

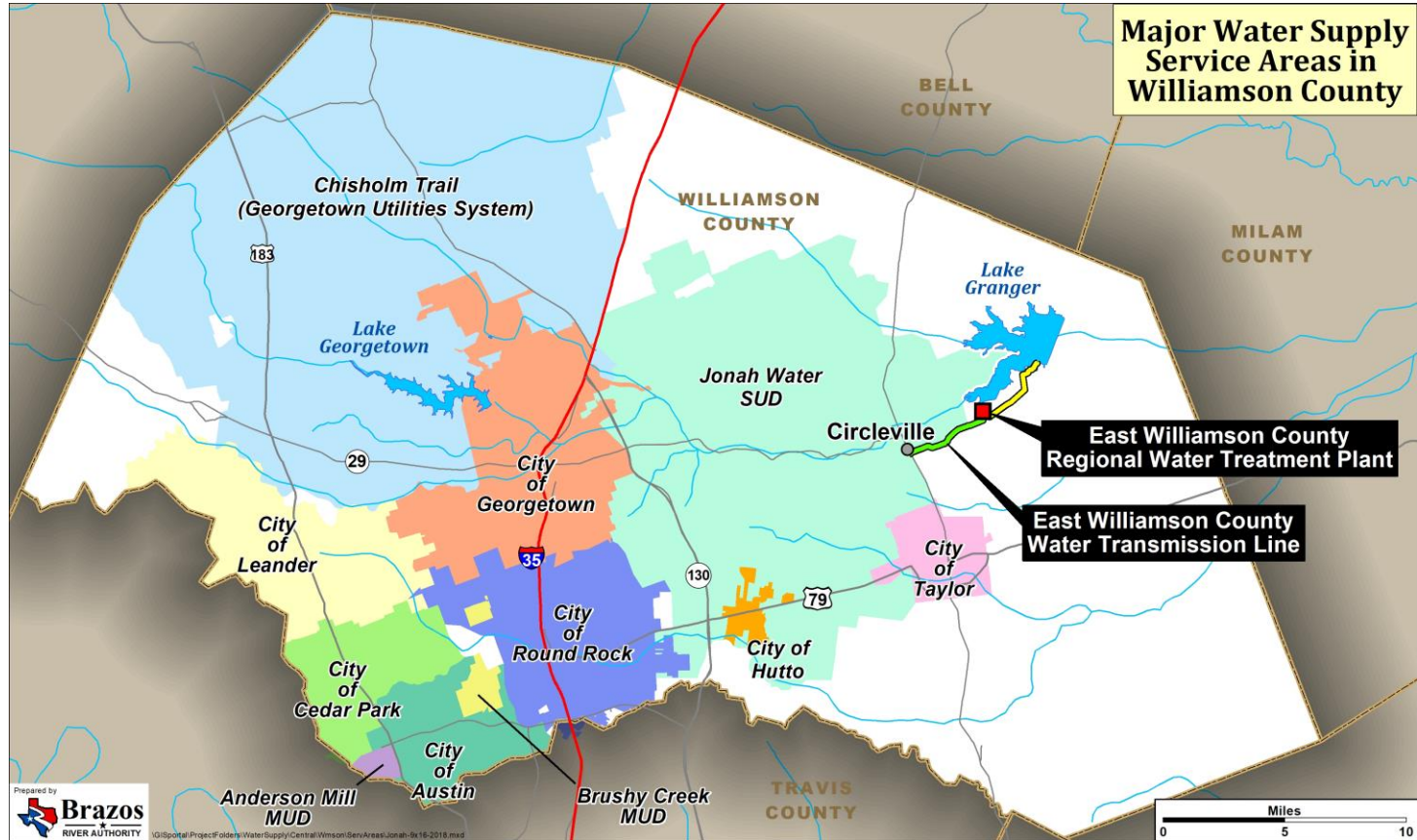


***Jonah Water Special Utility District,  
Contract Revenue Bonds, Series 2007 and  
2008 Redemption***

***Presented by  
Jim Forte', Planning and Development Manager***



# Jonah Water Special Utility District





# ***Jonah Water Special Utility District***

## **RESOLUTION CALLING BONDS FOR REDEMPTION AND OTHER MATTERS RELATING TO BRAZOS RIVER AUTHORITY CONTRACT REVENUE BONDS, SERIES 2007 AND 2008 (JONAH WATER SPECIAL UTILITY DISTRICT WATER SUPPLY PROJECT)**

**THE STATE OF TEXAS :**

**BRAZOS RIVER AUTHORITY :**

**“WHEREAS, Brazos River Authority (the "Authority" or the "Issuer") was duly created and is lawfully operating under Chapter 8502, Texas Special District Local Laws Code, as amended (the "Act"), all pursuant to and in furtherance of the purposes of Article XVI, Section 59 of the Constitution of Texas; and**



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**WHEREAS, the Jonah Water Special Utility District (the "District"), is a duly organized and existing special utility district pursuant to the Constitution and laws of the State of Texas, particularly, Chapter 65, Texas Water Code, as amended; and**

**WHEREAS, the District has previously executed a Treated Water Services Contract with the Authority for delivery of treated water from the East Williamson County Regional Water System; and**

**WHEREAS, the Authority and the District heretofore entered into the "Brazos River Authority - Jonah Water Special Utility District Water System Facilities Installment Sale Contract" (the "Contract"), dated as of April 15, 2007, as amended, with respect to the acquisition, by purchase and construction, by the Authority, for the benefit of the District, of certain water system facilities (the "Project"), as described and defined in the Contract; and**



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**WHEREAS, the Contract is hereby referred to and adopted for all purposes, the same as if it had been set forth in its entirety in this Resolution; and**

**WHEREAS, pursuant to the Contract, the Authority heretofore issued its "Brazos River Authority Contract Revenue Bonds, Series 2007 (Jonah Water Special Utility District Water Supply Project)" and "Brazos River Authority Contract Revenue Bonds, Series 2008 (Jonah Water Special Utility District Water Supply Project)" (collectively, the "Redeemed Bonds") for the purpose acquiring, by purchase and construction, a portion of the Project; and**

**WHEREAS, the District has requested the Authority to redeem prior to maturity all of the callable maturities of the Redeemed Bonds and agreed to provide the Authority with funds sufficient to do so; and**



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**WHEREAS, pursuant to such request, the Board of Directors of the Authority has determined to call for redemption prior to maturity all of the callable maturities of the Redeemed Bonds; and**

**WHEREAS, the District will, on or prior to the respective redemption dates, deposit cash with the paying agent/registrar for the Redeemed Bonds in an amount sufficient to pay such redemption price for the Redeemed Bonds.**

**THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF BRAZOS RIVER AUTHORITY:**

**Section 1. RECITALS. The Board of Directors of the Authority hereby incorporates the recitals set forth in the preamble hereto as if set forth in full at this place and further finds and determines that said recitals are true and correct.**



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**Section 2. AUTHORIZED OFFICER.** The General Manager/CEO and/or Chief Financial Officer of the Authority is hereby designated as the "Authorized Officer" of the Authority, and is hereby authorized, appointed, and designated as the officer or employee of the Authority authorized to act on behalf of the Authority in carrying out the procedures specified in this Resolution.

**Section 3. REDEMPTION AND NOTICE OF REDEMPTION.** (a) It is hereby found and determined that the redemption of the callable maturities of the Redeemed Bonds is advisable and necessary in order to eliminate a portion of the debt of the Authority associated with the Project. The callable maturities of the Redeemed Bonds are subject to redemption, at the option of the Authority, and the Authorized Officer is hereby authorized to cause all of the Redeemed Bonds that are subject to redemption to be called for redemption on the earliest practical dates following the receipt of the funds therefor from the District at a redemption price of par, plus accrued interest to the date fixed for redemption.



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**The Authorized Officer is further authorized to enter into and execute on behalf of the Authority an escrow or deposit agreement with respect to the Redeemed Bonds with Wells Fargo Bank, N.A., the paying agent for the Redeemed Bonds, substantially in the form and substance as presented to the Board concurrently with the adoption of this Resolution with such changes thereto as shall be approved by the Authorized Officer, which escrow or deposit agreement will provide for the payment in full of the callable maturities of the Redeemed Bonds.**

**(b) The paying agent for the Redeemed Bonds is hereby directed to issue the appropriate notices of redemption as required for the Redeemed Bonds and to make any other appropriate arrangements so that the Redeemed Bonds may be redeemed on the redemption dates.”**





# Brazos River Authority