

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, PROVIDING FOR THE EXTENSION OF THE BOUNDARY LIMITS OF THE CITY OF COLLEGE STATION, ANNEXING CERTAIN TERRITORY ADJACENT TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF COLLEGE STATION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of College Station has the power by ordinance to fix the boundary limits of the City of College Station and to provide for the extension of such boundary limits and the annexation of additional territory lying adjacent to the City of College Station by the City Charter of the City of College Station, Texas, Section 7; and

**WHEREAS**, the City Council finds that all the required notices were given in the time and manner required by law; and

**WHEREAS**, the City Council finds that the annexation will ensure consistent and orderly development of the annexed areas; now, therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:**

**SECTION 1:** That the City Council hereby grants and approves the Petition for Annexation of approximately 6.843 acres as provided by V.T.C.A., LOCAL GOVERNMENT CODE, Section 43.028.

**SECTION 2:** That the tract of land described in Exhibit A and shown in B attached hereto and made a part of this ordinance for all purposes, is hereby added to and annexed to the City of College Station, Texas.

**SECTION 3:** Should any part of this ordinance be held illegal or invalid for any reason, the holding shall not affect the remaining sections or portion of sections or provisions of this ordinance. If any part of the real property annexed in Exhibits A and B is already included within the City Limits of the City of College Station or is not within the City of College Station's jurisdiction to annex, the same is excluded from the territory annexed as fully as if the excluded area(s) were expressly excluded by this ordinance.

**SECTION 4:** That, upon final passage, approval and after the effective date of this ordinance, all property annexed shall be zoned A-O, Agricultural-Open.

**SECTION 5:** That, upon final passage hereof and after the effective date of this ordinance, the annexed territory shall be a part of the City of College Station, Texas, and the property situated herein shall bear its pro rata portion of the taxes levied by the

City of College Station and the inhabitants thereof shall be entitled to all of the rights and privileges of all the citizens and shall be bound by the acts, ordinances, resolutions, and regulations of the City of College Station.

**SECTION 6:** That this ordinance shall become effective after its passage and approval on November 23, 2004.

**PASSED AND APPROVED THIS THE 23<sup>RD</sup> DAY OF NOVEMBER, 2004.**

**APPROVED:**

\_\_\_\_\_  
RON SILVIA, Mayor

**ATTEST:**

\_\_\_\_\_  
CONNIE HOOKS, City Secretary

**APPROVED:**

*Harry Cayll*  
\_\_\_\_\_  
City Attorney

# EXHIBIT A

**METES AND BOUNDS DESCRIPTION  
OF A  
6.843 ACRE TRACT  
J. E. SCOTT LEAGUE, A-50  
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE J. E. SCOTT LEAGUE, ABSTRACT NO. 50, COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF A CALLED 7.243 ACRE TRACT AS DESCRIBED BY A DEED TO JAMES P. JONES AND WIFE. PATRICIA JONES, RECORDED IN VOLUME 305, PAGE 428 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS, AND A PORTION OF A CALLED 7-1/4 ACRE TRACT AS DESCRIBED BY A DEED TO MAURICE C. FUTRELL RECORDED IN VOLUME 195, PAGE 123 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**BEGINNING** AT A ½ INCH IRON ROD FOUND ON THE SOUTHEAST LINE OF F & B ROAD (A PUBLIC MAINTAINED ROAD) MARKING THE WEST CORNER OF SAID 7.243 ACRE TRACT AND THE MOST NORTHERLY CORNER OF A CALLED 29.14 ACRE TRACT AS DESCRIBED BY A DEED TO TEXAS A&M UNIVERSITY RECORDED IN VOLUME 1172, PAGE 308 OF THE OFFICIAL RECORDS OF BRAZOS COUNTY, TEXAS;

**THENCE:** N 40° 18' 10" E ALONG THE SOUTHEAST LINE OF F & B ROAD FOR A DISTANCE OF 205.02 FEET TO A POINT MARKING THE NORTH CORNER OF SAID 7.243 ACRE TRACT AND THE WEST CORNER OF SAID 7-1/4 ACRE TRACT;

**THENCE:** N 42° 03' 02" E CONTINUING ALONG THE SOUTHEAST LINE OF F&B ROAD FOR A DISTANCE OF 25.67 FEET TO A POINT ON THE EXISTING SOUTHWEST LINE OF THE CITY OF COLLEGE STATION LIMITS;

**THENCE:** THROUGH SAID 7-1/4 ACRE TRACT AND SAID 7.243 ACRE TRACT AND ALONG THE EXISTING SOUTHWEST COLLEGE STATION CITY LIMITS LINE FOR THE FOLLOWING CALLS:

S 44° 30' 13" E FOR A DISTANCE OF 215.87 FEET TO A POINT;

S 46° 13' 19" E FOR A DISTANCE OF 500.22 FEET TO A POINT;

S 44° 30' 13" E FOR A DISTANCE OF 386.25 FEET TO A POINT;

S 43° 04' 17" E FOR A DISTANCE OF 430.35 FEET TO A POINT ON A NORTHWEST LINE OF THE REMAINDER OF A CALLED 13.62 ACRE TRACT AS DESCRIBED BY A DEED TO TWYLA T. BENSON RECORDED IN VOLUME 3361, PAGE 335 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS;

**THENCE:** S 42° 15' 36" W ALONG THE COMMON LINE OF SAID JONES TRACT AND SAID BENSON TRACT FOR A DISTANCE OF 78.75 FEET TO A 3/8 INCH IRON ROD FOUND MARKING A NORTHEAST CORNER OF SAID 29.14 ACRE TRACT;

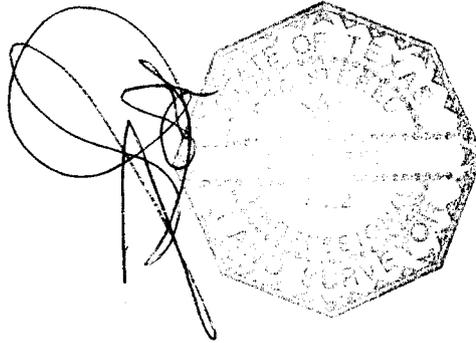
**THENCE:** S 42° 42' 56" W ALONG THE COMMON LINE OF SAID JONES TRACT AND SAID 29.14 ACRE

TRACT FOR A DISTANCE OF 67.69 FEET TO A 3/8 INCH IRON ROD FOUND MARKING THE SOUTH CORNER OF SAID JONES TRACT AND AN INTERIOR NORTH CORNER OF SAID 29.14 ACRE TRACT;

**THENCE:** N 47° 48' 36" W CONTINUING ALONG THE COMMON LINE OF SAID JONES TRACT AND SAID 29.14 ACRE TRACT FOR A DISTANCE OF 1522.50 FEET TO THE **POINT OF BEGINNING** CONTAINING 6.843 ACRES OF LAND, MORE OR LESS, AS SURVEYED ON THE GROUND JUNE, 2003. SEE PLAT PREPARED AUGUST, 2003, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREIN IS BASED ON GRID NORTH AS ESTABLISHED FROM GPS OBSERVATION.

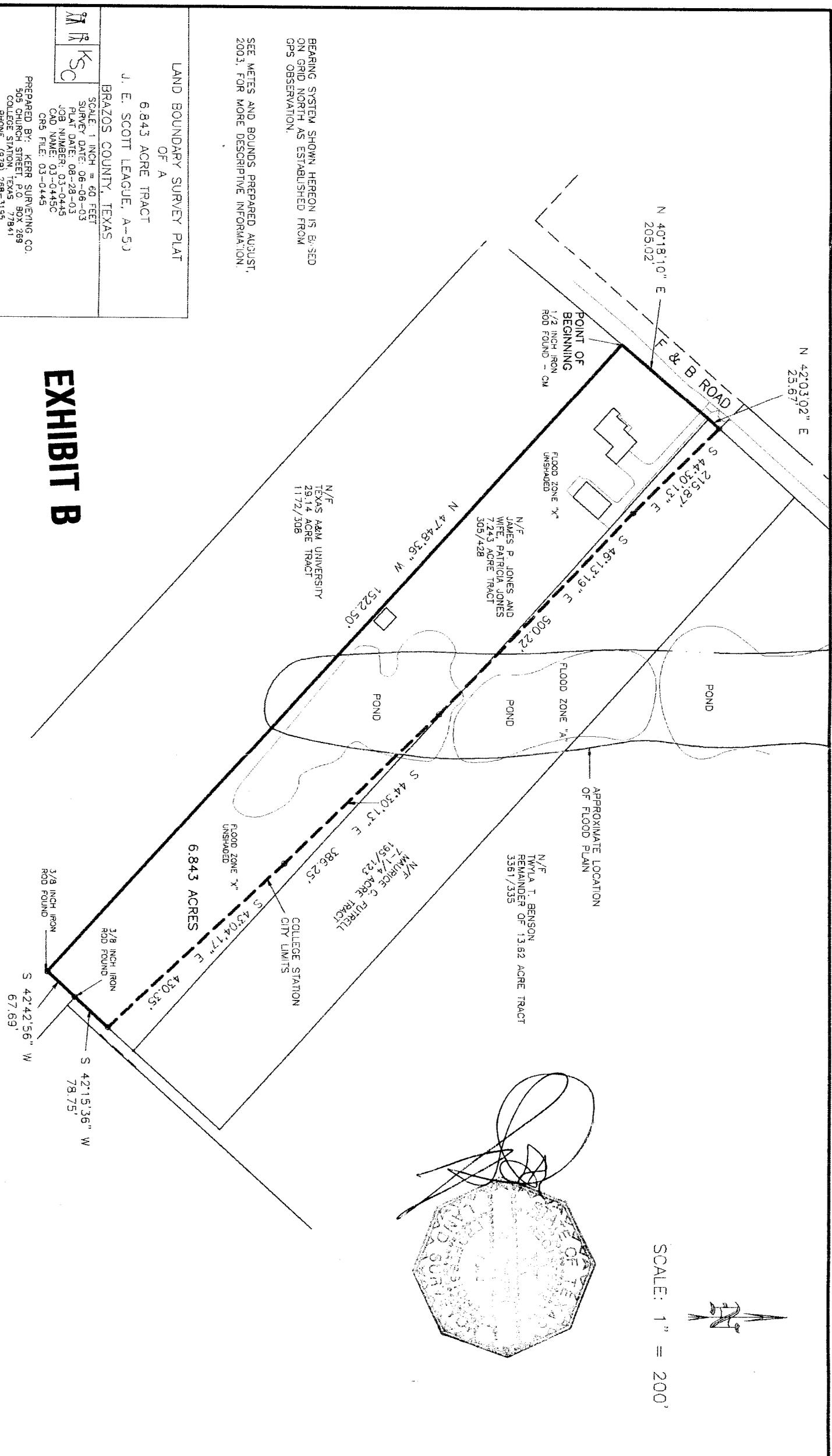
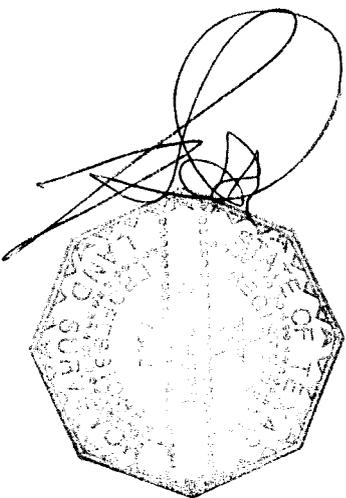
BRAD KERR  
REGISTERED PROFESSIONAL  
LAND SURVEYOR No. 4502

D:/WORK/MAB/03-0445C.MAB





SCALE: 1" = 200'



LAND BOUNDARY SURVEY PLAT  
OF A  
6.843 ACRE TRACT  
J. E. SCOTT LEAGUE, A-5J  
BRAZOS COUNTY, TEXAS

SCALE: 1 INCH = 60 FEET  
SURVEY DATE: 06-06-03  
PLAT DATE: 08-28-03  
JOB NUMBER: 03-0445  
CAD NAME: 03-0445C  
CRS FILE: 03-0445

PREPARED BY: KERR SURVEYING CO.  
505 CHURCH STREET, P.O. BOX 269  
COLLEGE STATION, TEXAS 77841  
PHONE: (979) 298-3155

**EXHIBIT B**

## PETITION FOR ANNEXATION

### TO THE CITY SECRETARY OF THE CITY OF COLLEGE STATION:

This request for annexation of property to the jurisdictional limits of the City of College Station, Texas, is made pursuant to Local Government Code Chapter 43 by the undersigned property owner.

The area requested for annexation, hereinafter referred to as "Area", is described by metes and bounds in Exhibit A attached hereto and incorporated by reference. The Area is depicted in the plat attached hereto as Exhibit B. As the landowners, we represent that the approximate total acreage owned by is 7.25 acres.

The annexation of the Area is initiated on written petition by the owners. We represent that we are the landowners and are authorized to sign this Petition for Annexation. Further, we represent that this land is vacant and without residents (or that fewer than three qualifies voters reside on this property), is contiguous to College Station and the area is 1/2 mile or less in width.

We understand that the governing body shall hear the petition and the arguments for and against the annexation and shall grant or refuse the petition after the fifth day but on or before the 30th day after my petition is filed.

SIGNED this the 22 day of October, 2004.

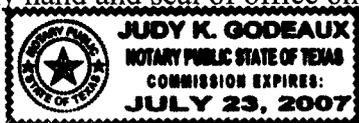
OWNER: Patricia Jones

STATE OF TEXAS }  
COUNTY OF BRAZOS }

ACKNOWLEDGMENT

Before me, the undersigned authority, on this day personally appeared Patricia Jones as Individual for \_\_\_\_\_, ~~a Texas Corporation~~, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, on behalf of said corporation.

Given under my hand and seal of office on this the 22 day of Oct, 2004.



Judy K. Godeaux  
NOTARY PUBLIC in and for the State of Texas

SIGNED this the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

OWNER: \_\_\_\_\_

STATE OF TEXAS }  
COUNTY OF BRAZOS }

ACKNOWLEDGMENT

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_ as \_\_\_\_\_ for \_\_\_\_\_, a Texas Corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, on behalf of said corporation.

Given under my hand and seal of office on this the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
NOTARY PUBLIC in and for the State of Texas

**PETITION FOR ANNEXATION**

**TO THE CITY SECRETARY OF THE CITY OF COLLEGE STATION:**

This request for annexation of property to the jurisdictional limits of the City of College Station, Texas, is made pursuant to Local Government Code Chapter 43 by the undersigned property owner.

The area requested for annexation, hereinafter referred to as "Area", is described by metes and bounds in Exhibit A attached hereto and incorporated by reference. The Area is depicted in the plat attached hereto as Exhibit B. As the landowners, we represent that the approximate total acreage owned by is 7.3 acres.

The annexation of the Area is initiated on written petition by the owners. We represent that we are the landowners and are authorized to sign this Petition for Annexation. Further, we represent that this land is vacant and without residents (or that fewer than three qualifies voters reside on this property), is contiguous to College Station and the area is 1/2 mile or less in width.

We understand that the governing body shall hear the petition and the arguments for and against the annexation and shall grant or refuse the petition after the fifth day but on or before the 30th day after my petition is filed.

SIGNED this the 29 day of October, 2004.

OWNER: Mary Feltner Futrell

STATE OF TEXAS }  
COUNTY OF BRAZOS }

**ACKNOWLEDGMENT**

Before me, the undersigned authority, on this day personally appeared Mary Futrell as owner/individual ~~for~~ \_\_\_\_\_, a ~~Texas~~ ~~Corporation~~, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, on behalf of said corporation.

Given under my hand and seal of office on this the 29th day of October, 2004.

Jo Lynn Sheffield  
NOTARY PUBLIC in and for the State of ~~Texas~~ Mississippi  
Jo Lynn Sheffield

MY COMMISSION EXPIRES:  
JUNE 28, 2006