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Elmwood & Irene
Wedner
1183681000

11-018112
VOL 3048 PG 0559
ORDINANCE No. 2011-001

Return to:
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.

WHEREAS, the City of New Berlin, Texas has agreed to annex property being more particularly described in Appendix A attached hereto; and

WHEREAS, the City Council of the City of New Berlin, Texas, believing that the above-described property is annexed pursuant to Texas Local Government Code section 43.028, and

WHEREAS, on the Feb. 11, 2011 the City Council of the City of New Berlin, Texas received petition from the land owner to annex the land situated outside of, but immediately adjacent to, the current corporate limits of the City of New Berlin, Texas;

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. This ordinance shall be effective from and after March 21, 2011

PASSED AND APPROVED this, the 21st day of March, 2011

[Signature]

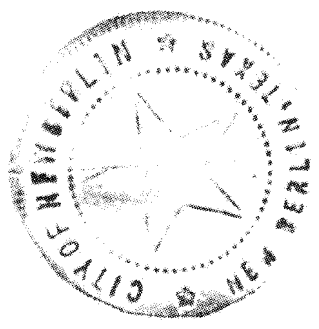
MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:

[Signature]
CITY SECRETARY
CITY OF NEW BERLIN, TEXAS

BY *[Signature]*
TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

FILED FOR RECORD
11 JUN 28 PM 1:31



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) Irene Wiedner
(Printed Name) IRENE WIEDNER

2-11-2011

(Signature) Elmer Wiedner
(Printed Name) Elmer Wiedner

2-11-2011

(Signature) _____
(Printed Name) _____



State of Texas County of Guadalupe
Sworn to and subscribed before me this 11
day of February, 2011
Kim Seibert Notary Public

and other good and valuable cash consideration, in hand paid by Elmon Wiedner, Jr., and wife, Irene Wolter Wiedner, \$357.00 DOLLARS VOL 357 PAGE 239

all cash, receipt of which is hereby acknowledged and confessed,

have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey, unto the said Elmon Wiedner, Jr., and wife, Irene Wolter Wiedner,

of the County of Guadalupe State of Texas all that certain

tract and parcel of land, being 118.54 acres of land, a part of the J. Williams Survey on the north side of the Seguin San Antonio Road about 12 miles west of Seguin described by metes and bounds as follows,

to wit: BEGINNING at a stake N 29 1/2° E 23 varas from Eddie Linne's northeast corner; THENCE N 3 1/2° E with the west boundary of the New Berlin Marion Road 260 1/2 varas to a stake; THENCE N 23 1/2° W 536-1/5 varas to the NE corner of the J. Williams Survey from which a mesq. 14 in. in dia. brs S 60° E 8 varas; THENCE S 60° W with the J. Williams NW boundary line at 645 varas to center of Buzzard Creek at 860 varas to center of Santa Clara Creek and at 1340 varas to a stake set for the most western corner of this tract and the NE corner of L. Kuehler's land;

THENCE S 30° E with said L. Kuehler's line X grave yard 247 varas to a stake set on the NW boundary of San Antonio-Seguin Road, which is 16 1/2 varas N 30° W from Eddie Linne's NW corner, allowing 16 1/2 varas from said road between Ed Linne's and this survey; THENCE N 72 1/2° E 256 varas to a stake set 17 vrs N 30° W from an Elm 10 ins. in dia. standing on West side of Santa Clara Creek mkd X; THENCE S 61° E 64 vrs to a stake on East bank of said creek, fr. wh. at Elm 10 ins. in dia. brs. S 53 1/2° W 30-3/10 vrs fr. wh. Elm another Elm 12 ins. in dia. brs. S 38 1/2° W 15-2/5 vrs; THENCE N 83 1/2° E 593 vrs always on the North boundary of the San Antonio-Seguin Road; THENCE N 85° E 229-2/5 vrs to a stake; THENCE N 89° E 103-2/5 vrs to the place of beginning, according to a survey of said land made by Wm. Stein, Surveyor, on October 21, 1912, and being the same land described in a deed to Albert and Augusta Wolter by J. E. Linne, on Dec. 20, 1912, recorded in Vol. 40, pages 71-2 of the Deed Records of Guadalupe County, Texas, to which said deed and the record thereof reference is here made for all pertinent purposes.

Being that same tract of land described in deed from Augusta Wolter et al to Richard Wolter, dated September 28, 1933, recorded in Vol. 148, pages 345-7 of the Deed Records of Guadalupe County, Texas.

LESS AND EXCEPT HOWEVER 0.172 acres of land conveyed to Guadalupe County, Texas by deed dated Jan. 15, 1954, recorded in Vol. 280, pages 54-5 of the Deed Records of Guadalupe County, Texas, and subject to terms of oil, gas and mineral lease executed by Hulda Wolter to J.H. Cobb, dated May 10, 1961, recorded in Vol. 339, pages 332-4 of the Deed Records of Guadalupe County, Texas.

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

Elmon Wiedner, Jr. and wife, Irene Wolter Wiedner, their

heirs and assigns forever and we do hereby bind ourselves, our heirs, executors and administrators, to Warrant and Forever Defend, all and singular the said premises unto the said Elmon Wiedner, Jr., and wife, Irene Wolter Wiedner, their

heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

WITNESS our hand & at Seguin, Texas this 11 day of May, 1963. Wanda Wolter

Nelda Wolter, Hilman Melvin Wolter

Witness at Request of Grantors
Walter Zillmann
Harold E. Wolter



SINGLE ACKNOWLEDGMENT

THE STATE OF TEXAS,
COUNTY OF Guadalupe

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared
Melvin Wolter and Elwin Wolter
known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 31 day of May A. D. 19 63

(L. S.) *Frank Schmidt*
Notary Public in and for Guadalupe County, Texas

JOINT ACKNOWLEDGMENT

THE STATE OF TEXAS,
COUNTY OF Guadalupe

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared
Walter Zillmann and Nelda Wolter Zillmann, his wife, both
known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said Nelda Wolter Zillmann, wife of the said Walter Zillmann
having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Nelda Wolter Zillmann acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 31 day of May A. D. 19 63

(L. S.) *Frank Schmidt*
Notary Public in and for Guadalupe County, Texas

JOINT ACKNOWLEDGMENT

THE STATE OF TEXAS,
COUNTY OF Guadalupe

BEFORE ME, the undersigned authority, in and for said County, Texas, on this day personally appeared
Harold Wolter
and Wanda Wolter
his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said Wanda Wolter, wife of the said Harold Wolter
having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Wanda Wolter acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 31 day of May A. D. 19 63

(L.S.) *Frank Schmidt*
Notary Public, Guadalupe County, Texas
My Commission Expires June 1, 1964

1858	Warrantly Beed	FROM	Nelda Wolter Zillmann	TO	Elmon Wiedner Jr. et al	FILED FOR RECORD	JUN 19 1963 A.D. 19	County Clerk	By <i>Frank Schmidt</i>	Deputy	A. D. 19	County Recorder	In Book	on Page	County Clerk	Deputy	By <i>Frank Schmidt</i>	Recording Fee \$2.50	Attorney Fees	This instrument should be filed immediately with the County Clerk for Record.	Return: Elmer Wiedner, Jr. 2100 East Houston St. Dec 11, 1960, Tex 405	The Oldet Company, Publishers, Dallas
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RECORDED the 20 day of June A.D. 1963, at 3:35 O'Clock P. M.
FRANK SCHMIDT, County Clerk
By *Frank Schmidt*, Deputy

ML3048 P0562

VOL 3048 PRO 563

BEFORE ME, the undersigned authority, on this day personally appeared ROSELLA NEYLAND IRWIN and husband, WILLIE F. IRWIN, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said Rosella Neyland Irwin, wife of the said Willie F. Irwin, having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said Rosella Neyland Irwin acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of ~~May~~ ^{June} 1963.

Louis P. Sargent
Notary Public, Guadalupe County,
Texas

THE STATE OF TEXAS
COUNTY OF Guadalupe

BEFORE ME, the undersigned authority, on this day personally appeared CHESTER C. NEYLAND, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of ~~May~~ ^{June} 1963.

Louis P. Sargent
Notary Public, Guadalupe County,
Texas

1856

DEED

LEONARD C. NEYLAND, ET AL

TO

LESTER BRAWNER, ET AL

FILED FOR RECORD
AT 4:05 O'CLOCK P M
JUN 19 1963
FRANK SCHMIDT
COUNTY CLERK, GUADALUPE COUNTY, TEXAS
BY Elizabeth Schaefer DEPUTY

R.D. ~~444~~
DPC 520

Chg: Lester Brawner, Walnut Ridge
Sagin, Texas
THE CLERK, SARGENT AND SARGENT

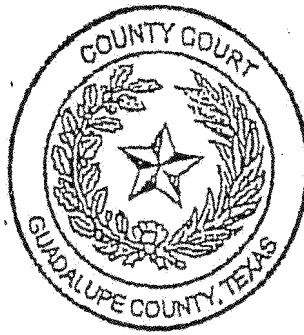
RECORDED the 20 day of June A.D. 1963, at 5:30 O'Clock P. M.
FRANK SCHMIDT, County Clerk By: Elizabeth Schaefer, Deputy

The State of Texas,
County of Guadalupe

} Known All Men by These Presents:

That We, Nelda Wolter Zillmann and husband Walter Zillmann, Harold Wolter and wife, Wanda Wolter, Melvin Wolter Elwin Wolter ~~and wife, Nelda Wolter~~ not joined by his wife herein for the reason that the property herein conveyed is no part of his homestead.

of the County of Guadalupe State of Texas for and in consideration
of the sum of Ten and no/100 (\$10.00) - - - -



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 11-18112 affixed on the first page of this document.

FILED FOR RECORD

11 OCT 13 PM 3:13

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY Mary Kelso

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