

ORDINANCE NO. 669

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF HOWE, GRAYSON COUNTY, TEXAS AND EXTENDING THE BOUNDARY LIMITS OF THE SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY.

WHEREAS, a petition for annexation has been duly signed and acknowledged by each and every person or corporation having an interest in the following described territory, to-wit:

BEING a tract of land situated in the E. REYNOLDS SURVEY, ABSTRACT NO. 1008, the J.C. MARSHALL SURVEY, ABSTRACT NO. 868 and the C. MASON SURVEY, ABSTRACT NO. 859 in Grayson County, Texas, said tract being a portion of a called 470.575 acre tract of land described in a deed to AP Howe Limited Partnership, recorded in Volume 3705, Page 905, Deed Records, Grayson County, Texas, and being more particularly described as follows:

BEGINNING at a Rail Road Spike found at the intersection of the center of Hall Cemetery Road (undedicated public road) and the center of Farmington Road (undedicated public road) for the southwest corner of said 470.575 acre tract;

THENCE North 00 degrees 57 minutes 32 seconds West, along the approximate center of said Farmington Road and the west boundary of said 470.575 acre tract, a distance of 10.00 feet to a point;

THENCE over and across said 470.575 acre tract, the following courses and distances:

North 89 degrees 13 minutes 54 seconds East, a distance of 2,572.26 feet to a point;

North 00 degrees 48 minutes 45 seconds West, a distance of 1,904.97 feet to a point;

South 89 degrees 21 minutes 25 seconds East, a distance of 2,601.12 feet to a point on the east boundary of said 470.575 acre tract;

THENCE South 00 degrees 48 minutes 45 seconds East, along the east boundary of said 470.575 acre tract, a distance of 10.00 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for the most easterly southeast corner of said 407.575 acre tract;

THENCE North 89 degrees 21 minutes 25 seconds West, along a south boundary of said 407.575 acre tract, a distance of 2,591.12 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for an interior ell corner of said 407.575 acre tract;

THENCE South 00 degrees 48 minutes 45 seconds East, along an east boundary of said 407.575 acre tract, a distance of 1,904.72 feet to a 60D Nail found in the approximate center of said Hall Cemetery Road for the most southerly southeast corner of said 407.575 acre tract;

THENCE South 89 degrees 13 minutes 54 seconds West, along the south boundary of said 407.575 acre tract and the approximate center of said Hall Cemetery Road, a distance of 2,582.24 feet to the **POINT OF BEGINNING** and containing 70,782 square feet, or 1.625 acres of land, more or less.

WHEREAS, the above described property is owned by AP Limited Partnership, and

WHEREAS, the property lies adjacent to and adjoins the present boundary line of the City of Howe, Texas; and

WHEREAS, said tract of land is contiguous and adjacent to the City of Howe, Texas and is not more than one-half mile in width; and

WHEREAS, said petition was presented to the City Council on the 28th day of April, 2009, such date being not less than five and not more than 30 days from the date hereof; and

WHEREAS, after hearing such petition and the arguments for and against the same and making findings that surrounding the territory is in the public interest, the City Council has voted to grant such petition and to annex said territory to the City of Howe, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOWE, TEXAS:

1. That the above recitals are hereby found to be true and correct and incorporated herein for all purposes.
2. That the land and territory more specifically described herein as Exhibit "A" attached hereto and made a part hereof, and containing 1.625 acres which is adjacent to and adjoining the present boundaries of the City of Howe, Texas, is hereby added and annexed to the City of Howe, Texas, and said territory as described herein shall hereafter be included within the boundary limits of the City of Howe, Texas, and the present boundary limits of the City at the various points

EXHIBIT A TO ORDINANCE NUMBER 669

BEING a tract of land situated in the E. REYNOLDS SURVEY, ABSTRACT NO. 1008, the J.C. MARSHALL SURVEY, ABSTRACT NO. 868 and the C. MASON SURVEY, ABSTRACT NO. 859 in Grayson County, Texas, said tract being a portion of a called 470.575 acre tract of land described in a deed to AP Howe Limited Partnership, recorded in Volume 3705, Page 905, Deed Records, Grayson County, Texas, and being more particularly described as follows:

BEGINNING at a Rail Road Spike found at the intersection of the center of Hall Cemetery Road (undedicated public road) and the center of Farmington Road (undedicated public road) for the southwest corner of said 470.575 acre tract;

THENCE North 00 degrees 57 minutes 32 seconds West, along the approximate center of said Farmington Road and the west boundary of said 470.575 acre tract, a distance of 10.00 feet to a point;

THENCE over and across said 470.575 acre tract, the following courses and distances:

North 89 degrees 13 minutes 54 seconds East, a distance of 2,572.26 feet to a point;

North 00 degrees 48 minutes 45 seconds West, a distance of 1,904.97 feet to a point;

South 89 degrees 21 minutes 25 seconds East, a distance of 2,601.12 feet to a point on the east boundary of said 470.575 acre tract;

THENCE South 00 degrees 48 minutes 45 seconds East, along the east boundary of said 470.575 acre tract, a distance of 10.00 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for the most easterly southeast corner of said 407.575 acre tract;

THENCE North 89 degrees 21 minutes 25 seconds West, along a south boundary of said 407.575 acre tract, a distance of 2,591.12 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for an interior ell corner of said 407.575 acre tract;

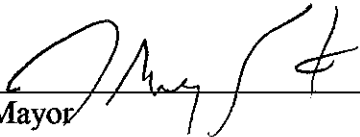
THENCE South 00 degrees 48 minutes 45 seconds East, along an east boundary of said 407.575 acre tract, a distance of 1,904.72 feet to a 60D Nail found in the approximate center of said Hall Cemetery Road for the most southerly southeast corner of said 407.575 acre tract;

THENCE South 89 degrees 13 minutes 54 seconds West, along the south boundary of said 407.575 acre tract and the approximate center of said Hall Cemetery Road, a distance of 2,582.24 feet to the **POINT OF BEGINNING** and containing 70,782 square feet, or 1.625 acres of land, more or less.

contiguous to the areas as described above, are altered and amended so as to include said area within the corporate limits of the City of Howe, Texas.

3. That the boundary limits of the City of Howe, Texas be and are hereby extended to include the territory described in Exhibit "A" within the city limits of the City of Howe, Texas, and the same shall hereinafter be included within the territorial limits of said city, and the inhabitants thereof, if any, shall be entitled to all of the rights and privileges of all citizens and shall be bound by the acts, ordinances, resolutions and regulations of the City of Howe, Texas.
4. That the official map of the City of Howe is hereby amended to reflect the addition of the property described herein.
5. That this ordinance shall take effect immediately from and after its passage and approval.
6. The City Secretary is hereby directed to file with the County Clerk of Grayson County, Texas a certified copy of this ordinance.

APPROVED on this the 8th day of MAY 2009.


Mayor

ATTEST:


City Secretary

