

ORDINANCE NO. 038-97

ORDINANCE OF THE TOWN OF ORCHARD, TEXAS, EXTENDING  
AND EXPANDING THE TOWN'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 all the territory described in Exhibit "A" hereto, said owner being hereinafter referred to as "Petitioner," has presented to the Town of Orchard, Texas (the "Town") a petition requesting that the Town extend and expand its extraterritorial jurisdiction to include all of the territory described in Exhibit "A" attached hereto and incorporated herein for all purposes; and

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

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

NOW, THEREFORE,

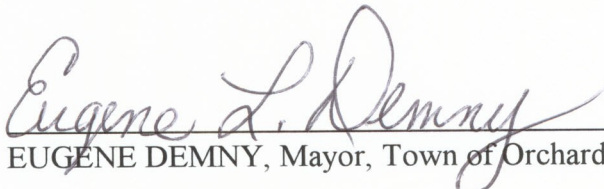
BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ORCHARD,  
TEXAS:

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 Town of Orchard, Texas, hereby extends and expands its extraterritorial jurisdiction to include all of the territory described in Exhibit "A" hereto, which exhibit is incorporated herein and made a part hereof for all purposes.

Section 3. This ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 25<sup>th</sup> day of July, 1997.

  
EUGENE DEMNY, Mayor, Town of Orchard, Texas

ATTEST:

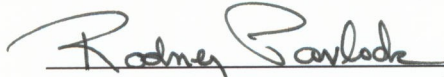
Shanda Ordel  
Town Secretary

Town of Orchard, Texas

(Seal)

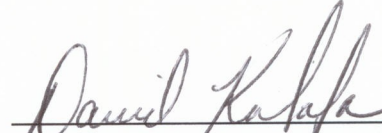


TOWN OF ORCHARD, TEXAS, COUNCILMEN:



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RODNEY PAVLOCK, Councilman



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DAVID KOLAFA, Councilman



EXHIBIT A

HENRY STEINKAMP, JR. INC.  
Land Boundary & Topographic Surveying  
909 Fifth Street  
P.O. Box 192  
Rosenberg, Texas 77471  
281/342-2241

Franklin R. Schodek  
Registered Professional Land Surveyor

James L. Syptak, Sr.  
Registered Professional Land Surveyor

July 18 1997

A Field Note Description of 2605.0 Acres of Land, more or less, for Proposed Extra Territorial Jurisdiction (E.T.J) Annexation to the City of Orchard, Fort Bend County, Texas, being a portion of the RES/VLS Real Estate Limited Partnership call 3719.849 Acre Tract and being in the Nancy Spencer League, Abstract #88, Fort Bend County, Texas.

Begin at a point in the West line of said RES/VLS Real Estate Limited Partnership 3719.849 Acre Tract marking a corner of the City of Orchard, Texas's, E.T.J. by Ordinance No. 037-97, dated May 20th, 1997; said corner being one-mile distant from the Northwest corner of the City of Rosenberg, Texas, 186.69 Acre Annexation Ordinance #97-12 and bears approximately Northerly, 2466.0 feet, more or less, from the Southwest corner of said 3719.849 Acre Tract;

THENCE, Northerly, 23644.0 feet, more or less, along the East line of said City of Orchard, Texas's E.T.J. and along the East line of the Sarah Kennedy League, Abstract #45 and of the J.F.D. Moore Estate 2155 Acre Tract and the West line of said 3719.849 Acre Tract to a point on the Southerly Bank of the Brazos River marking the Northeast corner of the City of Orchard, Texas, E.T. J. for the Northwest corner of this tract; said corner being the Northwest corner of said call 3719.849 Acre Tract;

THENCE, Southeasterly, along the Southerly and Southwesterly Bank of the Brazos River, approximately 2196.0 feet, more or less, to a point in the Westerly E.T.J. Line of the City of Fulshear, Texas, for corner;

THENCE, Southwesterly, leaving said Brazos River, along a curve to the left marking the Westerly E.T.J. Line of the City of Fulshear, Texas's "Southeast Annexation" with the following data:, Radius=one-half (1/2) mile and Length=3317.0 feet, more or less, to a point of tangency;

THENCE, Southeasterly, continuing along said Westerly E.T.J. Line of the City of Fulshear, Texas's "Southeast Annexation", approximately South 26deg.34' East, 1565.0 feet, more or less, to the point of curve to the left;

Page 2.  
E.T.J. Annexation to the  
City of Orchard, Texas.

THENCE, Southeasterly, continuing along said Westerly E.T.J. Line of the City of Fulshear, Texas's "Southeast Annexation" ,with the following data; Radius=one-half (1/2) mile and Length=2303.0 feet, more or less,

THENCE, Southeasterly, Southerly and Southwesterly along the Westerly Bank of the Brazos River, approximately 18378.0 feet, more or less, to a point in the Northeasterly E.T.J. Line of the City of Rosenberg, Texas,

THENCE, North 75deg.58'07" West, along a line one-mile (1) distant from and parallel to the Northeast line of the City of Rosenberg, Texas's 186.69 Acre Annexation Ordinance #97-12, at 1400.0 feet, more or less, pass the Northeast corner of the City of Rosenberg, Texas, 152.54 Acre Annexation Ordinance # 97-21, in all 3333.76 feet, more or less, to a point in the North line of said City of Rosenberg, Texas's 152.54 Acre Annexation Ordinance #97-21 marking point of curve to the left;

THENCE, Westerly along the North line of said City of Rosenberg, Texas's 186.69 Acre Annexation Ordinance #97-12 along a curve to the left, having a central angle of 09deg.27'23", a radius of 5280.0 feet, an arc length of 871.45 feet, a tangent of 436.72 feet, a chord bearing North 85deg.16'18" West, 870.46 feet to the Northwest corner of said City of Rosenberg, Texas, 152.54 Acre Annexation Ordinance #97-21;

THENCE, Continuing Westerly along a Northerly E.T.J. Line of the City of Rosenberg, Texas, along a curve to the left having a Radius=one-mile (1) and a Length=3873.0 feet, more or less, to the place of beginning and containing 2605.0 Acres of Land, more or less.

Signed: Franklin J. Schodek  
Registered Professional Land Surveyor No. 1535

NOTE: Not a field survey this date, prepared from available information.

