

ORDINANCE NO. 325

**ORDINANCE OF THE CITY OF MAGNOLIA, TEXAS, GIVING
CONSENT TO THE CREATION OF AN IMPROVEMENT DISTRICT.**

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WHEREAS, the 78th Legislature, Regular Session, of the State of Texas created the SOUTHWEST MONTGOMERY COUNTY IMPROVEMENT DISTRICT (the "District") by passage of H.B. 3562; and

WHEREAS, Article XVI, Section 59 of the Texas Constitution and Section 54.016, Texas Water Code, provide that land within the extraterritorial jurisdiction of a city may not be included within the District without the written consent of such city, town, or village; and

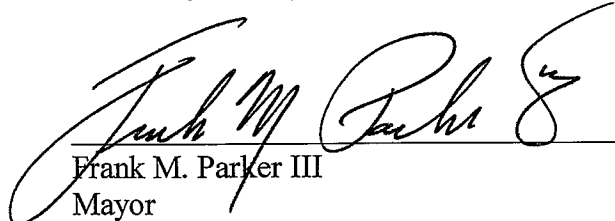
WHEREAS, the general nature of the work to be done in the District is the promotion, development, encouragement and maintenance of employment, commerce, economic development and public welfare in the southwest portion of Montgomery County; and

WHEREAS, the City Council of the City desires to create Ordinance No. 325 as set forth herein for the purpose of consenting to the creation of the District. Now, Therefore:

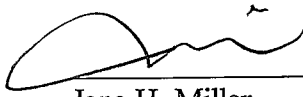
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS, that:

1. The matters and facts set out in the preamble hereof are true and correct.
2. The City Council of the City hereby specifically gives its written consent to the creation of the District within the extraterritorial jurisdiction of the City of Magnolia, the boundaries of such land being described by H.B. 3562, 78th Legislature, Regular Session, State of Texas, said bill being hereby incorporated herein by reference for all purposes.

PASSED, APPROVED, AND ADOPTED this 12th day of August, 2003.


Frank M. Parker III
Mayor

ATTEST:

A handwritten signature in black ink, appearing to read 'Jane H. Miller', is written over a horizontal line.

Jane H. Miller
City Secretary

AFFIDAVIT OF PUBLICATION

Before me, the undersigned authority, on this day personally appeared Denny O'Brien who on his oath stated:

**CITY OF MAGNOLIA
ORDINANCE 325**

Ordinance of the City of
Magnolia, Texas, giving consent
to the creation of an improvement
district.

I am the Editor of the Tomball Magnolia Tribune, a newspaper published in Montgomery 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 a copy, as the same appeared in such newspaper in the respective issues of:

8-25, 2003

_____, 2003


Denny O'Brien, Editor

Subscribed and sworn to this 26 day of August, 2003

