

ORDINANCE

(Motion was made by Councilman Selman, seconded by Councilman LeBlanc, that the following

Ordinance be passed:)

ORDINANCE NO. 58

AN ORDINANCE PROVIDING FOR THE EXTENSION OF BOUNDARY LINES OF THE CITY OF MAGNOLIA, TEXAS, AND THE ANNEXATION OF TWO TRACTS OF LAND CONTAINING 42.09 ACRES OF LAND, WHICH SAID TERRITORY IS CONTIGUOUS AND ADJACENT TO THE CITY LIMITS OF THE CITY OF MAGNOLIA, TEXAS, AND PROVIDING EFFECTIVE DATE.

WHEREAS, the City Council of the City of Magnolia, Texas, not less than five (5) days nor more than thirty (30) days after the filing of a Petition for the annexation of the hereinafter-described real property was held, and all persons interested were provided with an opportunity to be heard on the proposed annexation of the following-described territory:

TRACT I:

Being 33.46 acres of land out of the A. H. Stade Homestead 123.3-acre tract in the Christopher Schilling Survey, A-575, Montgomery County, Texas, and more fully described as follows:

BEGINNING at a 1-inch iron rod in the East boundary of the A. H. Stade Homestead 123.3-acre tract at a point which is South 0 deg. 06 min. East, 908.1 feet, thence South 0 deg. 23 min. West, 597.15 feet, thence South 87 deg. 54 min. East, 37 feet, thence South 01 deg. 11 min. East, 885.15 feet along the East line of the A. H. Stade Homestead tract from the South line of the Magnolia Independent School Tract;

THENCE West along the middle line of the Christopher Schilling Survey, passing a 2-inch iron pipe at a distance of 835.0 feet and continuing a total distance of 2084.30 feet to a 1/2 inch pipe for corner;

THENCE North 0 deg. 13 min. West, a distance of 738.01 feet to a 1 1/2-inch iron pipe set in the North line of the C. Schilling Survey;

THENCE East along the C. Schilling Survey, passing a 1/2-inch iron pipe at 1136.50 feet and continuing a total distance of 1966.20 feet to a 3/4-inch iron pipe set in the East line of the A. H. Stade Homestead Tract;

THENCE South 01 deg. 11 min. East along said East line of the A. H. Stade Homestead Tract, a distance of 738.16 feet to the PLACE OF BEGINNING.

TRACT II:

Being 8.63 acres of land out of the A. H. Stade Homestead 42.09-acre tract in the Christopher Schilling Survey, A-575, Montgomery County, Texas and being more fully described as follows:

BEGINNING at a 1-inch iron pipe set as the southeast corner of the before-mentioned 42.09-acre tract;

THENCE West along the South line of said tract, a distance of 2084.30 feet to a 1/2-inch iron pipe and the beginning point of the following survey;

THENCE continuing West along the South line of said tract, a distance of 546.50 feet to a 2-inch iron pipe set in the East line of a County Road;

THENCE North along the east line of said County Road, a distance of 166.10 feet to a 3/4 inch iron pipe;

THENCE continuing along the East line of said road and a curve to the right having a Radius of 1129.05 feet and a central angle of 25 deg. 03 min., a distance of 493.62 feet to a 1-inch iron pipe;

THENCE North 25 deg. 03 min. East along the East line of said road, a distance of 103.22 feet to a 1/2 inch iron pipe;

THENCE East, a distance of 399.24 feet to a 1-1/2 inch iron pipe;

THENCE South 00 deg. 13 min. East, a distance of 738.01 feet to the PLACE OF BEGINNING and containing 8.63 acres.

was held at the City Hall on the 31 day of May, 1977, which date is not less than five (5), nor more than thirty (30) days after the filing of such Petition; and

WHEREAS, the population of the ^{Town of Magnolia} ~~City of Whittis~~ is less than ~~five-thousand~~ (5,000) inhabitants; and,

WHEREAS, the above-described territory lies within the extra-territorial jurisdiction of the City of Magnolia, Texas; and

WHEREAS, the territory is used for the purpose of annexation to the City; and

WHEREAS, such territory is contiguous and adjacent to the city limits of the City of Magnolia, Texas; and

WHEREAS, the territory is vacant and without residence and/or there are less than three (3) qualified voters residing on such territory; and

WHEREAS, the territory above described contains 42.09 acres of land.

NOW, THEREFORE,
BE IT ORDAINED BY THE CITY COUNCIL FOR THE ^{Town of Magnolia} ~~CITY~~ OF WHITTIS, TEXAS:

SECTION I

The following-described land and territory contiguous and adjacent to the city limits of the City of Magnolia, Texas, is hereby added and annexed to the City of Magnolia, Texas, and said territory herein-after described shall hereafter be included within the boundary limits of the City of Magnolia, Texas, and the present boundary lines of such City, at the various points contiguous to the area hereinafter described, are altered and amended so as to include said area within the corporate limits of the City of Magnolia, Texas, to-wit:

TRACT I:

Being 33.46 acres of land out of the A. H. Stade Homestead 123.3-acre tract in the Christopher Schilling Survey, A-575, Montgomery County, Texas, and more fully described as follows:

BEGINNING at a 1-inch iron rod in the East boundary of the A. H. Stade Homestead 123.3-acre tract at a point which is South 0 deg. 06 min. East, 908.1 feet, thence South 0 deg. 23 min. West, 597.15 feet, thence South 87 deg. 54 min. East, 37 feet, thence South 01 deg. 11 min. East, 885.15 feet along the East line of the A. H. Stade Homestead tract from the South line of the Magnolia Independent School Tract;

THENCE West along the middle line of the Christopher Schilling Survey, passing a 2-inch iron pipe at a distance of 835.0 feet and continuing a total distance of 2084.30 feet to a 1/2 inch pipe for corner;

THENCE North 0 deg. 13 min. West, a distance of 738.01 feet to a 1 1/2-inch iron pipe set in the North line of the C. Schilling Survey;

THENCE East along the C. Schilling Survey, passing a 1/2-inch iron pipe at 1136.50 feet and continuing a total distance of 1966.20 feet to a 3/4-inch iron pipe set in the East line of the A. H. Stade Homestead Tract;

THENCE South 01 deg. 11 min. East along said East line of the A. H. Stade Homestead Tract, a distance of 738.16 feet to the PLACE OF BEGINNING.

TRACT II:

Being 8.63 acres of land out of the A. H. Stade Homestead 42.09-acre tract in the Christopher Schilling Survey, A-575, Montgomery County, Texas and being more fully described as follows:

BEGINNING at a 1-inch iron pipe set as the southeast corner of the before-mentioned 42.09-acre tract;

THENCE West along the South line of said tract, a distance of 2084.30 feet to a 1/2-inch iron pipe and the beginning point of the following survey;

THENCE continuing West along the South line of said tract, a distance of 546.50 feet to a 2-inch iron pipe set in the East line of a County Road;

THENCE North along the east line of said County Road, a distance of 166.10 feet to a 3/4 inch iron pipe;

THENCE continuing along the East line of said road and a curve to the right having a Radius of 1129.05 feet and a central angle of 25 deg. 03 min., a distance of 493.62 feet to a 1-inch iron pipe;

THENCE North 25 deg. 03 min. East along the East line of said rod, a distance of 103.22 feet to a 1/2 inch iron pipe;

THENCE East, a distance of 399.24 feet to a 1-1/2 inch iron pipe;

THENCE South 00 deg. 13 min. East, a distance of 738.01 feet to the PLACE OF BEGINNING and containing 8.63 acres.

SECTION II

The above-described territory in the area so annexed shall be a part of the City of Magnolia, Texas, and the property so added hereby shall bear its pro rata share of the taxes, if any, levied thereon, by the City of Magnolia, Texas, and inhabitants thereof, if any, shall be entitled to all the rights and privileges of all of the citizens and shall be bound by the acts, ordinances, resolutions and regulations of the City of Magnolia, Texas.

SECTION III

This Ordinance is passed in the manner provided in Article 974g, Revised Civil Statutes of the State of Texas.

SECTION IV

That the ordinance shall become effective on and after the 1st day of July, 1977.

PASSED AND APPROVED this the 14 day of June, 1977.

ATTEST:

J. Thacker Clever
MAYOR

Deanne Peckley
City Secretary

APPROVED AS TO FORM AND CONTENTS

J. Ruthe Field
City Attorney