

AMENDED AND RESTATED DISTRICT INFORMATION FORM

**STATE OF TEXAS
COUNTY OF POLK
MEMORIAL POINT UTILITY DISTRICT**

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In compliance with Section 49.455, Texas Water Code, as amended, the undersigned members of the Board of Directors of Memorial Point Utility District (the "District") hereby affirm as of the date hereinafter set out that the following information is correct and accurate:

1. The name of the District is Memorial Point Utility District.
2. The most recent rate of taxes established by the District on property located in the District is set forth in the form of Notice to Purchasers contained in Exhibit "A" attached hereto and made a part hereof for all purposes, as same may hereafter be from time to time amended.
3. The total amount of bonds that have been approved by the voters and which may be issued by the District (excluding refunding bonds and any bonds or portion of bonds payable solely from revenues received or expected to be received pursuant to a contract with a governmental entity) is \$14,600,000.00.
4. The aggregate initial principal amount of all bonds of the District payable in whole or in part from taxes (excluding refunding bonds and any bonds or portion of bonds payable solely from revenues received or expected to be received pursuant to a contract with a governmental entity) that have been previously issued is \$0.00.
5. If a standby fee is imposed by the District, the amount of the standby fee is set forth in the form of Notice to Purchasers contained in Exhibit "A" attached hereto and made a part hereof for all purposes, as same may hereafter be from time to time amended.
6. The date on which the election to confirm the creation of the District was held is May 26, 1971.
7. The functions performed or to be performed by the District are as follows:
 - (a) Supply water for municipal uses, domestic uses, power, and commercial purposes and all other beneficial uses or controls;
 - (b) Collect, transport, process, dispose of, and control all domestic, industrial, or communal wastes, whether in fluid, solid, or composite state;
 - (c) Gather, conduct, divert, and control local storm water or other local harmful excesses of water in the District;
 - (d) Irrigate the land in the District;
 - (e) Alter land elevation in the District where it is needed;
 - (f) Navigate coastal and inland waters of the District; and
 - (g) Provide parks and recreational facilities for the inhabitants in the District.

We, the undersigned, being the duly chosen members of Memorial Point Utility District, each for himself, affirm and declare that the above is true and correct to the best of our knowledge and belief.

WITNESS OUR HANDS THIS 11th day of September, 2023.

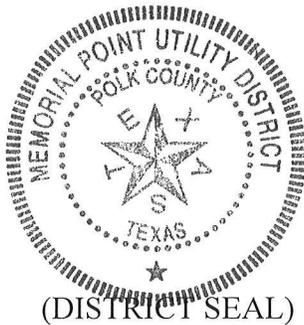
John J. Engbrock, Jr. ("Jim"), President

Charles W. Reyna, Vice President

Nathan Hale, Secretary

Tommie Legg, Assistant Secretary/Treasurer

Helmut Walter, Director



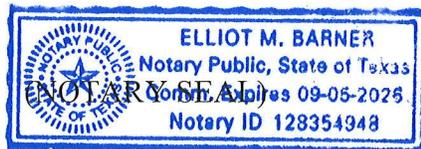
STATE OF TEXAS

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COUNTY OF POLK

This instrument was affirmed and acknowledged before me on the 11th of September, 2023, by John J. Engbrock, Jr., Charles W. Reyna, Nathan Hale, Tommie Legg, and Helmut Walter, members of the Board of Directors of Memorial Point Utility District, in the capacity herein stated.

Notary Public in and for the State of Texas



After recording return to:
Memorial Point Utility District
c/o Radcliffe Adams Barner PLLC
America Tower
2929 Allen Parkway, Suite 3450
Houston, Texas 77019-7120
Attention: Kathryn Cain
713.237.1221

EXHIBIT "A"

NOTICE TO PURCHASER OF SPECIAL TAXING OR ASSESSMENT DISTRICT

The real property that you are about to purchase is located in the Memorial Point Utility District (the "District") and may be subject to District taxes or assessments. The District may, subject to voter approval, impose taxes and issue bonds. The District may impose an unlimited rate of tax in payment of such bonds. The current rate of the District's property tax is \$0.89 on each \$100 of assessed valuation. The total amount of bonds payable wholly or partly from property taxes, excluding refunding bonds that are separately approved by the voters, approved by the voters are:

- (i) \$14,600,000 for water, sewer, and drainage facilities;
- (ii) \$0 for road facilities; and
- (iii) \$0 for parks and recreational facilities.

The aggregate initial principal amounts of all such bonds are:

- (i) \$14,600,000 for water, sewer, and drainage facilities;
- (ii) \$0 for road facilities; and
- (iii) \$0 for parks and recreational facilities.

The District sought and obtained approval of the Texas Commission on Environmental Quality to adopt and impose a standby fee. The amount of the standby fee is \$10.19. An unpaid standby fee is a personal obligation of the person that owned the property at the time of imposition and is secured by a lien on the property. Any person may request a certificate from the District stating the amount, if any, of unpaid standby fees on a tract of property in the District.

The District is located wholly or partly in the extraterritorial jurisdiction of the City of Livingston. Texas law governs the ability of a municipality to annex property in the municipality's extraterritorial jurisdiction and whether a district that is annexed by the municipality is dissolved.

The purpose of this District is to provide water, sewer, and drainage facilities and services. The cost of the District facilities is not included in the purchase price of your property, and these utility facilities are owned or to be owned by the District.

EXHIBIT "A"

SELLER:

03/29/2024
(Date)

Jose Alfredo Castro Banegas
dotloop verified
03/29/24 4:17 PM CDT
HGAV-NIR8-QQEJ-UENL

Signature of Seller

PURCHASER IS ADVISED THAT THE INFORMATION SHOWN ON THIS FORM IS SUBJECT TO CHANGE BY THE DISTRICT AT ANY TIME. THE DISTRICT ROUTINELY ESTABLISHES TAX RATES DURING THE MONTHS OF SEPTEMBER THROUGH DECEMBER OF EACH YEAR, EFFECTIVE FOR THE YEAR IN WHICH THE TAX RATES ARE APPROVED BY THE DISTRICT. PURCHASER IS ADVISED TO CONTACT THE DISTRICT TO DETERMINE THE STATUS OF ANY CURRENT OR PROPOSED CHANGES TO THE INFORMATION SHOWN ON THIS FORM.

The undersigned purchaser hereby acknowledges receipt of the foregoing notice at or before the execution of a binding contract for the purchase of the real property or at closing of purchase of the real property.

PURCHASER:

(Date)

Signature of Purchaser

Issued by: Memorial Point Utility District
Designated Agent: Steven L. Hullihen of Polk County; 936-327-6801
Date issued: September 11, 2023

FILED FOR RECORD
Sep 22 2023 11:28:26
Schelana Hock
SCHELANA HOCK
POLK COUNTY CLERK



STATE OF TEXAS • COUNTY OF POLK
I, SCHELANA HOCK hereby certify that the instrument was FILED in the file number sequence on the date and at the same time stamped heron by me and was duly RECORDED in the Official Public Records in Volume and Page of the named RECORDS OF Polk County, Texas as stamped heron by me.
Schelana Hock **LS** Sep 22, 2023
COUNTY CLERK
POLK COUNTY, TEXAS