

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

ORDER OF EXCLUSION AND DISANNEXATION

RECITALS

WHEREAS, certain land identified in Exhibit A, attached hereto and incorporated herein for all purposes and hereinafter referred to as the “Katy-Gaston/Westpark Property”, is currently located within the original boundaries of Fort Bend County Assistance District No. 1 (“CAD No. 1”); and

WHEREAS, the Commissioners Court of Fort Bend County subsequently created Fort Bend County Assistance District No. 10 (“CAD No. 10”) with boundaries located near or adjacent to the boundaries of CAD No. 1; and

WHEREAS, the Katy-Gaston/Westpark Property is better suited geographically for inclusion within the boundaries of the subsequently created CAD No. 10; and

WHEREAS, the Board of Directors of CAD No. 1 desires to exclude the Katy-Gaston/Westpark Property so as to be situated outside of the boundaries of CAD No. 1 and eligible for inclusion within the boundaries of CAD No. 10; and

WHEREAS, Section 387.003(j) of the Texas Local Government Code permits a commissioners court by order, to exclude an area from the district if the district has no outstanding bonds payable wholly or partly from sales and use taxes and the exclusion of the land does not impair any outstanding district debt or contractual obligation; and

WHEREAS, the Board of Directors of CAD No. 1 finds that there are no outstanding bonds payable wholly or partly from sales and use taxes and the exclusion of the Katy-Gaston/Westpark Property does not impair any outstanding CAD No. 1 debt or contractual obligation; and

BE IT ORDERED BY THE COMMISSIONERS COURT SITTING AS THE BOARD OF DIRECTORS OF CAD NO. 1 THAT:

Section 1: The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete and are incorporated herein.

Section 2: The Katy-Gaston/Westpark Property is hereby excluded from the boundaries of CAD No. 1 by disannexation.

Section 3: This Order is effective immediately upon passage.

ADOPTED this _____ day of _____, 2017.

**FORT BEND COUNTY ASSISTANCE
DISTRICT NO. 1**

By: _____
Robert E. Hebert, County Judge

Date: _____

ATTEST:

By: _____
Laura Richard, County Clerk

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This instrument was acknowledged before me on _____, 20__, by Robert E. Hebert, County Judge of Fort Bend County, Texas.

Notary Public, State of Texas

(NOTARY SEAL)

EXHIBIT A