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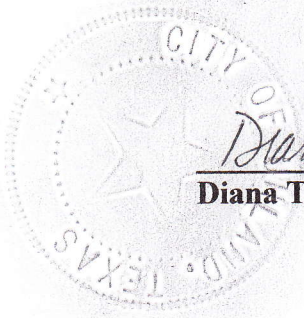
Certificate

I, Diana T. Woods hereby certify:

1. I am the City Secretary of the City of Umland, Texas and as such am the custodian of the records of the City.
2. Ordinance No. 57, Expanding the City's Extraterritorial Jurisdiction (ETJ) was adopted on June 6th, 2007 by the Board of Aldermen of the City of Umland, Texas at a regularly scheduled meeting, held after due and legal notice.
3. Said Ordinance is filed in the City Records and has not been amended.
4. The attached document is the original, including attachments of the said Ordinance.

Diana T. Woods

Diana T. Woods, City Secretary



**Ordinance No. 57
City of Umland
County of Hays
State of Texas
June 6, 2007**

ETJ EXPANSION ORDINANCE

**AN ORDINANCE OF THE CITY OF UMLAND, TEXAS,
EXPANDING THE CITY'S EXTRATERRITORIAL JURISDICTION
(ETJ) SO TO INCLUDE ADJACENT AND CONTIGUOUS
TERRITORY UPON PETITION OF THE PROPERTY OWNER,
INCLUDING THE FOLLOWING: FINDINGS OF FACT;
INCLUSION OF AREA IN ETJ; FILING & DISPLAY; EFFECTIVE
DATE; SEVERABILITY; AND PROPER NOTICE AND MEETING**

WHEREAS, Chapter 42 of the Texas Local Government Code authorizes municipalities to expand their extraterritorial jurisdictions (ETJs) upon request of the property owner if that territory is adjacent and contiguous to the present ETJ; and

WHEREAS, the property owner requested that the City of Umland include within the City's ETJ the territory that is more particularly described in Exhibit "A" (hereafter referred to as the "territory"); and

WHEREAS, the territory is contiguous to the City's ETJ; and

WHEREAS, at the conclusion of the hearing the Umland City Council determined that the territory and the petitioner satisfy all requirements for inclusion within the ETJ, and that granting the petition is in the public interest of the citizens of the area and Umland; and

NOW THEREFORE, be it ordained by the City Council of the City of Umland:

1. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Umland, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

2. INCLUSION OF AREA IN ETJ

A. The petition attached as Exhibit "A" is hereby approved and granted.

B. The ETJ of Umland is hereby expanded so to include the area described in Exhibit "A"

(hereafter, the "Area"), which is attached hereto and incorporated herein for all purposes. The Area is hereby included and for all purposes brought within the boundaries of the City of Uhland's ETJ, and is made an integral part, thereof.

- C. This Ordinance does not apply to any portion of the Area that is currently within the ETJ of another municipality and for which consent has not been or will not be granted by the releasing municipality. Any portion of the Area that is within another municipality's ETJ and that is not released from another municipality's ETJ is expressly excluded from this Ordinance. This Ordinance shall not be construed to in any way alter, modify or revise the ETJ of any municipality other than the City of Uhland.
- D. The official map and boundaries of the City are hereby amended and revised so as to include the Area.
- E. The owners and inhabitants of the Area are entitled to all of the rights and privileges of other citizens of the City's ETJ, and are hereby bound by all acts, ordinances and other legal actions now in full force and effect, and those that may be hereafter adopted or enacted, regarding the ETJ.

3. FILING & DISPLAY

- A. The City Secretary is hereby instructed to include this Ordinance in the records of the City.
- B. The Mayor is hereby instructed to file a certified copy of this Ordinance and attachments with the Caldwell County Clerk and other appropriate entities.
- C. The City Engineer is hereby instructed to have maps depicting the new municipal boundaries prepared.

4. EFFECTIVE DATE

This Ordinance is effective and the expansion of the ETJ achieved herein shall be final and complete upon adoption of this Ordinance.

5. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable. If any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or *ultra vires* by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written. The voiding by a court of any ETJ expansion previously approved by the City of Uhland shall not be construed in any way to affect any other ETJ expansion by the City.

6. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

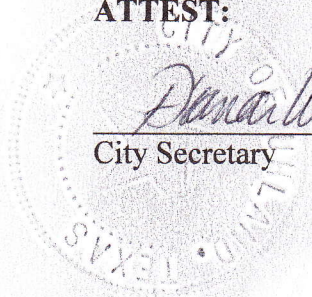
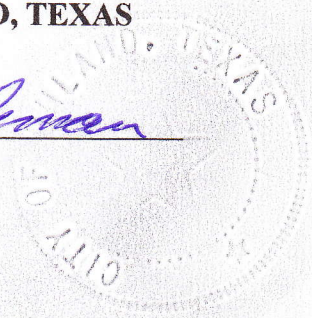
PASSED AND APPROVED on this the 6th day of June, 2007, by a vote of 5 ayes, 0 nays, and 0 abstentions of the City Council.

THE CITY OF UHLAND, TEXAS

David R. Heideman
Mayor

ATTEST:

Dana Woods
City Secretary



STATE OF TEXAS

§
§
§

COUNTY OF HAYS

PETITION FOR VOLUNTARY ETJ EXPANSION

To the Mayor and City Council of the City of Uhland:

The undersigned owner(s) of the tract of land described below (the "tract") hereby petition the City of Uhland to extend the present extraterritorial jurisdiction ("ETJ") so as to include the property described on Exhibit "A" (hereafter, the "tract"), which is attached and incorporated herein for all purposes.

I/We certify and swear that:

- 1. I/We are the sole owners of the tract;
- 2. The tract is contiguous (i.e., adjacent) to the City's ETJ as it exists upon the date of the execution of this petition;
- 3. The tract is not located within the ETJ of any other municipality; and
- 4. This request for inclusion in Uhland's ETJ is made voluntarily.

I/We certify and swear that this petition is signed and acknowledged by each and every person and legal entity owning said tract, or having an interest in any part thereof.

Leonard Anton
Name

5/22/07
Date

Paige Anton
Name

5/22/07
Date

This instrument was sworn to, signed and acknowledged before me by LEONARD ANTON & PAIGE ANTON on this, the 22nd day of MAY, 2007.

Joyce Barton
Notary Public, State of Texas
My commission expires: _____

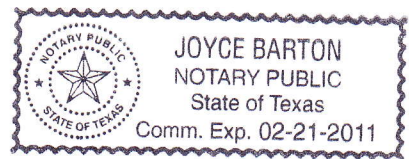


Exhibit "A"

Property Description

Attached is a metes and bounds description of the tract of land to be included in the City's ETJ and a map or drawing, and when possible a survey, plat number, and street address

see attached

VOL. 113 PAGE 487

942572

WARRANTY DEED WITH VENDOR'S LIEN

THE STATE OF TEXAS)

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF CALDWELL)

That I, DAVID E. ANTON, of the County of Caldwell and State of Texas, for and in consideration of the sum of TEN AND NO/100-- (\$10.00)--DOLLARS and other good and valuable consideration to the undersigned cash in hand paid by the Grantee herein named, the receipt of which is hereby acknowledged, and the further consideration of the execution and delivery by Grantee of one certain promissory note of even date herewith in the principal sum of FIFTY THOUSAND AND NO/100--(\$50,000.00)--DOLLARS, payable to the order of DAVID E. ANTON as therein provided and bearing interest at the rate therein specified and providing for acceleration of maturity in event of default and for attorney's fees, the payment of which note is secured by the vendor's lien herein retained, and is additionally secured by a Deed of Trust of even date herewith to O. L. KNUTSON, Trustee, have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto LEONARD C. ANTON, a single man, Route 2, Box 77, Kyle, Hays County, Texas 78640, all of the following described real property in Caldwell County, Texas, to wit:

BEING 99.726 acres of land out of the Thomas Yates Survey, Caldwell County, Texas, and being more fully described in Exhibit "A" attached hereto and made a part hereof.

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, his heirs and assigns forever, and I do hereby bind myself, my heirs, executors and administrators to WARRANT AND FOREVER DEFEND, all and singular the said premises unto the said Grantee, his heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

But it is expressly agreed that the VENDOR'S LIEN, as well as the Superior Title in and to the above-described premises, is retained against the above-described property, premises and improvements until the above-described note and all interest thereon are fully paid according to the face, tenor, effect and reading thereof, when this deed shall become absolute.

DAVID E. ANTON, at the instance and request of the Grantee herein, and as a provision of the purchase and sale between DAVID E. ANTON and LEONARD C. ANTON, has agreed to assume the entire current indebtedness to First Lockhart National Bank, to which this conveyance is subject, consisting of a lien securing a promissory note in the original principal amount of TWENTY-FOUR THOUSAND--(\$24,000.00)--DOLLARS, which is described and described in and secured by a Deed of Trust recorded in Volume 81, at Page 869 of the Official Records of Caldwell County, Texas

This conveyance is made and accepted subject to the following, to wit:

1. That certain right-of-way executed by Alton C. Hill to County Line Water Supply, dated November 6, 1965, recorded in Volume 312, Page 503, Deed Records of Caldwell County, Texas.

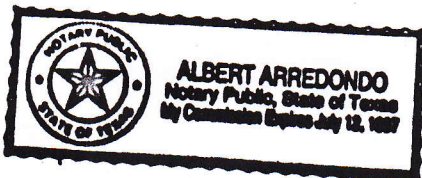
EXECUTED this 1st day of August, A.D., 1994.

David E. Anton
David E. Anton

THE STATE OF TEXAS)
COUNTY OF CALDWELL)

This instrument was acknowledged before me on the 1st day of August, 1994 by DAVID E. ANTON.

Albert Arredondo
Notary Public
in and for the State of Texas.



My Commission expires: 7-12-94

ALBERT ARREDONDO
(printed name of Notary)

After filing return to: LEONARD C. ANTON
Rt. 2, Box 77
Kyle, TX 78640

EXHIBIT "A"

BEING a 99.726 acre tract or parcel of land out of and being a part of the Thomas Yates Survey, A-313, in Caldwell County, Texas, and being all that certain tract said to contain 99.87 acres described in a deed from Gene Toscano to Walter Donald Roberts and Dorothy Sue Roberts, recorded in Volume 356, Page 582, Caldwell County Deed Records; said 99.87 acre tract being a part of that certain 111.75 acre tract described in a deed from C. H. Hill to Alton Hill, et al, recorded in Volume 289, Page 49, Caldwell County Deed Records;

Herein described 99.726 acre tract or parcel being more particularly described by metes and bounds as follows:

BEGINNING at an iron pipe set at a fence corner found at the South corner of the said 111.75 acre and 99.87 acre tracts for the most Southerly corner of this tract;

THENCE with the Southwest line, as fenced, of the 111.75 acre and 99.87 acre tracts, North $39^{\circ} 19' 54''$ West 3167.63 feet to a fence corner post found at the East corner of that certain 20.97 acre tract described in a deed from Katie Mae Hill to Alice Hill Worley, dated August 20, 1979, recorded in Volume 408, Page 682, Caldwell County Deed Records, for an angle corner of this tract;

THENCE continuing with the Southwest line, as fenced, of the said 111.75 acre tract the Northeast line of the Worley 20.97 acre tract North $38^{\circ} 55' 57''$ West 979.30 feet to an iron rod set where same intersection the South or Southeast line of State Highway No. 21 for the most Westerly corner of this tract;

THENCE with the South or Southeast line of State Highway No. 21, the North or Northwest line of the before mentioned 99.87 acre tract North $45^{\circ} 29' 28''$ East 88.21 feet to a concrete right of way marker found; North $59^{\circ} 26' 32''$ East 430.31 feet to an iron rod set at a fence corner, the most Northerly corner of the said 99.87 acre tract for the most Northerly corner of this tract;

THENCE leaving State Highway No. 21 with the Northeast line of the said 99.87 acre tract, as fenced, South $38^{\circ} 44' 39''$ East 200.97 feet to an iron rod set at a fence corner; North $58^{\circ} 14' 08''$ East 100.48 feet to an iron rod set at a fence corner; South $38^{\circ} 40' 22''$ East 384.28 feet to an iron rod set at a fence corner; North $59^{\circ} 48' 39''$ East 232.50 feet to an iron pipe found at a fence corner; South $39^{\circ} 25' 48''$ East 526.45 feet to an iron pipe found at a fence corner; North $50^{\circ} 38' 31''$ East 304.92 feet to a concrete monument found at a fence corner; South $39^{\circ} 04' 19''$ East 380.91 feet to a concrete monument found at a fence corner; North $50^{\circ} 48' 21''$ East 56.91 feet to a concrete monument found at a fence corner; South $39^{\circ} 21' 54''$ East 2554.16 feet to a concrete monument found at a fence corner, the East corner of the said 99.87 acre and before mentioned 111.75 acre tracts for the most Easterly corner of this tract;

THENCE with the Southeast line of the said 99.87 acre and 111.75 acre tracts, South $51^{\circ} 02' 00''$ West 1205.14 feet to the POINT OF BEGINNING, containing 99.726 acres of land. As surveyed by Dale L. Olson, Registered Professional Land Surveyor No. 1753.

INITIALS:

THENCE with the South or Southeast line of State Highway No. 21, the North or Northwest line of the before mentioned 99.87 acre tract North 45° 29' 28" East 88.21 feet to a concrete right of way marker found; North 59° 26' 32" East 430.31 feet to an iron rod set at a fence corner, the most Northerly corner of the said 99.87 acre tract for the most Northerly corner of this tract;

THENCE leaving State Highway No. 21 with the Northeast line of the said 99.87 acre tract, as fenced, South 38° 44' 39" East 200.97 feet to an iron rod set at a fence corner; North 58° 14' 08" East 100.48 feet to an iron rod set at a fence corner; South 38° 40' 22" East 384.28 feet to an iron rod set at a fence corner; North 59° 48' 39" East 232.50 feet to an iron pipe found at a fence corner; South 39° 25' 48" East 526.45 feet to an iron pipe found at a fence corner; North 50° 38' 31" East 304.92 feet to a concrete monument found at a fence corner; South 39° 04' 19" East 380.91 feet to a concrete monument found at a fence corner; North 50° 48' 21" East 56.91 feet to a concrete monument found at a fence corner; South 39° 21' 54" East 2554.16 feet to a concrete monument found at a fence corner, the East corner of the said 99.87 acre and before mentioned 111.75 acre tracts for the most Easterly corner of this tract;

THENCE with the Southeast line of the said 99.87 acre and 111.75 acre tracts, South 51° 02' 00" West 1205.14 feet to the POINT OF BEGINNING, containing 99.726 acres of land. As surveyed by Dale L. Olson, Registered Professional Land Surveyor No. 1753.

INITIALS:

N.S.
L.C.A.

Any provision herein which restricts the sale, rental or use of the described property because of color or race is invalid and unenforceable under Federal STATE OF TEXAS COUNTY OF CALDWELL I hereby certify that this instrument was FILED in File Number Sequence on date and the time stamped hereon by me and was duly RECORDED in Official Public records of Real Property of Caldwell County, Texas on

FILED this 1st day of Aug 19 94
11:20 a.m.

NINA S. SELLS
COUNTY CLERK, CALDWELL COUNTY, TEXAS
By Daisy Sells Deputy

AUG - 8 1994



Nina S. Sells
COUNTY CLERK
CALDWELL COUNTY, TEXAS

SPECIAL WARRANTY DEED

THE STATE OF TEXAS)
COUNTY OF CALDWELL)

KNOW ALL MEN BY THESE PRESENTS:

That I, DAVID E. ANTON, a single man, of the County of Caldwell and State of Texas, for and in consideration of the sum of TEN AND NO/100--(\$10.00)--DOLLARS and other good and valuable consideration cash to the undersigned in hand paid by the Grantee herein named, the receipt of which is hereby acknowledged, have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto LEONARD C. ANTON, a single man, Route 2, Box 77, Kyle, Texas 78640, all my interest in the following described real property in Caldwell County, Texas, to wit:

BEING a part of that certain 58-1/3 acre tract of land out of the Thomas Yates Survey, in Caldwell County, Texas, conveyed by and described in that deed from W. E. Wiegand and Tonie Wiegand, to Walter Hill and Katie Hill, dated June 9, 1954, recorded in Volume 252 at Page 625 of the Caldwell County Deed Records, described by metes and bounds as follows:

BEGINNING at a stake set for the North or Northwest corner of said 58-1/3 acre tract, such point of beginning also being the North or Northwest corner of that 200-acre tract conveyed by deed from R. J. Sledge to Thomas Doyle, dated January 10, 1885, and recorded in Volume 1 at Page 321 of the Caldwell County Deed Records;

THENCE South 40 East 373.21 varas along the Northeast line of said 200-acre tract to a stake set for the North or Northwest corner of said 100-acre tract conveyed in deed to H. Seeliger, Sr., et al, dated January 6, 1933, and recorded in Volume 159, at Page 109 of the Caldwell County Deed Records;

THENCE South 49 15' West 16 feet along the North or Northwest line of said Seeliger 100-acre tract to a point in

said line for the South or Southeast corner of the parcel of land hereby conveyed;

THENCE as parallel to the line set out in the first call hereof as possible to a point in the North or Northwest line of said 200-acre tract, such point being exactly 16 feet south 60° 15' West for the Northwest corner of said 200-acre tract;

THENCE along the North or Northwest line of said 200-acre tract fir 16 feet to the PLACE OF BEGINNING, it being the intention of Grantor to convey a 16-foot strip off the East or Northeast side of said 58-1/3 acre tract.

TO HAVE AND TO HOLD the above-described premises, together with all and singular the rights and appurtenances thereto in any-wise belonging unto the said Grantee, his heirs and assigns forever; and I do hereby bind myself, my heirs, executors and administrators to WARRANT AND FOREVER DEFEND, all and singular the said premises unto the said Grantee, his heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under us, but not otherwise.

This conveyance is made and accepted subject to any and all valid and subsisting oil, gas and/or mineral leases, easements, restrictions, rights-of-way, conditions, exceptions, reservations and covenants of whatsoever nature of record, and also to the zoning laws and other restrictions, regulations, ordinances and statutes of municipal or other governmental authorities applicable to and enforceable against the above-described premises.

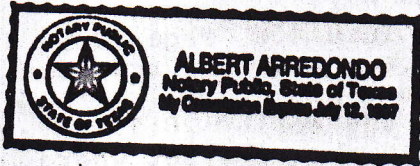
EXECUTED this the 1st day of August, A.D., 1994.

David E. Anton
David E. Anton

THE STATE OF TEXAS)
COUNTY OF CALDWELL)

This instrument was acknowledged before me on the 1ST day
of AUGUST, 1994 by DAVID E. ANTON.

Albert Arredondo
Notary Public in
and for the State of Texas.



My Commission expires: 7-12-97

ARREDONDO, ALBERT
(printed name of Notary)

After filing return to: LEONARD C. ANTON
Rt. 2, Box 77
Kyle, TX 78640

EXHIBIT "A"

BEING a 99.726 acre tract or parcel of land out of and being a part of the Thomas Yates Survey, A-313, in Caldwell County, Texas, and being all that certain tract said to contain 99.87 acres described in a deed from Gene Toscano to Walter Donald Roberts and Dorothy Sue Roberts, recorded in Volume 356, Page 582, Caldwell County Deed Records; said 99.87 acre tract being a part of that certain 111.75 acre tract described in a deed from C. H. Hill to Alton Hill, et al, recorded in Volume 289, Page 49, Caldwell County Deed Records;

Herein described 99.726 acre tract or parcel being more particularly described by metes and bounds as follows:

BEGINNING at an iron pipe set at a fence corner found at the South corner of the said 111.75 acre and 99.87 acre tracts for the most Southerly corner of this tract;

THENCE with the Southwest line, as fenced, of the 111.75 acre and 99.87 acre tracts, North $39^{\circ} 19' 54''$ West 3167.63 feet to a fence corner post found at the East corner of that certain 20.97 acre tract described in a deed from Katie Mae Hill to Alice Hill Worley, dated August 20, 1979, recorded in Volume 408, Page 682, Caldwell County Deed Records, for an angle corner of this tract;

THENCE continuing with the Southwest line, as fenced, of the said 111.75 acre tract the Northeast line of the Worley 20.97 acre tract North $38^{\circ} 55' 57''$ West 979.30 feet to an iron rod set where same intersection the South or Southeast line of State Highway No. 21 for the most Westerly corner of this tract;

THENCE with the South or Southeast line of State Highway No. 21, the North or Northwest line of the before mentioned 99.87 acre tract North $45^{\circ} 29' 28''$ East 88.21 feet to a concrete right of way marker found; North $59^{\circ} 26' 32''$ East 430.31 feet to an iron rod set at a fence corner, the most Northerly corner of the said 99.87 acre tract for the most Northerly corner of this tract;

THENCE leaving State Highway No. 21 with the Northeast line of the said 99.87 acre tract, as fenced, South $38^{\circ} 44' 39''$ East 200.97 feet to an iron rod set at a fence corner; North $58^{\circ} 14' 08''$ East 100.48 feet to an iron rod set at a fence corner; South $38^{\circ} 40' 22''$ East 384.28 feet to an iron rod set at a fence corner; North $59^{\circ} 48' 39''$ East 232.50 feet to an iron pipe found at a fence corner; South $39^{\circ} 25' 48''$ East 526.45 feet to an iron pipe found at a fence corner; North $50^{\circ} 38' 31''$ East 304.92 feet to a concrete monument found at a fence corner; South $39^{\circ} 04' 19''$ East 380.91 feet to a concrete monument found at a fence corner; North $50^{\circ} 48' 21''$ East 56.91 feet to a concrete monument found at a fence corner; South $39^{\circ} 21' 54''$ East 2554.16 feet to a concrete monument found at a fence corner, the East corner of the said 99.87 acre and before mentioned 111.75 acre tracts for the most Easterly corner of this tract;

THENCE with the Southeast line of the said 99.87 acre and 111.75 acre tracts, South $51^{\circ} 02' 00''$ West 1205.14 feet to the POINT OF BEGINNING, containing 99.726 acres of land. As surveyed by Dale L. Olson, Registered Professional Land Surveyor No. 1753.

INITIALS:

D.L.O.

 L.C.A.

August 20, 1979, recorded in Volume 408, Page 682, Caldwell County Deed Records, for an angle corner of this tract;

THENCE continuing with the Southwest line, as fenced, of the said 111.75 acre tract the Northeast line of the Worley 20.97 acre tract North 38° 55' 57" West 979.30 feet to an iron rod set where same intersection the South or Southeast line of State Highway No. 21 for the most Westerly corner of this tract;

THENCE with the South or Southeast line of State Highway No. 21, the North or Northwest line of the before mentioned 99.87 acre tract North 45° 29' 28" East 88.21 feet to a concrete right of way marker found; North 59° 26' 32" East 430.31 feet to an iron rod set at a fence corner, the most Northerly corner of the said 99.87 acre tract for the most Northerly corner of this tract;

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THENCE with the Southeast line of the said 99.87 acre and 111.75 acre tracts, South 51° 02' 00" West 1205.14 feet to the POINT OF BEGINNING, containing 99.726 acres of land. As surveyed by Dale L. Olson, Registered Professional Land Surveyor No. 1753.

INITIALS:
W.E.O.
L.C.A.

Any provision herein which restricts the sale, rental or use of the described property because of color or race is invalid and unenforceable under Federal Law.
STATE OF TEXAS
COUNTY OF CALDWELL
I hereby certify that this instrument was FILED in File Number Sequence on date and time stamped hereon by me and was duly RECORDED in Official Public Records of Caldwell County, Texas on

FILED this 1st day of Aug 1994
11:20 a.m.
NINA S. SELLS
COUNTY CLERK, CALDWELL COUNTY, TEXAS
By Dorothy Sells Deputy

AUG - 8 1994



Nina S. Sells
COUNTY CLERK
CALDWELL COUNTY, TEXAS

FILED this 7th day of June 07
4:00 P M

NINA S. SELLS
COUNTY CLERK CALDWELL COUNTY, TEXAS

By Teresa Rodriguez Deputy

Any provisions herein which restricts the sale, rental or use of the described property because of color or race is invalid and unenforceable under Federal Law.
STATE OF TEXAS
COUNTY OF CALDWELL
I hereby certify that this instrument was FILED in File Number Sequence on the date and time stamped hereon by me and was duly RECORDED in Official Public records of Real Property of Caldwell County Texas on

JUN 07 2007



Nina S. Sells
COUNTY CLERK
CALDWELL COUNTY, TEXAS