

Chapter  
5  
C

**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 FEBRUARY 21, 2011; 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 FEBRUARY 20, 2012; 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 FEBRUARY 20, 2012.

PASSED AND APPROVED this, the 20<sup>th</sup> day of FEBRUARY, 2012.



MAYOR  
CITY OF NEW BERLIN, TEXAS

ATTEST:

  
CITY SECRETARY  
CITY OF NEW BERLIN, TEXAS



Return to:

THE 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 is contiguous and adjacent to the City of New Berlin, Texas, is not more than one-half (1/2) mile in width, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Signature

Date

(Signature) Richard L. Chaplin Sr.  
 (Printed Name) Richard L. Chaplin Sr.

21 Feb 2011

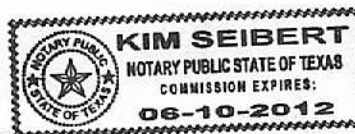
(Signature) \_\_\_\_\_  
 (Printed Name) \_\_\_\_\_

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

State of Texas County of Guadalupe

Sworn to and subscribed before me this 21st  
 day of February, 2011

Kim Seibert Notary Public



3575 Din Rd.  
Sequin 78155

Return to:

THE CITY OF NEW BERLIN  
 NEW BERLIN, TEXAS  
 275 FM 2538  
 SEGUIN TX 78155



ates and bounds description of that certain lot, tract of land being 13.793 acres out of a 143.62 acre tract situated in the V.Gortari Survey, Abstract 24 located 11 miles west of Seguin, Texas, recorded in Volume 884, Page 299, Deed Records, Guadalupe County, Texas.

COMMENCING: From an axle found at a fence corner in the south right-of-right line of Gin Road, said axle being approximately 5,310 feet from the intersection of the east right-of-way line of Santa Clara Road, and the south right-of-way line of Gin Road for the north corner of said 143.62 acre tract;

THENCE: S 31°00'00" E, 3,025.01 feet along the northeast line of the 143.62 acre tract to an iron pin found;

THENCE: S 30°54'30" E, 68.05 feet to a point on the northeast line of said 143.62 acre tract;

THENCE: S 59°05'30" W, 213.96 feet to an iron pin found for the north corner and the POINT OF BEGINNING of this tract;

THENCE: S 31°00'00" E, 387.45 feet to an iron pin set for the east corner of this tract;

THENCE: S 59°00'00" W, 634.24 feet to an iron pin set for a corner of this tract;

THENCE: S 31°00'00" E, 155.80 feet to an iron pin found at a fence corner for a corner of this tract;

THENCE: S 58°01'04" W, 642.20 feet to a fence corner for the south corner of this tract;

THENCE: N 32°01'04" W, 554.35 feet to an iron pin found for the west corner of this tract;

THENCE: N 59°00'00" E, 1,286.19 feet to the POINT OF BEGINNING and containing 13.793 acres of land.



*Don McCrary*  
7/25/89

Compiled By: Bain McCrary Bain, Inc.  
B.M.B. J.O. # S-2062  
Revised 9-11-89

**EXHIBIT A**

**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 is contiguous and adjacent to the City of New Berlin, Texas, is not more than one-half (1/2) mile in width, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Signature

Date

(Signature) Richard L. Chaplin Sr.  
 (Printed Name) RICHARD L. CHAPLIN SR.

21 Feb 2011

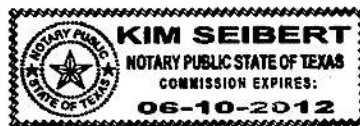
(Signature) \_\_\_\_\_  
 (Printed Name) \_\_\_\_\_

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

State of Texas County of Guadalupe

Sworn to and subscribed before me this 21st  
 day of February, 2011

Kim Seibert Notary Public



## EXHIBIT "A"

914/0115

Metes and bounds description of a 36.03 acre tract out of a tract situated in the V. Gotari Survey, Abstract 24, located approximately 11 miles west of Seguin, Texas, recorded in Volume 884, Page 299, Deed Records, Guadalupe County, Texas.

BEGINNING: At an axle found at a fence corner in the northeast line of the V. Gotari Survey, Abstract 24, said axle being approximately 5,310 feet from the intersection of the east right-of-way line of Santa Clara Road, and the south right-of-way of Gin Road for the north corner of said 143.62 acre tract and the POINT OF BEGINNING of this tract;

THENCE: S 31 00'00" E, 3,025.01 feet to an iron pin found at a fence corner for an angle point;

THENCE: S 30 54'30" E, 464.08 feet to an iron pin found at a fence corner for an angle point;

THENCE: S 31 31'22" E, 1,249.67 feet to a fence corner for the east corner of this tract;

THENCE: S 58 04'48" W, 1,419.97 feet to an iron pin found at a fence corner for the south corner of this tract;

THENCE: N 02 44'21" W, 468.17 feet to a fence corner for an angle point;

THENCE: N 20 09'00" W, 108.42 feet to an iron pin set for the west corner of this tract;

THENCE: N 59 00'00" E, 952.98 feet to an iron pin set for an interior corner;

THENCE: N 31 00'00" W, 4339.86 feet to an iron pin found in the south Right-of-Way line of Gin Road for the northwest corner of this tract;

THENCE: N 83 25'10" E, 235.10 feet to the POINT OF BEGINNING and containing 36.03 acres of land.

FILED FOR RECORD

12 MAY -9 PM 3:13

TERESA KIEL  
COUNTY CLERK GUADALUPE COUNTYBy *[Signature]*

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