

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE EXTENSION OF THE BOUNDARY LIMITS OF THE CITY OF ABILENE, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY LYING ADJACENT AND CONTIGUOUS TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF ABILENE.

WHEREAS, Section 4 of the Charter of the City of Abilene, Texas, provides that the City shall have the power, by ordinance, to fix and change the boundaries and limits of the City and to provide for the extension of said boundaries and limits and the annexation of additional territory lying adjacent and contiguous to the City with the consent of the owner of the territory annexed;

WHEREAS, on January 7, 2008, a property owner of 5.038 acres of property filed a Petition for Annexation with the City of Abilene; and

WHEREAS, the City Council discussed said Petition for Annexation at its meeting of February 14, 2008, and recommended that the 5.038 acre tract be studied and considered for annexation into the City of Abilene.

WHEREAS, the Council held public hearings on April 10, 2008 and April 24, 2008.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the territory set out on Exhibit "A", attached hereto and made a part of this ordinance for all purposes, lying adjacent to and contiguous to the present boundaries of the City of Abilene, Texas, is hereby added and annexed to the City of Abilene, Texas, and said territory described in Exhibit "A" shall be included within the boundary limits of the City of Abilene, Texas, and the present boundary limits of the City of Abilene, at various points contiguous to the area hereinafter described in Exhibit "A", are altered and amended so as to include said area within the corporate limits of the City of Abilene, Texas.

PART 2: That upon final passage, the property annexed shall be zoned as AO, Agricultural Open-space.

PART 3: That upon final passage hereof, the annexed territory shall be a part of the City of Abilene, Texas, and the property situated therein shall bear its pro rata portion of the taxes levied by the City of Abilene, and the inhabitants thereof shall be entitled to all of the rights and privileges of all the citizens and shall be bound by the acts, ordinances, resolutions, and regulations of the City of Abilene.

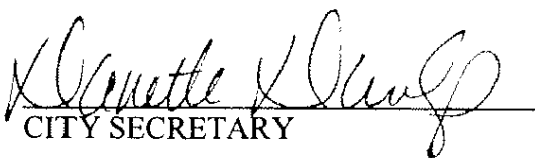
PART 4: That, the City of Abilene's Service Plan for the proposed annexation area, attached hereto, was made available to the inhabitants of the area to be annexed, and is hereby approved as a part of this ordinance.

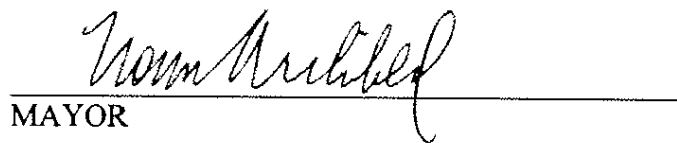
PASSED ON FIRST READING, this the 15<sup>th</sup> day of May, 2008.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 31<sup>st</sup> day of March, 2008, the same being for public hearing to be held in the Council Chamber of the City Hall in Abilene, Texas, at 8:30 a.m., on the 12<sup>th</sup> day of June, 2008, to permit the public to be heard prior to final consideration of this ordinance. Said ordinance to become effective as provided for ordinances of annexation in the Charter of the City of Abilene.

PASSED ON SECOND AND FINAL READING, this the 12<sup>th</sup> day of June, 2008.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

  
CITY ATTORNEY



3465 Curry Lane  
Abilene, Texas 79608  
325-695-1070  
[www.jacobmartin.com](http://www.jacobmartin.com)

1508 Santa Fe Drive  
Suites 204-205  
Weatherford, Texas 76086  
817-594-9880

### **METES AND BOUNDS DESCRIPTION**

**TAYLOR COUNTY  
STATE OF TEXAS**

**LANDOWNER:  
BELTWAY PARK BAPTIST CHURCH**

**Bearings, distances and coordinates** shown herein are grid referenced to the Texas State Plane Coordinate System, NAD 83, Texas North Central Zone as derived from GPS observations. Area is calculated using grid distances.

**BEING 5.038** acres of land out of 6.866 acres out of the William E. Vaughn Survey No. 104, Abilene, Taylor County, Texas: said 6.866 acres is conveyed to Beltway Park Baptist Church in a deed recorded in Volume 3102, Page 990 of the Official Public Records of said Taylor County, Texas, said 5.038 acres is more particularly described in metes and bounds as follows:

**BEGINNING** at a 3/8 inch iron rod (N=6,811,456.75', E=1,574,235.19') found for the Southwest corner of said 6.866 acre tract, same being the Southeast corner of a 15.832 acre tract conveyed to Beltway Park Baptist Church in a certain Warranty Deed recorded as Instrument Number 2007-00020264 of the Official Public Records, Taylor County, Texas, and from said point the Northwest corner of Lot 1, Block A, Section 1, Beltway South Addition, Abilene, Taylor County, Texas, per plat recorded in Cabinet 1, Slide 580 of the Plat records of said Taylor County, bears N00°57'24"E 1906.50 feet;

**THENCE** N00°57'24"E 490.00 feet along the East line of said 15.832 acre tract and West line of said 6.866 acre tract to a ½ inch iron rod with cap marked "J&M 4247" set for the Northwest corner of this tract;

**THENCE** S88°58'35"E 448.07 feet along the North line of this tract to a ½ inch iron rod with cap set for the Northeast corner of this tract and being on the East line of said 6.866 acre tract and West line of the remainder of a 42.00 acre tract described in a deed to Reuben Rouse (now deceased) recorded in Volume 960, Page 273 of the Deed Records of said Taylor County, Texas;

**THENCE** S01°00'30"W 490.00 feet along the East line of said 6.866 acre tract to a ½ inch iron rod with cap marked "J&M 4247" found at the Southeast corner thereof in a fence on the South line of said 42.00 acre tract, and being on the North line of a 240 acre tract belonging to the Robert E. Kennedy Estate as recorded in Cause No. 20267, Probate Records, Taylor County, Texas (no deed found);

**Page 2 – Metes and Bounds Description of 5.038 Acres in Taylor County, Texas**

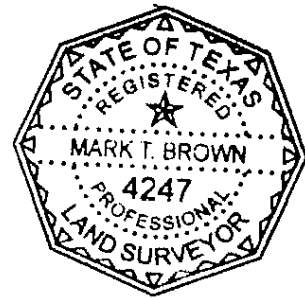
**THENCE N88°58'35"W along the South line of said 6.866 acre tract and North line of said 240.00 acre tract and the general course of said fence, at 331.9 feet pass the Northwest corner of said 240.00 acre tract, same being the Northeast corner of a 217.33 acre tract conveyed to Garland H. Jones (now deceased) by deed recorded in Volume 342, Page 634 of said Deed Records of Taylor County, Texas, and continuing a total distance of 447.63 feet to the **PLACE OF BEGINNING** and containing **5.038** acres of land more or less.**

This date, December 31, 2007, the foregoing field note description was prepared from a survey made on the ground in April, 2005 and December, 2007. Bearings were determined from GPS survey data.

*Mark T. Brown*

Mark T. Brown, R.P.L.S. No. 4247

See attached survey drawing for additional survey information.



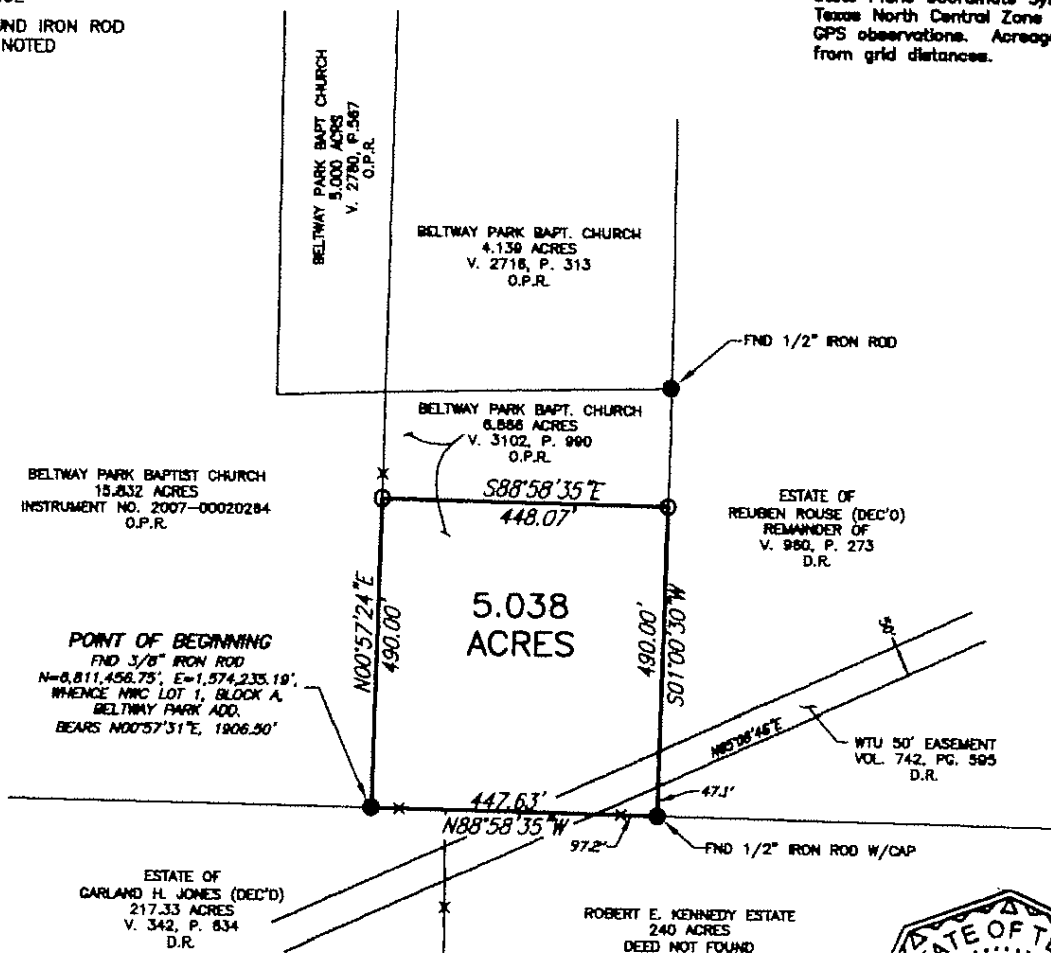


SCALE: 1" = 300'



- = SET 1/2" IRON ROD WITH CAP  
MARKED "J&M 4247"
- X— = FENCE
- = FOUND IRON ROD  
AS NOTED

Bearings, distances and coordinates shown hereon are grid referenced to the Texas State Plane Coordinate System, NAD 83, Texas North Central Zone as derived from GPS observations. Acreage is calculated from grid distances.



BELTWAY PARK BAPTIST CHURCH  
15.632 ACRES  
INSTRUMENT NO. 2007-00020284  
O.P.R.

POINT OF BEGINNING  
FND 3/8" IRON ROD  
N=8,811,458.73', E=1,574,233.19',  
WHENCE NWC LOT 1, BLOCK A,  
BELTWAY PARK ADD.  
BEARS N00°57'31"E, 1906.50'

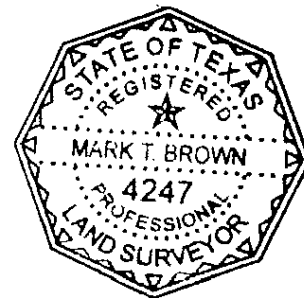
ESTATE OF  
GARLAND H. JONES (DEC'D)  
217.33 ACRES  
V. 342, P. 634  
D.R.

BELTWAY PARK BAPT. CHURCH  
4.138 ACRES  
V. 2718, P. 313  
O.P.R.

BELTWAY PARK BAPT. CHURCH  
6.886 ACRES  
V. 3102, P. 990  
O.P.R.

ESTATE OF  
REUBEN ROUSE (DEC'D)  
REMAINDER OF  
V. 980, P. 273  
D.R.

ROBERT E. KENNEDY ESTATE  
240 ACRES  
DEED NOT FOUND  
CAUSE NO. 20287  
PROBATE RECORDS



THIS PROPERTY DOES NOT LIE IN A FLOOD PRONE AREA  
ACCORDING TO FLOOD HAZARD BOUNDARY MAP,  
COMMUNITY-PANEL NO. 481014 0006 A.

THIS PLAT REPRESENTS A SURVEY MADE ON THE  
GROUND UNDER MY SUPERVISION IN APRIL, 2005 &  
DECEMBER, 2007.

*Mark T. Brown*

MARK T. BROWN, R.P.L.S. #4247

SEE ATTACHED METES AND BOUNDS DESCRIPTION  
FOR ADDITIONAL SURVEY INFORMATION.

SURVEY OF 5.038 ACRES  
OUT OF THE  
WILLIAM E. VAUGHN SURVEY NO. 104,  
ABST. 418, TAYLOR COUNTY, TEXAS

DRAWN: DECEMBER 31, 2007