

7/C
Amended
1 vote

VOL 4180 P 0070

14-000197
ORDINANCE No. 2013-0013

PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF NEW BERLIN, TEXAS BY THE ANNEXATION OF LAND LOCATED ADJACENT TO THE CITY OF NEW BERLIN, TEXAS CITY.

WHEREAS, the City of New Berlin, Texas received a petition requesting annexation from the owner of land, contiguous to the City of New Berlin, Texas, and vacant and without residents or on which fewer than three qualified voters reside; and

WHEREAS, Texas Local Government Code section 43.028 authorizes the City of New Berlin, Texas to annex a sparsely occupied area on petition of the area's landowners; and

WHEREAS, in accordance with state law, the above-described petition was filed with the City of New Berlin, Texas on August 14, 2013; and

WHEREAS, the City Council of the City of New Berlin, Texas, believing that the above-described petition was properly filed pursuant to Texas Local Government Code section 43.028, granted said petition on August 19, 2013; and

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BERLIN, TEXAS:


SECTION 1. The land and territory lying outside of, but adjacent to and adjoining the City of New Berlin, Texas, more particularly described as that portion of the tract of land described in Exhibit "A," attached hereto and incorporated herein by reference, is hereby added and annexed to the City of New Berlin, Texas, and said territory, as described, shall hereafter be included within the boundary limits of said City, and the present boundary limits of said City, at the various points contiguous to the area described in Exhibit "A," are altered and amended so as to include said area within the corporate limits of the City of New Berlin, Texas, and inhabitants thereof shall be entitled to all of the rights and privileges as citizens and shall be bound by the acts, ordinances, resolutions, and regulations of the City of New Berlin, Texas

SECTION 2. This ordinance shall be effective from and after August 19, 2013.

PASSED AND APPROVED this, the 19th day of August, 2013.


MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:


CITY SECRETARY
CITY OF NEW BERLIN, TEXAS
(Seal)

*After Recording
Please Return to:*



THE CITY OF NEW BERLIN
NEW BERLIN, TEXAS
275 FM 2638
SEGUIN, TX 78165

PETITION REQUESTING ANNEXATION:
TERRITORY THAT IS VACANT AND WITHOUT
RESIDENTS OR ON WHICH FEWER THAN THREE
QUALIFIED VOTERS RESIDE

TO: THE MAYOR AND GOVERNING BODY OF THE CITY OF NEW BERLIN, TEXAS

The undersigned owner(s) of the hereinafter described tract of land which is vacant and without residents, or on which less than three (3) qualified voters reside, hereby petition your honorable body to extend the present municipal limits so as to include and annex as a part of the City of New Berlin, Texas, the property described by metes and bounds. See Attached Exhibit "A."

I (we) certify that the above-described tract of land consisting of 9.77 acres is contiguous and adjacent to the City of New Berlin, Texas, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Owner(s)' Signature(s)

Date

(210) 422-3944 (Signature) Kimberly A. Gembler 8-14-13

(Printed Name) Kimberly A. Gembler

(Signature) Anna Dell Luensmann 8-15-13

(Printed Name) ANNA DELL LUENSMANN

(Signature) Roland H. Luensmann 8-15-13

(Printed Name) Roland H. Luensmann

Mailing Address:

7020 S. SANTA CLARA SEQUIN, TX
78155

Property Address:

7020 S. SANTA CLARA SEQUIN, TX
78155

Telephone:

Anna Luensmann - 914-2522 78155

Amount of Land 9.77 acres

Note: \$40 Recording Fee must accompany your petition. If your petition is not accepted, your \$40 will be refunded

Amount Paid \$40.⁰⁰ Check # 8386 Accepted by Jean Milavich

State of Texas
County of Guadalupe

Before me Maria Sandoval on this day personally appeared
Kimberly A. Gembler, known
(name/names of signers)

to me or proved to me through driver's license to be the

person(s) whose name(s) is/are subscribed to the foregoing instrument and each acknowledged
to me that he/she/they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14 day of August, 2012^{PM}

Maria L Sandoval
Notary Public's Signature



(Notary Seal)

State of Texas
County of Guadalupe

Before me Clara Joan Milanovich on this day personally appeared
Anna D. Luensmann and Roland H. Luensmann, known
(name/names of signers) TX DL 04212449 - HERS
to me or proved to me through TX DL 03885063 - HIS to be the
person(s) whose name(s) is/are subscribed to the foregoing instrument and each acknowledged
to me that he/she/they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14th day of August, 2013.

Clara Joan Milanovich
Notary Public's Signature



(Notary Seal)

FIELD NOTES

Being a 9.77 acre tract of land out of a 24.70 acre tract known as Tract III, out of the V. Gortari League Survey, and out of that certain tract conveyed to Paul Bierstedt recorded in Vol. 90, Pg. 150-151, Deed Records of Guadalupe County, Texas, said 9.77 acres being more particularly described as follows:

BEGINNING at an iron pin found in the South line of Santa Clara Road for the Northeast corner of said 24.7 acres and Northeast corner of this tract:

THENCE with the East line of 24.7 acres, S. 28°30'19" E. 1193.2 feet to an iron pin found for the Southeast corner of said 24.7 acres and Southeast corner of this tract;

THENCE with the South line of said 24.7 acres, S. 60°46'29" W. 967.92 feet to an iron pin set for the Southwest corner of said 24.7 acres for the Southwest corner of this tract;

THENCE N. 22°23'42" E. 992.96 feet to an iron pin set for angle point;

THENCE N. 16°47'09" E. 157.0 feet to an iron pin set for angle point;

THENCE N. 34°13'19" W. 471.0 feet to an iron pin set in the South line of Santa Clara Road and North line of said 24.7 acres for the Northwest corner of this tract;

THENCE with the South line of Santa Clara Road and North line of said 24.7 acres, N. 61°29'03" E. 132.6 feet to the point of BEGINNING, and containing 9.77 acres, (425,581.2 sq. ft.).

ORIGINAL DIM

FILED FOR RECORD

2003 JAN -3 AM 11:56

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY: Schuleen Wellen

THE STATE OF TEXAS
COUNTY OF GUADALUPE

I hereby certify that this instrument was FILED on the date and at the time stamped hereon by me and was duly recorded in the Official Public Records of Guadalupe County, Texas.



Jessie Kail
County Clerk,
Guadalupe County Texas

00143

DEED OF GIFT

THE STATE OF TEXAS *
• KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF GUADALUPE *

That we, Roland Luensmann and wife, Anna Dell Luensmann, of the County of Guadalupe and State of Texas, for and in consideration of the natural love and affection we have for our daughter, have GRANTED AND CONVEYED, and by these presents do GRANT AND CONVEY unto Kimberly Ann Luensmann, as her separate property and estate, all of the following described real property in Guadalupe County, Texas, to-wit:

Being a 9.77 acre tract of land out of a 24.70 acre tract known as Tract 111, out of the V. Gortari League Survey, and out of that certain tract conveyed to Paul Bierstedt recorded in Vol. 90, Pages 150-51, Deed Records of Guadalupe County, Texas and being more particularly described on Exhibit A attached hereto and made a part hereof.

EXCEPT, HOWEVER, that the Grantors herein reserve, and it is hereby expressly agreed that Grantors shall have, individually and jointly, for themselves, the full possession, benefit and use of the above described premises as well as all of the rents, issues and profits thereof, for and during their natural lives.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, her heirs and assigns forever, and we do hereby bind ourselves, our heirs, executors and administrators to WARRANT and FOREVER DEFEND all and singular the said premises unto the said Grantee, her heirs and assigns against every person whomsoever lawfully claiming or to claim to said or any part thereof.

EXECUTED this the 30th day of December, 2002.


ROLAND LUENSMANN

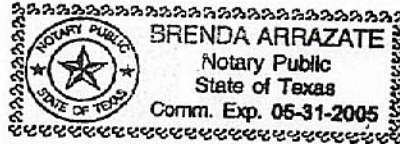

ANNA DELL LUENSMANN

THE STATE OF TEXAS
COUNTY OF GUADALUPE

This instrument was acknowledged before me on the 30th day of December, 2002, by ROLAND LUENSMANN and wife, ANNA DELL LUENSMANN.

Brenda Arrazate
Notary Public, State of Texas

Grantee's Address:
10570 West IH 10
Marion, Texas 78124



FILED FOR RECORD

14 JAN -3 PM 2:36

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY *Cobranchez*

STATE OF TEXAS
COUNTY OF GUADALUPE
I certify this instrument was FILED on the
date and at the time stamped thereon and
was duly recorded in the Official Public
Records of Guadalupe County, Texas.



Teresa Kiel
TERESA KIEL
Guadalupe County Clerk