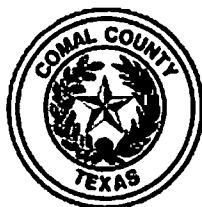


ORDER # 241



STATE OF TEXAS

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IN THE COMMISSIONERS COURT

COUNTY OF COMAL

§

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**ORDER APPROVING AGREEMENTS PROVIDING FOR WATER AND  
WASTEWATER TREATMENT FOR COMAL COUNTY WATER CONTROL AND  
IMPROVEMENT DISTRICT NO. 6 AND ORDER MAKING FINDINGS UNDER  
SECTIONS 51.021 (a)(1), (2), (3) AND (4) OF THE WATER CODE**

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**WHEREAS**, the Texas Legislature passed and the Governor of Texas approved House Bill No. 4811 (the "Act"), providing for the creation of Comal County Water Control and Improvement District No. 6 (the "District"); and,

**WHEREAS**, the Act provides that the District's temporary directors may not hold a confirmation election until, among other things, the commissioners court of each county in which the District is located has approved and entered into an agreement that addresses the provision of water and wastewater treatment to the land in the District; and,

**WHEREAS**, the District and the Guadalupe-Blanco River Authority ("GBRA") have entered into an agreement pursuant to the Act for the purposes of GBRA providing retail wastewater service to the District; and,

**WHEREAS**, the Developer and the Canyon Lake Water Service Company ("CLWSC") have entered into an agreement pursuant to the Act for the purposes of CLWSC providing retail water service to the District; and,

**WHEREAS**, Comal County has infrastructure design and construction standards that may exceed the requirements within these agreements for the provision of water and wastewater treatment to the land in the District; and

**WHEREAS**, Comal County will require the Developer to design and construct the water and wastewater infrastructure to meet these more stringent standards; and,

**WHEREAS**, Comal County will require the submittal of a TCEQ approved wastewater treatment permit as part of subdivision plats applications for land within the District with adequate capacity for the full build out of the proposed platted area; and,

**WHEREAS**, the Commissioners Court of Comal County has reviewed the agreement between the Developer and CLWSC and hereby approves said Agreement in accordance with the Act; and,

**WHEREAS**, the Commissioners Court of Comal County has reviewed the agreement between the District and GBRA and hereby approves said Agreement in accordance with the Act; and,

**WHEREAS**, the Act provides that the District's temporary directors may not hold a confirmation election until, among other things, the commissioners court of each county in which the District is located has issued an order making the findings under Sections 51.02(a)(1), (2), (3), and (4), Water Code; and,

**WHEREAS**, the Commissioners Court of Comal County finds that the organization of the District as requested is feasible and practicable, pursuant to Water Code, Section 51.02(a)(1); and,

**WHEREAS**, the Commissioners Court of Comal County finds that the land to be included and the residents of the District will be benefited by the creation of the District, pursuant to Water Code, Section 51.02(a)(2); and,

**WHEREAS**, the Commissioners Court of Comal County finds that there is a public necessity or need for the District, pursuant to Water Code, Section 51.02(a)(3); and

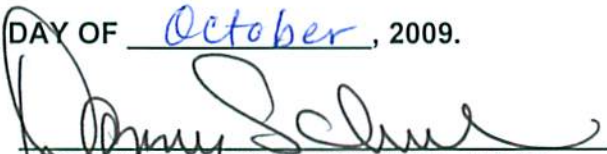
**WHEREAS**, the Commissioners Court of Comal County finds that the creation of the District would further the public welfare, pursuant to Water Code, Section 51.02(a)(4); and,

**NOW THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT FOR COMAL COUNTY THAT** the Agreement between the Developer and CLWSC providing retail water service to the District is hereby approved in accordance with the Act; and,

**BE IT FURTHER ORDERED BY THE COMMISSIONERS COURT FOR COMAL COUNTY THAT** the the Agreement between the District and GBRA providing retail wastewater service to the District is hereby approved in accordance with the Act; and,

**BE IT FURTHER ORDERED BY THE COMMISSIONERS COURT FOR COMAL COUNTY THAT** that the conditions under Sections 51.02(a)(1), (2), (3), and (4), Water Code have been found by the Commissioners Court.

EFFECTIVE THIS 15 DAY OF October, 2009.

  
DANNY SCHEEL, COUNTY JUDGE

  
DONNA ECCLESTON,  
COUNTY COMMISSIONER PCT. #1

  
JAY MILLIKIN,  
COUNTY COMMISSIONER PCT. #2

  
GREGORY PARKER,  
COUNTY COMMISSIONER PCT. #3

  
JAN KENNADY,  
COUNTY COMMISSIONER PCT. #4



ATTEST:   
JOY STREATER, COUNTY CLERK

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