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ORDINANCE NO. 89-005

18188

STATE OF TEXAS  
\* \* \*  
CITY OF NEW BERLIN

AN ORDINANCE ANNEXING THE HEREAFTER DESCRIBED TERRITORY TO THE CITY OF NEW BERLIN, GUADALUPE COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HERINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY.

WHEREAS, a petition for annexation has been duly signed and acknowledged by each and every person or corporation having an interest in the following described territory, to-wit:

The remaining 2.39 acres, the portion which was not annexed by incorporation May 27, 1975; of a 4.23 acre tract described as follows:

All that certain lot, tract, or parcel of land out of the V. Duran Survey in Guadalupe County, Texas, being the same property described in Deed from The Estate of Darrell Raymond Engbarth et al, to Gilbert Rowland Merkle et ux, dated June 26, 1980, and recorded in Volume 601, Page 112 of the Deed of Records of Guadalupe County, Texas, as follows, BEGINNING at the north corner of a said 117.21 acre tract recorded in Volume 310, Page 269 of the Deed of Records of Guadalupe County, Texas;  
THENCE South 23 degrees East 160 feet along the Southwest line of a road;  
THENCE South 61 degrees West 980 feet to a point in the Southwest line of said 117.21 acres;  
THENCE North 29 degrees West 160 feet;  
THENCE North 61 degrees East 980 feet to the place of beginning.

WHEREAS, said tract of land is contiguous and adjacent to the City of New Berlin, Texas and is not more than one-half (1/2) mile in width, and

WHEREAS, said petition was presented to the City Council on the 1st day of May, 1989 such date being not less than 30 days from the date hereof, and

WHEREAS, after hearing such petition and the arguments for and against the same, the City Council has voted to grant such petition and to annex said territory to the City of New Berlin, Texas;

NOW THEREFORE, be it ordained by the City Council of the City of New Berlin, Texas:

The remaining 2.39 acres, the portion which was not annexed by incorporation May 27, 1975; of a 4.23 acre tract described as follows:

All that certain lot, tract, or parcel of land out of the V. Duran Survey in Guadalupe County, Texas, being the same property described in the Deed from the Estate of Darrell Raymond Engbarth, et al, to Gilbert Rowland Merkle, et ux, dated June 26, 1980, and recorded in Volume 601, Page 112 of the Deed of Records of Guadalupe County, Texas, as follows,

BEGINNING at the north corner of a said 117.21 acre tract recorded in Volume 210, Page 269 of the Deed of Records of Guadalupe County, Texas;

THENCE South 23 degrees East 160 feet along the Southwest line of a road;

THENCE South 61 degrees West 8 980 feet to a point in the Southwest line of said 117.21 acres;

THENCE North 29 degrees West 160 feet;

THENCE North 61 degrees East 980 feet to the place of beginning.

And the same is hereby annexed to the City of New Berlin, Guadalupe County, Texas, be and the same are hereby extended to include the above descibed territory within the city limits of the City of New Berlin, Texas and the same shall hereafter be entitled to all rights and privileges of other citizens of the city of New Berlin, Texas and shall be bound by the acts and ordinances of said city.

The City Clerk is hereby directed to file with the County clerk of Guadalupe County, Texas a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the city council, this the 17<sup>th</sup> day of July, 1989..

APPROVED:

Ferdinand Friedrick  
MAYOR



Jane Wallace  
CITY SECRETARY