

FILED AND RECORDED  
OFFICIAL PUBLIC RECORDS  
On: Mar 01, 2019 at 02:25P

NOTICE OF ELECTION

Document Number: 00000664

THE STATE OF TEXAS §  
COUNTY OF CAMERON §  
HARLINGEN IRRIGATION DISTRICT §  
CAMERON COUNTY NO. 1 §

Sylvia Garza-Perez  
County Clerk  
By  
Claudia Rodriguez, Deputy  
Cameron County

TO THE QUALIFIED ELECTORS OF THE DISTRICT:

TAKE NOTICE that an election will be held in said District as provided in an ORDER BY THE BOARD OF DIRECTORS OF THE HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1, ORDERING AN ELECTION TO BE HELD ON MAY 4, 2019, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE DISTRICT THE FOLLOWING ISSUE: THE CONSOLIDATION OF HARLINGEN IRRIGATION DISTRICT NO. 1 AND ADAMS GARDENS IRRIGATION DISTRICT NO. 19; DESIGNATING LOCATIONS AND HOURS OF POLLING; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; AUTHORIZING THE BOARD PRESIDENT AND GENERAL MANAGER TO TAKE ALL ACTIONS NECESSARY TO COMPLY WITH APPLICABLE ELECTION LAWS; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE duly passed by the Board of Directors of said District, which order is substantially as follows:

WHEREAS, the Boards of Directors for the Harlingen Irrigation District Cameron County No. 1 and Adams Gardens Irrigation District No. 19 desire to submit the proposed consolidation of the Districts to their respective voters in accordance with Texas Water Code Sections 58.726-58.730; and

WHEREAS, in accordance with Texas Election Code Section 58.727, the Boards of Directors of the Harlingen Irrigation District Cameron County No. 1 and Adams Gardens Irrigation District No. 19 have agreed on the terms and conditions of consolidation and hereby order the election;

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1:

SECTION 1: ELECTION ORDERED. An Election is hereby ordered to be held on Saturday, May 4, 2019 ("Election Day"), for the purpose of considering the consolidation of Harlingen Irrigation District No. 1 and Adams Gardens Irrigation District No. 19.

SECTION 2. BALLOT. The official ballot to be used in the Election shall be prepared in accordance with Section 52.072 of the Texas Election Code, as amended. The ballots shall permit the voters to vote "For" or "Against" the aforementioned proposition and shall be set forth in substantially the following form:

CAMERON COUNTY  
DEPARTMENT OF ELECTIONS &  
VOTER REGISTRATION

MAR 01 2019

RECEIVED

By: \_\_\_\_\_

Proposition 1

- For
- Against
- The Consolidation of Harlingen Irrigation District Cameron County No. 1 and Adams Gardens Irrigation District No. 19, in accordance with Texas Water Code, §§58.726-58.730, and the terms and conditions of a Consolidation Agreement entered into by the Boards of Directors of said Districts, the said Consolidated District to be called Harlingen Irrigation District Cameron County No. 1.

SECTION 3. ELECTION DAY. Election Day voting by personal appearance shall be conducted Saturday, May 4, 2019, at the following location from 7:00 a.m. to 7:00 p.m.  
301 E. Pierce Ave.  
Harlingen, TX 78550

SECTION 4. EARLY VOTING. Early voting by personal appearance shall be conducted between the hours of 8:00 a.m. and 5:00 p.m. on each day beginning on April 22, 2019 and continuing through April 30, 2019. Early voting by personal appearance shall be held at the District office, 301 E. Pierce Ave., Harlingen, Texas. Applications for a ballot by mail shall be delivered to the Early Voting Clerk at 301 E. Pierce Ave., Harlingen, Texas 78550. Applications for ballots by mail must be received no later than the close of business on Tuesday, April 23, 2019.

SECTION 5. ELECTION TO COMPLY WITH APPLICABLE LAWS. The General Manager is hereby authorized and directed to publish and/or post, in the time and manner prescribed by law, all notices required to be so published and/or posted in connection with the conduct of this Election. The Election, including providing notice of the election, shall be conducted in accordance with the Texas Election Code and other applicable law, and all qualified and registered voters of the District shall be eligible to vote at the Election.

SECTION 6. NOTICE OF ELECTION. A notice of the Election, including a Spanish translation thereof, shall be posted on the bulletin board used for posting notices of Board meetings not later than 21 days prior to Election Day, and in a prominent location at each polling place on Election Day and during early voting. In addition, during the 21 days prior to Election Day, the District shall, in a prominent manner, maintain such notice on its Internet website.

SECTION 7. AUTHORITY OF BOARD PRESIDENT AND GENERAL MANAGER. The Board President and the General Manager, in consultation with the District's Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Texas Election Code and any other state or federal law in carrying out and conducting the election, whether or not expressly authorized herein.

SECTION 8. SEVERABILITY. Should any section, subsection, sentence, clause or phrase of this Order be declared unconstitutional and/or invalid by a court of competent

jurisdiction, it is expressly provided that any and all remaining portions of this Order shall remain in full force and effect.

SECTION 9. EFFECTIVE DATE. This Order shall take effect from and after its passage and approval.

DULY PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1 on this 13th day of February, 2019.

APPROVED:

Harvey Adams,  
President

ATTEST:

Jose Ricardo Guerrero,  
Secretary

## AVISO DE ELECCIÓN

EL ESTADO DE TEXAS                   §  
CONDADO DE CAMERON               §  
HARLINGEN IRRIGATION DISTRICT   §  
CAMERON COUNTY NO. 1             §

PARA LOS VOTANTES HABILITADOS DE DICHO DISTRITO:

SE NOTIFICA que se celebrará una elección en dicho Distrito según lo dispuesto en una ORDEN DE LA MESA DIRECTIVA DEL HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1, QUE ORDENA QUE UNA ELECCIÓN SE LLEVE ACABO EL 4 DE MAYO DE 2019, PARA EL PROPOSITO DE PRESENTAR A LOS VOTANTES HABILITADOS DEL DISTRITO LO SIGUIENTE: LA CONSOLIDACIÓN DE HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1 y ADAMS GARDENS IRRIGATION DISTRICT NO. 19, QUE DESIGNA UBICACIONES Y HORARIOS DE VOTACIONES; QUE ORDENA QUE AVISOS DE ELECCIÓN SEAN DADOS COMO INDICA LA LEY EN CONEXION CON DICHA ELECCIÓN; QUE PROVEE EL NOMBRAMIENTO DE JUECES ELECTORALES; QUE AUTORIZA AL PRESIDENTE DE LA MESA DIRECTIVA Y AL DIRECTOR GENERAL QUE LLEVEN ACABO TODAS LAS ACCIONES NECESARIAS PARA CUMPLIR CON LEYES DE ELECCIÓN APLICABLES, QUE PROVEE CLAUSULAS DE DIVISIBILIDAD Y PROVEE UNA FECHA EFECTIVA, cual fue aprobada por la Mesa Directiva del Distrito y dicha orden es sustancialmente la siguiente:

EN VISTA DE QUE las Mesas Directivas del Harlingen Irrigation District Cameron County No. 1 y Adams Gardens Irrigation District No. 19 desean presentar la propuesta consolidación de los Distritos a sus respectivos votantes de acuerdo con Texas Water Code Sections 58.726-58.730; y

EN VISTA DE QUE, de acuerdo con Texas Election Code Section 58.727, las Mesas Directivas del Harlingen Irrigation District Cameron County No. 1 y Adams Gardens Irrigation District No. 19 han acordado con los terminos y condiciones de consolidación y por la presente ordenan la elección;

AHORA, Y POR LO TANTO, POR LA PRESENTE ES ORDENADO QUE EL HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO. 1:

SECCIÓN 1. ORDEN DE ELECCIÓN. Se ordena una Elección que se lleve acado el sabado, 4 de mayo del 2019 ("Dia de Elección"), para el proposito de considerar la consolidación del Harlingen Irrigation District No. 1 y Adams Gardens Irrigation District No. 19.

SECCIÓN 2. BOLETA. La boleta oficial para esta Elección sera preparada de acuerdo con Section 52.072 of the Texas Election Code, as amended. Las boletas permitiran a

los votantes que voten "Por" o "En Contra" de la proposición antes mencionada y sera presentada sustancialmente de la siguiente forma:

#### Propuesta 1

- A favor
- En contra

La Consolidación de Harlingen Irrigation District Cameron County No. 1 y Adams Gardens Irrigation District No. 19, de acuerdo con Texas Water Code, §§58.726-58.730, y con los terminos y condiciones de un Acuerdo de Consolidación suscrito por los Directores de la Mesa Directiva de los Distritos, dicho Distrito el cual sera llamado Harlingen Irrigation District Cameron County No. 1.

**SECCIÓN 3. DÍA DE ELECCIÓN.** Votación el Día de Elección en persona sera conducida el sabado, 4 de mayo del 2019, en la siguiente locación de las 7:00 a.m. a las 7:00 p.m.

301 E. Pierce Ave.  
Harlingen, TX 78550

**SECCIÓN 4. VOTACIÓN ADELANTADA.** Votación adelantada por apariencia personal se llevará a cabo entre la horas de 8:00 a.m. a 5:00 p.m. cada día empezando el 22 de abril del 2019 y continuando hasta el día 30 de abril del 2019. Votación adelantada por apariencia personal se llevará acabo en la oficina del Distrito, 301 E. Pierce Ave., Harlingen, Texas. Las Solicitudes para boletas de votación adelantada por correo deberan enviarse al oficial de votación anticipada al 301 E. Pierce Ave., Harlingen, Texas 78550. Las Solicitudes para boletas de votación adelantada por correo deberan recibirse para el fin de la horas de negocio el martes, 23 de abril del 2019.

**SECCIÓN 5. LA ELECCIÓN DEBERÁ CUMPLIR CON LEYES APLICABLES.** El Director General por la presente es autorizado y dirigido que publique, para que cumpla con la ley, todo aviso requerido en conexión a la conducta de esta Elección. La Elección, incluyendo el proveer el aviso de elección, sera conducida de acuerdo con el Texas Election Code y cualquier otra ley aplicable, y todo votante habilitado del Distrito sera elegible para votar en esa Elección.

**SECCIÓN 6. AVISO DE ELECCIÓN.** Un aviso de la Elección, incluyendo una traducción al Español, será publicada en el tablón de anuncios donde colocan los avisos para las juntas de la Mesa Directiva, a mas tardar 21 dias antes del Dia de Elección, y en un lugar adecuado en cada lugar de votación y durante la votación adelantada. Adicionalmente, durante los 21 dias antes del Dia de Elección, el Distrito deberá, de modo apropiado, mantener dicho aviso en el sitio web del internet.

LAW OFFICE OF ALAN T. OZUNA

27837 McLelland Drive, Harlingen, Texas 78552

atozunalaw@gmail.com

(210) 317-4308

(956) 622-3534

March 1, 2019

Mr. Remi Garza  
Cameron County Elections Administrator  
1050 East Madison Street  
Brownsville, Texas 78526

Dear Mr. Garza:

In accordance with Texas Election Code sec. 4.008, the Harlingen Irrigation District Cameron County No. 1 hereby delivers its notice of election on the measure described therein for the May 4, 2019, uniform election date.

In accordance with Texas Election Code sec. 4.003(a)(2) and (b), the Harlingen Irrigation District Cameron County No. 1 will post a copy of the attached notice on the bulletin board used for posting notices of its meetings not later than Monday, April 15, 2019. The District will also maintain a copy of this notice on its website.

Sincerely,



Alan T. Ozuna  
General Counsel