

**CERTIFICATE FOR RESOLUTION**

THE STATE OF TEXAS       §  
  §  
COUNTY OF HARRIS       §

I, the undersigned officer of the Board of Directors of Harris County Municipal Utility District No. 43 (the "District"), hereby certify as follows:

1. The Board of Directors of the District convened in regular session on the 26th day of July, 2012, within the boundaries of the District, and the roll was called of the duly constituted Board of Directors, to-wit:

Tom Sprague	President
Matt Fagerburg	Vice President
Robert Bosworth	Secretary/Treasurer
Kathleen Harrison	Assistant Secretary
Ernie Garcia	Director

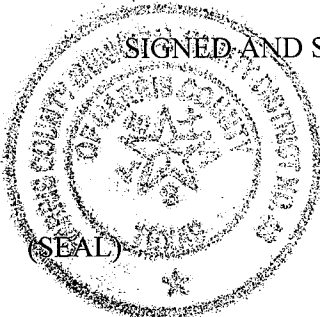
and all of said persons were present except Directors Sprague and Fagerburg, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written

RESOLUTION DESIGNATING AN AGENT OF THE SECRETARY OF  
THE BOARD OF DIRECTORS DURING THE  
2012 DIRECTORS ELECTION PERIOD

was introduced for the consideration of the Board. It was then duly moved and seconded that the Resolution be adopted; and, after due discussion, the motion, carrying with it the adoption of the Resolution, prevailed and carried unanimously.

2. That a true, full and correct copy of the aforesaid Resolution adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that the Resolution has been duly recorded in the Board's minutes of the meeting; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of the Board as indicated therein; that each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid meeting, and that the Resolution would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose; that the meeting was open to the public as required by law; and that public notice of the time, place and subject of the meeting was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code.

SIGNED AND SEALED the 26<sup>th</sup> day of July, 2012.



A handwritten signature in black ink, appearing to read "Rita Burnett".

Secretary, Board of Directors

RESOLUTION DESIGNATING AN AGENT OF THE SECRETARY OF  
THE BOARD OF DIRECTORS DURING THE  
2012 DIRECTORS ELECTION PERIOD

WHEREAS, Section 31.122 of the Texas Election Code (the "Code") requires the Secretary of the Board of Directors of Harris County Municipal Utility District No. 43 (the "District") to keep his/her office open for election duties for at least three hours each day, during regular office hours, on regular business days during the period beginning not later than the 50th day before the election and ending not earlier than the 40th day after the election; and

WHEREAS, the Secretary of the Board of Directors of the District does not maintain an office during the hours and days required by Section 31.122 of the Code which is conducive to election duties and desires to designate an agent to perform his/her duties required by Section 31.123 of the Code; and

WHEREAS, the Secretary of the Board has appointed Tom Sage of Andrews Kurth LLP, an employee or officer of the District, to perform his/her duties under Section 31.123 of the Election Code; and

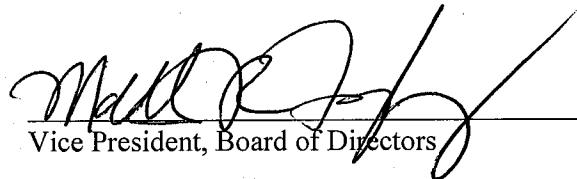
WHEREAS, the Board deems such appointment reasonable and efficient in connection with conducting the 2012 Directors Election.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 43 THAT:

1. The Board of Directors hereby approves the appointment of Tom Sage of Andrews Kurth LLP, an employee of the District, as the agent of the Secretary of the Board of Directors to perform the duties provided by Section 31.123 of the Texas Election Code (a copy of which is attached to this Resolution) from September 17, 2012 through December 16, 2012.

2. The agent's office is located at 600 Travis, Suite 4200, Houston, Texas 77002. The agent shall maintain in his/her office, from 8:00 a.m. to 6:00 p.m., Monday through Friday, the documents, records, and other papers relating to the election that are required by Section 31.123 of the Texas Election Code and shall make such available for inspection and copying in accordance with Section 31.123 of the Texas Election Code and the Open Records Act.

PASSED AND APPROVED on the 26<sup>th</sup> day of July, 2012.

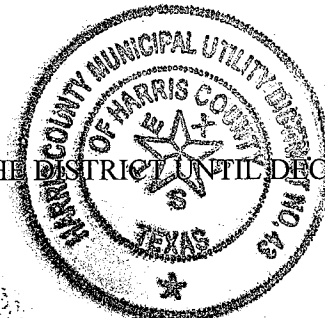
  
Vice President, Board of Directors

ATTEST:

  
Secretary, Board of Directors

(SEAL)

THIS RESOLUTION SHALL REMAIN POSTED IN THE DISTRICT UNTIL DECEMBER 16, 2012.



## Texas Election Code

### § 31.123. Appointment of Agent During Election Period

(a) If the secretary of the governing body of a political subdivision other than a county or city or the authority performing the duties of a secretary under this code does not maintain an office during the hours and days required by Section 31.122, the secretary or other authority shall appoint another officer or employee of the political subdivision as the secretary's or authority's agent to perform the duties provided by this section. The appointment is subject to the approval of the political subdivision's governing body.

(b) The agent shall maintain office hours, as directed by the appointing authority, for at least the hours and days required by Section 31.122, in the agent's regular office, the office of the appointing authority, or an office designated by the governing body of the political subdivision served by the authority.

(c) The agent shall maintain in the agent's office the documents, records, and other papers relating to the election that:

- (1) by law are placed in the custody of the authority appointing the agent; and
- (2) are public information.

(d) The agent shall:

(1) receive any personally delivered document relating to the election that the appointing authority is authorized or required to receive; and

(2) make available for inspection and copying, in accordance with applicable regulations, the documents, records, and other papers that are required to be maintained in the agent's office under Subsection (c).

(e) The appointing authority may authorize the agent to perform any other ministerial duties in connection with the election that may lawfully be performed by an employee of the appointing authority.

(f) The appointing authority shall post, on the bulletin board used for posting notice of meetings of the political subdivision's governing body, a notice containing the agent's name, the location of the agent's office, the agent's office hours, and duration of the agent's appointment. The notice shall remain continuously posted during the minimum period for maintaining the agent's office.