constructed within the authority that are designed or intended to serve more than one district or more than one person owning or holding a well permit issued by the Harris-Galveston Coastal Subsidence District or Fort Bend Subsidence District, as applicable, be approved by the authority before the commencement of construction of the water lines.

Sec. 8813.113. SALE OR REUSE OF WATER OR BY-PRODUCT. The

authority may store, sell, or reuse:

(1) water; or

(2) any by-product from the authority's operations.

Sec. 8813.114. CONTRACTS. (a) The authority may enter into a contract with a person for the performance of a purpose or function of the authority, including a contract to design, construct, finance, lease, own, manage, operate, or maintain works, improvements, facilities, plants, equipment, or appliances necessary to accomplish a purpose or function of the authority. A contract may be of unlimited duration.

(b) The authority may purchase, acquire, finance, or lease an interest in a project used for a purpose or function of the authority.

(c) The authority may contract for:

(1) the purchase, sale, or lease of water or water rights;

(2) the performance of activities within the powers of the authority through the purchase, construction, or installation of works, improvements, facilities, plants, equipment, or appliances; or

(3) the design, construction, ownership, management, maintenance, or operation of any works, improvements, facilities, plants, equipment, or appliances of the authority or another person.

(d) The authority may purchase surplus property from this state, the United States, or another public entity through a negotiated contract without bids.

Sec. 8813.115. COOPERATION WITH AND ASSISTANCE OF OTHER GOVERNMENTAL ENTITIES. (a) In implementing this chapter, the board may cooperate with and request the assistance of the Texas Water Development Board, the commission, the United States Geological Survey, the Fort Bend Subsidence District, other local governments, and other agencies of the United States and this state.

(b) The Fort Bend Subsidence District may enter into an interlocal contract with the authority to carry out the authority's purposes and may carry out the governmental functions and services

specified in the interlocal contract.

(c) In an attempt to minimize costs associated with preparing a groundwater reduction plan, the board may consider the usefulness of water supply studies and plans prepared by or on behalf of the North Harris County Regional Water Authority, the West Harris County Regional Water Authority, the City of Houston, or other governmental entities to the extent those studies or plans are available and applicable to the authority.

Sec. 8813.116. GIFTS AND GRANTS. The authority may accept a gift or grant from money collected by the Fort Bend Subsidence District to fund the construction, maintenance, or operation of a water treatment or supply system.

Sec. 8813.117. EXPENDITURES. (a) The authority's money may be disbursed only by check, draft, order, federal reserve wire system, or other instrument or authorization.

(b) Disbursements of the authority must be signed by at least a majority of the directors. The board by resolution may allow the general manager, treasurer, bookkeeper, or other employee of the authority to sign disbursements, except as limited by Subsection (c).

(c) The board by resolution may allow disbursements to be transferred by federal reserve wire system to accounts in the name of the authority without the necessity of any directors signing the disbursement. Disbursements of the authority's money by federal reserve wire system to any accounts not in the name of the authority must be signed by at least a majority of the directors.

Sec. 8813.118. AD VALOREM TAXATION. The authority may not impose an ad valorem tax.

Sec. 8813.119. EMINENT DOMAIN. (a) The authority may acquire by condemnation any land, easements, or other property inside the authority's boundaries to further authorized purposes, powers, or duties of the authority. The authority may acquire by condemnation any land, easements, or other property outside the authority's boundaries for the purposes of pumping, storing, treating, or transporting water. When exercising the power of eminent domain granted by this section, the authority may elect to condemn either the fee simple title or a lesser property interest.

(b) The authority shall exercise the right of eminent domain in the manner provided by Chapter 21, Property Code. The authority is not required to give bond for appeal or bond for costs in a condemnation suit or other suit to which it is a party. The authority is not required to deposit more than the amount of an award in a suit.

(c) The authority may not use the power of eminent domain for the condemnation of land for the purpose of acquiring rights to groundwater or for the purpose of acquiring water or water rights.

[Sections 8813.120-8813.150 reserved for expansion]

SUBCHAPTER D. BONDS AND NOTES

Sec. 8813.151. REVENUE BONDS AND NOTES. (a) The authority may issue bonds or notes payable solely from revenue from any source, including:

(1) tolls, charges, rates, fees, user fees, and special assessments the authority imposes or collects;

(2) the sale of water, water services, water rights or capacity, water transmission rights or services, water pumping, or any other service or product of the authority provided inside or outside the boundaries of the authority;

(3) grants or gifts;

(4) the ownership or operation of all or a designated part of the authority's works, improvements, facilities, plants, or equipment; and

(5) contracts between the authority and any person.

(b) Notes issued by the authority may be first or subordinate lien notes at the board's discretion.

(c) In connection with any bonds or notes of the authority, the authority may exercise any power of an issuer under Chapter 1371, Government Code.

(d) The authority may conduct a public, private, or negotiated sale of the bonds or notes.

(e) The authority may enter into one or more indentures of trust to further secure its bonds or notes.

(f) The authority may issue bonds or notes in more than one series as necessary to carry out the purposes of this chapter. In issuing bonds or notes secured by revenue of the authority, the

authority may reserve the right to issue additional bonds or notes secured by the authority's revenue that are on a parity with or are senior or subordinate to the bonds or notes issued earlier.

(g) A resolution of the board authorizing the bonds or notes or a trust indenture securing the bonds or notes may specify additional provisions that constitute a contract between the authority and its bondholders or noteholders.

(h) Bonds and notes may be additionally secured by deed of trust or mortgage on any or all of the authority's facilities.

(i) The authority may issue refunding bonds or notes to refund any of its bonds or notes in any manner provided by law.

(j) Sections 49.153, 49.154, and 49.181, Water Code, do not apply to bonds or notes issued by the authority. Commission rules regarding bonds or notes do not apply to bonds or notes issued by the authority.

SECTION 1.2. INITIAL AUTHORITY TERRITORY. (a) The North Fort Bend Water Authority initially includes the territory that is contained in the following area, regardless of whether the territory contains noncontiguous parcels of land or whether the territory is located within the boundaries of any other governmental entity or political subdivision of the state:

BEGINNING at a point marking the Northwest corner and Point of Beginning of Regulatory Area A as defined in the Fort Bend Subsidence District 2003 Regulatory Plan, said point being near the intersection of Jordan Road and the common line between Waller and Fort Bend Counties and having approximate coordinates of North 29° 45' 10" and West 95° 55' 15";

THENCE in a Northeasterly direction, along and with the common line between said Waller and Fort Bend Counties to its intersection with the West line of the Willow Point Municipal Utility District (as it existed December 20, 2004), same being the West line of the W.W. Bains Survey, Abstract No. 753 (Fort Bend County) and Abstract No. 385 (Waller County);

THENCE in a Northerly direction, along and with the West line of said Willow Point Municipal Utility District (as it existed December 20, 2004), same being the West line of said W.W. Bains Survey, Abstract No. 385 to a point in the South right-of-way line

of Interstate 10 and marking the Northwest corner of said Willow Point Municipal Utility District (as it existed December 20, 2004); THENCE in an Easterly direction, along and with the South right-of-way line of said Interstate 10 to the Northeast corner of said Willow Point Municipal Utility District (as it existed December 20, 2004), said point also being a Southwest corner of the current corporate limits of the City of Katy;

THENCE in a Southerly direction, along and with the East line of said Willow Point Municipal Utility District (as it existed December 20, 2004), same being the East line of said W.W. Bains Survey, Abstract No. 385 to a point in the common line between Waller and Fort Bend Counties;

THENCE in a Northeasterly direction, along and with the common line between said Waller and Fort Bend Counties to its intersection with a Southerly line of the current corporate limits of said City of Katy, same being the South right-of-way line of said Interstate 10 and having approximate coordinates of North 29° 46' 40" and West 95° 51' 20";

THENCE in a generally Southeast direction and along and with the southerly limits of the current corporate limits of the City of Katy the following courses:

Easterly, along and with the South right-of-way line of said Interstate 10 to approximately 2,350 feet;

Southerly, approximately 2,350 feet;

Easterly, to its intersection with the Northeasterly line of the C.W. Schrimph Survey, Abstract No. 412;

Southeasterly, along and with the Northeasterly line of said Schrimph Survey and the Northeasterly line of the E. Everett Survey, Abstract No. 385 to point in the centerline of Katy-Flewellen Road and being the most Easterly corner of said Everett Survey;

Northeasterly, along and with the centerline of said Katy-Flewellen Road to its intersection with the Easterly right-of-way line of Pin Oak Road, same being a Westerly line of Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004);

Southeasterly, along and with the Easterly right-of-way

line of said Pin Oak Road, same being a Westerly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004) to its intersection with the Southeasterly right-of-way line of said Katy-Flewellen Road;

Southwesterly, along and with the Southeasterly right-of-way line of said Katy-Flewellen Road, same being a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004) to the most Westerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004);

Southeasterly, along and with the most Southwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004) to the most Westerly South corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004),

Northeasterly, along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004), same being the most Northerly corner of Pin Oak Village Section 1;

Southeasterly, along and with the Northeasterly line of said Pin Oak Village Section 1, same being a Southwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004) to the most Easterly corner of said Pin Oak Village Section 1, same being the most Southerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004);

Northeasterly, along and with the meanders of the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004), passing the most Westerly corner of Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed

December 20, 2004), continuing along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004), same being the Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004), passing the line common to Harris and Fort Bend Counties for the most East corner of said current corporate limits of the City of Katy, continuing along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004), same being the Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004) to a point in the West right-of-way line of Falcon Point Drive for the most Westerly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004), same being the most Easterly corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed December 20, 2004);

THENCE Easterly, along and with the North line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004) to the most Easterly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004);

THENCE Southeasterly, along and with the Northeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004) to the Northeast corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004);

THENCE Southwesterly, along and with a Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004);

THENCE Southeasterly, along and with a Northeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004), crossing the line common to Harris and Fort Bend Counties, passing the most Easterly corner of said

Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed December 20, 2004), continuing along and with a Southeasterly extension of said Northeast line, crossing Roesner Road to a point in the Southeasterly right-of-way line of said Roesner Road, same being the Northwesterly line of Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Northeasterly, along and with the Southeasterly right-of-way line of said Roesner Road, same being the Northwesterly line of Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) to a point in the line common to said Harris and Fort Bend Counties for the most Northerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Southeasterly, along and with said county line, same being a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) to a point in the Northwesterly line of the Cimarron Municipal Utility District (as it existed December 20, 2004) for the most Easterly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Southwesterly, along and with the Northwesterly line of said Cimarron Municipal Utility District (as it existed December 20, 2004), same being a Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Southeasterly, along and with a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being a Southwesterly line of said Cimarron Municipal Utility District (as it existed December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Northeasterly, along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being a Southeasterly line of said Cimarron Municipal Utility District (as it existed December 20,

2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004); THENCE Southeasterly, along and with a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being a Southwesterly line of said Cimarron Municipal Utility District (as it existed December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being the most Southerly corner of said Cimarron Municipal Utility District (as it existed December 20, 2004); THENCE Northeasterly, along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being a Southeasterly line of said Cimarron Municipal Utility District (as it existed December 20, 2004), crossing the line common to said Harris and Fort Bend Counties and the Grand Parkway (State Highway 99) passing a point in the Easterly right-of-way of said Grand Parkway, continuing along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) to point in a Southwesterly line of Cinco Municipal Utility District No. 9 (as it existed December 20, 2004) for the most Northerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) East of said Grand Parkway; THENCE Northwesterly, along and with a Southwesterly line of said Cinco Municipal Utility District No. 9 (as it existed December 20, 2004) to a point in the South line of said Cimarron Municipal Utility District (as it existed December 20, 2004) for the West corner of said Cinco Municipal Utility District No. 9 (as it existed December 20, 2004); THENCE Easterly, along and with the North line of said Cinco Municipal Utility District No. 9 (as it existed December 20, 2004), same being the South line of said Cimarron Municipal Utility District (as it existed December 20, 2004) passing the common North corner of said Cinco Municipal Utility District No. 9 (as it existed December 20, 2004) and Cornerstones Municipal Utility District (as it existed December 20, 2004), also passing the common South corner

of said Cimarron Municipal Utility District (as it existed December 20, 2004) and Harris County Municipal Utility District No. 81 (as it existed December 20, 2004), continuing along and with a South line of said Harris County Municipal Utility District No. 81 (as it existed December 20, 2004) to a point in Mason Road for the Northeast corner of said Cornerstones Municipal Utility District (as it existed December 20, 2004);

THENCE Southerly, along and with Mason Road, same being the East line of said Cornerstones Municipal Utility District (as it existed December 20, 2004), passing the common West corner of said Harris County Municipal Utility District No. 81 (as it existed December 20, 2004) and Memorial Municipal Utility District (as it existed December 20, 2004), continuing along and with Mason Road and along and with the East line of said Cornerstones Municipal Utility District (as it existed December 20, 2004) crossing the line common to Harris and Fort Bend Counties to the Southeast corner of said Memorial Municipal Utility District (as it existed December 20, 2004), same being the Northwest corner of Cinco Municipal Utility District No. 3 (as it existed December 20, 2004);

THENCE Easterly, along and with South line of said Memorial Municipal Utility District (as it existed December 20, 2004), same being the North line of said Cinco Municipal Utility District No. 3 (as it existed December 20, 2004) crossing the line common to Harris and Fort Bend Counties, passing the common North corner of said Cinco Municipal Utility District No. 3 (as it existed December 20, 2004) and Cinco Municipal Utility District No. 6 (as it existed December 20, 2004), continuing along and with the South line of said Memorial Municipal Utility District (as it existed December 20, 2004) to the most Easterly Northwest corner of said Cinco Municipal Utility District No. 6 (as it existed December 20, 2004);

THENCE Southeasterly, along and with the Northeasterly meanders of said Cinco Municipal Utility District No. 6 (as it existed December 20, 2004), same being partly the Southwesterly line of a Harris County Flood Control District right-of-way to the most Easterly corner of said Cinco Municipal Utility District No. 6 (as it existed December 20, 2004), same being an angle point in the Westerly current corporate limits of the City of Houston, same being the

Westerly line of the United States Government Barker Reservoir, same further being the Easterly limits of Tract 1 of the West Harris County Regional Water Authority;

THENCE along and with the Easterly limits of said West Harris County Regional Water Authority, same being the Westerly current corporate limits of said City of Houston, same further being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 6 (as it existed December 20, 2004) the following courses and distances: (bearings and distances based on the description of said West Harris County Regional Water Authority dated December 22, 2000)

South 23° 42' West, a distance of 1178.3 feet;

North 59° 10' West, a distance of 517.8 feet;

South 23' 32' West, to a point in the line common to Harris and Fort Bend Counties for the most Westerly Southeast corner of Tract 1 of said West Harris County Regional Water Authority and having approximate coordinates of North 29° 44' 05" and West 95° 43' 50"

THENCE Southwesterly and Northwesterly, continuing along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 6 (as it existed December 20, 2004) to a point in the Easterly right-of-way line of Fry Road, same being the Easterly line of Cinco Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Southwesterly and Southeasterly, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 5 (as it existed December 20, 2004) to a point in the centerline of the Willow Fork of Buffalo Bayou for the corner common to said Cinco Municipal Utility District No. 5 (as it existed December 20, 2004) and Cinco Municipal Utility District No. 7 (as it existed December 20, 2004);
THENCE along and with the meanders of the Westerly current

corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to a point in the West line of the H.E. Looney Survey, Abstract No. 277 for an angle point;

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) and the West line of said Looney Survey to a point in the North line of Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) for the Southwest corner of said Looney Survey, same being the Southeast corner of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004);

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Northerly line of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) to the Northeast corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004);

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), passing the most Easterly Southeast corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) to an angle point;

THENCE Westerly, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being the Southerly line of the Northerly portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), passing the common South corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) and Grand Lakes Municipal Utility District No. 1 (as it existed December 20, 2004), continuing along and with the

meanders of the Westerly current corporate limits of said City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being the Southerly line of said Grand Lakes Municipal Utility District No. 1 (as it existed December 20, 2004), passing the Southwest corner of said Grand Lakes Municipal Utility District No. 1 (as it existed December 20, 2004) in the centerline of Peek Road, continuing along and with the meanders of the Westerly current corporate limits of said City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip) to the Northwest corner of said Barker Dam Strip, same being the most Westerly Northeast corner of the Southern portion of Grand Lakes Municipal Utility District No. 4 (as it existed December 20, 2004);

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being a Westerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being an Easterly line of said Grand Lakes Municipal Utility District No. 4 (as it existed December 20, 2004) to the Southwest corner of said Barker Dam Strip;

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being a Northerly line of the Southerly portion of said Grand Lakes Municipal Utility District No. 4 (as it existed December 20, 2004), passing the most Easterly Northeast corner of the Southern portion of Grand Lakes Municipal Utility District No. 4 (as it existed December 20, 2004), continuing along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir (Barker Dam Strip), same being partly the Northerly line of the Southerly portion of said Grand Lakes Municipal Utility District No. 1 (as it existed December 20, 2004), passing the Northwest corner of the Southerly portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), continuing along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United

States Government Barker Reservoir (Barker Dam Strip), same being the partly Northerly line of the Southerly portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) to a point in the West line of the John Brock Survey, Abstract No. 4 for an angle point;

THENCE Northerly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir, same further being the West line of said Brock Survey, an approximate distance of 62.8 feet to an angle point;

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir, an approximate distance of 3,635 feet to an angle point;

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir to a point in the Northerly right-of-way line of Farm To Market Highway 1093 (Westheimer Road),

THENCE Easterly, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Northerly right-of-way line of said Highway 1093 to its intersection with the Easterly right-of-way line of Farm To Market Highway 1464;

THENCE Southerly, along and with the Easterly right-of-way line of said Highway 1464, passing the Northwest corner of West Harris County Municipal Utility District No. 4 (as it existed December 20, 2004), continuing along and with the Easterly right-of-way line of said Highway 1464, same being the Westerly line of said West Harris County Municipal Utility District No. 4 (as it existed December 20, 2004) to the intersection of the North right-of-way line of Alief-Clodine Road with said Easterly right-of-way line for the Southwest corner of said West Harris County Municipal Utility District No. 4 (as it existed December 20, 2004);

THENCE Easterly, along and with the North right-of-way line of said Alief-Clodine Road, same being the South line of said West Harris County Municipal Utility District No. 4 (as it existed December 20,

2004) to a point in the line common to Harris and Fort Bend Counties;

THENCE Southeasterly, along and with said county line to the South right-of-way line of said Alief-Clodine Road, same being the North line of Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004);

THENCE along and with the Northerly and Easterly limits of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004) the following courses and distances: (bearings and distances based on an exhibit of said Fort Bend County Municipal Utility District No. 30 prepared by Total Surveyors, Inc. and dated March 28, 2000, revised August 30, 2002);

South $56^{\circ} 52' 06''$ East, along and with said county line, a distance of 285.62 feet to an angle point;

South $00^{\circ} 03' 43''$ West, a distance of 369.13 feet to an interior corner;

North $85^{\circ} 19' 43''$ East, crossing said county line, a distance of 1,585.75 feet to the most Southerly Northeast corner;

South $01^{\circ} 33' 14''$ West, a distance of 244.10 feet to an angle point;

North $89^{\circ} 18' 17''$ East, a distance of 32.93 feet to an angle point;

South $01^{\circ} 33' 14''$ West, crossing said county line, a distance of 1,530.25 feet to an interior corner of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004);

South $01^{\circ} 15' 14''$ West, along and with the West line of the Chelford City Municipal Utility District (as it existed December 20, 2004), departing the East line of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004), a distance of 463.95 feet to an interior corner of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004);

South $01^{\circ} 35' 26''$ West, along and with the East line of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004), a distance of 564.29 feet to an

angle point;

South 01° 33' 11" West, a distance of 1,028.29 feet to an angle point;

South 89° 41' 05" West, a distance of 977.24 feet to an angle point;

South 00° 14' 11" West, a distance of 3,248.96 feet to an angle point;

North 85° 58' 03" East, a distance of 276.35 feet to an angle point;

North 89° 56' 54" East, a distance of 564.71 feet to an angle point;

North 86° 13' 12" East, a distance of 131.40 feet to an angle point;

North 86° 09' 25" East, a distance of 59.92 feet to an angle point;

North 85° 19' 10" East, a distance of 165.19 feet to an angle point;

North 81° 39' 13" East, a distance of 248.15 feet to an angle point;

North 86° 51' 58" East, along and with the South line of the Mission Bend Municipal Utility

District No. 1 (as it existed December 20, 2004), a distance of 307.84 feet to an angle point in the East line of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004), same being the Northwest corner of the North Mission Glen Municipal Utility District (West Tract) (as it existed December 20, 2004);

THENCE Easterly, along and with the North line of said North Mission Glen Municipal Utility District (West Tract) (as it existed December 20, 2004), same being the South line of said Mission Bend Municipal Utility District No. 1 (as it existed December 20, 2004) to the Northeast corner of said North Mission Glen Municipal Utility District (West Tract) (as it existed December 20, 2004);

THENCE Southerly, along and with the East line of said North Mission Glen Municipal Utility District (West Tract) (as it existed December 20, 2004), same being a West line of said Mission Bend Municipal Utility District No. 1 (as it existed December 20, 2004),

passing an interior Southwest corner of said Mission Bend Municipal Utility District No. 1 (as it existed December 20, 2004), continuing along and with the East line of said North Mission Glen Municipal Utility District (West Tract) (as it existed December 20, 2004) to a Westerly extension of the South right-of-way line of Forest Briar Drive;

THENCE Easterly, along and with said Westerly extension, passing the intersection of the East right-of-way line of Gaines Road with the South right-of-way line of said Forest Briar Drive, same being the Northwest corner of the Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Easterly, along and with the South right-of-way line of said Forest Briar Drive, same being the North line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004) to its intersection with the South line of the North Mission Glen Municipal Utility District (East Tract) (as it existed December 20, 2004);

THENCE along and with the meanders of the Westerly and Northerly line of said North Mission Glen Municipal Utility District (East Tract) (as it existed December 20, 2004), same partly being an Easterly and Southerly Line of said Mission Bend Municipal Utility District No. 1 (as it existed December 20, 2004) to a point in the West right-of-way line of State Highway 6 for the common East corner of said North Mission Glen Municipal Utility District (East Tract) and Mission Bend Municipal Utility District No. 1 (as they existed December 20, 2004);

THENCE Westerly and Southerly, along and with the West line of said North Mission Glen Municipal Utility District (East Tract) (as it existed December 20, 2004) to its intersection with the North line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Easterly, along and with the North line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004), crossing the line common to Harris and Fort Bend Counties to a point in the West right-of-way line of Sugarland-Howell Road for the Northeast corner of said Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of Sugarland-Howell Road, same being the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004) to the North right-of-way line of Bissonnet Street, same being an interior North line of the Renn Road Municipal Utility District (as it existed December 20, 2004);

THENCE Westerly, along and with the North right-of-way line of Bissonnet Street, same being a South line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004), same further being an interior North line of said Renn Road Municipal Utility District (as it existed December 20, 2004) to a point in the line common to Harris and Fort Bend Counties for the most Westerly corner of said Renn Road Municipal Utility District (as it existed December 20, 2004), same being an interior corner in the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Southeasterly, along and with said county line to the intersection of the centerline of said Sugarland-Howell Road with said county line for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004), same being an angle point in the West line of said Renn Road Municipal Utility District (as it existed December 20, 2004);

THENCE Southerly, along and with the centerline of said Sugarland-Howell Road, same being an East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004) to the intersection of the South right-of-way line of said Bissonnet Street with said centerline for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Westerly, along and with the South right-of-way line of said Bissonnet Street to the intersection of the West right-of-way line of said Sugarland-Howell Road with said South right-of-way line for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of Sugarland-Howell Road, same being the East line of said Kingsbridge Municipal Utility District (as it existed December 20, 2004) to a

Westerly extension of the most Westerly South line of said Renn Road Municipal Utility District (as it existed December 20, 2004);

THENCE Easterly, along and with said Westerly extension passing a point in the East right-of-way line of said Sugarland-Howell Road for the most Westerly Southwest corner of said Renn Road Municipal Utility District (as it existed December 20, 2004), continuing Easterly and Southerly along and with the meanders of the Southwesterly and Southerly lines of said Renn Road Municipal Utility District (as it existed December 20, 2004) to the intersection of the West right-of-way line of Eldridge Road with the South line of said Renn Road Municipal Utility District (as it existed December 20, 2004);

THENCE Northerly, along and with the West right-of-way line of said Eldridge Road same being an Easterly line of said Renn Road Municipal Utility District (as it existed December 20, 2004) to a point in the line common to Harris and Fort Bend Counties;

THENCE Southeasterly, along and with said county line, same being a Southwesterly line of said Renn Road Municipal Utility District (as it existed December 20, 2004), passing a point in the Easterly right-of-way line of said Eldridge Road for an interior corner of said Renn Road Municipal Utility District (as it existed December 20, 2004), continuing along and with said county line, passing a point for the Northeast corner of Tract C of the Fort Bend County Municipal Utility District No. 2 (as it existed December 20, 2004), continuing along and with said county line, same being the Northeasterly line of said Tract C (as it existed December 20, 2004) to the intersection of a North current corporate limit of the City of Houston with said county line and being the most Easterly corner of said Tract C (as it existed December 20, 2004);

THENCE Westerly, along and with a South line of said Tract C (as it existed December 20, 2004), same being a Northerly current corporate limit of the City of Houston, a distance of 579.60 feet to an interior corner of said Tract C (as it existed December 20, 2004);

THENCE Southerly, along and with an East line of said Tract C (as it existed December 20, 2004), same being a Westerly current corporate limit of the City of Houston, at a distance of 227.76 feet passing

the most Westerly Southeast corner of said Tract C (as it existed December 20, 2004), continuing along and with said Westerly corporate limits to an interior corner of said Westerly corporate limits;

THENCE Westerly, along and with a Northerly line of the current corporate limits of said City of Houston passing a point in the East right-of-way line of said Eldridge Road, continuing along and with a Westerly extension of said Northerly current corporate limit of said City of Houston to a point in the West right-of-way line of said Eldridge Road, same being the East line of Tract A of said Fort Bend County Municipal Utility District No. 2 (as it existed December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of said Eldridge Road, same being the East line of said Tract A (as it existed December 20, 2004) to the Southeast corner of said Tract A (as it existed December 20, 2004);

THENCE, along and with the Southerly line of said Tract A (as it existed December 20, 2004), same being a Northerly current corporate limit of the City of Houston the following courses and distances (bearings and distances based on the Fort Bend County Municipal Utility District No. 2 District Boundary Map prepared by Pate Engineers and dated November, 1996);

South 89° 19' 00" West, a distance of 309.57 feet to an angle point;

North, a distance of 211.22 feet to an angle point;

West, a distance of 273.60 feet to an angle point;

North, a distance of 240.97 feet to a point;

North 89° 52' 59" West to a Northwest corner of said Northerly corporate limit;

THENCE in a general Southeasterly direction, along and with the Westerly and Southerly current corporate limits of said City of Houston to a point in the West line of Tract B of said Fort Bend County Municipal Utility District No. 2 (as it existed December 20, 2004);

THENCE, along and with the boundary of said Tract B (as it existed December 20, 2004) the following courses and distances (bearings and distances based on the Fort Bend County Municipal Utility

District No. 2 District Boundary Map prepared by Pate Engineers and dated November, 1996);

South 89° 59' 49" East, a distance of 1,159.05 feet to the Northeast corner;

South 00° 00' 25" West, a distance of 1,399.19 feet to an angle point;

South 00° 01' 54" West, a distance of 867.48 feet to the Southeast corner;

North 89° 58' 30" West, a distance of 1,995.67 feet to the Southwest corner;

North 00° 00' 07" West, a distance of 618.91 feet to the Northerly Southeast corner;

South 89° 57' 30" East, a distance of 699.62 feet to an interior corner;

North 00° 07' 34" East, a distance of 250.22 feet to an interior corner in the South right-of-way line of Florence Road;

South 89° 54' 40" East, along and with the South right-of-way line of said Florence Road, a distance of 136.12 feet to an interior corner;

North 00° 02' 30" East, to a point in the North right-of-way line of said Florence Road;

THENCE Westerly, along and with the Northerly right-of-way line of said Florence Road, passing the most Westerly Southeast corner of Tract A of said Fort Bend County Municipal Utility District No. 2 (as it existed December 20, 2004), continuing along and with the North right-of-way line of said Florence Road, same being the South line of said Tract A (as it existed December 20, 2004) to the intersection of the East right-of-way line of Burney Road with said North right-of-way line, same being the Southwest corner of said Tract A (as it existed December 20, 2004);

THENCE Southerly, along and with a Southerly extension of the East right-of-way line of said Burney Road to a point in the South right-of-way line of said Florence Road, same being the Northerly current corporate limits of the City of Sugar Land;

THENCE in a generally Southwesterly direction and along and with the meanders of the most Northerly and Westerly current corporate and/or extra territorial jurisdictional (ETJ) limits of the City of Sugar Land to the intersection of the North right-of-way line of U.S. Highway 90 with said limits and having approximate coordinates of North 29° 36' 15" and West 95° 40' 25";

THENCE Westerly, along and with the meanders of the North right-of-way line of said U.S. Highway 90, same being the North current ETJ limits of the City of Sugar Land to the intersection of the East right-of-way line of Farm To Market Highway 1464 with said North right-of-way line, same being the corner common with the current ETJ limits of the City of Houston, the City of Sugar Land, and the City of Richmond and having approximate coordinates of North 29° 36' 08" and West 95° 41' 00";

THENCE in a generally Northerly and Westerly direction and along and with the meanders of the most Easterly and Northerly current corporate and/or ETJ limits of the City of Richmond to a point in the centerline of Farm To Market Highway 723 and being the corner common with the current ETJ limits of the City of Fulshear, the City of Richmond, and the City of Rosenberg and having approximate coordinates of North 29° 36' 00" and West 95° 48' 40";

THENCE in a generally Westerly direction and along and with the meanders of the most Northerly current corporate and/or ETJ limits of the City of Rosenberg to the intersection of the West line of said Regulatory Area A as defined in the Fort Bend Subsidence District 2003 Regulatory Plan with said current ETJ limits of said City of Rosenberg and having approximate coordinates of North 29° 35' 33" and West 95° 55' 00";

THENCE North, along and with a meridian having a Longitude of West 95° 55' 00", same being the West line of said Regulatory Area A to the POINT OF BEGINNING.

SAVE AND EXCEPT:

That portion of the right-of-way of said Eldridge Road contained

within this description.

(b) In addition to the territory described by Subsection (a) of this section, the authority includes all territory in Harris County of any district the territory of which includes, on the effective date of this Act, any of the territory described by Subsection (a) of this section, regardless of whether the territory contains noncontiguous parcels of land.

(c) Notwithstanding Subsections (a) and (b) of this section, the authority does not include any area that, on the effective date of this Act, is inside:

(1) the municipal limits or extraterritorial jurisdiction, as determined under Subchapter B, Chapter 42, Local Government Code, of the Cities of Stafford, Missouri City, Sugar Land, Richmond, Rosenberg, and Katy;

(2) the municipal limits of the City of Houston;

(3) the territory of the West Harris County Regional Water Authority;

(4) the boundaries of Waller County; or

(5) the boundaries of Fort Bend County Water Control and Improvement District No. 2.

(d) Notwithstanding Subsection (c)(3) of this section, the area within the following districts, as their boundaries existed on December 20, 2004, is included within the authority:

(1) Harris-Fort Bend Counties Municipal Utility District No. 1;

(2) Harris-Fort Bend Counties Municipal Utility District No. 5; and

(3) Fort Bend County Municipal Utility District No. 30.

SECTION 1.3. DESCRIPTION OF DIRECTOR PRECINCTS. (a) The authority includes seven single-member director precincts as follows:

(1) Director Precinct No. 1 includes the territory that is contained in the following area:

BEGINNING at the intersection of an Easterly extension of the North line of the Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) and State Highway 6;

THENCE Southerly, along and with the centerline of said Highway 6 to the intersection of the centerline of Voss Road with the centerline of said Highway 6, same being the Northerly current extra territorial jurisdictional (ETJ) limits of the City of Sugar Land; THENCE in a generally Southwesterly direction and along and with the meanders of the most Northerly and Westerly current corporate and/or current ETJ limits of the City of Sugar Land to the intersection of the North right-of-way line of U.S. Highway 90 with said limits and having approximate coordinates of North 29° 36' 15" and West 95° 40' 25";

THENCE Westerly, along and with the meanders of the North right-of-way line of said U.S. Highway 90, same being the North current ETJ limits of the City of Sugar Land to the intersection of the East right-of-way line of Farm To Market Highway 1464 with said North right-of-way line, same being the corner common with the current ETJ limits of the City of Houston, said City of Sugar Land, and the City of Richmond and having approximate coordinates of

North 29° 36' 08" and West 95° 41' 00";

THENCE in a generally Northerly and Westerly direction and along and with the meanders of the most Easterly and Northerly current corporate and/or current ETJ limits of said City of Richmond to a point in the centerline of Farm To Market Highway 723 and being the corner common with the current ETJ limits of the City of Fulshear, said City of Richmond, and the City of Rosenberg and having approximate coordinates of North 29° 36' 00" and West 95° 48' 40";

THENCE Northerly, along and with the centerline of said Highway 723 to the intersection of a Westerly extension of the centerline of Wessendorf Road with the centerline of said Highway 723 and having approximate coordinates of North 29° 38' 54" and West 95° 48' 43";

THENCE Easterly, along and with said Westerly extension and the centerline of said Wessendorf Road to the intersection of the centerline of Holmes Road with the centerline of said Wessendorf Road;

THENCE Northerly, along and with the centerline of said Holmes Road, passing an angle point in said Holmes Road, continuing along and with a Northerly extension of the centerline of said Holmes Road that runs coincident with the West line of the Knight & White Survey, Abstract No. 46 to the intersection of the centerline of the proposed Winner-Foster Thoroughfare as depicted on the Fort Bend County Major Thoroughfare Plan (as it existed on December 20, 2004) with said Northerly extension;

THENCE Northeasterly and Easterly, along and with the centerline of said proposed Winner-Foster Thoroughfare to the intersection of the centerline of the Grand Parkway with the centerline of said proposed Winner-Foster Thoroughfare;

THENCE Southeasterly, along and with the centerline of said Grand Parkway, passing the intersection of Skinner Lane and said Grand Parkway to a Westerly extension of the Southerly line of a 166.5718 acre tract described in a conveyance to J.A.B. Development Corporation and recorded under Clerk's File No. 2002038808 of the Fort Bend County Deed Records;

THENCE Easterly, along and with said Westerly extension, passing the Northeast right-of-way line of the Grand Parkway, continuing along and with the Southerly line of said 166.5718 acre tract to a point in the West line of a 335.948 acre tract described in a conveyance to LM Land Holdings, LP and recorded under Clerk's File No. 2002106104 of the Fort Bend County Deed Records for the Southeast corner of said 166.5718 acre tract;

THENCE Northerly, along and with the Westerly line of said 335.948 acre tract to a point in the North line of the I. & G.N. R.R. Survey, Abstract No. 353 for the Northwest corner of said 335.948 acre tract;

THENCE Easterly, along and with the common North line of said I. & G.N. R.R. Survey and said 335.948 acre tract to the intersection of a Southerly extension of the Westerly line of the Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004) with said North line;

THENCE Northerly, along and with said Southerly extension, passing the South right-of-way line of Canal Road (Beechnut extension) to a point in the North line of said Canal Road for the Southwest corner

of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004);

THENCE Easterly, along and with the North right-of-way line of said Canal Road, same being the South line of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004) to a point in the West line of the John Frederick Survey, Abstract No. 171 for the Southeast corner of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004);

THENCE, Southerly, along and with the West line of said John Frederick Survey, Abstract No. 171, passing the common West corner of the John Frederick Survey, Abstract No. 172 and said John Frederick Survey, Abstract No. 171, continuing along and with the West line of said John Frederick Survey, Abstract No. 172 to a point in the centerline of Morton Road for the Southwest corner of said John Frederick Survey, Abstract No. 172;

THENCE Easterly, along and with the centerline of said Morton Road, and partly along and with the North line of the Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) to the Northeast corner of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004);

THENCE Southerly, along and with the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004), passing the Grand Parkway, continuing along and with the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) to the most Easterly Southeast corner of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004), and being located at the intersection of said Oyster/Flatbank Creek and the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004);

THENCE Easterly, to a point in the centerline of Harlem Road and being located approximately 1,200 feet South of the Bullhead Slough crossing with said Harlem Road and having approximate coordinates of North 29° 38' 44" and West 95° 42' 52";

THENCE Easterly, to the intersection of the centerline of proposed Airport Boulevard as depicted on the Fort Bend County Major

Thoroughfare Plan (as it existed on December 20, 2004) with the centerline of the Grand Parkway, said intersection being located approximately midway between the Oyster/Flatbank Creek and Bullhead Slough crossings with said Grand Parkway and having approximate coordinates of North 29° 38' 46" and West 95° 42' 29";

THENCE Easterly, along and with the meanders of the centerline of said Airport Boulevard, proposed or existing, to the intersection of an interior West line of the Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004) with the centerline of existing Airport Boulevard;

THENCE Northerly, along and with an interior West line of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004) to the most Northerly Northwest corner of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004);

THENCE Easterly, along and with the meanders of the North line of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004) to a point in the West right-of-way line of Gaines Road for the Northeast corner of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of said Gaines Road to the intersection of a Westerly extension of the Northerly line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) with said right-of-way line;

THENCE Easterly, along and with said Westerly extension, passing the Northwest corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) in the East right-of-way line of said Gaines Road, continuing along and with the North line of said Fort Bend County

Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) to an interior corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004);

THENCE Northerly, along and with an interior West line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) to the most Northerly Northwest corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004);

THENCE Easterly, along and with the North line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) to the POINT OF BEGINNING.

(2) Director Precinct No. 2 includes the territory that is contained in the following area:

BEGINNING at the intersection of the East right-of-way line of Gaines Road with the South right-of-way line of Forest Briar Drive (also known as Gaines Road), same being the Northwest corner of Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Easterly, along and with the South right-of-way line of said Forest Briar Drive, same being the North line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004) to its intersection with the South line of the North Mission Glen Municipal Utility District (East Tract) (as it existed on December 20, 2004);

THENCE along and with the meanders of the Westerly and Northerly line of said North Mission Glen Municipal Utility District (East Tract) (as it existed on December 20, 2004), same partly being an Easterly and Southerly Line of the Mission Bend Municipal Utility District No. 1 (as it existed on December 20, 2004) to a point in the West right-of-way line of State Highway 6 for the common East corner of said North Mission Glen Municipal Utility District (East Tract) (as it existed on December 20, 2004) and Mission Bend Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Southerly and Westerly, along and with the East line of said North Mission Glen Municipal Utility District (East Tract) (as it

existed on December 20, 2004) to its intersection with the North line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Easterly, along and with the North line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004), crossing the line common to Harris and Fort Bend Counties to a point in the West right-of-way line of Sugarland-Howell Road for the Northeast corner of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of Sugarland-Howell Road, same being the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004) to the North right-of-way line of Bissonnet Street, same being an interior North line of the Renn Road Municipal Utility District (as it existed on December 20, 2004);

THENCE Westerly, along and with the North right-of-way line of Bissonnet Street, same being a South line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004), same further being an interior North line of the Renn Road Municipal Utility District (as it existed on December 20, 2004) to a point in the line common to Harris and Fort Bend Counties for the most Westerly corner of said Renn Road Municipal Utility District (as it existed on December 20, 2004), same being an interior corner in the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Southeasterly, along and with said county line to the intersection of the centerline of said Sugarland-Howell Road with said county line for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004), same being an angle point in the West line of said Renn Road Municipal Utility District (as it existed on December 20, 2004);

THENCE Southerly, along and with the centerline of said Sugarland-Howell Road, same being an East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004) to the intersection of the South right-of-way line of said Bissonnet Street with said centerline for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Westerly, along and with the South right-of-way line of said Bissonnet Street to the intersection of the West right-of-way line of said Sugarland-Howell Road with said South right-of-way line for an angle point in the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of Sugarland-Howell Road, same being the East line of said Kingsbridge Municipal Utility District (as it existed on December 20, 2004) to a Westerly extension of the most Westerly South line of said Renn Road Municipal Utility District (as it existed on December 20, 2004);

THENCE Easterly, along and with said Westerly extension passing a point in the East right-of-way line of said Sugarland-Howell Road for the most Westerly Southwest corner of said Renn Road Municipal

Utility District (as it existed on December 20, 2004), continuing Easterly and Southerly along and with the meanders of the Southwesterly and Southerly lines of said Renn Road Municipal Utility District (as it existed on December 20, 2004) to the intersection of the West right-of-way line of Eldridge Road with the South line of said Renn Road Municipal Utility District (as it existed on December 20, 2004);

THENCE Northerly, along and with the West right-of-way line of said Eldridge Road same being an Easterly line of said Renn Road Municipal Utility District (as it existed on December 20, 2004) to a point in the line common to Harris and Fort Bend Counties;

THENCE Southeasterly, along and with said county line, same being a Southwesterly line of said Renn Road Municipal Utility District (as it existed on December 20, 2004), passing a point in the Easterly right-of-way line of said Eldridge Road for an interior Southeast corner of said Renn Road Municipal Utility District (as it existed on December 20, 2004), continuing along and with said county line, passing a point for the Northeast corner of Tract C of the Fort Bend County Municipal Utility District No. 2 (as it existed on December 20, 2004), continuing along and with said county

line, same being the Northeasterly line of said Tract C (as it existed on December 20, 2004) to the intersection of a North current corporate limit of the City of Houston with said county line and being the most Easterly corner of said Tract C (as it existed on December 20, 2004);

THENCE Westerly, along and with a South line of said Tract C (as it existed on December 20, 2004), same being a Northerly current corporate limit of the City of Houston, a distance of 579.60 feet to an interior corner of said Tract C (as it existed on December 20, 2004);

THENCE Southerly, along and with an East line of said Tract C (as it existed on December 20, 2004), same being a Westerly current corporate limit of the City of Houston, at a distance of 227.76 feet passing the most Westerly Southeast corner of said Tract C (as it existed on December 20, 2004), continuing along and with said Westerly current corporate limits of the City of Houston to an interior corner of said Westerly current corporate limits of the City of Houston;

THENCE Westerly, along and with a Northerly line of the current corporate limits of said City of Houston passing a point in the East right-of-way line of said Eldridge Road, continuing along and with a Westerly extension of said Northerly current corporate limit to a point in the West right-of-way line of said Eldridge Road, same being the East line of Tract A of said Fort Bend County Municipal Utility District No. 2 (as it existed on December 20, 2004);

THENCE Southerly, along and with the West right-of-way line of said Eldridge Road, same being the East line of said Tract A (as it existed on December 20, 2004) to the Southeast corner of said Tract A (as it existed on December 20, 2004);

THENCE, along and with the Southerly line of said Tract A (as it existed on December 20, 2004), same being a Northerly current corporate limit of the City of Houston the following courses and distances (bearings and distances based on the Fort Bend County Municipal Utility District No. 2 District Boundary Map prepared by Pate Engineers and dated November, 1996);

South 89° 19' 00" West, a distance of 309.57 feet to an angle point;

North, a distance of 211.22 feet to an angle point;
West, a distance of 273.60 feet to an angle point;
North, a distance of 240.97 feet to a point;
North 89° 52' 59" West to a Northwest corner of said
Northerly current corporate limit;
THENCE, in a general Southeasterly direction, along and with the
Westerly and Southerly current corporate limits of said City of
Houston to a point in the West line of Tract B of said Fort Bend
County Municipal Utility District No. 2 (as it existed on December
20, 2004);
THENCE, along and with the boundary of said Tract B (as it existed
on December 20, 2004) the following courses and distances (bearings
and distances based on the Fort Bend County Municipal Utility
District No. 2 District Boundary Map prepared by Pate Engineers and
dated November, 1996);
North 00° 02' 30" East to the Northwest corner;
South 89° 59' 49" East, a distance of 1,159.05 feet to
the Northeast corner;
South 00° 00' 25" West, a distance of 1,399.19 feet to an
angle point;

South 00° 01' 54" West, a distance of 867.48 feet to the Southeast corner;

North 89° 58' 30" West, a distance of 1,995.67 feet to the Southwest corner;

North 00° 00' 07" West, a distance of 618.91 feet to the Northerly Southeast corner;

South 89° 57' 30" East, a distance of 699.62 feet to an interior corner;

North 00° 07' 34" East, a distance of 250.22 feet to an interior corner in the South right-of-way line of Florence Road;

South 89° 54' 40" East, along and with the South right-of-way line of said Florence Road, a distance of 136.12 feet to an interior corner;

North 00° 02' 30" East, to a point in the North right-of-way line of said Florence Road;

THENCE Westerly, along and with the Northerly right-of-way line of said Florence Road, passing the most Westerly Southeast corner of Tract A of said Fort Bend County Municipal Utility District No. 2 (as it existed on December 20, 2004), continuing along and with the North right-of-way line of said Florence Road, same being the South line of said Tract A (as it existed on December 20, 2004) to the intersection of the West right-of-way line of Burney Road with said North right-of-way line, same being the Southwest corner of said Tract A (as it existed on December 20, 2004);

THENCE Southerly, along and with a Southerly extension of the East right-of-way line of said Burney Road to a point in the South right-of-way line of said Florence Road, same being the Northerly current corporate limits of the City of Sugar Land;

THENCE in a generally Southwesterly direction and along and with the meanders of the most Northerly and Westerly current corporate and/or extra territorial jurisdictional (ETJ) limits of the City of Sugar Land and along and with the East right-of-way line of Burney Road and the centerline of Voss Road to the intersection of the centerline of said Voss Road with the centerline of State Highway 6; THENCE Northerly, along and with the centerline of said Highway 6 to the intersection of an Easterly extension of the North line of the

Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) with said centerline; THENCE Westerly, along and with said Easterly extension, passing the Northeast corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) in the West right-of-way line of said Highway 6, continuing along and with the North line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004), to the most Northerly Northwest corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004); THENCE Southerly, along and with an interior West line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) to an interior corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004);

THENCE Westerly, along and with the North line of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) passing the Northwest corner of said Fort Bend County Municipal Utility District No. 41 (East of Gaines Road) (as it existed on December 20, 2004) in the East right-of-way line of said Gaines Road, continuing along and with a Westerly extension of said Northerly line to a point in the West right-of-way line of said Gaines Road, same being the East line of the Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004);

THENCE Northerly, along and with the West right-of-way line of said Gaines Road to the Northeast corner of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004);

THENCE Westerly, along and with the meanders of the North line of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004) to the most Northerly Northwest corner of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004);

THENCE Southerly, along and with the West line of said Fort Bend County Municipal Utility District No. 41 (West of Gaines Road) (as it existed on December 20, 2004) to the intersection of the centerline of Airport Boulevard with said West line;

THENCE Westerly, along and with the meanders of the centerline of Airport Boulevard, proposed or existing as depicted on the Fort Bend County Major Thoroughfare Plan (as it existed on December 20, 2004) to the intersection of the centerline of the Grand Parkway with the centerline of said proposed Airport Boulevard, said intersection being located approximately midway between the Oyster/Flatbank Creek and Bullhead Slough crossings with said Grand Parkway and having approximate coordinates of North 29° 38' 46" and West 95° 42' 29";

THENCE Westerly, to a point in the centerline of Harlem Road and being located approximately 1,200 feet South of the Bullhead Slough crossing with said Harlem Road and having approximate coordinates of North 29° 38' 44" and West 95° 42' 52";

THENCE Westerly to the most Easterly Southeast corner of the Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) and being located at the intersection of said Oyster/Flatbank Creek and the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004);

THENCE Northerly, along and with the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004), passing the Grand Parkway, continuing along and with the East line of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) to the Northeast corner of said Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) in the centerline of Morton Road, same being the centerline of the proposed West Belfort;

THENCE Easterly, along and with the meanders of the centerline of West Belfort, proposed or existing as depicted on the Fort Bend County Major Thoroughfare Plan (as it existed on December 20, 2004), said West Belfort following parts of the existing rights-of-way of Morton Road, Madden Road and Boss Gaston Road to the intersection of the West line of the John Leverton Survey, Abstract No. 402 with the centerline of said West Belfort, same being the centerline of Boss Gaston Road at this point;

THENCE Northerly, along and with the West line of the John Leverton Survey, Abstract No. 402 to a point in the South line of the North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004);

THENCE Easterly, along and with the Southerly line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004), passing the Southeast corner of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004) in the West right-of-way line of said Gaines Road, continuing along and with an Easterly extension of the Southerly line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004) to a point in the East right-of-way of said Gaines Road;

THENCE Northerly, along and with the East right-of-way line of said

Gaines Road to the Southwest corner of that portion of the North Mission Glen Municipal Utility District that lies East of said Gaines Road (as it existed on December 20, 2004);

THENCE in a general Northerly direction, along and with the Southerly, Easterly and Northerly sides of said portion of the North Mission Glen Municipal Utility District (as it existed on December 20, 2004) that lies East of said Gaines Road to the Northwest corner of said portion in the East right-of-way line of said Gaines Road;

THENCE Northerly, along and with the East right-of-way line of said Gaines Road to the POINT OF BEGINNING.

SAVE AND EXCEPT:

That portion of the right-of-way of said Eldridge Road contained within this description.

(3) Director Precinct No. 3 includes the territory that is contained in the following area:

BEGINNING at the intersection of the centerline of Farm To Market Highway 1093 (Westheimer Road) with a Southerly extension of a West line of the Westerly current corporate limits of the City of Houston and being located approximately 60 feet West of the intersection of the centerline of Harlem Road with said Highway 1093;

THENCE Northerly, along and with said Southerly extension to a point in the North right-of-way line of said Highway 1093 to a Southwest corner of the Westerly current corporate limits of said City of Houston, same being the Southerly line of the United States Government Barker Reservoir;

THENCE Easterly, along and with the meanders of a Southerly line of the Westerly current corporate limits of said City of Houston, same being the Northerly right-of-way line of said Highway 1093 to its intersection with the Easterly right-of-way line of Farm To Market Highway 1464;

THENCE Southerly, along and with the Easterly right-of-way line of said Highway 1464, passing the Northwest corner of the West Harris County Municipal Utility District No. 4 (as it existed on December 20, 2004), continuing along and with the Easterly right-of-way line of said Highway 1464, same being the Westerly line of said West Harris County Municipal Utility District No. 4 (as it existed on

December 20, 2004) to the intersection of the North right-of-way line of Alief-Clodine Road with said Easterly right-of-way line for the Southwest corner of said West Harris County Municipal Utility District No. 4 (as it existed on December 20, 2004);

THENCE Easterly, along and with the North right-of-way line of said Alief-Clodine Road, same being the South line of said West Harris County Municipal Utility District No. 4 (as it existed on December 20, 2004) to a point in the line common to Harris and Fort Bend Counties;

THENCE Southeasterly, along and with said county line to the South right-of-way line of said Alief-Clodine Road, same being the North line of Fort Bend County Municipal Utility District No. 30 (as it existed on December 20, 2004);

THENCE along and with the Northerly and Easterly limits of said Fort Bend County Municipal Utility District No. 30 (as it existed on December 20, 2004) the following courses and distances: (bearings and distances based on an exhibit of said Fort Bend County Municipal Utility District No. 30 prepared by Total Surveyors, Inc. and dated March 28, 2000, revised August 30, 2002);

South 56° 52' 06" East, along and with said county line, a distance of 285.62 feet to an angle point;

South 00° 03' 43" West, a distance of 369.13 feet to an interior corner;

North 85° 19' 43" East, crossing said county line, a distance of 1,585.75 feet to the most Southerly Northeast corner;

South 01° 33' 14" West, a distance of 244.10 feet to an angle point;

North 89° 18' 17" East, a distance of 32.93 feet to an angle point;

South 01° 33' 14" West, crossing said county line, a distance of 1,530.25 feet to an interior corner of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004);

South 01° 15' 14" West, along and with the West line of the Chelford City Municipal Utility District (as it existed December 20, 2004), departing the East line of said Fort Bend

County Municipal Utility District No. 30 (as it existed December 20, 2004), a distance of 463.95 feet to an interior corner of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004);

South 01° 35' 26" West, along and with the East line of said Fort Bend County Municipal Utility District No. 30 (as it existed December 20, 2004), a distance of 564.29 feet to an angle point;

South 01° 33' 11" West, a distance of 1,028.29 feet to an angle point;

South 89° 41' 05" West, a distance of 977.24 feet to an angle point;

South 00° 14' 11" West, a distance of 3,248.96 feet to an angle point;

North 85° 58' 03" East, a distance of 276.35 feet to an angle point;

North 89° 56' 54" East, a distance of 564.71 feet to an angle point;

North 86° 13' 12" East, a distance of 131.40 feet to an angle point;

North 86° 09' 25" East, a distance of 59.92 feet to an angle point;

North 85° 19' 10" East, a distance of 165.19 feet to an angle point;

North 81° 39' 13" East, a distance of 248.15 feet to an angle point;

North 86° 51' 58" East, along and with the South line of the Mission Bend Municipal Utility District No. 1 (as it existed on December 20, 2004), a distance of 307.84 feet to an angle point in the East line of said Fort Bend County Municipal Utility District No. 30 (as it existed on December 20, 2004), same being the Northwest corner of the North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004);

THENCE Easterly, along and with the North line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004), same being the South line of said Mission Bend

Municipal Utility District No. 1 (as it existed on December 20, 2004) to the Northeast corner of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004); THENCE Southerly, along and with the East line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004), same being a West line of said Mission Bend Municipal Utility District No. 1 (as it existed on December 20, 2004), passing an interior Southwest corner of said Mission Bend Municipal Utility District No. 1 (as it existed on December 20, 2004), continuing along and with the East line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004) to a Westerly extension of the South right-of-way line of Forest Briar Drive; THENCE Easterly, along and with said Westerly extension, to the intersection of the East right-of-way line of Gaines Road with the South right-of-way line of said Forest Briar Drive, same being the Northwest corner of the Kingsbridge Municipal Utility District (as it existed on December 20, 2004); THENCE, Southerly, along and with the East right-of-way line of said Gaines Road to the Northwest corner of that portion of the North Mission Glen Municipal Utility District that lies East of said Gaines Road (as it existed on December 20, 2004); THENCE, in a general Southerly direction, along and with the Northerly, Easterly and Southerly sides of said portion of the North Mission Glen Municipal Utility District (as it existed on December 20, 2004) that lies East of said Gaines Road to the Southwest corner of said portion (as it existed on December 20, 2004) in the East right-of-way line of said Gaines Road; THENCE, Southerly, along and with the East right-of-way line of said Gaines Road to an Easterly extension of the Southerly line of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004); THENCE, Westerly along and with said extension passing the Southeast corner of said North Mission Glen Municipal Utility District (West Tract) (as it existed on December 20, 2004) in the West right-of-way line of said Gaines Road, continuing along and with the South line of said North Mission Glen Municipal Utility

District (West Tract) (as it existed on December 20, 2004) to a point in the West line of the John Leverton Survey, Abstract No. 402;

THENCE Southerly, along and with the West line of said John Leverton Survey to a point in the centerline of the proposed West Belfort, same more or less being Boss Gaston Road;

THENCE Westerly, along and with the meanders of the centerline of West Belfort, proposed or existing as depicted on the Fort Bend County Major Thoroughfare Plan (as it existed on December 20, 2004), said West Belfort following parts of the existing rights-of-way of Boss Gaston Road and Madden Road to the intersection of the centerline of Morton Road with the centerline of said proposed West Belfort;

THENCE Westerly, along and with the centerline of said Morton Road, same more or less being the centerline of said proposed West Belfort and partly along and with the North line of the Fort Bend County Municipal Utility District No. 118 (as it existed on December 20, 2004) to the Southwest corner of the John Frederick Survey, Abstract No. 172;

THENCE, Northerly, along and with the West line of said John Frederick Survey, Abstract No. 172, passing the common West corner of the John Frederick Survey, Abstract No. 171 and said John Frederick Survey, Abstract No. 172, continuing along and with the West line of said John Frederick Survey, Abstract No. 171 to the Southeast corner of the Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004) in the North line of Canal Road (Beechnut extension);

THENCE Westerly, along and with the North right-of-way line of said Canal Road, same being the South line of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004) to the Southwest corner of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004);

THENCE Southerly, along and with a Southerly extension of the Westerly line of said Fort Bend County Municipal Utility District No. 123 (South Portion) (as it existed on December 20, 2004) passing the South right-of-way line of said Canal Road (Beechnut extension)

to the North line of the I. & G.N. R.R. Survey, Abstract No. 353, same being the North line of a 335.948 acre tract described in a conveyance to LM Land Holdings, LP and recorded under Clerk's File No. 2002106104 of the Fort Bend County Deed Records;

THENCE Westerly, along and with the common North line of said I. & G.N. R.R. Survey and said 335.948 acre tract to the Northwest corner of said 335.948 acre tract;

THENCE, Southerly, along and with the Westerly line of said 335.948 acre tract to the Southeast corner of a 166.5718 acre tract described in a conveyance to J.A.B. Development Corporation and recorded under Clerk's File No. 2002038808 of the Fort Bend County Deed Records;

THENCE Westerly, along and with the Southerly line of said 166.5718 acre tract, passing the Northeast right-of-way line of the Grand Parkway, continuing along and with a Westerly extension of said Southerly line to the centerline of said Grand Parkway;

THENCE, Northwesterly, along and with the centerline of said Grand Parkway, passing the intersection of Skinner Lane and said Grand Parkway to the intersection of the centerline of the proposed Winner-Foster Thoroughfare as depicted on the Fort Bend County Major Thoroughfare Plan (as it existed on December 20, 2004),

THENCE Southwesterly and Westerly, along and with the centerline of said proposed Winner-Foster Thoroughfare to the intersection of a Northerly extension of the centerline of that portion of Holmes Road that runs coincident with the West line of the Knight & White Survey, Abstract No. 46 with said proposed Winner-Foster Thoroughfare;

THENCE Southerly, along and with said Northerly extension of the centerline of said Holmes Road, passing an angle point in said Holmes Road, continuing along and with the centerline of said Holmes Road to the intersection of the centerline of Wessendorf Road with the centerline of said Holmes Road;

THENCE Westerly, along and with the centerline of said Wessendorf Road and a Westerly extension of said centerline to the intersection of the centerline of Farm To Market Highway 723 with said Westerly extension and having approximate coordinates of North 29° 38' 54" and West 95° 48' 43";

THENCE Northerly, along and with the centerline of said Highway 723 to the intersection of the centerline of said Highway 1093 with the centerline of said Highway 723;

THENCE Easterly, along and with the centerline of said Highway 1093 to the POINT OF BEGINNING.

(4) Director Precinct No. 4 includes the territory that is contained in the following area:

Tract A

BEGINNING at the intersection of the centerline of the Grand Parkway (State Highway 99) with the Southeasterly line of Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004), same being the most Northerly corner of Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004);

THENCE Southerly, along and with the meanders of the centerline of said Grand Parkway, same being the Easterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004) to the intersection of the centerline of Cinco Ranch Boulevard with the centerline of said Grand Parkway, same being the most Northerly Southeast corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Southwesterly, along and with the meanders of the centerline of said Cinco Ranch Boulevard, same being a Southeasterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004) to the intersection of the centerline of Westheimer Parkway with the centerline of said Cinco Ranch Boulevard, same being an interior corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Southeasterly, along and with the meanders of the centerline of said Westheimer Parkway, same partly being a Northeasterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004) to the intersection of the West right-of-way line of said Grand Parkway with the centerline of said Westheimer Parkway;

THENCE Southerly, along and with the West right-of-way line of said Grand Parkway to the intersection of the South right-of-way line of said Westheimer Parkway with said West right-of-way line, same

being the most Southerly Northeast corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Easterly, along and with the South right-of-way line of said Westheimer Parkway passing the intersection of the East right-of-way line of said Grand Parkway with said South right-of-way line, same being the Northwest corner of the West portion of Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004), continuing along and with said South right-of-way line to the most Northerly corner of the West portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004);

THENCE Southeasterly, along and with the Northeasterly line of the West portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to the intersection of the Southwesterly line of the Willow Fork Drainage District Ditch VA1;

THENCE Northerly, along and with the Southwesterly and Westerly line of said Ditch VA1 to the intersection of the South right-of-way line of said Westheimer Parkway with said Westerly line;

THENCE Easterly, along and with the South right-of-way line of said Westheimer Parkway, passing the Easterly line of said Ditch VA1, same being the Northwest corner of the Northerly West Portion of Cinco Municipal Utility District No. 7 (as it existed December 20, 2004), same being the James Williams Elementary School Site, continuing along and with the South right-of-way line of Westheimer Parkway to the intersection of the South right-of-way line of Westheimer Parkway with the Westerly right-of-way line of Peek Road;

THENCE Southerly, along and with the meanders of the Westerly right-of-way line of said Peek Road passing the Northeasterly line of said Ditch VA1 for the most Southerly corner of the Northerly West Portion of Cinco Municipal Utility District No. 7 (as it existed December 20, 2004), same being the James Williams Elementary School Site, continuing along and with the meanders of the Westerly right-of-way line of said Peek Road passing the Southwesterly line of said Ditch VA1 for the most Easterly corner of the West portion of said Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004), continuing along and with the

meanders of the Westerly right-of-way line of said Peek Road, passing the Southeast corner of the West portion of said Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004), continuing along and with the meanders of the Westerly right-of-way line of said Peek Road to the intersection of the centerline of the Willow Fork of Buffalo Bayou with the Westerly right-of-way line of said Peek Road;

THENCE Westerly, along and with the meanders of the centerline of said Willow Fork of Buffalo Bayou, passing the centerline of said Grand Parkway, continuing along and with the centerline of said Willow Fork of Buffalo Bayou, same being the Northeasterly line of Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004) to the most Easterly North corner of said Grand Lakes Municipal Utility District No. 2 (as it existed December 20, 2004);

THENCE Southwesterly, along and with an interior line of said Grand Lakes Municipal Utility District No. 2 (as it existed December 20, 2004) to a point in the Southerly line of said Willow Fork of Buffalo Bayou;

THENCE Northwesterly, along and with the Southerly line of said Willow Fork of Buffalo Bayou to the most Westerly North corner of said Grand Lakes Municipal Utility District No. 2 (as it existed December 20, 2004), same being the Northeast corner of the East portion of Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the meanders of the Southeasterly line of the East portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004), crossing Fry Road to a point in the Southeasterly right-of-way line of said Fry Road for the most Southerly corner of the East portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004);

THENCE Northwesterly, along and with the Southwest line of the East portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004) to a point in the centerline of Cinco Ranch Boulevard, same being the Southeast line of Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004) for the

most Westerly corner of the East portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004);

THENCE Southwesterly, along and with the Southeast line of said Cinco Municipal Utility District No. 1 (as it existed December 20, 2004), passing the most Southerly corner of said Cinco Municipal Utility District No. 1 (as it existed December 20, 2004), same being the most Easterly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004), continuing along and with the Southeast line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004) to an angle point in the Northeasterly right-of-way line of Katy-Gaston Road, same being the most Southerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004);

THENCE Northwesterly, along and with a Northeasterly right-of-way line of said Katy-Gaston Road, same being the Southwesterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004) to an angle point in the Easterly right-of-way line of said Katy-Gaston Road, same being the most Westerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004);

THENCE Northeasterly, along and with a Southeasterly right-of-way line of said Katy-Gaston Road, same being the Northwesterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004) to an angle point in the Easterly right-of-way line of said Katy-Gaston Road, same being the most Northerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004);

THENCE Southeasterly, along and with the Northeasterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed December 20, 2004) to a point in the Northwesterly line of said Cinco Municipal Utility District No. 1 (as it existed December 20, 2004);

THENCE Northeasterly, along and with the Northwesterly line of said Cinco Municipal Utility District No. 1 (as it existed December 20, 2004), passing the intersection of the centerline of said Willow Fork of Buffalo Bayou with the Northwesterly line of said Cinco

Municipal Utility District No. 1 (as it existed December 20, 2004), same being the most Westerly corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004), continuing along and with the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004) and partly along and with the Southeasterly line of Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) to an angle point in the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Southeasterly, along and with a Northeasterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004) to an angle point in the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Northeasterly, along and with the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004), an approximate distance of 733.5 feet to an interior corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004);

THENCE Northwesterly, along and with a Southwesterly line of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004), to the most Northerly West corner of said Cinco Municipal Utility District No. 10 (as it existed December 20, 2004), same being the most Southerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004);

THENCE Northeasterly, along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed December 20, 2004) to the POINT OF BEGINNING.

Tract B

BEGINNING at the intersection of the South line of the Willow Fork of Buffalo Bayou with the Northeasterly line of a Detention Ditch for the most Westerly corner of the East portion of said Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004);

THENCE Northwesterly, perpendicular to the centerline of said Willow Fork of Buffalo Bayou to the centerline of said Willow Fork of Buffalo Bayou;

THENCE Easterly, along and with the meanders of the centerline of said Willow Fork of Buffalo Bayou, passing Mason and Fry Roads, downstream to the intersection of the Westerly current corporate limits of the City of Houston, same being the Westerly line of the United States Government Barker Reservoir with said centerline;

THENCE in a generally Southeast direction, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to a point in the West line of the H.E. Looney Survey, Abstract No. 277 for an angle point;

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) and the West line of said Looney Survey to a point in the North line of the Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004) for the Southwest corner of said Looney Survey, same being the Southeast corner of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004);

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Northerly line of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) to the Northeast corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004);

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Westerly line of the John Brock Survey, Abstract No. 110, passing the most Easterly Southeast corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), continuing along and with the Westerly line of said John Brock Survey passing a corner of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, continuing along and with the Westerly

line of said John Brock Survey crossing a portion of said United States Government Barker Reservoir to the intersection of the Westerly current corporate limits of said City of Houston, same being the Southerly line of said United States Government Barker Reservoir;

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir, an approximate distance of 3,635 feet to an angle point;

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir passing the North right-of-way line of Farm to Market Highway 1093 (Westheimer Road), continuing along and with a Southerly extension of said Westerly current corporate limits of said City of Houston to a point in the centerline of said Highway 1093;

THENCE Westerly along and with the centerline of said Highway 1093 to the intersection of the Northwesterly line of the Brooks & Burleson Survey, Abstract No. 145 with said centerline and being in a Southwesterly extension of the Northwesterly line of the South portion of Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004) (located South of the United States Government Barker Reservoir Dam);

THENCE Northeasterly, along and with the Northwesterly line of said Brooks & Burleson Survey, passing a point in the North right-of-way line of said Highway 1093 for the Southwest corner of the South portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), continuing along and with the Northwesterly line of said Brooks & Burleson Survey, passing a point in the Westerly current corporate limits of the City of Houston, same being a Southerly line of said United States Government Barker Reservoir (Barker Dam Strip) for the Northwest corner of the South portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), continuing along and with the Northwesterly line of said Brooks & Burleson Survey across a portion of said United States Government Barker Reservoir (Barker Dam Strip) passing the Westerly current corporate limits of

the City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip) for the Southwest corner of the North portion of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), continuing along and with the Northwest line of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004) to an interior corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), same being the most Easterly corner of Grand Lakes Municipal Utility District No. 1 (as it existed December 20, 2004);

THENCE Northwesterly, along and with a Southwesterly line of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), passing the Northwest corner of said Cinco Municipal Utility District No. 8 (as it existed December 20, 2004), same being the Southwest corner of the East portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004), continuing along and with the Southwesterly line of the East portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to an angle point in the Southwesterly line of the East portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004);

THENCE Westerly, along and with a Southerly line of the East portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to the POINT OF BEGINNING.

SAVE AND EXCEPT:

That portion of the Westerly current corporate limits of said City of Houston, same being said United States Government Barker Reservoir (Barker Dam Strip) contained within this description.

(5) Director Precinct No. 5 includes the territory that is contained in the following area:

BEGINNING at the Northwest corner of Cornerstones Municipal Utility District (as it existed on December 20, 2004), same being the Northeast corner of Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004);

THENCE Easterly, along and with the North line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004), same being the South line of Cimarron Municipal Utility District

(as it existed on December 20, 2004) passing the common South corner of said Cimarron Municipal Utility District (as it existed on December 20, 2004) and Harris County Municipal Utility District No. 81 (as it existed on December 20, 2004), continuing along and with a South line of said Harris County Municipal Utility District No. 81 (as it existed on December 20, 2004) to a point in the centerline of Mason Road for the Northeast corner of said Cornerstones Municipal Utility District (as it existed on December 20, 2004);

THENCE Southerly, along and with the centerline of Mason Road, same being the East line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004), passing the common West corner of said Harris County Municipal Utility District No. 81 (as it existed on December 20, 2004) and Memorial Municipal Utility District (as it existed on December 20, 2004), continuing along and with the centerline of Mason Road and along and with the East line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004) crossing the line common to Harris and Fort Bend Counties to the Southeast corner of said Memorial Municipal Utility District (as it existed on December 20, 2004), same being the Northwest corner of Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004);

THENCE Easterly, along and with South line of said Memorial Municipal Utility District (as it existed on December 20, 2004), same being the North line of said Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004) crossing the line common to Harris and Fort Bend Counties, passing the common North corner of said Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004) and Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004), continuing along and with the South line of said Memorial Municipal Utility District (as it existed on December 20, 2004) to the most Easterly Northwest corner of said Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with the Northeasterly meanders of said Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004), same being partly the Southwesterly line of a Harris County Flood Control District right-of-way to a the most

Easterly corner of said Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004), same being an angle point in the Westerly current corporate limits of the City of Houston, same also being the Westerly line of the United States Government Barker Reservoir, same further being the Easterly limits of Tract 1 of the West Harris County Regional Water Authority;

THENCE along and with the Easterly limits of said West Harris County Regional Water Authority, same being the Westerly current corporate limits of said City of Houston, same further being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004) the following courses and distances: (bearings and distances based on the description of said West Harris County Regional Water Authority dated December 22, 2000)

South 23° 42' West, a distance of 1178.3 feet;

North 59° 10' West, a distance of 517.8 feet;

South 23° 32' West, to a point in the line common to Harris and Fort Bend Counties for the most Westerly Southeast corner of Tract 1 of said West Harris County Regional Water Authority and having approximate coordinates of North 29° 44' 05" and West 95° 43' 50"

THENCE Southwesterly and Northwesterly, continuing along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 6 (as it existed on December 20, 2004) to a point in the Easterly right-of-way line of Fry Road, same being the Easterly line of Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southwesterly and Southeasterly, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being the Westerly line of said United States Government Barker Reservoir, same further being the Easterly line of said Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004) to a point in the centerline of the Willow Fork of Buffalo Bayou for the corner common to said Cinco Municipal

Utility District No. 5 (as it existed on December 20, 2004) and Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004);

THENCE Westerly, along and with the meanders of the centerline of said Willow Fork of Buffalo Bayou, upstream to the intersection of the centerline of said Mason Road, with the centerline of said Willow Fork of Buffalo Bayou, same being the common South corner of Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004) and said Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Northerly, along and with the meanders of the centerline of said Mason Road, same being the Easterly line of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004), same also being the Westerly line of said Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004), passing the intersection of the centerline of Westheimer Parkway with the centerline of said Mason Road, same being the common West corner of said Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004) and said Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004), continuing along and with the meanders of the centerline of said Mason Road, same being the Easterly line of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004), same also being the Westerly line of said Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004) to the Northeast corner of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004), same being the Southeast corner of said Cornerstones Municipal Utility District (as it existed on December 20, 2004);

THENCE Westerly, along and with the Southerly line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004) to the Southwest corner of said Cornerstones Municipal Utility District (as it existed on December 20, 2004);

THENCE Northerly, along and with the Westerly line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004) to the POINT OF BEGINNING.

(6) Director Precinct No. 6 includes the territory that is contained in the following area:

Tract A

BEGINNING at a point in the South line of the Cimarron Municipal Utility District (as it existed on December 20, 2004) marking the Northwest corner of Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004) in the intersection of the Grand Parkway and Katy Fort Bend Roads;

THENCE Easterly, along and with the North line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004), same being the South line of said Cimarron Municipal Utility District (as it existed on December 20, 2004) to the Northeast corner of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004), same being the Northwest corner of Cornerstones Municipal Utility District (as it existed on December 20, 2004);

THENCE Southerly, along the Easterly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004), passing the Southeast corner of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004), same being the most Westerly Northeast corner of Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004), continuing along and with the Easterly line of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004) to the Southwest corner of said Cornerstones Municipal Utility District (as it existed on December 20, 2004);

THENCE Easterly, along and with a North line of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004), same being the South line of said Cornerstones Municipal Utility District (as it existed on December 20, 2004) to a point in the West line of Cinco Municipal Utility District No. 3 (as it existed on December 20, 2004), same being the centerline of Mason Road for the Southeast corner of said Cornerstones Municipal Utility District (as it existed on December 20, 2004), same being the Northeast corner of said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004);

THENCE Southerly, along and with the meanders of the centerline of said Mason Road, same being the Easterly line of said Cinco Municipal Utility District No. 2 (as it existed on December 20,

2004) to a point in the centerline of the Willow Fork of Buffalo Bayou, same being the Northerly line of Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004) for the common Southerly corner of Cinco Municipal Utility District No. 5 (as it existed on December 20, 2004) and said Cinco Municipal Utility District No. 2 (as it existed on December 20, 2004);

THENCE Westerly and Southwesterly, along and with the centerline of said Willow Fork of Buffalo Bayou to the intersection of the Westerly right-of-way line of Peek Road with the centerline of said Willow Fork of Buffalo Bayou;

THENCE Northerly, along and with the Westerly right-of-way line of said Peek Road, passing the North line of said Willow Fork of Buffalo Bayou, same being the Southeast corner of the West portion of Cinco Municipal Utility District No. 7 (as it existed December 20, 2004), continuing along and with the West right-of-way line of said Peek Road to the intersection of the Southerly right-of-way line of Westheimer Parkway with said Westerly right-of-way line, same being the Northeast corner of the Northerly West Portion of Cinco Municipal Utility District No. 7 (as it existed December 20, 2004), same being the James Williams Elementary School Site;

THENCE Westerly, along and with the South right-of-way of said Westheimer Parkway to the intersection of the Westerly line of the Willow Fork Drainage District Ditch VA1 with said South right-of-way line;

THENCE Southerly, along and with the Westerly line of said Willow Fork Drainage District Ditch VA1 to the intersection of the Northeasterly line of the West portion of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) with said Westerly line;

THENCE Northwesterly, along and with the Northeasterly line of said Cinco Municipal Utility District No. 7 (as it existed December 20, 2004) to the intersection of the South right-of-way of said Westheimer Parkway with said Northeasterly line;

THENCE Westerly, along and with the Southerly right-of-way line of said Westheimer Parkway to a point in the West right-of-way line of said Grand Parkway;

THENCE Northerly, along and with the West right-of-way line of said

Grand Parkway to a point in the centerline of said Westheimer Parkway;

THENCE Northwesterly, along and with the meanders of the centerline of said Westheimer Parkway to the intersection of the centerline of Cinco Ranch Boulevard with the centerline of said Westheimer Parkway for the most Westerly corner of said Cinco Municipal Utility District No. 12 (as it existed on December 20, 2004);

THENCE Northeasterly and Easterly, along and with the centerline of said Cinco Ranch Boulevard to the intersection of the centerline of said Grand Parkway, same being the West line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004) with the centerline of said Cinco Ranch Boulevard for the most Northerly Southeast corner of Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004);

THENCE Northerly, along and with the meanders of the centerline of said Grand Parkway to the most Northerly corner of said Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004), same being an angle point in the Westerly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with the Northwesterly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004), crossing the line common to said Harris and Fort Bend Counties to a point in the Northeasterly line of the I.& G.N.R.R. Survey, Abstract No. 1448 for an angle point in the Westerly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004);

THENCE Northwesterly, along and with the Northeasterly line of said I.& G.N.R.R. Survey, Abstract No. 1448 to an angle point in the Westerly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004);

THENCE Northerly, along and with the Westerly line of said Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004) to the Northeast corner of the Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) East of said Grand Parkway;

THENCE Northwesterly, along and with the Northeasterly line of said

Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) East of said Grand Parkway to the POINT OF BEGINNING.

Tract B

BEGINNING at a the intersection of the centerline of Westheimer Parkway with the Northwesterly line of Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004) for the most Southerly corner of the Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Northwesterly, along and with the centerline of said Westheimer Parkway, same being partly the Southwesterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) to the most Westerly corner of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with the Northwesterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) to the most Northerly corner of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004), same being an angle point in the Southwesterly line of the Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southeasterly along and with the Northeasterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004), same being a Southwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to an angle point;

THENCE Southwesterly, along and with a Southeasterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) approximately 160 feet to an interior corner in the Northeasterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Southeasterly along and with the Northeasterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004), to the most Easterly corner of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the Southeasterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004), same being partly the Northwesterly line of the Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004) to the POINT OF BEGINNING.

(7) Director Precinct No. 7 includes the territory that is contained in the following area:

BEGINNING at a point marking the Northwest corner and Point of Beginning of Regulatory Area A as defined in the Fort Bend Subsidence District 2003 Regulatory Plan, said point being near the intersection of Jordan Road and the common line between Waller and Fort Bend Counties and having approximate coordinates of North 29° 45' 10" and West 95° 55' 15";

THENCE in a Northeasterly direction, along and with the common line between said Waller and Fort Bend Counties to its intersection with the West line of the Willow Point Municipal Utility District (as it existed on December 20, 2004), same being the West line of the W.W. Bains Survey, Abstract No. 753 (Fort Bend County) and Abstract No. 385 (Waller County);

THENCE in a Northerly direction, along and with the West line of said Willow Point Municipal Utility District (as it existed on December 20, 2004), same being the West line of said W.W. Bains Survey, Abstract No. 385 to a point in the South right-of-way line of Interstate 10 and marking the Northwest corner of said Willow Point Municipal Utility District (as it existed on December 20, 2004);

THENCE in an Easterly direction, along and with the South right-of-way line of said Interstate 10 to the Northeast corner of said Willow Point Municipal Utility District (as it existed on December 20, 2004), said point also being a Southwest corner of the current corporate limits of the City of Katy;

THENCE in a Southerly direction, along and with the East line of said Willow Point Municipal Utility District (as it existed on December 20, 2004), same being the East line of said W.W. Bains Survey, Abstract No. 385 to a point in the common line between Waller and Fort Bend Counties;

THENCE in a Northeasterly direction, along and with the common line

between said Waller and Fort Bend Counties to its intersection with a Southerly line of said current corporate limits of the City of Katy, same being the South right-of-way line of said Interstate 10 and having approximate coordinates of North 29° 46' 40" and West 95° 51' 20";

THENCE in a generally Southeast direction and along and with the southerly limits of said current corporate limits of the City of Katy the following courses:

Easterly, along and with the South right-of-way line of said Interstate 10 approximately 2,350 feet;

Southerly, approximately 1,335 feet;

Easterly, to its intersection with the Northeasterly line of the C.W. Schrimph Survey, Abstract No. 412;

Southeasterly, along and with the Northeasterly line of said Schrimph Survey and the Northeasterly line of the E. Everett Survey, Abstract No. 385 to point in the centerline of Katy-Flewellen Road and being the most Easterly corner of said Everett Survey;

Northeasterly, along and with the centerline of said Katy-Flewellen Road to its intersection with the Easterly right-of-way line of Pin Oak Road, same being a Westerly line of Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004);

Southeasterly, along and with the Easterly right-of-way line of said Pin Oak Road, same being a Westerly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004) to its intersection with the Southeasterly right-of-way line of said Katy-Flewellen Road;

Southwesterly, along and with the Southeasterly right-of-way line of said Katy-Flewellen Road, same being a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004) to the most Westerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004);

Southeasterly, along and with the most Southwesterly

line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004) to the most Westerly South corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004);

Northeasterly, along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004), same being the most Northerly corner of Pin Oak Village Section 1;

Southeasterly, along and with the Northeasterly line of said Pin Oak Village Section 1, same being a Southwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004) to the most Easterly corner of said Pin Oak Village Section 1, same being the most Southerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004);

Northeasterly, along and with the Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004), passing the most Westerly corner of Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004), continuing along and with said course and along and with the meanders of the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004), same being the Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004), to a point in the common line between Harris and said Fort Bend Counties for the most Easterly corner of the current corporate limits of the City of Katy in Fort Bend County;

THENCE Northeasterly, along and with the meanders of the Southeasterly line of the Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004), same being the Northwesterly line of said Harris-Fort Bend Counties

Municipal Utility District No. 1 (as it existed on December 20, 2004) to a point in the West right-of-way line of Falcon Point Drive for the most Westerly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004), same being the most Easterly Northeast corner of said Harris-Fort Bend Counties Municipal Utility District No. 4 (as it existed on December 20, 2004);

THENCE Easterly, along and with the North line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004) to the most Easterly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with the Northeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004) to the Northeast corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with a Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with a Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004), crossing the line common to said Harris and Fort Bend Counties, passing the most Easterly corner of said Harris-Fort Bend Counties Municipal Utility District No. 1 (as it existed on December 20, 2004), continuing along and with a Southeasterly extension of said Northeast line, crossing Roesner Road to a point in the Southeasterly right-of-way line of said Roesner Road, same being the Northwesterly line of Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with the Southeasterly right-of-way line of said Roesner Road, same being the Northwesterly line of Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to a point in the

line common to said Harris and Fort Bend Counties for the most Northerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with said County Line, same being a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 05 to a point in the Northwesterly line of the Cimarron Municipal Utility District (as it existed on December 20, 2004) for the most Easterly North corner of said Harris-Fort Bend Counties Municipal Utility District No. 05;

THENCE Southwesterly, along and with the Northwesterly line of said Cimarron Municipal Utility District (as it existed on December 20, 2004), same being a Southeast line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being a Southwesterly line of said Cimarron Municipal Utility District (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being a Southeasterly line of said Cimarron Municipal Utility District (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being a Southwesterly line of said Cimarron Municipal Utility District (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being the most Southerly corner of said Cimarron

Municipal Utility District (as it existed on December 20, 2004);
THENCE Northeasterly, along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being a Southeasterly line of said Cimarron Municipal Utility District (as it existed on December 20, 2004), crossing the line common to said Harris and Fort Bend Counties and the Grand Parkway (State Highway 99), passing a point in the East right-of-way of said Grand Parkway, continuing along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to point in a Southwesterly line of Cinco Municipal Utility District No. 9 (as it existed on December 20, 2004) for the most Northerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) East of said Grand Parkway;

THENCE Southeasterly, along and with a Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to an angle point in the Easterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southerly, along and with an Easterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to an angle point in the Easterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with a common Northeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) and the I.& G.N.R.R. Survey, Abstract No. 1448 to the most Easterly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), crossing the line common to said Harris and Fort Bend Counties, passing the intersection of the centerline of said Grand Parkway with the Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as

it existed on December 20, 2004) for the most Northerly corner of Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004), continuing along and with Southeasterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004) to the most Southerly corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being the most Northerly West corner of said Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with a Northwesterly line of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004) to an interior corner of said Harris-Fort Bend Counties Municipal Utility District No. 5 (as it existed on December 20, 2004), same being the most Northerly corner of Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004),

THENCE Southwesterly, along and with the Northwesterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) to a point in the centerline of Westheimer Parkway for the most Westerly corner of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with the centerline of said Westheimer Parkway, same being partly the Southwesterly line of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004) to the intersection of the Northeast line of Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004) with said centerline for the most Southerly corner of said Fort Bend County Municipal Utility District No. 124 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed on December 20, 2004), passing the intersection of the centerline of said Willow Fork of Buffalo Bayou with the Northwesterly line of said Cinco Municipal Utility District No. 10 (as it existed on December

20, 2004), same being the Northwest corner of the Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004), continuing along and with the Northwesterly line of said Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004) to the intersection of the Northeast line of the West portion of the Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004) with the Northwesterly line of said Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Northwesterly, along and with the Northeasterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004) to an angle point in the Easterly right-of-way line of said Katy-Gaston Road, same being the most Northerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with a Southeasterly right-of-way line of said Katy-Gaston Road, same being the Northwesterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004) to an angle point in the Easterly right-of-way line of said Katy-Gaston Road, same being the most Westerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with a Northeasterly right-of-way line of said Katy-Gaston Road, same being the Southwesterly line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004) to an angle point in the Northeasterly right-of-way line of Katy-Gaston Road, same being the most Southerly corner of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with the Southeast line of the West portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004), passing the most Easterly corner of said West portion (as it existed on December 20, 2004), same being the most Southerly corner of said Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004), continuing along and with the Southeast line of said Cinco Municipal Utility District No. 1 (as it existed on December 20, 2004) to the most Westerly

corner of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004), said point being in the centerline of Cinco Ranch Boulevard;

THENCE Southeasterly, along and with the Southwest line of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004) to a point in the Southeasterly right-of-way line of Fry Road for the most Southerly corner of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with the meanders of the Southeasterly line of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004), passing the center line of said Fry Road for the most Southerly corner of Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004), continuing along and with the meanders of the Southeasterly line of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004), same being the Northwest line of said Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004) to a point in the Southerly line of the Willow Fork of Buffalo Bayou for the most Westerly North corner of said Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004), same being the Northeast corner of the East portion of said Cinco Municipal Utility District No. 14 (as it existed on December 20, 2004);

THENCE Southeasterly, along and with the Southerly line of said Willow Fork of Buffalo Bayou to an interior corner of said Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004);

THENCE Northeasterly, along and with an interior line of said Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004) to a point in the centerline of said Willow Fork of Buffalo Bayou for the most Easterly North corner of said Grand Lakes Municipal Utility District No. 2 (as it existed on December 20, 2004);

THENCE Easterly, along and with the meanders of the centerline of said Willow Fork of Buffalo Bayou, passing the Grand Parkway and

Peek Road to a point opposite of the most Westerly corner of the East portion of the Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004);

THENCE Southeasterly, perpendicular to the centerline of said Willow Fork of Buffalo Bayou to the most Westerly corner of the East portion of the Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004);

THENCE Easterly, along and with a Southerly line of the East portion of said Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004) to an angle point in the Southwesterly line of said East portion (as it existed on December 20, 2004);

THENCE Southeasterly, along and with the Southwesterly line of the East portion of said Cinco Municipal Utility District No. 7 (as it existed on December 20, 2004), passing the Southwest corner of said East portion (as it existed on December 20, 2004), same being the Northwest corner of the Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004), continuing along and with a Southwesterly line of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004), to an interior corner of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004), same being the most Easterly corner of said Grand Lakes Municipal Utility District No. 1 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the Northwesterly line of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004) to a point in the Westerly current corporate limits of said City of Houston, same being a Northerly line of the United States Government Barker Reservoir (Barker Dam Strip) for the common South corner of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004) and said Grand Lakes Municipal Utility District No. 1 (as it existed on December 20, 2004),

THENCE Westerly, along and with the meanders of the Westerly current corporate limits of said City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip), same being the Southerly line of Grand Lakes Municipal Utility District No. 1 (as it existed on December 20, 2004), passing the Southwest corner of said Grand Lakes Municipal

Utility District No. 1 (as it existed on December 20, 2004) in the centerline of Peek Road, continuing along and with the meanders of the Westerly current corporate limits of said City of Houston, same being a Northerly line of said United States Government Barker Reservoir (Barker Dam Strip) to the Northwest corner of said Barker Dam Strip, same being the most Westerly Northeast corner of the Southern portion of Grand Lakes Municipal Utility District No. 4 (as it existed on December 20, 2004);

THENCE Southerly, along and with the Westerly current corporate limits of said City of Houston, same being a Westerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being an Easterly line of said Grand Lakes Municipal Utility District No. 4 (as it existed on December 20, 2004) to the Southwest corner of said Barker Dam Strip;

THENCE Easterly, along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir (Barker Dam Strip), same further being a Northerly line of the Southerly portion said Grand Lakes Municipal Utility District No. 4 (as it existed on December 20, 2004), passing the most Easterly Northeast corner of the Southern portion of Grand Lakes Municipal Utility District No. 4 (as it existed on December 20, 2004), continuing along and with the Westerly current corporate limits of said City of Houston, same being a Southerly line of said United States Government Barker Reservoir (Barker Dam Strip), same being partly the Northerly line of the Southerly portion of said Grand Lakes Municipal Utility District No. 1 (as it existed on December 20, 2004), to the Northwest corner of the Southerly portion of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004);

THENCE Southwesterly, along and with the Northwesterly line of the Southerly portion of said Cinco Municipal Utility District No. 8 (as it existed on December 20, 2004), passing a point in the North right-of-way line of Farm To Market Highway 1093 (Westheimer Road), continuing along and with a Southwesterly extension of said Northeasterly line to a point in the centerline of said Highway 1093;

THENCE Westerly, along and with the centerline of said Highway 1093

to the intersection of the centerline of said Highway 723 with the centerline of said Highway 1093;

THENCE Southerly, along and with the centerline of said Highway 723 to the corner common with the current ETJ limits of the City of Fulshear, the City of Richmond, and the City of Rosenberg and having approximate coordinates of North 29° 36' 00" and West 95° 48' 40";

THENCE in a generally Westerly direction and along and with the meanders of the most Northerly current corporate and/or current ETJ limits of said City of Rosenberg to the intersection of the West line of said Regulatory Area A as defined in the Fort Bend Subsidence District 2003 Regulatory Plan with said current ETJ limits and having approximate coordinates of North 29° 35' 33" and West 95° 55' 00";

THENCE North, along and with a meridian having a Longitude of West 95° 55' 00", same being the West line of said Regulatory Area A to the POINT OF BEGINNING.

SECTION 1.4. FINDINGS RELATED TO PROCEDURAL REQUIREMENTS.

(a) The proper and legal notice of the intention to introduce this Act, setting out the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished by the constitution and other laws of this state, including the governor, who has submitted the notice and this Act to the commission.

(b) The commission has filed its recommendations relating to this Act with the governor, lieutenant governor, and speaker of the house of representatives within the required time.

(c) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to notice, introduction, and passage of this Act are fulfilled and accomplished.

ARTICLE 2. FORT BEND COUNTY MUNICIPAL

UTILITY DISTRICT NO. 178

SECTION 2.1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 8154 to read as follows:

CHAPTER 8154. FORT BEND COUNTY MUNICIPAL

UTILITY DISTRICT NO. 178

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8154.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the district.

(2) "Director" means a member of the board.

(3) "District" means the Fort Bend County Municipal Utility District No. 178.

Sec. 8154.002. NATURE OF DISTRICT. The district is a municipal utility district in Fort Bend County created under and essential to accomplish the purposes of Section 52, Article III, and Section 59, Article XVI, Texas Constitution.

Sec. 8154.003. CONFIRMATION ELECTION REQUIRED. If the creation of the district is not confirmed at a confirmation election held under Section 8154.023 before September 1, 2007:

(1) the district is dissolved September 1, 2007, except that:

(A) any debts incurred shall be paid;

(B) any assets that remain after the payment of debts shall be transferred to Fort Bend County; and

(C) the organization of the district shall be maintained until all debts are paid and remaining assets are transferred; and

(2) this chapter expires September 1, 2010.

Sec. 8154.004. INITIAL DISTRICT TERRITORY. (a) The district is initially composed of the territory described by Section 2 of the Act creating this chapter.

(b) The boundaries and field notes contained in Section 2 of the Act creating this chapter form a closure. A mistake made in the field notes or in copying the field notes in the legislative process does not affect:

(1) the organization, existence, or validity of the district;

(2) the right of the district to impose taxes;

(3) the validity of the district's bonds, notes, or indebtedness; or

(4) the legality or operation of the district or the board.

SUBCHAPTER A1. TEMPORARY PROVISIONS

Sec. 8154.021. TEMPORARY DIRECTORS. (a) On or after September 1, 2005, a person who owns land in the district may petition the Texas Commission on Environmental Quality to appoint as temporary directors the five persons listed in the petition.

(b) The commission shall appoint as temporary directors the persons listed in a petition received by the commission under Subsection (a). If the commission receives more than one petition, the commission shall appoint the directors listed in the first petition the commission receives.

(c) If a temporary director fails to qualify for office, the commission shall appoint a person to fill the vacancy.

(d) Temporary directors serve until the earlier of:

(1) the date directors are elected under Section 8154.023; or

(2) the date this chapter expires under Section 8154.003.

Sec. 8154.022. ORGANIZATIONAL MEETING OF TEMPORARY DIRECTORS. As soon as practicable after all the temporary directors have qualified under Section 49.055, Water Code, the temporary directors shall meet at a location in the district agreeable to a majority of the directors. If a location cannot be agreed upon, the meeting shall be at the Fort Bend County Courthouse. At the meeting, the temporary directors shall elect officers from among the temporary directors.

Sec. 8154.023. CONFIRMATION AND INITIAL DIRECTORS' ELECTION. The temporary directors shall hold an election to confirm the creation of the district and to elect five directors as provided by Section 49.102, Water Code.

Sec. 8154.024. INITIAL ELECTED DIRECTORS; TERMS. The directors elected under Section 8154.023 shall draw lots to determine which two shall serve until the first regularly scheduled election of directors under Section 8154.052 and which three shall serve until the second regularly scheduled election of directors.

Sec. 8154.025. EXPIRATION OF SUBCHAPTER. This subchapter expires September 1, 2010.

[Sections 8154.026-8154.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8154.051. DIRECTORS; TERMS. (a) The district is governed by a board of five directors.

(b) Directors serve staggered four-year terms.

Sec. 8154.052. ELECTION OF DIRECTORS. On the uniform election date in May of each even-numbered year, the appropriate number of directors shall be elected.

[Sections 8154.053-8154.100 reserved for expansion]

SUBCHAPTER C. POWERS AND DUTIES

Sec. 8154.101. GENERAL POWERS. The district has all of the rights, powers, privileges, authority, functions, and duties provided by the general law of this state, including Chapters 49 and 54, Water Code, applicable to municipal utility districts created under Section 59, Article XVI, Texas Constitution.

Sec. 8154.102. ROAD PROJECTS. (a) The district may construct, acquire, improve, maintain, or operate macadamized, graveled, or paved roads or turnpikes, or improvements in aid of those roads or turnpikes, inside the district.

(b) A road project must meet all applicable construction standards, zoning and subdivision requirements, and regulatory ordinances of the municipality or county in whose jurisdiction the district is located.

(c) The district may not undertake a road project unless each municipality or county in whose jurisdiction the district is located consents by ordinance or resolution.

Sec. 8154.103. LIMITATION ON USE OF EMINENT DOMAIN. The district may exercise the power of eminent domain outside the district only to acquire an easement necessary for a pipeline that serves the district.

Sec. 8154.104. DIVISION OF DISTRICT. (a) Except as provided by Subsection (c), the district may be divided into two new districts only if the district:

- (1) has no outstanding bonded debt;
- (2) is not imposing ad valorem taxes; and
- (3) has not annexed land.

(b) The division procedure is prescribed by Sections 53.030

through 53.041, Water Code. Any new district created by the division of the district has all the powers and duties of the district.

(c) A new district created by the division described by Subsection (a) is subject to the restrictions prescribed by Subsections (a)(1) and (2). If the new district annexes land, that new district may not again divide if the result is that the annexed land wholly constitutes one of the districts created by the division of the new district.

Sec. 8154.105. COMPLIANCE WITH MUNICIPAL CONSENT ORDINANCES OR RESOLUTIONS. Subject to the limitations of Section 54.016, Water Code, the district shall comply with all applicable requirements of any ordinance or resolution adopted by the city council of the City of Fulshear, including an ordinance or resolution adopted before September 1, 2005, that consents to the creation of the district or to the inclusion of lands within the district.

[Sections 8154.106-8154.150 reserved for expansion]

SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 8154.151. TAX TO REPAY BONDS. The district may impose a tax to pay the principal of or interest on bonds issued under Section 8154.201.

Sec. 8154.152. UTILITY PROPERTY EXEMPT FROM IMPACT FEES AND ASSESSMENTS. The district may not impose an impact fee or assessment on the property, including the equipment, rights-of-way, facilities, or improvements, of:

(1) an electric utility or a power generation company as defined by Section 31.002, Utilities Code;

(2) a gas utility as defined by Section 101.003 or 121.001, Utilities Code;

(3) a telecommunications provider as defined by Section 51.002, Utilities Code; or

(4) a person who provides to the public cable television or advanced telecommunications services.

[Sections 8154.153-8154.200 reserved for expansion]

SUBCHAPTER E. BONDS

Sec. 8154.201. AUTHORITY TO ISSUE BONDS AND OTHER

OBLIGATIONS. (a) The district may issue bonds or other obligations as provided by Chapters 49 and 54, Water Code, to finance the construction, maintenance, or operation of projects under Section 8154.101 or 8154.102.

(b) The district may not issue bonds to finance projects authorized by Section 8154.102 unless the issuance is approved by a vote of a two-thirds majority of the voters of the district voting at an election called for that purpose.

(c) Bonds or other obligations issued or incurred to finance projects authorized by Section 8154.102 may not exceed one-fourth of the assessed value of the real property in the district.

(d) Sections 49.181 and 49.182, Water Code, do not apply to a project undertaken by the district under Section 8154.102 or to bonds issued by the district to finance the project.

SECTION 2.2. The Fort Bend County Municipal Utility District No. 178 initially includes all the territory contained in the following area:

TRACT I:

Two Hundred (200) acre tract off the North end of Section 105, Block 1 of the H. & T. C. Railway Company Survey in Waller and Fort Bend Counties, Texas (Waller County Abstract Being No. 416 and Fort Bend County Abstract being No. 261) described as follows:

BEGINNING at an iron stake, the Northwest corner of Section 105;

THENCE South 1188 1/2 varas to stake on West line of said Section from which a large iron post bears South 59 degrees East 67 3/4 varas;

THENCE 950 varas to a stake on the East line of said Section 105;

THENCE North with the east line of said section 1188 1/2 varas to the Northeast corner;

THENCE West 950 varas to the place of beginning containing 200 acres of land, more or less, and being the Fifth Tract described in the Deed to William Dorsey Parker by Emma D. Parker, individually and as Executrix of J. B. Parker, deceased, and recorded in Volume 163, Page 106, Deed Records of Fort Bend County, Texas (but not including any other land described in said deed);

And being the same land as conveyed from W. D. Parker to Chester F. Jordan by deed recorded in Volume 252, Page 465, Deed Records of Fort Bend County, Texas.

TRACT II:

Being a tract of One Hundred and Ten acres (110), more or less, out of Section 105, Block 1 of the H. & T. C. Railway Company Survey in Waller and Fort Bend Counties, Texas (Waller County Abstract Being No. 416 and Fort Bend County Abstract being No. 261) described as follows:

Being 110 acres of land, more or less, bounded thus:

BEGINNING at a 2" iron pipe in the West line of said survey 5112 ft. south of the Northwest corner thereof;

THENCE East 2640.3 ft. to a stake for corner in the East line of said survey;

THENCE North 1813.8 ft. with the East line of said survey to a stake for corner in same;

THENCE West 2640.3 ft. to a stake for corner in the West line survey;

THENCE South 1813.8 ft. with the west line of said survey to the

place of beginning, containing 110 acres of land, more or less, and being the same land conveyed to W. D. Parker by Lessy C. McDade, et al, by deed dated September 9, 1941, filed January 23, 1942, of record in Volume 202, Page 84, Deed Records of Fort Bend County, Texas;

And being the same land as conveyed from W. D. Parker to Chester F. Jordan by deed recorded in Volume 252, Page 465, Deed Records of Fort Bend County, Texas.

TRACT III:

All that certain tract of land out of Section No. 105, H. & T. C. Railway Company Survey in Fort Bend County, Texas and described by metes and bounds as follows:

BEGINNING at an iron stake, Harvey & McDade's Southwest corner of the West line of Section No. 105;

THENCE South 817 varas to an iron stake for corner;

THENCE East 950 varas to an iron stake for corner in fence;

THENCE North 817 varas to an iron stake in fence, Harvey & McDade's Southeast corner;

THENCE West 950 varas to the place of beginning and containing 137 1/2 acres of land more or less,

And being the same identical property conveyed from W. S. Cochran, Jr, to Chester Jordan in a deed recorded in Volume 208, Page 635, Deed Records of Fort Bend County, Texas.

TRACT IV:

All of that certain tract of land known and described as 160 acres off of the north end of H. & T. C. Railroad Section No. 106 in Fort Bend County, Texas, and described by metes and bounds as follows:

BEGINNING at a 3/4" iron pipe at the northeast corner of H. & T. C. Railroad Section No 106, the same being the northwest corner of the J. D. Vermillion One-third League, said iron pipe being 8 feet South and 20 feet South 89 degrees 40 minutes west from a northeast fence corner of fences enclosing the property;

THENCE south, along the east line of said Section 106 and the west line of the J. D. Vermillion One-third League, at 600 feet pass the northwest corner of a 10 acre tract, at 2002.8 feet the southwest corner of said 10 acre tract, in all 2640 feet to an iron pipe, the southeast corner of this 160 acres, and 25.2 feet South 89 degrees 40 minutes west from another iron pipe set under fence;

THENCE south 89 degrees 40 minutes west 2640 feet to an iron pipe in a rice field;

THENCE north at 2633 feet cross east and west fence, in all 2640 feet to an iron pipe on levee,

THENCE north 89 degrees 40 minutes east, at 86.6 feet a fence corner and angle point 7 feet right, at 418.2 feet an angle point in fence 14 feet left, in all 2640 feet to the place of beginning, containing 160 acres of land;

And being the same land conveyed by F. M. Robinson to Ethan A. Wilmot by deed dated September 17, 1904, and recorded in Volume 29, Page 197, et seq., of the Deed Records of Fort Bend County, Texas.

TRACT V:

200 acres of land out of and a part of the Joseph D. Vermillion Survey in said Fort Bend County, Texas described by metes and bounds as follows:

BEGINNING at a stake set in the W. line of the said Joseph D. Vermillion Survey and 1960 vrs N. from its S. W. Corner

THENCE N. along said W. boundary line 1124 vrs or 3122.2 ft. to a stake in N. W. corner of the 200 acres tract herein conveyed;

THENCE E. 1006 Vrs or 2794.44 ft. to a point for the N.E. corner of the tract herein conveyed;

THENCE S. parallel with the said W. line of the Joseph D. Vermillion Survey 1124 vrs or 3122.2 ft. to a point for the S. E. corner of the 200 acre tract herein conveyed;

THENCE W. 2794.44 t. to the place of beginning and containing 200 acres of land; being the same 200 acres of land conveyed to George F. Fluke by J. A. Friedman and Eugene Mills by Warranty Deed dated April 23, 1904 and recorded in Deed Book 28, Pages 164 and 165 of the Deed Records of Fort Bend County, Texas.

TRACT VI:

75.856 acres of land out of the Joseph D. Vermillion Survey, Abstract 339, Fort Bend County, Texas, described by metes and bounds as follows:

BEGINNING at a one inch iron pipe set for the Northwest corner of the Joseph D. Vermillion Survey, and also being the Northwest corner of the herein described 75 856 acre tract;

THENCE East, 1,910.87 feet along the North line of the Joseph D. Vermillion Survey, Abstract 339, to a one inch pipe set for the Northeast corner of this 75.856 acre tract;

THENCE South, 2,002.77 feet to a one inch iron pipe set in a fence line for the Southeast corner of this 75.856 acre tract;

THENCE West, 1,600.34 feet along a fence line to a one inch iron pipe set for the most Southerly West corner of this 75.856 acre tract, and also being the Southeast corner of the Chester Jordan ten acre tract;

THENCE North 1,402.77 feet with the East line of said ten acre tract, pass a one inch iron pipe set for the Northeast corner of said ten acre tract and also being the Southeast corner of a 2 acre tract, continuing along same course a total distance of 1,683.32 feet to a one inch iron pipe set for an interior corner of this 75.856 acre tract, and also being the Northeast corner of said 2 acre tract;

THENCE West, 310.53 feet with the North line of said 2 acre tract to a one inch iron pipe set in the West line of the Joseph D. Vermillion Survey, Abstract 339, being the Northwest corner of said 2 acre tract;

THENCE North, 319.45 feet along the West line of the Joseph D Vermillion Survey, Abstract 339, to the place of beginning and containing 75.856 acres of land, more or less,
And being the same and identical land conveyed from McMillian Farms, Inc. to Chester Jordan by General Warranty Deed recorded in Volume 416, Page 572, Deed Records of Fort Bend County, Texas.

TRACT VII:

The following described property, to-wit:

Being a ten (10) acre tract of land out of the J. D. Vermillion one-third (1/3) League Survey, Patent No. 197, Volume 21, situated in Fort Bend County, Texas and being described by metes and bounds as follows.

BEGINNING at a stake set in the West line of at the R. D. MacDonald 179.6 acre tract recorded in Volume 85, Pages 342-344, Deed Records of Fort Bend County, Texas, off of the West side of Lot number four (4) of the J. D. Vermillion 1/3 League Survey, Patent Number 197, Volume 21, situated in Fort Bend County, Texas, 600 feet South of its N. W. corner,

THENCE South following the West line of the R. D. MacDonald 179.6 acre tract in said survey 1402.8 feet to a stake for corner and same being the S. W corner of said R D. MacDonald 179.6 acre tract;

THENCE East following the South line of the said R. D. MacDonald 179 6 acre tract in said survey 311.14 feet to a stake for corner;

THENCE North parallel with the West line of the said R D. MacDonald 179.6 acre tract in said survey 1402.8 feet to a stake for corner;

THENCE West parallel with the South line of the said R D. MacDonald 1796 acre tract in said survey 311.14 feet to the place of beginning and containing ten (10) acres of land

And being the same identical property conveyed from Sam Schwartz to Chester F. Jordan in a deed recorded in Volume 281, Page 207, Deed Records of Fort Bend County, Texas.

TRACT VIII:

The following described real property situated in Fort Bend, Texas, to-wit:

COMMENCING at the Northwest corner of the J. D. Vermillion Survey, Same being the Northwest corner of the Chester F. Jordan 75.856 Acre Tract, (Volume 416, Page 572, Deed Records) Fort Bend County,

Texas;

THENCE, South along the West line of the Chester F. Jordan 75.856 Acre Tract, 319.45 feet to the Northwest corner and Place of Beginning of the herein described 2 Acre Tract;

THENCE, continuing South, for a distance of 280.55 feet to a point for the Southwest corner of this 2.0 acre tract same being the Northwest corner of a certain 10.0 Acre Tract, owned by Chester F Jordan,

THENCE, East along the common line of this 2.0 Acre Tract and the above mentioned Chester F. Jordan 10.0 Acre Tract, 310.53 feet to a point for the Southeast corner, of the aforementioned 10.0 Acre Tract and on the West line of the aforementioned 75.856 Acre Tract;

THENCE, North along the common line of this 2.0 Acre Tract and the aforementioned 75.856 Acre Tract, 280.55 feet to a point for the Northeast corner of this 2 0 Acre Tract, same being an interior corner of the aforementioned 75.856 Acre Tract;

THENCE. West along a line common to this 2.0 Acre Tract and the 75 856 Acre Tract, 310.53 feet to the Place of Beginning and containing 2 0 Acres of Land,

And being the same & identical property conveyed by Don F. McMillian to Chester F. Jordan in deed recorded in Volume 523, Page 545, Deed Records of Fort Bend County, Texas.

SECTION 2.3. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this

state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

ARTICLE 3. FORT BEND COUNTY MUNICIPAL

UTILITY DISTRICT NO. 182

SECTION 3.1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 8156 to read as follows:

CHAPTER 8156. FORT BEND COUNTY MUNICIPAL

UTILITY DISTRICT NO. 182

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8156.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the district.

(2) "Director" means a member of the board.

(3) "District" means the Fort Bend County Municipal Utility District No. 182.

Sec. 8156.002. NATURE OF DISTRICT. The district is a municipal utility district in Fort Bend County created under and essential to accomplish the purposes of Section 52, Article III, and Section 59, Article XVI, Texas Constitution.

Sec. 8156.003. CONFIRMATION ELECTION REQUIRED. If the creation of the district is not confirmed at a confirmation election held under Section 8156.023 before September 1, 2007:

(1) the district is dissolved September 1, 2007, except that:

(A) any debts incurred shall be paid;

(B) any assets that remain after the payment of debts shall be transferred to Fort Bend County; and

(C) the organization of the district shall be maintained until all debts are paid and remaining assets are transferred; and

(2) this chapter expires September 1, 2010.

Sec. 8156.004. INITIAL DISTRICT TERRITORY. (a) The district is initially composed of the territory described by Section 2 of the Act creating this chapter.

(b) The boundaries and field notes contained in Section 2 of the Act creating this chapter form a closure. A mistake made in the

field notes or in copying the field notes in the legislative process does not affect:

(1) the organization, existence, or validity of the district;

(2) the right of the district to impose taxes;

(3) the validity of the district's bonds, notes, or indebtedness; or

(4) the legality or operation of the district or the board.

[Sections 8156.005-8156.020 reserved for expansion]

SUBCHAPTER A1. TEMPORARY PROVISIONS

Sec. 8156.021. TEMPORARY DIRECTORS. (a) On or after September 1, 2005, a person who owns land in the district may petition the Texas Commission on Environmental Quality to appoint as temporary directors the five persons listed in the petition.

(b) The commission shall appoint as temporary directors the persons listed in a petition received by the commission under Subsection (a). If the commission receives more than one petition, the commission shall appoint the directors listed in the first petition the commission receives.

(c) If a temporary director fails to qualify for office, the commission shall appoint a person to fill the vacancy.

(d) Temporary directors serve until the earlier of:

(1) the date directors are elected under Section 8156.023; or

(2) the date this chapter expires under Section 8156.003.

Sec. 8156.022. ORGANIZATIONAL MEETING OF TEMPORARY DIRECTORS. As soon as practicable after all the temporary directors have qualified under Section 49.055, Water Code, the temporary directors shall meet at a location in the district agreeable to a majority of the directors. If a location cannot be agreed upon, the meeting shall be at the Fort Bend County Courthouse. At the meeting, the temporary directors shall elect officers from among the temporary directors.

Sec. 8156.023. CONFIRMATION AND INITIAL DIRECTORS' ELECTION. The temporary directors shall hold an election to

confirm the creation of the district and to elect five directors as provided by Section 49.102, Water Code.

Sec. 8156.024. INITIAL ELECTED DIRECTORS; TERMS. The directors elected under Section 8156.023 shall draw lots to determine which two shall serve until the first regularly scheduled election of directors under Section 8156.052 and which three shall serve until the second regularly scheduled election of directors.

Sec. 8156.025. EXPIRATION OF SUBCHAPTER. This subchapter expires September 1, 2010.

[Sections 8156.026-8156.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8156.051. DIRECTORS; TERMS. (a) The district is governed by a board of five directors.

(b) Directors serve staggered four-year terms.

Sec. 8156.052. ELECTION OF DIRECTORS. On the uniform election date in May of each even-numbered year, the appropriate number of directors shall be elected.

[Sections 8156.053-8156.100 reserved for expansion]

SUBCHAPTER C. POWERS AND DUTIES

Sec. 8156.101. GENERAL POWERS. The district has all of the rights, powers, privileges, authority, functions, and duties provided by the general law of this state, including Chapters 49 and 54, Water Code, applicable to municipal utility districts created under Section 59, Article XVI, Texas Constitution.

Sec. 8156.102. ROAD PROJECTS. (a) The district may construct, acquire, improve, maintain, or operate macadamized, graveled, or paved roads or turnpikes, or improvements in aid of those roads or turnpikes, inside the district.

(b) A road project must meet all applicable construction standards, zoning and subdivision requirements, and regulatory ordinances of the municipality or county in whose jurisdiction the district is located.

(c) The district may not undertake a road project unless each municipality or county in whose jurisdiction the district is located consents by ordinance or resolution.

Sec. 8156.103. LIMITATION ON USE OF EMINENT DOMAIN. The district may exercise the power of eminent domain outside the

district only to acquire an easement necessary for a pipeline that serves the district.

Sec. 8156.104. DIVISION OF DISTRICT. (a) Except as provided by Subsection (c), the district may be divided into two new districts only if the district:

- (1) has no outstanding bonded debt;
- (2) is not imposing ad valorem taxes; and
- (3) has not annexed land.

(b) The division procedure is prescribed by Sections 53.030 through 53.041, Water Code. Any new district created by the division of the district has all the powers and duties of the district.

(c) A new district created by the division described by Subsection (a) is subject to the restrictions prescribed by Subsections (a)(1) and (2). If the new district annexes land, that new district may not again divide if the result is that the annexed land wholly constitutes one of the districts created by the division of the new district.

Sec. 8156.105. COMPLIANCE WITH MUNICIPAL CONSENT ORDINANCES OR RESOLUTIONS. Subject to the limitations of Section 54.016, Water Code, the district shall comply with all applicable requirements of any ordinance or resolution adopted by the city council of the City of Fulshear, including an ordinance or resolution adopted before September 1, 2005, that consents to the creation of the district or to the inclusion of lands within the district.

[Sections 8156.106-8156.150 reserved for expansion]

SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 8156.151. TAX TO REPAY BONDS. The district may impose a tax to pay the principal of or interest on bonds issued under Section 8156.201.

Sec. 8156.152. UTILITY PROPERTY EXEMPT FROM IMPACT FEES AND ASSESSMENTS. The district may not impose an impact fee or assessment on the property, including the equipment, rights-of-way, facilities, or improvements, of:

- (1) an electric utility or a power generation company as defined by Section 31.002, Utilities Code;

(2) a gas utility as defined by Section 101.003 or 121.001, Utilities Code;

(3) a telecommunications provider as defined by Section 51.002, Utilities Code; or

(4) a person who provides to the public cable television or advanced telecommunications services.

[Sections 8156.153-8156.200 reserved for expansion]

SUBCHAPTER E. BONDS

Sec. 8156.201. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS. (a) The district may issue bonds or other obligations as provided by Chapters 49 and 54, Water Code, to finance the construction, maintenance, or operation of projects under Section 8156.101 or 8156.102.

(b) The district may not issue bonds to finance projects authorized by Section 8156.102 unless the issuance is approved by a vote of a two-thirds majority of the voters of the district voting at an election called for that purpose.

(c) Bonds or other obligations issued or incurred to finance projects authorized by Section 8156.102 may not exceed one-fourth of the assessed value of the real property in the district.

(d) Sections 49.181 and 49.182, Water Code, do not apply to a project undertaken by the district under Section 8156.102 or to bonds issued by the district to finance the project.

SECTION 3.2. The Fort Bend County Municipal Utility District No. 182 initially includes all the territory contained in the following area:

TRACT I

All that certain tract or parcel of land, lying and being situated in FORT BEND COUNTY, TEXAS, part of the ALEXANDER PHILLIPS SURVEY, A-300, being a portion of the same land described as the south one-half (S.1/2) of 1/3 of a League, originally granted to Alexander Phillips and called 738 acres in a deed from Florence B. Cardiff to Charles I. Cardill, et. al, dated January 3, 1950, recorded in Volume 270, Page 431, Deed Records of Fort Bend County, Texas (270/431 D.R.F.B.C., Tx.), and/or being part of a Charles I. Cardiff, et al. tract described as 194.1101 acres (1356/871 & 1356/874, O.R.F.B.C., Tx.), and being more fully described by metes

and bounds as follows, to-wit:

BEGINNING at 3/4" iron rod found for the most easterly or northeast corner hereof and of said 194.1101 acre tract, being the most northerly northwest corner of a 553.382 acre tract surveyed for West Houston LTD. (2571/1460, O.R.F.B.C., Tx.), and on the south line of an Imperatum Corporation tract called 309.1712 acres (2479/1977, O.R.F.B.C., Tx.), a 3/4" iron rod found on the east line of said Alexander Phillips Survey bears N 89° 21' 14" E, 1034.98 feet;

THENCE, along the southeast line hereof and of said 194.1101 acre tract, commence with the northwest line of said West Houston LTD. Tract, being on the northwest side of a Transcontinental Gas Pipe Line Corporation easement (273/342 & 407/169 D.R.F.B.C., Tx.) situated upon and crossing said West Houston LTD. tract, S 41° 20' 16" W, 2345.77 feet, to a 5/8" iron rod set on said line for the south corner hereof;

THENCE, severing said 194.1101 acre tract, N 00° 29' 46" W, 1839.81 feet, to a 5/8" iron rod set on the south margin of Corbitt Road (Flewellen-Katy Road) for the northwest corner hereof, being 49.9 feet southerly from a north line of said 194.1101 acre tract;

THENCE, along the south margin of said road, N 89° 30' 14" E, 200.00 feet, to a 5/8" iron rod set as said road margin for a northerly exterior corner hereof, being on an easterly line of said original 194.1101 acre tract, common with a west line of said Imperatum Corporation tract, a 3/4" iron rod found in Corbitt Road (Flewellen-Katy Road) at a turn of same for a northeasterly exterior corner of said 194.1101 acre tract bears N 00° 27' 18" W, 49.98 feet;

THENCE, along the common line of said 194.1101 acre tract and of said Imperatum Corporation tract, S 00° 27' 18" E, 95.59 feet, to a 1/2 iron pipe found for the southwest corner of said Imperatum Corporation tract and for an interior corner hereof and of said 194.1101 acre tract;

THENCE, along a south line of said Imperatum Corporation Tract, N 89° 21' 14" E, 1364.64 feet, to the PLACE OF BEGINNING, containing 31.755 ACRES of land.

TRACT II

FIELD NOTES for a 685.9742 ACRE TRACT OF LAND IN THE J. D. VERMILLION SURVEY, ABSTRACT 339, FORT BEND COUNTY, TEXAS, 201.1257 ACRES BEING THAT CERTAIN CALLED 201.5 ACRE TRACT DESCRIBED IN DEED, RECORDED IN VOLUME 339, PAGE 434, DEED RECORDS, 201.1251 ACRES BEING THAT CERTAIN CALLED 200 ACRE TRACT DESCRIBED IN DEED, RECORDED IN VOLUME 242, Page 533, DEED RECORDS, AND 283.7234 ACRES BEING THAT CERTAIN CALLED 357.66 ACRE TRACT DESCRIBED IN DEED, RECORDED IN VOLUME 129, PAGE 207, DEED RECORDS, FORT BEND COUNTY, TEXAS.

BEGINNING at a 1 1/4 inch Iron Pipe found at the Southwest corner of the J. D. Vermillion Survey, Abstract 339, for the Southwest corner and Place of Beginning of the herein described 685.9742 Acre Tract, said point being the upper Northwest corner of the Micajah Autrey Survey, Abstract 100, and being located in the East line of the J. G. Bennett Survey, Abstract 611, said point also being the Southwest corner of a certain 201.1257 Acre Tract being that certain called 201.5 Acre Tract described in deed, recorded in Volume 339, Page 434, Fort Bend County Deed Records;

THENCE North 00 degrees 04 minutes 20 seconds East along the West line of the J. D. Vermillion Survey, Abstract 339, same being the East line of the J. G. Bennett Survey, Abstract 611, at 2886.00 feet pass an Iron Pipe set at the Northwest corner of the said 201.1257 Acre Tract, same being the Southwest corner of a certain 283.7234 Acre Tract being that certain called 357.66 Acre Tract described in deed, recorded in Volume 129, Page 207, Fort Bend County Deed Records, and continuing for a total distance of 4919.99 feet a 1 inch Iron Pipe found for the Northwest corner of the herein described 685.9742 Acre Tract, same being the Northwest corner of said 283.7234 Acre Tract, same being the Southwest corner of a certain 199.9539 Acre Tract being that certain called 200 Acre Tract, described in deed, recorded in Volume 251, Page 551, Fort Bend County Deed Records;

THENCE North 89 degrees 51 minutes 39 seconds East along the North line of said 283.7734 Acre Tract, at 2793.03 feet pass an Iron Pipe set at the Southeast corner of the said 199.9539 Acre Tract, at 5025.10 feet pass an Iron Pipe set at the Southwest corner of a certain 75.9665 Acre Tract being that certain called 75.75 Acre

Tract described in deed, recorded in Volume 251, Page 551, Fort Bend County Deed Records, and continuing for a total distance of 6077.75 feet to an Iron Pipe set for the Northeast corner of the herein described 685.9742 Acre Tract, same being the Southeast corner of said 75.9665 Acre Tract, said point being on the common line of the William Ames Survey, Abstract 104, and the J.D. Vermillion Survey, Abstract 339;

THENCE South 00 degrees 10 minutes 33 seconds West along the common line of the J.D. Vermillion Survey and the William Ames Survey, at 580.04 feet pass the Southwest corner of the William Ames Survey, same being the upper Northwest corner of the A. G. Sharpless Survey, Abstract 322, at 2034.24 feet pass an Iron Pipe set at the Southeast corner of the aforementioned 283.7234 Acre Tract, same being the Northeast corner of that certain 201.1251 Acre Tract being that certain called 200 Acre Tract, described in deed, recorded in Volume 242, Page 533, Fort Bend County Deed Records, and continuing for a total distance of 4920.24 feet to an Iron Pipe set for the Southeast corner of the herein described 685.9742 Acre Tract, same being the Southeast corner of the J. D. Vermillion Survey, same being a reentry corner of the A. G. Sharpless Survey, same also being the Southeast corner of the aforementioned 201.1251 Acre Tract;

THENCE South 89 degrees 51 minutes 46 seconds West along the common line of the J.D. Vermillion Survey and the A. G. Sharpless Survey, at 1346.64 feet pass the lower Northwest corner of the A. G. Sharpless Survey, same being the Northeast corner of the Micajah Autrey Survey, Abstract 100, at 3034.43 feet pass an Iron Pipe set at the Southwest corner of the aforementioned 201.1251 Acre Tract, same being the Southeast corner of the aforementioned 201.1257 Acre Tract, and continuing along the common line of the J. D. Vermillion Survey and the Micajah Autrey Survey for a total distance of 6068.85 feet to the Place of BEGINNING and containing 685.9742 acres of land, more or less.

SECTION 3.3. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies,

officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

ARTICLE 4. FORT BEND MUNICIPAL UTILITY DISTRICT NO. 181

SECTION 4.1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 8155 to read as follows:

CHAPTER 8155. FORT BEND COUNTY MUNICIPAL

UTILITY DISTRICT NO. 181

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8155.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the district.

(2) "Director" means a member of the board.

(3) "District" means the Fort Bend County Municipal Utility District No. 181.

Sec. 8155.002. NATURE OF DISTRICT. The district is a municipal utility district in Fort Bend County created under and essential to accomplish the purposes of Section 52, Article III, and Section 59, Article XVI, Texas Constitution.

Sec. 8155.003. CONFIRMATION ELECTION REQUIRED. If the creation of the district is not confirmed at a confirmation election held under Section 8155.023 before September 1, 2007:

(1) the district is dissolved September 1, 2007, except that:

(A) any debts incurred shall be paid;

(B) any assets that remain after the payment of

debts shall be transferred to Fort Bend County; and

(C) the organization of the district shall be maintained until all debts are paid and remaining assets are transferred; and

(2) this chapter expires September 1, 2010.

Sec. 8155.004. INITIAL DISTRICT TERRITORY. (a) The district is initially composed of the territory described by Section 2 of the Act creating this chapter.

(b) The boundaries and field notes contained in Section 2 of the Act creating this chapter form a closure. A mistake made in the field notes or in copying the field notes in the legislative process does not affect:

(1) the organization, existence, or validity of the district;

(2) the right of the district to impose taxes;

(3) the validity of the district's bonds, notes, or indebtedness; or

(4) the legality or operation of the district or the board.

[Sections 8155.005-8155.020 reserved for expansion]

SUBCHAPTER A1. TEMPORARY PROVISIONS

Sec. 8155.021. TEMPORARY DIRECTORS. (a) On or after September 1, 2005, a person who owns land in the district may petition the Texas Commission on Environmental Quality to appoint as temporary directors the five persons listed in the petition.

(b) The commission shall appoint as temporary directors the persons listed in a petition received by the commission under Subsection (a). If the commission receives more than one petition, the commission shall appoint the directors listed in the first petition the commission receives.

(c) If a temporary director fails to qualify for office, the commission shall appoint a person to fill the vacancy.

(d) Temporary directors serve until the earlier of:

(1) the date directors are elected under Section 8155.023; or

(2) the date this chapter expires under Section 8155.003.

Sec. 8155.022. ORGANIZATIONAL MEETING OF TEMPORARY DIRECTORS. As soon as practicable after all the temporary directors have qualified under Section 49.055, Water Code, the temporary directors shall meet at a location in the district agreeable to a majority of the directors. If a location cannot be agreed upon, the meeting shall be at the Fort Bend County Courthouse. At the meeting, the temporary directors shall elect officers from among the temporary directors.

Sec. 8155.023. CONFIRMATION AND INITIAL DIRECTORS' ELECTION. The temporary directors shall hold an election to confirm the creation of the district and to elect five directors as provided by Section 49.102, Water Code.

Sec. 8155.024. INITIAL ELECTED DIRECTORS; TERMS. The directors elected under Section 8155.023 shall draw lots to determine which two shall serve until the first regularly scheduled election of directors under Section 8155.052 and which three shall serve until the second regularly scheduled election of directors.

Sec. 8155.025. EXPIRATION OF SUBCHAPTER. This subchapter expires September 1, 2010.

[Sections 8155.026-8155.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8155.051. DIRECTORS; TERMS. (a) The district is governed by a board of five directors.

(b) Directors serve staggered four-year terms.

Sec. 8155.052. ELECTION OF DIRECTORS. On the uniform election date in May of each even-numbered year, the appropriate number of directors shall be elected.

[Sections 8155.053-8155.100 reserved for expansion]

SUBCHAPTER C. POWERS AND DUTIES

Sec. 8155.101. GENERAL POWERS. The district has all of the rights, powers, privileges, authority, functions, and duties provided by the general law of this state, including Chapters 49 and 54, Water Code, applicable to municipal utility districts created under Section 59, Article XVI, Texas Constitution.

Sec. 8155.102. ROAD PROJECTS. (a) The district may construct, acquire, improve, maintain, or operate macadamized, graveled, or paved roads or turnpikes, or improvements in aid of

those roads or turnpikes, inside the district.

(b) A road project must meet all applicable construction standards, zoning and subdivision requirements, and regulatory ordinances of the municipality or county in whose jurisdiction the district is located.

(c) The district may not undertake a road project unless each municipality or county in whose jurisdiction the district is located consents by ordinance or resolution.

Sec. 8155.103. LIMITATION ON USE OF EMINENT DOMAIN. The district may exercise the power of eminent domain outside the district only to acquire an easement necessary for a pipeline that serves the district.

Sec. 8155.104. DIVISION OF DISTRICT. (a) Except as provided by Subsection (c), the district may be divided into two new districts only if the district:

- (1) has no outstanding bonded debt;
- (2) is not imposing ad valorem taxes; and
- (3) has not annexed land.

(b) The division procedure is prescribed by Sections 53.030 through 53.041, Water Code. Any new district created by the division of the district has all the powers and duties of the district.

(c) A new district created by the division described by Subsection (a) is subject to the restrictions prescribed by Subsections (a)(1) and (2). If the new district annexes land, that new district may not again divide if the result is that the annexed land wholly constitutes one of the districts created by the division of the new district.

Sec. 8155.105. COMPLIANCE WITH MUNICIPAL CONSENT ORDINANCES OR RESOLUTIONS. Subject to the limitations of Section 54.016, Water Code, the district shall comply with all applicable requirements of any ordinance or resolution adopted by the city council of the City of Beasley, including an ordinance or resolution adopted before September 1, 2005, that consents to the creation of the district or to the inclusion of lands within the district.

[Sections 8155.106-8155.150 reserved for expansion]

SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 8155.151. TAX TO REPAY BONDS. The district may impose a tax to pay the principal of or interest on bonds issued under Section 8155.201.

Sec. 8155.152. UTILITY PROPERTY EXEMPT FROM IMPACT FEES AND ASSESSMENTS. The district may not impose an impact fee or assessment on the property, including the equipment, rights-of-way, facilities, or improvements, of:

(1) an electric utility or a power generation company as defined by Section 31.002, Utilities Code;

(2) a gas utility as defined by Section 101.003 or 121.001, Utilities Code;

(3) a telecommunications provider as defined by Section 51.002, Utilities Code; or

(4) a person who provides to the public cable television or advanced telecommunications services.

[Sections 8155.153-8155.200 reserved for expansion]

SUBCHAPTER E. BONDS

Sec. 8155.201. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS. (a) The district may issue bonds or other obligations as provided by Chapters 49 and 54, Water Code, to finance the construction, maintenance, or operation of projects under Section 8155.101 or 8155.102.

(b) The district may not issue bonds to finance projects authorized by Section 8155.102 unless the issuance is approved by a vote of a two-thirds majority of the voters of the district voting at an election called for that purpose.

(c) Bonds or other obligations issued or incurred to finance projects authorized by Section 8155.102 may not exceed one-fourth of the assessed value of the real property in the district.

(d) Sections 49.181 and 49.182, Water Code, do not apply to a project undertaken by the district under Section 8155.102 or to bonds issued by the district to finance the project.

SECTION 4.2. The Fort Bend County Municipal Utility District No. 181 initially includes all the territory contained in the following area:

Field notes for a 288.37 acre tract of land in the Samuel Cross

Survey, Abstract 397, Fort Bend County, Texas, being out of the residue of a called 320 acre tract set aside to Thomas R. Booth and described in deed recorded in Volume 17, Page 50, Deed Records, Fort Bend County, Texas, said 288.37 acre tract also being out of Lots 1, 4, 5, 6, 7, 10 and 11 of the Cobb & Booth Subdivision, according to map or plat thereof recorded in Volume 2, Page 18, Plat Records, Fort Bend County, Texas.

Beginning at the east corner of said Samuel Cross survey, Abstract 397, same being the south corner of the I. & G. N. Railroad Company Survey, Abstract 351, said point also being the east corner of said called 320 acre tract, for the Place of Beginning of the herein described 288.37 acre tract of land, and being in the northwest line of the H. Brodbeck Survey, Abstract 687;

Thence South 45° West along the southeast line of the herein described tract and the southeast line of said called 320 acre tract, same being the common line of the Samuel Cross Survey, Abstract 397, and the H. Brodbeck Survey, Abstract 687, 2,640.28 feet to a point in the centerline of Hardin Road for the south corner of the herein described tract and the south corner of said called 320 acre tract;

Thence North 45° West along the southwest line of the herein described tract and the southwest line of said called 320 acre tract, as located in Hardin Road, 5,280.56 feet to a point for the west corner of the herein described tract and the west corner of said called 320 acre tract, said point being in the common line of the Samuel Cross Survey, Abstract 397, and the B.B.B. & C. Survey, Abstract 141;

Thence North 45° East along the northwesterly line of the herein described tract, 105 feet to a point on said line at its intersection with the southeasterly right-of-way of US Highway 59, and being an angle point in said northwesterly line;

Thence North 68° 14 minutes 55 seconds East along the southeasterly right-of-way of U.S. Highway 59, 2,759.34 feet to a point for the north corner of the herein described tract, said point being in the northeast line of said called 320 acre tract, same being the common line of the Samuel Cross Survey, Abstract 397, and the I. & G. N. Railroad Company Survey, Abstract 351;

Thence South 45° East along the northeast line of the herein described tract and the northeast line of said called 320 acre tract, same being the common line of the Samuel Cross Survey, Abstract 397, and the I. & G. N. Railroad Company Survey, Abstract 351, 4,191.39 feet to the Place of Beginning and containing 288.37 acres of land, more or less.

This description is based upon available records and does not represent an actual on the ground survey.

SECTION 4.3. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

ARTICLE 5. EFFECTIVE DATE.

SECTION 5.1. EFFECTIVE DATE. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for

immediate effect, this Act takes effect September 1, 2005.