

All information is required to be provided unless indicated as optional.

APPLICATION FOR A PLACE ON THE BALLOT FOR THE ZAPATA COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT (HWY 16E) MAY 4, 2024 ELECTION

TO: Secretary of Board

I request that my name be placed on the above-named official ballot as a candidate for the office indicated below.

OFFICE SOUGHT

Include any place number or other distinguishing number, if any.

DIRECTOR, PLACE _____

INDICATE TERM:

4 years beginning May 12, 2024

FULL NAME (First, Middle, Last)

PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT

PERMANENT RESIDENCE ADDRESS (Street address and apartment number. If none, describe location of residence. Do not include P.O. Box or Rural Rt.)

MAILING ADDRESS (If different from residence address)

CITY

STATE

ZIP

CITY

STATE

ZIP

EMAIL ADDRESS (Optional)

OCCUPATION (Do not leave blank)

DATE OF BIRTH

COUNTY OF RESIDENCE

TELEPHONE NUMBER (Include area code) (Optional)

Length of Continuous Residence as of Date Application Sworn

OFFICE:

IN STATE

IN DISTRICT

HOME:

___ yr(s)

___ yr(s)

___ mos

___ mos

If using a nickname as part of your name to appear on the ballot, you are also signing and swearing to the following statements: I further swear that my nickname does not constitute a slogan nor does it indicate a political, economic, social, or religious view or affiliation. I have been commonly known by this nickname for at least three years prior to this election

Before me, the undersigned authority, on this day personally appeared (name) _____ who by me here and now duly sworn, upon oath says: "I, being a candidate for the office of Director of Zapata County Water Control and Improvement District (Hwy 16E), swear that I will support and defend the Constitution and laws of the United States and of the State of Texas. I am a citizen of the United States eligible to hold such office under the Constitution and laws of this state. I have not been finally convicted of a felony for which I have not been pardoned or had my full rights of citizenship restored by other official action. I have not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote. I am aware of the nepotism law, Chapter 573, Texas Government Code, and am aware of the disqualifications from serving as a member of the board of directors, § 49.052, Texas Water Code.

I further swear that the foregoing statements included in my application are in all things true and correct."

X

SIGNATURE OF CANDIDATE

Sworn to and subscribed before me this the _____ day of _____, 20_____.

SEAL

Signature of Officer administering oath

Title of Officer administering oath

TO BE COMPLETED BY SECRETARY OF BOARD:

(See Section 1.007)

Date Received

Signature of Secretary

INSTRUCTIONS

The candidate **must** sign this statement indicating his awareness of the nepotism law and the disqualifications from serving as a member of a board of a district. The nepotism prohibitions of Chapter 573, Texas Government Code, are summarized below:

No officer may appoint, or vote for or confirm the appointment or employment of any person related within the second degree by affinity (marriage) or the third degree by consanguinity (blood) to himself, or to any other member of the governing body or court on which he serves when the compensation of that person is to be paid out of public funds or fees of office. However, nothing in the law prevents the appointment, voting for, or confirmation of anyone who has been continuously employed in the office or employment for the following period prior to the election or appointment of the officer or member related to the employee in the prohibited degree: six months, if the officer or member is elected at the general election for state and county officers.

No candidate may take action to influence an employee of the office to which the candidate is seeking election or an employee or officer of the governmental body to which the candidate is seeking election regarding the appointment or employment of a person related to the candidate in a prohibited degree as noted above. This prohibition does not apply to a candidate's actions with respect to a bona fide class or category of employees or prospective employees.

Examples of relatives within the third degree of consanguinity are as follows:

- (1) First degree: parent, child;
- (2) Second degree: brother, sister, grandparent, grandchild;
- (3) Third degree: great-grandparent, great-grandchild, uncle, nephew, niece.

These include relatives by blood, half-blood, and legal adoption.

Examples of relatives within the second degree of affinity are as follows:

- (1) First degree: spouse, spouse's parent, son-in-law, daughter-in-law;
- (2) Second degree: brother's spouse, sister's spouse, spouse's brother, spouse's sister, spouse's grandparent.

Persons related by affinity (marriage) include spouses of relatives by consanguinity, and, if married, the spouse and the spouse's relatives by consanguinity. These examples are not all inclusive.

Director Eligibility--Disqualifications: Texas Water Code § 49.052

1. is related within the third degree of affinity or consanguinity to a developer of property in the district, any other member of the board, or the manager, engineer, attorney, or other person providing professional services to the district;
 2. is an employee of any developer of property in the district or any director, manager, engineer, attorney, or other person providing professional services to the district or a developer of property in the district in connection with the district or property located in the district;
 3. is a developer of property in the district;
 4. is serving as an attorney, consultant, engineer, manager, architect, or in some other professional capacity for the district or a developer of property in the district in connection with the district or property located in the district;
 5. is a party to a contract with or along with the district except for the purchase of public services furnished by the district to the public generally; or is a party to a contract with or along with a developer of property in the district relating to the district or to property within the district, other than a contract limited solely to the purpose of purchasing or conveying real property in the district for the purpose of either establishing a permanent residence, establishing a commercial business within the district, or qualifying as a director.
- ... (d) As used in this section, "developer of property in the district" means any person who owns land located within a district covered under this section and who has divided or proposes to divide the land into two or more parts for the purpose of laying out any subdivision or any tract of land or any addition to any town or city, or for laying out suburban lots or building lots, or any lots, streets, alleys, or parks or other portions intended for public use, or the use of purchasers or owners of lots fronting thereon or adjacent thereto.

FOOTNOTE

¹If registration is required, complete the information.

²All oaths, affidavits, or affirmations made within this State may be administered and a certificate of the fact given by a judge, clerk, or commissioner of any court of record, a notary public, a justice of the peace, city secretary, and the Secretary of State of Texas