

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

VOL 3048 PG 0458

11-018097

07-0010

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 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 _____ ; 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 May 21, 2007; 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.

*2006 annex
Revised
Sent to Justice*

JOCK MACKEY

*6
C*

SECTION 2. The land and territory more particularly described as that portion of the tract of land described in Exhibit "A," attached hereto and incorporated herein by reference shall be part of the City of New Berlin, Texas 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.

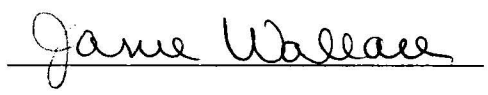
SECTION 3. This ordinance shall be effective from and after May 21, 2007.

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



MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:



CITY SECRETARY
CITY OF NEW BERLIN, TEXAS

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 *07-0010* (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

JANIE WALLACE
SECRETARY
CITY OF NEW BERLIN, TEXAS

FILED FOR RECORD
2009 OCT -1 PM 1:49
TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY
BY *Teresa Kiel*



Date Requested: _____
 Date Granted : _____

Mayor and Board of Alderman;
 City of New Berlin
 Rt. 6, Box 600
 Seguin, Texas 78155

Dear Mayor and Board of Alderman;

We the undersigned residents, who own property located within the extra territorial jurisdiction of the City of New Berlin, Texas, do hereby petition the Board of Alderman of the City of New Berlin, Texas, to annex said additional territory as a part of the incorporated area of the City of New Berlin,

TO WIT:

That parcel of land adjoining the City Limits and being 206 acres in that certain tract of land out of the V. Dortzi Survey, conveyed by Warranty Deed recorded in Volume 472 page 832, Guadalupe County Deed of Records. This being acreage which was not annexed by incorporation on May 27, 1975.

Signed:

Mary S. Johnson Trustee
Frank Johnson Trustee
12515.211 S. Santa Clara Rd
Seguin Tx 78155

Vol 412 page 832

12 PAGE 832

4857

VOL 3048 PG 0462

AGNES KUEHLER et al

TO

THOMAS H. WILLIAMS, TRUSTEE

WARRANTY DEED

THE STATE OF TEXAS
COUNTY OF GUADALUPE

KNOW ALL MEN BY THESE PRESENTS:

That We, AGNES KUEHLER, widow of George Ludger Kuehler, deceased, and KATHRYN KUEHLER MARKS and husband, DAVID MARKS all of the County of Guadalupe, State of Texas, and PATRICIA KUEHLER CRENWELGE and husband, DORMAN P. CRENWELGE of the County of Gillespie and State of Texas, for and in consideration of the sum of TEN and no/100 (\$10.00)--DOLLARS and other good and valuable consideration to us in hand paid by the grantee herein named, the receipt of which is hereby acknowledged, and for which consideration, no lien, express or implied is herein retained, have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto THOMAS H. WILLIAMS, TRUSTEE of the County of Bexar, State of Texas, all of the following described real property in Guadalupe County, Texas, to-wit:

BEING 244.43 acres of land situated in the V. Gortari Survey, Abst. 24, Guadalupe County, Texas. Said 244.43 acre tract is comprised of a part of First Tract of Conveyance from George Kuehler et al to The Federal Land Bank of Houston recorded in Volume 21 at page 427 of the records of deeds of trust of said county and part of second tract of said conveyance and is hereinafter described by metes and bounds as follows:

BEGINNING at a fence corner in a common line of the V. Gortari and James Reese Surveys, said corner being the east corner of the tract herein described and the east corner of Second Tract of said conveyance from G. Kuehler et al to the Federal Land Bank of Houston;

THENCE with fence along the southeast line of said Second Tract, S 61 deg. 04' W 3,269.6 feet to the center line of Santa Clara Creek;

THENCE with the meanders of said center line as follows:

- N 25 deg. 34' E 407.9 feet;
- thence N 7 deg. 37' E 380.5 feet;
- thence N 42 deg. 42' W 186.0 feet;
- thence N 33 deg. 36' E 150.6 feet;
- thence N 1 deg. 32' E 225.1 feet;

THENCE with the fence along said line as follows:

N 26 deg. 59' W 1,413.0 feet;
thence N 27 deg. 13' W 54.9 feet to an iron stake set for
the west corner of the tract herein described;

THENCE into the parent tract, ends of all courses being marked
with iron stakes, as follows:

N 61 deg. 11' E 2,726.3 feet;
thence N 12 deg. 19' W 539.4 feet;
thence N 79 deg. 04' E 1,114.4 feet;
thence S 10 deg. 56' E 490.4 feet;
thence S 57 deg. 58' E 767.0 feet to a fence;

THENCE with the meanders of said fence as follows:

S 45 deg. 52' W 285.9 feet;
thence S 31 deg. 46' W 423.2 feet to an iron stake;

THENCE S 30 deg. 0' E 1,855.2 feet to an iron stake in a
common line of First Tract and Second Tract of said con-
veyance from G. Kuehler et al to the Federal Land Bank
of Houston;

THENCE with said line, N 60 deg. 0' E 642.2 feet to an iron
stake;

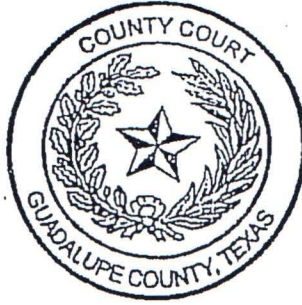
THENCE with the meanders of a fence as follows:

S 17 deg. 02' W. 50.0 feet;
thence S 0 deg. 20' E 359.9 feet;
thence S 26 deg. 49' W 55.3 feet;
thence S 14 deg. 53' E 341.7 feet;
thence S 0 deg. 55' E 461.5 feet;
thence S 11 deg. 06' W 7.2 feet;
thence N 60 deg. E 1419.7 feet to an iron stake in a
common line of the V. Gortari and James Reese Surveys;

THENCE with fence along said line, S 29 deg. 06' E 745.5
feet to the place of BEGINNING and containing 244.43 acres
of land, and being the same property conveyed to Agnes
Kuehler, Patricia Kuehler Crenwelge and Kathryn Kuehler Marks
by Charlotte Kuehler Young, et ux, by Warranty Deed dated
December 8, 1972, found of record in Vol. 464, page 459 of
the Deed Records of Guadalupe County, Texas, to which
instrument and its respective record, reference is expressly
made.

This conveyance is subject to an easement agreement dated
June 20, 1913, executed by Ludger Kuehler, et ux, to Santa Clara
Water Co., found of record in Vol. 40, page 601 of the Deed Records
of Guadalupe County, Texas.

TO HAVE AND TO HOLD the above described premises, together
with all and singular the rights and appurtenances thereto in
anywise belonging, unto the said grantee, his heirs and assigns



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 11-18097 affixed on the first page of this document.

FILED FOR RECORD

11 OCT 13 PM 2:40

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY Dug Smille

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

8
C archdiocese

11-018098

07 0011

ORDINANCE No. ____ - ____

Return to:

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

VOL 3048 PG 465

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 _____ ; 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 May 21, 2007; 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

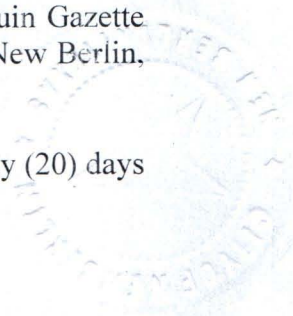
WHEREAS, the aforementioned public hearings were conducted not more that twenty (20) days nor less that ten (10) days prior to the institution of annexation proceedings; and

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.

100.56 acres
Recorded
sent to Justice
07-0012 also
Road



SECTION 2. The land and territory more particularly described as that portion of the tract of land described in Exhibit "A," attached hereto and incorporated herein by reference shall be part of the City of New Berlin, Texas 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.

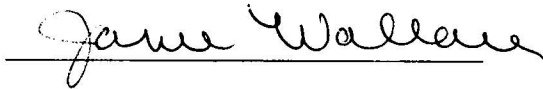
SECTION 3. This ordinance shall be effective from and after May 21, 2007.

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

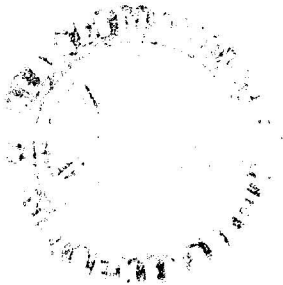


MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:



CITY SECRETARY
CITY OF NEW BERLIN, TEXAS



Date Requested: _____
Date Granted : _____

Mayor and Board of Alderman;
City of New Berlin
Rt. 6, Box 600
Seguin, Texas 78155

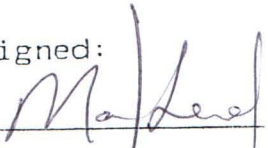
Dear Mayor and Board of Alderman;

We the undersigned residents, who own property located within the extra territorial jurisdiction of the City of New Berlin, Texas, do hereby petition the Board of Alderman of the City of New Berlin, Texas, to annex said additional territory as a part of the incorporated area of the City of New Berlin,

TO WIT:

That parcel of land adjoining the City Limits and being 100.56 acres in that certain tract of land out of the ABS:24 SUR: V GOTARI Survey, conveyed by Warranty Deed recorded in Volume 869 page 846, Guadalupe County Deed of Records. This being acreage which was not annexed by incorporation on May 27, 1975.

Signed:



Martin J. Leopold

**Attorney-in-fact for
Archbishop Jose H. Gomez**

3/21/06

Metes and bounds description of a 100.56 acre tract out of a 244.18 acre tract situated in the V. Gortari Survey, Abstract 24, located about 12 miles west from Seguin, Texas recorded in Volume 21 Page 427 Deeds of Trust Guadalupe County, Texas.

BEGINNING: At a fence corner at the intersection of the South line of Gin Road and the east line of Santa Clara Road, and being the west corner of this tract;

THENCE: Along the fenced south line of Gin Road as follows:

N 59 03'02" E, 2682.60 feet,
N 60 54'18" E, 182.60 feet,
N 62 40'41" E, 181.30 feet,
N 74 48'51" E, 29.76 feet to a 24" Mesquite Tree for a corner of this tract and the northwest corner of a 6.11 acre tract recorded in Volume 55 Page 74 of the Deed Records, Guadalupe County, Texas;

THENCE: S 12 46'18" E, 378.70 feet to an iron pipe found at a fence corner for a corner of this tract and the southwest corner of the 6.11 acre tract;

THENCE: N 77 03'28" E, 629.40 feet to a fence corner for the southeast corner of the 6.11 acre tract and for a corner of this tract;

THENCE: N 13 02'28" W, 457.37 feet to a fence corner situated in the south line of Gin Road for a corner of this tract and the northeast corner of the 6.11 acre tract;

THENCE: N 83 25'10" E, 498.60 feet along the fenced south line of Gin Road to an iron pin set for the north corner of this tract;

THENCE: S 13 00'13" E, 801.77 feet to an iron pipe found at a fence corner for the east corner of this tract;

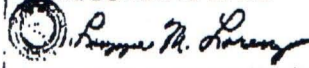
THENCE: S 77 02'16" W, 1114.40 feet to a fence corner for a corner of this tract;

THENCE: S 14 20'44" E, 539.40 feet to a fence corner for a corner of this tract;

THENCE: S 59 09'16" W, 2726.30 feet to an iron pipe found at a fence corner in the east line of Santa Clara Road for the southwest corner of this tract;

THENCE: N 29 16'26" W, 1281.50 feet along the fenced east line of Santa Clara Road to the POINT OF BEGINNING and containing 100.56 acre of land.

37.88
PROVISIONS CONTAINED IN ANY DOCUMENT WHICH RESTRICT THE SALE, RENTAL, OR USE OF THE REAL PROPERTY DESCRIBED THEREIN OF RACE OR COLOR ARE INVALID FEDERAL LAW AND ARE UNENFORCE-

RECORDED IN OFFICIAL RECORDS
FILE DATE 12-15-88
FILE TIME 4:02 O'CLOCK P M
VOL 869 PAGE 852-856
DEC 15 1988
RECORDING DATE

COUNTY CLERK, GUADALUPE COUNTY

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 *07-0011* (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

JANIE WALLACE
SECRETARY
CITY OF NEW BERLIN, TEXAS

FILED FOR RECORD
2009 OCT -1 PM 1:49
TERESA KIEL
COUNTY CLERK
GLADOLPH COUNTY
BY *[Signature]*