

AGENDA ITEM 13

Approve annexation of eastern right of way of Cedar Breaks Road into the City of Georgetown.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Heiligenstein**

Motion: To approve annexation of the eastern right of way of Cedar Breaks Road into the City of Georgetown.

Vote: **5 - 0**

< Attachment >

ANNEXATION PETITION

TO THE MAYOR AND GOVERNING BODY OF THE CITY OF GEORGETOWN, TEXAS

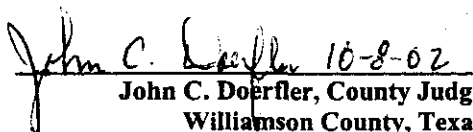
The undersigned owner of the hereinafter-described tract of land, which is vacant and without residents, hereby petitions your Honorable City Council to extend the present city limits so as to include as a part of the City of Georgetown, Texas the following described territory, to-wit:

Being all of a 1.22 ac. Tract of land out of the David Wright Survey, Abstract #13 described in a deed to Williamson County recorded in document No. 2001059428 of the official records of Williamson County, Texas.

Being all of a 0.20 ac. Tract of land out of the David Wright Survey, Abstract #13 described in a deed to Williamson County, recorded in document No. 2001043250 of the official records of Williamson County, Texas.

I hereby certify, under oath, that:

- (1) WILLIAMSON COUNTY, TEXAS IS THE TRUE AND ONLY OWNER OF THE ABOVE DESCRIBED TRACT OF LAND, and
- (2) the above described tract of land is contiguous and adjacent to the current city limits of the City of Georgetown, Texas.

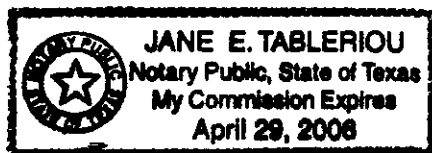

 John C. Doerfler, County Judge
 Williamson County, Texas

STATE OF TEXAS §
COUNTY OF WILLIAMSON §

SUBSCRIBED AND SWORN TO ME BEFORE, a notary public, by John C. Doerfler

This 8 day of October, 2002, A.D.


 Notary Public, State of Texas



DEDICATION DEED

THE STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

§

COUNTY OF WILLIAMSON

§

WHEREAS, the SEC WILLIAMS/CEDAR BREAKS, L.P., a Texas limited partnership ("Grantor"), desires to give, donate, and dedicate certain real property to WILLIAMSON COUNTY ("Grantee"); and

WHEREAS, Grantee has agreed to accept the donation and dedication of such property;

THEREFORE, Grantor HAS GIVEN, GRANTED, and CONVEYED, and by these presents DOES GIVE, GRANT and CONVEY unto Grantee all that certain land situated in Williamson County, Texas, and described on Exhibit "A" attached hereto and incorporated herein by reference for all purposes, together with all of Grantor's right, title and interest in and to all appurtenances thereon or in anywise appertaining thereto (collectively referred to as the "Property").

This conveyance and the warranties of title herein are further expressly made subject to any and all liens, encumbrances, covenants, rights-of-way, conditions, restrictions, outstanding mineral interests and royalty interests, leases, easements and other exceptions, in any, relating to the Property, to the extent and only to the extent, that the same may still be in force and effect, and either shown of record in the office of the County Clerk of Williamson County, Texas, or that may be apparent on the Property.

In addition to the dedication described herein, Grantor hereby grants to Grantee and its agents a ninety (90') foot temporary construction as shown on the sketch accompanying Exhibit "A". Said temporary construction easement shall terminate on the earlier of: (i) the completion of said remedial repairs, or (ii) December 31, 2001.

This conveyance is made under threat of condemnation.

TO HAVE AND TO HOLD the Property unto Grantee, and Grantee's successors and assigns forever, and Grantor does hereby bind Grantor, and Grantor's successors and assigns to WARRANT and FOREVER DEFEND, all and singular the Property unto Grantee and Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise, but subject, however, as aforesaid.

EXECUTED on this 12th day of June, 2001.

SEC WILLIAMS/CEDAR BREAKS, L.P.,
a Texas limited partnership

By: *William S. Smalling*

WILLIAM S. SMALLING, General Partner

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 12th day of June, 2001, by WILLIAM S. SMALLING, General Partner of SEC WILLIAMS/CEDAR BREAKS, L.P., a Texas limited partnership, on behalf of said partnership.

Elizabeth G. Wells
Notary Public in and for
The State of Texas

Please Return To:
Sheets & Crossfield, P. C.
309 East Main
Round Rock, Texas 78664



EXHIBIT "A"

0.20 ACRE
SEC WILLIAMS/CEDAR BREAKS, L.P.
ADDITIONAL RIGHT-OF-WAY

F.N.5349R (JMC)
DECEMBER 7, 2000
SRI JOB NO. 2776-01

A DESCRIPTION OF A 0.20 ACRE TRACT OF LAND OUT OF THE DAVID WRIGHT SURVEY, ABSTRACT NO. 13, LOCATED IN WILLIAMSON COUNTY, TEXAS, BEING A PORTION OF THAT CERTAIN 15.8324 ACRE TRACT OF LAND DESCRIBED IN A DEED TO SEC WILLIAMS/CEDAR BREAKS, L.P., RECORDED IN VOLUME 2719, PAGE 22 OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS; SAID 0.20 ACRE, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/4-inch iron rod found in the east right-of-way line of Cedar Breaks Road, said right-of-way being described as the north access road to North Fork Reservoir in a deed to the United States of America, recorded in Volume 614, Page 432 of the Deed Records of Williamson County, Texas, said iron rod being also at the southwest corner of said 15.8324 acres, and at the northwest corner of that certain 21.3972 acre tract of land described in a deed to Mueller Family Partnership #1, L.P., recorded in Document No. 9655491 of the Official Records of Williamson County, Texas, for the southwest corner of this tract;

THENCE, with the east right-of-way line of said Cedar Breaks Road, being the west line of said 15.8324 acres, N 25° 00' 52" E, passing at 300.03 feet a 1/4 inch iron rod found, in all a distance of 745.12 feet to a 2-inch iron pipe found at an angle point;

THENCE, continuing with the east line of said Cedar Breaks Road and the west line of said 15.8324 acres, N 69° 40' 08" E, a distance of 114.37 feet to a fence post found in the south right-of-way line of F.M. 2336 for the northwest corner of this tract;

THENCE, with the north line of said 15.8324 acres, being also the south line of said F.M. 2336, S 85° 24' 32" E, a distance of 14.18 feet to an iron rod with cap set for the northeast corner of this tract;

THENCE, departing the south right-of-way line of said F.M. 2336, over and across said 15.8324 acres, the following two (2) courses and distances:

1. S 69° 40' 08" W, a distance of 120.30 feet to an iron rod with cap set, and
2. S 25° 00' 52" W, a distance of 741.02 feet to an iron rod with cap set in the south line of said 15.8324 acres, being also the north line of said 21.3972 acres, for the southeast corner of this tract;

THENCE, with the south line of said 15.8324 acres, and the north line of said 21.3972 acres, N 64° 54' 29" W, a distance of 10.00 feet to the POINT OF BEGINNING and containing 0.20 acre of land.

ALONG WITH, a temporary construction easement being 90 feet in width lying east of and parallel and concentric to the east line of the above described tract of land.

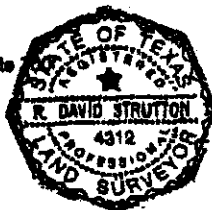
THE STATE OF TEXAS
COUNTY OF TRAVIS

KNOW ALL MEN BY THESE PRESENTS:

That I, R. David Strutton, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground during July, 1998 under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas this the 7th day of December, 2000 A.D.

PBS&J
206 Wild Basin Road, Suite
Austin, Texas 78746

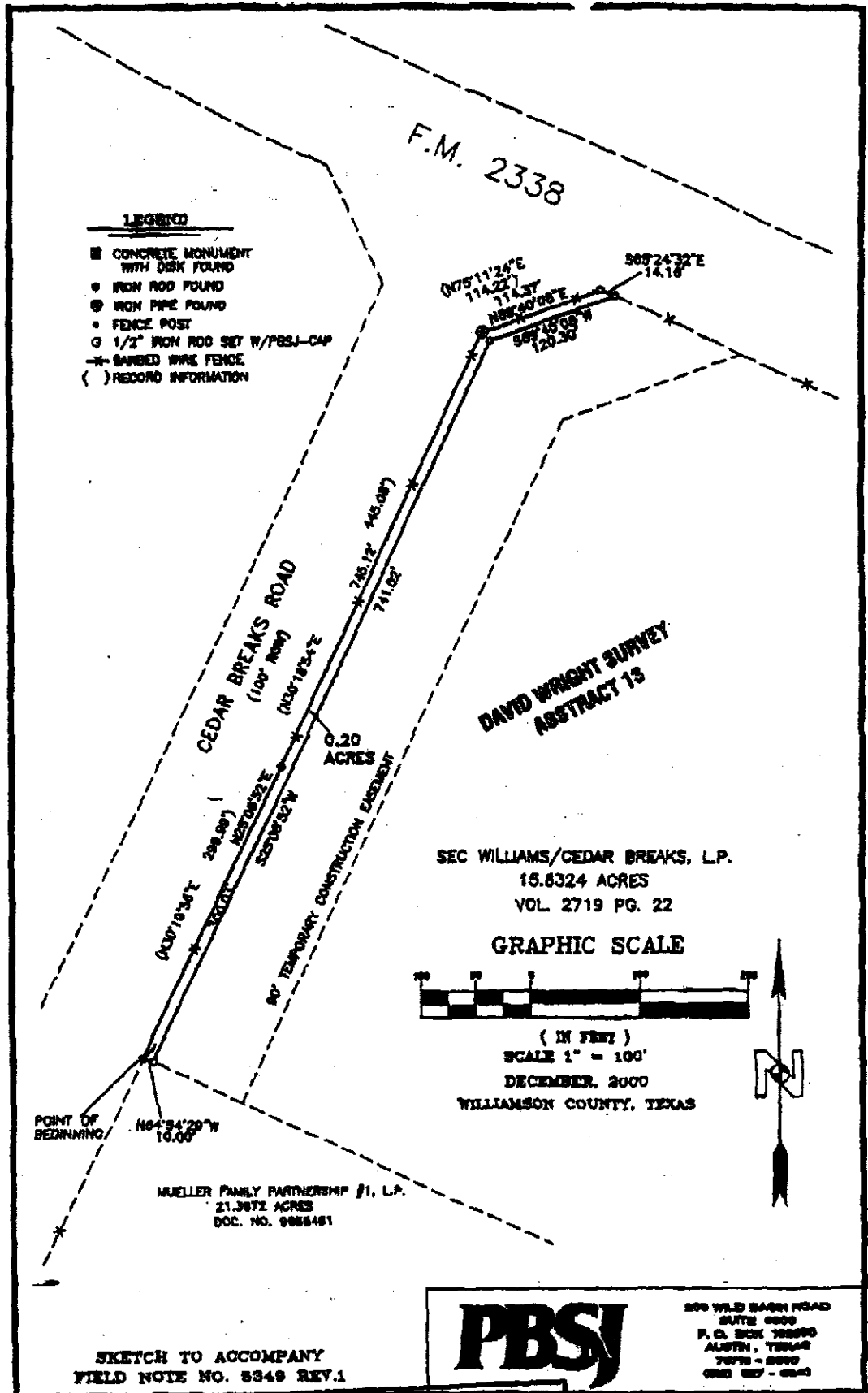


R. David Strutton
R. David Strutton
Registered Professional Land Surveyor
No. 4312 - State of Texas

RECORDERS MEMORANDUM

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EXHIBIT <u>A</u>	
Page <u>1</u>	of <u>2</u>



RECORDERS MEMORANDUM
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clearly legible for satisfactory recordation.

EXHIBIT A
Page 2 of 2

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Nancy E. Rister

06-19-2001 10:53 AM 2001043250
JACKIE \$17.00
NANCY E. RISTER, COUNTY CLERK
WILLIAMSON COUNTY, TEXAS

Return back to
① Sheets & Crossfield
Attn: Julie Wolff 255-8877
309 E. Main Street
Round Rock, TX 78681

EXHIBIT "A"

1.22 ACRES
MUELLER FAMILY PARTNERSHIP #1, L.P.
ADDITIONAL RIGHT-OF-WAY

F.N. 5350R (JMC)
DECEMBER 7, 2000
SRI JOB NO. 2776-01

A DESCRIPTION OF A 1.22 ACRE TRACT OF LAND OUT OF THE DAVID WRIGHT SURVEY, ABSTRACT NO. 13, LOCATED IN WILLIAMSON COUNTY, TEXAS, BEING A PORTION OF THAT CERTAIN 21.3972 ACRE TRACT OF LAND DESCRIBED IN A DEED TO MUELLER FAMILY PARTNERSHIP #1, L.P., RECORDED IN DOCUMENT NO. 9655491 OF THE OFFICIAL RECORDS OF WILLIAMSON COUNTY, TEXAS; SAID 1.22 ACRES, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/4-inch iron rod found in the east right-of-way line of Cedar Breaks Road, said right-of-way being described as the north access road to North Fork Reservoir in a 122.00 acre deed to the United States of America, recorded in Volume 514, Page 432 of the Deed Records of Williamson County, Texas; said iron rod found being also at the northwest corner of said 21.3972 acres and at the southwest corner of that certain 15.8324 acre tract of land described in a deed to SEC Williams/Cedar Breaks, L.P., recorded in Volume 2719, Page 22 of the Deed Records of Williamson County, Texas;

THENCE, departing the east right-of-way line of said Cedar Breaks Road, with the north line of said 21.3972 acres, being also the south line of said 15.8324 acres, S 64° 54' 29" E, a distance of 10.00 feet to an iron rod with cap set for the northeast corner of this tract;

THENCE, departing the south line of said 15.8324 acres, over and across said 21.3972 acres, the following two (2) courses and distances:

1. S 25° 06' 52" W, a distance of 99.25 feet to an iron rod with cap set for a point of curvature to the left, and
2. a distance of 928.56 feet along the arc of said curve to the left, having a central angle of 34° 13' 34", a radius of 1554.44 feet and whose chord bears S 07° 10' 40" W, a distance of 914.82 feet to an iron rod with cap set at a point in the south line of said 21.3972 acres, being also a north line of said 122.00 acres, for the most southerly corner of this tract;

THENCE, with the south line of said 21.3972 acres, being also a north line of said 122.00 acres, N 31° 58' 59" W, a distance of 267.46 feet to a concrete monument found, being U.S. Government Marker 101-4 in the curving east right-of-way line of said Cedar Breaks Road, at the southwest corner of said 21.3972 acres;

THENCE, with the east line of said Cedar Breaks Road and the west line of said 21.3972 acres, the following two (2) courses and distances:

1. a distance of 499.24 feet along the arc of said curve to the right, having a central angle of 15° 22' 40", a radius of 1860.08 feet and whose chord bears N 17° 21' 37" E, a distance of 497.74 feet to a 2-inch iron pipe found, and
2. N 25° 06' 41" E, a distance of 331.13 feet to the POINT OF BEGINNING and containing 1.22 acres of land.

THE STATE OF TEXAS

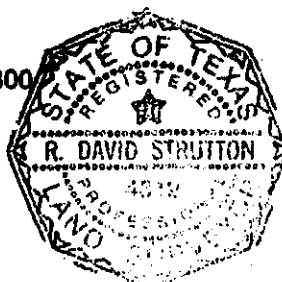
COUNTY OF TRAVIS

KNOW ALL MEN BY THESE PRESENTS:

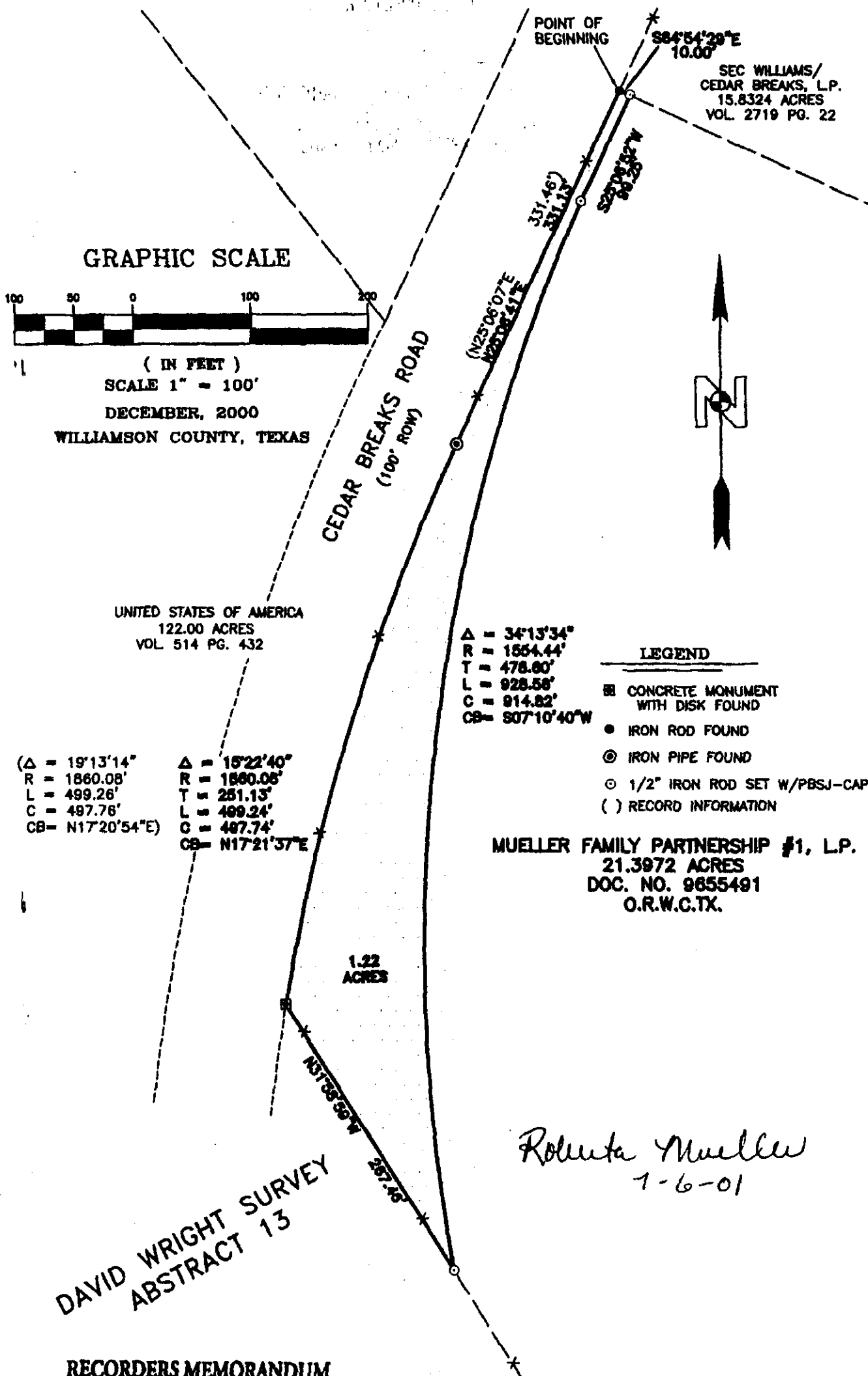
That I, R. David Strutton, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground during July, 1996 under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas this the 26th day of July, 1996 A.D.

PBS&J
206 Wild Basin Road, Suite 300
Austin, Texas 78746



R. David Strutton
R. David Strutton
Registered Professional Land Surveyor
No. 4312 - State of Texas



RECORDERS MEMORANDUM

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SKETCH TO ACCOMPANY
FIELD NOTE NO. 5350REV.2

EXHIBIT B

PBS

808 WILD BARN RD.
SUITE #800
P.O. BOX 182990
AUSTIN, TEXAS
78718 - 2990
(512) 857 - 8840

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Nancy E. Rister

08-13-2001 02:10 PM 2001059428

JACKIE \$17.00

NANCY E. RISTER, COUNTY CLERK
WILLIAMSON COUNTY, TEXAS

Hand to Williamson Co. Judge's office

DEDICATION DEED

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

§
§
§

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the MUELLER FAMILY PARTNERSHIP #1, L.P., a Texas limited partnership ("Grantor"), desires to give, donate, and dedicate certain real property to WILLIAMSON COUNTY ("Grantee"); and

WHEREAS, Grantee has agreed to accept the donation and dedication of such property;

THEREFORE, Grantor HAS GIVEN, GRANTED, and CONVEYED, and by these presents DOES GIVE, GRANT and CONVEY unto Grantee all that certain land situated in Williamson County, Texas, and described on Exhibit "A" attached hereto and incorporated herein by reference for all purposes, together with all of Grantor's right, title and interest in and to all appurtenances thereon or in anywise appertaining thereto (collectively referred to as the "Property").

This conveyance and the warranties of title herein are further expressly made subject to any and all liens, encumbrances, covenants, rights-of-way, conditions, restrictions, outstanding mineral interests and royalty interests, leases, easements and other exceptions, in any, relating to the Property, to the extent and only to the extent, that the same may still be in force and effect, and either shown of record in the office of the County Clerk of Williamson County, Texas, or that may be apparent on the Property.

TO HAVE AND TO HOLD the Property unto Grantee, and Grantee's successors and assigns forever, and Grantor does hereby bind Grantor, and Grantor's successors and assigns to WARRANT and FOREVER DEFEND, all and singular the Property unto Grantee and Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise, but subject, however, as aforesaid.

EXECUTED on this 9 day of July, 2001.

MUELLER FAMILY PARTNERSHIP #1, L.P.,
a Texas limited partnership

By: Roberta N. Mueller
ROBERTA N. MUELLER, President
Austin Real Estate Corporation,
General Partner of Mueller Family
Partnership #1, L.P.

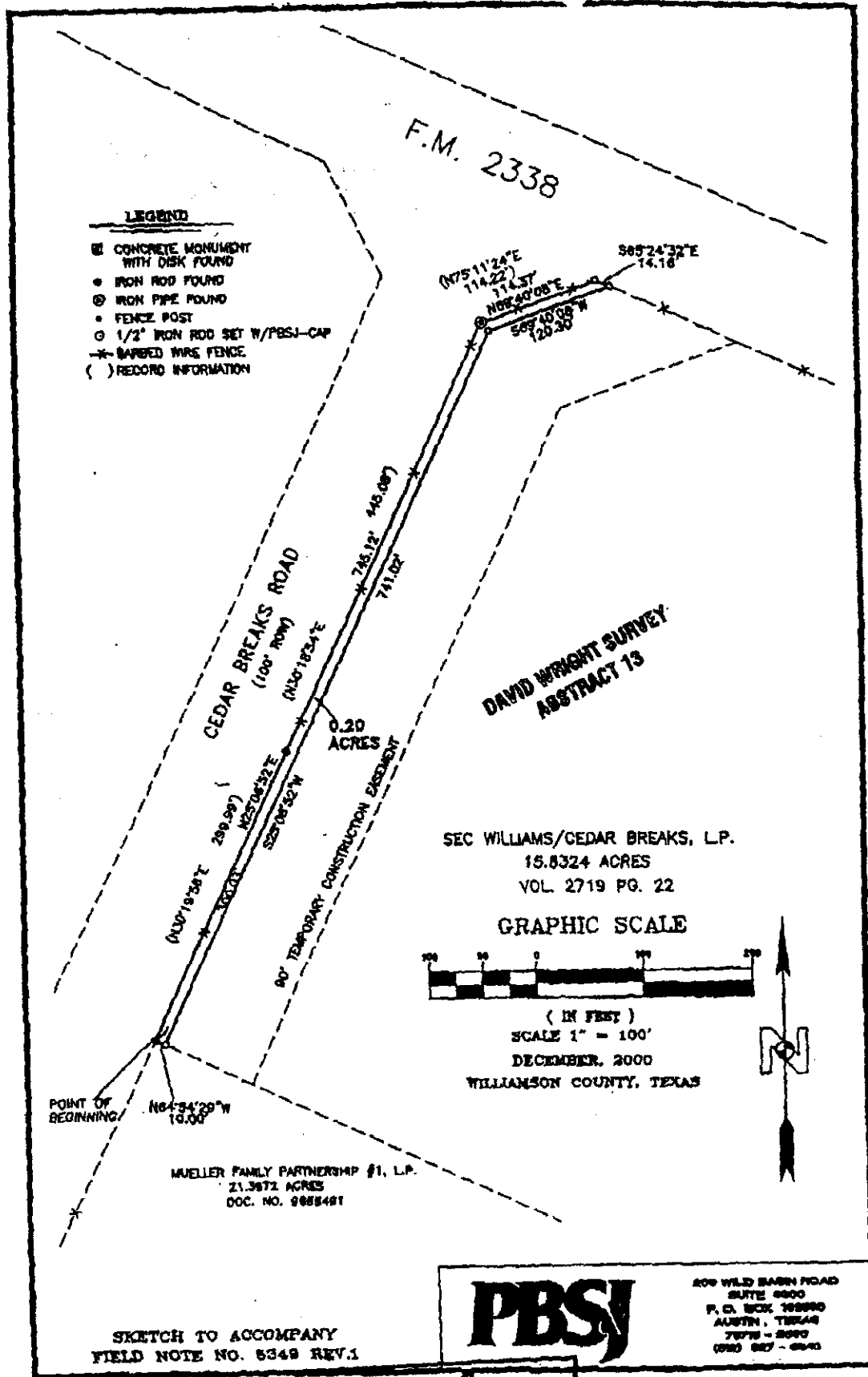
THE STATE OF TEXAS §
 §
COUNTY OF Williamson §

This instrument was acknowledged before me on this the 9th day of July, 2001, by ROBERTA N. MUELLER, President of Austin Real Estate Corporation, General Partner of MUELLER FAMILY PARTNERSHIP #1, L.P., a Texas limited partnership, on behalf of said partnership.

Marsha Meadows
Notary Public in and for
The State of Texas

Please Return To:
Sheets & Crossfield, P. C.
309 East Main
Round Rock, Texas 78664





RECORDERS MEMORANDUM

All or parts of the text on this page was not clearly legible for satisfactory recordation.

EXHIBIT A

Page 2 of 2

EXHIBIT "A"

0.20 ACRE
SEC WILLIAMS/CEDAR BREAKS, L.P.
ADDITIONAL RIGHT-OF-WAY

F.N.5349R (JMC)
DECEMBER 7, 2000
SRI JOB NO. 2778-01

A DESCRIPTION OF A 0.20 ACRE TRACT OF LAND OUT OF THE DAVID WRIGHT SURVEY, ABSTRACT NO. 13, LOCATED IN WILLIAMSON COUNTY, TEXAS, BEING A PORTION OF THAT CERTAIN 15.8324 ACRE TRACT OF LAND DESCRIBED IN A DEED TO SEC WILLIAMS/CEDAR BREAKS, L.P., RECORDED IN VOLUME 2719, PAGE 22 OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS; SAID 0.20 ACRE, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2-inch iron rod found in the east right-of-way line of Cedar Breaks Road, said right-of-way being described as the north access road to North Fork Reservoir in a deed to the United States of America, recorded in Volume 514, Page 432 of the Deed Records of Williamson County, Texas, said iron rod being also at the southwest corner of said 15.8324 acres, and at the northwest corner of that certain 21.3972 acre tract of land described in a deed to Mueller Family Partnership #1, L.P., recorded in Document No. 8655491 of the Official Records of Williamson County, Texas, for the southwest corner of this tract;

THENCE, with the east right-of-way line of said Cedar Breaks Road, being the west line of said 15.8324 acres, N 25° 08' 52" E, passing at 300.03 feet a 1/2 inch iron rod found, in all a distance of 743.12 feet to a 2-inch iron pipe found at an angle point;

THENCE, continuing with the east line of said Cedar Breaks Road and the west line of said 15.8324 acres, N 69° 40' 08" E, a distance of 114.37 feet to a fence post found in the south right-of-way line of F.M. 2338 for the northwest corner of this tract;

THENCE, with the north line of said 15.8324 acres, being also the south line of said F.M. 2338, S 65° 24' 32" E, a distance of 14.16 feet to an iron rod with cap set for the northeast corner of this tract;

THENCE, departing the south right-of-way line of said F.M. 2338, over and across said 15.8324 acres, the following two (2) courses and distances:

1. S 69° 40' 08" W, a distance of 120.30 feet to an iron rod with cap set, and
2. S 25° 08' 52" W, a distance of 741.02 feet to an iron rod with cap set in the south line of said 15.8324 acres, being also the north line of said 21.3972 acres, for the southeast corner of this tract;

THENCE, with the south line of said 15.8324 acres, and the north line of said 21.3972 acres, N 64° 54' 29" W, a distance of 10.00 feet to the POINT OF BEGINNING and containing 0.20 acre of land.

ALONG WITH, a temporary construction easement being 90 feet in width lying east of and parallel and concentric to the east line of the above described tract of land.

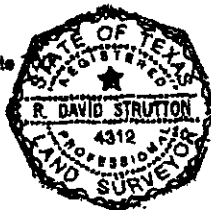
THE STATE OF TEXAS
COUNTY OF TRAVIS

KNOW ALL MEN BY THESE PRESENTS:

That I, R. David Strutton, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground during July, 1998 under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas this the 7th day of December, 2000 A.D.

PBS&J
206 Wild Basin Road, Suite
Austin, Texas 78748





R. David Strutton
Registered Professional Land Surveyor
No. 4312 - State of Texas

EXHIBIT A
Page 1 of 2

EXECUTED on this 12th day of June, 2001.

SEC WILLIAMS/CEDAR BREAKS, L.P.,
a Texas limited partnership

By: [Signature]

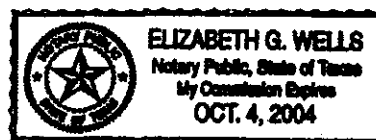
WILLIAM S. SMALLING, General Partner

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 12th day of June, 2001, by WILLIAM S. SMALLING, General Partner of SEC WILLIAMS/CEDAR BREAKS, L.P., a Texas limited partnership, on behalf of said partnership.

[Signature]
Notary Public in and for
The State of Texas

Please Return To:
Sheets & Crossfield, P. C.
309 East Main
Round Rock, Texas 78664



DEDICATION DEED

THE STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

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COUNTY OF WILLIAMSON

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In addition to the dedication described herein, Grantor hereby grants to Grantee and its agents a ninety (90') foot temporary construction as shown on the sketch accompanying Exhibit "A". Said temporary construction easement shall terminate on the earlier of: (i) the completion of said remedial repairs, or (ii) December 31, 2001.

This conveyance is made under threat of condemnation.

TO HAVE AND TO HOLD the Property unto Grantee, and Grantee's successors and assigns forever, and Grantor does hereby bind Grantor, and Grantor's successors and assigns to WARRANT and FOREVER DEFEND, all and singular the Property unto Grantee and Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise, but subject, however, as aforesaid.

AGENDA ITEM 14

Discuss and consider final plat approval of Planned Unit Development of Escalera Ranch, Section 3.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Heiligenstein**

Motion: To approve the final plat of Planned Unit Development of Escalera Ranch, Section 3.

Vote: **5 - 0**

AGENDA ITEM 15

Discuss and consider final plat approval of Cimarron Hills, Phase 3, Section One.

This agenda item was removed from the Consent Agenda for discussion on the Regular Agenda.

Moved: **Commissioner Boatright**

Seconded: **Judge Doerfler**

Motion: To approve the final plat of Cimarron Hills, Phase 3, Section One.

Vote: **5 - 0**

REGULAR AGENDA

AGENDA ITEM 16

Consider approving contract between Dr. Carlo Klott and Williamson County Medical Department from October 1, 2002 to September 30, 2003.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Hays**

Motion: To approve the contract between Dr. Carlo Klott and Williamson County Medical Department from October 1, 2002 to September 30, 2003.

Vote: **5 - 0**

< Attachment >