

THE STATE OF TEXAS
COUNTY OF KENDALL

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**PETITION FOR CREATION OF AN
EMERGENCY SERVICES DISTRICT IN KENDALL COUNTY**

TO THE HONORABLE COUNTY JUDGE OF KENDALL COUNTY, TEXAS:

COMES NOW, the undersigned Petitioners, all being qualified voters and owners of taxable real property within the boundaries of Kendall County and being specifically within the areas and boundaries of the territory described in Exhibit "A", pursuant to §775.011, Texas Health & Safety Code ("H&S Code"), attached hereto and incorporated herein for all purposes (and herein referred to as the "Territory"). This proposed Emergency Services District, who hereby respectfully present unto this Court their Petition for the creation and operation of an Emergency Services District in Kendall County, Texas, and ask this Court to receive and act upon the same, and as reason therefore would show unto this Honorable Court as follows:

I.

That such an Emergency Services District is to be organized in Kendall County, State of Texas, and that the District is to be created and is to operate under Article III, Section 48-e, Texas Constitution, and Chapter 775, H&S Code, including having the power to levy and collect ad valorem taxes of up to the constitutional maximum ten cents (\$.10) on each \$100 of the taxable value of property taxable by the district; and the District will be so created and operated to protect life and health and as so provided in said Constitution and Legislative Act, as amended.

II.

That the name of the proposed District shall be "KENDALL COUNTY EMERGENCY SERVICES DISTRICT NO.1" and shall be located wholly in Kendall County, Texas.

III.

That this Petition presented to the County Judge of Kendall County, Texas for the creation of "KENDALL COUNTY EMERGENCY SERVICES DISTRICT NO. 1" pursuant to §775.011, H&S Code, is signed by at least 100 qualified voters who own taxable real property in the proposed district. If there are fewer than 100 of those voters, the petition must be signed by a majority of those voters.

IV.

That the boundaries of the proposed District are described in Exhibit “A”, attached hereto and incorporated fully herein. The boundaries of the proposed District are generally shown on the attached map labeled as Exhibit “B”. In case of any discrepancy between the written description in Exhibit “A” and the visual depiction in Exhibit “B” shall be resolved in favor of the written description in Exhibit “A”. Further, attached for reference is Exhibit “C”, “Legal Description of the Extraterritorial Jurisdiction of the City of San Antonio to be Included in the Proposed Emergency Services District No. 1.”

V.

That the boundaries of the proposed District do include a portion of the extraterritorial jurisdiction of the City of San Antonio whose consent for inclusion in the proposed District is required as provided by Section 775.014 of the H&S Code. If the City of San Antonio does not grant consent to include its ETJ in the proposed Emergency Services District No. 1, the petitioners ask the Commissioners Court to exclude the ETJ area and grant the petition for the remainder of the territory, thereby allowing the voters of the area outside the San Antonio ETJ to vote on the proposition to confirm creation of Emergency Services District No. 1. This petition excludes the municipal or extraterritorial jurisdiction of any other cities.

VI.

That the Territory of the proposed District does not overlap with any existing Kendall County emergency services district, thereby complying with sections 775.020 and 775.0205, as applicable.

VII.

That the proposed District is to be created and operated under the provisions of Article III, Section 48-e, Texas Constitution, and the statutory legislation, as amended, and to provide fire prevention and control services and emergency rescue services in such extent and manner as may be determined from time to time by the commissioners of such District.

VIII.

That it is specifically understood and agreed that two (2) of the undersigned Petitioners, being **Whitney Meadows** residing at **117 Kendall View Dr., Boerne, TX 78006** and **Cleve Hogarth** residing at **318 Park Ridge, Boerne, TX 78006** hereby obligate themselves jointly and severally pursuant to Section 775.013 of the H&S Code, to incur and pay the costs incident to the formation of the proposed Emergency Services District, not to exceed ONE HUNDRED FIFTY AND NO/100 DOLLARS (\$150.00), which shall include, among any other necessary and incidental expenses, the cost of publication of notices and election costs.

IX.

That the names and mailing address of each of the undersigned Petitioners being qualified voters owning taxable real property within the area to be Included (as described in Exhibit "A"), are hereinafter set forth in the attached Exhibit "D".

WHEREFORE, PREMISES CONSIDERED, Petitions pray that consideration of this Petition be placed on the next available meeting agenda for the Kendall County Commissioners Court, that such notices be issued by the Kendall County Clerk as required by law, that a public hearing be held on this Petition, and that after the hearing the Commissioners Court grant the petition and call an election regarding the creation of the District.

Respectfully submitted this ____ day of November, 2024 by the undersigned petitions listed in Exhibit "D".

EXHIBIT A

LEGAL DESCRIPTION OF THE BOUNDARIES FORMING KENDALL COUNTY

EMERGENCY SERVICES DISTRICT **NO. 1**

BEGINNING at the point on the south eastern Kendall County border with Comal County located at approximately (98° 36' 11.201" West longitude, 29° 46' 47.883"North Latitude);

Thence northeasterly to a point on the Kendall County border with Comal County located at approximately (98° 29' 25.466"West Longitude, 29° 52' 20.161"North Latitude);

Thence northerly to a point on the Guadalupe River located at approximately (98° 29' 25.440"West Longitude, 29° 52' 21.849"North Latitude);

Thence westerly to a point on the Guadalupe River located at approximately (98° 32' 51.786"West Longitude, 29° 54' 19.164"North Latitude);

Thence northerly along property lines located at approximately (98° 32' 51.765"West Longitude, 29° 54' 21.007"North Latitude);

Thence northerly along property lines located at approximately (98° 32' 51.536"West Longitude, 29° 54' 21.531"North Latitude);

Thence northerly along property lines located at approximately (98° 32' 51.510"West Longitude, 29° 54' 25.832"North Latitude);

Thence northerly along property lines located at approximately (98° 32' 50.826"West Longitude, 29° 54' 26.985"North Latitude);

Thence northerly along property lines located at approximately (98° 32' 51.212"West Longitude, 29° 55' 11.683"North Latitude);

Thence westerly along property lines located at approximately (98° 33' 12.253"West Longitude, 29° 55' 13.097"North Latitude);

Thence westerly along property lines located at approximately (98° 33' 36.342"West Longitude, 29° 55' 12.902"North Latitude);

Thence southerly along property lines located at approximately (98° 33' 35.824"West Longitude, 29° 55' 00.847"North Latitude);

Thence southerly along property lines located at approximately (98° 33' 36.008"West Longitude, 29° 54' 59.905"North Latitude);

Thence southerly along property lines located at approximately (98° 33' 35.789"West Longitude, 29° 55' 00.025"North Latitude);

Thence southerly along property lines located at approximately (98° 33' 36.241"West Longitude, 29° 54' 59.420"North Latitude);

Thence southerly along property lines located at approximately (98° 33' 35.729"West Longitude, 29° 54' 58.646"North Latitude;

Thence southerly along property lines located at approximately (98° 33' 35.398"West Longitude, 29° 54' 50.937"North Latitude;

Thence southerly along property lines located at approximately (98° 33' 33.702"West Longitude, 29° 54' 50.192"North Latitude;

Thence southerly along property lines located at approximately (98° 33' 33.745"West Longitude, 29° 54' 40.239"North Latitude;

Thence westerly along property lines located at approximately (98° 33' 54.052"West Longitude, 29° 54' 40.692"North Latitude;

Thence southerly along Texas Farm to Market Road 3351 located at approximately (98° 33' 54.903"West Longitude, 29° 54' 07.609"North Latitude;

Thence south westerly at a point on the Guadalupe River located at approximately (98° 33' 31.273"West Longitude, 29° 53' 30.673"North Latitude;

Thence southerly along property lines located at approximately (98° 35' 52.292"West Longitude, 29° 53' 05.851"North Latitude;

Thence westerly along property lines located at approximately (98° 35' 52.113"West Longitude, 29° 52' 15.151"North Latitude;

Thence southerly along property lines located at approximately (98° 36' 00.887"West Longitude, 29° 52' 14.706"North Latitude;

Thence westerly along property lines located at approximately (98° 36' 00.946"West Longitude, 29° 52' 08.227"North Latitude;

Thence southerly along property lines located at approximately (98° 36' 09.S0S"West Longitude, 29° 52' 10.308"North Latitude;

Thence westerly along property lines located at approximately (98° 36' 08.785"West Longitude, 29° 52' 01.971"North Latitude;

Thence southerly along property lines located at approximately (98° 36' 10.149"West Longitude, 29° 52' 01.975"North Latitude;

Thence north westerly along property lines located at approximately (98° 36' 10.709"West Longitude, 29° 51' 21.402"North Latitude;

Thence northerly along property lines located at approximately (98° 36' 34.180"West Longitude, 29° 51' 33.547"North Latitude;

Thence westerly along property lines located at approximately (98° 36' 34.281"West Longitude, 29° 51' 57.986"North Latitude;

Thence westerly along property lines located at approximately (98° 37' 19.902"West Longitude, 29° 51' 57.570"North Latitude;

Thence south westerly along property lines located at approximately {98° 38' 51.790"West Longitude, 29° 52' 29.652"North Latitude;

Thence south westerly along property lines located at approximately (98° 39' 59.733"West Longitude, 29° 51' 55.371"North Latitude;

Thence easterly along property lines located at approximately (98° 40' 02.948"West Longitude, 29° 51' 52.884"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 11.492"West Longitude, 98° 40' 29' 51' 52.483"North Latitude;

Thence westerly along property lines located at approximately (98° 39' 11.491"West Longitude, 29° 51' 35.676"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 37.552"West Longitude, 29° 51' 35.664"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 38.446"West Longitude, 29° 51' 34.431"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 38.672"West Longitude, 29° 51' 05.329"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 38.266"West Longitude, 29° 51' 03.302"North Longitude;

Thence easterly along property lines located at approximately (98° 39' 38.327"West Longitude, 29° 51' 00.286"North Longitude;

Thence southerly along property lines located at approximately (98° 39' 11.209"West Longitude, 29° 51' 01.162"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 09.833"West Longitude, 29° 50' 40.718"North Latitude;

Thence westerly along property lines located at approximately (98° 39' 09.584"West Longitude, 29° 49' 47.344"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 56.583"West Longitude, 29° 49' 47.623"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 54.784"West Longitude, 29° 49' 39.666"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 53.824"West Longitude, 29° 49' 02.438"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 50.906"West Longitude, 29° 48' 58.734"North Latitude;

Thence southerly along property lines located at approximately (98° 39' 49.363"West Longitude, 29° 48' 58.756"North Latitude;

Thence easterly along property lines located at approximately (98° 39' 49.431"West Longitude, 29° 48' 42.642"North Latitude;

Thence northerly along property lines located at approximately (98° 39' 29.546"West Longitude, 29° 48' 42.594"North Latitude;

Thence easterly along property lines located at approximately (98° 39' 29.528"West Longitude, 29° 48' 47.223"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 07.284"West Longitude, 29° 48' 47.180"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 06.433"West Longitude, 29° 48' 46.671"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 02.862"West Longitude, 29° 48' 35.637"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 02.286"West Longitude, 29° 48' 35.781"North Latitude;

Thence south easterly along property lines located at approximately (98° 39' 01.424"West Longitude, 29° 48' 34.971"North Latitude;

Thence easterly along State Highway 46 located at approximately (98° 38' 59.400"West Longitude, 29° 48' 25.773"North Latitude;

Thence southerly along property lines located at approximately (98° 37' 53.426"West Longitude, 29° 48' 44.538"North Latitude;

Thence westerly along property lines located at approximately (98° 37' 53.865"West Longitude, 29° 47' 56.427"North Latitude;

Thence southerly along property lines located at approximately (98° 38' 03.983"West Longitude, 29° 47' 56.763"North Latitude;

Thence southerly along property lines located at approximately (98° 38' 03.245"West Longitude, 29° 47' 36.103"North Latitude;

Thence easterly along property lines located at approximately (98° 38' 02.586"West Longitude, 29° 47' 27.108"North Latitude;

Thence easterly along property lines located at approximately (98° 37' 53.385"West Longitude, 29° 47' 31.970"North Latitude;

Thence southerly along property lines located at approximately (98° 37' 49.823"West Longitude, 29° 47' 27.732"North Latitude;

Thence southerly along property lines located at approximately (98° 37' 37.770"West Longitude, 29° 47' 32.184"North Latitude;

Thence easterly along property lines located at approximately (98° 37' 37.561"West Longitude, 29° 47' 26.705"North Latitude;

Thence north easterly along property lines located approximately (98° 37' 32.175"West Longitude, 29° 47' 28.899"North Latitude;

Thence north easterly along property lines located approximately (98° 37' 25.007"West Longitude, 29° 47' 35.038"North Latitude;

Thence north easterly along property lines located approximately (98° 37' 21.024"West Longitude, 29° 47' 42.60S"North Latitude;

Thence northerly along property lines located at approximately (98° 37' 19.932"West Longitude, 29° 47' 43.190"North Latitude;

Thence north easterly along property lines located approximately (98° 37' 21.049"West Longitude, 29° 47' 59.214"North Latitude;

Thence southerly along property lines located at approximately (98° 37' 00.858"West Longitude, 29° 47' 58.444"North Latitude;

Thence south easterly along property lines located at approximately (98° 36' 57.711"West Longitude, 29° 47' 06.058"North Latitude;

Thence easterly along property lines located at approximately (98° 36' 51.872"West Longitude, 29° 47' 00.772."North Latitude;

Thence easterly along property lines located at approximately (98° 36' 37.803"West Longitude, 29° 47' 00.379"North Latitude;

Thence south easterly along property lines located at approximately (98° 36' 26.335"West Longitude, 29° 46' 50.685"North Latitude;

Thence southerly along property lines located to the start of the survey at the Kendall County Southeastern Border with Comal County at approximately (98° 36' 11.201"West Longitude, 29° 46' 47.883"North Latitude.

EXHIBIT B

MAP WITH LONGITUDE & LATITUDE

EMERGENCY SERVICES DISTRICT NO.1

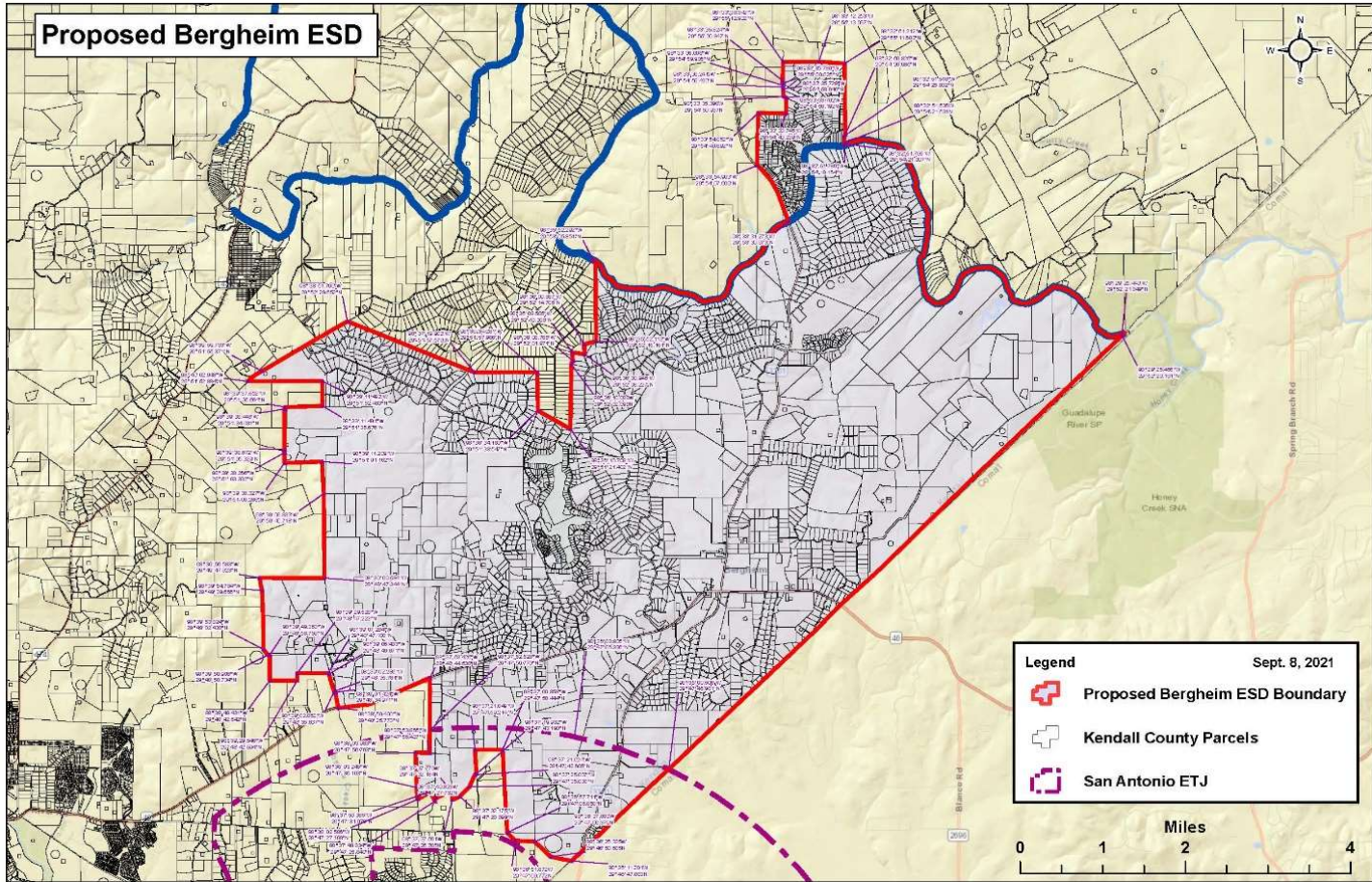


EXHIBIT C

LEGAL DESCRIPTION OF THE BOUNDARIES FORMING KENDALL COUNTY

EMERGENCY SERVICES DISTRICT NO.1

Inside City of San Antonio ETJ

BEGINNING at the point on the south eastern Kendall County border with Comal County located at approximately (98° 36' 11.201" West longitude, 29° 46' 47.883"North Latitude);

Thence northeasterly to a point on the Kendall County border with Comal County located at approximately (98° 35' 00.506"West Longitude, 29° 47' 45.981"North Latitude);

Thence westerly to a point located at approximately (98° 36' 08.905"West Longitude, 29° 47' 06.396"North Latitude);

Thence westerly along property lines located at approximately (98° 37' 52.528"West Longitude, 29° 47' 59.770"North Latitude);

Thence westerly along property lines located at approximately (98° 37' 53.865"West Longitude, 29° 47' 56.427"North Latitude);

Thence southerly along property lines located at approximately (98° 38' 03.983"West Longitude, 29° 47' 56.763"North Latitude);

Thence southerly along property lines located at approximately (98° 38' 03.245"West Longitude, 29° 47' 36.103"North Latitude);

Thence easterly along property lines located at approximately (98° 38' 02.586"West Longitude, 29° 47' 27.108"North Latitude);

Thence easterly along property lines located at approximately (98° 37' 53.385"West Longitude, 29° 47' 31.970"North Latitude);

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Thence easterly along property lines located at approximately (98° 37' 37.561"West Longitude, 29° 47' 26.70S"North Latitude);

Thence north easterly along property lines located approximately (98° 37' 32.17S"West Longitude, 29° 47' 28.899"North Latitude);

Thence north easterly along property lines located approximately (98° 37' 25.007"West Longitude, 29° 47' 35.038"North Latitude);

Thence north easterly along property lines located approximately (98° 37' 21.024"West Longitude, 29° 47' 42.60S"North Latitude;

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Thence south easterly along property lines located at approximately (98° 36' 26.335"West Longitude, 29° 46' 50.685"North Latitude;

Thence south easterly along property lines located to the start of the survey at the Kendall County Southeastern Border with Comal County at approximately (98° 36' 11.201"West Longitude, 29° 46' 47.883"North Latitude.

Exhibit D
**PETITION FOR CREATION OF KENDALL COUNTY EMERGENCY
 SERVICES DISTRICT (ESD) No. 1**

Real Property Owners in the Bergheim VFD Service Area are qualified to vote for ESD No. 1

#	DATE SIGNED	SIGNATURE	PRINTED NAME	PHONE #	DATE OF BIRTH or VOTER REGISTRATION #	ADDRESS, CITY, STATE ZIP
1						
2						
3						
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