5/C Ryan Zwicke 10.99 acres

11-018118 2011-0019

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

ORDINANCE No. ____-__

VOL 3048 PGO585

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.

MAYOR
CITY OF NEW BERLIN, TEXAS

FILED FOR RECORD
11 JUN 28 PM 1:40
TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY
BY

ATTEST:
Janice Wallace

CITY SECRETARY
CITY OF NEW BERLIN, TEXAS

CITY OF NEW BERLIN ☆ NEW BERLIN, TEXAS

COPY Thursday, June 23, 2016

VOL3048 PG0586

Ryan Zwicke

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) Ryan A. Zwicke (Printed Name) RYAN A. ZWICKE	6/12/2011
(Signature)_____ (Printed Name)_____	_____
(Signature)_____ (Printed Name)_____	_____

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

DAWNARENE CADDELL
Notary Public
State of Texas
Comm Exp. 05-14-2012

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

COPY Thursday, June 23, 2016

All that certain tract or parcel of land containing, 10.999: acres of land out of the Jose N Sierra Survey, Abstract No. 294, Guadalupe county, Texas, being the same land, as surveyed and found on the ground on August 24, 2001, as that certain parcel called 11.00 acres described in Volume 1101, Page 725, Official Records of Guadalupe County, Texas; Said 10.999 acre parcel being more particuiarly described by metes and bounds as follows:

BEGINNING at a 60d nail, found in the northeasterly line of a 16 foot wide strip of land described in Volume167, Page 372, Deed Records of Guadalupe County, Texas situated within a 35 foot road easement described in Volume 1101, Page 725, Official Records, of Guadalupe County, Texas, same being the most Southerly corner Of the Zwicke 12.36 acre parcel recorded in Volume 1456, Page 422, Official Records of Guadalupe County, Texas, being the most westerly corner and POINT-OF-BEGINNING of this parcel;

THENCE with the common line of this parcel with said Zwicke 12.366 acre parcel, North 60 deg 33′ 10″ East (basis of bearings), at 19.33 feet (called North 60 deg 33′ 10″ East, 19.17 feet) passing a 1/2″ iron rod found in the ,' northeasterly line of the said 35 road easement, and passing a 1/2″ iron rod at a distance of 798.28 feet (called North 60 deg 33′ 10″ East, 798.41 feet) in the common line of this parcel ánd the said Zwicke 12.366 acre parcel, in all a distance of 1596.68 feet (called North 60 deg 33′ 10″ East, 1596.81 feet) to a 1/2″ iron rod found for the most easterly corner of said 12.866 acre parcel, same being the most northerly corner of this parcel and lying in the southwesterly line of the Zwicke 28.301 acre parcel recorded in Volume 663, Page 194, Official Records of Guadalupe County, Texas;

THENCE with the common line of this parcel with said Zwicke 28.301 acre parcel, South 26 deg 53′ 57″ East, distance of 301.92 feet: (called South 26 deg 55′ 00″ East, 301.95,feet), to a 1/2″ iron rod found for the most northerly corner of the Carter 10.00 acre parcel recorded in Volume 1431, Page 095, Official Records of Guadalupe County, Texas, Same being the most easterly corner of this parcel;

,.
THENCE with the common line of this parcel with said Carter

COPY Thursday, June 23, 2016

parcel, South 60 deg 33′ 05″ West, a distance of 789 94 feet (called South 60 deg 33′ 10″ West, 790 15 feet) passing a 1/2″ iron rod found in the common line of this parcel and the said Carter parcel, and passing a 1/2″ iron rod found in the northeasterly line of the aforementioned 35 foot road easement at a distance of 1560.70 feet (called south 60 deg 33′ 10″ West, 1561 00 feet), in all a distance of 1580 05 feet (called South 60 deg 33′ 10″ West, 1580.10 feet) to a 60d nail found in the aforementioned northeasterly line of the 16 foot strip o± land situated within the said 35 foot road easement, for the most westerly corner of the Carter parcel, same being the most southerly corner of this parcel;

THENCE with the common line of this parcel with the said northeasterly line of the 16 foot strip of land, same lying within the said 35 foot road easement, North 30 deg 03′ 20″ West, a distance of 301.68 feet (Called North 30 deg 05′ 18″• , ' West, 301.67 feet) to the POINT-OF-BEGINNING and containing 10.999 acres of land.

TOGETHER WITH a thirty-five foot road easement and a thirty foot road for ingress and egress, recorded in Volume 1101, Page 725, Official Records of Guadalupe County, Texas.

(Ryan Zwicke)

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EXHIBIT "A"

All that certain tract or parcel of land containing 10.999 acres of land out of the Jose M. Sierra Survey, Abstract No. 294, Guadalupe County, Texas, being the same land, as surveyed and found on the ground on August 24, 2001, as that certain parcel called 11.00 acres described in Volume 1101, Page 725, Official Records of Guadalupe County, Texas; Said 10.999 acre parcel being more particularly described by metes and bounds as follows:

BEGINNING at a 60d nail found in the northeasterly line of a 16 foot wide strip of land described in Volume 167, Page 372, Deed Records of Guadalupe County, Texas, situated within a 35 foot road easement described in Volume 1101, Page 725, Official Records of Guadalupe County, Texas, same being the most southerly corner of the Zwicke 12.366 acre parcel recorded in Volume 1456, Page 422, Official Records of Guadalupe County, Texas, being the most westerly corner and POINT-OF-BEGINNING of this parcel;

THENCE with the common line of this parcel with said Zwicke 12.366 acre parcel, North 60 deg 33′ 10" East (basis of bearings), at 19.33 feet (called North 60 deg 33′ 10" East, 19.17 feet) passing a 1/2" iron rod found in the northeasterly line of the said 35′ road easement, and passing a 1/2" iron rod at a distance of 798.28 feet (called North 60 deg 33′ 10" East, 798.41 feet) in the common line of this parcel and the said Zwicke 12.366 acre parcel, in all a distance of 1596.68 feet (called North 60 deg 33′ 10" East, 1596.81 feet) to a 1/2" iron rod found for the most easterly corner of said 12.366 acre parcel, same being the most northerly corner of this parcel and lying in the southwesterly line of the Zwicke 28.301 acre parcel recorded in Volume 663, Page 194, Official Records of Guadalupe County, Texas;

THENCE with the common line of this parcel with said Zwicke 28.301 acre parcel, South 26 deg 53′ 57" East, a distance of 301.92 feet (called South 26 deg 55′ 00" East, 301.95 feet) to a 1/2" iron rod found for the most northerly corner of the Carter 10.00 acre parcel recorded in Volume 1431, Page 095, Official Records of Guadalupe County, Texas, same being the most easterly corner of this parcel;

THENCE with the common line of this parcel with said Carter parcel, South 60 deg 33′ 05" West, a distance of 789.94 feet (called South 60 deg 33′ 10" West, 790.15 feet) passing a 1/2" iron rod found in the common line of this parcel and the said Carter parcel, and passing a 1/2" iron rod found in the northeasterly line of the aforementioned 35 foot road easement at a distance of 1560.70 feet (called South 60 deg 33′ 10" West, 1561.00 feet), in all a distance of 1580.05 feet (called South 60 deg 33′ 10" West, 1580.10 feet) to a 60d nail found in the aforementioned northeasterly line of the 16 foot strip of land, situated within the said 35 foot road easement, for the most westerly corner of the Carter parcel, same being the most southerly corner of this parcel;

THENCE with the common line of this parcel with the said northeasterly line of the 16 foot strip of land, same lying within the said 35 foot road easement, North 30 deg 03′ 20" West, a distance of 301.68 feet (called North 30 deg 05′ 18" West, 301.67 feet) to the POINT-OF-BEGINNING and containing 10.999 acres of land.

TOGETHER WITH a thirty-five foot road easement and a thirty foot road for ingress and egress, recorded in Volume 1101, Page 725, Official Records of Guadalupe County, Texas.

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VOL3048 PG0590

COUNTY COURT
GUADALUPE COUNTY, TEXAS

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 11-18118 affixed on the first page of this document.

FILED FOR RECORD
11 OCT 13 PM 3:26
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

COPY Thursday, June 23, 2016