

3/C
Mark Mott
04.989.0000

B-011317

ORDINANCE No. 13-001

VOL 4089 P60205

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 February 22, 2013; 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 18, 2013; 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, 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 2. This ordinance shall be effective from and after March 18, 2013.

PASSED AND APPROVED this, the 18th day of March, 2013.

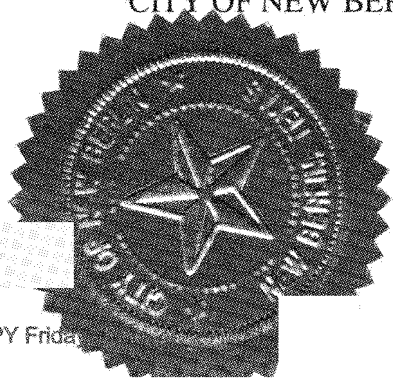
[Handwritten Signature]

MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:

[Handwritten Signature]

CITY SECRETARY
CITY OF NEW BERLIN, TEXAS



*after recording
Return to:*

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

2 people + MFLAN

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.

<u>Signature</u>	<u>Date</u>
(Signature) <u>[Handwritten Signature]</u>	<u>02-22-13</u>
(Printed Name) <u>MARIE L. MOTT</u>	
(Signature) <u>[Handwritten Signature]</u>	<u>02-22-13</u>
(Printed Name) <u>GERRI MOTT</u>	
(Signature) _____	_____
(Printed Name) _____	

Property Address 6770 LINNE NEW BERLIN TX 78155

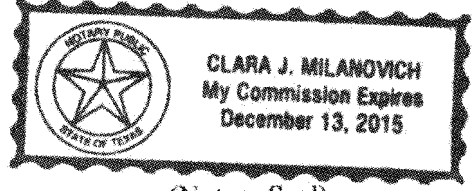
Mailing Address 6770 LINNE NEW BERLIN TX 78155

Telephone [Redacted] Amt of Land 94.884 acres

STATE OF TEXAS
 COUNTY OF GUADALUPE
 Before me, Clara J. Milanovich, on this day personally appeared
Geri and Mack Mott

known to me or proved to me through drivers license to be the person(s)
 whose name(s) is/are subscribed to the foregoing instrument and each acknowledged to me that he/she/they
 executed the same for the purposes and consideration therein expressed. Given under my hand and seal of office,
 this 22nd day of February, 2012

Clara J. Milanovich
 Notary Public, State of Texas



FIELD NOTES

June 2, 2008

VOL4089 P60207

BEING 94.884 acres of land, more or less, out of the V. Gortari League, Abstract 24, Guadalupe County, Texas and also being described as a 96 acre tract in Volume 209, Page 51 of the Deed Records of Guadalupe County, Texas and being more particularly described as follows:

BEGINNING at an iron rod set at a fence corner post found at the intersection of the existing northwest R.O.W. line of South Santa Clara Road (County Road 315) and the existing west R.O.W. line of Linne Road (County Road 415) for the southeast corner of this tract and the southeast corner of the above referenced 96 acre tract;

THENCE, along said northwest R.O.W. line of South Santa Clara Road as follows:

S 64°27'11" W, 302.62 feet to a fence post for an angle point,

S 60°52'19" W, 373.00 feet to a fence post for an angle point,

S 61°06'45" W, 347.93 feet to a fence post for an angle point, and

S 60°50'56" W, 363.94 feet to an iron rod found in same for the southwest corner of this tract and the southwest corner of said 96 acre tract, said point also being the southeast corner of a 91.445 acre tract described in Volume 1709, Page 804 of the Official Records of Guadalupe County, Texas;

THENCE, N 33°38'56" W, 1386.56 feet, generally along an old fence line, with the common line of said 91.445 acre tract to an iron rod set at an old fence corner post for the most westerly corner of this tract;

THENCE, along the remnants of an old fence line and the common line with a 125 acre tract described as Tract 1 in Volume 2018, Page 984 of the Official Records of Guadalupe County, Texas as follows:

N 70°34'38" E, 734.72 feet to an iron rod set for an interior corner,

N 02°41'56" W, 160.00 feet to an iron rod set for an angle point,

N 07°44'41" E, 241.57 feet to an iron rod set for an angle point,

N 23°40'56" E, 272.00 feet to an iron rod set for an angle point,

N 34°20'41" E, 354.00 feet to an 18" Mesquite Tree for an angle point,

N 89°17'53" E, 50.29 feet to an iron rod set for an interior corner, and

N 01°59'58" E, 287.02 feet to an iron rod set for the most northwesterly corner of this tract and the most southwesterly corner of a 44 acre tract described as Tract 2 in Volume 2018, Page 984 of the Official Records of Guadalupe County, Texas;

THENCE, N 70°00'00" E, (Ref. Brg.) 1643.10 feet, generally along an old fence line, along the common line with said 44 acre tract to an iron rod set at a fence corner post in the existing west R.O.W. line of Linne Road for the northeast corner of this tract and the southeast corner of said 44 acre tract;

THENCE, along said existing west R.O.W. line as follows:

S 09°24'24" W, 79.54 feet to a fence post for an angle point,

S 14°10'47" W, 1339.88 feet to a fence post for an angle point,

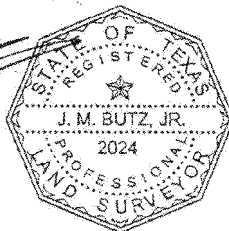
S 14°13'22" W, 213.80 feet to a fence post for an angle point,

S 15°20'16" W, 206.01 feet to a fence post for an angle point, and

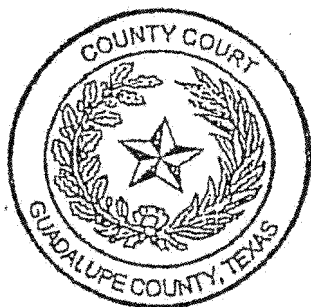
S 14°29'51" W, 772.28 feet to the POINT OF BEGINNING and containing 94.884 acres of land, more or less.

Note: Plat also prepared this day.


J. M. Butz, Jr.
Registered Professional Land Surveyor
No. 2024



FN08-146



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 13-11317 affixed on the first page of this document.

FILED FOR RECORD

13 MAY 29 PM 2: 18

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY *Courtney Casal*

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