

**ORDER CANVASSING RETURNS AND DECLARING RESULTS  
OF DIRECTORS ELECTION**

**WHEREAS**, the Lake Kiowa Special Utility District (the "District") has been duly created by order of the Texas Commission Environmental Quality, and the following seven (7) temporary directors of the District appointed by the Commission, to wit: Jess B. Maxwell, Jack Thies, John R. Anselmi, Margaret Dressel, W.F. (Bill) White, Joe F. Brockett, Joanne Snyder Dorsch, (the "Board of Directors"), have met and organized and have qualified to serve as temporary directors of the District by taking the oath required by law; and

**WHEREAS**, the Board of Directors of the District ordered that an election be held for and within the District on May 12, 2012, to determine if the District shall be established and to elect seven (7) permanent directors; and

**WHEREAS**, notice of such election, stating the day and place for holding such election, the proposition to be voted on, and the candidates for director, was given to the qualified voters of the District and all other interested persons posted notice in Cooke County; and

**WHEREAS**, the presiding judge at such election has made returns of the results of such election to the President of the Board; Now, Therefore,

**THE BOARD OF DIRECTORS OF LAKE KIOWA SPECIAL UTILITY DISTRICT  
AFFIRMATIVELY FINDS AND DECLARES THAT:**

A. The matters and facts recited in the preamble to this Order are hereby found and determined to be true and correct and are hereby adopted as a part of this Order.

B. The above-described election was duly called, notice thereof was duly given, and such election was duly conducted on May 12, 2012, all in accordance with the Texas Election Code, as amended, Chapter 65, Texas Water Code, as amended, and the Federal Voting Rights Act of 1965, as amended.

C. Only duly qualified resident voters of the District voted at such election.

D. The returns of such election were regularly made to the Board by the presiding judge at such election as provided by the Texas Election Code, as amended.

E. Such election resulted in the following votes for and against the following proposition:

**SHALL THE CREATION OF LAKE KIOWA SPECIAL UTILITY DISTRICT BE  
CONFIRMED?**

Votes For: 142

Votes Against: 9

F. The following persons received the number of votes for director set out opposite their names, respectively, and no other person received a vote:

Jess Maxwell	94 votes
Jack Thies	124 votes
John R. Anselmi	125 votes
Margaret Dressel	109 votes
Bill White	92 votes
Joe F. Brockette	88 votes
Joanne Dorsch	96 votes

**IT IS, THEREFORE, ORDERED AND DECLARED BY THE BOARD OF DIRECTORS OF LAKE KIOWA SPECIAL UTILITY DISTRICT THAT:**

1. The results of the above-described election is confirmation of the establishment of the District the Texas Commission on Environmental Quality as a special utility district operation under Article 16, Section 59, of the Texas Constitution and Chapter 65, Texas Water Code, together with all amendments and additions thereto. The District is legally created with the boundaries described in Exhibits "A" and "B" attached hereto and incorporated herein.

2. The following persons received the highest number of votes for director and have been elected permanent directors of the District to serve for terms which expire in the year set opposite their names:

Jess Maxwell	2015
Jack Thies	2013
John R. Anselmi	2014
Margaret Dressel	2015
Bill White	2014
Joe F. Brockette	2015
Joanne Dorsch	2013

Pursuant to Section 65.103 of the Texas Water Code, the permanent directors shall serve until the first Saturday in May of the year set opposite their names or until successors have been selected and qualified according to law.

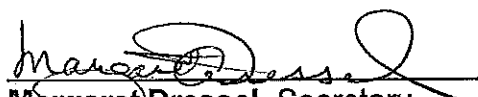
3. Each of said persons shall enter into the duties of his or her office and shall begin to serve his or her term of office upon taking the constitutional oath of office.

4. The President or Vice President and the Secretary-Treasurer or Assistant Secretary-Treasurer of the Board are authorized to evidence adoption of this Order on behalf of the Board and to do any and all things necessary or proper to carry out the intent hereof.

PASSED AND APPROVED the 23 day of May, 2012.

  
Jess Maxwell, President

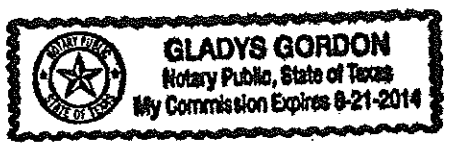
ATTEST:

  
Margaret Dressel, Secretary

(SEAL)

THE STATE OF TEXAS       §  
  §  
COUNTY OF COOKE       §

This instrument was acknowledged before me on the 23<sup>rd</sup> day of May, 2012, by **Jess Maxwell**, President and **Margaret Dressel**, Secretary, as such officers of the Board of Directors of Lake Kiowa Special Utility District, Cooke County, Texas.



  
Notary Public, State of Texas

**EXHIBIT A**  
**LAKE KIOWA SPECIAL UTILITY DISTRICT**  
**METES & BOUNDS BOUNDARY DESCRIPTION**  
Revised August 1, 2011

BEGINNING at a point in the center of FM 902 that is Southeast of the intersection of FM 902 and FM 3496 a distance of 3778.35 ft.;

THENCE Southeasterly along the centerline of FM 902 a distance of 2000.46 ft. to a point for a corner;

THENCE South 88d43'25" East a distance of 1445.39 ft. to a point for a corner;

THENCE South 0d1'17" West a distance of 934.36 ft. to a point in the center of FM 902 for a corner;

THENCE Southeasterly along the centerline of FM 902 a distance of 854.96 ft. to a point for a corner;

THENCE South 80d36'28" East a distance of 858.02 ft. to a point for a corner;

THENCE South 88d34'59" East a distance of 2149.32 ft. to a point for a corner;

THENCE North 84d21'57" East a distance of 564.74 ft. to a point for a corner;

THENCE North 7d15'38" East a distance of 3.50 ft. to a point for a corner;

THENCE North 82d1'39" East a distance of 133.78 ft. to a point for a corner;

THENCE North 4d32'46" East a distance of 365.05 ft. to a point for a corner;

THENCE South 87d47'40" East a distance of 303.80 ft. to a point for a corner;

THENCE North 5d6'27" East a distance of 202.06 ft. to a point for a corner;

THENCE South 86d43'9" East a distance of 1243.89 ft. to a point in the center of CR 211 for a corner;

THENCE Northeasterly along the centerline of CR 211 a distance of 673.35 ft. to a point for a corner;

THENCE South 81d14'1" East a distance of 225.50 ft. to a point for a corner;

THENCE North 7d29'16" West a distance of 655.73 ft. to a point in the center of CR 211 for a corner;

THENCE Northwesterly along the centerline of CR 211 a distance of 6263.74 ft. to a point at the intersection of CR 211 and CR 2134 for a corner;

THENCE West along the centerline of CR 2134 a distance of 710.76 ft. to a point;

THENCE North 89d40'33" West a distance of 865.26 ft. to a point for a corner;

THENCE North 6d35'15" West a distance of 331.95 ft. to a point for a corner;

THENCE North 0d1'34" West a distance of 91.17 ft. to a point for a corner;

THENCE North 83d45'0" East a distance of 100.59 ft. to a point for a corner;

THENCE North 84d18'2" East a distance of 141.89 ft. to a point for a corner;

THENCE North 2d28'54" East a distance of 1389.20 to a point for a corner;

THENCE North 86d55'37" West a distance of 825.84 ft. to a point for a corner;

THENCE North 2d7'53" West a distance of 440.50 ft. to a point for a corner;

THENCE North 87d5'43" West a distance of 1139.32 ft. to a point for a corner;

THENCE North 0d59'30" West a distance of 1925.83 ft. to a point for a corner;

THENCE North 88d48'48" West a distance of 2538.76 ft. to a point in the center of CR 224 for a corner;

THENCE South 2d1'9" West a distance of 16.03 ft. to a point for a corner;

THENCE North 88d48'18" West a distance of 11.88 ft. to a point for a corner;

THENCE South 52d12'40" East a distance of 14.64 ft. to a point for a corner;

THENCE South 2d0'47" West a distance of 595.92 ft. to a point in the center of CR 224 for a corner;

THENCE South 25d32'40" West a distance of 796.40 ft. to a point for a corner;

THENCE Southeasterly along the centerline of CR 224 a distance of 3387.86 ft. to a point;

THENCE South 1d16'36" East a distance of 335.18 ft. to a point for a corner;

THENCE North 88d10'55" West a distance of 389.58 ft. to a point in the center of CR 224 for a corner;

THENCE Southeasterly along the centerline of CR 224 a distance of 1046.36 ft. to a point;

THENCE South 24d58'20" East a distance of 575.02 ft. to a point for a corner;

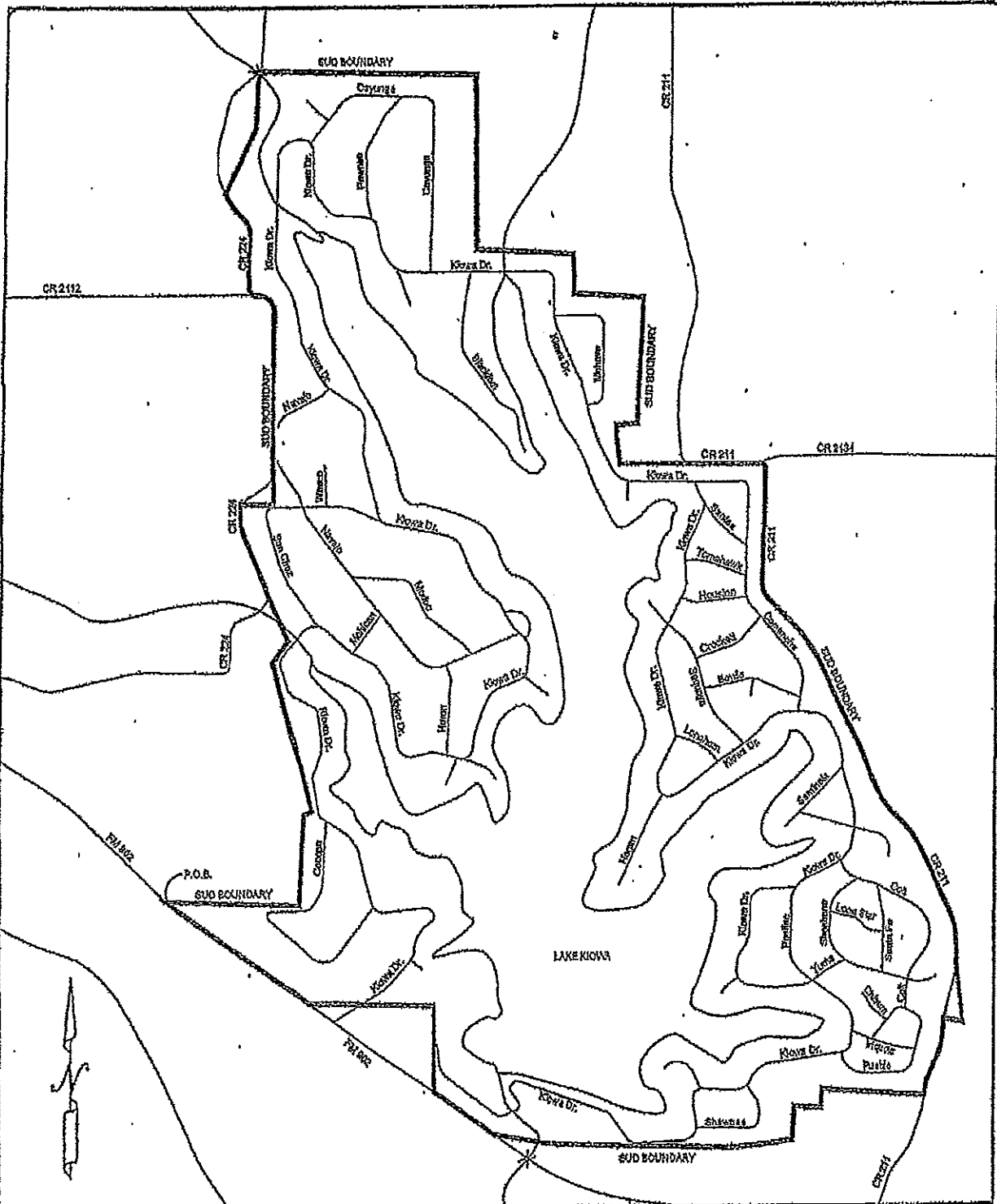
THENCE South 36d57'41" West a distance of 291.25 ft. to a point for a corner;

THENCE South 15d58'0" East a distance of 1685.70 ft. to a point for a corner;

THENCE South 63d21'43" West a distance of 109.35 ft. to a point for a corner;

THENCE South 2d51'22" West a distance of 983.11 ft. to a point for a corner;

THENCE North 88d15'20" West a distance of 1535.53 ft. to the Point of Beginning and containing approximately 1,452.64 acres of land.



LAKE KIOWA  
 SPECIAL UTILITY DISTRICT  
 DISTRICT BOUNDARY MAP  
 EXHIBIT 'B'

**DBI** DANIEL & BROWN INC.  
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