

ORDINANCE NO. 6-2009

AN ORDINANCE OF THE VILLAGE OF BONNEY, TEXAS,
ANNEXING LAND INTO THE MUNICIPAL LIMITS OF THE
VILLAGE OF BONNEY;

WHEREAS, Section 43.028 of the Texas Local Government Code authorizes a municipality to annex sparsely occupied areas upon petition of landowners; and

WHEREAS, SH 288 AND 476 PARTNERS, LTD., owner of the 210.77 acre tract of land described by metes and bounds on the attached Exhibit "A" (the "Tract") has submitted a Petition for Annexation to the Village of Bonney (the "Village"); and

WHEREAS, the Tract is one-half mile or less in width, is contiguous to the Village and is vacant and without residents or on which fewer than three qualified voters reside; and

WHEREAS, the City Council of the Village desires to adopt Ordinance No. 6-2009 as set forth herein for the purpose annexing the Tract into the municipal limits of the Village of Bonney.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE VILLAGE OF BONNEY, TEXAS:

Section 1. That all of the matters and facts set out in the preamble hereof are true and correct; and

Section 2. That the request of SH 288 AND 476 PARTNERS, LTD to annex the Tract into the municipal limits of the Village of Bonney is hereby approved and granted; and

Section 3. This Ordinance shall become effective upon its passage and it is hereby declared that the Tract shall be within the municipal limits of the Village of Bonney.

Duly Resolved by the City Council of the Village of Bonney, Texas on the 23rd day of March, 2009.

Raymond Cantu, Mayor

Attest:

Sunday Strickler, City Secretary

EXHIBIT "A"

BEGINNING at a 1/2 inch iron rod set for the Southwest corner of the herein described tract; the Southwest corner of the Stephen F. Austin League, Abstract 24, the Southeast corner of the Melvin D. Coleman tract described in Volume 1697, Page 696, Deed Records, the Southeast corner of the Stephen F. Austin League, Abstract 25, said point being in the North line of a 209.54 acre tract described in a deed to Doyle McConathy, Jr. recorded in Clerk's File 97-022435, and the North line of the Joshua Abbott League, Abstract 144;

THENCE North 03 deg. 37 min. 32 sec. West, along the common line of Abstract 24 and Abstract 25, being the West line of said 209.194 acre tract and the East line of the Coleman tract, a distance of 2576.00 feet to a concrete monument found for the Northwest corner of the herein described tract in the South right-of-way line of County Road 618 (60.0 feet wide);

THENCE North 87 deg. 18 min. 23 sec. East, along the South right-of-way line of County Road 618, a distance of 3827.69 feet to a 1/2 inch iron rod set for the Northeast corner of the herein described tract in the West right-of-way line of County Road 48;

THENCE South 21 deg. 02 min. 56 sec. East, along the West right-of-way line of County Road 48, a distance of 172.26 feet to a concrete monument found for corner at the extreme North corner of a tract described as Parcel 166 in a deed to the State of Texas for the right-of-way of State Highway No. 288 recorded in Volume 1133, Page 85, Deed Records;

THENCE South 70 deg. 39 min. 19 sec. West with the line of Parcel 166, a distance of 27.31 feet to a concrete monument found for corner;

THENCE South 18 deg. 28 min. 39 sec. East with the line of Parcel 166, a distance of 149.88 feet to a concrete monument found at a cut-back corner in said right-of-way;

THENCE South 25 deg. 13 min. 03 sec. West with the line of Parcel 166 and said cut-back, a distance of 70.30 feet to a concrete monument found;

THENCE South 72 deg. 03 min. 26 sec. West with the line of Parcel 166 being the Westerly right-of-way line of State Highway No. 288, a distance of 51.65 feet to a 1/2 inch iron rod set at the P.C. of a curve to the left;

THENCE with the line of Parcel 166, being the Westerly right-of-way line of State Highway No. 288, following said curve to the left having a Radius of 458.37 feet, Central Angle of 90 deg. 00 min. 02 sec., Chord Bearing and Distance of South 26 deg. 02 min. 38 sec. West – 648.24 feet, for an arc distance of 720.01 feet to a concrete monument found at the P. T. of said curve;

THENCE South 18 deg. 57 min. 23 sec. East with the line of Parcel 166 being the Westerly right-of-way line of State Highway No. 288, a distance of 311.37 feet to a concrete monument found at the P.C. of a curve to the right;

THENCE with the line of Parcel 166, being the Westerly right-of-way line of State Highway No. 288, following said curve to the right having a Radius of 1273.24 feet, Central Angle of 36 deg. 46 min. 50 sec., Chord Bearing and Distance of South 00 deg. 40 min. 40 sec. East – 803.38 feet, for an arc distance of 817.34 feet to a concrete monument found at the P. T. of said curve;

THENCE South 17 deg. 50 min. 15 sec. West with the line of Parcel 166, being the westerly right-of-way line of State Highway No. 288, a distance of 520.91 feet to a 3/4 inch iron pipe found for the Southeast corner of the herein described tract at the Southeast corner of said 209.194 acre tract, the Southwest corner of Parcel 166, and the Northeast corner of the aforementioned McConathy tract, said point being in the common line of Abstract 24 and Abstract 144;

THENCE South 86 deg. 51 min. 11 sec. West, along the common line of said Surveys being the South line of said 209.194 acre tract and the North line of the McConathy tract, a distance of 3336.59 feet to the PLACE OF BEGINNING and containing 210.77 acres of land.