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Delta Lake Irrigation District Landowner

Date:

Delta Lake Irrigation District
10370 Charles Green Rd.
Edcouch, TX 78538

RE: Land Substitution

Dear Sir or Madam:

I (We), _____, own Lot(s) _____,
Block _____, _____ Subdivision, which is property
in the district. . My property account number(s) is (are) DL____-____-____-____-____,
DL____-____-____-____-____, DL____-____-____-____-____. I am requesting to
substitute my property(ies) in the District with the following property that is out of the
district owned by _____, Lot(s)
_____, Block _____, _____ Subdivision

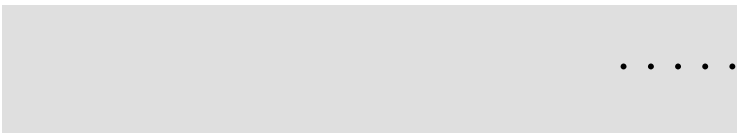
I acknowledge that I have received a copy of the Land Substitution Guidelines.

Thank you,

Signature (Exclusion Owner)

Signature (Inclusion Owner)

Phone # _____



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DELTA LAKE IRRIGATION DISTRICT POLICY ON LAND SUBSTITUTION

1. Any landowner petitioning the Board to exclude certain land and substitute other land must present a copy of their warranty deed proving ownership. Land to be excluded and land to be substituted must be complete Lots or Blocks. The owner of the land excluded and the owner of the land substituted do not have to be the same person.
2. The Board shall follow Texas law in regards to listing the matter on the agenda of a Board meeting and conducting a hearing, and the District may make such substitution if it is feasible, practicable and to the advantage of the District to substitute the land and if the District's system and other improvements of the District are sufficient or will be sufficient to supply the substituted land.
3. The District may require an engineering study at petitioner's expense on said property to determine any impact to the District's facilities and other properties being served off said facilities.
4. If the petition is granted, the landowner of the substituted land will become responsible for all taxes and charges beginning with the date of inclusion. The landowner will also pay the equivalent of one full year of flat rate tax on a per acre basis, as well as all legal fees and expenses incurred by the District in connection with the inclusion.
5. Before the Board considers the request for substitution, a flat fee of \$ 500.00 is to be paid by the owner requesting exclusion. The *fee* is intended to cover the District's legal fees and administrative costs, and the cost of publishing any notice in a newspaper in connection with the inclusion. The fee is also fixed as a flat fee so that all persons seeking inclusion will be treated alike.
6. All decisions made by the Board regarding subdivisions will be based on preventing and avoiding any harm or disadvantage to the District.
7. The land excluded and the land substituted shall be approximately the same acreage. If a difference in acreage is allowed, it will be that the land excluded is greater than the land substituted. If the excess land at the time of substitution has a water allocation the landowner must either surrender their water allotment to the District or the landowner may sell the excess land's water allotment prior to the substitution.
8. If the land excluded at the time of substitution has a water allotment the same allotment will transfer to the substituted land.

9. All ad valorem and flat rate taxes must be paid in full for each property/properties being filed prior to exclusion. This includes taxes assessed during the year exclusion is approved (if approved).

10. A date will be set for notification by the District's attorney of all parties entitled notice of any substitution of land, such as Appraisal Districts and the Texas Commission on Environmental Quality.

11. A verbal approval by any Board Member or Members or by any District Employee shall not be relied upon as any guarantee of a valid substitution. Substitution occurs only after compliance with this policy and all pertinent laws of Texas.