

STATE OF TEXAS

§

COUNTY OF KENDALL

§

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KENDALL COUNTY ORDER NO. 20241112-1

ORDER AUTHORIZING THE COUNTY ENGINEER TO REIDENTIFY PREVIOUSLY MISIDENTIFIED INSTRUMENTS FILED IN THE KENDALL COUNTY REAL PROPERTY RECORDS

WHEREAS, the Commissioners Court ("Court") finds Kendall County must approve, by an order entered in the minutes of the court, real estate plats as required by Tex. Loc. Gov't Code §§ 232.001 et seq, as amended; and

WHEREAS, the Court finds that previous deeds, subdivisions of property, and other instruments ("instruments") affecting real property were approved by Commissioners Court and recorded in the Kendall County Clerk's Office were misidentified as reflected in the County's official public records; and

WHEREAS, the Court finds that it possesses the authority to delegate plat approval responsibility as provided by Tex. Loc. Gov't Code Ann § 232.0022; and

WHEREAS, the Court finds that instruments misidentified as an "Amending Plat" or "Plat Revision" have been previously prepared, approved, and filed in the County Clerk's office for real property located within the unincorporated Kendall County ("affected area"); and

WHEREAS, the Court finds it desires to: 1) rectify the misidentified instruments by expeditious means, 2) ensure the County records provide accurate information to the public, 3) make the necessary and proper identification without cost to the taxpayers in the affected area, and to save the citizens of Kendall County unnecessary delay and expense; and

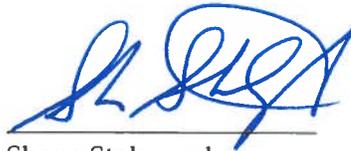
WHEREAS, the Court finds each instruments labeled "Amending Plat" or "Plat Revision" for real property within the affected area are incorrectly identified and should have been identified as a Final Plat.

NOW THEREFORE, this Order is adopted, effective immediately upon approval, to rectify the misidentified instruments identified in this Order, which are recorded in the Kendall County Clerk's Office:

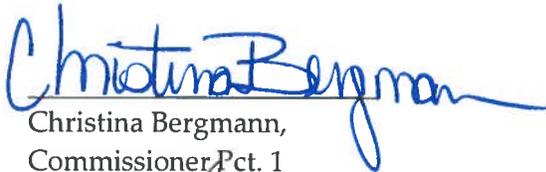
1. The above findings of the Commissioners Court are true and correct and are referenced here as if fully recited verbatim as findings of fact.
2. The Kendall County Engineer is delegated the authority to file an appropriate instrument in the County Clerk's records to reidentify all previously approved but misidentified "Amending Plat," or "Plat Revision" in the affected area to reflect its correct title of "Final Plat".
3. The County Engineer shall certify that the previously approved instruments are misidentified and record an affidavit, with this Order attached, with each final Plat in the County Clerk's records.

4. The County Clerk is authorized and requested to assist the County Engineer in the filing of the instruments authorized by the Order.
5. The action taken, evidenced by this Order, complies with all applicable law, and was noticed, considered, and acted upon, in compliance with the Texas Open Meetings Act.
6. This Order replaces and repeals Order Numbers 12-27-2023B, 2-26-24 and 4-10-2024. All prior Orders or parts of Orders found in conflict herewith are hereby repealed to the extent of such conflict with all remaining portions not conflicting being saved from repeal herein.

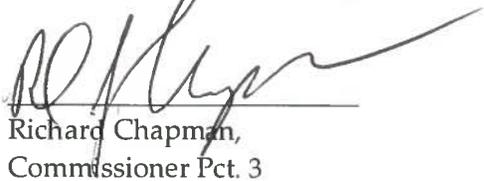
Adopted by the Commissioners Court of Kendall County, Texas on the 12th Day of November 2024.



Shane Stolarczyk,
County Judge

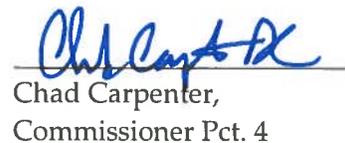


Christina Bergmann,
Commissioner Pct. 1



Richard Chapman,
Commissioner Pct. 3

Andra M. Wisian,
Commissioner Pct. 2



Chad Carpenter,
Commissioner Pct. 4

ATTEST:



Denise Maxwell,
County Clerk