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.

CYCNATURE OF OWNER(C)	DEED RECORD REFERENCE		
SIGNATURE OF OWNER(S)	VOLUME	<u>PAGE</u>	COUNTY
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Street le Paige	383	464	KENDAGL
Siene L. Richof Trustee Rolling &	216701	2345	D. 2014 00 8978 Bex 4 R
Source Rebel - Trustee	16138	1080	ED. 2013 0109 21 BEXAR
Able Richal	16138		FB 20130109 21 Be + 4R
Beile			
Today's Date: Leptember 2, 2016			
145 Dogg Rd.			
Address			
Boerne TX 78006	210 -	317 -9	7745
City, State, Zip Code	Phone with Area C	ode	
Exhibit "A" which is attached hereto and made a part here the area owned by me/us.	of for all purposes	is a true copy of	of the recorded deed for
ACKNOWLEDGEMENT			
STATE OF TEXAS §			
COUNTY OF KENDALL §			
This instrument was acknowledged before me	e on the $\frac{2nd}{}$	day of <u>5ep</u>	tember, 2016 by
DEBORAH WILLSON	Deliona	Luille	gh
Notary Public, State of Texas	Notary Public		

omm. Expires 01-28-2020 Notary ID 13051572-6

The State of Texas

415 364

WARRANTY DEED WITH VENDOR'S LIEN

11620

DATE:

FEBRUARY 25, 1994

GRANTOR:

BOLDT PARTNERS, LTD., A Texas Limited Partnership

094489

GRANTOR'S MAILING ADDRESS:

248 Canada Verde Bexar County

San Antonio, Texas 78232

GRANTEE:

STEVEN W. RIEBEL and wife, MAUREEN RIEBEL

GRANTEE'S MAILING ADDRESS:

145 Dodge Road Kendall County Boerne, Texas 78006

CONSIDERATION:

\$10.00 and other good and valuable consideration, the receipt of which is hereby acknowledged, and a Note of even date herewith in the principal sum of \$105,340.00, executed by Grantee, and made payable to the order of Grantor (hereinafter "Payees"). The Note is secured by a Vendor's Lien and Superior Title retained in favor of Payees and a Deed of Trust of even date from Grantee to Gordon L. Hollon, Trustee.

PROPERTY:

BEING a tract of land containing 319.62 acres of land, more or less, SAVE AND EXCEPT 65.17 acres, comprising 55.80 acres situated in Kendall County and 263.82 acres situated in Bexar County, with 82.40 acres of said tract of land being out of the A. Gayton Survey No. 408, Abstract No. 202 in Kendall County and Abstract No. 295, County Block 4645, in Bexar County, and with the remaining 237.72 acres of said tract of land being out of G.C. and S.F.R.R. Survey No. 415, Abstract No. 1080, County Block No. 4644, in Bexar County, Texas, and said tract of 319.62 acres of land and 65.17 acres of land being more particularly described in Exhibits "A" and "B" attached hereto and made a part hereof.

RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY:

- Any discrepancies, conflicts or shortages in area or boundary lines, or any encroachments or protrusions or any overlapping of improvements.
- 2. Pipeline Easements to Lo-Vaca Gathering Company recorded in

Volume 99, Page 608, and Volume 99, Page 610, and amendments thereto recorded in Volume 102, Page 81, and Volume 102, Page 83, all in the Deed Records of Kendall County, Texas.

- 3. That certain oral month to month grazing lease between Boldt Partners, Ltd. and John Barnette, as set forth in Affidavit dated January 22, 1993, recorded under Clerk's File No. 87142, Official Records of Kendall County, Texas.
- Any visible or apparent roadways and/or easements over or across the subject property, the existence of which does not appear of record.
- 5. Rules, regulations and orders governing residential subdivisions, sanitation and waste disposal, and the drilling, construction and use of water wells as passed by the Commissioners' Court of Kendall County, Texas, and the Texas Water Quality Board.

The Restrictive Covenants recorded in Volume 5561, Page 2092. Real Property Records of Bexar County, Texas, and in Volume 384, Page 1, Official Records of Kendall County, Texas, are hereby declared null and void as of February 25, 1994.

Furthermore, this conveyance is expressly made by Grantor and accepted by Grantee subject to any and all conditions and restrictions, if any, relating to the hereinabove described property, to the extent, and only to the extent, that the same may still be in force and effect, and shown of record in the office of the County Clerk of Kendall and Bexar County, Texas.

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, sells, and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty.

The Vendor's Lien against and Superior Title to the property are retained in favor of Boldt Partners, Ltd., until the Note described is fully paid according to its terms, at which time this Deed shall become absolute.

By the acceptance of this Deed, Grantee takes the property in "as is" condition, except for the warranties of title as provided and limited herein. Grantor has not made and does not make any

415 366

representations as to the physical condition, layout, footage, expenses, zoning, operation or any other matter affecting or related to the property, and Grantee hereby expressly acknowledges that no such representations have been made. Grantor makes no other warranties, express or implied, of merchantability, marketability, fitness or suitability for a particular purpose or otherwise except as set forth and limited herein. Any implied warranties are expressly disclaimed and excluded. warranties are expressly disclaimed and excluded.

When the context requires, singular nouns and pronouns include the plural.

GRANTOR(S):

BOLDT PARTNERS, LTD.

JOHN W. BOLDT, General Partner

VERONICA L. BOLDT, General Partner

THE STATE OF TEXAS COUNTY OF KENDALL

This instrument was acknowledged before me on the 25 H day of February, 1994, by JOHN W. BOLDT, General Partner of BOLDT PARTNERS, LTD., a Texas Limited Partnership, on behalf of said PARTNERS, Partnership

LAURIE BUSHONG LANG er countinos cores September 28, 1995

Notary Public, State of

THE STATE OF TEXAS COUNTY OF KENDALL

S

This instrument was acknowledged before me on the 25th day of February, 1994, by Veronica L. Boldt, General Partner of BOLDT PARTNERS, LTD., a Texas Limited Partnership, on behalf of said Partnership,

LAURIE BUSHONG LAN. AN COMMISCION EXPINES

Notary Public, State of

AFTER RECORDING RETURN TO:

KENDALL COUNTY ABSTRACT CO. 103 N. SAUNDERS STREET BOERNE, TEXAS 78006

PREPARED IN THE LAW OFFICES OF:

GORDON L. HOLLON 301 EAST SAN ANTONIO STREET BOERNE, TEXAS 78006

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A tract of land containing 319.62 acres, comprising 55.80 acres situated in Kendall County and 263.82 acres situated in Bexar County, with 62.40 acres of said tract of land being out of the A. Cayton Survey No. 408, Abstract No. 202 in Kendall County and Abstract No. 295, County Block 4645, in Bexar County, and with the remaining 237.22 acres of said tract of land being out of C. C. and S. F. R. R. Survey No. 415, Abstract No. 1080, County Block No. 4644, in Bexar County; and said tract of 319.62 acres of land being described by mates and bounds as follows: being described by motes and bounds as follows:

BEGINNING at an iron pin set on the south right-of-way line of Dodge Road for the northwest corner of a 100 acre tract and the northeast corner of this tract, from which point the northwest corner of this tract, the which point the northwest corner of Survey No. 408, A. Carton bears south 89° 26' 30" west a distance of 5,030.0 feet and the point of intersection of the east property line of this tract and the Kendall – Bexar County line bears south 00° 02' 23" east a distance of 1.620.00 feet. tance of 1,620.00 feet;

THENCE, south 00° 02° 23" east crossing the Kendall - Bexar County line, a distance of 5,287.03 feet to an iron pin set in a fence for the southeast corner of this tract;

THENCE, south 89° 22' 19" west with fence a distance of 4,397.31 feet to a fence corner for the southwest corner of this tract;

THENCE, north 00° 33° 55" west with fence, a distance of 514.00 feet to an iron pin set in a fence corner;

THENCE, north 44° 30' 39" east with fence a distance of 3,585.11 feet to an iron pin set for an interior corner of this tract;

THENCE, north 89° 23' 38" east with fence a distance of 217.65 feet to an iron pin set in a fence corner for an interior corner of this tract;

THENCE, north 00° 29' 12" west with fence crossing the Bexar - Kendall County line, a distance of 2,485.03 feet to an iron pin set in the southern right-of-way line of Dodge Road for the northwest corner of this tract;

THENCE, south 63° 36' 53" east along the southern right-of-way fence of Dodge Road, a distance of 846.96 feet to an iron pin set for an interior corner of this tract;

THENCE, north 85° 03' 26" east along the said southern right-of-way fence of Dodge Road a distance of 697.49 feet to an iron pin set for a corner;

THERCE, north 68° 15' 38" east along the said right-of-way fence a distance of 252.95 feet to the place of BEGINNING, containing 319.62 acres of land. RECORDERS NEMO: LEMBLIST OF WAITING, TIPING OR PRINTING UNSATISFACTORY

EXHIBIT "A"

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STATE OF TEXAS

COUNTY OF KENDALL #

Field notes for 65.17 acres of land, more or less, being approximately 59.66 acres out of the Agapito Gayton Survey No. 408, Abstract No. 202 in Kendall County, Texas; 5.26 acres out of the Agapito Gayton Survey No. 408, Abstract No. 295 in Bexar County, Texas (acreages noted in individual counties are approximate, the county line, Balcones Creek, as it crosses through this tract was not surveyed or located on the ground); and 0.25 of an acre out of the G.C. & S.F. R.R. Co. Survey No. 415, Abstract No. 1080 in Bexar County, Texas (survey names, numbers and abstract numbers are as taken from Volume 147, pages 157-160, Kendall County Deed Records and assumed to be correct - the locations of the original patent lines and the acreages contained within are approximate, said patents were not researched or located on the ground); and also being part of 319.62 acres of land, more or less, conveyed to John W. Boldt (recorded in Volume 147, pages 157-160, Kendall County Deed Records); said 65.17 acres of land, more or less, being more particularly described as follows:

BEGINNING at a found iron pin in fence on the southerly line of Dodge Road (as said line is presently found to be fenced and/or monumented on the ground, no right-of-way research was done) for the mortheast corner of this tract and the northeast corner of the above referenced John W. Boldt 319.62 acre tract of land.

Thence along the easterly line of said Boldt 319.62 acre tract,

South 00° 02' 23° East (bearing base), at 1619 feet crossing

Balcones Creek, the Kendall - Bexar County line, a total

distance of 1699.23 feet to an iron pin for the southeast corner of this tract.

Thence South 40° 16° 01° West, 201.65 feet to an iron pin.

South 35° 10° 01° West, 164.16 feet to an iron pin.

South 20° 56° 25° West, 222.22 feet to an iron pin.

South 53° 06° 50° West, 99.89 feet to an iron pin.

South 54° 02° 08° West, 94.89 feet to an iron pin.

EXHIBIT "B"

0-62

I of 2 pages

North 84° 06' 08" West, 218.52 feet to an Iron pin, North 45° 57' 03" West, 223.63 feet to an Iron pin. North 28° 54' 56" West, 167.95 feet to an iron pin, North 07° 00' 37" West, 188.63 feet to an iron pin, North 16° 59'. 19" West, 122.20 feet to an Iron pin, North 49" 44' 15" West, 166.44 feet to an Iron pin, North 08° 10' 08" East, at 45 feet crossing Balcones Creek, the Kendall - Bexar County line, a total distance of 155.29 feet to an iron pin. North 61° 51' 42" West, 179.54 feet to an Iron pin. North 77° 59' 23" West, 160.72 feet to an iron pin. North 88° 16' 59" West; 212.92 feet to an iron pin for the southwest corner of this tract. North 00° 37° 47" West, 1368.93 feet to an Iron pin for the northwest corner of this tract. North 82° 09° 41" East, 79.07 feet to an iron pin, South 63" 33' 59" East, 189.79 feet to an iron pin, and North 24° 09' East, 60.05 feet to an Iron pin in fence on the southerly line of Dodge Road (as said line is presently found to be fenced and/or monumented on the ground, no right-of-way research was done).

Thence generally along the meanders of an existing fence along said southerly line of Dodge Road,

South 63" 43' 32" East, 472.08 feet to a found iron pin, North 85° 02' 53" East, 397.27 feet to an iron pin, North 84° 54' 07" East, 300.98 feet to a found iron pin, and North 68° 13' 02" East, 252.51 feet to the PLACE OF BEGINNING.

I. Thomas C. Pfeiffer, Registered Professional Land Surveyor for the State of Texas, hereby certify that the foregoing field notes represent a survey made on the ground under my supervision. December 22, 1992 thru January 4, 1993.

CI Arma C Thomas C. Pretter Thomas C. Pretter Thomas C. Pretter Thomas C. Pretter Thomas Carveyor No. 1973.

Boerne, Texas 78006

EXHIBIT "B"

2 of 2 pages

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FILED FOR RECORD

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COUNTY CLERK. KENDALL COUNTY

"Y_AP

KENC

STATE OF TEXAS COUNTY OF KENDALL

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me, and was duly RECORDED, in the Official Records of Kendell County, Texas on:

MAR 10 1994

Dellene Hersine
County Clork
Kendall County, Texas

MATKIN HOOVER

ENGINEERING & SURVEYING

8 SPENCER ROAD, SUITE 100, BOERNE, TEXAS 78006 PHONE: 830-249-0600 FAX: 830-249-0099 TEXAS REGISTERED SURVEYING FIRM F-10024000

FIELD NOTES FOR A 0.227 OF ONE ACRE TRACT (STEVEN W. RIEBEL)

BEING A 0.227 OF ONE ACRE TRACT OF LAND LOCATED IN THE A. GAYTON SURVEY NO. 408, ABSTRACT NO. 202, KENDALL COUNTY, TEXAS, SAID 0.227 OF ONE ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

Beginning at a ½" iron rod found in the south right-of-way line of Dodge Road, said point being the northeast corner of a called 58.66 acre tract, recorded in Volume 383 Page 464, Official Records of Kendall County, Texas, the northwest corner of a called 19.028 acre tract recorded in Volume 932, Page 795, Official Records of Kendall County, Texas;

- (1) Thence, with the south right-of-way line of Dodge Road, with the south boundary line of the herein described tract, the following courses and distances:
 - a. S 68° 18' 20" W, 252.33' to a ½" iron rod found for angle;
 - b. S 84° 46' 18" W, 152.02' to a point for corner
- (2) Thence, N 00° 35' 19" W, departing the south right -of-way line of Dodge Road, with the west boundary line of the herein described tract, a distance of 25.08' to a point for corner at the centerline of Dodge Road;
- (3) Thence, with the centerline of Dodge Road, the north boundary line of the herein described tract, the following courses and distances:
 - a. N 84° 55' 41" E, 147.43' to a point for angle;
 - b. N 68° 20' 41" E, 257.46' to a point for corner;
- (4) Thence, S 00° 06' 04" W, departing the centerline of Dodge Road, with the east boundary line of the herein described tract, a distance of 25.99' to the POINT OF BEGINNING and containing 0.227 of one acre of land.

Note: The basis of bearing was established using the Trimble VRS Network, NAD (83), Texas State Plane Coordinate System, South Central Zone, 4203, US Survey Foot, Grid. A survey plat was prepared by a separate document.