

ORDINANCE NO. 128

DISANNEXATION

AN ORDINANCE DISANNEXING A TRACT OF LAND AT THE NORTH BOUNDARY OF THE CITY OF MAGNOLIA; CORRECTING A MISTAKE IN THE ORIGINAL INCORPORATION DESCRIPTION; SETTING OUT THE CORRECTED BOUNDARY; AND CHANGING THE CITY RECORDS ACCORDINGLY.

WHEREAS, the boundary of the City of Magnolia as incorporated in 1968 has been recorded at Volume 690, Page 865 of the Deed Records of Montgomery County; and

WHEREAS, it was not intended originally or since that land west of Dogwood Patches Subdivision be included within the City of Magnolia; and

WHEREAS, by a mistake, inadvertence or otherwise, a tract of land west of Dogwood Patches Subdivision was included within the bounds of the City at incorporation; and

WHEREAS, both the City Council and the property owner desire that this be corrected and that said tract be disannexed; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS:

Section 1. Change of Boundary.

The northern boundary of the City of Magnolia as shown by document recorded at Volume 690, Page 865, of the Deed Records of Montgomery County, Texas, provides in part as follows:

"Beginning at a point in the North line of the William Dunlavy Survey, Abstract No. 168, which bears west 1340.9' from the Northeast corner of the William Dunlavy Survey.

"THENCE west 3737.7' along the North line of the Dunlavy Survey to a corner;

"THENCE south 1 degree 3 minutes west 3472.2' to a point in the South line of the Dunlavy Survey, which is also the North line of the G. W. Lonis Survey, Abstract No. 320.

"THENCE west 2095.6' with the South line of the Dunlavy Survey and the North line of the G. W. Lonis Survey to the most northerly Northwest corner of the Lonis Survey;"

The above portion of the description of the City boundary is hereby amended and shall hereafter read and provide as follows:

"BEGINNING at a point in the north line of the William Dunlavy Survey, Abstract No. 168, which is 1340.9' west of the northeast corner of the William Dunlavy Survey;

"THENCE West along the north line of the William Dunlavy Survey 3311.67' to a point for corner, which point is also the northwest corner of Dogwood Patches, a subdivision out of the William Dunlavy Survey;

"THENCE South 0° 56' East along the west boundary of said Dogwood Patches Subdivision to intersect the north line of the G. W. Lonis Survey, Abstract No. 320, which line is also the south line of the William Dunlavy Survey, to a point for corner;

"THENCE West along a line which is the south line of the William Dunlavy Survey and the north line of the G. W. Lonis Survey to the most northerly northwest corner of the G. W. Lonis Survey;"

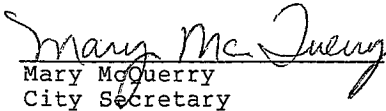
2. Changes Noted. The City Secretary is directed to change the city map to reflect this disannexation and to cause these changes to be recorded in the Deed Records of Montgomery County.

3. Effect. Insofar as possible, the tract disannexed hereby shall be treated as though it had not been within the City.

PASSED and APPROVED on this 10 day of June, 1986.


D. W. Cloyd
Mayor

Attest:


Mary McQuerry
City Secretary

Approved as to form:


Burke Martin
City Attorney