

CITY OF LOWRY CROSSING, TEXAS

ORDINANCE NO. 192

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, TEXAS, GRANTING THE PETITION OF THE OWNERS TO ANNEX AND ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF LOWRY CROSSING, COLLIN COUNTY, TEXAS; EXTENDING THE BOUNDARY LIMITS OF LOWRY CROSSING SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE LOWRY CROSSING CITY LIMITS AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF LOWRY CROSSING; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 43.028 of the Texas Local Government Code authorizes the annexation of territory meeting certain qualifications upon the written petition of the owners of the territory, subject to the laws of this state; and

WHEREAS, the owners of the territory described in **Exhibit A**, attached hereto, submitted such written petition to the City of Lowry Crossing, Texas; and

WHEREAS, after hearing the petition and any arguments for and against the annexation, the City Council of the City of Lowry Crossing has determined that said petition should be granted; and

WHEREAS, all procedures prescribed by the Texas Local Government Code and the laws of this state have been duly followed with respect to the territory described in **Exhibit A**; Now, Therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, TEXAS:**

**SECTION 1.** That the petition of the owners of the property described in **Exhibit A**, attached hereto and incorporated herein for all purposes (the "Property"), is hereby granted and the Property is hereby annexed to the City of Lowry Crossing, Collin County, Texas, ("Lowry Crossing" or the "City").

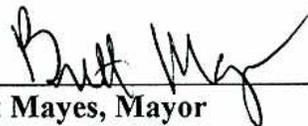
**SECTION 2.** That the boundary limits of Lowry Crossing be and the same are hereby extended to include the Property within the city limits of Lowry Crossing, and the same shall hereafter be included within the territorial limits of Lowry Crossing, and the inhabitants of the Property shall hereafter be entitled to all the rights and privileges of other citizens of Lowry Crossing and they shall be bound by the acts, ordinances, resolutions, and regulations of the City of Lowry Crossing.

**SECTION 3.** That the City Secretary is hereby directed to file with the County Clerk of Collin County, Texas, a certified copy of this ordinance together with a copy of the petition to annex submitted to the City by the owners of the Property.

**SECTION 4.** That this ordinance shall take effect from and after its adoption.

**DULY ADOPTED** by the City Council of the City of Lowry Crossing, Texas on this the 5<sup>th</sup> day of OCTOBER, 2004.

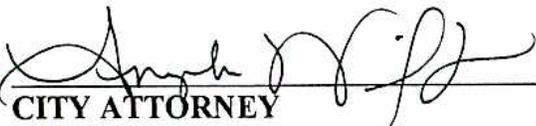
**APPROVED:**

  
\_\_\_\_\_  
**Brett Mayes, Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**CITY SECRETARY**

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
**CITY ATTORNEY**

## CITY OF LOWRY CROSSING, TEXAS

ORDINANCE NO. 192

5788 02739

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, TEXAS, GRANTING THE PETITION OF THE OWNERS TO ANNEX AND ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF LOWRY CROSSING, COLLIN COUNTY, TEXAS; EXTENDING THE BOUNDARY LIMITS OF LOWRY CROSSING SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE LOWRY CROSSING CITY LIMITS AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF LOWRY CROSSING; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, Section 43.028 of the Texas Local Government Code authorizes the annexation of territory meeting certain qualifications upon the written petition of the owners of the territory, subject to the laws of this state; and

**WHEREAS**, the owners of the territory described in **Exhibit A**, attached hereto, submitted such written petition to the City of Lowry Crossing, Texas; and

**WHEREAS**, after hearing the petition and any arguments for and against the annexation, the City Council of the City of Lowry Crossing has determined that said petition should be granted; and

**WHEREAS**, all procedures prescribed by the Texas Local Government Code and the laws of this state have been duly followed with respect to the territory described in **Exhibit A**; Now, Therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, TEXAS:**

**SECTION 1.** That the petition of the owners of the property described in **Exhibit A**, attached hereto and incorporated herein for all purposes (the "Property"), is hereby granted and the Property is hereby annexed to the City of Lowry Crossing, **Collin County**, Texas, ("Lowry Crossing" or the "City").

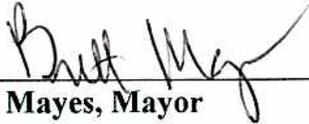
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**SECTION 4.** That this ordinance shall take effect from and after its adoption.

**DULY ADOPTED** by the City Council of the City of Lowry Crossing, Texas on this the 5<sup>th</sup> day of OCTOBER, 2004.

**APPROVED:**

  
\_\_\_\_\_  
Brett Mayes, Mayor

**ATTEST:**

  
\_\_\_\_\_  
CITY SECRETARY

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
CITY ATTORNEY



"Exhibit A"

2653 062

41705

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF COLLIN

That we, LARRY WELCH and OLETA WELCH, hereinafter referred to as Grantor, for and in consideration of the sum of \$10.00 cash in hand to Grantor paid by DURRIE L. CALDWELL, hereinafter referred to as Grantee, the receipt of which is hereby acknowledged, and for other good and valuable consideration, the receipt of which is also hereby acknowledged, HAVE GRANTED, SOLD AND CONVEYED and do by these presents GRANT, SELL and CONVEY unto the said Grantee all the following described real estate, to-wit:

SITUATED in Collin County, Texas, a part of the Hardin Wright Survey, Abstract No. 957, and being a part of a 35-1/5 acre tract as described in a Deed from George C. Wilson to A.E. McGraw dated February 27, 1969 and recorded in Volume 728, Page 109 of the Collin County Deed Records, and being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake in the East line of the said tract. Said stake bears North 1000.00 feet from the Southeast corner of the said tract;

THENCE North with the East line of the said tract a distance of 116.7 feet to an iron stake in the South right of way line of State Highway No. 24;

THENCE in a Westerly direction with the South right of way line of State Highway No. 24 as follows:

North 67 deg 30 min West, 245.6 feet;

North 83 deg 19 min West, 109.2 feet;

North 71 deg 18 min West, 24.0 feet to a stake;

THENCE South 6 deg 17 min East a distance of 268.5 feet to a stake;

THENCE North 86 deg 13 min East a distance of 410.0 feet to the PLACE OF BEGINNING, and

CONTAINING 1.993 acres of land, and being Tract No. 6 of the A.E. McGraw Subdivision.

The warranty contained herein is subject to the following:

- 1) That portion of the property located within the boundaries of dedicated or existing roadways or a portion of the subject property which may be used for road or street purposes.
- 2) Any visible or apparent easements over or across the subject property.
- 3) Easement held by Texas Power & Light Company recorded in Volume 312, Page 345 of the Collin County Deed Records.
- 4) Easement held by Community Public Service Company recorded in Volume 754, Page 626 of the Collin County Deed Records.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, the Grantee's heirs and assigns forever.

AMO:bg 6/10/87 Welch to Caldwell

5788-0274-1

And we do hereby bind ourselves, our administrators, executors and assigns, to warrant and forever defend all and singular the said premises unto the said Grantee, the Grantee's heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESS THE GRANTOR'S HANDS on this the 11th day of June, 1987.

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

Larry Welch  
LARRY WELCH  
Oleta Welch  
OLETA WELCH

STATE OF TEXAS  
COUNTY OF COLLIN

This instrument was acknowledged before me on the 16<sup>th</sup> day of June, 1987, by Larry Welch.



(seal) BEVERLY GILBERT  
NOTARY PUBLIC STATE OF TEXAS  
COMMISSION EXPIRES 5-19-90  
Beverly Gilbert  
Notary Public, State of Texas

Notary's printed name: BEVERLY GILBERT  
My commission expires: MAY 19, 1990

STATE OF TEXAS  
COUNTY OF COLLIN

This instrument was acknowledged before me on the 17<sup>th</sup> day of June, 1987, by Oleta Welch.



(seal) BEVERLY GILBERT  
NOTARY PUBLIC STATE OF TEXAS  
COMMISSION EXPIRES 5-19-90  
Beverly Gilbert  
Notary Public, State of Texas

Notary's printed name: BEVERLY GILBERT  
My commission expires: MAY 19, 1990

GRANTEE'S ADDRESS:  
Hurrie L. Caldwell  
P. O. Box 81  
Princeton, Texas 75077

1987 JUN 18 PM 2:19  
FILED  
CLERK COURT CLERK  
COLLIN COUNTY TEXAS  
DEPUTY

FILED FOR RECORD 18<sup>th</sup> DAY OF June A.D. 19 87 at 2:19 P.M.  
DULY RECORDED 19<sup>th</sup> DAY OF June A.D. 19 87  
BY: Brenda Spearman HELEN STARNES, County Clerk  
DEPUTY. Collin County, Texas