

BOUNDARY ADJUSTMENT AGREEMENT

THIS AGREEMENT is made and entered into by and between the **CITY OF DENTON, TEXAS** (“Denton”), and the **CITY OF CORINTH, TEXAS** (“Corinth”).

WHEREAS, pursuant to Section 43.031 of the Texas Local Government Code, which authorizes adjacent cities to make mutually agreeable changes in their boundaries of areas that are less than 1,000 feet in width, Denton and Corinth desire to adjust the mutual boundary pursuant to this Agreement; and

WHEREAS, Denton and Corinth are adjacent municipalities and the land affected by this boundary change is less than 1,000 feet in width; and

WHEREAS, the city boundary of Corinth is in part contiguous with the city boundary of Denton and is in a location that creates confusion regarding the administration of municipal services on Lake Sharon Drive to be constructed by Corinth; and

WHEREAS, Denton and Corinth agree that it is in the best interest of both cities to adjust the city boundary to a location where the entirety of Lake Sharon Drive located east of FM 2499, is located within the corporate limits of Corinth; and

WHEREAS, the governing bodies of Denton and Corinth find that the adjusted mutual boundary as provided in this Agreement is in the public interest.

NOW THEREFORE, in consideration of the mutual covenants, conditions, and promises expressed herein, Denton and Corinth agree as follows:

SECTION I. Boundary Adjustment

Denton and Corinth hereby agree that the .164 acres tract of property, as described and depicted in **Exhibit “A”** attached hereto and incorporated herein by reference for all purposes, is hereby released from the corporate boundaries of Denton and simultaneously incorporated into the corporate boundaries of Corinth. In this regard, Denton waives, releases and relinquishes its jurisdictional rights to Corinth with respect to the .164 acres tract of property described and depicted in Exhibit “A”. It is expressly agreed that this waiver and release shall only operate in favor of Denton and Corinth, and shall not constitute a waiver or release of any right which Denton and Corinth may be able to assert against another municipality.

SECTION II. Jurisdiction over Connections and Connectivity along Future Lake Sharon Drive

For developments within Denton’s adjusted city limits which front the boundary adjusted by this Agreement, it is understood and agreed that Denton shall maintain jurisdiction, and apply its own development standards internal to these subdivisions,

specifically including, but not limited to, development standards and design criteria which prescribe the necessity of connections to Lake Sharon Drive. However, Corinth shall retain exclusive jurisdiction and control over Lake Sharon Drive, and the design, construction and permitting of any connections thereto, including those connections required by subdivisions within Denton's city limits. Provided that the developers of such Denton subdivisions meet the reasonable requirements imposed by Corinth for either temporary or permanent (as appropriate) connection to Lake Sharon Drive, such permits will not be unreasonably withheld.

SECTION III. Severability

Should any provision of this Agreement be declared void by a court of competent jurisdiction, the remaining provisions of this Agreement shall remain in full force and effect.

SECTION IV. Approval by Governing Bodies

Denton and Corinth represent to each other that their respective governing bodies have approved this Agreement by ordinance or resolution.

SECTION V. Effective Date

Denton and Corinth agree that this Agreement shall take effect upon adoption by the governing bodies and execution by the Mayor of each city.

APPROVED BY THE CITY COUNCIL FOR THE CITY OF DENTON, TEXAS, at its meeting held on the ____ day of _____, 2016, and executed by its authorized representative.

CITY OF DENTON, TEXAS

Chris Watts, Mayor

ATTEST:

Jennifer Walters, City Secretary

APPROVED AS TO FORM:

Anita Burgess

**APPROVED BY THE CITY COUNCIL FOR THE CITY OF CORINTH,
TEXAS**, at its meeting held on the ____ day of _____, 2016, and executed by
its authorized representative.

CITY OF CORINTH, TEXAS

Bill Heidemann, Mayor

ATTEST:

Kimberly Pence, City Secretary

APPROVED AS TO FORM:

Wm. Andrew Messer, City Attorney

EXHIBIT "A"

LEGAL DESCRIPTION

0.164 Acre Tract

BEING a 0.164 acre tract of land situated in the B. Merchant Survey, Abstract No. 800, City of Corinth, Denton County, Texas, and being part of a called 41.272 acre tract of land described as Tract 1 in a Deed to Endeavor Energy Resources, L.P., as recorded in Document No. 2007-34656 of the Real Property Records of Denton County, Texas, and also being part of a called 1.702 acre tract of land described in a Deed to the State of Texas for FM 2499, a variable width right-of-way, as recorded in Document No. 2013-117939 of the Real Property Records of Denton County, Texas and being more particularly described as follows:

COMMENCING at a 5/8 inch iron rod with cap stamped "TNP" found for corner in the Easterly line of said FM 2499, at the Southeast corner of the above cited 1.702 acre tract, and being in the most Westerly South line of the above cited 41.272 acre tract;

THENCE in a Northwesterly direction, along the Easterly line of said FM 2499 and said 1.702 acre tract, and along a non-tangent curve to the left having a central angle of $02^{\circ}55'47''$, a radius of 1160.00 feet, a chord bearing of North $21^{\circ}45'30''$ West, a chord distance of 59.31 feet and an arc length of 59.32 feet to a point for corner at the **POINT OF BEGINNING**, for the herein described tract;

THENCE North $88^{\circ}47'09''$ West departing the Easterly line of said FM 2499 and said 1.702 acre tract, for a distance of 16.74 feet to a point for corner, from which a 5/8 inch iron rod found for the Northwest corner of a called 5.149 acre tract of land described as Tract 5 in a Deed to Denton County, Texas, as recorded in Document No. 2005-99455 of the Real Property Records of Denton County, Texas, bears South $01^{\circ}00'35''$ West a distance of 54.63 feet;

THENCE North $01^{\circ}00'35''$ East for a distance of 7.55 feet to a point for corner;

THENCE North $77^{\circ}21'21''$ East passing a 5/8 inch iron rod with cap stamped "TNP" set in the Easterly line of said FM 2499 and said 1.702 acre tract at a distance of 12.29 feet, and continuing for a total distance of 24.41 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a curve to the right;

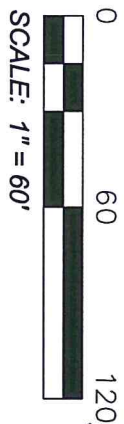
THENCE in an Easterly direction, along said curve to the right having a central angle of $27^{\circ}39'54''$, a radius of 552.00 feet, a chord bearing of South $88^{\circ}48'43''$ East, a chord distance of 263.95 feet and an arc length of 266.53 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner at the beginning of a reverse curve to the left;

THENCE in a Southeasterly direction, along said reverse curve to the left having a central angle of $13^{\circ}48'30''$, a radius of 468.00 feet, a chord bearing of South $81^{\circ}53'01''$ East, a chord distance of 112.51 feet and an arc length of 112.79 feet to a 5/8 inch iron rod with cap stamped "TNP" set for corner;

THENCE North $88^{\circ}47'09''$ West for a distance of 382.58 feet to the **POINT OF BEGINNING**, and containing 0.164 acres of land, more or less.

Todd B. Turner, R.P.L.S. No. 4859
Teague Nall & Perkins
1517 Centre Place Drive, Suite 320
Denton, Texas 76205
940-383-4177
Date: February 28, 2016





STATE OF TEXAS
DOC. NO. 2013-117939
CALLED 1.702 AC.
R.P.R.D.C.T.

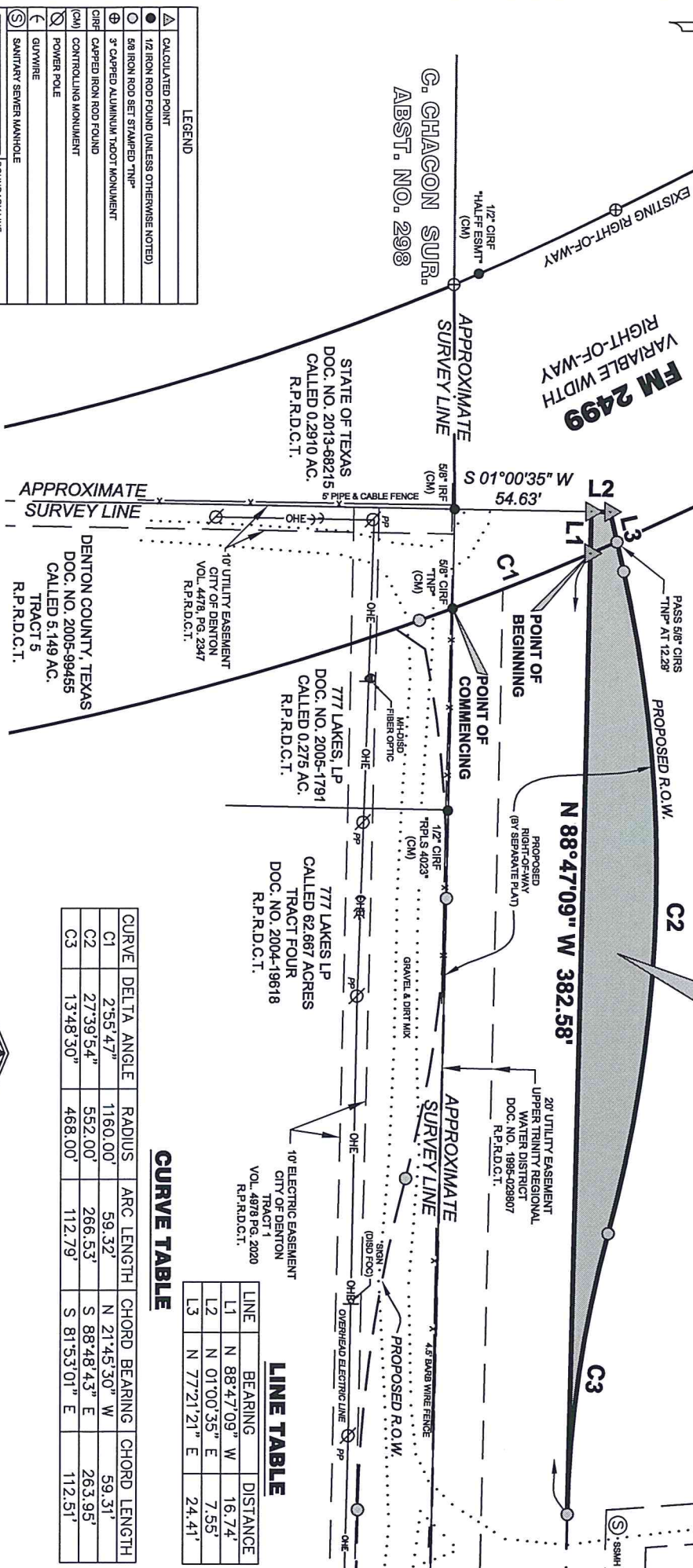
ENDEAVOR ENERGY
RESOURCES, L.P.
DOC. NO. 2007-34656
TR 1-CALLED 41.272 AC.
R.P.R.D.C.T.

B. MERCHANT SUR.
ABST. NO. 800

PUBLIC UTILITY EASEMENT
CITY OF DENTON
VOL. 4308 PG. 358
R.P.R.D.C.T.

LEGEND

▲	CALCULATED POINT
●	1/2 IRON ROD FOUND (UNLESS OTHERWISE NOTED)
○	66 IRON ROD SET STAMPED "TNP"
⊕	3" CAPPED ALUMINUM TAPOT MONUMENT
⊙	3" CAPPED IRON ROD FOUND
⊗	CONTROLLING MONUMENT
⊖	POWER POLE
⊕	GUYWIRE
⊖	SANITARY SEWER MANHOLE
---	BOUNDARY LINE
---	PROPERTY LINE
---	APPROXIMATE SURVEY LINE
---	FENCE LINE
---	EXISTING EASEMENT LINE
---	EDGE OF GRAVEL



0.164 ACRES

CURVE TABLE

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	2°55'47"	1160.00'	59.32'	N 21°45'30" W	59.31'
C2	27°39'54"	552.00'	266.53'	S 88°48'43" E	263.95'
C3	13°48'30"	468.00'	112.79'	S 81°53'01" E	112.51'

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 88°47'09" W	16.74'
L2	N 01°00'35" E	7.55'
L3	N 77°21'21" E	24.41'

0.164 ACRE TRACT

ENDEAVOR ENERGY RESOURCES, L.P. TRACT
SITUATED IN THE
B. MERCHANT SURVEY, ABSTRACT NO. 800
& THE A. SERREN SURVEY, ABSTRACT NO. 1198
CITY OF CORINTH
DENTON COUNTY, TEXAS

