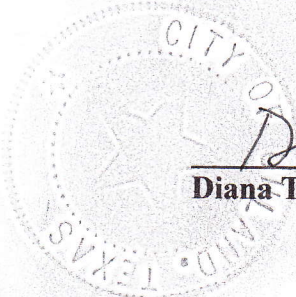


072846

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. 62, 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 Woods
Diana T. Woods, City Secretary

**Ordinance No. 62
City of Uhland
County of Hays
State of Texas
June 6, 2007**

ETJ EXPANSION ORDINANCE

AN ORDINANCE OF THE CITY OF UHLAND, 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 Uhland 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 Uhland 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 Uhland; and

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

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 Uhland, 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 Uhland 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.

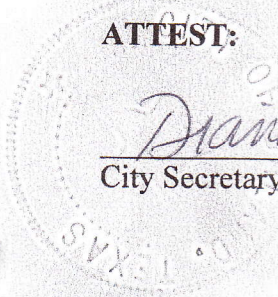
PASSED AND APPROVED on this the 6th day of June, 2007, by a vote of 6 ayes, 0 nays, and 0 abstentions of the City Council.

THE CITY OF UHLAND, TEXAS

Daniel R. Heideeman
Mayor

ATTEST:

Diana Woods
City Secretary



STATE OF TEXAS
COUNTY OF HAYS

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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.

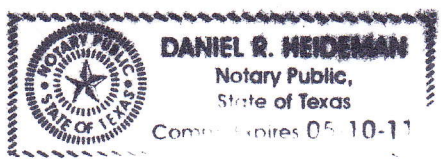
Krishyn Schnauz
Name

6-1-07
Date

Name

Date

This instrument was sworn to, signed and acknowledged before me by Krishyn Schnauz on this, the 1 day of June, 2007.



Daniel R. Heideman
Notary Public, State of Texas
My commission expires: 5-10-11

VOL. 497 PAGE 458

STATE OF TEXAS

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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.

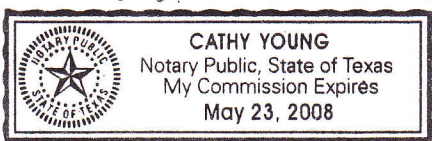
Dawson J. Schrantz
Name

6/1/07
Date

Name

Date

This instrument was sworn to, signed and acknowledged before me by Cathy Young on this, the 1st day of JUNE, 2007.



Cathy Young
Notary Public, State of Texas
My commission expires: 5/23/08

STATE OF TEXAS

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COUNTY OF HAYS

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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.

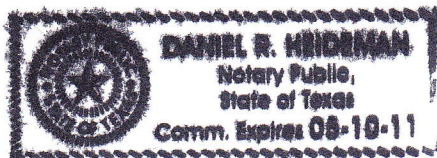
Kevin Schnautz
Name

6-1-07
Date

Name

Date

This instrument was sworn to, signed and acknowledged before me by Kevin Schnautz on this, the 1 day of June, 2007.



Daniel R. Heiderman
Notary Public, State of Texas
My commission expires: 5-10-11

STATE OF TEXAS

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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.

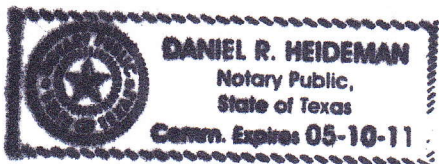
Doug Schantz
Name

6-1-07
Date

Name

Date

This instrument was sworn to, signed and acknowledged before me by Doug Schantz on this, the 1 day of June, 2007



Daniel R. Heideman
Notary Public, State of Texas
My commission expires: 5-10-11

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

962314

WARRANTY DEED

Date: July 3, 1996

Grantors: LOUIS SCHNAUTZ and WILMA E. SCHNAUTZ

Grantors' Mailing Address: Route 1, Box 147, Maxwell,
Caldwell County, Texas 78656.

Grantees: DAWSON LOUIS SCHNAUTZ, KEVIN DWANE SCHNAUTZ,
DOUGLAS LEON SCHNAUTZ, and KRISLYN ANN SCHNAUTZ

Grantees' Mailing Address: Dawson Louis Schnautz, 108
Meadow Woods Drive, Kyle, Hays County, Texas 78640;
Kevin Dwane Schnautz, 12605 Darryl, Buda, Hays County,
Texas 78610; Douglas Leon Schnautz, 817 West Live Oak
Street, Lockhart, Caldwell County, Texas 78644; and
Krislyn Ann Schnautz, 1304 State Park Road, Lockhart,
Caldwell County, Texas 78644.

Consideration: The love and affection we have for our
grandchildren; and Grantees assume payment of real
estate taxes, and assume liability for a note, secured
by a lien on the property, of approximately five
thousand dollars (\$5,000.00) due the Federal Land
Bank.

Property (including improvements):
A tract of land located in Caldwell County, Texas,
being eighty (80) acres of land, more or less, out of
the Thos. Yates League, being more particularly
described in that certain warranty deed from Aubrey H.
Fielder, Receiver, dated August 8, 1962, and recorded
in Volume 293, Pages 543 through 545, inclusive, Deed
Records of Caldwell County, Texas, which deed and the
record thereof is hereby incorporated by reference as
though fully set forth herein for the purpose of
providing a legal description of the property.

Reservations from and exceptions to conveyance and
warranty: Easements of record in Caldwell County, Texas,
or apparent on the ground.

Grantors reserve unto themselves, and to the survivor
of them, a life estate in the house located on the
property, and one acre surrounding the house, which
has been their home for years. In the event Grantors
both abandon the house, or do not live in the house
for three consecutive months, the life estate shall
terminate and the ownership and possession of Grantees
shall become absolute.

Grantors, for the consideration, grant, sell, and
convey to Grantees the property, together with all and

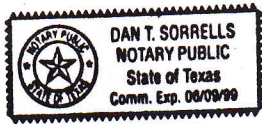
singular the rights and appurtenances thereto in anywise belonging, to have and to hold it to Grantees, their heirs and assigns forever. Grantors bind themselves, their heirs and assigns to warrant and forever defend all and singular the property to Grantees and their heirs and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Louis Schnautz
LOUIS SCHNAUTZ

Wilma E. Schnautz
WILMA E. SCHNAUTZ

STATE OF TEXAS
COUNTY OF CALDWELL

This instrument was acknowledged before me on the 3rd day of July, 1996, by Louis Schnautz and Wilma E. Schnautz.



Dan T. Sorrells
Notary Public, State of Texas

After recording return to:
Kenneth Schnautz
1304 State Park Road
Lockhart, Texas 78644

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 the time stamped hereon by me and was duly RECORDED in Official Public records of Real Property of Caldwell County Texas on

FILED this 8th day of July 1996
9:50 A.M.

NINA S. SELLS
COUNTY CLERK, CALDWELL COUNTY, TEXAS
By Gloria Edleton Deputy

JUL 15 1996



Nina S. Sells
COUNTY CLERK
CALDWELL COUNTY, TEXAS

Filed for record at 10:45 o'clock A.M.

Aug. 8, 1967.

Recorded at 9:00 o'clock A.M.

Aug. 14, 1967.

By Louis Littlefield Deputy EDNA HUSKEY CARTER Clerk County Court
Caldwell County, Texas

THE STATE OF TEXAS
COUNTY OF CALDWELL

KNOW ALL MEN BY THESE PRESENTS:

That I, Aubrey H. Fielder, acting in my capacity as Receiver, for and in consideration hereinafter shown, have Granted, Sold and Conveyed and by these presents do Grant, Sell and Convey unto Louis Schnautz and Wilma E. Schnautz of Caldwell County, Texas, the interests of Emma Siemering Schnautz, Agnes Schnautz, Eugene Schnautz, Weldon Schnautz, Herbert Schnautz, Melanie Schnautz Jolley, Louis Schnautz, Lillian Schnautz Heidemann, Marie Elizabeth Bell Schnautz, Julia Kay Schnautz and Melanie Sue Schnautz in all that certain real property and improvements in Caldwell County, Texas, being 80 acres, out of the Thos. Yates League and more particularly described by metes and bounds as follows:

BEGINNING at the Southeastern corner of a tract of 124 acres, described as First Tract in the deeds above mentioned, same also being the Southeastern corner of said 224 acre tract, on the west line of a 30 foot roadway, a cedar post for corner of the tract here conveyed;

THENCE South 50 West with the Southern or Southeastern line of said 224 acre tract 288 $\frac{2}{3}$ varas to stake for corner;

THENCE North 40 West 1564.6 varas to the most Northern or Northwestern boundary of said 224 acre tract, on the most Southern line of the San Antonio road;

THENCE North 50 East with the New Highway, following the Southeastern line of said highway, curving to the right for a distance of 288 $\frac{2}{3}$ varas to the most Northern corner of said 224 acre tract, at a point where a 30 foot roadway intersects the most Southern line of said highway;

THENCE South 40 East with the most Western or Southwestern line of said 30 foot road 1564.6 varas to the place of beginning, said land being a strip 288 $\frac{2}{3}$ varas in width off the most Eastern or Northeastern side of said 224 acre tract, according to survey made on the ground by J. D. Chapman, County Surveyor, of Caldwell County, Texas, on January 26, 1944.

The property here described is the same property described in and conveyed by deed dated June 26, 1944, from Willie Schnautz, et al., to Julius Schnautz recorded in Volume 209, page 261, of the Deed Records of Hays County, Texas; and that deed, together with its record, is here referred to and made part hereof for all

line of a 30 foot roadway, a cedar post for corner of the tract here conveyed;

THENCE South 50 West with the Southern or Southeastern line of said 224 acre tract 288 $\frac{2}{3}$ varas to stake for corner;

THENCE North 40 West 1564.6 varas to the most Northern or Northwestern boundary of said 224 acre tract, on the most Southern line of the San Antonio road;

THENCE North 50 East with the New Highway, following the Southeastern line of said highway, curving to the right for a distance of 288 $\frac{2}{3}$ varas to the most Northern corner of said 224 acre tract, at a point where a 30 foot roadway intersects the most Southern line of said highway;

THENCE South 40 East with the most Western or Southwestern line of said 30 foot road 1564.6 varas to the place of beginning, said land being a strip 288 $\frac{2}{3}$ varas in width off the most Eastern or Northeastern side of said 224 acre tract, according to survey made on the ground by J. D. Chapman, County Surveyor, of Caldwell County, Texas, on January 26, 1944.

The property here described is the same property described in and conveyed by deed dated June 26, 1944, from Willie Schnautz, et al., to Julius Schnautz recorded in Volume 209, page 261, of the Deed Records of Hays County, Texas; and that deed, together with its record, is here referred to and made part hereof for all pertinent purposes.

TO HAVE AND TO HOLD the said premises, together with all and singular, the rights, privileges and appurtenances thereto in any wise belonging unto the said Louis Schnautz and Wilma E. Schnautz, their heirs and assigns forever.

The consideration for this conveyance is paid and evidenced

Grandpa's Place

FILED this 7th day of June 20 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