**ANNEXATION PETITION**

**STATE OF TEXAS §**

 **§**

**COUNTY OF HAYS §**

**REQUEST & PETITION TO THE CITY COUNCIL OF THE CITY OF KYLE FOR VOLUNTARY ANNEXATION OF PROPERTY**

 **WHEREAS,** the undersigned is the owner of a certain tract of property located within Hays County, Texas, such property more particularly described hereinafter by true and correct legal description (referred to herein as the “Subject Property”);

 **WHEREAS,** the undersigned has sought the voluntary annexation of the Subject Property by the City of Kyle, Texas (hereinafter sometimes referred to as “City”), to obtain the benefits of City services to the Subject Property by the City;

**WHEREAS,** the Subject Property is contiguous and adjacent to the corporate limits of the City;

**WHEREAS,** the City, pursuant to *§43.021, Tex. Loc. Gov’t. Code* and the voluntary request of the property owner, is authorized to annex the Subject Property; and

**WHEREAS,** the undersigned agrees and consents to the voluntary annexation of the Subject Property by the City and further agrees to be bound by all acts, ordinances, and all other legal action now in force and effect within the corporate limits of the City and all those which may be hereafter adopted.

**NOW, THEREFORE,** the undersigned by this Request and Petition:

**SECTION ONE:** Requests the City Council of the City to commence voluntary annexation proceedings and to annex into the corporate limits of the City of Kyle, Texas, of all portions of the Subject Property, including the abutting streets, roadways, and rights-of-way, not previously annexed into the City and further described as follows:

All that certain tract or parcel of land, located in Hays County, Texas, being \_\_\_\_\_\_\_\_\_\_\_\_\_ acres, more or less, and more particularly described in Exhibit “A” attached hereto and incorporated herein for all purposes.

 **SECTION TWO:** Requests that after annexation the City provide such services as are legally permissible and provided by the City, including sanitation, water and general governmental services as set forth in the Agreement Regarding Post-Annexation Provision of Services for Property to be Annexed Into the City of Kyle (the “Services Agreement”).

 **SECTION THREE:** Acknowledges and represents having received, read and understood the attached “draft” Services Agreement, attached hereto as Exhibit “B,” (proposed to be applicable to and adopted for the subject property) and that such “draft” Services Agreement is wholly adequate and acceptable to the undersigned who hereby request the City Council to proceed with the voluntary annexation and preparation of a final Services Agreement and publish notice and hold the requisite public hearings thereon, in accordance with the applicable laws of the State of Texas.

 **SECTION FOUR:** Acknowledges that the undersigned understands and agrees that all city services to the Subject Property will be provided by the City on the same terms and conditions as provided to other similarly situated areas of the City and as provided in the Services Agreement.

 **SECTION FIVE:** Agrees that a copy of this Request and Petition may be filed of record in the offices of the City of Kyle and in the real property records of Hays County, Texas, and shall be notice to and binding upon all persons or entities now or hereafter having any interest in the subject property.

 **FILED**, this \_\_\_ day of \_\_\_\_\_\_ 20\_\_, with the City Secretary of the City of Kyle, Hays County, Texas.

 **Petitioner: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**STATE OF TEXAS §**

 **§**

**COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_ §**

**BEFORE ME,** the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared \_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and Petitioner herein, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged that they had authority to bind the entity and that they executed the same for the purposes therein expressed and in the capacity therein stated.

**GIVEN UNDER MY HAND AND SEAL OF OFFICE** on this the \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_.

(SEAL) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Notary Public-State of Texas

**EXHIBIT “A” TO ANNEXATION PETITION**

**PROPERTY DESCRIPTION**

**[FOLLOWS THIS PAGE]**

**EXHIBIT “B” TO ANNEXATION PETITION**

**DRAFT SERVICE AGREEMENT**

**[FOLLOWS THIS PAGE]**