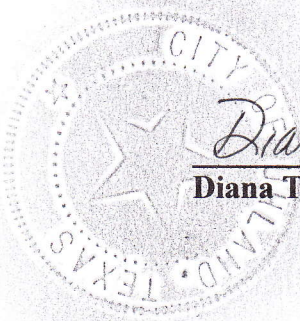


Certificate

I, Diana T. Woods hereby certify:

1. I am the City Secretary of the City of Uhland, Texas and as such am the custodian of the records of the City.
2. Ordinance No. 53, Expanding the City's Extraterritorial Jurisdiction (ETJ) was adopted on June 6th, 2007 by the Board of Aldermen of the City of Uhland, 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. 53
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

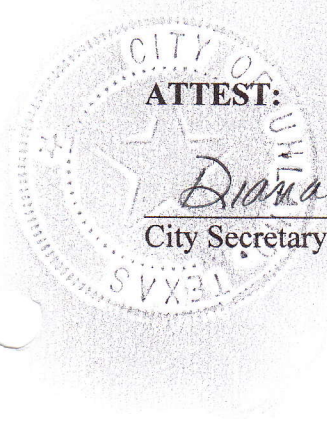
It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

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

THE CITY OF UHLAND, TEXAS


Daniel R. Henderson
Mayor

ATTEST:


Diana T. Woods
City Secretary

STATE OF TEXAS

§

COUNTY OF HAYS

§

§

PETITION FOR VOLUNTARY ETJ EXPANSION

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

The undersigned owner(s) of the tract of land described below (the "tract") hereby petition the City of Umland 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 Umland'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.

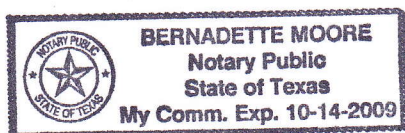
Helen Sue Carter
Name

5-21-07
Date

Helen Sue Carter
Name

5-21-07
Date

This instrument was sworn to, signed and acknowledged before me by
Helen Sue Carter on this, the 21st day of May, 2007.



Bernadette Moore
Notary Public, State of Texas
My commission expires: 10-14-2009

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

Helen Sue Carter
 Legal: A 313 Yates, Thomas

Acres 119.633
 Located on Farmers Rd
 Caldwell Co.

All that certain lot, tract, and parcel of land situated in Caldwell County, Texas, and being 120 acres of land, more or less, out of and a part of the Thomas Yates League and Labor Survey, and being also a portion of a 320 acre tract of land conveyed to Henry Richter by Walter T. Fehlis and wife, Thekla Fehlis, by deed dated November 24, 1919, and recorded in the office of the County Clerk of Caldwell County, Texas, and

BEGINNING at an iron pipe the Northwest corner of said 320 acre tract and the Northeast corner of the Charley Pfeiffer tract;

THENCE N 50° E 503.85 varas set an iron pipe on the North line of said 320 acre tract for the Northeast corner of this tract;

THENCE S 40° E 1344.2 varas to a stake in the North line of a public road for the Southeast corner of this tract;

THENCE S 50° W 503.85 varas to an iron pin for the Southwest corner of this tract on Charley Pfeiffer's Northeast line;

THENCE N 40° W with said line 1344.2 varas to the place of beginning. This being the same tract of land that was conveyed by Walter Seeliger and wife, Minnie Seeliger, to B. R. Wranitzky.

LESS AND EXCEPT a tract of approximately 1.00 acre of land, being 210 feet on each side and in a perfect square, the most easterly corner being also the most easterly corner of the above described 120 acre tract.

FILED this 17th day of Oct 1994
9:15 A.M.
 NINA S. SELLS
 COUNTY CLERK, CALDWELL COUNTY, TEXAS
 By Zorada Ray

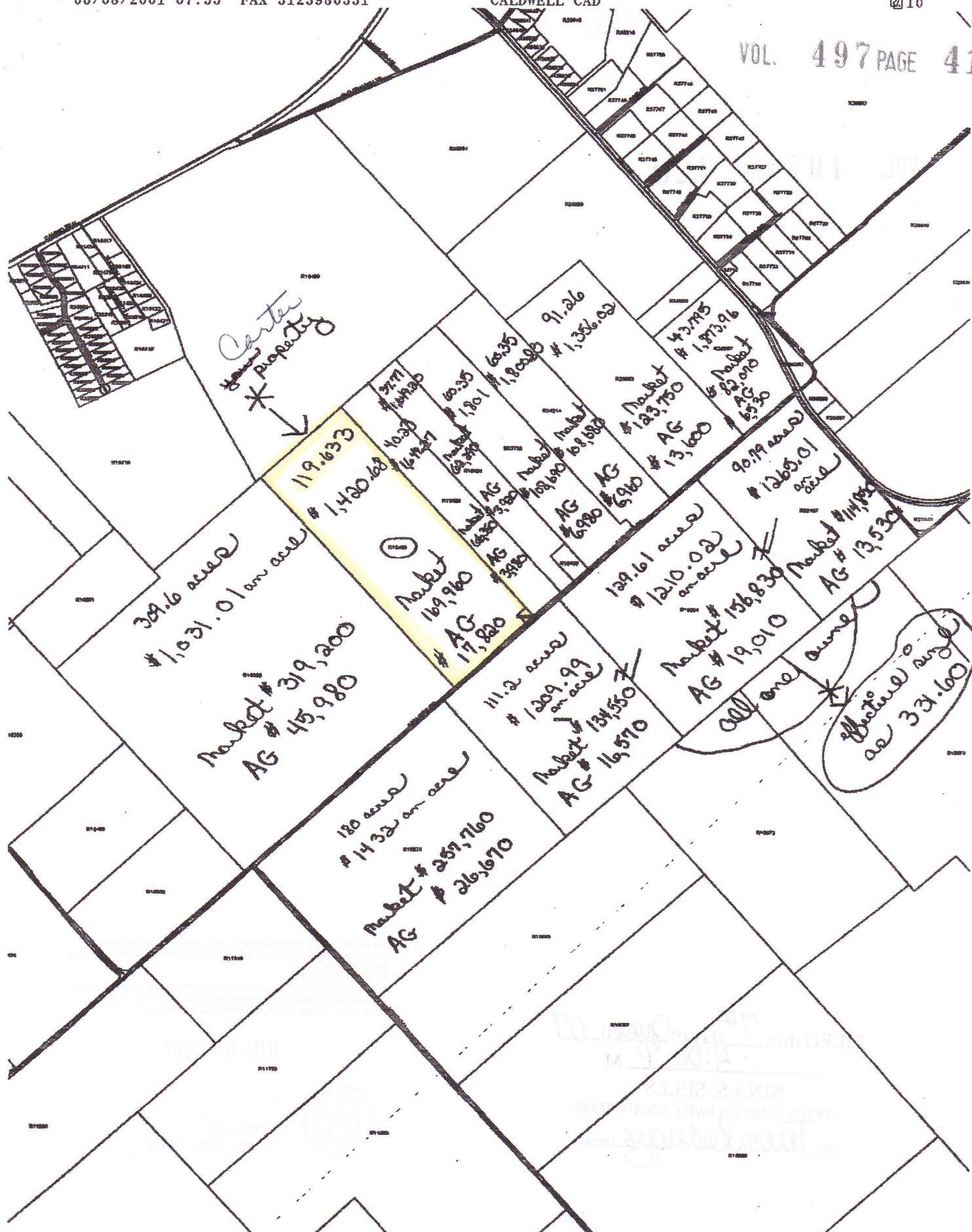
Any provisions herein which restricts the sale, rental or use of the described property because of color or race is invalid and unenforceable under Federal
 STATE OF TEXAS
 COUNTY OF CALDWELL
 I hereby certify that this instrument was FILED in File Number Sequence on
 date and the time stamped hereon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

OCT 24 1994



Nina S. Sells
 COUNTY CLERK
 CALDWELL COUNTY, TEXAS

EXHIBIT "A"



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Ord 53

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

FILED this 7th day of June 20 07
4:00 P M

NINA S. SELLS
COUNTY CLERK CALDWELL COUNTY, TEXAS
By Teresa Rodriguez Deputy

JUN 07 2007



Nina S. Sells
COUNTY CLERK
CALDWELL COUNTY, TEXAS