

CERTIFICATE FOR ORDER OR RESOLUTION

STATE OF TEXAS  
COUNTY OF HARRIS

We, the undersigned officers of the Board of Directors of Chimney Hill Municipal Utility District of Harris County, Texas (the "District"), hereby certify as follows:

1. The Board of Directors of the District convened in **regular session** on the **23rd day of October, 2009**, at the regular meeting place thereof, and the roll was called of the duly constituted officers and members of the Board, to-wit:

W. Jay Szinyei  
Charley L. Lewis  
Camille W. Sowell  
Sharon Bills  
Kim McNinch

President  
Vice President  
Secretary/Treasurer and Investment Officer  
Assistant Secretary/Treasurer  
Assistant Vice President,  
Assistant Secretary/Treasurer, and  
Assistant Investment Officer

and all of said persons were present, except for the following absentees:

NONE

\_\_\_\_\_, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting:

**ORDER LEVYING TAXES**


was introduced for the consideration of the Board. It was then duly moved and seconded that the Order or Resolution be adopted, and, after due discussion, the motion, carrying with it the adoption of said Order or Resolution, prevailed and carried by the following vote:

AYES: All present  
NOES:

2. That a true, full and correct copy of the aforesaid Order or Resolution adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; and that said Order or Resolution has been duly recorded in said Board's minutes of said meeting; that the persons named in the above and foregoing paragraph were duly chosen, qualified and acting officers and members of the Board as indicated therein, that each of the officers and members of said Board was duly and sufficiently notified officially and personally, in advance, to the holding of said meeting for such purpose; that said meeting was open to the public as required by law; that public notice of the time, place and subject of said meeting was given as required by the Texas Government Code, §551.043, as amended, and that the undersigned are the duly chosen, qualified and acting officers of the current Board of Directors.

**SIGNED AND SEALED the 23rd day of October, 2009.**

  
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Secretary, Board of Directors

  
\_\_\_\_\_  
President, Board of Directors



## ORDER LEVYING TAXES

WHEREAS, Chimney Hill Municipal Utility District of Harris County, Texas (the "District"), has bonds outstanding which are payable, in whole or in part, from ad valorem taxes; and

WHEREAS, the resolution or resolutions authorizing such bonds contain provisions for a general levy of taxes for the purposes of providing interest and principal payments on such bonds, while any part of said principal or interest remains outstanding and unpaid; and

WHEREAS, it is necessary for the Board of Directors to fix a specific rate to be levied for the tax year 2009, based on the District's tax rolls for 2009, which have been prepared by the Chief Appraiser of the Harris County Appraisal District, reviewed and certified by the Harris County Appraisal Review Board, and accepted by the Board of Directors of the District;

WHEREAS, it is also necessary for the Board of Directors of the District to levy and collect a tax for maintenance purposes (the "maintenance tax"), including funds for planning, maintaining, repairing, and operating all necessary plants, works, facilities, improvements, appliances, and equipment of the District and for paying costs of proper services, engineering, and legal fees, and organizational and administrative expenses; and

WHEREAS, the levy and collection of a maintenance tax is authorized by Section 49.107 of the Texas Water Code; and

WHEREAS, the voters of the District have approved the levy and collection of a maintenance tax of not more than \$0.25 per \$100.00 of assessed valuation of taxable property within the District at an election held on 15 January 1977, within the District; Now, Therefore,

BE IT ORDERED BY THE BOARD OF DIRECTORS OF CHIMNEY HILL MUNICIPAL UTILITY DISTRICT THAT:

Section 1: The matters and facts recited in the preamble of this Order are hereby found to be true and correct.

Section 2: There is hereby levied an ad valorem tax of \$0.62 on each \$100 of taxable property within the District for the 2009 tax year.

Section 3: All taxes collected pursuant to this ad valorem tax levy, after paying reasonable costs of levying, assessing and collecting same, shall be deposited into the District's Debt Service [Bond] Fund and shall be used only for the purpose of paying interest on and principal of the District's outstanding bonds.

Section 4: There is also hereby levied a maintenance tax of \$0.25 on each \$100.00 of taxable property within the District for the 2009 tax year.

Section 5: All taxes collected pursuant to the maintenance tax levy, after paying of reasonable costs of levying, assessing, and collecting same, shall be deposited into the District's Operating Fund and shall be used only for maintenance purposes, including, but not limited to, funds for planning, maintaining, repairing, and operating all necessary plants, works, facilities, improvements, appliances, and equipment of the District and for paying costs of proper services, engineering, and legal fees, and organizational and administrative expenses.

Section 6: The taxes levied hereby shall be delinquent after 31 January 2010.

Section 7: The separate components of the tax levy contained in Sections 2 and 4 above have been separately considered and approved by the District's Board of Directors but have been combined in one Order Levying Taxes for ease of administration.

Section 8: This Order shall be effective from and after its adoption.

PASSED AND APPROVED this 23rd day of October, 2009.

/s/ W. Jay Szinyei

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President, Board of Directors

ATTEST:

/s/ Camille Sowell

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Secretary, Board of Directors

(SEAL)