

**ELECTION ORDER**

STATE OF TEXAS

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COUNTY OF HIDALGO

On this the 16th day of February, 2022, the Board of Directors of the Hidalgo County Water Improvement District No. Three (the "District"), convened in Public session, open to the public, with the following members present, to-wit:

**Othal E. Brand, Jr., President**

**Mark Freeland, Secretary**

**Chris Burns, Director**

**Lance Neuhaus, Director**

and the following absent: W.D. Moschel, Vice-President, constituting a quorum, and among the proceedings had by said Board of Directors was the following:

**WHEREAS**, in accordance with the Texas Water Code and the Texas Election Code, the District shall hold an election on the first Saturday in May of even numbered years, at which time the required number of directors shall be elected to fill the vacancies then occurring on the Board of Directors as provided by law; and

**WHEREAS**, such an election is necessary and should be held on the 7<sup>th</sup> day of May 2022 in order that three (3) directors may be elected to membership on the Board of Directors of the District to fill the places of those directors now serving whose term of office will then expire; and

**WHEREAS**, it is hereby determined and found that in accordance with standing order of this Board, written notice of the date, place and subject of this meeting, including consideration of the setting of said election, has been posted at the District's office, at a place convenient to the public and said notice was furnished to the County Clerk and posted by the County Clerk at the County Courthouse for the period of time and manner as is required by law.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Directors:

1. That a regular election for the election of three (3) directors to serve for a term of four (4) years, be and it is hereby called and ordered to be held in and for this District, in the manner prescribed by law, on the first Saturday of May 2022, the same being the 7<sup>th</sup> day of May 2022.
2. That said election be conducted at 1325 Pecan Blvd, McAllen, Texas 78501, during the hours of seven o'clock (7:00) A.M. to seven o'clock (7:00) P.M.
3. That for the purpose of said election all of the area included within the boundaries of this District shall constitute one (1) election precinct.
4. That said election be held at the aforesaid voting place with the use of paper ballots.
5. That said election be conducted by the following hereby designated and qualified officers: Eugene Gutierrez, Presiding Judge; John Goldsby, Alternate Judge; and no less than two(2) election clerks (including the Alternate Judge) appointed by the Presiding Judge, who shall, within five (5) days after the date of said election, make due returns thereof to the Board of Directors of this District in the manner prescribed by law. Said officers are hereby designated to serve as the early voting ballot board for said election. The presiding judge designated for said election shall also serve as the presiding officer of said early voting ballot board.
6. That there shall be early voting as provided by law, and Rachel Espinoza is hereby appointed Clerk and Carmen De Leon Deputy Clerk for early voting. Early voting by personal appearance for this said election shall be held at the same location that the election is to be conducted as provided above, and said place of early voting shall remain open during the hours of eight o'clock (8:00) A.M. and five o'clock (5:00) P.M., which is at least eight (8) hours on each day of the early voting period, which shall begin on Monday, April 25, 2022, and continue through Tuesday,

May 3, 2022. The mailing address of the said Deputy Clerk to which ballot applications and ballots voted by mail must be sent is 1325 Pecan Blvd, McAllen, Texas 78501.

7. That any candidates may file an application with the Secretary of the Board to have his or her name printed on the election ballot, such application must be signed by the candidate or by at least ten (10) qualified electors of this District and must be filed not earlier than Wednesday, January 19, 2022, and not later than five o'clock (5:00) P.M. on Friday, February 18, 2020.
8. That of said applications shall be substantially in the form attached as **Exh. "1"** for all purposes.
9. The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above-mentioned election are to be printed on the ballot and shall post notice at the District's office of the time and place of said drawing at least 72 hours immediately preceding the time of drawings and mail notice of the date, hour and place of the drawing to each candidate at the address stated on the application for a place on the ballot not later than the fourth (4<sup>th</sup>) day before the day of the drawing. It is further found and determined that notice of the date, place and subject of this meeting will be posted in accordance with the terms and provisions of Section 551.043 of the Government Code for at least seventy-two (72) hours preceding the scheduled time of this meeting.
10. That notice of this election shall be posted at the District's office and the District's website on or before Saturday April 16, 2022, and a Notice of duty to hold election (Writ of Election) shall be delivered to the Presiding Judge, no later than Friday, April 22, 2022, and published in a newspaper of general circulation in the District one (1) time between Thursday, April 7, 2020, and Wednesday, April 27, 2022.
11. That notice of early voting in person shall be posted for at least seventy-two (72) hours preceding the first hour that early voting is to be conducted in the same manner as a Notice of a Meeting of the Board of Directors is posted. Therefore, notice of early voting must be posted by Friday, April 22, 2022 at 8:00 a.m.


After consideration of the above Resolution and Order, it was moved and seconded that the same do pass. Thereupon, the question being called for, the following members of the Board voted  
AYE: Othal E. Brand, Jr., President, Mark Freeland, Secretary, Chris Burns, Director,  
Lance Neuhaus, Director and the following voted NO: None

**PASSED, APPROVED AND ADOPTED** this the 16<sup>th</sup> day of February 2022.

**ATTEST:**

  
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**Mark Freeland**

**Secretary of the Board of Directors**  
**Hidalgo County Water Improvement District No. 3**

  
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**Othal E. Brand, Jr.,**  
**President of the Board of Directors**  
**Hidalgo County Water Improvement District No. 3**

**CERTIFICATE**

The above and foregoing is a full, true and correct copy the resolution and calling and ordering an annual district election, as adopted by the Board of Directors of the Hidalgo County Water Improvement District No. 3 as the same was and appears of record on the minutes of the regular meeting of said Board held on the 16th day of February 2022.



**Othel E. Brand, Jr.,  
President of the Board of Directors  
Hidalgo County Water Improvement District No. 3**

**ATTEST:**



**Mark Freeland  
Secretary of the Board of Directors  
Hidalgo County Water Improvement District No. 3**

**B. ELECTION ORDER** (for minutes)

**WHEREAS**, in accordance with the Texas Water Code and the Election Code, the District shall hold an election on the first Saturday in May of even numbered years, at which time required number of directors shall be elected to fill the vacancies then occurring on the Board of Directors as provided by law; and

**WHEREAS**, such an election is necessary and should be held on the 7th day of May 2022, in order that three (3) directors may be elected to membership on the Board of Directors of the District to fill the places of those directors now serving whose terms of office will then expire; and

**WHEREAS**, it is hereby determined and found that in accordance with standing order of this Board, written notice of the date, place and subject of this meeting, including consideration of the setting of said election, has been posted at the District's office, at a place convenient to the public and said notice was furnished to the County Clerk and posted by the County Clerk at the County Courthouse for the period of time and manner as is required by law.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Directors

1. That a regular election for the election of three (3) directors to serve for a term of four (4) years, be and it is hereby called and ordered to be held in and for this District, in the manner prescribed by law, on the first Saturday of May 2022, the same being the 7<sup>th</sup> day of May 2022.
2. That said election be conducted at 1325 Pecan Blvd, McAllen, Texas 78501, during the hours of seven o'clock (7:00) A.M. to seven o'clock (7:00) P.M.
3. That for the purpose of said election all of the area included within the boundaries of this District shall constitute one (1) election precinct.
4. That said election be held at the aforesaid voting place with the use of paper ballots.
5. That said election be conducted by the following hereby designated and qualified officers: Eugene Gutierrez, Presiding Judge; John Goldsby, Alternate Judge; and no less than two(2) election clerks (including the Alternate Judge) appointed by the Presiding Judge, who shall, within five (5) days after the date of said election, make due returns thereof to the Board of Directors of this District in the manner prescribed by law. Said officers are hereby designated to serve as the early voting ballot board for said election. The presiding judge designated for said election shall also serve as the presiding officer of said early voting ballot board.
6. That there shall be early voting as provided by law, and Rachel Espinoza is hereby appointed Clerk and Carmen De Leon Deputy Clerk for early voting. Early voting by personal appearance for this said election shall be held at the same location that the election is to be conducted as provided above, and said place of early voting shall remain open during the hours of eight o'clock (8:00) A.M. and five o'clock (5:00) P.M., which is at least eight (8) hours on each day of the early voting period, which shall begin on Monday, April 25, 2022, and continue through Tuesday, May 3, 2022. The mailing address of the said Deputy Clerk to which ballot applications and ballots voted by mail must be sent is 1325 Pecan Blvd, McAllen, Texas 78501.
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