

APPLICATION FOR A PLACE ON THE BALLOT FOR MAY 4, 2024, ELECTION FOR BOARD OF DIRECTORS OF EL PASO COUNTY WATER IMPROVEMENT DISTRICT NO. 1

ALL INFORMATION IS REQUIRED TO BE PROVIDED UNLESS INDICATED AS OPTIONAL.ⁱ Failure to provide required information may result in rejection of the application.

TO: Secretary of the Board

I request that my name be placed on the above-named official ballot as a candidate in the Division indicated below for the Board of Directors.

OFFICE SOUGHT: (Board Positions in Divisions 1, 3, or 4 are up for election, each for a full 4-year term. Choose one.)

Board Director, Division _____

FULL NAME (First, Middle, Last): _____

PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT:* _____

* 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 or contain a title, 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. Please review Tex. Elec. Code §§ 52.031, 52.032, and 52.033 regarding the rules for how names may be listed on the ballot.

PERMANENT RESIDENCE ADDRESS: (Please provide your street address, including City, State, and zip code. Do not use a P.O. Box or Rural Route. If you do not have a residence address, describe the location of the residence, including the closest intersecting streets and zip code, and description of the residence.)

Street: _____ City: _____ State: _____ Zip: _____

Description (if no address): _____

DATE OF BIRTH: Month _____ Day _____ Year _____

TELEPHONE AND PUBLIC E-MAIL CONTACT INFORMATION: (Optional)

Phone: _____ Public E-Mail: _____

FELONY CONVICTION STATUS:ⁱⁱ (You must check one item)

I have not been finally convicted of a felony.

I have been finally convicted of a felony.

I have been finally convicted of a felony, but I have been pardoned or otherwise released from the resulting disabilities of that felony conviction, and I have provided proof of this fact with the submission of this application.

LENGTH OF CONTINUOUS RESIDENCE IN THE STATE OF TEXAS AS OF DATE THIS APPLICATION WAS SWORN:

____ year(s) ____ month(s)

LENGTH OF CONTINUOUS RESIDENCE IN THE DIVISION FROM WHICH YOU SEEK ELECTION AS OF DATE THIS APPLICATION WAS SWORN:

____ year(s) ____ month(s)

PROOF OF APPLICANT'S OWNERSHIP OF AGRICULTURAL LAND SUBJECT TO DISTRICT TAXATION IN THE DIVISION FROM WHICH YOU SEEK ELECTION:

Address: _____ City: _____ State: _____ Zip: _____

County of El Paso Public Records Instrument #: _____

EPCAD Property Identification Number: _____

EPCWID Land Number: _____

OATH:

Before me, the undersigned authority, on this day personally appeared _____, who being by me here and now duly sworn, upon oath says:

"I, _____, of El Paso County, Texas, being a candidate for the office of Board Director, Division ____, of El Paso County Water Improvement District No. 1, 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 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, Tex. Gov't Code Ch. 573. I am aware that I must disclose any prior felony conviction, and if so convicted, must provide proof that I have been pardoned or otherwise released from the resulting disabilities of any such final felony conviction. I am aware that knowingly providing false information on the application regarding my possible felony conviction status constitutes a Class B misdemeanor. 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 _____, _____, by _____ (name of candidate).

Signature of Officer Authorized to Administer Oathⁱⁱⁱ

Printed Name of Officer Authorized to Administer Oath

Title of Officer Authorized to Administer Oath

Notarial or Official Seal

INSTRUCTIONS

An independent candidate must submit an application for a place on the ballot in the May 4, 2024, Election for the Board of Directors for the El Paso County Water Improvement District No. 1 (“District”). The application must be filed with the Secretary of the District.

FILING DEADLINE

An application for a place on the ballot must be filed not later than 5:00 p.m. of February 16, 2024.

NEPOTISM LAW

The candidate must sign this statement indicating awareness of the nepotism law. When a candidate signs the application, it is an acknowledgment that the candidate is aware of the nepotism law. The nepotism prohibitions of Tex. Gov’t Code Ch. 573 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 the officer, or to any other member of the governing body or court on which the officer 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: one year, 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.

ENDNOTES

- i. An application for a place on the ballot is public information immediately upon its filing. Tex. Elec. Code § 141.035.
- ii. Proof of release from the resulting disabilities of a felony conviction would include proof of judicial clemency under Texas Code of Crim. Proc. § 42A.701, proof of executive pardon under Texas Code of Crim. Proc. § 48.01, or proof of a restoration of rights under Texas Code of Crim Proc. § 48.05. (Texas Attorney Gen. Op. KP-0251). If otherwise applicable, one of the following documents must be submitted with this application:
 - Judicial Clemency under Texas Code of Crim. Proc. § 42A.701
 - Executive Pardon under Texas Code of Crim. Proc. § 48.01
 - Restoration of Rights under Texas Code of Crim. Proc. § 48.05
- iii. All 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, and the Secretary of State of Texas. See Tex. Gov’t Code Ch. 602 of the Texas Government Code for the complete list of persons authorized to administer oaths.