

**AMENDED RESOLUTION ESTABLISHING AUTHORIZATIONS
FOR DISTRICT REAL PROPERTY TRANSACTIONS**

THE STATE OF TEXAS §
 §
COUNTY OF BASTROP §

THE BOARD OF DIRECTORS OF THE LOST PINES GROUNDWATER CONSERVATION DISTRICT FINDS AS FOLLOWS:

WHEREAS, the Lost Pines Groundwater Conservation District (the “District”) was created in 1999 by Senate Bill 1911, 76th Texas Legislature, pursuant to Section 59, Article 16 of the Texas Constitution and Article 7880-3c, Texas Civil Statutes (now Chapter 36, Texas Water Code); ratified by the 77th Texas Legislature in 2001; and confirmed by voters in Bastrop and Lee counties in November 2002;

WHEREAS, the District Boards seeks to acquire real property within the District’s boundaries of Lee and Bastrop County for the purpose of maintaining a regular office for conducting district business and conducting district meetings pursuant to Texas Water Code § 36.062;

WHEREAS, pursuant to Texas Water Code § 36.103 the District may build, acquire, or obtain by any lawful means any property necessary for the district to carry out its purpose under Texas Water Code, Chapter 36;

WHEREAS, to promote the orderly and efficient administration of the acquisition of property, the District’s Board of Directors (the “Board”) desires to establish certain authorizations and responsibilities of the Board, the Board’s Infrastructure Committee, and the District General Manager for the purpose of acquiring any real property or facilities for District use or conveying real property owned by the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LOST PINES GROUNDWATER CONSERVATION DISTRICT THAT:

Section 1: Matters Requiring Board Action. The Board has and shall retain the sole authority to act or decline to act with respect to the following matters:

- (a) approval or rejection of an earnest money offer made on behalf of the District by the Designated Agents, as defined herein, or an earnest money offer proposed to be made by Designated Agents on behalf of the District, to secure real property in Bastrop or Lee Counties;
- (b) any earnest money offer made according to Section 1(a) of this Resolution will be conditional and subject to Board approval of a contract to purchase real property;

- (c) approval or rejection of financing options for the purchase of real property;
- (d) award of any contracts related to inspection of any property;
- (e) execution of the District's rights to terminate the contract to purchase real property according to its terms; and
- (f) award of any contracts related to the construction on property acquired by the District.

Section 2: Designated Agents. The following persons are designated as agents together to act on behalf of the District as provided herein for the purposes of any real property transactions: the Infrastructure Committee and the General Manager (the "Designated Agents"). Acceptance by a majority of the Infrastructure Committee plus the General Manager is required for any action within the authority of the Designated Agents set forth in this resolution. In addition to the authority otherwise set forth in this resolution, the Designated Agents are authorized to act or decline to act with respect to the following matters:

- (a) preparation and submission, in consultation with the District's Legal Counsel, of an earnest money offer to the sellers for the purchase of real property located within the District's boundaries subject to Board approval of the contract to purchase real property;
- (b) any earnest money offer made by the Designated Agents must include a requirement that any earnest money be returned to the District if the Board rejects or does not approve of the contract to purchase real property;
- (c) acceptance or rejection of any counteroffers of the earnest money offer before preparing the contract to purchase real property;
- (d) coordination with the legal counsel, accountants, and brokers on financing options for the purchase of real property to present to the Board for consideration; and
- (e) preparation, in consultation with the District's Legal Counsel, of a contract to purchase real property located within the District's boundaries subject to Board approval.

Section 3: Express Limitations on Authority of Designated Agents. The Designated Agents are expressly prohibited from conveying or accepting any interest in real property unless approved by the Board.

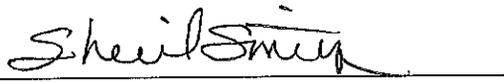
Section 4: Document Execution. Subject to any matters requiring Board action as set out herein, the Board authorizes its President to execute such instruments, consents, documents, correspondence, agreements, and closing documents as may be necessary in furtherance of the foregoing authorizations. The Secretary-Treasurer of the District must attest the President's signature on all documents.

Section 5: Defined Terms. Any capitalized terms used in this resolution that are not defined herein shall have the meanings ascribed to them in the District's Rules or Chapter 36 of the Texas Water Code.

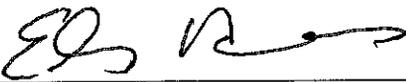
Section 6: Effectiveness. This Resolution is in full force and effect immediately upon its adoption.

PASSED, AMENDED, AND ADOPTED ON April 20, 2022.

LOST PINES GROUNDWATER
CONSERVATION DISTRICT

By: 
Sheril Smith, President
Board of Directors

ATTEST:

By: 
Elvis Hernandez, Secretary-Treasurer
Board of Directors