

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS GRANTING A PETITION FILED BY SIDNEY PRUITT IV UNDER SECTION 42.102 OF THE LOCAL GOVERNMENT CODE AND REMOVING APPROXIMATELY 1.281 ACRES OF LAND DESCRIBE AS LOT 2, BLOCK 1, PRUITT ADDITION, ADDRESSED AS 10413 CR 1016, AND AS FURTHER DESCRIBED IN THE PETITION FROM THE CITY'S EXTRATERRITORIAL JURISDICTION.

WHEREAS, the City of Burleson, Texas ("City"), is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, Subchapter D "Release of Area by Petition of Landowner or Resident from Extraterritorial Jurisdiction" of Chapter 42 of the Local Government Code became effective on September 1, 2023; and

WHEREAS, on November 1, 2023, the City received a petition in accordance with Subchapter D from Sidney Pruitt IV, a copy of said petition being attached to this resolution as Exhibit "A" and incorporated herein by reference for all purposes; and

WHEREAS, the petition requests the City release the real properties commonly known and addressed as 10413 CR 1016 and that is more fully described in the petition from the City's extraterritorial jurisdiction (the "Property"),

WHEREAS, the City Council finds that Subchapter D applies to the Property, that the petitioner has the authority to file the petition, and that the petition meets all of the requirements of Subchapter D; and

WHEREAS, in accordance with Section 42.105 of the Local Government Code, the City Council desires to release the real property described in the petition from the City's extraterritorial jurisdiction.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, THAT:

Section 1.

In accordance with Section 42.105 of the Local Government Code, the City hereby grants the petition and releases the Property from the City's extraterritorial jurisdiction.

Section 2.

The City Manager is hereby directed to amend the official city map to reflect the removal of real property from the City's extraterritorial jurisdiction, in accordance with Section 41.001 of the Local Government Code. Additionally, the City Manager is hereby further directed to deliver a copy of this resolution to the petitioner, in accordance with Section 42.105 of the Local Government Code.

Section 3.

The foregoing recitals are adopted and incorporated herein for all purposes.

Section 4.

This resolution shall take effect immediately from and after its passage.

PASSED, APPROVED, AND SO RESOLVED by the City Council of the City of Burleson, Texas, on the _____ day of _____, 20____.

Chris Fletcher, Mayor
City of Burleson, Texas

ATTEST:

APPROVED AS TO FORM:

Amanda Campos, City Secretary

E. Allen Taylor, Jr., City Attorney

NOV 01 2023

NOV 1 23 2:04 PM

Release from Extraterritorial Jurisdiction (ETJ) Petition

APPLICANT / OWNER

Applicant or Authorized Agent	Owner
Name:	Name: <u>Sidney Pruitt IV</u>
Company::	Company:
Address::	Address:: <u>10413 CR 1016</u> <u>Burleson TX 76028</u>
Telephone:	Telephone: <u>817-929-3041</u>
Email:	Email: <u>sidpru8@aol.com</u> <u>sidpru8@aol.com</u>
Signature:	Signature: <u>J. P.</u>

SITE INFORMATION

Number of properties within the area to be released:	<u>1</u>
General location or address of area to be released:	<u>Lot 2 (on plat) 10413 CR 1016 Burleson, TX 76028</u>
Total Acres to be released:	<u>1.281 acres</u>
County of Request	<u>Johnson</u>

REQUIRED ITEMS FOR PETITION
(Applicant must initial next to each item)

<input checked="" type="checkbox"/> SP	Completed Application
SP	Exact Property description in the form of: 1) Metes and Bounds, or 2) Identification of the property (Lot and Block) on a Recorded Plat
SP	Signed "Release from ETJ Petition" (see next page) 50% of all owners within the area to be released must provide a NOTARIZED signature
SP	If property is owned by an entity, estate, trust, etc. – provide proof of authority to sign on behalf of the entity, estate, trust, etc.
SP	If current ownership differs from data available on the Appraisal District website provide deed(s) as proof of ownership
SP	Owner of the property acknowledges that with the submittal of this petition, that they may no longer assume they will have the ability to receive City of Burleson utility or emergency services for the property being removed for the extraterritorial jurisdiction (ETJ) of the City of Burleson. This petition may also trigger CCN discountenance efforts by the City of Burleson.
	Owners signature required: <u>J. P.</u>

11/1/23


CITY OF BURLESON RELEASE FROM ETJ PETITION

By signing this petition, I hereby request to be removed from the City of Burleson Extraterritorial Jurisdiction (ETJ). I hereby affirm that I am the legal owner of the property identified below (attach additional pages as required).

Received by
City Secretary's Office

NOV 01 2023

Notary

Tax ID # and Physical Address	Property Owners Signature	
<p>10413 CR PK Burleson, TX 76028 <i>(awaiting Tax ID #) please see deed attached</i></p>	<p><i>Dene Pruitt</i> <i>S. D.</i></p>	<p>State of <u>TEXAS</u> County of <u>JONES</u> The instrument was signed or acknowledged before me on <u>11-1-2023</u> By <u>Sidney Pruitt</u> Print name of signer(s)  <i>Courtney Worlow</i> Notary Signature</p> <p>State of _____ County of _____ The instrument was signed or acknowledged before me on _____ By _____ Print name of signer(s) _____ Notary Signature</p>

**Johnson County
April Long
Johnson County
Clerk**

Instrument Number: 2023 - 27129

eRecording - Real Property

Warranty Deed

Recorded On: September 26, 2023 09:46 AM

Number of Pages: 3

" Examined and Charged as Follows: "

Total Recording: \$30.00

******* THIS PAGE IS PART OF THE INSTRUMENT *******

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.

File Information:

Document Number: 2023 - 27129
Receipt Number: 20230926000035
Recorded Date/Time: September 26, 2023 09:46 AM
User: Leslie S
Station: ccl83

Record and Return To:

Simplifile
5072 North 300 West

PROVO UT



**STATE OF TEXAS
COUNTY OF JOHNSON**

I hereby certify that this Instrument was FILED In the File Number sequence on the date/time printed hereon, and was duly RECORDED In the Official Records of Johnson County, Texas.

April Long
Johnson County Clerk
Johnson County, TX

April Long

TO BE EFFECTIVE this 22 day of Sept., 2023.

GRANTOR:

Sidney C. Pruitt, III

SIDNEY C. PRUITT, III

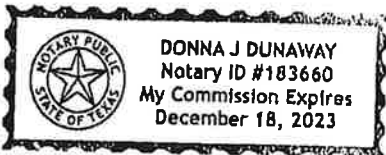
Myra Pruitt

MYRA PRUITT

ACKNOWLEDGMENT

THE STATE OF Texas §
COUNTY OF Texas §

The foregoing instrument was acknowledged before me on the 22 day of Sept., 2023, by SIDNEY C. PRUITT, III and MYRA PRUITT.



[Signature]
NOTARY PUBLIC, STATE OF _____
MY COMMISSION EXPIRES: _____

AFTER RECORDING, RETURN TO:

SIDNEY PRUITT, IV
DIANA C PRUITT
10413 COUNTY ROAD 1016
BURLESON, TX 76028

PROPERTY DESCRIPTION
1.281 ACRES

BEING A TRACT OF LAND LOCATED IN THE H. G. CATLETT SURVEY, ABSTRACT NO. 186, JOHNSON COUNTY, TEXAS AND BEING ALL OF LOT 2, BLOCK 1, OF THE REPLAT OF PRUITT ADDITION, ACCORDING TO THE PLAT RECORDED IN INSTRUMENT NO. 2023-95, PLAT RECORDS, JOHNSON COUNTY, TEXAS (P.R.J.C.T.) AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL DISTANCES RECITED HEREIN ARE GRID. SCALE FACTOR IS 1.000000000. ALL BEARINGS RECITED HEREIN ARE CORRELATED TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202), NAD83 (NA2011). SURVEYED ON THE GROUND ON FEBRUARY 24, 2023 UNDER THE SUPERVISION OF ROBERT L. YOUNG, R.P.L.S. NO. 5400.

BEGINNING AT A 5/8" IRON ROD WITH A RED PLASTIC CAP STAMPED "TRANS TEXAS SURVEYING" FOUND IN THE NORTHWESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NO. 1016 AND IN THE NORTHEASTERLY LINE OF LOT 2, BLOCK 1, BURLESON MOUNTAIN ADDITION, ACCORDING TO THE PLAT RECORDED IN VOLUME 11, PAGE 123, P.R.J.C.T., FOR THE SOUTHERLY CORNER OF SAID LOT 2, BLOCK 1, PRUITT ADDITION;

THENCE, N 64°17'56" W, WITH THE NORTHEASTERLY LINE OF SAID LOT 2, BLOCK 1, BURLESON MOUNTAIN ADDITION, A DISTANCE OF 373.76 FEET TO A 5/8" IRON ROD WITH A RED PLASTIC CAP STAMPED "TRANS TEXAS SURVEYING" FOUND FOR THE WESTERLY CORNER OF SAID LOT 2, BLOCK 1, PRUITT ADDITION AND BEING THE SOUTHERLY SOUTHEAST CORNER OF LOT 1R, BLOCK 1, SAID PRUITT ADDITION;

THENCE, N 38°54'40" E, WITH THE COMMON LINE OF SAID LOT 2 AND SAID LOT 1R, A DISTANCE OF 185.00 FEET TO A 5/8" IRON ROD WITH A RED PLASTIC CAP STAMPED "TRANS TEXAS SURVEYING" FOUND FOR THE NORTHERLY CORNER OF SAID LOT 2, AN ANGLE CORNER OF SAID LOT 1R AND BEING THE WESTERLY CORNER OF LOT 3, SAID BLOCK 1, PRUITT ADDITION;

THENCE, S 54°41'29" E, A DISTANCE OF 361.98 FEET TO A 5/8" IRON ROD WITH A RED PLASTIC CAP STAMPED "TRANS TEXAS SURVEYING" FOUND IN THE NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD NO. 1016, FOR THE EASTERLY CORNER OF SAID LOT 2 AND BEING THE SOUTHERLY CORNER OF SAID LOT 3;

THENCE, S 37°41'29" W, WITH THE NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD NO. 1016 AND WITH THE SOUTHEASTERLY LINE OF SAID LOT 2, A DISTANCE OF 122.36 FEET TO THE PLACE OF BEGINNING AND CONTAINING 1.281 ACRES OF LAND. SEE THE ACCOMPANYING SURVEY MAP ATTACHED HERETO AND MADE A PART HEREOF.

08/15/2023

Robert L. Young

