

H/C
Review Read
& notes

VOL 4269 PGO 364

015476
ORDINANCE No. 2013-0031

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 September 17, 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

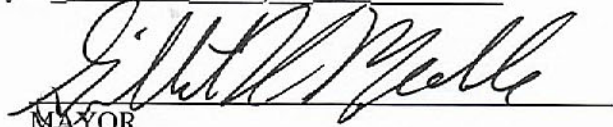
NOW THEREFORE:

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 9.834 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.


<u>Owner(s)' Signature(s)</u>	<u>Date</u>
(Signature) <u></u>	<u>9/17/13</u>
(Printed Name) <u>Russell Reat</u>	
(Signature) _____	_____
(Printed Name) _____	
(Signature) _____	_____
(Printed Name) _____	

Mailing Address:
5331 Gin Rd Marion, Tx 78124

Property Address:
5331 Gin Rd Marion, Tx 78124

Telephone: 210-216-7688

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

Amount Paid 40.00 Check # 731 Accepted by 

State of Texas
County of Guadalupe

Before me on this day personally appeared

Russell E. Real, known
(name/names of signers)

to me or proved to me through TX DL ~~05052223~~ gm 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 17th day of September, 2013.

Clara Joan Milanovich
Notary Public's Signature



(Notary Seal)

FIELD NOTES

May 23, 2013

BEING 9.834 acres of land, more or less, out of the Vicente Gortari League Survey, Abstract 24, Guadalupe County, Texas and also being out of a 10.404 acre tract described in Volume 2540, Page 963 of the Official Records of Guadalupe County, Texas and being more particularly described as follows:

BEGINNING at an iron rod found in the existing southeast R.O.W. line of Gin Road (County Road 304) for the most northerly corner of this tract and the most northerly corner of the above referenced 10.404 acre tract, said point also being the most westerly of a 10.408 acre tract described in Volume 479, Page 7 of the Deed Records of Guadalupe County, Texas;

THENCE, S 31°30'00" E, 1087.76 feet (Ref. Brg. S 31°30'00" E, 1087.40 feet-Deed 2540/963) generally along an existing fence and the common line with said 10.408 acre tract to an iron rod found for the most easterly corner of this tract and the most easterly corner of said 10.404 acre tract;

THENCE, S 60°55'16" W, (S 61°00'00" W-Deed 2540/963) 393.70 feet along the common line with a 50 acre tract described in Volume 2504, Page 812 of the Official Records of Guadalupe County, Texas to an iron rod set in same for the most southerly corner of this tract;

THENCE, N 31°29'42" W, 1090.59 feet crossing said 10.404 acre tract, along a line 23.00 feet from and parallel to the southwest line of said 10.404 acre tract to an iron rod set in the existing southeast R.O.W. line of Gin Road for the most westerly corner of this tract;

THENCE, N 61°19'57" E, (N 61°20'29" E-Deed 2540/963) 393.74 feet along said southeast R.O.W. line to the POINT OF BEGINNING and containing 9.834 acres of land, more or less.

Note: Plat also prepared this day

J. M. Butz, Jr.
Registered Professional Land Surveyor
No. 2024



FN13-126

FILED FOR RECORD

14 SEP -3 PM 2:47

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY: *C. Hernandez*

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