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 <u>not</u> 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) The Hargis Fary No. 2, Ltd. By: Hargis Properties, L.C., its Gereral Partner	DEED RECO <u>VOLUME</u> 1394 16376 632 8317 633	PAGE 958 1070 82 647 87	RENCE COUNTY Kendall Bexa Kendall Bexa Kendall
By: AM Hough Nameyer Today's Date: July 5, 2016 Address Address	669 ; its Mana	ger ger	Kendall
City, State, Zip Code Exhibit "A" which is attached hereto and made recorded deed for the area owned by me/us. ACKNOWLEDGEMENT	Phone with Area Cook a part hereof for a	le	is a true copy of the
STATE OF TEXAS \$ COUNTY OF KENDALL This instrument was acknowledged be 2007 by Jean Hargis Wohmen	efore me on the	ay of	TUIY,
ANAIS N. HERNANDEZ Notary Public, State of Texas My Commission expires March 19, 2017 ID # 129353475	Notary Public The State of		<u> </u>

00-05000656

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GENERAL WARRANTY DEED

STATE OF TEXAS

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KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF KENDALL

That LAWRENCE T. BIEDENHARN (also known as LAWRENCE TUCKER BIEDENHARN and hereinafter called "Grantor"), acting herein with regard to his sole and separate property, joined herein pro forma by his wife, CAROLYN GRUY BIEDENHARN, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration paid, to an intermediary for the benefit of Grantor as part of a tax-deferred exchange pursuant to Section 1031 of the Internal Revenue Code, by THE HARGIS FARM NO. 2, LTD., a Texas limited partnership (hereinafter called "Grantee"), the receipt and sufficiency of which is hereby acknowledged, has GRANTED, SOLD AND CONVEYED, and by these presents does GRANT, SELL AND CONVEY, unto the said Grantee all of the following described property, together with all improvements thereon, (herein called the "Property"), to-wit:

32.13 acres of land, more or less, out of the Antonio Cruz Survey No. 170, Abstract No. 97, in Kendall County, Texas, as fully described on the Exhibit "A" which is attached hereto and made a part hereof.

The Property is hereby conveyed subject to that certain 30 foot wide pipeline right-of-way running over and across the Property as granted to LoVaca Gathering Company by instruments recorded in Volume 99, Page 628, and in Volume 99, Page 631, Deed Records, 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 said Grantee, its successors and assigns forever; and Grantor does hereby bind himself and his heirs, executors and administrators to WARRANT AND FOREVER DEFEND, subject to the matters above set forth, all and singular the said premises unto the said Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Current ad valorem taxes on the Property having been prorated, the payment thereof is assumed by Grantee.

EXECUTED on the dates set forth in the acknowledgments below, to be effective as of the $\frac{\partial}{\partial t}$ day of $\frac{\partial t}{\partial t}$, 2000.

LAWRENCE T. BIEDENHARN

CAROLYN GRUMBIEDENHARN

Mailing address of Grantee:

The Hargis Farm No. 2, Ltd. c/o Jean Hargis Wehmeyer 139 Ivy Lane San Antonio, Texas 78209

THE STATE OF TEXAS	8
COUNTY OF BGM 5	§
This instrument was acknowledged be 2000, by LAWRENCE T. BIEDENHARN.	efore me on the 10 day of Maxes
J. C. STROMBERGER Notary Public, State of Toxas My Comm. Exp. 07/31/01	Notary Public, State of Texas Notary's Printed Name: 5. STRANDERSER My Commission Expires: 3/3/0)
THE STATE OF TEXAS	§
COUNTY OF BEXER	§
This instrument was acknowledged b 2000, by CAROLYN GRUY BIEDENHAR	efore me on the day of

Notary Public, State of Texas

My Commission Expires: 3/31/0)

Notary's Printed Name:

AFTER RECORDING RETURN TO:

J. C. STROMBERGER

Notary Public. State of Town

The Hargis Farm No. 2, Ltd. c/o Jean Hargis Wehmeyer 139 Ivy Lane
San Antonio, Texas 78209

PREPARED IN THE LAW OFFICE OF:

BAUCUM STEED BARKER, A Partnership of Professional Corporations and Individuals 1100 N.W. Loop 410, Ste. 260 San Antonio, Texas 78213

EXHIBIT "A"

STATE OF TEXAS #
COUNTY OF KENDALL #

Field notes of a 32.13 acre, more or less, tract of land out of the Antonio Cruz Survey No. 170, Abstract No. 97, Kendall County, Texas, being a portion of a 63.593 acre tract described as the "Third" tract in a Partition Deed recorded in Volume 100, Page 331 of the Deed Records of Kendall County, Texas and being more fully described as follows:

Beginning at an existing fence post for the northwest corner of this tract, said fence post described as the northwest corner of the above referenced 63.593 acre tract (said existing fence post also being the northwest corner of the 173.266 acre tract partitioned by said Partition Deed recorded in Volume 100, Page 331, of the Deed Records of Kendall County, Texas);

Thence, along a fence with the west line of this tract and an east line of a five vara wide strip of land as described in a Quit Claim Deed to Fort Henderson Farms, Inc. recorded in Volume 66, Page 14, Kendall County Deed Records, S 07° 48' 17" W 830.05 feet to an existing steel rod;

Thence, with the southwest line of this tract and a northeast line of the 63.592 acre tract which was partitioned to Addie Lee Biedenharn Hargis by Partition Deed recorded in Volume 100, Page 331, Kendall County Deed Records, S 29° 33' 20 " E¹ 2,543.80 feet to an existing 1" iron pipe and S 53° 45' 45" E 75.39 feet to the approximate centerline of Balcones Creek²;

Thence, with the approximate centerline of Balcones Creek, the south line of the above mentioned 63.593 acre tract, the north line of the Jewel B. Crosswell 62.060 acre tract as described in Deed recorded in Volume 6852, Page 525, Official Records of Bexar County, Texas, and with the boundary as described in Boundary Line Agreement recorded in Volume 8094, Page 445, Official Records of Bexar County, Texas as follows:

N 36° 34' 18" E 49.57 feet,

N 42° 01' 00" E 82.85 feet,

N 23° 49' 09" E 112.27 feet, and

N 33° 53' 13" E 237.35 feet to the southeast corner of this tract;

Thence, through the interior of said 63.593 acre tract and with the western lines of a 31.61 acre tract surveyed this date, N 42° 44′ 38″ W, at 45.00 feet a steel rod set, a total distance of 770.57 feet to a steel rod set and N 26° 36′ 49″ W 1,295.68 feet to a steel rod set at the beginning of a curve;

Thence, continuing through the interior of said 63.593 acre tract and with the western lines of a 31.61 acre tract surveyed this date, to the right with the arc of said curve having a radius of 382.00 feet, a central angle of 92° 28' 08" and a length of 616.51 feet (chord bears N 19° 37' 16" E 551.74 feet) to a steel rod set;

Thence, continuing through the interior of said 63.593 acre tract and with the western lines

EXHIBIT "A"

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of a 31.61 acre tract surveyed this date, N 65° 51' 20" E 159.31 feet to a steel rod set at the beginning of a curve;

Thence, continuing through the interior of said 63.593 acre tract and with the western lines of a 31.61 acre tract surveyed this date, to the left with the arc of said curve having a radius of 412.00 feet, a central angle of 42° 41' 58" and a length of 307.04 feet (chord bears N 44° 30' 21" E 299.98 feet) to a steel rod set in a fence;

Thence, along a fence with the east line of said 63.593 acre tract, a west line of the Charles W. Harper, Jr. 46.081 acre tract as described in deed recorded in Volume 550, Page 413, Kendall County Official Records, and a west line of a 0.82 acre tract surveyed this date, N 08° 09' 16" W 212.70 feet to an existing 1" iron pipe being the southeast corner of the John Affleck tract as described in deed recorded in Volume 308, Page 648, Kendall County Official Records, also being a re-entrant corner of the above mentioned Harper tract and the northeast corner of said 63.593 acre tract;

Thence, with the north line of this tract and the south line of said Affleck tract and of said Harper tract³, S 86° 07' 23" W, a fence post at 19.41 feet being the most northerly southwest corner of said Harper tract, and continuing on with the south line said Affleck tract along a fence a total of 144.06 feet to an existing steel rod being the southwest corner of said Affleck tract and the southeast corner of the Mitchell Goodall tract as described in Volume 408, Page 270, Kendall County Official Records;

Thence, along a fence with the south line of said Goodall tract, S 86° 26' 37" W 730.54 feet to the place of beginning and containing 32.13 acres of land, more or less.4

I, James E. Schwarz, a Registered Professional Land Surveyor, hereby certify that the above field notes are of a survey made on the ground under my supervision on January 11-20, 2000.

James E. Schwarz

Registered Professional Land Surveyor No. 4760

Job No. 00-01

Schwarz Engineering & Surveying, Inc. 723 N. Main St., Boerne, TX 78006 830-249-8907

- 1. This bearing, used as the bearing basis of this survey is from deed recorded in Volume 100, Page 331, Kendall County Deed Records.
- 2. Balcones Creek is the dividing line between Kendall and Bexar Counties.
- 3. A report of a boundary line conflict between the Affleck and Harper tracts, dated January 25, 2000, has been prepared.
- 4. A plat of this tract, dated January 11-20, 2000, has been prepared.

Filed for Record in:

Kendall County Darlene Herrin County Clerk

On: Mar 20,2000 at 04:53PM

Document Number: Total Fees :

Receipt Number - 23915 By Deputy: Paula Pfeiffer

This Document has been received by this Office for Recording into the Official Public Records. We do hereby swear that we do not discriminate due to Race, Creed, Color, Sex or National Origin.

AT

STATE OF TEXAS

COUNTY OF KENDALL
I hereby certify that this instrument was filed int
File Number Sequence on the date and at the time stamped hereon and was duly recorded in the Official Records of Kendall County, Texas on:



MAR 2 1 2000

DARLENE HERRIN, County Clerk Kendall County, Texas

Ву: _Deputy