

4/C
McBrearty
2 votes

VOL 4269 PGO 360

14-015475

ORDINANCE No. 2013-0030

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 19, 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 November 18, 2013; and

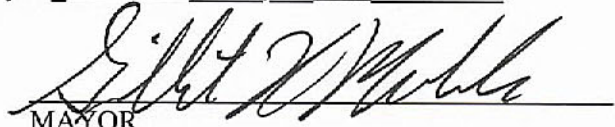
NOW THEREFORE:

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 November 18, 2013.

PASSED AND APPROVED this, the 18th day of November, 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 _____ 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) Shawn M'Brearty

8-19-13

(Printed Name) Shawn M'Brearty

(Signature) P. M. M'Brearty

8-19-2013

(Printed Name) Peter M. M'Brearty

(Signature) _____

(Printed Name) _____

Mailing Address:

5235 Gin Rd. Marion, Tx. 78124

Property Address:

Same

Telephone: 830-914-3858

Amount of Land 10.408 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 # 4937 Accepted by Jean Malanick

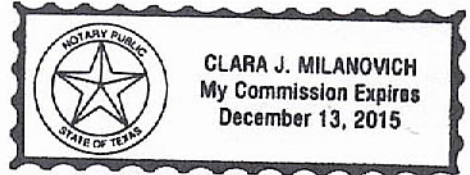
State of Texas
County of Guadalupe

Before me Clara Joan Milanovich on this day personally appeared
Peter M. McBrearty and Shaun S. McBrearty known
(name/names of signers) TX DL 08330569 - HERS
to me or proved to me through TX DL 05297021 - 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 19th day of August, 2013. *dm*

Clara Joan Milanovich
Notary Public's Signature



(Notary Seal)

FIELD NOTES
Tract No. Four

10.408 acres, being a part of the 49.813 acres referred to in the deeds recorded in the deed records of Guadalupe County, Texas, in Vol. 431 Page 580, Alvin O. Granzin Et. ux. to Dalvin A. Granzin Et. ux. and in Vol. 399 Page 380, Huberto V. Reyes to Alvin O. Granzin Et. ux. and Dalvin A. Granzin Et. ux., out of the Vicente Gortari League, Abst. No. 24, Guadalupe County, Texas.

BEGINNING at an iron pin set for Northwesterly corner, being the Northeasterly 10.408 acre tract No. Three corner on the Southerly line of the 50 foot Zuehl road, S. 28° 51' E. 15.0 ft. from the original Northwesterly line of the Vicente Gortari League, Abst. No. 24, of which the original 49.813 acre Northwesterly corner Bears S. 61° 09' W. 657.0 ft.:

THENCE N. 61° 09' E. 417.2 ft. to an iron pin set for North-easterly corner, on the Southerly line of the 50 foot Zuehl road;

THENCE S. 31° 30' E. 1087.4 ft. to an iron pin set for South-easterly corner on the Leissner tract;

THENCE S. 61° 00' W. 417.1 ft. to an iron pin set for South-westerly corner, being the Southeasterly 10.408 acre tract No. Three corner, on the Northerly line of the Leissner tract;

THENCE N. 31° 30' W. 1088.5 ft. to the place of Beginning Containing 10.408 acres.

Guadalupe County Surveyor
State Registered Public Surveyor
Registration No. 825

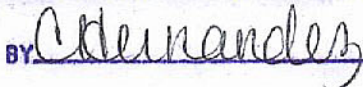
Date: June 4, 1973


Louis Wahl

FILED FOR RECORD

14 SEP -3 PM 2:47

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY 

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
Guadalupe County Clerk