

Resolution

Authorizing the City Manager or his designee to enter into outside city limits water contracts with Herman Dale Wulf & Donald E. Schiffke, Jr. to provide public water to their property located outside the city limits described as 1 acre out of 21 acres out of a 100 acre tract out of B.S. & F. Survey 403, Abstract 568, also commonly known by its street address as 754 Mckinzie Road under Section 55-111, Code of Ordinances.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

The City Council authorizes the City Manager or his designee to enter into 1 outside city limits water contract with Mr. Wulf and Mr. Schiffke to provide public water to their property located outside the city limits.

ATTEST: THE CITY OF CORPUS CHRISTI

Rebecca Huerta
City Secretary

Nelda Martinez
Mayor

Corpus Christi, Texas

_____ of _____, _____

The above resolution was passed by the following vote:

Nelda Martinez _____

Rudy Garza _____

Chad Magill _____

Colleen McIntyre _____

Lillian Riojas _____

Lucy Rubio _____

Brian Rosas _____

Mark Scott _____

Carolyn Vaughn _____

**STANDARD FORM CONTRACT FOR PROVIDING WATER WHERE PROPERTY IS
SITUATED PARTLY OR WHOLLY BEYOND CITY LIMITS**

STATE OF TEXAS §

COUNTY OF NUECES §

THIS CONTRACT AND AGREEMENT made and entered into an original by and between, Herman Dale Wulf and Donald E. Schiffke, Jr., (Owner), whose address is 746 Mckinzie Road #2, Corpus Christi, Texas 78410 and the City of Corpus Christi, Texas ("City"), a home rule city of more than 250,000 population, a municipal corporation and body politic under the laws of the State of Texas, of 1201 Leopard Street, Corpus Christi, Texas 78401, County of Nueces, State of Texas, for good and valuable consideration in hand received by the parties respectively and upon the covenants and conditions hereafter stated:

WITNESSETH:

I. Owner is owner in fee simple and of all existing rights, titles and interests therein of all the following described property located in Nueces County, Texas, which is situated partly or wholly beyond the corporate limits of the City of Corpus Christi, and further, the property is not principally used for port-related industry, as defined by Section 55-111, as amended, Code of Ordinances, City of Corpus Christi, and is generally delineated on the map attached to this contract and marked "Exhibit B" and being more particularly described as follows, to-wit:

Being 1 acre out of 21 acres out of a 100 acre tract out of B.S. & F. Survey 403, Abstract 568 and specifically described on attached metes and bounds "Exhibit A", also commonly known by its street address as 754 Mckinzie Road.

II. City agrees to deliver City water to such property or to waterlines on the property, under rules and regulations promulgated and authorized by Sections 55-111 as amended, of the Code of Ordinances, City of Corpus Christi.

III. Owner and Lien Holder agree to construct all improvements on such property under all City codes and regulations and to obtain all City technical construction permits as though the property were inside the City. Owner and Lien Holder consent to inspections of all of such construction of duly authorized inspectors or representatives of City departments charged with enforcement of the codes and regulations. Owner and Lien Holder agree that, as to any improvements, the applicable codes and regulations are those codes and regulations that are in effect at the time of commencement of the improvements.

IV. All connections to the City water system are subject to the same rules and regulations regarding standards of delivery of water service, including installation and disconnections for failure to pay charges, as consumers within the City limits.

V. IT IS AGREED by and between the parties hereto that all of the above conditions shall be binding upon the successors and assigns of the said Owner and each of them, if multiples, and constitutes a covenant running with the land.

WITNESS OUR HAND this 15th day of July, 2015.

OWNERS:

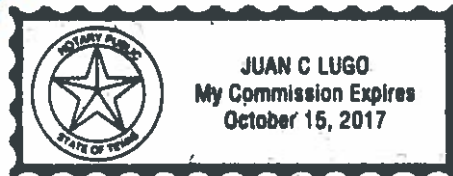
Herman Dale Wulf
Herman Dale Wulf

Donald E. Schiffke
Donald E. Schiffke

STATE OF TEXAS §
 §
COUNTY OF NUECES §

This instrument was acknowledged before me on this the 15th day of July, 2015, by Herman Dale Wulf and Donald E. Schiffke

Juan C. Lugo
Notary Public, State of Texas



City of Corpus Christi:

ATTEST:

By: _____
Rebecca Huerta
City Secretary

By: _____
Daniel M. Grimsbo, P.E., Director
Development Services Department

STATE OF TEXAS §
COUNTY OF NUECES §

This instrument was acknowledged before me on this ____ day of _____, 2015, by Rebecca Huerta, City Secretary, of the City of Corpus Christi, a Texas home-rule municipal corporation, on behalf of said corporation.

Notary Public, State of Texas

STATE OF TEXAS §
COUNTY OF NUECES §

This instrument was acknowledged before me on this ____ day of _____, 2015, by City Manager or designee, of the City of Corpus Christi, a Texas home-rule municipal corporation, on behalf of said corporation.

Notary Public, State of Texas

APPROVED AS TO FORM: ____ day of _____, 2015.

Julian Grant
Senior Assistant City Attorney
for the City Attorney

WARRANTY DEED

Date: November 30, 2013

GRANTOR: CHARLENE SPENCE, a single person *CS*

GRANTOR'S MAILING ADDRESS (including County):

746 McKinzie Road
Corpus Christi, Texas 78410
County: Nueces County, Texas

GRANTEE: HERMAN DALE WULF and DONALD E. SCHIFFKE JR.

GRANTEE'S MAILING ADDRESS (including County):

746 McKinzie Road #2
Corpus Christi, Texas 78410
County: Nueces County, Texas

CONSIDERATION: FIVE THOUSAND AND NO/100 DOLLARS.

PROPERTY: ALL that certain tract or parcel of land situated in Nueces County, Texas, same lying outside the Corporate City Limits of Corpus Christi, Texas, same being out of 21 acres out of a 100 acre tract out of B.S.&F. Survey 403, Abstract 568, Nueces County, Texas, same also being a portion of Lots 1 and 2 of Rowena Shaeffer Lands as recorded in Volume 3, Page 17 of the Map Records of Nueces County, Texas, same being out of said 100 acre tract being described in Volume 146, Page 518 of the Deed Records of Nueces County, Texas, same being out of the property as conveyed and described in Clerk's File No. 2000026109 of the Official Public Records of Nueces County, Texas, and being more particularly described by metes and bounds as follows, to wit:

COMMENCING at a 3/4 inch iron pipe found for the Northwest corner of this tract, same being the Northwest corner of said 21 acre tract, same lying in the common boundary line of B.S.&F. Survey 403, Abstract 568 and A.B.&M. Survey 410, Abstract 991, Nueces County, Texas;

THENCE, along the West boundary line of said 21 acre tract and with said common boundary line of B.S.&F. Survey 403, Abstract 568 and A.B.&M. Survey 410, Abstract 991, SOUTH 00 degrees 02 minutes 00 seconds EAST 150.00 feet to a 5/8 inch iron set for the Northwest corner of this tract and the point of beginning, same being the Southwest corner of a 0.568 acre tract;

THENCE, along the North boundary line of this tract, NORTH 89 degrees 59 minutes 42 seconds EAST 165.00 Feet to a 5/8 inch rod set for the Northeast corner of this tract, same being the Southeast corner of said 0.568 acre tract;

THENCE, along the East boundary line of this tract, SOUTH 00 degrees 02 minutes 00 seconds EAST 264.00 feet to a 5/8 inch iron rod set for the Southeast corner of this tract;

THENCE, along the South boundary line of this tract, SOUTH 89 degrees 59 minutes 42 seconds WEST 165.00 feet to a 5/8 inch iron rod set for the Southwest corner of this tract, same lying in the West boundary line of said 21 acre tract, same lying in said common boundary line of B.S.&F. Survey 403, Abstract 568 and A.B.&M. Survey 410, Abstract 991;

THENCE, along the West boundary line of this tract and said 21 acre tract and with said common boundary line of B.S.&F. Survey 403, Abstract 568 and A.B.&M. Survey 410, Abstract 991, NORTH 00 degrees 02 minutes 00 seconds WEST 264.00 feet to the point of beginning and containing 1.000 acre of land.

ALONG WITH: A ten foot road easement inside and parallel with the West boundary line of said 21 acres, from the Northwest corner of said 21 acres to the Northeast corner of this 1.00 acre tract.

RESERVATIONS FROM AND EXEMPTIONS TO CONVEYANCE AND WARRANTY:

The conveyance above is made and accepted to all legally valid restrictions, reservations, covenants, conditions, rights of way, easements, maintenance charges/assessments and/or liens securing same, all mineral leases and royalty and mineral conveyances now outstanding and of record, if any, in Nueces County, Texas, affecting the above described **PROPERTY**.

GRANTOR for the **CONSIDERATION** and subject to the **RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY**, **GRANTS, SELLS AND CONVEYS** to **GRANTEE** the **PROPERTY**, together withal and singular the rights and appurtenances thereto in any wise belonging, to have and to hold it to **GRANTEE** and **GRANTEE'S** heirs, executors, administrators, successors, and/or assigns forever. **GRANTOR** binds **GRANTOR** and **GRANTOR'S** heirs, executors, administrators, successors, and/or assigns to **WARRANT AND FOREVER DEFEND** all and singular the **PROPERTY** to **GRANTEE** and **GRANTEE'S** heirs, Executors, administrators, successors, and /or assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof, except to the **RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY**.

When the context requires, singular nouns and pronouns include the plural.

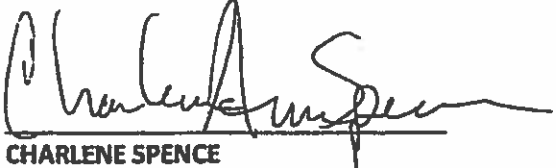
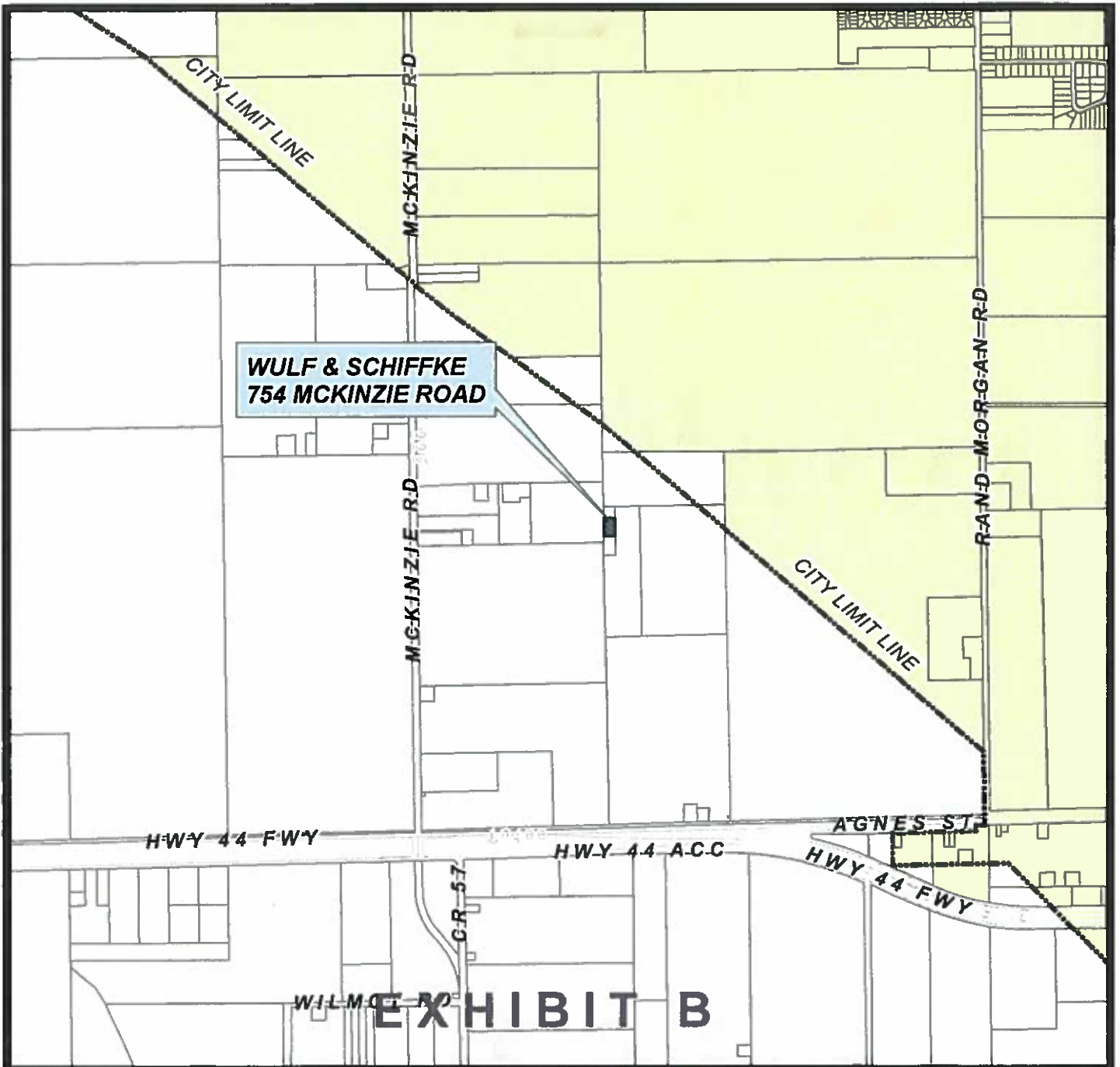

CHARLENE SPENCE

EXHIBIT A

2 of 2



Legend

 PLANNING CITY LIMITS

Title:
 Printing Date: 01/07/2014
 File: K:\DevelopmentSvcs\SHARED\GIS Projects\Miguel\London_Club_Estates_L17_Blk7.mxd
 Prepared By: MSS
 Illustrative purposes only.
 Coordinate System:
 NAD 1983 StatePlane Texas South FIPS 4205 Feet
 © City of Corpus Christi © Development Services

