

1-1 By: Uresti S.B. No. 765
1-2 (In the Senate - Filed February 17, 2011; February 23, 2011,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; March 28, 2011, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; March 28, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the territory of the El Paso County Water Control and
1-9 Improvement District No. 4.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Chapter 58, Acts of the 54th Legislature,
1-12 Regular Session, 1955, is amended by adding Section 2A to read as
1-13 follows:

1-14 Sec. 2A. (a) In this section, "district" means the El Paso
1-15 County Water Control and Improvement District No. 4.

1-16 (b) The district is composed of the territory described by
1-17 Subsection (d) of this section.

1-18 (c) The boundaries and field notes contained in Subsection
1-19 (d) of this section form a closure. A mistake made in the field
1-20 notes or in copying the field notes in the legislative process does
1-21 not affect the district's:

1-22 (1) organization, existence, or validity;

1-23 (2) right to issue any type of bond for the purposes
1-24 for which the district is created or to pay the principal of and
1-25 interest on a bond;

1-26 (3) right to impose a tax; or

1-27 (4) legality or operation.

1-28 (d) The district includes all of the territory in the
1-29 following area:

1-30 COMMENCING FOR REFERENCE at a County Monument at the centerline
1-31 intersection of West Main Street (U.S. Highway No. 1) and 6th Street
1-32 in the Riverside Addition;

1-33 THENCE, along the centerline of said West Main Street, North
1-34 39°44'00" West, a distance of 165.81 feet to the POINT OF BEGINNING
1-35 for the herein described Tract;

1-36 THENCE, leaving said centerline, North 66°18'00" East, a distance of
1-37 52.00 feet to a point for corner in the northerly right-of-way line
1-38 of said West Main Street;

1-39 THENCE, along said right-of-way line, North 39°44'00" West, a
1-40 distance of 1,900.02 feet to a found 1/2-inch rebar at the
1-41 northwesterly corner of Tract 11A, Block 1, San Elizario Grant;

1-42 THENCE, along the north line of said Tract 11A, North 45°42'00"
1-43 East, a distance of 1,111.48 feet to a found 1/2-inch rebar at the
1-44 northeast corner of said Tract 11A in the westerly right-of-way
1-45 line of the G.H. & S.A. Railroad;

1-46 THENCE, along said west right-of-way line, South 29°19'00" East, a
1-47 distance of 2,053.86 feet to a set 1/2-inch rebar for corner;

1-48 THENCE, leaving said right-of-way line, North 60°41'00" East, a
1-49 distance of 100.00 feet to a set 1/2-inch rebar in the east
1-50 right-of-way line of said G.H. & S.A. Railroad at the northwest
1-51 corner of Tract 8, said Block 1;

1-52 THENCE, along the north line of Tracts 8 and 7, in said Block 1,
1-53 North 76°25'00" East, a distance of 817.29 feet to a set 1/2-inch
1-54 rebar in the east right-of-way line of North Loop Road;

1-55 THENCE, along said right-of-way line, South 04°49'00" West, a
1-56 distance of 576.41 feet to a set 1/2-inch rebar at the intersection
1-57 of said east right-of-way line of North Loop Road with the west
1-58 right-of-way line of 5th Street;

1-59 THENCE, along said west right-of-way line of 5th Street, North
1-60 50°32'00" East, a distance of 1,536.77 feet to a set 1/2-inch rebar
1-61 for corner in the northeast line of Block 6, Marchbanks Addition
1-62 Unit Two;

1-63 THENCE, along said northeast line, South 39°46'00" East, a distance
1-64 of 387.00 feet to a set 1/2-inch rebar for corner in the

- 2-1 northwesterly right-of-way line of I Avenue;
 2-2 THENCE, North 50°14'00" East, along the northerly line of Park
 2-3 Addition, a distance of 955.56 feet to a set 1/2-inch rebar for
 2-4 corner;
 2-5 THENCE, South 37°30'00" East, a distance of 746.33 feet to the
 2-6 northwest corner of Lot 6, Park Addition No. 2 in the easterly
 2-7 right-of-way line of CCC Camp Road;
 2-8 THENCE, along the north line of said Lot 6, North 53°44'00" East, a
 2-9 distance of 264.20 feet to the northeast corner of said Lot 6;
 2-10 THENCE, along the east line of said Lots 6 and 7, South 37°30'00"
 2-11 East, a distance of 182.81 feet to a chain link fence for corner;
 2-12 THENCE, North 52°15'00" East, a distance of 546.21 feet to a found
 2-13 1/2-inch rebar for corner;
 2-14 THENCE, South 36°38'00" East, a distance of 399.71 feet to a point
 2-15 for corner;
 2-16 THENCE, North 50°4'09" East, a distance of 157.40 feet to a point for
 2-17 corner;
 2-18 THENCE, South 36°38'00" East, a distance of 291.60 feet to a set
 2-19 1/2-inch rebar for corner in the south right-of-way line of North
 2-20 Fabens Street (Highway 793);
 2-21 THENCE, along said south right-of-way line, North 50°14'00" East, a
 2-22 distance of 192.02 feet to a set 1/2-inch rebar for corner in the
 2-23 west right-of-way line of Lettunich Street;
 2-24 THENCE, along said west right-of-way line, south 39°46'00" East, a
 2-25 distance of 1,109.97 feet to a point for corner in the south
 2-26 right-of-way line of the San Felipe Arroyo;
 2-27 THENCE, along said south right-of-way line, the following two
 2-28 courses:
 2-29 North 68°30'00" East, a distance of 161.56 feet to a point;
 2-30 North 71°53'36" East, a distance of 473.83 feet to the
 2-31 northeast corner of Lot 9, Block 6, Loma Verde Subdivision Unit Two
 2-32 and in the westerly line of Block L, University Land;
 2-33 THENCE, along the westerly line of said Block L, South 00°11'00"
 2-34 West, a distance of 2,919.41 feet to a found 1/2-inch rebar in
 2-35 concrete at the northeast corner of Lot 2, Block 1, Stirman Hills
 2-36 Subdivision;
 2-37 THENCE, along the northeast line of said Block 1, South 41°48'00"
 2-38 East, a distance of 1,858.07 feet to the southeast corner of Lot 31,
 2-39 Block 1, Stirman Hills Subdivision;
 2-40 THENCE, along the south line of said Block 1, South 43°16'00" West, a
 2-41 distance of 758.43 feet to a found 1-inch pipe at the southwest
 2-42 corner of Lot 42, said Block 1;
 2-43 THENCE, North 41°48'00" West, a distance of 299.80 feet to a point in
 2-44 the northerly right-of-way line of Cypress Street;
 2-45 THENCE, along said north right-of-way line, South 43°30'00" West, a
 2-46 distance of 2,224.11 feet to a set 1/2-inch rebar for corner at the
 2-47 intersection of the north right-of-way line of said Cypress Street
 2-48 at the east right-of-way line of the G.H. & S.A. Railroad;
 2-49 THENCE, along the east right-of-way line of said railroad, North
 2-50 46°13'00" West, a distance of 1,059.80 feet to a set 1/2-inch rebar
 2-51 for corner at the intersection of the southerly right-of-way line
 2-52 of Franklin Street extended to the east right-of-way line of said
 2-53 railroad;
 2-54 THENCE, along the extension of said Franklin Street, South 43°47'00"
 2-55 West, a distance of 336.06 feet to a set 1/2-inch rebar on the
 2-56 easterly bank of the Tornillo Canal;
 2-57 THENCE, along the east bank of said Tornillo Canal the following
 2-58 four courses:
 2-59 North 50°24'02" West, a distance of 419.45 feet to a set
 2-60 1/2-inch rebar;
 2-61 North 47°25'47" West, a distance of 797.57 feet to a set
 2-62 1/2-inch rebar at the beginning of a curve to the left;
 2-63 Along the arc of said curve (Delta Angle = 46°45'34", Radius =
 2-64 185.05 feet, Chord = North 70°48'34" West, 146.86 feet) a distance
 2-65 of 151.02 feet to a set 1/2-inch rebar;
 2-66 South 86°02'04" West, a distance of 850.85 feet to a set
 2-67 1/2-inch rebar on a north bank of the River Drain outlet;
 2-68 THENCE, along the northeasterly bank of said River Drain Outlet the
 2-69 following five courses:

3-1 North 51°27'37" West, a distance of 684.08 feet to a set 1/2-inch
 3-2 rebar;
 3-3 North 28°34'07" West, a distance of 307.91 feet to a set 1/2-inch
 3-4 rebar;
 3-5 North 13°37'04" West, a distance of 464.61 feet to a set 1/2-inch
 3-6 rebar at the beginning of a curve to the left;
 3-7 Along the arc of said curve (Delta Angle = 22°28'12", Radius =
 3-8 1,459.92 feet, Chord = North 24°51'10" West, 568.88 feet) a distance
 3-9 of 572.55 feet to a set 1/2-inch rebar;
 3-10 North 36°05'16" West, a distance of 744.35 feet to a set 1/2-inch
 3-11 rebar on the south right-of-way line of south Fabens Street
 3-12 (Highway 76);
 3-13 THENCE, along said south right-of-way line the following four
 3-14 courses:
 3-15 South 50°14'00" West, a distance of 452.20 feet to a point;
 3-16 North 85°23'00" West, a distance of 77.30 feet to a point;
 3-17 North 79°43'00" West, a distance of 200.72 feet to a point;
 3-18 South 89°02'00" West, a distance of 215.00 feet to a set 1/2-inch
 3-19 rebar;
 3-20 THENCE, leaving said south right-of-way line and along the west
 3-21 line of the Hunts Addition, North 37°22'10" West, a distance of
 3-22 1,683.25 feet to a set 1/2-inch rebar in the west right-of-way line
 3-23 of the I-243 Lateral;
 3-24 THENCE, North 26°28'18" West, a distance of 1,125.86 feet to a set
 3-25 1/2-inch rebar in the north line of the Riverside Addition;
 3-26 THENCE, along said north line, North 66°18'00" East, a distance of
 3-27 992.89 feet to the POINT OF BEGINNING and containing 885.93 acres of
 3-28 land.

3-29 SECTION 2. (a) The legal notice of the intention to
 3-30 introduce this Act, setting forth the general substance of this
 3-31 Act, has been published as provided by law, and the notice and a
 3-32 copy of this Act have been furnished to all persons, agencies,
 3-33 officials, or entities to which they are required to be furnished
 3-34 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
 3-35 Government Code.

3-36 (b) The governor, one of the required recipients, has
 3-37 submitted the notice and Act to the Texas Commission on
 3-38 Environmental Quality.

3-39 (c) The Texas Commission on Environmental Quality has filed
 3-40 its recommendations relating to this Act with the governor, the
 3-41 lieutenant governor, and the speaker of the house of
 3-42 representatives within the required time.

3-43 (d) All requirements of the constitution and laws of this
 3-44 state and the rules and procedures of the legislature with respect
 3-45 to the notice, introduction, and passage of this Act are fulfilled
 3-46 and accomplished.

3-47 SECTION 3. This Act takes effect immediately if it receives
 3-48 a vote of two-thirds of all the members elected to each house, as
 3-49 provided by Section 39, Article III, Texas Constitution. If this
 3-50 Act does not receive the vote necessary for immediate effect, this
 3-51 Act takes effect September 1, 2011.

3-52

* * * * *