

John Wilcox Trust
96.76 acre tract

ORDINANCE NO. 2005-02-02

05889 02721

AN ORDINANCE OF THE CITY OF WESTON, COLLIN COUNTY TEXAS, PURSUANT TO SECTION 43.025 OF THE TEXAS LOCAL OF GOVERNMENT CODE ANNEXING THE HEREINAFTER DESCRIBED 96.76 ACRE TRACT INTO THE CITY OF WESTON, COLLIN COUNTY, TEXAS AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, GRANTING SAID TERRITORY AND TO ALL INHABITANTS OF SAID TERRITORY ALL OF THE RIGHTS AND PRIVILIGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY, AND PROVIDING FOR A SERVICE PLAN, AN EFFECTIVE DATE, AND FILING INSTRUCTIONS.

WHEREAS, a petition for annexation has been filed with the City by the landowners of an area described as follows:

BEING of a tract of land out of the P. NEWSOME SURVEY, Abstract No. 666, the SEARCY GALLATIN SURVEY, Abstract No. 882, the J.H. WILSON SURVEY, Abstract No. 994, the W.M. WILHITE SURVEY, Abstract No. 1003 and the LARKIN ADAMSON SURVEY, Abstract No. 1088 in Collin County, Texas, being part of the tract of land described in deed to James Hunt Flowers recorded in Volume 4294, Page 2229 of the Land Records of Collin County, Texas and being more particularly described as follows:

BEGINNING at a point for corner in the north line of the REPLAT OF LOT 13 OF PECAN CREEK FARMS, an addition to Collin County according to the plat there of recorded in Cabinet J, Page 288 of the Map Records of Collin County, Texas, said point being the southwest corner of said Flowers tract;

THENCE with the east line of PECAN CREEK FARMS, an addition to Collin County according to the plat there of recorded in Cabinet F, Page 797 of the Map Records of Collin County, Texas and the east line of HONEY CREEK COUNTRY ESTATES, an addition to Collin County according to the plat there of recorded in Cabinet F, Page 261 of the Map Records of Collin County, Texas, the following courses and distances to wit:

- North 02°21'30" East, a distance of 735.80 feet to a point for corner;
- North 01°19'00" East, a distance of 299.48 feet to a point for the southwest corner of a tract of land described in deed to William West recorded in Volume 3291, Page 864 of the Land Records of Collin County, Texas;

THENCE with the south and east lines of said West tract, the following courses and distances to wit:

- South 88°00'00" East, a distance of 76.31 feet to a point for corner;
- South 88°36'00" East, a distance of 190.42 feet to a point for corner;
- South 89°09'29" East, a distance of 119.42 feet to a point for corner;
- North 57°09'34" East, a distance of 500.12 feet to a point for corner;

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Return To

City of Weston

PO Box 248

Weston TX 75097

North 34°08'00" East, a distance of 670.00 feet to a point for corner;
South 88°30'23" East, a distance of 758.56 feet to a point for corner;
North 01°23'17" East, a distance of 277.66 feet to a point for corner;

THENCE leaving said east line, South 88°51'13" East, a distance of 771.01 feet to a point for corner in the intersection of County Road 204 and County Road 203;

THENCE with the east line of said Flowers tract, South 08°12'19" West, a distance of 2006.92 feet to a point for the northeast corner of a tract of land described in deed to Betty Higginbotham recorded in Volume 5221, Page 89 of the Land Records of Collin County, Texas;

THENCE with the north line of said Higginbotham tract, North 89°28'32" West, a distance of 502.46 feet to a point for corner;

THENCE with the west line of said Higginbotham tract, South 02°29'00" West, a distance of 178.20 feet to a point for corner in the north line of a tract of land described in deed to Earl Warden recorded in Volume 1002, Page 460 of the Land Records of Collin County, Texas;

THENCE with said north line, the following courses and distances to wit:

North 87°41'35" West, a distance of 419.51 feet to a point for corner;

North 88°05'53" West, a distance of 320.23 feet to a point for the northeast corner of said PECAN CREEK FARMS;

THENCE with the north line of said PECAN CREEK FARMS and the north line of said REPLAT OF LOT 13 OF PECAN CREEK FARMS, North 88°11'12" West, a distance of 1220.02 feet the **POINT OF BEGINNING** and containing 96.76 acres of land.

WHEREAS, said tracts of land are contiguous and adjacent to the City of Weston;

WHEREAS, after two (2) hearings on the petition and receiving and considering the arguments for and against the same, if any, the City Council has voted to grant such petition and to annex said territory into the City of Weston, Texas; and,

WHEREAS, a service plan has been prepared and approved by the City for the purpose of providing the territory annexed the same level of services provided to the City as a whole within ten (10) days after the adoption of this Ordinance. Attached to this Ordinance exhibit "A" is the service plan as approved and adopted and it is included herein for all purposes.

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

Section 1. Annexation:

That the following described territory, to-wit:

BEING of a tract of land out of the P. NEWSOME SURVEY, Abstract No. 666, the SEARCY GALLATIN SURVEY, Abstract No. 882, the J.H. WILSON SURVEY, Abstract No. 994, the W.M. WILHITE SURVEY, Abstract No. 1003 and the LARKIN ADAMSON SURVEY, Abstract No. 1088 in Collin County, Texas, being part of the tract of land described in deed to James Hunt Flowers recorded in Volume 4294, Page 2229 of the Land Records of Collin County, Texas and being more particularly described as follows:

BEGINNING at a point for corner in the north line of the REPLAT OF LOT 13 OF PECAN CREEK FARMS, an addition to Collin County according to the plat there of recorded in Cabinet J, Page 288 of the Map Records of Collin County, Texas, said point being the southwest corner of said Flowers tract;

THENCE with the east line of PECAN CREEK FARMS, an addition to Collin County according to the plat there of recorded in Cabinet F, Page 797 of the Map Records of Collin County, Texas and the east line of HONEY CREEK COUNTRY ESTATES, an addition to Collin County according to the plat there of recorded in Cabinet F, Page 261 of the Map Records of Collin County, Texas, the following courses and distances to wit:

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THENCE with the south and east lines of said West tract, the following courses and distances to wit:

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South 88°36'00" East, a distance of 190.42 feet to a point for corner;

South 89°09'29" East, a distance of 119.42 feet to a point for corner;

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South 88°30'23" East, a distance of 758.56 feet to a point for corner;

North 01°23'17" East, a distance of 277.66 feet to a point for corner;

THENCE leaving said east line, South 88°51'13" East, a distance of 771.01 feet to a point for corner in the intersection of County Road 204 and County Road 203;

THENCE with the east line of said Flowers tract, South 08°12'19" West, a distance of 2006.92 feet to a point for the northeast corner of a tract of land described in deed to Betty Higginbotham recorded in Volume 5221, Page 89 of the Land Records of Collin County, Texas;

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THENCE with said north line, the following courses and distances to wit:

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North 88°05'53" West, a distance of 320.23 feet to a point for the northeast corner of said PECAN CREEK FARMS;

THENCE with the north line of said PECAN CREEK FARMS and the north line of said REPLAT OF LOT 13 OF PECAN CREEK FARMS, North 88°11'12" West, a distance of 1220.02 feet the **POINT OF BEGINNING** and containing 96.76 acres of land.

be and the same is hereby annexed into the City of Weston, Collin County, Texas, and that the boundary limits of the City of Weston, Texas, be and the same are hereby extended to include the above-described territory within the city limits of the City of Weston, Texas, and the same shall hereafter be included within the territorial rights of said City, and said land and the future inhabitants thereof shall hereafter be entitled to all rights and privileges of other citizens of the city of Weston, Texas, and shall be bound by the acts and ordinances of said City.

Section 2. Service Plan:

The Service Plan attached hereto as Exhibit "A" is hereby adopted and the same shall govern the delivery of Weston's municipal services to the annexed territory.

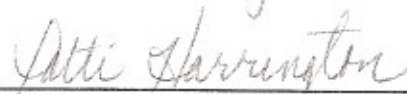
Section 3. Effective Date:

This Ordinance shall be effective on the date of its adoption.

Section 4. Filing Instructions:

The City Secretary is directed to file a certified copy of this Ordinance with the County Clerk of Collin County, Texas, and with the Collin County Central Appraisal District.

PASSED AND APPROVED this the 8th day of February 2005.


Patti Harrington, Mayor

ATTEST:

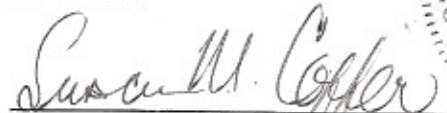

Susan M Coffey, City Secretary



EXHIBIT "A"

SERVICE PLAN

Within ten (10) days of the effective date of the foregoing ordinance, the City of Weston will provide the following services to the territory or property annexed herein:

1. Emergency Ambulance

Emergency medical service by Medlife, Inc. shall be provided to residents.

2. Fire Protection

Not applicable.
Fire protection is available through the Weston Volunteer Fire Department.

3. Maintenance of Public Facilities

a. Roadways:

All costs covered by normally budgeted city-wide maintenance funds.

b. Public Buildings:

All cost covered by normally budgeted city-wide maintenance funds.

c. Parks:

Not applicable.

d. Utilities:

Not applicable.
Water and Solid Waste Removal are available through private contractors.

4. Planning and Zoning

Enforcement of any and all zoning ordinances, the Official City Zoning Map, development regulations, building codes and miscellaneous penal ordinances therein.

5. Animal Control

Not applicable.

6. Library Services

McKinney Library Services are provided to Weston through an Interlocal Agreement.

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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

(THE STATE OF TEXAS) (COUNTY OF COLLIN)
I hereby certify that this instrument was FILED in the File Number Sequence on the date and the time stamped hereon by me; and was duly RECORDED, in the Official Public Records of Real Property of Collin County, Texas on:

APR 04 2005

Brenda Taylor



Filed for Record in:
Collin County, McKinney TX
by/for Brenda Taylor
Collin County Clerk

On Apr 04 2005
At 12:53pm

Loc/Num : 2005- 0042287

Recording/Type:00 26.00
Receipt #: 13562