

4/C  
James Radtke  
2 Voters  
(House)

VOL 4180 P 60112

14-000203

**ORDINANCE No. 2013-0020**

**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 July 29, 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:  
City of New Berlin  
New Berlin, Texas  
275 FM 2538  
Seguin, TX 78155

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

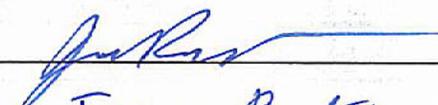
TO: THE MAYOR AND GOVERNING BODY OF THE CITY OF NEW BERLIN, TEXAS

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."

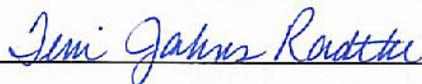
I (we) certify that the above-described tract of land consisting of 1.0 acres is contiguous and adjacent to the City of New Berlin, Texas, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Owner(s)' Signature(s)

Date

(Signature)  7-26-13

(Printed Name) James Radtke

(Signature)  7-29-13

(Printed Name) Terri Jahns Radtke

(Signature) \_\_\_\_\_

(Printed Name) \_\_\_\_\_

Mailing Address:

2650 Partnership Rd Seguin TX 78155

Property Address:

2650 Partnership Rd Seguin TX 78155

Telephone: 830-401-1996, <sup>Terri</sup> 830 401 1438

Amount of Land 1.0 acres

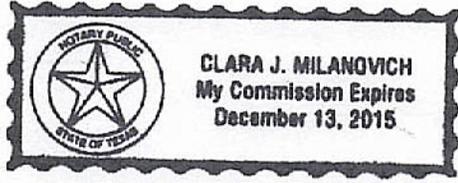
Note: \$40 Recording Fee must accompany your petition. If your petition is not accepted, your \$40 will be refunded

Amount Paid (40.00) Accepted by See James Radtke - CR# 12833

**State of Texas**  
**County of Guadalupe**

Before me Clara Joan Milanovich on this day personally appeared  
James Redtke, known  
(name/names of signers)  
to me or proved to me through TXDL 05921779 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 26<sup>th</sup> day of July, 2013

Clara Joan Milanovich  
Notary Public's Signature



(Notary Seal)

TEXAS ORDINARY CERTIFICATE OF ACKNOWLEDGMENT

CIVIL PRACTICE & REMEDIES CODE § 121.007

State of Texas }  
County of Guadalupe }

Before me, Clara Joan Milanovich  
Name and Character of Notarizing Officer, e.g., "John Smith,  
Notary Public"

on this day personally appeared  
Terri Johns Radtke  
Name of Signer

known to me

proved to me on the oath of

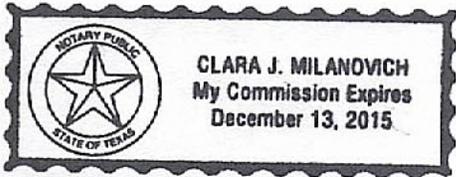
\_\_\_\_\_  
Name of Credible Witness

proved to me through \_\_\_\_\_  
TX DL 08620747  
Description of Identity Card or Document

to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this  
29<sup>th</sup> day of July, A.D. 2013.  
Day Month Year

Clara Joan Milanovich  
Signature of Notarizing Officer



Place Notary Seal and/or Stamp Above

OPTIONAL

Though the information in this section is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

RIGHT THUMBPRINT OF SIGNER  
Top of thumb here

Description of Attached Document

Title or Type of Document: Petition to Annex

Document Date: July 29, 2013 Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: James Radtke

## WARRANTY DEED

Date: July 26, 1988

Grantor: IRENE RADTKE

Grantor's Mailing Address  
(including county):

Route 4, Box 548  
Seguin, Guadalupe County, Texas 78155

Grantee: JAMES RADTKE and TERRI L. JAHNS

Grantee's Mailing Address  
(including county):

Route 4, Box 548  
Seguin, Guadalupe County, Texas 78155

Consideration:

One and No/100 Dollar (\$1.00) and love and affection

Property:

All that certain 1.00 acre tract of land out of the J.J. Guerrero Survey and also being out of the Southeast portion of a 38.138 acre tract, said 38.138 acre tract being out of a tract called 56 acres, called First Tract, recorded in Volume 604, Pages 229-231 of the Deed Records of Guadalupe County, Texas, and being more particularly described as follows:

BEGINNING: At an iron pin set in the Northwest line of a road, called Partnership Road, for the East corner of this tract, said point being S 60 deg. 24' 32" W 638.0 feet from an iron pin found at the East corner of the above said 38.138 acre tract;

THENCE: Along the Northwest line of said Partnership Road, S 60 deg. 24' 32" W 175.0 feet to an iron pin set in same for the South corner of this tract;

THENCE: N 29 deg. 35' 28" W 248.91 feet to an iron pin set for the West corner of this tract;

THENCE: N 60 deg. 24' 32" E 175.0 feet to an iron pin set for the North corner of this tract;

THENCE: S 29 deg. 35' 28" E 248.91 feet to the POINT OF BEGINNING and containing 1.00 acres of land, more or less.

All of the herein mentioned recorded instruments and plats are incorporated herein.



This page has been added by the Guadalupe County Clerk's office to comply with the statutory requirement that the clerk shall stamp the recording information at the foot of the last page of the document.

This page becomes a part of the document identified by Document Number 14-203 affixed on the first page of this document.

FILED FOR RECORD

14 JAN -3 PM 2:38

TERESA KIEL  
COUNTY CLERK GUADALUPE COUNTY

BY Coleman

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