

1-1 By: Wentworth S.B. No. 1661
1-2 (In the Senate - Filed March 8, 2007; March 21, 2007, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 12, 2007, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; April 12, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the creation, administration, powers, duties,
1-9 functions, operations, and financing of the Goforth Special Utility
1-10 District; providing authority to impose a tax and issue bonds;
1-11 granting the power of eminent domain.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subtitle C, Title 6, Special District Local Laws
1-14 Code, is amended by adding Chapter 7212 to read as follows:

1-15 CHAPTER 7212. GOFORTH SPECIAL UTILITY DISTRICT

1-16 SUBCHAPTER A. GENERAL PROVISIONS

1-17 Sec. 7212.001. DEFINITION. In this chapter, "district"
1-18 means the Goforth Special Utility District.

1-19 Sec. 7212.002. NATURE OF DISTRICT. The district is a
1-20 special utility district in Caldwell, Hays, and Travis Counties
1-21 created under and essential to accomplish the purposes of Section
1-22 59, Article XVI, Texas Constitution. The district is created to
1-23 serve a public use and benefit.

1-24 Sec. 7212.003. CONFIRMATION ELECTION REQUIRED. If the
1-25 creation of the district is not confirmed at a confirmation and
1-26 initial directors' election held before September 1, 2009:

1-27 (1) the district is dissolved on September 1, 2009,
1-28 except that:

1-29 (A) any debts of the district incurred shall be
1-30 paid;

1-31 (B) any assets of the district that remain after
1-32 the payment of debts shall be transferred to Caldwell, Hays, or
1-33 Travis County, as appropriate; and

1-34 (C) the organization of the district shall be
1-35 maintained until all debts are paid and remaining assets are
1-36 transferred; and

1-37 (2) this chapter expires September 1, 2012.

1-38 Sec. 7212.004. APPLICABILITY OF OTHER SPECIAL UTILITY
1-39 DISTRICT LAW. Except as otherwise provided by this chapter,
1-40 Chapters 49 and 65, Water Code, apply to the district.

1-41 Sec. 7212.005. INITIAL DISTRICT TERRITORY. (a) The
1-42 district is initially composed of the territory described by
1-43 Section 2 of the Act creating this chapter.

1-44 (b) The boundaries and field notes contained in Section 2 of
1-45 the Act creating this chapter form a closure. A mistake made in the
1-46 field notes or in copying the field notes in the legislative process
1-47 does not affect:

1-48 (1) the organization, existence, or validity of the
1-49 district;

1-50 (2) the right of the district to issue any type of
1-51 bond, including a refunding bond, for a purpose for which the
1-52 district is created or to pay the principal of and interest on a
1-53 bond; or

1-54 (3) the legality or operation of the district or the
1-55 board of directors of the district.

1-56 [Sections 7212.006-7212.020 reserved for expansion]

1-57 SUBCHAPTER A-1. TEMPORARY PROVISIONS

1-58 Sec. 7212.021. TEMPORARY DIRECTORS. (a) The temporary
1-59 board of directors of the district is composed of:

1-60 (1) Debbie Sandoval;

1-61 (2) Robert Sluter;

1-62 (3) Lesley Simpson;

1-63 (4) Frank Ayala; and

1-64 (5) Michael Spak.

2-1 (b) Each temporary director shall qualify for office as
 2-2 provided by Section 49.055, Water Code.

2-3 (c) If a temporary director fails to qualify for office, the
 2-4 temporary directors who have qualified shall appoint a person to
 2-5 fill the vacancy. If at any time there are fewer than four
 2-6 qualified temporary directors, the Texas Commission on
 2-7 Environmental Quality shall appoint the necessary number of
 2-8 directors to fill all vacancies on the board.

2-9 (d) Temporary directors serve until initial directors are
 2-10 elected under Section 7212.022.

2-11 (e) As soon as practicable after all the temporary directors
 2-12 have qualified under Section 49.055, Water Code, the temporary
 2-13 directors shall convene the organizational meeting of the district
 2-14 and elect officers from among the temporary directors.

2-15 Sec. 7212.022. CONFIRMATION AND INITIAL DIRECTORS'
 2-16 ELECTION. (a) The temporary directors shall hold an election to
 2-17 confirm the creation of the district and to elect five initial
 2-18 directors in accordance with Chapters 49 and 65, Water Code, on or
 2-19 before September 1, 2009.

2-20 (b) The temporary board of directors shall determine the
 2-21 method for determining the initial term of each person on the
 2-22 initial board of directors. The terms must be clearly stated on the
 2-23 ballot for the confirmation and directors' election.

2-24 (c) Section 41.001(a), Election Code, does not apply to a
 2-25 confirmation election held as provided by this section.

2-26 (d) Initial directors serve until the first regularly
 2-27 scheduled election of directors under Subchapter C, Chapter 65,
 2-28 Water Code.

2-29 Sec. 7212.023. TRANSFER OF ASSETS; DISSOLUTION. (a) If
 2-30 the district's creation is confirmed under Section 7212.022, the
 2-31 Goforth Water Supply Corporation shall transfer the assets, debts,
 2-32 and contractual rights and obligations of the corporation to the
 2-33 district.

2-34 (b) Not later than the 30th day after the date of the
 2-35 transfer under Subsection (a), the board of directors of the
 2-36 Goforth Water Supply Corporation shall commence dissolution
 2-37 proceedings of the corporation.

2-38 (c) On dissolution of the Goforth Water Supply Corporation,
 2-39 Certificate of Convenience and Necessity No. 11356 is considered to
 2-40 be held by the district.

2-41 (d) The board of directors of the Goforth Water Supply
 2-42 Corporation shall notify the Texas Commission on Environmental
 2-43 Quality of the dissolution of the corporation and of the transfer of
 2-44 Certificate of Convenience and Necessity No. 11356 to the district.

2-45 (e) On receipt of notice under Subsection (d), the Texas
 2-46 Commission on Environmental Quality shall note in its records that
 2-47 Certificate of Convenience and Necessity No. 11356 is held by the
 2-48 district and shall reissue the certificate in the name of the
 2-49 district without further application, notice, or hearing. A person
 2-50 does not have a right to protest or request an administrative review
 2-51 of the transfer prescribed by this section.

2-52 Sec. 7212.024. EXPIRATION OF SUBCHAPTER. This subchapter
 2-53 expires September 1, 2012.

2-54 [Sections 7212.025-7212.050 reserved for expansion]

2-55 SUBCHAPTER B. BOARD OF DIRECTORS

2-56 Sec. 7212.051. DIRECTORS. The district is governed by a
 2-57 board of not fewer than five and not more than 11 directors.

2-58 [Sections 7212.052-7212.100 reserved for expansion]

2-59 SUBCHAPTER C. POWERS AND DUTIES

2-60 Sec. 7212.101. GENERAL POWERS. Except as otherwise
 2-61 provided by this chapter, the district has all of the rights,
 2-62 powers, privileges, functions, and duties provided by the general
 2-63 law of this state, including Chapters 49 and 65, Water Code,
 2-64 applicable to special utility districts created under Section 59,
 2-65 Article XVI, Texas Constitution.

2-66 Sec. 7212.102. WATER SERVICE IMPACT FEE. (a) The district
 2-67 may charge a water service impact fee that is not greater than the
 2-68 sum of the capital improvement fee and connection fee charged by the
 2-69 Goforth Water Supply Corporation on December 31, 2006, under that

3-1 corporation's tariff.
 3-2 (b) Chapter 395, Local Government Code, does not apply to
 3-3 the initial water service impact fee set under this section.
 3-4 (c) The district may increase the water service impact fee
 3-5 only as provided by Chapter 395, Local Government Code, or as
 3-6 approved by the Texas Commission on Environmental Quality.
 3-7 SECTION 2. The Goforth Special Utility District initially
 3-8 includes all the territory contained in the following area:
 3-9 BEING that portion of Caldwell, Hays and Travis Counties, Texas,
 3-10 which has a boundary more particularly described as follows:
 3-11 BEGINNING at a point on the Caldwell/Hays County Line on
 3-12 State Highway 21 and F.M. 2001 intersection;
 3-13 THENCE with the centerline of Farm-to-Market Highway 2001 in
 3-14 a southerly direction to the southeast corner of a 92.51 acre
 3-15 Thaddeus C. McCormick, Jr. tract recorded in Book 326, Page 41 of
 3-16 the Caldwell County Deed Records;
 3-17 THENCE with the south line of the 92.51 acre McCormick tract
 3-18 to its southwest corner and a point on the northeast line of the
 3-19 168.30 acre Billie Williams, Ted Chastain and Barbara Hanna tract
 3-20 recorded in Book 67, Page 566 and Book 68, Page 451 of the Caldwell
 3-21 County Deed Records;
 3-22 THENCE with the east line of the 168.30 acre Williams,
 3-23 Chastain and Hanna tract to its southeast corner and the northeast
 3-24 corner of a 103.04 acre Diana and Virgil Limon tract recorded in
 3-25 Book 182, Page 415 of the Caldwell County Deed Records;
 3-26 THENCE with the north line of the 103.04 acre Limon tract to
 3-27 its northwest corner;
 3-28 THENCE along the west line of the 103.04 acre Limon tract to
 3-29 the centerline of Brushy Creek;
 3-30 THENCE downstream along the centerline of Brushy Creek in a
 3-31 southerly direction to the centerline of Rocky Road;
 3-32 THENCE along Rocky Road in an easterly direction to the
 3-33 centerline of Farm-to-Market Highway 2001;
 3-34 THENCE along the centerline of Farm-to-Market Highway 2001 in
 3-35 a southerly direction to the northeast corner of a 2.17 acre R. W.
 3-36 Reynolds tract recorded in Book 101, Page 1 of the Caldwell County
 3-37 Deed Records;
 3-38 THENCE with the north line of the 2.17 acre Reynolds tract to
 3-39 its northwest corner;
 3-40 THENCE with the west line of the 2.17 acre Reynolds tract to
 3-41 its southwest corner;
 3-42 THENCE with the south line of the 2.17 acre Reynolds tract to
 3-43 the centerline of Farm-to-Market Highway 2001;
 3-44 THENCE with the centerline of Farm-to-Market Highway 2001 in
 3-45 a southerly direction to the northeast corner of a 16.83 acre Rodney
 3-46 M. and Tracy Kennemer tract recorded in Book 111, page 950 of the
 3-47 Caldwell County Deed Records;
 3-48 THENCE with the north line of the 16.83 acre Kennemer tract to
 3-49 its northwest corner;
 3-50 THENCE with the west line of the 16.83 acre Kennemer tract to
 3-51 its southwest corner;
 3-52 THENCE with the southwest line of the 16.83 acre Kennemer
 3-53 tract to the centerline of Farm-to-Market Highway 2001;
 3-54 THENCE with the centerline of Farm-to-Market Highway 2001 in
 3-55 a southerly direction to a point being 1,000 feet north of Polonia
 3-56 Road;
 3-57 THENCE in an easterly direction and 1,000 feet north of and
 3-58 parallel to Polonia Road crossing through a 148.8 acre Tina Wright
 3-59 Stephens Tract as originally owned by Pomp Brown and recorded in
 3-60 Volume 167 Page 461 of the Caldwell County Deed Records, and
 3-61 continuing across a 24.5 acre Donald and Rose Green tract recorded
 3-62 in Book 46, page 658 of the Caldwell County Deed Records, and
 3-63 continuing across a 24.65 acre and 195.6 acre Guy Jr. Family Trust
 3-64 recorded in Book 386, Page 10 of the Caldwell County Deed Records;
 3-65 THENCE along the east line of the aforesaid Guy Jr. Family
 3-66 Trust to its northeast corner and on the south line of a 168.37 acre
 3-67 Thomas Ohlendorf tract recorded in Book 246, Page 236 of the
 3-68 Caldwell County Deed Records;
 3-69 THENCE along the south line of the aforesaid Ohlendorf tract

4-1 to its southeast corner;

4-2 THENCE along the east line of the aforesaid Ohlendorf tract
4-3 to a point at the northeast corner of the George C. McWhorter
4-4 Survey, Abstract No. 218 and on the west line of a 235.73 acre
4-5 Spencewood, Inc. tract recorded in Book 153, Page 974 of the
4-6 Caldwell County Deed Records;

4-7 THENCE in an easterly direction and crossing through the
4-8 aforesaid Spencewood, Inc. tract, crossing Rolling Ridge Road to
4-9 the southwest corner of a 100 acre Terrell Robert Schmidt tract
4-10 recorded in Book 424, Page 585 of the Caldwell County Deed Records;

4-11 THENCE with the south line of the aforesaid Schmidt tract and
4-12 the south line of a 168.9 acre Michael Doerr tract recorded in Book
4-13 146, Page 283 of the Caldwell County Deed Records to its southeast
4-14 corner;

4-15 THENCE with the east line of the aforesaid Doerr tract to the
4-16 southwest corner of a 166.2 acre Marvin and Carol Hubertus tract
4-17 recorded in Book 447, Page 145 of the Caldwell County Deed Records;

4-18 THENCE with the south line of the aforesaid Hubertus tract to
4-19 its southeast corner;

4-20 THENCE with the east line of the aforesaid Hubertus tract to
4-21 the southwest corner of a 102.8 acre Edward Smith tract recorded in
4-22 Book 366, Page 332 of the Caldwell County Deed Records;

4-23 THENCE with the south line of the aforesaid Smith tract to the
4-24 centerline of U.S. Highway 183;

4-25 THENCE in a northerly direction with the centerline of U.S.
4-26 Highway 183 to the southwest corner of a 328 acre Noel and Edward
4-27 Smith tract recorded in Book 44, page 467 of the Caldwell County
4-28 Deed Records;

4-29 THENCE in an easterly direction and with the south line of the
4-30 Smith tract 500 feet;

4-31 THENCE in a northerly direction 500 feet east of and parallel
4-32 to U.S. Highway 183 crossing through the aforesaid Smith tract and
4-33 continuing through a 503.4 acre Spencewood, Inc. tract recorded in
4-34 Book 184, Page 354 of the Caldwell County Deed Records and
4-35 continuing through a 36 acre Edward Balser tract recorded in Book 4,
4-36 Page 576 of the Caldwell County Deed Records and continuing 1,800
4-37 feet through a 97.8 acre Edward Balser tract recorded in Book 344
4-38 DR, Page 29 of the Caldwell County Deed Records;

4-39 THENCE in a westerly direction perpendicular to U.S. Highway
4-40 183 crossing the highway at 500 feet and continuing 500 feet into a
4-41 104.7 acre Edward Balser tract recorded in Book 247 DR, Page 29 of
4-42 the Caldwell County Deed Records;

4-43 THENCE in a southerly direction and parallel to U.S. Highway
4-44 183 crossing through the aforesaid Balser tract to its south line;

4-45 THENCE in a westerly direction with the south line of the
4-46 aforesaid Balser tract and the south line of an 88.83 acre Robert
4-47 Frias tract recorded in Book 26, Pages 538-541 of the Caldwell
4-48 County Deed Records and with the south line of an 81.32 acre Vernon
4-49 Kasch tract recorded in Book 382, Page 766 of the Caldwell County
4-50 Deed Records and south line of a 196.35 acre Norbert Ohlendorf tract
4-51 recorded in Book 320 DR, page 181 of the Caldwell County Deed
4-52 Records and at the northeast corner of a 20.29 acre Stephen McMillen
4-53 tract recorded in Book 447, Page 473 of the Caldwell County Deed
4-54 Records;

4-55 THENCE crossing through the aforesaid Ohlendorf tract to its
4-56 north line and to the southeast corner of a 95.4 acre Gordon
4-57 Griffin, Jr. tract recorded in Book 320, Page 181 of the Caldwell
4-58 County Deed Records;

4-59 THENCE with the east line of the aforesaid Griffin tract and
4-60 the east line of a 49.13 acre Gordon Griffin, Jr. tract recorded in
4-61 Book 67, page 742 of the Caldwell County Deed Records and the east
4-62 line of a 39.32 acre Stephanie Pepper tract recorded in Book 296,
4-63 Page 364 of the Caldwell County Deed Records and the west line of a
4-64 40 acre David Ohlendorf tract recorded in Book 17, Page 5 of the
4-65 Caldwell County Deed Records, crossing through a 90.35 acre Derek
4-66 Herring tract recorded in Book 399, Page 839 of the Caldwell County
4-67 Deed Records, and in a northerly direction crossing through a 10.0
4-68 acre Derek Herring tract recorded in Book 294, Page 152 and Book
4-69 336, page 5 of the Caldwell County Deed Records, and in a northerly

5-1 direction crossing through a 152 acre David Ohlendorf tract
 5-2 recorded in Book 17, Page 5 of the Caldwell County Deed Records, to
 5-3 the southeast corner of a 20 acre Delon Wright tract recorded in
 5-4 Book 398, Page 487 of the Caldwell County Deed Records and
 5-5 continuing with the east line of the aforesaid Wright tract and
 5-6 continuing with the east line of a 40.54 acre Harry Buthwick tract
 5-7 recorded in Book 409, Page 112 of the Caldwell County Deed Records,
 5-8 and continuing with the east line of the 111.87 Rathgeber Family
 5-9 Partnership tract recorded in Book 432, Page 805 of the Caldwell
 5-10 County Deed Records and continuing with the west line of a 97 acre
 5-11 Gloria Matejowsky tract recorded in Book 107, Page 363 of the
 5-12 Caldwell County Deed Records to a point 1,000 feet southeast of the
 5-13 centerline of State Highway 21;

5-14 THENCE parallel to and 1,000 feet southeast of the centerline
 5-15 of State Highway 21 in an easterly direction crossing through the
 5-16 aforesaid Matejowsky tract to the southwest line of a 153.87 acre W.
 5-17 P. Stromberg tract recorded in Book 106, Page 473 of the Caldwell
 5-18 County Deed Records and continuing parallel to and 1,000 feet
 5-19 southeast of the centerline of State Highway 21, crossing
 5-20 Williamson Road and 500 feet into a 179.83 acre W. P. Stromberg
 5-21 tract recorded in Books 31, 123, 349, 353 and 344 DR, Pages 509, 35,
 5-22 197, 675 and 153 respectively in the Caldwell County Deed Records;

5-23 THENCE in a northwesterly direction parallel to and 500 feet
 5-24 northeast of the southwest line of the aforesaid Stromberg tract
 5-25 and Williamson Road crossing State Highway 21 to the north line of
 5-26 Highway 21;

5-27 THENCE in an easterly direction with the north line of State
 5-28 Highway 21 and the south line of the Mustang Hills Ranch Subdivision
 5-29 to the southeast corner of the said subdivision;

5-30 THENCE with the northeast line of the aforesaid subdivision
 5-31 and the northeast line of a 33.83 acre Elvera Schaefer Le Doux tract
 5-32 recorded in Volume 5499, Page 2173 of the Travis County Deed Records
 5-33 and the northeast line of an 18.876 acre Laura Galaviz and Armida
 5-34 Gonzalez tract recorded as TR 1999066821 and the northeast line of a
 5-35 0.531 acre Roma Schaefer tract recorded in Volume 7429, Page 566 of
 5-36 the Travis County Deed Records to the south corner of a 23.83 acre
 5-37 Alice Schaefer tract recorded in Volume 5499, Page 2173 of the
 5-38 Travis County Deed Records;

5-39 THENCE with the southeast line of the aforesaid Schaefer
 5-40 tract and the southeast line of a 12 acre David P. Krieger and Linda
 5-41 J. Kelly tract TR 2003099620 and the southeast line of an 11.006
 5-42 acre Samuel Drew tract recorded in Volume 11699, Page 906 of the
 5-43 Travis County Deed Records and the southeast line of a 4.520 acre
 5-44 Gary L. Plant tract recorded in Volume 12488, Page 1541 of the
 5-45 Travis County Deed Records and the southeast line of a 9.00 acre
 5-46 Ronnie D. Plant tract TR 1999112227 and the southeast line of a
 5-47 14.520 Preston W. Schultz tract recorded in Volume 12201, Page 755
 5-48 of the Travis County Deed Records and the southeast line of a 14.520
 5-49 acre Michael Pyle tract recorded in Volume 7112, page 1960 of the
 5-50 Travis County Deed Records and the southeast line of a 14.520 acre
 5-51 Howard Ulyssess tract recorded in Volume 8630, Page 910 of the
 5-52 Travis County Deed Records to its east corner and on the southwest
 5-53 line of Old Lockhart Road;

5-54 THENCE with the northeast line of the aforesaid Ulyssess
 5-55 tract and the southwest line of Old Lockhart Road to the north
 5-56 corner of the said Ulyssess tract to Elm Grove Road and with the
 5-57 northeast line of a 92.775 acre Alton B. Laws, III tract recorded in
 5-58 Volume 3931, Page 2021 of the Travis County Deed Records 1,000 feet
 5-59 to a point on Old Lockhart Road;

5-60 THENCE crossing through the aforesaid Laws tract in a
 5-61 southwest direction parallel to and 1,000 feet northwest of the Elm
 5-62 Grove Road to the southwest line of the said Laws tract and a point
 5-63 on the east line of Elm Grove Estates Subdivision;

5-64 THENCE with the northeast line of Elm Grove Estates to its
 5-65 north corner;

5-66 THENCE with the northwest line of Elm Grove Estates and the
 5-67 southeast line of a 223.25 acre H. Philip Whitworth, Jr. tract
 5-68 recorded in volume 12605, Page 836 of the Travis County Deed Records
 5-69 to a point 500 feet northeast of Williamson Road;

6-1 THENCE crossing through the aforesaid Whitworth tract and 500
6-2 feet parallel to and northeast of Williamson Road crossing Glass
6-3 Road and entering into a 180.977 acre H. H. Alexander, Jr. tract
6-4 recorded in Volume 12506, Page 10 of the Travis County Deed Records
6-5 to a point being the extension of Goforth Road;
6-6 THENCE in a southwesterly direction crossing aforesaid
6-7 Whitworth tract and Williamson Road and along Goforth Road crossing
6-8 the Travis/Hays County Line and continuing with the east line of a
6-9 117.34 Acre Parcel 2, Tract 3 and a 100 acre Parcel 2, Tract 2 N.
6-10 Harrison and V. Alexander tract recorded in Volume 1514, Page 421 of
6-11 the Hays County Deed Records to its southeast corner;
6-12 THENCE in a northwesterly direction with the southwest line
6-13 of the aforesaid Harrison and Alexander Parcel 2, Tract 2 and the
6-14 northeast, northwest and northeast lines of Appaloosa Acres
6-15 Subdivision to the east corner of Kai Vista Subdivision;
6-16 THENCE in a northwesterly direction with the northeast line
6-17 of Kai Vista Subdivision and a 6.53 acre Marcelino Salazar, Jr.
6-18 tract recorded in Book 2004, Page 313 of the Hays County Deed
6-19 Records and a 5.72 acre Raymond Foley tract recorded in Book 944,
6-20 Page 056 of the Hays County Deed Records and a 4.0 acre Hector Duran
6-21 tract recorded in Book 697, Page 816 of the Hays County Deed Records
6-22 to a point in Williamson Road;
6-23 THENCE along Williamson Road in a northerly direction to a
6-24 point being 0.25 mile northeast of the easterly extension of
6-25 Satterwhite Road;
6-26 THENCE in a westerly direction and 0.25 miles north of
6-27 Satterwhite Road and crossing through a 313.8 acre Marvin Gaskamp
6-28 tract recorded in Volume 194, Page 1 of the Hays County Deed Records
6-29 to a point on the eastern line of the Triple R Ranchettes;
6-30 THENCE with the eastern line of the Triple R Ranchettes to its
6-31 south corner;
6-32 THENCE with the southern line of the Triple R Ranchettes to
6-33 South Turnersville Road;
6-34 THENCE with a northerly direction on South Turnersville Road
6-35 to a point located 0.25 mile from Satterwhite Road and on the east
6-36 line of a 1133.2 acre 2428 Partners LP tract recorded in Volume
6-37 2171, Page 280 of the Hays County Deed Records;
6-38 THENCE in a westerly direction parallel to and 0.25 mile
6-39 north of Satterwhite Road crossing through the aforesaid 2428
6-40 Partners LP tract to a point located 0.5 mile east of F.M. Highway
6-41 2001;
6-42 THENCE in a northerly direction parallel to and 0.5 mile east
6-43 of F.M. Highway 2001 and crossing through aforesaid 2428 Partners
6-44 LP to a point located 0.25 mile north of an easterly extension of
6-45 F.M. Highway 2001;
6-46 THENCE in a westerly direction parallel to and 0.25 mile
6-47 north of F.M. Highway 2001 and crossing through aforesaid 2428
6-48 Partners LP to a point in Hays County Road #118;
6-49 THENCE in a northerly direction along Hays County Road #118
6-50 at the northeast corner of a 245.24 acre 2428 Partners LP tract
6-51 recorded in Volume 2546, Page 235 of the Hays County Deed Records
6-52 and continuing along Hays County Road #118 to a point being 221
6-53 Drive extended and on the east line of a 26.616 acre Hays Buda
6-54 Investments, LP recorded in Book 964, Page 841 of the Hays County
6-55 Deed Records;
6-56 THENCE crossing through aforesaid Hays Buda Investments
6-57 tract along 221 Drive extended and crossing through a 6.11 acre
6-58 Capital Excavation Company tract recorded in Document No. 9911696
6-59 of the Official Public Records of Hays County to the east end of 221
6-60 Drive;
6-61 THENCE west along 221 Drive to Interstate Highway 35;
6-62 THENCE in a southwesterly direction along I.H. 35 to Goforth
6-63 Road;
6-64 THENCE in a westerly direction along Goforth Road and the
6-65 north line of Lifschutz Subdivision No. 10 recorded in Book 142,
6-66 Page 480 of the Hays County Deed Records to the northwest corner of
6-67 said subdivision;
6-68 THENCE in a southerly direction with the west line of
6-69 aforesaid Lifschutz Subdivision to its southwest corner and a point

7-1 on the north line of Park 35 South Subdivision and the northwest
7-2 corner of Lot 42 in Section Three;

7-3 THENCE continuing in a southerly direction along the west
7-4 line of Park 35 South Subdivision Sections THREE, TWO AND ONE to
7-5 I.H. 35;

7-6 THENCE in a southwesterly direction along I.H. 35 passing
7-7 Hays County Road 131 to the southwest corner of a 1.08 acre BK Metro
7-8 Land Co. tract recorded in Book 2532, Page 666 of the Hays County
7-9 Deed Records;

7-10 THENCE continuing in an easterly direction with the south
7-11 line of the aforesaid BK Metro Land Co. tract and the south line of a
7-12 5.27 acre Tex Best Properties tract recorded in Book 1982, Page 432
7-13 of the Hays County Deed Records;

7-14 THENCE with the west line of a 0.54 acre Raymond Camarillo
7-15 tract recorded in Book 874, Page 576 of the Hays County Deed Records
7-16 to its southwest corner;

7-17 THENCE with the south line of the aforesaid Camarillo tract
7-18 and the south line of a 0.53 acre Alice Camarillo tract recorded in
7-19 Book 948, Page 631 of the Hays County Deed Records and the south
7-20 line of Windy Hill Subdivision to Hays County Road 131;

7-21 THENCE along Hays County Road #131 in a southerly direction
7-22 and an easterly direction to Dacy Lane (Hays County Road #205);

7-23 THENCE in a southwesterly direction along Dacy Lane (Hays
7-24 County Road #205) to Hays County Road #122;

7-25 THENCE in an easterly direction along County Road 122 to the
7-26 east corner of Southlake Subdivision;

7-27 THENCE in a westerly direction with the southeast line of
7-28 Southlake Subdivision and Southlake Ranch Subdivision to Hays
7-29 County Road 157 (Goforth Road);

7-30 THENCE in a southeasterly direction along Goforth Road and in
7-31 a northeasterly direction along Goforth Road to the west corner of
7-32 Creeks Landing Subdivision;

7-33 THENCE with the southwest line of the Creeks Landing
7-34 Subdivision to its south corner;

7-35 THENCE with the southeast line of the Creeks Landing
7-36 Subdivision to the centerline of County Road 129;

7-37 THENCE along the centerline of County Road 129 in a
7-38 southeasterly direction to the southwest corner of a 7.111 acre
7-39 Constance A. and Harold E. Brown tract recorded in Book 729, Page
7-40 340 and Book 1639, Page 354 of the Hays County Deed Records;

7-41 THENCE with the northwest line of the 7.111 acre Brown tract
7-42 to its north corner;

7-43 THENCE in a southeasterly direction with the northeast line
7-44 of the 7.111 acre Brown tract and the northeast line of a 7.00 acre
7-45 Pamela B. and Edward L. Moore tract recorded in Book 1091, Page 693
7-46 of the Hays County Deed Records and the northeast line of a 27.52
7-47 acre Larry Forrest tract recorded in Book 1514, Page 905, Book 611,
7-48 Page 854 and Book 745, Page 419 of the Hays County Deed Records and
7-49 the northeast line of the 100.312 acre Albert Busse, Jr. tract to a
7-50 point in the southwest line of a 249.751 acre B. Haney tract
7-51 recorded in Volume 2573, Page 559 of the Hays County Deed Records;

7-52 THENCE with the northwest line of the 249.751 acre Haney
7-53 tract to the centerline of County Road 129;

7-54 THENCE with the centerline of County Road 129 in a
7-55 southeasterly direction to the east corner of the said Haney tract
7-56 and the west corner of a 34.803 acre S. M. Beate and Danny R. Wilson
7-57 tract recorded in Book 1689, Page 884 and Book 1831, Page 497 of the
7-58 Hays County Deed Records;

7-59 THENCE with the northwest line of the 34.803 acre Beate and
7-60 Wilson tract to its north corner;

7-61 THENCE with the northeast line of the 34.803 acre Beate and
7-62 Wilson tract to a point on the northwest line of a 22.285 acre Judy
7-63 L. and David J. Dearmon tract recorded in Book 2471, Page 223 of the
7-64 Hays County Deed Records;

7-65 THENCE with the northwest line of the 22.285 acre Dearmon
7-66 tract to its north corner;

7-67 THENCE with the northeast line of the 22.285 acre Dearmon
7-68 tract to its east corner and a point in the northwest line of a 22.12
7-69 acre Mary and John C. Anderson tract recorded in Book 678, Page 218

8-1 of the Hays County Deed Records;

8-2 THENCE with the northwest line of the 22.12 acre Anderson
8-3 tract and the northwest line of the 44.022 acre Nimmi B. and Bernard
8-4 H. Zalzman tract recorded in Book 902, Page 639 of the Hays County
8-5 Deed Records to a point in the centerline of County Road 127;

8-6 THENCE along the centerline of County Road 127 in a
8-7 southeasterly direction to the west corner of a 202.863 acre S. R.
8-8 Scott Family, L.P. tract recorded in Book 1703, Page 587 of the Hays
8-9 County Deed Records;

8-10 THENCE with the northwest line of the 202.863 acre Scott
8-11 tract to its north corner;

8-12 THENCE with the northeast line of the 202.863 acre Scott
8-13 tract and a northeast line of a 224.518 acre Cynthia Dianne Hughes
8-14 tract recorded in Book 2084, Page 707 and Book 2085, Page 589 of the
8-15 Hays County Deed Records to the south corner of a 235.557 acre
8-16 DALCAL #1, LTD tract recorded in Book 2053, Page 878 and DALCAL #3,
8-17 L.P. recorded in Book 2283, Page 749 and Book 2251, Page 846 of the
8-18 Hays County Deed Records;

8-19 THENCE with the southeast and southwest lines of the 235.557
8-20 acre DALCAL tracts to a point on the Hays/Caldwell County Line;

8-21 THENCE continuing along the DALCAL tracts and along the
8-22 Hays/Caldwell County line in a northeasterly direction to the west
8-23 corner of a 10.005 acre Vonda E. and Burt A. Bronaugh, Jr. tract
8-24 recorded in Book 162, Page 143 of the Hays County Deed Records;

8-25 THENCE into Caldwell County with the southwest line of the
8-26 10.005 acre Bronaugh tract to the centerline of State Highway 21;

8-27 THENCE with the centerline of State Highway 21 in a
8-28 northeasterly direction to the centerline of Farm-to-Market
8-29 Highway 2001 and POINT OF BEGINNING;

8-30 LESS AND EXCEPT the Rolling Hills Estates Subdivision bounded
8-31 on the west by HCR 131 and on the north by FM Highway 2001;

8-32 AND LESS AND EXCEPT the Green Pastures Subdivision and
8-33 Palomino Acres Subdivision included within the following boundary:

8-34 BEGINNING at the intersection of HCR 131 and Dacy Lane;

8-35 THENCE in an easterly direction on Hays County Road 131 to a
8-36 point on the northwest line of Palomino Acres Subdivision to its
8-37 west corner;

8-38 THENCE with the southwest line of the Palomino Acres
8-39 Subdivision to Hays County Road 157;

8-40 THENCE in a southwesterly direction on Hays County Road 157
8-41 to the north corner of Green Pastures Subdivision;

8-42 THENCE with a northeast line and a northeast line of Green
8-43 Pastures Subdivision to its east corner;

8-44 THENCE with the southeast line of Green Pastures Subdivision
8-45 to its south corner on Hays County Road 127;

8-46 THENCE in a northwesterly direction of Hays County Road 127
8-47 to the west corner of Green Pastures Subdivision and the east corner
8-48 of Sunrise Acres Subdivision;

8-49 THENCE in a northerly direction along the common line of
8-50 Green Pastures and Sunrise Acres to the northwest corner of Green
8-51 Pastures;

8-52 THENCE in a westerly direction along the north lines of
8-53 Sunrise Acres Subdivision to County Road 205 (Dacy Lane);

8-54 THENCE in a northeasterly direction along Dacy Lane to the
8-55 POINT OF BEGINNING.

8-56 SECTION 3. (a) The legal notice of the intention to
8-57 introduce this Act, setting forth the general substance of this
8-58 Act, has been published as provided by law, and the notice and a
8-59 copy of this Act have been furnished to all persons, agencies,
8-60 officials, or entities to which they are required to be furnished
8-61 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
8-62 Government Code.

8-63 (b) The governor has submitted the notice and Act to the
8-64 Texas Commission on Environmental Quality.

8-65 (c) The Texas Commission on Environmental Quality has filed
8-66 its recommendations relating to this Act with the governor,
8-67 lieutenant governor, and speaker of the house of representatives
8-68 within the required time.

8-69 (d) The general law relating to consent by political

9-1 subdivisions to the creation of a conservation and reclamation
9-2 district and the inclusion of land in the district has been complied
9-3 with. All requirements of the constitution and laws of this state
9-4 and the rules and procedures of the legislature with respect to the
9-5 notice, introduction, and passage of this Act are fulfilled and
9-6 accomplished.

9-7 SECTION 4. This Act takes effect immediately if it receives
9-8 a vote of two-thirds of all the members elected to each house, as
9-9 provided by Section 39, Article III, Texas Constitution. If this
9-10 Act does not receive the vote necessary for immediate effect, this
9-11 Act takes effect September 1, 2007.

9-12 * * * * *