

AFFIDAVIT OF CHARLEY SMITH
ATTORNEY FOR CITY OF BELLVILLE

STATE OF TEXAS §
 §
COUNTY OF AUSTIN §

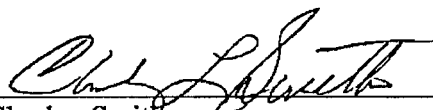
BEFORE ME, the undersigned authority, on this date appeared Charley Smith, who is known personally to me and, after being first duly sworn according to law, upon oath deposed and said as follows:

“My name is Charley Smith. I am of sound mind, eighteen years of age or older, and, in all respects, competent to make this affidavit. I have personal knowledge of the statements in this affidavit, and they are true and correct.

“I regularly provide legal services to the City of Bellville and am its City Attorney and have held this position since approximately 1980. I have been licensed by the State Bar of Texas since 1976. My Texas State Bar number is 18552800. My address is P.O. Box 865, Bellville, Texas 77418.

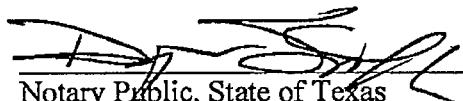
In my capacity as City Attorney, at the direction of Shawn Jackson, City Administrator, I issued a letter committing the City of Bellville to take possession of the Water Mains in West Hills Subdivision, a 115.489 acres situated in B. Babbit, A-13, Austin County, Texas containing 57 lots and two reserves according to the conditions set forth on the plat. The City has declined to exercise further regulation of the Subdivision which is partially in the Extraterritorial Jurisdiction of the City of Bellville. A true and correct copy of that letter is attached hereto as **Exhibit A**.

Further, affiant sayeth not.”

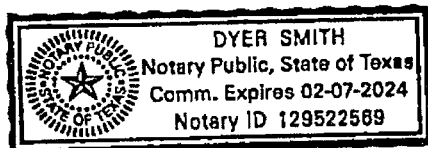


Charley Smith

SUBSCRIBED and SWORN to before me by Charley Smith on this 25th day of January 2021, to certify which witness my hand and seal of office.



Notary Public, State of Texas



CITY OF BELLVILLE

CHARLEY L. SMITH
Attorney at Law
P. O. Box 865
Bellville, Texas 77418
Ph. (979) 865-5905
Fax (979) 865-3732

December 29, 2020

Sent via e-mail to Hollie.janecka@strand.com

Ms. Hollie Janecka
Strand Associates, Inc.

Re: Water Serviceability and Regulation of West Hills Subdivision by the City of Bellville

Dear Ms. Janecka:

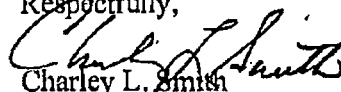
Your request to Shawn Jackson, City Administrator, has been referred to me for response. I apologize for the delay due to death in my family.

The City of Bellville will supply water to the West Hills Subdivision. Mr. Jackson has assured me that the City Engineer has approved the drawings and specifications. Construction will be by the developer which I understand is already underway.

Other than the requirement of filing the plat and the waterline specifications, the City will not be requiring compliance with any other construction or building regulations. The Developer will be governed by the regulations in place by the County of Austin.

Please feel free to contact me if you need any other information.

Respectfully,


Charley L. Smith

cc: Shawn Jackson, City Administrator

Instrument # 210435
1/25/2021 3:33 PM

STATE OF TEXAS COUNTY OF AUSTIN
I certify that this instrument was filed on the
date and time stamped by me and was recorded in the
Official Public Records of Austin County, Texas.



Carrie Gerson, County Clerk
Austin County, Texas

By: 