

AN ORDER BY THE COMMISSIONERS COURT OF YOAKUM COUNTY, TEXAS CALLING A BOND ELECTION TO BE HELD WITHIN SAID COUNTY, MAKING PROVISION FOR THE CONDUCT OF THE ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE HOLDING OF SUCH ELECTION

WHEREAS, the Commissioners Court of Yoakum County, Texas has received a petition requesting that the Commissioners Court call an election on whether the County should issue general obligation bonds in an amount not to exceed \$5,500,000 in order to establish a new county-owned nursing home to serve the needs of the residents of Yoakum County, Texas;

WHEREAS, Yoakum County, Texas, (hereinafter the "County") as of the date of this Order, has registered voters;

WHEREAS, the Commissioners Court hereby finds that the petition contains 479 valid signatures from registered voters, such amount being in excess of 10% of the registered voters in Yoakum County;

WHEREAS, the Commissioners Court of Yoakum County, Texas, hereby finds that as a petition with a sufficient number of signatures from registered voters has been received, an election should be held to determine whether said governing body shall be authorized to issue bonds of said County in the amount and for the purpose hereinafter identified;

THEREFORE, BE IT ORDERED, ADJUGED AND DECREED BY THE COMMISSIONERS COURT OF YOAKUM COUNTY, TEXAS:

SECTION 1: An election shall be held on the 4th day of November, 2008, in Yoakum County, Texas, which date is not less than fifteen (15) nor more than ninety (90) days from the date of the adoption hereof. At such election, the following measure shall be submitted:

"SHALL the Commissioners Court of Yoakum County, Texas be authorized to issue bonds of said County in an amount not to exceed \$5,500,000 to pay for the construction and equipping of a new county nursing home; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise and not exceeding the maximum rate prescribed by law) as shall be determined within the discretion of the Commissioners Court at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the County sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?"

SECTION 2: The election shall be conducted by election officers, in accordance with the Texas Education Code, the Texas Election Code, the Texas Tax Code and the Constitution and laws of the State of Texas and the United States of America. An electronic voting system, as defined and described in

Title 8 of the Texas Election Code, shall be utilized for the election and any electronic or paper ballots for use in the election shall be prepared in accordance with the legal requirements so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid measure which shall appear on the ballot substantially as follows:

"THE ISSUANCE OF GENERAL OBLIGATION BONDS NOT TO EXCEED \$5,500,000
TO PAY FOR THE CONSTRUCTION AND EQUIPPING OF A NEW COUNTY NURSING
HOME."

SECTION 3: The presently existing boundaries and territory of the respective Yoakum County Election Precincts are hereby designated as the voting precincts for the election and the polling places designated for each election precinct and the persons hereby appointed to serve a Presiding Judge for each polling place are shown in Exhibit "A", which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Each Presiding Judge shall appoint qualified clerks to serve and assist in holding said election.

On election day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

Early voting shall be conducted at the County Clerk's Office in the Courthouse, Cowboy Way and Avenue G, Plains, Texas 79355, and also the Denver City Branch Tax Office, 122 West 4th Street, Denver City, Texas 79323.

The Early Voting Clerk shall keep the place for early voting open between the hours of eight o'clock (8:00) a.m. and five o'clock (5:00) p.m. beginning on the 17th day and continuing through the fourth day before the election if not a Saturday, Sunday or legal State holiday (Yoakum County Early Voting Begins October 18, 2008 through October 31, 2008).

Ballot applications and ballots voted by mail shall be addressed to the Early Voting Clerk at the County Clerk's Office in the Courthouse, P.O. Box 309, Plains, Texas 79355. For the use of those voters who are entitled by law to vote early by mail the early voting clerk shall provide each voter with a ballot with instructions to mark the ballot indicating his or her vote on the same ballots utilized for early voting in person at the Election.

For purposes of processing ballots cast in early voting, Cindy Gray is appointed as the Presiding Judge for the Early Voting Ballot Board ("EVBB). Hazel Lowrey is appointed as the Alternate Presiding Judge for the EVBB. Deborah L. Rushing is appointed as the presiding judge of the Central Counting Station.

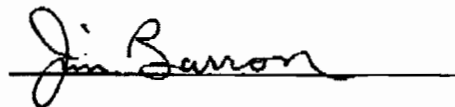
SECTION 4: All resident qualified electors of the County shall be permitted to vote at said election, and on the day of the election, such electors shall vote at the polling place designated for the County Election Precinct in which they reside. This election shall be held and conducted in accordance with the Texas Election Code, and Chapter 1251 of the Texas Government Code, and as may be required by law, all election materials and proceedings shall be printed in both English and Spanish.

EXHIBIT "A"

<u>Precinct</u>	<u>Location</u>	<u>Presiding Judge</u>	<u>Alternate Judge</u>
101,202	Denver City Community Building	Julie Hicks	Earlene Freeman
305 & 406	501 W. 15 th St. Denver City, Texas 79323		
303 & 404	Plains Community Building 1006 Avenue G Plains, Texas 79355	Stephenia Blount	Edith Tuggle

SECTION 5: A substantial copy of this Order shall serve as proper notice of said election. Said notice, including a Spanish translation thereof, shall be posted at three (3) public places within the County and at the County Courthouse not less than fourteen (14) full days prior to the date on which said election is to be held, and be published on the same day in each of two successive weeks in a newspaper of general circulation in said County, the first of said publication to appear in said newspaper not more than thirty (30) days and not less than fourteen (14) full days prior to the day of the election.

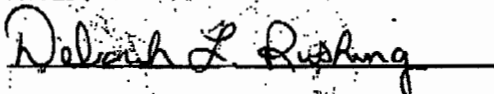
ORDERED, PASSED AND APPROVED, this the 18th day of August, 2008.



Jim Barron, County Judge

Yoakum County, Texas

ATTEST:



Deborah L. Rushing, County Clerk and

EX-Officio Clerk of the Commissioners

Court of Yoakum County, Texas

(SEAL)