



City of Orchard

ORDINANCE NO. 108-2015

AN ORDINANCE OF THE CITY OF ORCHARD, TEXAS, EXTENDING AND EXPANDING THE CITY'S EXTRATERRITORIAL JURISDICTION UPON THE REQUEST OF OWNER OF TERRITORY

WHEREAS, pursuant to the provisions of the Texas Local Government Code, Section 42.022(b), (formerly Subsection C of Section 3 of the Municipal Annexation Act, Article 970 a, Vernons Texas Civil Statutes, as amended), the owner of the tracts of land comprising the territory depicted and outlined in pink on Exhibit "A", a map dated November, 4, 2015, have petitioned the City of Orchard, Texas (the "City") to extend and expand its extraterritorial jurisdiction to include all of that territory. All of those petitions are included in Exhibit "B", and Exhibit "C" is a list of those owners with the address and legal description of their respective tracts of land. Exhibits "A", "B", and "C" are attached to this ordinance and are incorporated herein by reference for all purposes: and

WHEREAS, the City has reviewed said petition and has determined that the facts therein stated are true and correct; the Petitioner is the owner of the territory described in Exhibit "A" hereto; and that said territory is wholly contiguous to the existing extraterritorial jurisdiction to include such territory;

WHEREAS, the City has determined that it will be in the best interests of the City and the territory described in Exhibit "A" attached hereto if the City extends and expands its extraterritorial to include such territory;

NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORCHARD, TEXAS

Section 1. The facts and recitals set forth in the preamble of this ordinance are hereby found and determined to be true and correct.

Section 2. The City of Orchard, Texas, hereby extends and expands its extraterritorial jurisdiction to include all of the territory described in Exhibit "A", and further described in Exhibits

jurisdiction to include all of the territory described in Exhibit "A", and further described in Exhibits "B" and "C", which exhibits, as already recited in the preamble to this ordinance, are attached to and incorporated in this ordinance by reference for all purposes.

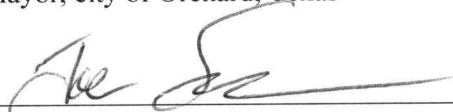
Section 3. The city secretary shall note the date of passage of this Ordinance in the minutes of the meeting. This Ordinance shall become effective immediately upon the date of its passage and adoption.

If any section of the Ordinance be held unconstitutional, illegal, or invalid, or the application thereof ineffective or inapplicable as to any territory, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair, or invalidate the remaining portion or portions thereof, but as to such remaining portion or portions, the same shall be and remain in full force and effect: and should this Ordinance for any reason be ineffective as to any part of the territory hereby included within the extraterritorial jurisdiction of the City of Orchard, such ineffectiveness of this Ordinance as to any such part or parts of any such territory, and the City Council hereby declares it to be its propose to include within the extraterritorial jurisdiction of the City every part of the territory described in this Ordinance, regardless of whether any other part of such described territory is hereby effectively included within the extraterritorial jurisdiction of the City. Provided, further, if there is included in the general description of territory set out in this Ordinance to be hereby included within the extraterritorial jurisdiction of the City of Orchard, any territory which is already a part of and included within the extraterritorial jurisdiction or general limits of the City, or which is presently part of and included within the limits or extraterritorial jurisdiction of any other city, town, or village, the same is hereby excluded and excepted from the territory to be included within the City's extraterritorial jurisdiction hereby, as fully as if such excluded and excepted territory were especially and specifically described herein.

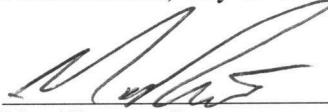
PASSED and APPROVED this 10th day of November 2015.



Rod Pavlock
Mayor, city of Orchard, Texas

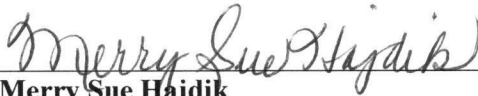


Joe Supak
Commissioner, City of Orchard, Texas



Matt Perreault
Commissioner, City of Orchard, Texas

ATTEST:



Merry Sue Hajdik
City Secretary, City of Orchard, Texas

Exhibit "C"

November 10, 2015 ETJ

| <u>OWNER ADDRESS</u> | <u>PROPERTY ADDRESS</u> | <u>LEGAL DESCRIPTION</u> |
|---|-------------------------|--|
| 1. Isa Nawaid 16215 Mission Glen Dr. Houston, TX 77083 | Johnson Rd. | Gail Borden League Abstract # 12 10.00 Acres |
| 2. Cynthia Heiman Dennis Heiman 9550 Johnson Rd. Wallis, TX 77485 | Johnson Rd. | Gail Borden League Abstract #12 5.0530 Acres |
| 3. Lucile Brown McInvale Ricky L. McInvale 9530 Johnson Rd. Wallis, TX 77485 | Johnson Rd. | Gail Borden League Abstract #12 7.9343 Acres 1.55 Acres |

PETITION REQUESTING EXPANSION AND EXTENSION OF EXTRATERRITORIAL JURISDICTION

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF ORCHARD, TEXAS:

The undersigned owner (herein the "Petitioner"), owner of all of the territory described in Exhibit "A" attached hereto and incorporated herein for all purposes (the "Territory"). Hereby petition and request the City of Orchard, Texas, (the "City") to expand and extend the Town's extraterritorial jurisdiction to include all the Territory, and would show the following:

I.

Petitioner is the owner of title to all of the land within the Territory, which land is shown on a map or plat submitted with this Petition. The map or plat shows the various component tracts of land within the Territory and contains a depiction and corresponding legend of which component tracts of land within the Territory are owned by which Petitioners.

II.

The Territory is wholly contiguous to the existing extraterritorial jurisdiction of the Town.

III.

Petitioner believes that none of the Territory is located within any other city's existing extraterritorial jurisdiction or city limits; however, if Petitioner is incorrect, Petitioner requests that the boundaries of the Territory be revised and reformed so that none of the Territory to be included within the Town's extraterritorial jurisdiction shall be located within any other city's existing extraterritorial jurisdiction or city limits.

IV.

If any portion of this Petition is invalid or unenforceable for any reason, including but not limited to because parts of the Territory are ineligible for inclusion in the extraterritorial jurisdiction of the Town, and this Petition shall be construed as if such invalid or unenforceable provision had never been contained herein.

V.

This Petition and request is made pursuant to the provisions of the Texas Local Government Code, 42.022(b).

VI.

Petitioner believes that it will be in the best interests of Petitioner, the Territory, and the City if the City extends and expands its extraterritorial jurisdiction to include all the Territory.

WHEREFORE, Petitioner prays that his petition be heard and that the City of Orchard, Texas duly pass and adopt an ordinance extending and expanding the City's extraterritorial jurisdiction to include all of the Territory described in Exhibit "A" hereto.

RESPECTFULLY EXECUTED on the respective dates appearing hereinafter opposite the name and signature of each Petitioner.

Legal Description: Gail Borden League Abstract 12 10.001 acres - please see the attached survey and legal description of Tract 1, 2, & 3.

Date: 10/22/2015

[Signature]
Property Owner, Signature

NAWATD ISA
Printed Name

16215 MISSOURI GLEN DR.
Mailing Address

HOUSTON, TX - 77083
City, State, Zip Code

Sworn to and subscribed before me this the 22nd day of October, 2015.

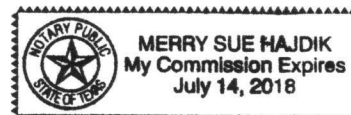
[Signature]
Notary Public

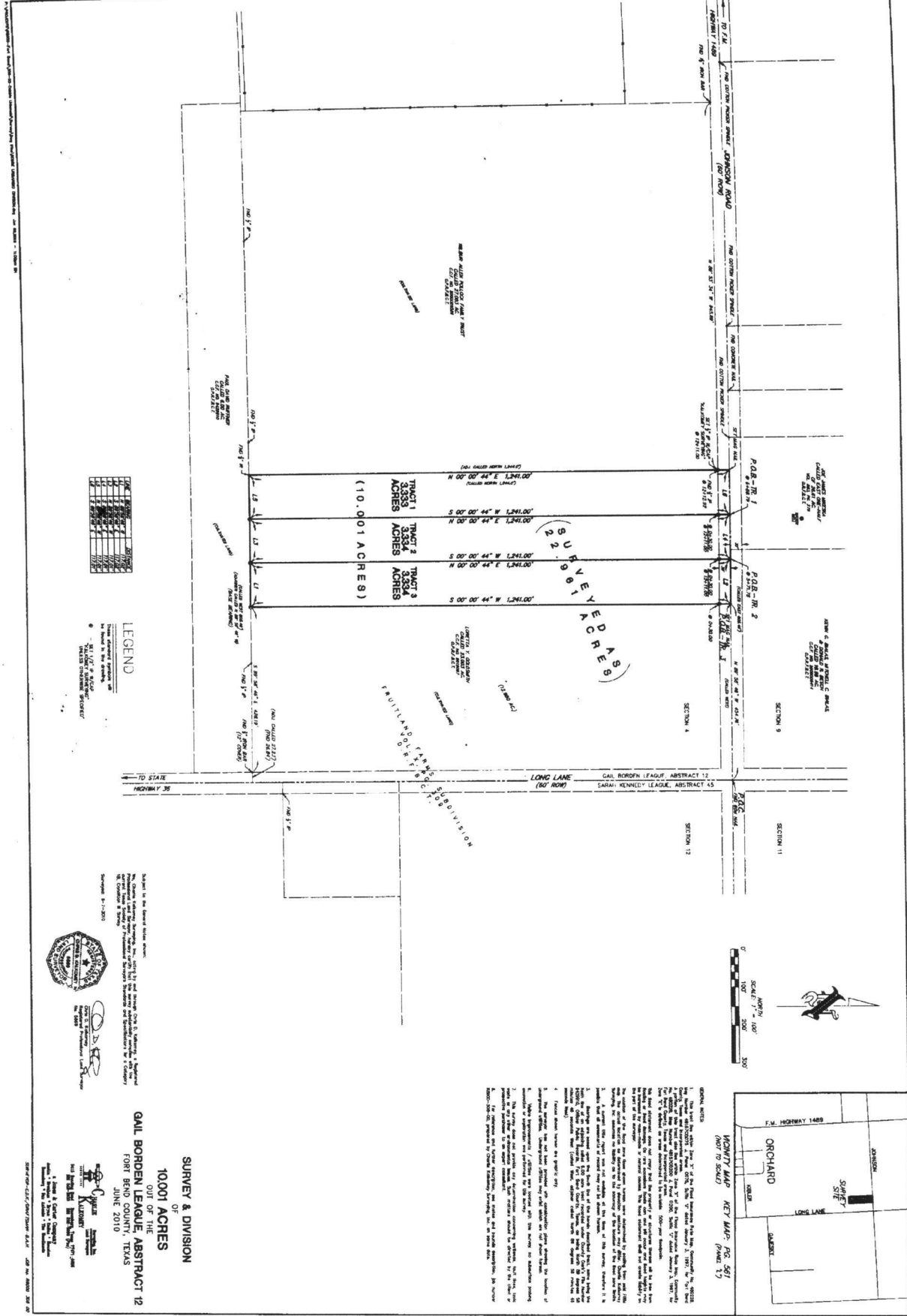
MERRY SUE HAJDIK
Printed Name

Seal

County: Hart Bend

State: Texas





LEGEND

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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32 3/4 | 33 | 33 1/4 | 33 1/2 | 33 3/4 | 34 | 34 1/4 | 34 1/2 | 34 3/4 | 35 | 35 1/4 | 35 1/2 | 35 3/4 | 36 | 36 1/4 | 36 1/2 | 36 3/4 | 37 | 37 1/4 | 37 1/2 | 37 3/4 | 38 | 38 1/4 | 38 1/2 | 38 3/4 | 39 | 39 1/4 | 39 1/2 | 39 3/4 | 40 | 40 1/4 | 40 1/2 | 40 3/4 | 41 | 41 1/4 | 41 1/2 | 41 3/4 | 42 | 42 1/4 | 42 1/2 | 42 3/4 | 43 | 43 1/4 | 43 1/2 | 43 3/4 | 44 | 44 1/4 | 44 1/2 | 44 3/4 | 45 | 45 1/4 | 45 1/2 | 45 3/4 | 46 | 46 1/4 | 46 1/2 | 46 3/4 | 47 | 47 1/4 | 47 1/2 | 47 3/4 | 48 | 48 1/4 | 48 1/2 | 48 3/4 | 49 | 49 1/4 | 49 1/2 | 49 3/4 | 50 | 50 1/4 | 50 1/2 | 50 3/4 | 51 | 51 1/4 | 51 1/2 | 51 3/4 | 52 | 52 1/4 | 52 1/2 | 52 3/4 | 53 | 53 1/4 | 53 1/2 | 53 3/4 | 54 | 54 1/4 | 54 1/2 | 54 3/4 | 55 | 55 1/4 | 55 1/2 | 55 3/4 | 56 | 56 1/4 | 56 1/2 | 56 3/4 | 57 | 57 1/4 | 57 1/2 | 57 3/4 | 58 | 58 1/4 | 58 1/2 | 58 3/4 | 59 | 59 1/4 | 59 1/2 | 59 3/4 | 60 | 60 1/4 | 60 1/2 | 60 3/4 | 61 | 61 1/4 | 61 1/2 | 61 3/4 | 62 | 62 1/4 | 62 1/2 | 62 3/4 | 63 | 63 1/4 | 63 1/2 | 63 3/4 | 64 | 64 1/4 | 64 1/2 | 64 3/4 | 65 | 65 1/4 | 65 1/2 | 65 3/4 | 66 | 66 1/4 | 66 1/2 | 66 3/4 | 67 | 67 1/4 | 67 1/2 | 67 3/4 | 68 | 68 1/4 | 68 1/2 | 68 3/4 | 69 | 69 1/4 | 69 1/2 | 69 3/4 | 70 | 70 1/4 | 70 1/2 | 70 3/4 | 71 | 71 1/4 | 71 1/2 | 71 3/4 | 72 | 72 1/4 | 72 1/2 | 72 3/4 | 73 | 73 1/4 | 73 1/2 | 73 3/4 | 74 | 74 1/4 | 74 1/2 | 74 3/4 | 75 | 75 1/4 | 75 1/2 | 75 3/4 | 76 | 76 1/4 | 76 1/2 | 76 3/4 | 77 | 77 1/4 | 77 1/2 | 77 3/4 | 78 | 78 1/4 | 78 1/2 | 78 3/4 | 79 | 79 1/4 | 79 1/2 | 79 3/4 | 80 | 80 1/4 | 80 1/2 | 80 3/4 | 81 | 81 1/4 | 81 1/2 | 81 3/4 | 82 | 82 1/4 | 82 1/2 | 82 3/4 | 83 | 83 1/4 | 83 1/2 | 83 3/4 | 84 | 84 1/4 | 84 1/2 | 84 3/4 | 85 | 85 1/4 | 85 1/2 | 85 3/4 | 86 | 86 1/4 | 86 1/2 | 86 3/4 | 87 | 87 1/4 | 87 1/2 | 87 3/4 | 88 | 88 1/4 | 88 1/2 | 88 3/4 | 89 | 89 1/4 | 89 1/2 | 89 3/4 | 90 | 90 1/4 | 90 1/2 | 90 3/4 | 91 | 91 1/4 | 91 1/2 | 91 3/4 | 92 | 92 1/4 | 92 1/2 | 92 3/4 | 93 | 93 1/4 | 93 1/2 | 93 3/4 | 94 | 94 1/4 | 94 1/2 | 94 3/4 | 95 | 95 1/4 | 95 1/2 | 95 3/4 | 96 | 96 1/4 | 96 1/2 | 96 3/4 | 97 | 97 1/4 | 97 1/2 | 97 3/4 | 98 | 98 1/4 | 98 1/2 | 98 3/4 | 99 | 99 1/4 | 99 1/2 | 99 3/4 | 100 | 100 1/4 | 100 1/2 | 100 3/4 | 101 | 101 1/4 | 101 1/2 | 101 3/4 | 102 | 102 1/4 | 102 1/2 | 102 3/4 | 103 | 103 1/4 | 103 1/2 | 103 3/4 | 104 | 104 1/4 | 104 1/2 | 104 3/4 | 105 | 105 1/4 | 105 1/2 | 105 3/4 | 106 | 106 1/4 | 106 1/2 | 106 3/4 | 107 | 107 1/4 | 107 1/2 | 107 3/4 | 108 | 108 1/4 | 108 1/2 | 108 3/4 | 109 | 109 1/4 | 109 1/2 | 109 3/4 | 110 | 110 1/4 | 110 1/2 | 110 3/4 | 111 | 111 1/4 | 111 1/2 | 111 3/4 | 112 | 112 1/4 | 112 1/2 | 112 3/4 | 113 | 113 1/4 | 113 1/2 | 113 3/4 | 114 | 114 1/4 | 114 1/2 | 114 3/4 | 115 | 115 1/4 | 115 1/2 | 115 3/4 | 116 | 116 1/4 | 116 1/2 | 116 3/4 | 117 | 117 1/4 | 117 1/2 | 117 3/4 | 118 | 118 1/4 | 118 1/2 | 118 3/4 | 119 | 119 1/4 | 119 1/2 | 119 3/4 | 120 | 120 1/4 | 120 1/2 | 120 3/4 | 121 | 121 1/4 | 121 1/2 | 121 3/4 | 122 | 122 1/4 | 122 1/2 | 122 3/4 | 123 | 123 1/4 | 123 1/2 | 123 3/4 | 124 | 124 1/4 | 124 1/2 | 124 3/4 | 125 | 125 1/4 | 125 1/2 | 125 3/4 | 126 | 126 1/4 | 126 1/2 | 126 3/4 | 127 | 127 1/4 | 127 1/2 | 127 3/4 | 128 | 128 1/4 | 128 1/2 | 128 3/4 | 129 | 129 1/4 | 129 1/2 | 129 3/4 | 130 | 130 1/4 | 130 1/2 | 130 3/4 | 131 | 131 1/4 | 131 1/2 | 131 3/4 | 132 | 132 1/4 | 132 1/2 | 132 3/4 | 133 | 133 1/4 | 133 1/2 | 133 3/4 | 134 | 134 1/4 | 134 1/2 | 134 3/4 | 135 | 135 1/4 | 135 1/2 | 135 3/4 | 136 | 136 1/4 | 136 1/2 | 136 3/4 | 137 | 137 1/4 | 137 1/2 | 137 3/4 | 138 | 138 1/4 | 138 1/2 | 138 3/4 | 139 | 139 1/4 | 139 1/2 | 139 3/4 | 140 | 140 1/4 | 140 1/2 | 140 3/4 | 141 | 141 1/4 | 141 1/2 | 141 3/4 | 142 | 142 1/4 | 142 1/2 | 142 3/4 | 143 | 143 1/4 | 143 1/2 | 143 3/4 | 144 | 144 1/4 | 144 1/2 | 144 3/4 | 145 | 145 1/4 | 145 1/2 | 145 3/4 | 146 | 146 1/4 | 146 1/2 | 146 3/4 | 147 | 147 1/4 | 147 1/2 | 147 3/4 | 148 | 148 1/4 | 148 1/2 | 148 3/4 | 149 | 149 1/4 | 149 1/2 | 149 3/4 | 150 | 150 1/4 | 150 1/2 | 150 3/4 | 151 | 151 1/4 | 151 1/2 | 151 3/4 | 152 | 152 1/4 | 152 1/2 | 152 3/4 | 153 | 153 1/4 | 153 1/2 | 153 3/4 | 154 | 154 1/4 | 154 1/2 | 154 3/4 | 155 | 155 1/4 | 155 1/2 | 155 3/4 | 156 | 156 1/4 | 156 1/2 | 156 3/4 | 157 | 157 1/4 | 157 1/2 | 157 3/4 | 158 | 158 1/4 | 158 1/2 | 158 3/4 | 159 | 159 1/4 | 159 1/2 | 159 3/4 | 160 | 160 1/4 | 160 1/2 | 160 3/4 | 161 | 161 1/4 | 161 1/2 | 161 3/4 | 162 | 162 1/4 | 162 1/2 | 162 3/4 | 163 | 163 1/4 | 163 1/2 | 163 3/4 | 164 | 164 1/4 | 164 1/2 | 164 3/4 | 165 | 165 1/4 | 165 1/2 | 165 3/4 | 166 | 166 1/4 | 166 1/2 | 166 3/4 | 167 | 167 1/4 | 167 1/2 | 167 3/4 | 168 | 168 1/4 | 168 1/2 | 168 3/4 | 169 | 169 1/4 | 169 1/2 | 169 3/4 | 170 | 170 1/4 | 170 1/2 | 170 3/4 | 171 | 171 1/4 | 171 1/2 | 171 3/4 | 172 | 172 1/4 | 172 1/2 | 172 3/4 | 173 | 173 1/4 | 173 1/2 | 173 3/4 | 174 | 174 1/4 | 174 1/2 | 174 3/4 | 175 | 175 1/4 | 175 1/2 | 175 3/4 | 176 | 176 1/4 | 176 1/2 | 176 3/4 | 177 | 177 1/4 | 177 1/2 | 177 3/4 | 178 | 178 1/4 | 178 1/2 | 178 3/4 | 179 | 179 1/4 | 179 1/2 | 179 3/4 | 180 | 180 1/4 | 180 1/2 | 180 3/4 | 181 | 181 1/4 | 181 1/2 | 181 3/4 | 182 | 182 1/4 | 182 1/2 | 182 3/4 | 183 | 183 1/4 | 183 1/2 | 183 3/4 | 184 | 184 1/4 | 184 1/2 | 184 3/4 | 185 | 185 1/4 | 185 1/2 | 185 3/4 | 186 | 186 1/4 | 186 1/2 | 186 3/4 | 187 | 187 1/4 | 187 1/2 | 187 3/4 | 188 | 188 1/4 | 188 1/2 | 188 3/4 | 189 | 189 1/4 | 189 1/2 | 189 3/4 | 190 | 190 1/4 | 190 1/2 | 190 3/4 | 191 | 191 1/4 | 191 1/2 | 191 3/4 | 192 | 192 1/4 | 192 1/2 | 192 3/4 | 193 | 193 1/4 | 193 1/2 | 193 3/4 | 194 | 194 1/4 | 194 1/2 | 194 3/4 | 195 | 195 1/4 | 195 1/2 | 195 3/4 | 196 | 196 1/4 | 196 1/2 | 196 3/4 | 197 | 197 1/4 | 197 1/2 | 197 3/4 | 198 | 198 1/4 | 198 1/2 | 198 3/4 | 199 | 199 1/4 | 199 1/2 | 199 3/4 | 200 | 200 1/4 | 200 1/2 | 200 3/4 | 201 | 201 1/4 | 201 1/2 | 201 3/4 | 202 | 202 1/4 | 202 1/2 | 202 3/4 | 203 | 203 1/4 | 203 1/2 | 203 3/4 | 204 | 204 1/4 | 204 1/2 | 204 3/4 | 205 | 205 1/4 | 205 1/2 | 205 3/4 | 206 | 206 1/4 | 206 1/2 | 206 3/4 | 207 | 207 1/4 | 207 1/2 | 207 3/4 | 208 | 208 1/4 | 208 1/2 | 208 3/4 | 209 | 209 1/4 | 209 1/2 | 209 3/4 | 210 | 210 1/4 | 210 1/2 | 210 3/4 | 211 | 211 1/4 | 211 1/2 | 211 3/4 | 212 | 212 1/4 | 212 1/2 | 212 3/4 | 213 | 213 1/4 | 213 1/2 | 213 3/4 | 214 | 214 1/4 | 214 1/2 | 214 3/4 | 215 | 215 1/4 | 215 1/2 | 215 3/4 | 216 | 216 1/4 | 216 1/2 | 216 3/4 | 217 | 217 1/4 | 217 1/2 | 217 3/4 | 218 | 218 1/4 | 218 1/2 | 218 3/4 | 219 | 219 1/4 | 219 1/2 | 219 3/4 | 220 | 220 1/4 | 220 1/2 | 220 3/4 | 221 | 221 1/4 | 221 1/2 | 221 3/4 | 222 | 222 1/4 | 222 1/2 | 222 3/4 | 223 | 223 1/4 | 223 1/2 | 223 3/4 | 224 | 224 1/4 | 224 1/2 | 224 3/4 | 225 | 225 1/4 | 225 1/2 | 225 3/4 | 226 | 226 1/4 | 226 1/2 | 226 3/4 | 227 | 227 1/4 | 227 1/2 | 227 3/4 | 228 | 228 1/4 | 228 1/2 | 228 3/4 | 229 | 229 1/4 | 229 1/2 | 229 3/4 | 230 | 230 1/4 | 230 1/2 | 230 3/4 | 231 | 231 1/4 | 231 1/2 | 231 3/4 | 232 | 232 1/4 | 232 1/2 | 232 3/4 | 233 | 233 1/4 | 233 1/2 | 233 3/4 | 234 | 234 1/4 | 234 1/2 | 234 3/4 | 235 | 235 1/4 | 235 1/2 | 235 3/4 | 236 | 236 1/4 | 236 1/2 | 236 3/4 | 237 | 237 1/4 | 237 1/2 | 237 3/4 | 238 | 238 1/4 | 238 1/2 | 238 3/4 | 239 | 239 1/4 | 239 1/2 | 239 3/4 | 240 | 240 1/4 | 240 1/2 | 240 3/4 | 241 | 241 1/4 | 241 1/2 | 241 3/4 | 242 | 242 1/4 | 242 1/2 | 242 3/4 | 243 | 243 1/4 | 243 1/2 | 243 3/4 | 244 | 244 1/4 | 244 1/2 | 244 3/4 | 245 | 245 1/4 | 245 1/2 | 245 3/4 | 246 | 246 1/4 | 246 1/2 | 246 3/4 | 247 | 247 1/4 | 247 1/2 | 247 3/4 | 248 | 248 1/4 | 248 1/2 | 248 3/4 | 249 | 249 1/4 | 249 1/2 | 249 3/4 | 250 | 250 1/4 | 250 1/2 | 250 3/4 | 251 | 251 1/4 | 251 1/2 | 251 3/4 | 252 | 252 1/4 | 252 1/2 | 252 3/4 | 253 | 253 1/4 | 253 1/2 | 253 3/4 | 254 | 254 1/4 | 254 1/2 | 254 3/4 | 255 | 255 1/4 | 255 1/2 | 255 3/4 | 256 | 256 1/4 | 256 1/2 | 256 3/4 | 257 | 257 1/4 | 257 1/2 | 257 3/4 | 258 | 258 1/4 | 258 1/2 | 258 3/4 | 259 | 259 1/4 | 259 1/2 | 259 3/4 | 260 | 260 1/4 | 260 1/2 | 260 3/4 | 261 | 261 1/4 | 261 1/2 | 261 3/4 | 262 | 262 1/4 | 262 1/2 | 262 3/4 | 263 | 263 1/4 | 263 1/2 | 263 3/4 | 264 | 264 1/4 | 264 1/2 | 264 3/4 | 265 | 265 1/4 | 265 1/2 | 265 3/4 | 266 | 266 1/4 | 266 1/2 | 266 3/4 | 267 | 267 1/4 | 267 1/2 | 267 3/4 | 268 | 268 1/4 | 268 1/2 | 268 3/4 | 269 | 269 1/4 | 269 1/2 | 269 3/4 | 270 | 270 1/4 | 270 1/2 | 270 3/4 | 271 | 271 1/4 | 271 1/2 | 271 3/4 | 272 | 272 1/4 | 272 1/2 | 272 3/4 | 273 | 273 1/4 | 273 1/2 | 273 3/4 | 274 | 274 1/4 | 274 1/2 | 274 3/4 | 275 | 275 1/4 | 275 1/2 | 275 3/4 | 276 | 276 1/4 | 276 1/2 | 276 3/4 | 277 | 277 1/4 | 277 1/2 | 277 3/4 | 278 | 278 1/4 | 278 1/2 | 278 3/4 | 279 | 279 1/4 | 279 1/2 | 279 3/4 | 280 | 280 1/4 | 280 1/2 | 280 3/4 | 281 | 281 1/4 | 281 1/2 | 281 3/4 | 282 | 282 1/4 | 282 1/2 | 282 3/4 | 283 | 283 1/4 | 283 1/2 | 283 3/4 | 284 | 284 1/4 | 284 1/2 | 284 3/4 | 285 | 285 1/4 | 285 1/2 | 285 |
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CHARLIE KALKOMEY SURVEYING, INC.

A JONES & CARTER COMPANY

6415 READING ROAD
ROSENBERG, TEXAS 77471
281 342-2033

TRACT 1

FIELD NOTES FOR A 3.333 ACRE TRACT OF LAND IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS, BEING OUT OF AND A PART OF A 10.001 ACRE TRACT SURVEYED BY THE UNDERSIGNED THIS DATE, SAID 10.001 ACRE TRACT BEING THE WEST 10.001 ACRES OUT OF THAT CERTAIN CALLED 23.003 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9619087, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, SAID 10.001 ACRE TRACT ALSO BEING OUT OF SECTION 4 OF FRUITLAND FARMS SUBDIVISION, ACCORDING TO MAP OR PLAT THEREOF RECORDED IN VOLUME X, PAGE 309, DEED RECORDS, FORT BEND COUNTY, TEXAS, WITH ALL BEARINGS BASED UPON THE SOUTH LINE OF THE HEREIN DESCRIBED TRACT, SAME BEING THE NORTH LINE OF AN ADJOINING CALLED 6.00 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9429910, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, AS BEING NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST (CALLED WEST, ADJOINER CALLED NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST).

COMMENCING at a 60d nail found in the intersection of Johnson Road (60-feet wide) and Long Lane (60-feet wide) for the northeast corner of said called 23.003 acre tract, same being the southeast corner of an adjoining called 18.95 acre tract recorded under County Clerk's File Number 2009008414, Official Public Records, Fort Bend County, Texas, said point also being the northeast corner of said Section 4, same being the southeast corner of the adjoining Section 9, the southwest corner of Section 11, and the northwest corner of Section 12 of said Fruitland Farms Subdivision, and being in the east line of said Gail Borden League, Abstract 12, same being the west line of the Sarah Kennedy League, Abstract 45;

THENCE North 89 degrees 58 minutes 46 seconds West (called West) along the north line of said called 23.003 acre tract and the north line of said Section 4, same being the south line of said adjoining called 18.95 acre tract and the south line of said adjoining Section 9, as located in Johnson Road, 688.79 feet to a point for the northeast corner and **Place of Beginning** of the herein described tract, said point being the northwest corner of an adjoining 3.334 acre tract (Tract 2) surveyed by the undersigned this date, and being in the north line of said 10.001 acre tract, same being the south line of an adjoining Tract being called the East one-half of 26.61 acres as recorded in 883, Page 279, Deed Records, Fort Bend County, Texas;

THENCE South 00 degrees 00 minutes 44 seconds West establishing the east line of the herein described tract, being the west line of said adjoining Tract 2, at 30.00 feet pass a ½ inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, and continuing for a total distance of 1,241.00 feet to a ½ inch iron pipe with cap marked "Kalkomey Surveying" set for the southeast corner of the herein described tract, same being the southwest corner of said adjoining Tract 2, and being in the south line of said called 23.003 acre tract and the south line of said 10.001 acre tract, same being the north line of the aforementioned adjoining called 6.00 acre tract;

CHARLIE KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHARLES A. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHRIS D. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

Field Notes -Tract 1 (cont'd)

THENCE North 89 degrees 58 minutes 46 seconds West (called West, adjoiner called North 89 degrees 58 minutes 46 seconds West) along the south line of the herein described tract, the south line of said 10.001 acre tract, and the south line of said called 23.003 acre tract, same being the north line of said adjoining called 6.00 acre tract, 117.01 feet to a 3/8 inch iron rod found for the southwest corner of the herein described tract, the southwest corner of said 10.001 acre tract, and the southwest corner of said called 23.003 acre tract, same being the southeast corner of an adjoining called 27.003 acre tract recorded under County Clerk's File Number 2000029526, Official Public Records, Fort Bend County, Texas;

THENCE North 00 degrees 00 minutes 44 seconds East (called North) along the west line of the herein described tract, the west line of said 10.001 acre tract, and the west line of said called 23.003 acre tract, same being the east line of said adjoining called 27.003 acre tract, at 1,211.00 feet pass a 1/2 inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, at 1,212.92 feet pass a 3/4 inch iron pipe found on said line, and continuing for a total distance of 1,241.00 feet (called 1,244.0 feet) to a Mag nail set for the northwest corner of the herein described tract, the northwest corner of said 10.001 acre tract, and the northwest corner of said called 23.003 acre tract, same being the northeast corner of said adjoining called 27.003 acre tract, and being in the north line of the aforementioned Section 4, same being the south line of the aforementioned adjoining Section 9, and the south line of the aforementioned adjoining tract being called the East one-half of 26.61 acres, as located in Johnson Road;

THENCE South 89 degrees 58 minutes 46 seconds East (called East) along the north line of the herein described tract, the north line of said 10.001 acre tract, the north line of said Section 4, and the north line of said called 23.003 acre tract, same being the south line of said adjoining Section 9, and the south line of said adjoining tract being called the East one-half of 26.61 acres, 117.01 feet to the **Place of Beginning** and containing 3.333 acres of land, more or less.

For reference and further description see Survey Plat No. R8000-308-00 prepared by the undersigned on same date.



A handwritten signature in black ink, appearing to read "Chris D. Kalkomey".

Chris D. Kalkomey, R.P.L.S.
Texas Registration Number 5869
June 7, 2010

Job Number R8000-308-00

CHARLIE KALKOMEY SURVEYING, INC.
A JONES & CARTER COMPANY

6415 READING ROAD
ROSENBERG, TEXAS 77471
281 342-2033

TRACT 2

FIELD NOTES FOR A 3.334 ACRE TRACT OF LAND IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS, BEING OUT OF AND A PART OF A 10.001 ACRE TRACT SURVEYED BY THE UNDERSIGNED THIS DATE, SAID 10.001 ACRE TRACT BEING THE WEST 10.001 ACRES OUT OF THAT CERTAIN CALLED 23.003 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9619087, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, SAID 10.001 ACRE TRACT ALSO BEING OUT OF SECTION 4 OF FRUITLAND FARMS SUBDIVISION, ACCORDING TO MAP OR PLAT THEREOF RECORDED IN VOLUME X, PAGE 309, DEED RECORDS, FORT BEND COUNTY, TEXAS, WITH ALL BEARINGS BASED UPON THE SOUTH LINE OF THE HEREIN DESCRIBED TRACT, SAME BEING THE NORTH LINE OF AN ADJOINING CALLED 6.00 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9429910, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, AS BEING NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST (CALLED WEST, ADJOINER CALLED NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST).

COMMENCING at a 60d nail found in the intersection of Johnson Road (60-feet wide) and Long Lane (60-feet wide) for the northeast corner of said called 23.003 acre tract, same being the southeast corner of an adjoining called 18.95 acre tract recorded under County Clerk's File Number 2009008414, Official Public Records, Fort Bend County, Texas, said point also being the northeast corner of said Section 4, same being the southeast corner of the adjoining Section 9, the southwest corner of Section 11, and the northwest corner of Section 12 of said Fruitland Farms Subdivision, and being in the east line of said Gail Borden League, Abstract 12, same being the west line of the Sarah Kennedy League, Abstract 45;

THENCE North 89 degrees 58 minutes 46 seconds West (called West) along the north line of said called 23.003 acre tract and the north line of said Section 4, same being the south line of said adjoining called 18.95 acre tract and the south line of said adjoining Section 9, as located in Johnson Road, 571.78 feet to a point for the northeast corner and **Place of Beginning** of the herein described tract, said point being the northwest corner of an adjoining 3.334 acre tract (Tract 3) surveyed by the undersigned this date, and being in the north line of said 10.001 acre tract;

THENCE South 00 degrees 00 minutes 44 seconds West establishing the east line of the herein described tract, being the west line of said adjoining Tract 3, at 30.00 feet pass a ½ inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, and continuing for a total distance of 1,241.00 feet to a ½ inch iron pipe with cap marked "Kalkomey Surveying" set for the southeast corner of the herein described tract, same being the southwest corner of said adjoining Tract 3, and being in the south line of said called 23.003 acre tract and the south line of said 10.001 acre tract, same being the north line of the aforementioned adjoining called 6.00 acre tract;

CHARLIE KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHARLES A. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHRIS D. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

Field Notes -Tract 2 (cont'd)


THENCE North 89 degrees 58 minutes 46 seconds West (called West, adjoiner called North 89 degrees 58 minutes 46 seconds West) along the south line of the herein described tract, the south line of said 10.001 acre tract, and the south line of said called 23.003 acre tract, same being the north line of said adjoining called 6.00 acre tract, 117.01 feet to a 1/2 inch iron pipe with cap marked "Kalkomey Surveying" set on said line for the southwest corner of the herein described tract, same being the southeast corner of an adjoining 3.333 acre tract (Tract 1) surveyed by the undersigned this date;

THENCE North 00 degrees 00 minutes 44 seconds East establishing the west line of the herein described tract, same being the east line of said adjoining Tract 1, at 1,211.00 feet pass a 1/2 inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, and continuing for a total distance of 1,241.00 feet to a point in Johnson Road for the northwest corner of the herein described tract, same being the northeast corner of said adjoining Tract 1, said point being in the north line of said called 23.003 acre tract, the north line of said 10.001 acre tract, and the north line of said Section 4, same being the south line of said adjoining Section 9, and the south line of an adjoining tract being called the East one-half of 26.61 acres as recorded in Volume 883, Page 279, Deed Records, Fort Bend County, Texas;

THENCE South 89 degrees 58 minutes 46 seconds East (called East) along the north line of the herein described tract, the north line of said called 23.003 acre tract, the north line of said 10.001 acre tract, and the north line of said Section 4, same being the south line of said adjoining Section 9, the south line of said adjoining tract being called the East one-half of 26.61 acres, and the south line of the aforementioned adjoining called 18.95 acre tract, as located in Johnson Road, 117.01 feet to the **Place of Beginning** and containing 3.334 acres of land, more or less.

For reference and further description see Survey Plat No. R8000-308-00 prepared by the undersigned on same date.




Chris D. Kalkomey, R.P.L.S.
Texas Registration Number 5869
June 7, 2010

Job Number R8000-308-00

CHARLIE KALKOMEY SURVEYING, INC.

A JONES & CARTER COMPANY

6415 READING ROAD
ROSENBERG, TEXAS 77471
281 342-2033

TRACT 3

FIELD NOTES FOR A 3.334 ACRE TRACT OF LAND IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS, BEING OUT OF AND A PART OF A 10.001 ACRE TRACT SURVEYED BY THE UNDERSIGNED THIS DATE, SAID 10.001 ACRE TRACT BEING THE WEST 10.001 ACRES OUT OF THAT CERTAIN CALLED 23.003 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9619087, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, SAID 10.001 ACRE TRACT ALSO BEING OUT OF SECTION 4 OF FRUITLAND FARMS SUBDIVISION, ACCORDING TO MAP OR PLAT THEREOF RECORDED IN VOLUME X, PAGE 309, DEED RECORDS, FORT BEND COUNTY, TEXAS, WITH ALL BEARINGS BASED UPON THE SOUTH LINE OF THE HEREIN DESCRIBED TRACT, SAME BEING THE NORTH LINE OF AN ADJOINING CALLED 6.00 ACRE TRACT RECORDED UNDER COUNTY CLERK'S FILE NUMBER 9429910, OFFICIAL PUBLIC RECORDS, FORT BEND COUNTY, TEXAS, AS BEING NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST (CALLED WEST, ADJOINER CALLED NORTH 89 DEGREES 58 MINUTES 46 SECONDS WEST).

COMMENCING at a 60d nail found in the intersection of Johnson Road (60-feet wide) and Long Lane (60-feet wide) for the northeast corner of said called 23.003 acre tract, same being the southeast corner of an adjoining called 18.95 acre tract recorded under County Clerk's File Number 2009008414, Official Public Records, Fort Bend County, Texas, said point also being the northeast corner of said Section 4, same being the southeast corner of the adjoining Section 9, the southwest corner of Section 11, and the northwest corner of Section 12 of said Fruitland Farms Subdivision, and being in the east line of said Gail Borden League, Abstract 12, same being the west line of the Sarah Kennedy League, Abstract 45;

THENCE North 89 degrees 58 minutes 46 seconds West (called West) along the north line of said called 23.003 acre tract and the north line of said Section 4, same being the south line of said adjoining called 18.95 acre tract and the south line of said adjoining Section 9, as located in Johnson Road, 454.76 feet to a Mag nail set on said line for the northeast corner and **Place of Beginning** of the herein described tract, said point also being the northeast corner of said 10.001 acre tract;

THENCE South 00 degrees 00 minutes 44 seconds West along the east line of the herein described tract and the east line of said 10.001 acre tract, at 30.00 feet pass a 1/2 inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, and continuing for a total distance of 1,241.00 feet to a 1/2 inch iron pipe with cap marked "Kalkomey Surveying" set for the southeast corner of the herein described tract and the southeast corner of said 10.001 acre tract, said point being in the south line of said called 23.003 acre tract, same being the north line of the aforementioned adjoining called 6.00 acre tract, from which point a 3/4 inch iron bar found for the northeast corner of said adjoining called 6.00 acre tract bears South 89 degrees 58 minutes 46 seconds East, 428.19 feet;

CHARLIE KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHARLES A. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHRIS D. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

Field Notes - Tract 3 (cont'd)


THENCE North 89 degrees 58 minutes 46 seconds West (called West, adjoiner called North 89 degrees 58 minutes 46 seconds West) along the south line of the herein described tract, the south line of said 10.001 acre tract, and the south line of said called 23.003 acre tract, same being the north line of said adjoining called 6.00 acre tract, 117.02 feet to a ½ inch iron pipe with cap marked "Kalkomey Surveying" set on said line for the southwest corner of the herein described tract, same being the southeast corner of an adjoining 3.334 acre tract (Tract 2) surveyed by the undersigned this date;

THENCE North 00 degrees 00 minutes 44 seconds East establishing the west line of the herein described tract, same being the east line of said adjoining Tract 2, at 1,211.00 feet pass a ½ inch iron pipe with cap marked "Kalkomey Surveying" set on said line at its intersection with the south right-of-way line of Johnson Road, and continuing for a total distance of 1,241.00 feet to a point in Johnson Road for the northwest corner of the herein described tract, same being the northeast corner of said adjoining Tract 2, said point being in the north line of said called 23.003 acre tract, the north line said 10.001 acre tract, and the north line of said Section 4, same being the south line of said adjoining Section 9, and the south line of the aforementioned adjoining called 18.95 acre tract;

THENCE South 89 degrees 58 minutes 46 seconds East (called East) along the north line of the herein described tract, the north line of said called 23.003 acre tract, the north line of said 10.001 acre tract, and the north line of said Section 4, same being the south line of said adjoining Section 9, and the south line of said adjoining called 18.95 acre tract, as located in Johnson Road, 117.02 feet to the **Place of Beginning** and containing 3.334 acres of land, more or less.

For reference and further description see Survey Plat No. R8000-308-00 prepared by the undersigned on same date.




Chris D. Kalkomey, R.P.L.S.
Texas Registration Number 5869
June 7, 2010

Job Number R8000-308-00

PETITION REQUESTING EXPANSION AND EXTENSION OF EXTRATERRITORIAL JURISDICTION

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF ORCHARD, TEXAS:

The undersigned owner (herein the "Petitioner"), owner of all of the territory described in Exhibit "A" attached hereto and incorporated herein for all purposes (the "Territory"). Hereby petition and request the City of Orchard, Texas, (the "City") to expand and extend the Town's extraterritorial jurisdiction to include all the Territory, and would show the following:

I.

Petitioner is the owner of title to all of the land within the Territory, which land is shown on a map or plat submitted with this Petition. The map or plat shows the various component tracts of land within the Territory and contains a depiction and corresponding legend of which component tracts of land within the Territory are owned by which Petitioners.

II.

The Territory is wholly contiguous to the existing extraterritorial jurisdiction of the Town.

III.

Petitioner believes that none of the Territory is located within any other city's existing extraterritorial jurisdiction or city limits; however, if Petitioner is incorrect, Petitioner requests that the boundaries of the Territory be revised and reformed so that none of the Territory to be included within the Town's extraterritorial jurisdiction shall be located within any other city's existing extraterritorial jurisdiction or city limits.

IV.

If any portion of this Petition is invalid or unenforceable for any reason, including but not limited to because parts of the Territory are ineligible for inclusion in the extraterritorial jurisdiction of the Town, and this Petition shall be construed as if such invalid or unenforceable provision had never been contained herein.

V.

This Petition and request is made pursuant to the provisions of the Texas Local Government Code, 42.022(b).

VI.

Petitioner believes that it will be in the best interests of Petitioner, the Territory, and the City if the City extends and expands its extraterritorial jurisdiction to include all the Territory.

WHEREFORE, Petitioner prays that his petition be heard and that the City of Orchard, Texas duly pass and adopt an ordinance extending and expanding the City's extraterritorial jurisdiction to include all of the Territory described in Exhibit "A" hereto.

RESPECTFULLY EXECUTED on the respective dates appearing hereinafter opposite the name and signature of each Petitioner.

Legal
Description: 5.0530 Acre Tract, part of 14.1583 Acre Tract
BLOCK NUMBER 9, FLEMING FARM Subdivision
GAIL BORDEN League, ABSTRACT 12

Date: 11-14-11

Cynthia Heiman Dennis Heiman
Property Owner, Signature

CYNTHIA HEIMAN DENNIS HEIMAN
Printed Name

9550 JOHNSON RD
Mailing Address

WALLIS, TX 77485
City, State, Zip Code

Sworn to and subscribed before me this the 14th day of November, 2011.

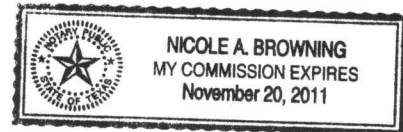
Nicole A Browning
Notary Public

Nicole A Browning
Printed Name

Seal

County: Fort Bend

State: Texas



CHARLIE KALKOMEY

Registered Public Surveyor

1702 WALGER STREET
ROSENBERG, TEXAS 77471

Field Party Service
Surveys and Subdivisions

OFFICE: PHONE 342-2033
HOME: PHONE 232-2205

FIELD NOTES FOR A 5.0530 ACRE TRACT OF LAND BEING A PART OF A 14.1583 ACRE TRACT OUT OF BLOCK NUMBER 9 OF THE FRUITLAND FARMS SUBDIVISION IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS.

BEGINNING at a $\frac{3}{4}$ inch Iron Pipe set on the North right-of-way line of Johnson Road, same being the South line of the aforementioned 14.1583 Acre Tract for the Southeast corner and Place of Beginning of the herein described 5.0530 Acre Tract of land, said point also being the Southwest corner of an adjoining 4.5535 Acre Tract, said point being located North 89 degrees 07 minutes 40 seconds West, 433.20 feet from a $\frac{1}{2}$ inch Iron Rod found at the Southeast corner of the aforementioned 14.1583 Acre Tract of land;

THENCE North 89 degrees 07 minutes 40 seconds West along the North line of Johnson Road same being the South line of the aforementioned 14.1583 Acre Tract, 232 feet to a $\frac{1}{2}$ inch Iron Rod found on said line at the Southwest corner of the aforementioned 14.1583 Acre Tract for the Southwest corner of the herein described 5.0530 Acre Tract, said point also being the Southeast corner of an adjoining 6.0992 Acre Tract being out of an 11.6313 Acre Tract, said point also being in the centerline of a 20 foot wide access road;

THENCE North 02 degrees 34 minutes 40 seconds East along the centerline of said 20 foot wide access road and the common line of the aforementioned adjoining 6.0992 Acre Tract, 949.14 feet to a $\frac{1}{2}$ inch Iron Rod found at the Northwest corner of the aforementioned 14.1583 Acre Tract for the Northwest corner of the herein described 5.0530 Acre Tract, same being the Northeast corner of the aforementioned adjoining 6.0992 Acre Tract;

THENCE South 89 degrees 08 minutes 40 seconds East along the North line of said 14.1583 Acre Tract, 232 feet to a $\frac{3}{4}$ inch Iron Pipe set on said line for the Northeast corner of the herein described 5.0530 Acre Tract, same being the Northwest corner of the aforementioned adjoining 4.5535 Acre Tract;

THENCE South 02 degrees 34 minutes 40 seconds West along the common line of the herein described 5.0530 Acre Tract and the aforementioned adjoining 4.5535 Acre Tract, 949.21 feet to the Place of BEGINNING and containing 5.0530 Acres of Land.

Charlie Kalkomey

Charlie Kalkomey, RPS
No. 1399
April 21, 1975

7-2-00

PETITION REQUESTING EXPANSION AND EXTENSION OF EXTRATERRITORIAL JURISDICTION

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF ORCHARD, TEXAS:

The undersigned owner (herein the "Petitioner"), owner of all of the territory described in Exhibit "A" attached hereto and incorporated herein for all purposes (the "Territory"). Hereby petition and request the City of Orchard, Texas, (the "City") to expand and extend the Town's extraterritorial jurisdiction to include all the Territory, and would show the following:

I.

Petitioner is the owner of title to all of the land within the Territory, which land is shown on a map or plat submitted with this Petition. The map or plat shows the various component tracts of land within the Territory and contains a depiction and corresponding legend of which component tracts of land within the Territory are owned by which Petitioners.

II.

The Territory is wholly contiguous to the existing extraterritorial jurisdiction of the Town.

III.

Petitioner believes that none of the Territory is located within any other city's existing extraterritorial jurisdiction or city limits; however, if Petitioner is incorrect, Petitioner requests that the boundaries of the Territory be revised and reformed so that none of the Territory to be included within the Town's extraterritorial jurisdiction shall be located within any other city's existing extraterritorial jurisdiction or city limits.

IV.

If any portion of this Petition is invalid or unenforceable for any reason, including but not limited to because parts of the Territory are ineligible for inclusion in the extraterritorial jurisdiction of the Town, and this Petition shall be construed as if such invalid or unenforceable provision had never been contained herein.

V.

This Petition and request is made pursuant to the provisions of the Texas Local Government Code, 42.022(b).

VI.

Petitioner believes that it will be in the best interests of Petitioner, the Territory, and the City if the City extends and expands its extraterritorial jurisdiction to include all the Territory.

WHEREFORE, Petitioner prays that his petition be heard and that the City of Orchard, Texas duly pass and adopt an ordinance extending and expanding the City's extraterritorial jurisdiction to include all of the Territory described in Exhibit "A" hereto.

RESPECTFULLY EXECUTED on the respective dates appearing hereinafter opposite the name and signature of each Petitioner.

Legal

Description: Gail Borden League Acres T. 9343,
Sec 25, Block 9, Abstract 12

Date: September 8, 2011

Lucile Brown McInvale
Ricky L. McInvale

Property Owner, Signature

Lucile Brown McInvale

Ricky L. McInvale

Printed Name

9530 Johnson Road
Mailing Address

Wallis, Texas, 77485
City, State, Zip Code

Sworn to and subscribed before me this the 8th day of September 2011.

Merry Sue Hajdik
Notary Public

MERRY SUE HAJDIK
Printed Name

Seal

County: FORT BEND

State: TEXAS

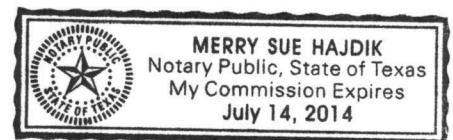


EXHIBIT "A"

Ry m
LB Mc

FIELD NOTES FOR A 4.5518 ACRE TRACT OF LAND BEING A PART OF A 14.1583 ACRE TRACT OUT OF BLOCK NUMBER 9 OF THE FRUITLAND FARMS SUBDIVISION IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS.

BEGINNING at a 1/2 inch Iron Rod found on the North right-of-way line of Johnson Road at the Southeast corner of the aforementioned 14.1583 Acre Tract, same being the Southeast corner and Place of BEGINNING of the herein described 4.5518 Acre Tract of Land, said point also being the Southwest corner of the Joe J. Mikeska Tract;

THENCE North 89 degrees 07 minutes 40 seconds West along the North line of Johnson Road, 216.52 feet to a 3/4 inch Iron Pipe set on said line for the Southwest corner of the herein described 4.5518 Acre Tract of land, same being the Southeast corner of an adjoining 4.5535 Acre Tract;

THENCE North 01 degree 39 minutes 23 seconds East along the common line of the herein described 4.5518 Acre Tract and the aforementioned adjoining 4.5535 Acre Tract, 948.92 feet to a 3/4 inch Iron Pipe set in the North line of the aforementioned 14.1583 Acre Tract for the Northwest corner of the herein described 4.5518 Acre Tract, same being the Northeast corner of the aforementioned adjoining 4.5535 Acre Tract;

THENCE South 89 degrees 08 minutes 40 seconds East along the North line of said 14.1583 Acre Tract, 201.42 feet to a 1/2 inch Iron Rod found at the Northeast corner of the aforementioned 14.1583 Acre Tract for the Northeast corner of the herein described 4.5518 Acre Tract, said point also being in the West line of the Joe J. Mikeska Tract;

THENCE South 00 degrees 44 minutes 42 seconds West along the East line of the aforementioned 14.1583 Acre Tract, same being the West line of the Joe J. Mikeska Tract, 948.89 feet to the Place of BEGINNING and containing 4.5518 Acres of Land.

EXHIBIT "B"

*By me
JBM*

A 4.5535 ACRE TRACT OF LAND BEING A PART OF A 14.1583 ACRE TRACT OUT OF BLOCK NUMBER 9 OF THE FRUITLAND FARMS SUBDIVISION IN THE GAIL BORDEN LEAGUE, ABSTRACT 12, FORT BEND COUNTY, TEXAS.

BEGINNING at a 3/4 inch Iron Pipe set on the North right-of-way line of Johnson Road, same being the South line of the aforementioned 14.1583 Acre Tract for the Southeast corner and Place of Beginning of the herein described 4.5535 Acre Tract, same being the Southwest corner of an adjoining 4.5518 Acre Tract being a part of the aforementioned 14.1583 Acre Tract, said point being located North 89 degrees 07 minutes 40 seconds West, 216.52 feet from a 1/2 inch Iron Rod found at the Southeast corner of the aforementioned 14.1583 Acre Tract;

THENCE North 89 degrees 07 minutes 40 seconds West along the North line of Johnson Road, 216.68 feet to a 3/4 inch Iron Pipe set on said line for the Southwest corner of the herein described 4.5535 Acre Tract, same being the Southeast corner of an adjoining 5.0530 Acre Tract;

THENCE North 02 degrees 34 minutes 40 seconds East along the common line of the herein described 4.5535 Acre Tract and the aforementioned adjoining 5.0530 Acre Tract, 949.21 feet to a 3/4 inch Iron Pipe set in the North line of the aforementioned 14.1583 Acre Tract for the Northwest corner of the herein described 4.5535 Acre Tract, said point also being the Northeast corner of the aforementioned adjoining 5.0530 Acre Tract;

THENCE South 89 degrees 08 minutes 40 seconds East along the North line of the aforementioned 14.1583 Acre Tract, 201.42 feet to a 3/4 inch Iron Pipe set on said line for the Northeast corner of the herein described 4.5535 Acre Tract, same being the Northwest corner of the aforementioned adjoining 4.5518 Acre Tract;

THENCE South 01 degree 39 minutes 23 seconds West along the common line of the herein described 4.5535 Acre Tract and the aforementioned adjoining 4.5518 Acre Tract, 948.92 feet to the Place of BEGINNING and containing 4.5535 Acres of Land.

ADDENDUM

There shall be no partial release of any property secured hereunder.

Grantor herein agrees to ^{keep} help the improvements located on the herein described property insured at least to the amount of the current outstanding loan balance and provide Beneficiary herein an annual fully paid policy on the anniversary date each year of the note secured hereby. Failure to do so will be considered a breach of this contract and subject to the foreclosure provisions herein.

Grantor herein shall pay all annual advalorem tax assessments on the herein described property and provide Beneficiary herein paid receipts for the previous year on or before February 15 of the next insuring year. Failure to do so will be considered a breach of this contract and subject to the foreclosure provisions herein.

Ricky L. McInvale
Ricky L. McInvale

Lucile Brown McInvale
Lucile Brown McInvale

Fort Bend County

