

*return to:*

*6/c*  
*15 acres*  
*Revised*  
*San Antonio*

11-018095 07008

ORDINANCE No. \_\_\_\_\_

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



**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 \_\_\_\_\_ ; 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 May 21, 2007; and

**WHEREAS**, on the 21 day of May, 2007 the City Council of the City of New Berlin, Texas held public hearings on the proposed annexation of land situated outside of, but immediately adjacent to, the current corporate limits of the City of New Berlin, Texas and such public hearings gave all interested persons the right to appear and be heard on the proposed annexation of such land; and

**WHEREAS**, notice of the above mention public hearings was published in the Seguin Gazette Enterprise on May 11, 2007, a newspaper having general circulation in the City of New Berlin, Texas and within the territory to be annexed, in accordance with law; and

**WHEREAS**, the aforementioned public hearings were conducted not more that twenty (20) days nor less that ten (10) days prior to the institution of annexation proceedings; 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.

**SECTION 2.** The land and territory more particularly described as that portion of the tract of land described in Exhibit "A," attached hereto and incorporated herein by reference shall be part 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.

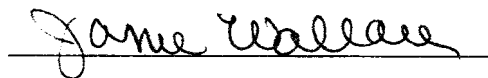
**SECTION 3.** This ordinance shall be effective from and after May 21, 2007.

PASSED AND APPROVED this, the 21 day of May, 2007.



MAYOR  
CITY OF NEW BERLIN, TEXAS

ATTEST:



CITY SECRETARY  
CITY OF NEW BERLIN, TEXAS

Date Requested: \_\_\_\_\_  
Date Granted : \_\_\_\_\_

Mayor and Board of Alderman;  
City of New Berlin  
~~Rt. 6, Box 600~~  
Seguin, Texas 78155

275 FM 2538

Dear Mayor and Board of Alderman:

We the undersigned residents, who own property located within the extra territorial jurisdiction of the City of New Berlin, Texas, do hereby petition the Board of Alderman of the City of New Berlin, Texas, to annex said additional territory as a part of the incorporated area of the City of New Berlin,

TO WIT:

That parcel of land adjoining the City Limits and being 15 acres in that certain tract of land out of the V GORTARI Survey, conveyed by Warranty Deed recorded in Volume 583 page 856, Guadalupe County Deed of Records. This being acreage which was not annexed by incorporation on May 27, 1975.

Signed:

X *M. W. Maeruf*

\_\_\_\_\_  
\_\_\_\_\_

B. PROPERTIES, INC.

6077P

THE VETERANS LAND BOARD

8597

VOL 583 PAGE 856

## WARRANTY DEED

THE STATE OF TEXAS \*

\*

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF GUADALUPE \*

\*

That B & B PROPERTIES, INC., a corporation organized and existing under the laws of the State of Texas, acting by and through its officers hereunto duly authorized, of the County of Bexar and State of Texas for and in consideration of the sum of FIFTEEN THOUSAND AND NO/100 DOLLARS (\$15,000.00) and other valuable consideration cash to the undersigned paid by the grantee herein named, the receipt of which is hereby acknowledged, have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto:

THE VETERANS LAND BOARD OF THE STATE OF TEXAS,

of the County of Travis and State of Texas, all of the following described real property in Guadalupe County, Texas, to-wit:

Field notes describing 15.0 acres of land situated in the V. Cortari Survey, Abst. 24, Guadalupe County, Texas. Said 15.0 acre tract is part of a tract called 244.43 acres (hereinafter called the parent tract) in conveyance from Agnes Kuehler, et al to Tom Williams, Trustee recorded in Volume 472 at page 832 of the deed records of said county and is described by metes and bounds, as follows:

Beginning for reference at the intersection of the southeast line of County Road No. 304 and the northeast line of County Road No. 315;

THENCE with the northeast line of County Road No. 315, as follows:

S 27° 13' E 1,336.4 feet;

thence S 26° 59' E 1,413.0 feet to the southwest corner of the parent tract and PLACE OF BEGINNING of the tract herein described;

THENCE with fence along the northeast line of County Road No. 315, N 26° 59' W 703.0 feet to the intersection of said northeast line with the southwest line of a 60 foot road;

THENCE with said southwest line, N 61° 11' E 918.3 feet to the north corner of the tract herein described;

THENCE S 28° 49' E 702.9 feet to a segment of the southeast boundary of the parent tract;

THENCE with fence along said segment, S 61° 11' W 940.8 feet to the place of beginning, all corners of the tract herein described being marked with iron stakes, and containing 15.0 acres of land.

Subject to easement and agreement dated June 20, 1913, executed by Ludgar Kuehler et al to Santa Clara Water Co., recorded in Vol. 40, page 601 of the Deed Records of Guadalupe County, Texas.

Subject to right of Thomas H. Williams, Trustee to harvest 1979 crops.

Subject to conditions, restrictions and easements of record.

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, its successors and assigns forever; and it does hereby bind itself and its

City of New Berlin, Texas  
275 FM 2538  
Seguin, Tx, 78155  
830-914-2455

JUNE 4, 2007

CHIEF, VOTING SECTION  
CIVIL RIGHTS DIVISION  
ROOM 7254 - NWB  
DEPARTMENT OF JUSTICE  
950 PENNSYLVANIA AVE., N.W.  
WASHINGTON, DC 20530

TO WHOM IT MAY CONCERN:

BE ADVISED THAT ORDINANCE *07-008* (ENCLOSED) FOR THE ANNEXATION OF THE PROPERTY INTO THE CITY OF NEW BERLIN, TEXAS 275 FM 2538, SEGUIN, TEXAS 78155, INVOLVES PROPERTY THAT HAS FEWER THAN THREE VOTERS RESIDING ON IT AND ANNEXATION WILL NOT AFFECT THE VOTING STRENGTHS OF MINORITY VOTERS. THE REASON FOR THE ANNEXATION WAS PETITION FOR ANNEXATION BY ALL RESIDENTS OF THE PARCEL.

SINCERELY

*Janie Wallace*

JANIE WALLACE  
SECRETARY  
CITY OF NEW BERLIN, TEXAS

FILED FOR RECORD  
2009 OCT -1 PM 1:48  
BERESAK  
COUNTY CLERK EDWARDS COUNTY  
BY *[Signature]*



Date Requested: \_\_\_\_\_  
Date Granted : \_\_\_\_\_

Mayor and Board of Alderman;  
City of New Berlin  
~~Rt. 6, Box 600~~  
Seguin, Texas 78155

275 FM 2538

Dear Mayor and Board of Alderman:

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TO WIT:

That parcel of land adjoining the City Limits and being 15 acres in that certain tract of land out of the V GORTARI Survey, conveyed by Warranty Deed recorded in Volume 583 page 356, Guadalupe County Deed of Records. This being acreage which was not annexed by incorporation on May 27, 1975.

Signed:

[Signature] (next to Dreyer)  
(07-008)

FILED FOR RECORD

11 OCT 13 PM 2:39

TERESA KIEL  
COUNTY CLERK GUADALUPE COUNTY

[Signature]

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



[Signature]  
TERESA KIEL  
Guadalupe County Clerk