

REQUEST FOR EXPANSION OF THE EXTRATERRITORIAL JURISDICTION
OF THE CITY OF BOERNE, TEXAS

TO THE MAYOR AND MEMBERS OF THE CITY COUNCIL OF BOERNE, TEXAS

Dear Mayor and Members of the City Council:

I/We, the undersigned owner(s) of the area described below, do hereby request that the extraterritorial jurisdiction of the City of Boerne, Texas be expanded to include that part of the area not within the existing extraterritorial jurisdiction of the City of San Antonio, Texas. The part of the area made the subject of this request to be included in the extraterritorial jurisdiction of the City of Boerne, Texas is contiguous to the existing extraterritorial jurisdiction of the City of Boerne, Texas.

SIGNATURE OF OWNER(S)

Ann D. Biggs
Ann D. Biggs

DEED RECORD REFERENCE

VOLUME PAGE COUNTY

145 584 KENDALL ★
323 669 KENDALL

Today's Date: 12-1-15

2 Glendalough Ct.

Address

San Antonio, Texas 78209 (210) 824-3767

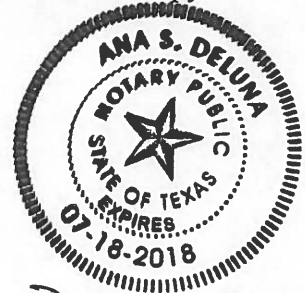
City, State, Zip Code

Phone with Area Code

Exhibit "A" which is attached hereto and made a part hereof for all purposes is a true copy of the recorded deed for the area owned by me/us.

ACKNOWLEDGEMENT

STATE OF TEXAS §
 §
COUNTY OF KENDALL §



This instrument was acknowledged before me on the 1st day of DECEMBER, 2015 by A. De Luna.

Ana S. Deluna
Notary Public In and For
The State of Texas

WARRANTY DEED

37031

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF KENDALL §

THAT, I, JESSE J. ERBEN, owning, claiming and occupying other property as my homestead, of the County of Bexar and State of Texas,

(1) for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration in hand by the Grantee herein named, the receipt of which is hereby acknowledged; and

(2) the further consideration of the assumption of and agreement to pay by Grantee herein, all of the unpaid balance of principal and interest left owing and unpaid upon those certain Promissory Notes secured by liens described as follows, to-wit:

One certain Promissory Note dated August 10, 1971, in the original principal sum of \$130,000.00, executed by Mitchell Webb and Ronald J. Herrmann, and payable to the order of John D. Beauchamp and wife, Wilma E. Beauchamp, secured by Vendor's Lien retained in Deed, of even date therewith, recorded in Volume 106, Page 73, Deed Records of Kendall County, Texas, and additionally secured by a Deed of Trust, of even date therewith, recorded in Volume 43, Page 457, Deed of Trust Records of Kendall County, Texas, and additionally secured by a Deed of Trust to Secure Assumption recorded in Volume 68, Page 762, Deed of Trust Records of Kendall County, Texas;

One certain Promissory Note dated May 16, 1977, in the original principal sum of \$123,337.09, executed by Norma Durham Adair, Penny Adair James and David Rudolph James, and payable to the order of Roger L. Zeller, John H. Huffmeyer, Mitchell Webb and Ronald J. Herrmann, secured by Vendor's Lien retained in Deed, of even date therewith, recorded in Volume 125, Page 954, Deed Records of Kendall County, Texas, and additionally secured by a Deed of Trust, of even date therewith, recorded in Volume 58, Page 76, Deed of Trust Records of Kendall County, Texas, and additionally secured by a Deed of Trust to Secure Assumption recorded in Volume 68, Page 768, Deed of Trust Records of Kendall County, Texas; and

One certain Promissory Note dated April 4, 1980, in the original principal sum of \$177,260.91, executed by Jesse J. Erben and payable to the order of Norma Durham Adair, Penny Adair James and David Rudolph James, secured by Vendor's Lien retained in Deed, of even date therewith, recorded in Volume 137, Page 544, Deed Records of Kendall County, Texas, and additionally secured by a Deed of Trust, of even date therewith, recorded in Volume 68, Page 774, Deed of Trust Records of Kendall County, Texas (said Deed of Trust having been corrected by Correction Deed of Trust filed for record in the Deed of Trust Records of Kendall County, Texas);

have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto GLENN BIGGS, of the County of

Bexar, State of Texas, all of the following described real property located and situated in Kendall County, Texas, to-wit:

Being 315.437 acres of land, more or less, being 170.700 acres out of Survey No. 157, Fred C. Brown, Abstract No. 613, and 144.737 acres out of Survey No. 831, J. V. Massey, Abstract No. 348, in Kendall County, Texas, and being the same property more fully described in Deed dated April 4, 1980, executed by Norma Durham Adair, et al., to Jesse J. Erben, recorded in Volume 137, Page 544, of the Deed Records of Kendall County, Texas;

Together with that certain ingress and egress easement in and to said 315.437 acre tract, over and across that certain existing easement more particularly described in Quitclaim Deed dated April 4, 1980, from Norma Durham Adair, et al., to Jesse J. Erben, recorded in Volume 137, Page 551, Deed Records of Kendall County, Texas;

said 315.437 acres of land and said ingress and egress easement being more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes.

This conveyance is made subject to all effective conditions, restrictions and easements of record in the Deed Records of Kendall County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Grantee, his heirs and assigns forever; and I do hereby bind myself, my heirs and assigns to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said Grantee, his heirs and assigns, against every person whomsoever claiming or to claim the same or any part thereof.

But it is expressly agreed that the Grantor herein expressly reserves for himself, his heirs and assigns, the Vendor's Lien, as well as the Superior Title in and to the above described property, premises and improvements until the Notes and indebtednesses herein assumed by Grantee have been fully paid according to the face, tenor, effect and reading thereof, when this Deed shall become absolute, and to additionally secure Grantor herein in the payment of the Notes and indebtednesses so assumed, Grantee has executed and delivered Deeds of Trust, of even date herewith, conveying the herein described property to GERALD T. DROUGHT, Trustee.

EXECUTED this 2nd day of December, 1981.

Grantee's Address:
609 Controur Drive,
San Antonio, Tex. 78212

Jesse J. Erben
JESSE J. ERBEN

THE STATE OF TEXAS §

COUNTY OF BEXAR §

This instrument was acknowledged on the 2nd day of December, 1981, by JESSE J. ERBEN.

Austin W. Rowland
Notary Public in and for _____
STATE OF TEXAS
My Commission Expires:
2-28-85

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STATE OF TEXAS #

COUNTY OF KENDALL #

Field notes of a 315.437 acre tract of land, being 170.700 acres out of the Fred C. Brown Survey No. 157 and 144.737 acres out of the J. V. Massey Survey, No. 831, Kendall County, Texas located about 3.9 miles S 44° W of the county seat in Boerne, Texas and being more fully described as follows:

Beginning at a fence corner at a rock mound for the most northerly northeast corner of this tract, said rock mound being the northeast corner of the Fred C. Brown Survey No. 157;

Thence, with fence as follows:

S 51°03' E	54.3'
S 44°35' E	1,461.6'
S 44°24' E	362.8'
S 44°34' E	391.2'
S 40°55' E	75.9'
S 46°26' E	262.2'
S 51°45' E	86.2' and
S 69°46' E	172.7' to a fence corner;

Thence, continuing with fence as follows:

S 00°50' E	584.9'
S 01°30' W	130.0'
S 00°10' W	171.5'
S 00°19' W	390.3'
South	356.1'
S 00°51' W	145.1'
S 00°08' W	257.0'
S 00°35' E	938.4'
S 00°03' E	236.0'
S 01°27' E	80.9'
S 01°53' E	80.3' and
S 00°03' W	142.4' to a fence corner

for the southeast corner of this tract;

Thence, continuing with fence as follows:

N 89°42' W	118.5'
N 89°37' W	506.4'
N 89°30' W	140.1'
N 89°43' W	97.6'
N 89°31' W	132.8'
N 89°26' W	221.7'
N 89°16' W	375.1'
N 89°44' W	351.7' and
N 89°26' W	197.0' to a fence corner

for the most southerly southwest corner of this tract;

Thence, continuing with fence as follows:

N 00°31' E	194.0'
N 00°51' E	271.1'
N 00°55' E	251.1'
N 00°35' E	275.0'
N 01°58' E	111.0' and
N 00°32' E	1,872.1' to a fence corner;

Thence, continuing with fence as follows:

N 89°07' W	198.0'
N 89°50' W	734.6' and
N 89°17' W	817.1' to a fence corner;

Thence, continuing with fence as follows:

N 00°47' E	103.1'
N 00°38' E	615.2'
N 00°45' E	166.4'
N 00°38' E	1,387.7' and
N 01°12' E	223.4' to a fence corner

for the northwest corner of this tract;

Thence, continuing with fence as follows:

N 89°57' E	172.7'
S 89°19' E	121.7'
S 89°44' E	199.8'
S 88°34' E	196.8'

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EXHIBIT A

N 89°58' E	190.0'
S 89°04' E	184.7'
S 89°59' E	429.5'
S 89°33' E	208.5' and
S 88°56' E	54.3' to the place of

beginning and containing 315.437 acres of land.

I, Edgar Schwarz, Jr., a Registered Professional Civil Engineer, do hereby certify that the above field notes are of a survey made on the ground under my supervision.

This the 13th day of September, 1977.

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Edgar Schwarz, Jr.
Edgar Schwarz, Jr. C.E.

Together with the following ingress and egress easement in and to said 315.437 acre tract, over and across that certain existing easement more particularly described in Quitclaim Deed dated April 4, 1980, from Norma Durham Adair, et al., to Jesse J. Erben, recorded in Volume 137, Page 551, Deed Records of Kendall County, Texas, and being more particularly described as follows, to-wit:

BEING that one certain neighborhood road easement existing by use and prescription, and being approximately thirty feet (30') in width, located approximately three miles Southwest from the county seat in the City of Boerne, Kendall County, Texas, on Highway 46, and continuing in a southerly direction approximately 9/10ths of a mile to the real property more particularly described as being 315.46 acres, more or less, in Kendall County, Texas, about 3-1/2 miles South 42° West from Boerne, being 169.0 acres, more or less, out of Survey No. 157, Fred C. Brown, 146.25 acres, more or less, out of Survey No. 831, J. V. Massey, and 0.21 acre, more or less, out of Survey No. 469, H. G. Froebel; said 315.46 acres being described in Quitclaim Deed dated April 4, 1980, recorded in Volume 137, Page 551, Deed Records of Kendall County, Texas; said road easement being along the eastern side of the property described in a Deed from Ervin Rolf and wife, Mildred Rolf, to Henry G. Kleck and wife, Marie Kleck, recorded in Volume 110, Page 330, Deed Records of Kendall County, Texas.

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FILED FOR RECORD THIS 12th DAY OF March 1982, AT 1:48 O'CLOCK P M.
 RECORDED THIS 23rd DAY OF March 1982, AT 11:15 O'CLOCK A M.
 BY: Royce Lynn Goe DEPUTY DARLENE HERRIN
 COUNTY CLERK, KENDALL COUNTY, TEXAS

Exhibit "A"