

CERTIFICATE OF ORDER

**THE STATE OF TEXAS
COUNTY OF POLK
MEMORIAL POINT UTILITY DISTRICT**

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We, the undersigned officers of the Board of Directors (the "Board") of **MEMORIAL POINT UTILITY DISTRICT** (the "District"), hereby certify as follows:

The Board convened in regular session, open to the public, on Monday, March 11, 2024, at 9:00 a.m., at 251 Stevens Lane, Livingston, Texas 77351, and the roll was called of the members of the Board, to-wit:

James Engbrock	President
Charles Reyna	Vice President
Nathan Hale	Secretary
Tommie Legg	Assistant Secretary/Treasurer
Helmut Walter	Director

All members of the Board were present, thus constituting a quorum. Whereupon other business, the following was transacted at such Meeting: A written

**ORDER DECLARING UNOPPOSED CANDIDATES
ELECTED TO OFFICE AND CANCELING ELECTION**

was duly introduced for the consideration of the Board. It was then duly moved and seconded that such Order be adopted; and after full discussion, such motion, carrying with it the adoption of such Order prevailed, carried, and became effective by the following vote:

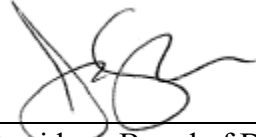
AYES: 5 **NOES:** 0

A true, full and correct copy of the aforesaid Order adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; such Order has been duly recorded in the Board's minutes of such Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board's minutes of such Meeting pertaining to the adoption of such Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board are duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of such Meeting, and that such Order would be introduced and considered for adoption at such meeting, and each of the officers and members consented, in advance, to the holding of such Meeting for such purpose; and such Meeting was open to the public and public notice of the time, place, and purpose of such Meeting was given, all as required by Chapter 551, of the Texas Government Code and Section 49.063 of the Texas Water Code, as amended.

SIGNED this 11th day of March, 2024.



Secretary, Board of Directors



President, Board of Directors

(DISTRICT SEAL)



**ORDER DECLARING UNOPPOSED CANDIDATES
ELECTED TO OFFICE AND CANCELING ELECTION**

THE STATE OF TEXAS §
COUNTY OF POLK §
MEMORIAL POINT UTILITY DISTRICT §

WHEREAS, Radcliffe Adams Barner PLLC, the Attorney and designated agent (the "Designated Agent") for Memorial Point Utility District (the "District"), is the authority responsible for having the official ballot prepared for the District's May 4, 2024 Directors Election (the "Election"); and

WHEREAS, the filing deadline for placement on the ballot for the Election was 5:00 p.m. on February 16, 2024, and the filing deadline for placement on the list of approved write-in candidates for the Election was 5:00 p.m. on February 20, 2024; and

WHEREAS, pursuant to the provisions of Section 2.052, Texas Election Code, as amended, the Designated Agent has certified in writing to the Board of Directors (the "Board") of the District that the candidates to be listed on the ballot for the Election are unopposed; for example, only one candidate's name will appear on the ballot for each open position and no candidate's name will be placed on an approved list of write-in candidates for the office of Director of the District; and

WHEREAS, pursuant to the provisions of Section 2.053, Texas Election Code, as amended, the Board of the District is required to declare unopposed candidates elected to office.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF MEMORIAL POINT UTILITY DISTRICT, THAT:

Section 1: The Board of the District hereby declares the following unopposed candidates to be elected to the office of Director of the District:

Charles Reyna
Nathan Hale

Each candidate declared elected to office shall serve until the biennial directors election in the year 2028, or until his/her successor has been duly elected or appointed and has qualified.

Section 2: Each candidate declared elected to office under this Order shall enter into the duties of his/her office and shall begin to serve his/her term of office after May 4, 2024, and upon posting bond in the amount of \$10,000, taking the constitutional oath of office, and acceptance of the bond and oath of office by the District's Board.

Section 3: Pursuant to the provisions of Section 2.053(b), Texas Election Code, as amended, the Election shall not be held. A copy of this Order shall be posted on Election Day at each polling place that would have been used in the Election.

Section 4: The President and Secretary of the District's Board and the Designated Agent are hereby authorized and directed to take any action necessary to carry out the provisions of this Order.

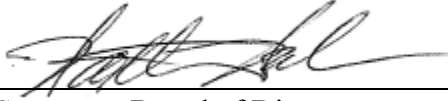
[EXECUTION PAGE FOLLOWS]

WITNESS OUR HANDS AND THE SEAL OF THE DISTRICT this 11th day of March, 2024.



President, Board of Directors

ATTEST:



Secretary, Board of Directors

(DISTRICT SEAL)



CERTIFICATE REGARDING UNOPPOSED CANDIDATES

Radcliffe Adams Barner PLLC, the Attorney and designated agent for Memorial Point Utility District (the "District") of Polk County, Texas and the authority responsible for having the official ballot prepared for the District's May 4, 2024 Directors Election (the "Election"), does hereby certify that the candidates to be listed on the ballot for the Election are unopposed; for example, only one candidate's name will appear on the ballot for each open position and no candidate's name will be placed on an approved list of write-in candidates for the office of director of the District.

This certification is made pursuant to the requirements of Section 2.052, Texas Election Code, as amended, to enable the Board of Directors the District to adopt the Order Declaring Unopposed Candidates Elected to Office under the provisions of Section 2.053, Texas Election Code, as amended.

EXECUTED this 10th day of April, 2024.

RADCLIFFE ADAMS BARNER PLLC

By: Elliot M. Barner
Attorney for the District

**ORDEN PARA DECLARAR A LOS CANDIDATOS SIN Oponentes
ELECTOS A SUS CARGOS Y PARA CANCELAR LA ELECCIÓN**

EL ESTADO DE TEXAS §
CONDADO DE POLK §
DISTRITO DE PRESTACIÓN DE SERVICIOS PÚBLICOS DE MEMORIAL POINT §

EN VISTA DE QUE, Radcliffe Adams Barner PLLC, el abogado y agente designado (el "Agente Designado") para el Distrito de Prestación de Servicios Públicos de Memorial Point (el "Distrito") es la autoridad responsable de hacer preparar la boleta oficial de votación para la Elección de Supervisores del Distrito del 4 de mayo de 2024 (la "Elección"); y

EN VISTA DE QUE la fecha límite de presentación de solicitud para ser colocado en la boleta de votación para la Elección fue a las 5:00 p.m. del 16 de febrero de 2024, y la fecha límite de presentación de solicitud para ser colocado en la lista de candidatos aprobados por escrito para la Elección fue a las 5:00 p.m. del 20 de febrero de 2024; y

EN VISTA DE QUE, en conformidad con las disposiciones de la Sección 2.052 del Código Electoral de Texas y sus enmiendas, el Agente Designado ha certificado por escrito a la Junta de Supervisores (la "Junta") del Distrito que los candidatos que han de colocarse en la boleta de votación de la Elección no tienen oponentes; por ejemplo, únicamente el nombre de un solo candidato aparecerá en la boleta de votación para cada posición abierta y no habrá ningún nombre de candidato en una lista de candidatos por escrito aprobados para el cargo de Supervisor del Distrito; y

EN VISTA DE QUE, en conformidad con las disposiciones de la Sección 2.053 del Código Electoral de Texas y sus enmiendas, la Junta del Distrito debe declarar electos a los cargos a los candidatos sin oponentes.

AHORA, POR LO TANTO, LA JUNTA DE DIRECTORES DEL DISTRITO DE PRESTACIÓN DE SERVICIOS PÚBLICOS DE MEMORIAL POINT ORDENA QUE:

Sección 1: Por la presente, la Junta del Distrito declara electos al cargo de Supervisor del Distrito a los siguientes candidatos sin oponentes:

Charles Reyna
Nathan Hale

Cada candidato declarado electo al cargo fungirá hasta la elección bienal de supervisores en el año 2028, o hasta que su sucesor haya sido electo o designado debidamente y cumpla con los requisitos.

Sección 2: Cada candidato declarado electo al cargo bajo esta Orden asumirá las responsabilidades de su cargo y comenzará su mandato después del 4 de mayo de 2024, y luego de haber puesto la fianza de garantía por la cantidad de \$10,000, de haber prestado el juramento constitucional al cargo, y luego de que la Junta del Distrito haya aceptado la fianza de garantía y el juramento.

Sección 3: En conformidad con las disposiciones de la sección 2.053(a) del Código Electoral de Texas, y sus enmiendas, la Elección no se llevará a cabo. Una copia de esta Orden será colocada el Día de Elección en cada lugar de votación que se hubiera utilizado en la Elección.

Sección 4: Por el presente se autoriza e instruye al Presidente y al Secretario de la Junta del Distrito y al Agente Designado para que tomen cualquier medida necesaria para implementar las disposiciones de esta Orden.

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