

JUL 11 2023

RESOLUTION NO. 18,239

BECKY LANDRUM  
County Clerk, Hunt County, Tex.

**A RESOLUTION OF THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, AUTHORIZING THE COUNTY JUDGE TO EXECUTE A DEED TO THE MERIT VOLUNTEER FIRE DEPARTMENT OF THE REAL PROPERTY LOCATED AT 5523 FOURTH STREET, MERIT, TEXAS AND IDENTIFIED AS HUNT CAD PROPERTY ID #74063, AND SETTING AN EFFECTIVE DATE.**

**WHEREAS**, the Merit Volunteer Fire department has been occupying and maintaining the real property at 5523 Fourth Street, Merit, Texas, also identified at Hunt County CAD Property ID #74063 that is owned by the County of Hunt, Texas; and

**WHEREAS**, the Commissioners Court of Hunt County find that it is in the best interest of the citizens of Hunt County to convey that real property to the Merit Volunteer Fire Department to better facilitate their ability to expand and renovate the property; and

**WHEREAS**, the Texas Constitution Article III §52 authorizes a Texas County to make provision of public funds to a private non-profit so long as the commissioners court determines that the grant serves a public purpose that the county is authorized to accomplish, and the county adequately controls the transfer to ensure that the public purpose is accomplished; and

**WHEREAS**, the Commissioners Court of Hunt County finds that the fire protection the Merit Volunteer Fire Department provides is such a public purpose and the conveyance of the real property from which they operate can be adequately controlled by the inclusion of a reversionary clause ensuring the real property reverts back to the County should the real property ever cease to be used for emergency response purposes.

**THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS:**

**Section 1. Findings.** The statements contained in the preamble to this Resolution are true and correct and are hereby adopted as findings of fact and as part of the operative provisions hereof.


**Section 2. Deed Authorized.** The Hunt County Commissioners Court hereby authorizes the Hunt County Judge to execute a deed conveying the real property at 5523 Fourth Street, Merit, Texas 75458, better identified as Hunt County CAD Property ID #74063, and any other necessary documents for the conveyance to the Merit Volunteer Fire Department.

**Section 3. Reversionary Clause Required.** Any such deed executed according to this Resolution shall include a reversionary clause explicitly requiring that should the real property conveyed ever cease to be used for emergency response purposes that title to the property shall revert to the County of Hunt, Texas. The emergency response use is not intended to be exclusive, and the Merit Volunteer Fire Department may allow use of the facility for other non-profit uses, including public meetings and gatherings, within the discretion of the VFD's Board.

**Section 4. Setting an Effective Date.** This Resolution shall take effect immediately upon approval and the deed and any necessary documents may be executed on any date thereafter.

The foregoing Resolution was read and adopted on July 11, 2023.

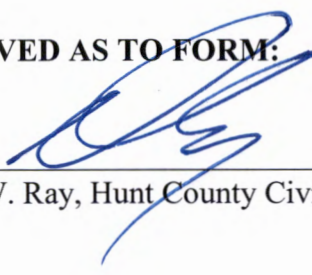
(Signatures on following page(s).)

  
\_\_\_\_\_  
County Judge  
Hunt County, Texas

**ATTEST:**

  
\_\_\_\_\_  
Becky Landrum, Hunt County Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Daniel W. Ray, Hunt County Civil Attorney