

51C
James Roster
0 voters

14-000202

VOL 4180 P60107

ORDINANCE No. 2013-0019

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 July 26, 2013; 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 August 19, 2013; 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, 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 2. This ordinance shall be effective from and after August 19, 2013.

PASSED AND APPROVED this, the 19th day of August, 2013.



MAYOR
CITY OF NEW BERLIN, TEXAS

ATTEST:



CITY SECRETARY
CITY OF NEW BERLIN, TEXAS
(Seal)



After recording
Please return to:
City of New Berlin
New Berlin, Texas
275 FM 2538
Seguin, 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 consisting of 37.138 acres is contiguous and adjacent to the City of New Berlin, Texas, and that this petition is signed and duly acknowledged by each and every person or corporation having an interest in said land.

Owner(s)' Signature(s)

Date

(Signature) [Signature] 7-26-13

(Printed Name) James Reddick

(Signature) _____

(Printed Name) _____

(Signature) _____

(Printed Name) _____

Mailing Address: 2650 Partnership Rd Seguin Tx 78155

Property Address: 2510 Partnership Rd Seguin Tx 78155

Telephone: 830-401-1996

Amount of Land 37.138 acres

Note: \$40 Recording Fee must accompany your petition. If your petition is not accepted, your \$40 will be refunded

Amount Paid 40.00 Accepted by Jean Malanville
ck# 12833

State of Texas
County of Guadalupe

Before me Clara-Joan Milanovich on this day personally appeared

James Radtke, known
(name/names of signers)

to me or proved to me through TX DL 05921779 to be the
person(s) whose name(s) is/are subscribed to the foregoing instrument and each acknowledged
to me that he/she/they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 26th day of July, 2013

Clara Joan Milanovich
Notary Public's Signature



(Notary Seal)

Seguin, Guadalupe County, Texas 78155

Grantee: JAMES RADTKE

Grantee's Mailing Address
(including county):

Route 4, Box 548
Seguin, Guadalupe County, Texas 78155

Consideration:

One and No/100 Dollar (\$1.00) and love and affection

Property:

All that certain 37.138 acre tract of land out of the J.J. Guerrero Survey and also being out of a tract of 38.138 acres, said 38.138 acre tract being out of a tract called 56 acres, called First Tract, recorded in Volume 604, Pages 229-231 of the Deed Records of Guadalupe County, Texas, and being more particularly described as follows:

BEGINNING: At an existing fence corner for the North corner of this tract, said fence corner being the North corner of said 38.138 acre tract and also being the recognized and used North fence corner of the above referenced 56 acre tract;

THENCE: S 29 deg. 26' 13" E 1272.21 feet, along the staked line, to an iron pin set in the Northwest line of a road, called Partnership Road, for the East corner of this tract;

THENCE: S 60 deg. 24' 32" W 638.0 feet, along the Northwest line of Partnership Road, to an iron pin set in same for a corner of this tract;

THENCE: N 29 deg. 35' 28" W 248.91 feet to an iron pin set for an interior corner of this tract;

THENCE: S 60 deg. 24' 32" W 175.0 feet to an iron pin set for an interior corner of this tract;

THENCE: S 29 deg. 35' 28" E 248.91 feet to an iron pin set in the Northwest line of a road, called Partnership Road, for a corner of this tract;

THENCE: Along the Northwest line of Partnership Road, S 60 deg. 24' 32" W 493.26 feet to an iron pin found in same for the South corner of said 38.138 acre tract, for the South corner of this tract;

THENCE: N 30 deg. 00' 00" W 1259.33 feet, an iron pin found at the West corner of said 38.138 acre tract, for the West corner of this tract;

THENCE: N 59 deg. 50' 53" E 1318.73 feet, along the Northwest line of the above referenced tract, the Northwest

line of said 38.138 acre tract, to the POINT OF BEGINNING and containing 37.138 acres of land, more or less.

All of the herein mentioned recorded instruments and plats are incorporated herein.

Reservations from and Exceptions to Conveyance and Warranty:

Any and all conditions, covenants, restrictions, easements, reservations, oil, gas and mineral leases, and mineral severances, if any, relating to the property, to the extent, and only to the extent, that the same may still be in force and effect, shown of record in the office of the County Clerk of Guadalupe County, Texas.

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, sells, and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor hereby binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations

FILED FOR RECORD

14 JAN -3 PM 2:38

TERESA KIEL
COUNTY CLERK GUADALUPE COUNTY

BY C. Hernandez

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