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Klein  
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2011-006 POL3081 P60197

ORDINANCE No. \_\_\_\_\_

12-000815

**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 NOV 26, 2010; 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 21, 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 March 21, 2011

PASSED AND APPROVED this, the 21st day of March, 2011



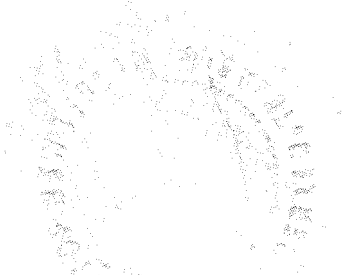
MAYOR  
CITY OF NEW BERLIN, TEXAS

*Return to ?*

ATTEST:



CITY SECRETARY  
CITY OF NEW BERLIN, TEXAS



THE CITY OF NEW BERLIN  
NEW BERLIN, TEXAS  
275 - M 2538  
SE - JIN TX 78155

**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><i>Richard Klein</i></u>	<u>11-26-10</u>
(Printed Name) <u>Richard Klein</u>	
(Signature) <u><i>Alice Z Klein</i></u>	<u>11-26-10</u>
(Printed Name) <u>Alice Z Klein</u>	
(Signature) _____	_____
(Printed Name) _____	

State of Texas  
County of Guadalupe

Sworn to and subscribed before me on the 26 day of November, 2010  
by Richard Klein and Alice Klein

*Judy Moreno*  
Notary Public's Signature



1245/0699  
2600  
31163/7.

16328

CASH WARRANTY DEED

Date: December 23, 1996

Grantor: CHRISTA COON

Grantor's Mailing Address (including county):

CHRISTA COON - Social Security Number [REDACTED] ----  
159 Canyon Vista Drive  
Morrison, Colorado 80465-3003  
Jefferson County

Grantee: FRIEDRICH KLEIN, As his sole and separate property and estate

Grantee's Mailing Address (including county):

FRIEDRICH KLEIN - Social Security Number [REDACTED]  
Route 2, Box 151  
Marion, Texas 78124  
Guadalupe County

Consideration: TEN AND NO/100 DOLLARS and other good and valuable consideration and as settlement from the Estate of ELIZABETH SEITZ, Deceased.

Property (including any improvements):

All of my undivided right, title and interest in and to the following described property, to-wit:

All that certain 16.31 ACRE TRACT situated in the Juan Jose Guerrero Survey, A-140, Guadalupe County, Texas. said 16.31 ACRE TRACT is off the northeast side of the residue of a tract called 76.05 acres in conveyance from John M. Seitz to Elizabeth Seitz recorded in volume 759 at Page 793 of the Official Records of said county and being described by metes and bounds, as follows:

BEGINNING at a 1 inch diameter iron pipe found at a three-way fence corner marking the north corner of the tract herein described, same being the north corner of said residue of 76.05 acre tract, lying in the southeast line of a tract called 83.68 acres described in Volume 759 at Page 791 and the west corner of a tract called 15.75 acres described in Volume 506 at Page 676 and marking the approximate location of the common line of the Juan Jose Guerrero Survey, A-140 and the G. Torres Survey, A-313;

THENCE with the northeast line of the tract herein described, same being the common line of said residue of 76.05 acre tract with that of said 15.75 acre tract and a tract called Tract I (4.25 acres) described in Volume 935 at Page 316, as follows:

S 30 deg. 25' 31" E 568.55 feet (called S 29 deg. 25' W 568.6 feet in Volume 506 at Page 676) to a 5/8 inch diameter slick rod found marking the south corner of said 15.75 acre tract and the west corner of said 4.25 acre tract; and  
S 30 deg. 51' 07" E 1001.50 feet (called N 29 deg. 25' W 1001.4 feet in Volume 935 at Page 316) to a 1/2 inch diameter iron pipe found marking the east corner of the tract herein described, same being the east corner of said residue of 76.05 acre tract, the south corner of said 4.25 acre tract and lying in the northwest line of a tract called Tract II (0.75 acre) described in Volume 935 at Page 316 and marking the approximate location of the common line of the Juan Jose Guerrera Survey, A-140 and the V. Gortari Survey, A-24;

THENCE with a segment of the southeast line of the tract herein described, same being the common line of said residue of 76.05 acre tract and said 0.75 acre tract and along said common survey line, S 60 deg. 01' 53" W 350.02 feet (called N 61 deg. 19' E 350.1 feet in Volume 935 at Page 316) to a 3/4 inch diameter iron pipe found marking the west corner of said 0.75 acre tract, being in the northwest line of County Road No. 304 (Gin Road);

THENCE with a segment of the southeast line of the tract herein described, same being the common line of said residue of 76.05 acre tract and said County Road No. 304 and along said common survey line, S 62 deg. 44' 23" W (called S 61 deg. 11' W) 104.63 feet to a 1/2 inch diameter rebar set marking the south corner of the tract herein described;

THENCE with the southwest line of the tract herein described, into and across said residue of 76.05 acre tract, N 30 deg. 44' 00" W at 779.07 feet a 1/2 inch diameter rebar set and at 1558.14 feet a 1/2 inch diameter rebar set marking the west corner of the tract herein described, lying in the common line of said residue of 76.05 acre tract and said 83.68 acre tract, marking the approximate location of the common line of the Juan Jose Guerrera Survey, A-140 and the G. Torres Survey, A-313:

THENCE with the northwest line of the tract herein described, same being a segment of the common line of said residue of 76.05 acre tract and said 83.68 acre tract and along said common survey line, N 59 deg. 09' 19" E (called N 59' 11" E) 455.41 feet to the PLACE OF BEGINNING and containing 16.31 ACRES OF LAND.

**Reservations From and Exceptions to Conveyance and Warranty:**

This conveyance is made and accepted subject to any and all conditions, covenants, restrictions, easements, and mineral reservations, if any, relating to the herein described property, to the extent and only to the extent that the same are still in full force and effect, recorded in the office of the County Clerk of 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 12-816 affixed on the first page of this document.

FILED FOR RECORD  
12 JAN 13 AM 11:51

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

-> RTC - City of New Berlin