

ORDINANCE ANNEXING TERRITORY NO. O-2012-024

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS, INCLUDING THE HEREINAFTER DESCRIBED TERRITORY TO THE EXTRATERRITORIAL JURISDICTION OF CITY OF MAGNOLIA, MONTGOMERY COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID EXTRATERRITORIAL JURISDICTION SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY THAT MAY APPLY WITHIN THE EXTRATERRITORIAL JURISDICTION.

* * * * *

WHEREAS, §42.022 of the Texas Local Government Code authorizes the expansion of extraterritorial jurisdiction, subject to the laws of this state.

WHEREAS, the procedures prescribed by the Texas Local Government Code and the laws of this state have been duly followed with respect to the following described territory, to wit:

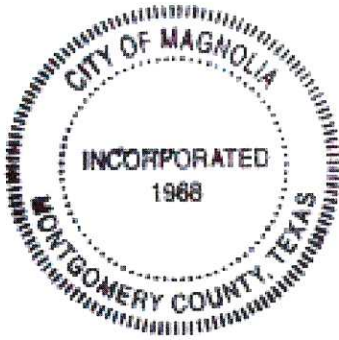
33.133 acres - See attached Exhibit A

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

That the heretofore described property is hereby included in the extraterritorial jurisdiction of the City of Magnolia, Montgomery County, Texas, and that the boundary limits of the extraterritorial jurisdiction of the City of Magnolia be and the same are hereby extended to include the above described territory, and the same shall hereafter be included within the extraterritorial jurisdiction of said city, and the inhabitants thereof shall hereafter be entitled to all the rights and privileges of other citizens of the extraterritorial jurisdiction of the City of Magnolia and they shall be bound by the acts, ordinances, resolutions, and regulations of said city that may apply within the extraterritorial jurisdiction.

That the City Secretary is hereby directed to file with the County Clerk of Montgomery County, Texas, a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the City Council, this the 14th day of August, 2012.



THE CITY OF MAGNOLIA, TEXAS

By: Todd Kana
Todd Kana, Mayor

ATTEST:

Lynne George
Lynne George, TRMC, CPM, City Secretary

City of Magnolia
18111 Buddy Riley Blvd.
Magnolia, TX 77354

"EXHIBIT A"

FIELD NOTE DESCRIPTION 33.133 Acres of Land

All that certain tract or parcel of land containing 33.133 acres, situated in the J. B. Richards Survey, Abstract 449, Montgomery County, Texas, and being the Butler Drilling Corporation Tract (Total of 33.148 acres) recorded in Volume 1092, Page 641 of the Montgomery County Deed Records, said 33.133 acre tract being more particularly described as follows, all bearings being referenced to the said deed:

BEGINNING at a 1/2 inch iron rod found in the south right-of-way line of F. M. 1488 for the northern northeast corner of this tract, and being the northwest corner of the Walter Thompson tract (no acreage shown) recorded in Volume 750, Page 673 of the Montgomery County Deed Records;

THENCE, S 00°39'00" W, a distance of 500.85 feet (Called 500.00 feet) along the west line of the said Walter Thompson Tract and also along the west line of the Phillip Horace, et ux Tract recorded under County Clerk's File No. 8126859 and the Jimmie Malone, et ux, Tracts recorded in Volume 817, Page 497 of the Montgomery County Deed Records, to a 1/2 inch iron pipe found for the southwest corner of the said Jimmie Malone Tracts, and being an interior corner of this tract;

THENCE, S 87°21'03" E (Called S 87°09' E), a distance of 247.65 feet (Called 248.00 feet) along the south line of the said Jimmie Malone Tracts and along the eastern north line of the said 33.149 acre tract to a 1/2 inch iron pipe found in the west line of that certain 3.308 acre tract described in deed to Odessa Martin, recorded under County Clerk's File No. 8857349, for the southeast corner of the said Jimmie Malone Tracts and the eastern northeast corner of this tract;

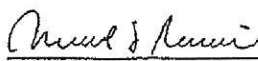
THENCE, S 00°39'00" W, a distance of 747.20 feet (Called 747.6 feet) along the west line of the said Odessa Martin 3.308 acre tract and partly along the Clemmie Washington and The Montgomery County Tax Trust 3.308 acre tract (no deed found) to a point in a post oak tree in the north line of that certain 22.332 acre tract described in deed to Earnestine Jones, et al, recorded in Volume 789, Page 875 of the Montgomery County Deed Records, and being the southwest corner of the said Clemmie Washington and The Montgomery County Tax Trust 3.308 acre tract, and the southeast corner of this tract, and from said point a chain link fence corner post is located N 22°15' W, 1.06 feet;

THENCE, S 89°50'00" W, a distance of 1249.64 feet (Called 1250.3 feet) along the north line of the said 22.332 acre tract to a 5/8 inch iron rod found for the southwest corner of this tract, and being the southeast corner of that certain 20.00 acre tract described in deed to Louis Smulders, Trustee, recorded under County Clerk's File No. 8854437;

THENCE, N 02°48'14" E (Called N 02°51' E), a distance of 1312.01 feet (Called 1312.5 feet) along the east line of the said 20.00 acre tract to a 5/8 inch iron rod found in the south line of F. M. 1488 for the northeast corner of the said 20.00 acre tract and the northwest corner of this tract;

THENCE, S 87°09'08" E (Called S 87°09' E), a distance of 419.99 feet (Called 419.3 feet) along the south line of F. M. 1488 to a Texas Highway Department concrete monument found;

THENCE, S 87°09'00" E, a distance of 533.42 feet (Called 533.4 feet) continuing along the south line of F. M. 1488 to the POINT OF BEGINNING and containing 33.133 acres of land.


Gerald L. Reinke, R.P.L.S. No. 3971
September 3, 1997
J.O. No. 97-0819



FILED FOR RECORD

08/23/2012 3:46PM

Mark Turnbull

COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

STATE OF TEXAS

COUNTY OF MONTGOMERY

I hereby certify this instrument was filed in file number
sequence on the date and at the time stamped herein
by me and was duly RECORDED in the Official Public
Records of Montgomery County, Texas.

08/23/2012



Mark Turnbull

County Clerk
Montgomery County, Texas