

M. C. Manual Services

VOL 3081 PGO 186

12-000814

2011-0016-A

ORDINANCE No. _____

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 Nov. 30, 2010 ; 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 March 21, 2011 ;

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, 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 March 21, 2011

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

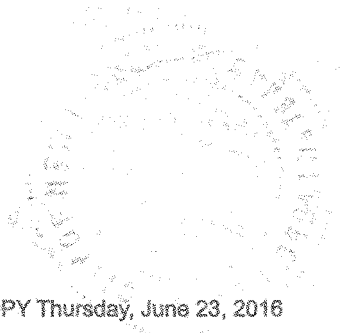


MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:

Jane Wallace

CITY SECRETARY
CITY OF NEW BERLIN, TEXAS



Return to
THE CITY OF NEW BERLIN
NEW BERLIN, TEXAS
77641-2538
SE BERLIN, 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."

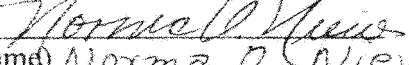
I (we) certify that the above-described tract of land is contiguous and adjacent to the City of New Berlin, Texas, is not more than one-half (1/2) mile in width, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Signature

Date

(Signature) 
(Printed Name) MANUEL NIEVES

11-30-2010

(Signature) 
(Printed Name) NORMA O. NIEVES

11-30-10

(Signature) _____
(Printed Name) _____

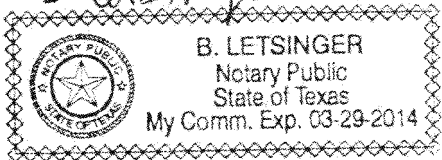
B. Letsinger 12-6-10

B. LETSINGER
Notary Public
State of Texas
My Comm. Exp. 03-29-2014

EXHIBIT A-1

All that certain tract or parcel of land containing 25.625 acres in Guadalupe County, Texas, being Guadalupe Torres Survey, Abstract 313, and being a portion of that certain tract called 41.57 acre tract described in conveyance to Clarence A. Scheel and wife, Jean Scheel of record in Volume 476, Page 409, Deed Records of Guadalupe County, Texas.

Said 25.625 acres being more particularly described by metes and bounds as follows;

- COMMENCING:** at a point at the intersection of the centerline of Santa Clara Road (County Road 315) with the centerline of Gin Road (County Road 404) being the South corner of the Juan Jose Guerrero Survey, Abstract 110;
- THENCE:** North 29 deg. 41 min. 00 sec. West, a distance of 2070.00 feet along with the centerline of said Santa Clara Road (County Road 315) and same being the Southwest line of Juan Jose Guerrero and Guadalupe Torres Surveys and the Northeast line of the Jose Flores Survey;
- THENCE:** North 60 deg. 33 min. 00 sec. East, a distance of 40.00 feet to a ½" iron pin found on the Northeast line of said Santa Clara Road (County Road 315) at the West corner of Fedrick Klien, 98.99 acre tract, of record in Volume 759, Page 791, Official Records of Guadalupe County, Texas, at the South corner of a 25.688 acre tract, surveyed this same day, being the same tract called 25.571 acre tract conveyed to The Adolph and Mary S. Scheel Revocable Trust, of record in Volume 1108, Page 770, Official Records of Guadalupe County, Texas;
- THENCE:** North 29 deg. 41 min. 00 sec. West, a distance of 282.85 feet along with fence line on the Northeast line of Santa Clara Road (County Road 315) to a ½" iron pin found, at the West corner of said 25.688 acre tract, surveyed this same day, for the South corner of this herein described tract and **POINT OF BEGINNING** of this survey;
- THENCE:** North 29 deg. 41 min. 00 sec. West, a distance of 282.85 feet along with fence line on the Northeast line of Santa Clara Road (County Road 315) to a ½" iron pin found at the South corner Leroy E. & Nellene Froboese tract, of record in Volume 1347, Page 601 and Volume 1176, Page 750, Official Records of Guadalupe County, Texas, for the West corner of this herein described tract;
- THENCE:** North 60 deg. 31 min. 38 sec. East, a distance of 3943.63 feet along with fence line to a ½" iron pin found, for the North corner of this herein described tract;
- THENCE:** South 29 deg. 41 min. 00 sec. East, a distance of 283.24 to a ½" iron pin found in fence line at the West corner of James M. Shodrock and wife, Madelyn S. Shodrock, 15.999 acre tract, of record in Volume 823, Page 132, Official Records of Guadalupe County, Texas, for the East corner of this herein described tract;
- THENCE:** South 60 deg. 31 min. 58 sec. West, a distance of 3943.63 to the **POINT OF BEGINNING**.

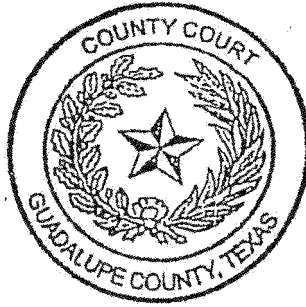
EXHIBIT A-1

FILED FOR RECORD

00 MAY 15 PM 2:00

L. J. M. LORENZ

THE STATE OF TEXAS
COUNTY OF GUADALUPEI hereby certify that this instrument was
FILED on the date and at the time stamped
COPY Thursday, June 23, 2006 and was duly recorded in the
Official Public Records of Guadalupe County,
Texas.



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 12-814 affixed on the first page of this document.

FILED FOR RECORD

12 JAN 13 AM 11:49

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY *Rebecca Jones*

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