

Phelan
7/C
5.704 acw

12-008450

ORDINANCE NO 07-0018

VOL 3123 PG 1 21

Ordinance Annexing Territory That is Inhabited By Fewer Than Three Voters

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE **CITY OF NEW BERLIN, GUADALUPE COUNTY, TEXAS**, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY.

WHEREAS, a petition for annexation has been duly signed and acknowledged by each and every person or corporation having an interest in the following described territory, and

WHEREAS, said tract of land is contiguous and adjacent to the **City of New Berlin, Texas**, and is not more than one-half(1/2) mile in width, and

WHEREAS, said petition was presented to the City Council on the day of and

WHEREAS, after hearing such petition and the arguments for and against the same the City Council has voted to grant such petition and to annex said territory to the **City of New Berlin, Texas**;

NOW THEREFORE, be it ordained by the City Council of the **City of New Berlin, Texas**; that the following described property, to-wit:

Return to: *RKC*
THE CITY OF NEW BERLIN
NEW BERLIN TEXAS
275 N 2600
SEGUIN TX 78155

Attachment to ORDINANCE NO 07-0018

PASSED AND APPROVED THIS, THE 18th DAY OF June, 2007

[Handwritten Signature]

MAYOR

CITY OF NEW BERLIN, TEXAS

ATTEST:

[Handwritten Signature]

CITY SECRETARY

CITY OF NEW BERLIN, TEXAS



Date Requested: 4-20-2007
Date Granted: _____

Mayor and Board of Aldermen:
City of New Berlin
275 FM 2538
Seguin, Texas, 78155

Dear Mayor and Board of Aldermen:

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 Aldermen 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 5.7040 acres in that certain tract of land out of the ALBERT ALEXANDER ABS 45 (*) AND... Suurvey, conveyed by Warranty Deed recorded in Volume _____ page _____, Guadalupe County Deed of Records. This being acreage which was not annexed by incorporation on May 27, 1975.

(*) ALSO 5.7040 AC TRACTE SITUATED IN THE WILLIAM H. SMITH SURVEY A-291.

Signed

Martin J. Phelan

M. J. Phelan

6651 FM 775 3.0 AC
6785 FM 775 2.704 AC } 5.704 AC TOTAL

PLEASE ATTACH DESCRIPTION OF PROPERTY
(MEETS & BOUNDS AS DESCRIBED IN DEED
TRANSACTION)

TEXAS ORDINARY CERTIFICATE OF ACKNOWLEDGMENT

CIVIL PRACTICE & REMEDIES CODE § 121.007

State of Texas

County of Guadalupe

Before me,

Jane W Wallace
Name and Character of Notarizing Officer, e.g., "John Smith,
Notary Public"

on this day personally appeared

Martin + Saul Phelan
Name of Signer

known to me

proved to me on the oath of

Name of Credible Witness

proved to me through _____

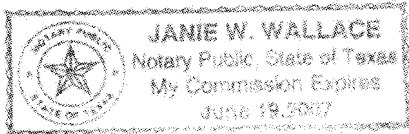
Description of Identify Card or Document

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

20 day of 4, A.D. 2007.
Day Month Year

Jane W Wallace
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: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

NOTE: Research of the Court House records was provided by:

DONEGAN ABSTRACT CO.

Reference GF 9327526 Dated 6-25-93

AS PER DONEGAN ABSTRACT CO.
COMMITMENT GF 9327525
DATED JUNE 25, 1993

Vol. 755 P. 251 APPLIES TO 4.00 AC.
Vol. 918 P. 870 " " " " " "
Vol. 368 P. 10 DOES NOT APPLY
Vol. 365 P. 213 DOES NOT APPLY

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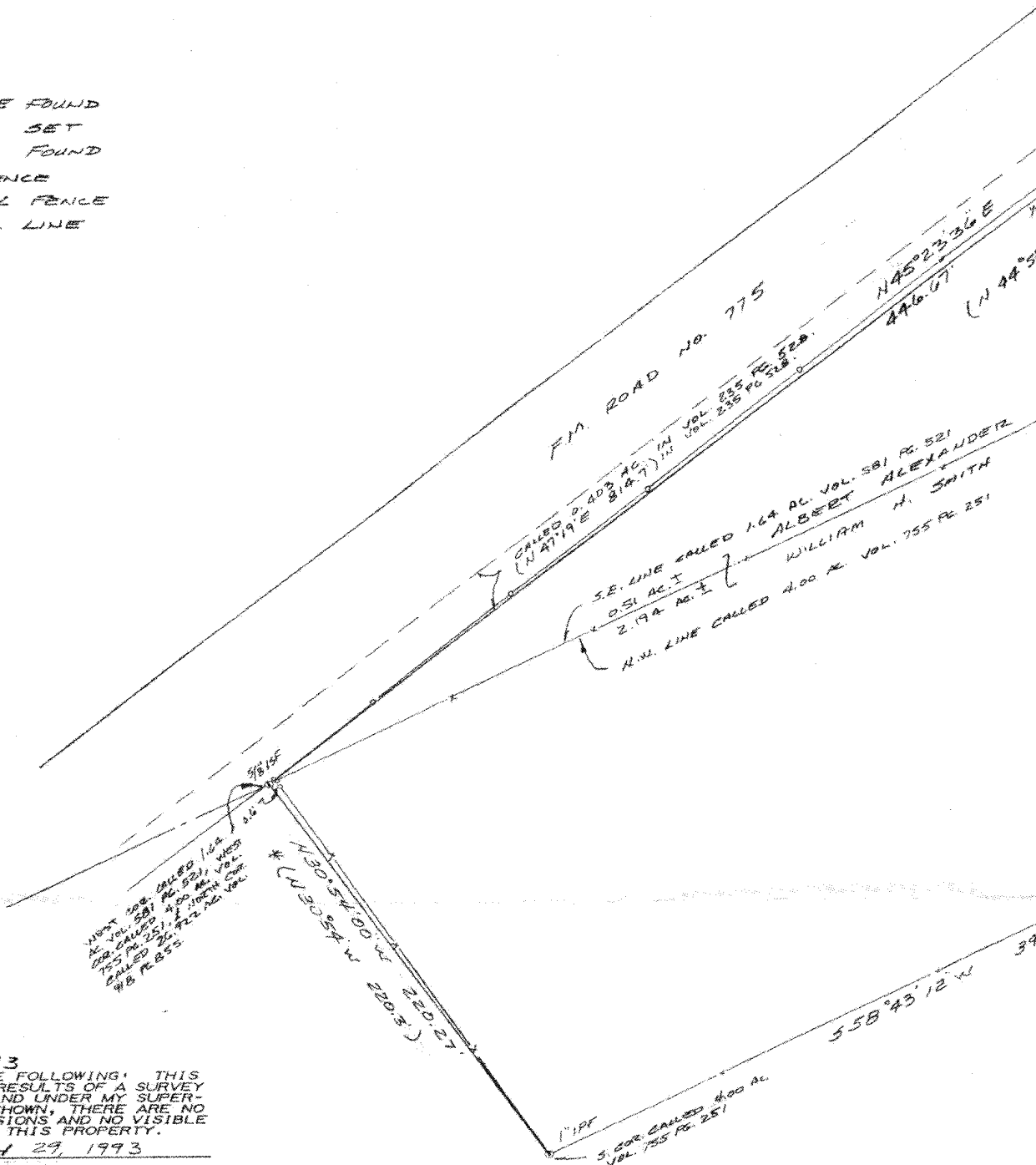
15610 ✓
3.00 AC. ✓
525-41
TAPE - 35
FILE - 41

15611 ✓
2.704 AC. ✓

LEGEND:

- 15F IRON STAKE FOUND
- 15S " " SET
- 1PF " PILE FOUND

- WIRE FENCE
- CHAINLINK FENCE
- ELECTRIC LINE



SEGUIN, TEXAS

JUNE 1, 1993

I HEREBY CERTIFY THE FOLLOWING: THIS PLAT REPRESENTS THE RESULTS OF A SURVEY MADE ON THE GROUND AND UNDER MY SUPERVISION. EXCEPT AS SHOWN, THERE ARE NO PROTRUSIONS OR INTRUSIONS AND NO VISIBLE EASEMENTS AFFECTING THIS PROPERTY.

DATE OF SURVEY: MAY 29, 1993

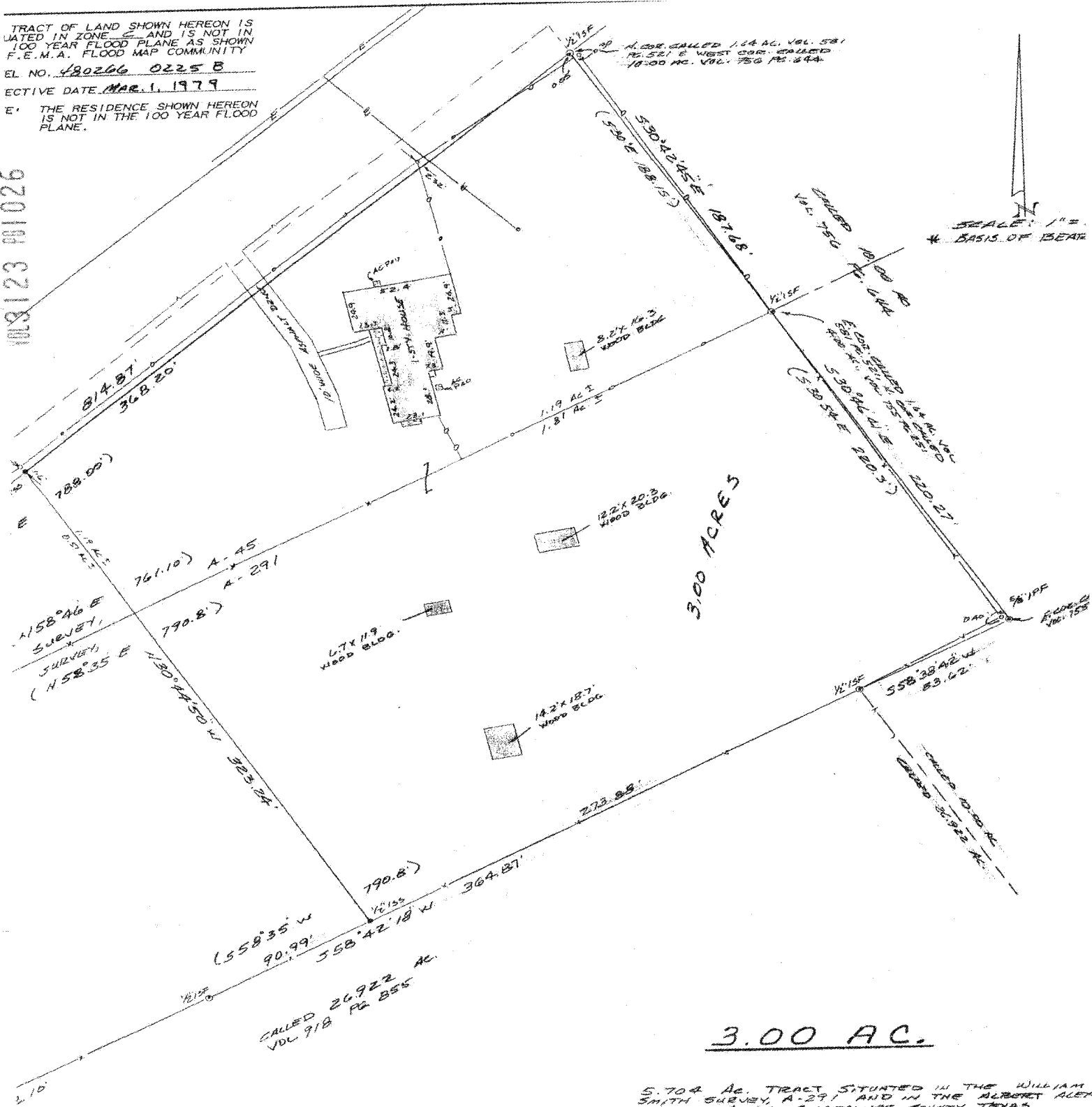
TRACT OF LAND SHOWN HEREON IS SITUATED IN ZONE 2 AND IS NOT IN 100 YEAR FLOOD PLANE AS SHOWN F.E.M.A. FLOOD MAP COMMUNITY

EL NO. 480266 0225 B

EFFECTIVE DATE MAR. 1, 1979

THE RESIDENCE SHOWN HEREON IS NOT IN THE 100 YEAR FLOOD PLANE.

VOL 8123 P 1026



5.704 AC. TRACT SITUATED IN THE WILLIAM SMITH SURVEY, A-291 AND IN THE ALBERT ALEX SURVEY, A-45, GUADALUPE COUNTY, TEXAS.

5.704 AC. TRACT COMPRISED OF A CALLED TRACT FROM EARL E. KEUEGER, ET UX, TO ANTHONY DUREN, ET UX, IN VOL. 521 PG. 521, AND A CALL 4.00 AC TRACT FROM NORWIN H. VIGEL, OBA, OIA INTERESTS TO ANTHONY DUREN, ET UX, IN VOL. PG. 251 OF THE OFFICIAL RECORDS.

BETTERS WORTH & ASSOCIATES, INC.
ENGINEERS & LAND SURVEYORS
315 S. CROCKETT STREET
SEGUN, TEXAS 78155
(210) 379-5552

15610-C-6



3.00 ACRES

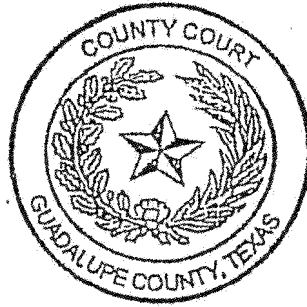
3.00 AC.

S. 704 AC. TRACT SITUATED IN THE WILLIAM H. SMITH SURVEY, A-291 AND IN THE ALBERT ALEXANDER SURVEY, A-45, GUADALUPE COUNTY, TEXAS.

S. 704 AC. TRACT COMPRISED OF A CALLED 1.64 AC TRACT FROM EARL F. KRUEGER, ET UX, TO ANTHONY DURO, ET UX, IN VOL. 581 PG. 521 AND A CALLED 4.00 AC TRACT FROM NORWIN H. VOGEL DBA D.R.F. INTERESTS TO ANTHONY DURO, ET UX, IN VOL. 755 PG. 251 OF THE OFFICIAL RECORDS.

BETTERSWORTH & ASSOCIATES, INC. ENGINEERS & LAND SURVEYORS 315 S. CROCKETT STREET SEGUIN, TEXAS 78155 (210) 379-5552

15610-C-6



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 12-8450 affixed on the first page of this document.

FILED FOR RECORD

12 MAY -9 PM 3:18

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY *[Handwritten 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.



[Handwritten Signature]
TERESA KIEL
Guadalupe County Clerk