

**ORDINANCE NO. 318**

**AN ORDINANCE OF THE CITY OF MAGNOLIA, TEXAS, DECLARING UNOPPOSED CANDIDATES IN THE MAY 3, 2003 GENERAL CITY ELECTION, ELECTED TO OFFICE; CANCELING THE ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**\*\*\*\*\***

**WHEREAS, the general city election was called for May 3, 2003, for the purpose of electing three (3) members to the city council; and**

**WHEREAS, the city secretary has certified in writing that there is no proposition on the ballot, that no person has made a declaration of write-in candidacy, and that each candidate on the ballot is unopposed for election to office; and**

**WHEREAS, under these circumstances, Subchapter C, Chapter 2, Election Code, authorizes the city council to declare the candidates elected to office and cancel the election; NOW, THEREFORE,**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS:**

**Section 1: The following candidates, who are unopposed in the May 3, 2003 general city election, are declared elected to office, and shall be issued certificates of election following the time the election would have been canvassed:**

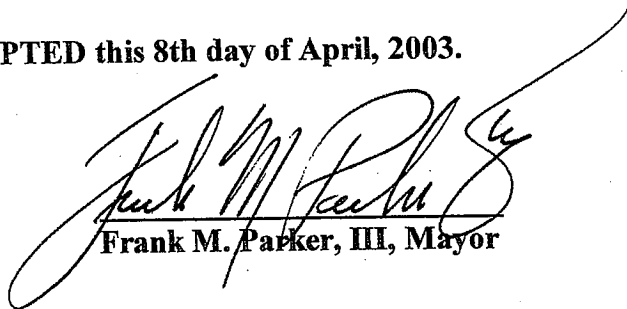
<b>Position one (1)</b>	<b>Richard Anderson</b>
<b>Position two (2)</b>	<b>Ronnie Chumley</b>
<b>Position three (3)</b>	<b>Ruth Lott</b>

**Section 2: The May 3, 2003 general city election is canceled, and the city secretary is directed to cause a copy of this ordinance to be posted on election day at each polling place that would have been used in the election.**

**Section 3: It is declared to be the intent of the city council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance is declared invalid by judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the city council would have enacted them without the invalid portion.**


**Section 4: This ordinance shall take effect upon its passage, and it is so ordained.**

**PASSED, APPROVED, AND ADOPTED this 8th day of April, 2003.**



**Frank M. Parker, III, Mayor**

**ATTEST:**



**Jane H. Miller**  
**City Secretary**

**CERTIFICATION OF UNOPPOSED CANDIDATES  
BY CITY SECRETARY**

I, Jane Hawke Miller, certify that I am the City Secretary of the City of the Magnolia, Montgomery County, Texas and the authority responsible for preparing the ballot for the May 3, 2003 general city election. I further certify that no proposition is to appear on the ballot at the election, no person has made a declaration of write-in candidacy, and all of the following candidates are unopposed:

Position one (1)	Richard Anderson
Position two (2)	Ronnie Chumley
Position three (3)	Ruth Lott



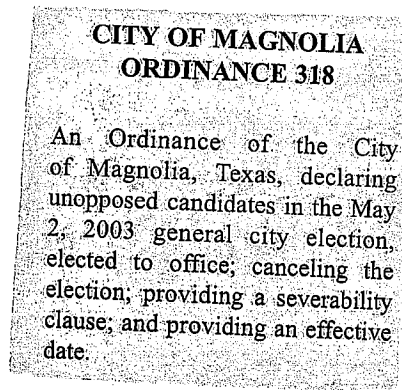
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Jane Hawke Miller  
City Secretary  
City of Magnolia

Dated this 8th day of April, 2003.

## AFFIDAVIT OF PUBLICATION

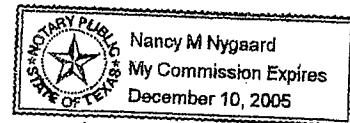
BEFORE ME, the undersigned authority, on this day personally appeared Elizabeth Davis who on her oath stated:



I am the Bookkeeper for the TOMBALL MAGNOLIA TRIBUNE a newspaper published in Harris County, Texas and now the facts stated in this affidavit. The attached matter is a true and correct copy of the publication of the citation of which it purports to be copy, as the same appeared in such newspaper in the respective issues of:

april 21, 2003

\_\_\_\_\_, 2003



*Elizabeth Davis*  
Elizabeth Davis, Billing Department

Subscribed and sworn to this 22 day of April, 2003