

reported on the city's annexation status. He informed the council that the city would have to hold three (3) public hearings before the annexation ordinance could be adopted, also the U.S. Assistant Attorney General's office must be notified of the annexation. A Service Plan will also have to be set up. A letter or document from a City Official (the council decided to use County Judge Sagebiel) must be drawn up as supporting material that the city was not annexing land for the purpose of obtaining a minority vote in city elections. The council than discussed having the public hearings published in the Seguin-Gazette Newspaper. The city clerk would be responsible to see that all material get to the newspaper. The Council also discussed annexing the Strey property at a later date. Mayor Wolf than entertained a motion for an ordinance setting dates and times for public hearings on Proposed Annexation. Alderman Friederick made a motion to accept the ordinance, Alderman Syfrett seconded the motion. A vote was taken.

AYES 4 NOES 0 The motion carried.

ORDINANCE NO. 85-001

AN ORDINANCE SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF CERTAIN PROPERTY BY THE CITY OF NEW BERLIN, TEXAS, AUTHORIZING AND DIRECTING THE MAYOR TO PUBLIC NOTICE OF SUCH PUBLIC HEARING: AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BERLIN TEXAS:

Section 1. on the 11th day of March, 1985 at 6:00 o'clock; on 18th day of March, 1985 at 8:00 o'clock in the City Council Chamber of the City Hall of the City of New Berlin, Texas, the City Council will hold a public hearing giving all interested persons the right to appear and be heard on the proposed annexation by the City of New Berlin, Texas of the following described property, to-wit:

AREA 1

BEING the remaining 88.49 acres, the portion which was not annexed by incorporation May 27, 1975, of a 96.09 acre tract described as follows:

BEGINNING at the southwest corner of the Alexander Survey; THENCE with S. E. boundary of said survey and the northwest line of road, N. 61 degrees E. 1990 feet

to a stake set in N.W. line of the Stahl 200 acres:
THENCE with said northwest line S. 60 degrees W.
1990 feet to the northwest corner thereof;
THENCE South 30 degrees E. 1643.5 feet;
THENCE South 60 degrees W. 5.5 feet;
THENCE South 30 degrees E. 510.0 feet to the place
of beginning, containing 96.09 acres of land.

AREA 2

BEING the remaining 41.1 acres, the portion which was not
annexed by incorporation on May 27, 1975; of an 82.2 acre
tract described as follows:

BEGINNING at the most southern corner of the R.E. Tewes
et al 297 acre, a point in the northwest line of a thirty
foot county road;
THENCE north 29 degrees west along the southwest line
of the R.E. Tewes et al tract, 1825 feet to its west
corner;
THENCE along the northwest line of said R.E. Tewes
et al tract as follows:
North 47 degrees 30' east 960 feet; north 82 degrees
east 216 feet; north 87 degrees east 172 feet; and
north 88 degrees 36' to a stake set for the west
corner of a 9.29 acre tract to be conveyed to W.E. Tewes;
THENCE south 14 degrees east along the southwest line
of the 9.29 acre tract, 625 feet to its south corner;
THENCE north 62 degrees east 853 feet to a stake in
the west line of the Marion-LaVernia road;
THENCE south 12 degrees east along the west line of the
Marion-LaVernia road, 963 feet to the northwest line
of Farm Road No. 775;
THENCE south 26 degrees 54' west parallel with and 35'
distant from the center line of said Farm Road, 215.8
to a point in the northwest line of the thirty foot
county road 1752 feet to the place of beginning, and
containing 82.2 acres of land.

AREA 3

BEING the remaining 5.0 acres, the portion which was not
annexed by incorporation of May 27, 1975, of an 11.78 acre
tract described as follows:

BEGINNING at an iron stake set for the northeast corner
of the tract herein described, said corner being in the
west line of a county road as Linne Road and situated
South 4 degrees 22 minutes East 2,895.0 feet from the
North corner of the Vicente Duran Survey;
THENCE with the west line of Linne Road, as follows:
along a circular curve to the left, the radius of which
is 742.2 feet and the long chord of which bears south

3 degrees 33 minutes east 253.3 feet;
THENCE with fence along the southeast line of the parent tract, south 61 degrees 26 minutes west 843.8 feet to its south corner;
THENCE with fence along the west line of the parent tract north 14 degrees 40 minutes west 714.2 feet to the northwest corner of the tract herein described;
THENCE across the parent tract, as follows:
North 76 degrees 59 minutes east 643.5 feet;
THENCE North 43 degrees 41 minutes east 147.6 feet;
THENCE North 82 degrees 16 minutes east 118.6 feet to the place of beginning, all corners and ends of all courses of the tract herein described being marked with iron stakes and containing 11.78 acres of land.

AREA 4

BEING the remaining 94.6 acres, the portion which was not annexed by incorporation on May 27, 1975, of a 145.37 acre tract described as follows:

BEGINNING at the Southwest corner of Lot No. 11 of said Duran Survey;
THENCE North 61 degrees East with the Southeast boundary of this property 518 varas to the Northwest boundary of the Marion-LaVernia Road;
THENCE with the Northwest boundary of the Marion-LaVernia road about 1030 varas to where said boundary line of said road intersects the Southwest boundary of a 10 acre tract conveyed to Ollio J. Muelder recorded in Volume 51, pages 140-141;
THENCE North 30 degrees West with the Southwest boundary of the said 10 acres about 225 varas to the Northwest boundary line of Subdivision No. 12 on the South side of a road to the Cibolo River;
THENCE South 61 degrees West with the Northwest line of Subdivision No. 12 and 11, 112 varas, more or less, to the Northwest corner of Subdivision No. 11;
THENCE South 29 degrees East with the Southwest line of Subdivision No. 11, 1017 varas to the place of Beginning, containing 148 acres of land, more or less, and being the same tract of land conveyed by deed dated September 29, 1951, executed by Leon R. Kiolbassa et ux to Teresa L. Mendoza et al and being recorded in Volume 253, page 516 of the Deed Records of Guadalupe County, Texas.

AREA 5

BEING the remaining 25.26 acres, the portion which was not annexed by incorporation May, 27, 1975; of a 29.48 acre tract described as follows:

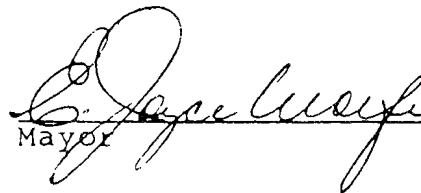
BEGINNING on the south line of FM 2538 at an iron pin set at the north corner of Lot No. 9 and which is the west corner of Lot Ten of said Garrison Survey; THENCE S. 29 degrees 03' 46" E. 2139.3' with a fence to an iron pin; THENCE N. 50 degrees 45' 36" E 627.03" to an iron pin; THENCE S. 29 degrees 06' 35" W 2027.83' to an iron pin on the south line of said road; THENCE S. 61 degrees 00' 00" W 615.5 to the beginning, containing 29.48 acres, more or less.

AREA 6

BEGINNING at an iron pin set for the Northeast corner being the Northwest Henry C. Hall 126 acre corner, on the Southerly right of way line of the 80 foot F.M. Road No. 2538, as set out in Volume 243, pages 216-8, Deed Records; THENCE South 29 degrees East 2825.0 feet with the division line of the Henry C. Hall tract to an iron pin set for the Southeast corner, being the Southwest Henry C. Hall 126 acre tract corner of the Northerly line of an old roadway; THENCE South 61 degrees West 1933.3 feet with the Northerly line of the old roadway to an iron pin set for the Southwest corner, being the intersection corner of the old roadway and a 60 foot strip of land; THENCE North 29 degrees West 1254.0 feet with the easterly line of the 60 foot strip of land to the center of the Cibolo Creek, of which an iron rod set on the bank of the Cibolo Creek bears South 29 degrees East 38.5 feet; THENCE with the center of the Cibolo Creek with its meanders as follows:
NORTH 25 degrees 30' East 105.0 feet;
North 10 degrees 45' West 151.0 feet;
North 22 degrees 30' West 130.0 feet;
North 61 degrees 30' West 109.0 feet;
South 62degrees 12' West 165.7 feet;
North 67 degrees West 140.0 feet;
North 61 degrees West 144.6 feet; and
North 36 degrees 30' West 499.9 feet; to a point in the center of the Cibolo Creek, of which an iron rod set on the bank of the Cibolo Creek bears North 45.0 feet; THENCE North 342.2 feet with the easterly line of an old road to an iron pin set for corner in the turn of the old road; THENCE North 56 degrees 30' East 1003.0 feet with the Southerly line of the old road to a concrete monument on the Southerly line of the F.M. Road No. 2538; THENCE North 59 degrees 43' East 1072.0 feet with the Southerly line of the F.M. Road 2538 to the place of Beginning containing 128.349 acres.

Section 2. The Mayor of the City of New Berlin, is hereby authorized and directed to cause notice of such public hearing to be published once in a newspaper having general circulation in the city and in the above described territory not more than twenty days nor less than ten days prior to the date of such public hearing, in accordance with the Municipal Annexation Act (Article 970a, Vernon's Texas Civil Statutes).

PASSED AND APPROVED this the 18th day of February, 1985.



Mayor

ATTEST:



City Secretary