

070012

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 has agreed to maintain a portion of Gin Road being more particularly described in Appendix A attached hereto; and

WHEREAS, the City Council of the City of New Berlin, Texas, believing that the above-described property is annexed pursuant to Texas Local Government Code section 43.028, and

WHEREAS, on the 21 day of May, 2007 the City Council of the City of New Berlin, Texas held public hearings on the proposed annexation of land situated outside of, but immediately adjacent to, the current corporate limits of the City of New Berlin, Texas and such public hearings gave all interested persons the right to appear and be heard on the proposed annexation of such land; and

WHEREAS, notice of the above mention public hearings was published in the Seguin Gazette Enterprise on May 11, 2007, a newspaper having general circulation in the City of New Berlin, Texas and within the territory to be annexed, in accordance with law; and

WHEREAS, the aforementioned public hearings were conducted not more that twenty (20) days nor less that ten (10) days prior to the institution of annexation proceedings; 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.

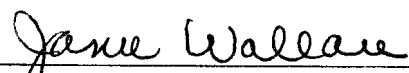
SECTION 2. This ordinance shall be effective from and after May 21, 2007.

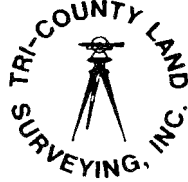
PASSED AND APPROVED this, the 21 day of May, 2007.



MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:


CITY SECRETARY
CITY OF NEW BERLIN, TEXAS



114 North Austin Street
Seguin, Texas 78155

Phone: (830) 372-1001 Fax: (830) 379-1155

Ordinance No. 07-0012

**County Road 404
Gin Road**

Description of a tract of land adjoining the city limits of the City of New Berlin, Guadalupe County, Texas, being a portion of Guadalupe County Road 404 (Gin Road) and being more particularly described as follows:

Beginning at a point at the intersection of the northeast right-of-way line of County Road 315 (S. Santa Clara Road) and the northwest right-of-way line of County Road 404 (Gin Road) for the south corner of a tract of land called 15.00 acres, conveyed to Nelson Schultze and wife Jacquelyn by deed recorded in Volume 531, Page 85, Deed Records, Guadalupe County, Texas and the west corner of the herein described tract.

Thence, in a northeasterly direction with the northwest right-of-way line of County 404 and the southeast line of the Schultze tract to a point for the south corner of a tract of land called 9.50 acres, conveyed to Darryl Ross Surman and wife Betty Jean Surman, by deed recorded in Volume 531, Page 82, Deed Records, Guadalupe County, Texas, for the north corner of the herein described tract.

Thence, in a southeasterly direction, crossing County Road 404, with the extension of the Schultze tract, to a point in the southeast right-of-way line of County Road 404, and the northwest line of a tract of land called 100.56 acres, conveyed to P.F. Flores, Archbishop of San Antonio, by deed recorded in Volume 869, Page 846, Official Records, Guadalupe County, Texas, for the east corner of the here in described tract.

Thence, in a southwesterly direction with the southeast right-of-way line of County Road 404 and the northwest line of the P.F. Flores tract, to a point at the northeast end of the cutback line of County Road 315 into County Road 404, for the south corner of the herein described tract.

Thence, in a northwesterly direction, crossing County Road 404, to the **Place of Beginning**.

This document was prepared under 22 TAC §663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interest in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

City of New Berlin, Texas
275 FM 2538
Seguin, Tx, 78155
830-914-2455

JUNE 4, 2007

CHIEF, VOTING SECTION
CIVIL RIGHTS DIVISION
ROOM 7254 - NWB
DEPARTMENT OF JUSTICE
950 PENNSYLVANIA AVE., N.W.
WASHINGTON, DC 20530

TO WHOM IT MAY CONCERN:

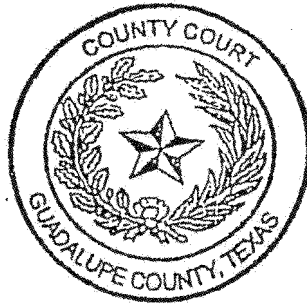
BE ADVISED THAT ORDINANCE *07-001²* (ENCLOSED) FOR THE ANNEXATION OF THE PROPERTY INTO THE CITY OF NEW BERLIN, TEXAS 275 FM 2538, SEGUIN, TEXAS 78155, INVOLVES PROPERTY THAT HAS FEWER THAN THREE VOTERS RESIDING ON IT AND ANNEXATION WILL NOT AFFECT THE VOTING STRENGTHS OF MINORITY VOTERS. THE REASON FOR THE ANNEXATION WAS PETITION FOR ANNEXATION BY ALL RESIDENTS OF THE PARCEL.

SINCERELY



JANIE WALLACE
SECRETARY
CITY OF NEW BERLIN, TEXAS

FILED FOR RECORD
2009 OCT -1 PM 1:50
REGSA P 11
COUNTY CLERK GUADALUPE COUNTY
BY *[Signature]*



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 11-18098 affixed on the first page of this document.

FILED FOR RECORD

11 OCT 13 PM 2:42

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY *[Signature]*

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.



[Signature]
TERESA KIEL
Guadalupe County Clerk