

Doc. of Rita Zwick
consequence

11-018122

ORDINANCE No. 2011-0023

18,499
2011

VOL 3048 P80624

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 June 16, 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 June 20, 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 June 20, 2011

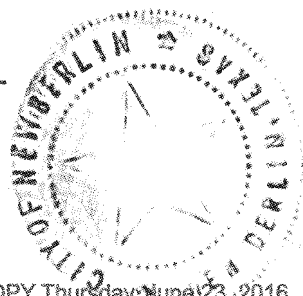
PASSED AND APPROVED this, the June 20, 2011.

[Signature]

MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:
[Signature]

CITY SECRETARY
CITY OF NEW BERLIN, TEXAS



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

FILED FOR RECORD
11 JUN 28 PM 1:39

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) *Douglas A. Zwick*
(Printed Name) Douglas A Zwick

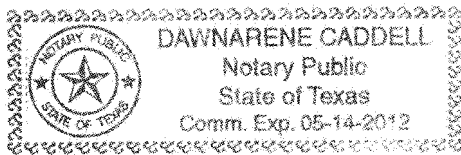
5-12-11

(Signature) *Rita Zwick*
(Printed Name) RITA Zwick

5-12-11

(Signature) _____
(Printed Name) _____

SWORN AND SUBSCRIBED before me this 12th day of May, 2011.



Dawnarene Caddell
NOTARY PUBLIC,
State of Texas, County of Guadalupe

TRACT 7:

18.499 acres of land situated in a tract described in a conveyance recorded in Volume 551, page 355, Deed Records, L. Martinez Survey, A—218, Guadalupe County, Texas, and described by metes and bounds as follows:

BEGINNING at an iron pin set for the southeast corner of this tract situated in the fenced common survey line between the Martinez Survey and the Peter Bollinger Survey, A—54, and marking the southwest corner of Tract 6—B and the east corner of the Martinez Survey bears N 67 deg 20' 48" B 1686.34 feet;

THENCE with the fenced common survey line between the Martinez and Bollinger Surveys, S 67 deg 20' 48" W 966.31 feet to an iron pin set for the southwest corner of this tract marking the northwest corner of the Bollinger Survey;

THENCE with the common line between Tracts 7 and 8, N 22 deg 46' 31" W 553.28 feet, S 61 deg 00' W 384.97 feet and N 26 deg 55' W 409.0 feet to an iron pin set for the northwest corner of this tract, the northeast corner of Tract 8, and situated in the south r.o.w. of a county road;

THENCE with the fenced south r.o.w. of the county road, N 81 deg 44' 18" E 1358.37 feet and N 80 deg 21' 09" E 94.62 feet to an iron pin set for the northeast corner of this tract, the northwest corner of Tract 6—B;

THENCE with the common line between Tracts 7 and 6—B, S 19 deg 50' 47" E 560.34 feet to the PLACE OF BEGINNING and containing 18.499 acres of land.

(Aubry & Jeanne Zwicke 1)

951/0174

3711

VOL 3048 P 60627

THE STATE OF TEXAS,
COUNTY OF Milam

KNOW ALL MEN BY THESE PRESENTS:

THAT La Verne M. Soefje and husband Harold J. Soefje

of the County of Milam and State of Texas, for and in consideration of the sum of Ten and more/100- - - - - DOLLARS,

to us in hand paid by Douglas A. Zwicke and wife Rita S. Zwicke, Rt. 1 Box 635, Mc Queeney, Texas 78123

of the County of Guadalupe and State of Texas, the receipt of which is hereby acknowledged, have granted, sold and conveyed, and by these presents do GRANT, SELL AND CONVEY unto the said Douglas A. Zwicke and wife Rita S. Zwicke

of the County of Guadalupe, in the State of Texas. All that certain tract or parcel of land described as follows, to-wit: All that certain tract or parcel of land in Guadalupe County, Texas, further described in EXHIBIT "A", attached hereto and incorporated herein for all purposes, and being the same land conveyed by Arnold S. Zwicke et al to La Verne Zwicke Soefje et vir et al by Partition Deed of record dated October 30, 1980, in Volume 608, Page 799 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 Douglas A. Zwicke and wife Rita S. Zwicke, 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 Douglas A. Zwicke and wife, Rita S. Zwicke, their

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

Witness our hands at Cameron, Texas this 14 day of May, A. D. 1991

Witnesses at Request of Grantor:

La Verne M. Soefje
Harold J. Soefje

THE STATE OF TEXAS,)

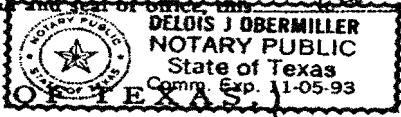
County of Matamoros

BEFORE ME Delois J. Obermiller

in and for said County and State, on this day personally appeared La Verne M. Soefje and Harold J. Soefje

known to me to be the person s whose name s subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office this 14th day of May 1991



Delois J. Obermiller

THE STATE OF TEXAS,)

County of _____

BEFORE ME _____

in and for said County and State, on this day personally appeared _____

known to me to be the person _____ whose name _____ 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 _____ day of _____ 19_____

THE STATE OF TEXAS

COUNTY OF _____

BEFORE ME _____

_____, in and for said County and State, on this day personally appeared _____ known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that _____ he executed the same as the act and deed of _____ of _____, Texas, and as that _____ thereof and for the purposes and consideration therein expressed.

Given under my hand and seal of office, this _____ day of _____ 19_____

THE STATE OF TEXAS,)

County of _____

I, _____

Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the _____ day of _____ 19_____, with its Certificate of Authentication, was filed for record in my office, the _____ day of _____ 19_____, at _____ o'clock _____ M. and duly recorded the _____ day of _____ 19_____ at _____ o'clock _____ M., in the _____ records of said County, in Volume _____ on page _____

WITNESS my hand and the seal of the County Court of said County, at office in _____ the day and year last above written.

County Court, _____ County, Texas.
By _____ Deputy.

WARRANTY DEED

La Verne M. Soefje, et vir

TO

Douglas A. Zwicke, et ux
Rt. 1 Box 635
Mc Queeney, Tx 78123

Filed for record _____ day _____ A. D. 19_____

_____ o'clock _____ M.
County Clerk _____ Deputy _____

Recorded _____ A. D. 19_____
County Record _____ Book _____

County Clerk _____ Deputy _____

RECORDING FEE, \$ _____
This Deed should be immediately filed with the County Clerk for Record.

Return: Douglas & Rita Zwicke

951/0176

EXHIBIT A

245 LANDA STREET
P. O. BOX 567
NEW BRAUNFELS, TEXAS 78130

OFFICE PH. 625
HOME PH. 625-4

RAYMOND DIETERT
REGISTERED PUBLIC SURVEYOR NO. 1868

February 23, 1981

FIELD NOTES describing 10.663 acres of land out of a 13.663 acre tract situated in a tract described in a conveyance recorded in volume 551, page 355, deed records, L. Martinez Survey, A-218, Guadalupe County, Texas, and described by metes and bounds as follows:

BEGINNING at an iron pin found marking the east corner of the Martinez Survey, the southeast corner of this tract;

THENCE with the fenced common survey line between the Martinez and Peter Bollinger Surveys, S 67° 20' 48" W 1440.49 feet to an iron pin set for the southwest corner of this tract;

THENCE across the called 13.663 acre tract, N 19° 50' 47" W 504.12 feet to an iron pin set in the south R.O.W. of a county road and marking the northwest corner of this tract;


THENCE with the fenced south R.O.W. of the county road, N 80° 21' 09" E 623.05 feet and N 83° 59' 04" E 827.91 feet to an iron pin set for the northeast corner of this tract and situated in the common survey line between the Martinez and R. E. Brown Surveys;

THENCE with the fenced common survey line between the Martinez and Brown Surveys, S 29° 38' 54" E 127.2 feet to the PLACE OF BEGINNING and containing 10.663 acres of land.

I hereby certify this survey was made under my supervision in February, 1981.



Raymond Dietert, R.P.S. 1868

RECORDED IN OFFICIAL RECORDS	
FILE DATE	5-8-91
FILE TIME	3:33 O'CLOCK P. M.
VOL	951 PAGE 174-176
MAY 8 - 1991	
RECORDING DATE	
	<i>Raymond M. Young</i>
COUNTY CLERK GUADALUPE COUNTY	



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 11-018122 affixed on the first page of this document.

FILED FOR RECORD

11 OCT 13 PM 3:35

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

→ City of New Berlin
275 FM 538
Seguin TX 78155