

| PLANNING DEPT. PCTS 2 & 4 WATER SERVICE AVAILABILTY |                               |                 |
|---|-------------------------------|-----------------|
|   | APPLICANT                     | APPLICATION NO. |
| 1.  | Michael M. Aguilar            | 4-12028         |
|   |                               |                 |
|   | COMM. COURT: January 22, 2013 |                 |



# PLANNING DEPARTMENT

Rev. 02-19-10

## County of Hidalgo

Main Office  
1304 South 25<sup>th</sup> Street  
Edinburg, Texas 78542  
956-318-2840  
956-318-2844

Precinct No.1 Substation  
1902 Joe Stephens Ave.  
Weslaco, TX 78596  
956-968-4734  
956-973-7850

Precinct No.3 Substation  
2401 N. Moorefield Rd.  
Mission, TX 78572  
956-205-7045  
956-205-7049

Precinct 1 2 3 4

Raul E. Sesin, P.E., CFM  
Planning Administrator

Application No: 4-12028

### HIDALGO COUNTY CERTIFICATE OF WATER SERVICE AVAILABILITY UNDER TEXAS LOCAL GOVT. CODE SECTION 232.029(c)(2)

Upon the application of:

Name: Michael M. Aguilar

Address: 23455 Brushline Rd  
Edinburg, TX 78542

Phone: 956-270-8993

| Approved by<br>Environmental Health: | Temporary Service    | Final Service        |
|--------------------------------------|----------------------|----------------------|
|                                      | Authorized Signature | Authorized Signature |
| Inspection/Permit No:                |                      |                      |
| Date Approved:                       | / /                  | / /                  |

Water Supplier: North Alamo Water Supply Co.

Utility Provider:  M.V.E.C.     AEP

Account/ESI No.: NA  
 Temporary Pole     Permanent Service

who is the person requesting utility service to subdivided land ("land") described as follows:

A tract of land out of  
Lot 4, Block 28, Santa Cruz Gardens No. 2. (0.7076 of one acre)  
Flood Zone: X-25

*[Insert the lot and block number in recorded subdivision, address, or description in deed, etc]*

and who has submitted to the court an affidavit as required by Local Govt. Code Sec. 232.029 (f),  
on \_\_\_\_\_, 20\_\_\_\_, the Hidalgo County Commissioners Court approved the  
issuance of this certificate stating as follows (strike through the statement that does not apply)

The land was not subdivided after September 1, 1995, and water service is available  
within 750 feet of the land.

-OR-

~~The land was not subdivided after September 1, 1995, and water service is available more than 750 feet from the  
subdivided land and the extension of water service to the land may be feasible, subject to a final determination by the  
water service provider.~~

[Signature]  
Planning Department Authorized Signature

\_\_\_\_\_  
Hidalgo County Judge

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Hidalgo County Clerk

\_\_\_\_\_  
Date



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Raul E. Sesin, P.E., CFM  
Planning Administrator

Application No: 4-12028

**AFFIDAVIT  
TO APPLY TO THE COUNTY OF HIDALGO  
FOR CERTIFICATE OF WATER SERVICE AVAILABILITY  
UNDER TEXAS LOCAL GOVT. CODE SECTION 232.029(c)(2)**

[Note: To be eligible, the land must not have been subdivided after September 1, 1995.]

THE STATE OF TEXAS     §  
COUNTY OF HIDALGO    §

BEFORE ME, the undersigned authority, on this day personally appeared

Michael M. Aguilar

Known to me [or proved to me in the oath of \_\_\_\_\_ or through Driver License (description of federal or state government ID card with photograph and signature)], who swore on oath that the following two statements are true:

1. "I am requesting utility service to the following described land: Lot 4, Block 28, Santa Cruz Gardens No 2. (0.7076 of one acre)  
Aspect of land out of

[Insert the lot and block number in recorded subdivision, address, or description in deed, etc]

2. "The land described above has been sold or conveyed to me."

AND [strike through the statement below that does not apply]

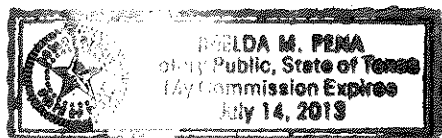
3A. "The land was not sold or conveyed to me by the Subdivider or the subdivider's agent after September 1, 1995."

~~OR~~

3B. ~~"The land was on August 31, 1999, located in the extraterritorial jurisdiction of a municipality as determined by Local Govt. Code Chapter 42; and the land was not sold or conveyed to me by the Subdivider or the subdivider's agent after September 1, 1999."~~

[Signature] (Signature)

SUBSCRIBED AND SWORN TO before me on January 11, 2013, to certify which, witnesses my hand and seal of office.



Reelda M. Peña  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

303561  
CHARGE SIERRA TITLE

STC/GNY GF# 3104796

- ABLE GO TO YR HOS W/H

1383208

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

## WARRANTY DEED

Date: August 4, 2004

Grantor: ANNA LARA and husband BONIFACIO LARA

**Grantor's Mailing Address:**

ANNA LARA  
1210 VIA ESCALANTE  
CHULA VISTA, CA 91910  
Hidalgo County

Grantee: MICHAEL M. AGUILAR

**Grantee's Mailing Address:**

MICHAEL M. AGUILAR  
23455 BRUSHLINE ROAD  
EDINBURG, TEXAS 78539  
Hidalgo County

**Consideration:**

TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration.

**Property (including any improvements):**

A Tract of Land out of Lot 4, Block 28, SANTA CRUZ GARDENS NO. 2, Hidalgo County, Texas, according to map thereof recorded in Volume 8, Pages 28 and 29, Map Records of Hidalgo County, Texas; said tract of land being more particularly described by metes and bounds: SEE ATTACHED EXHIBIT A.

**Reservations from and Exceptions to Conveyance and Warranty:**

SUBJECT TO Right-of-Way Easement granted by Elizabeth Felix to North Alamo Water Supply Corporation, by instrument dated May 30, 1978, recorded in Volume 1602, Page 670, Official Records of Hidalgo County, Texas.

SUBJECT TO Right-of-Way Easement granted by Rey Ortiz and wife, Estella Ortiz to North Water

August 23, 2004


**METES AND BOUNDS DESCRIPTION  
0.7076 OF ONE ACRE OUT OF LOT 4, BLOCK 28  
SANTA CRUZ GARDENS UNIT No. 2  
HIDALGO COUNTY, TEXAS**

A tract of land containing 0.7076 of one acre situated in the County of Hidalgo County, Texas, being a part or portion of LOT 4, BLOCK 28, SANTA CRUZ GARDENS UNIT No. 2, according to the plat thereof recorded in Volume 8, Page 29, Hidalgo County Map Records, said 0.7076 of one acre also being more particularly described as follows:

BEGINNING at a No.4 rebar found on the West line of Lot 4, Block 28 for the Southwest corner of this tract, said rebar bears N 08° 23' 00" E a distance of 818.10 feet from the Southwest corner of said Lot 4;

1. THENCE, N 08° 23' 00" E along the West line of Lot 4, Block 28, a distance of 100.06 feet to a No.4 rebar found for the Northwest corner of this tract;
2. THENCE, S 81° 37' 00" E at a distance of 278.36 feet pass a No.4 rebar found for the West right-of-way line of Brushline Road, continuing a total distance of 308.36 feet to the Northeast corner of this tract;
3. THENCE, S 08° 44' 18" W along the East line of Lot 4, Block 28 and within the right-of-way of Brushline Road, a distance of 100.06 feet to the Southeast corner of this tract;
4. THENCE, N 81° 37' 00" W at a distance of 30.00 feet pass the West right-of-way line of Brushline Road, continuing a total distance of 307.74 feet to the POINT OF BEGINNING, and containing 0.7076 of one acre of land, more or less.

I, FRED L. KURTH, REGISTERED PROFESSIONAL LAND SURVEYOR DO HEREBY AFFIRM THAT THIS METES AND BOUNDS DESCRIPTION REPRESENTS THE RESULTS OF A SURVEY MADE ON THE GROUND ON 8/20/2004 UNDER MY DIRECTION AND SUPERVISION.

 8-23-04  
FRED L. KURTH, R.P.L.S. #4750 DATE:



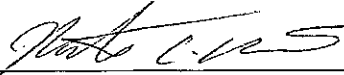
T:\SURVEY\04009\02\W&B.doc

Exhibit "A"

STATE OF CALIFORNIA )

COUNTY OF San Diego )

This instrument was acknowledged before me on 02/04/2004, 2004, by ANNA LARA and BONIFACIO LARA.

  
\_\_\_\_\_  
Notary Public, State of California



PREPARED IN THE OFFICE OF:

YZAGUIRRE & CHAPA  
6521 NORTH 10TH  
McALLEN, TX 78504  
Tel: (956) 682-4308  
Fax: (956) 682-7864

AFTER RECORDING RETURN TO:

MICHAEL M. AGUILAR  
23455 BRUSHLINE ROAD  
EDINBURG, TEXAS 78539

Filed for Record in:  
Hidalgo County, III  
by J. D. Salinas, III  
County Clerk  
On: Sep 20, 2004 at 08:42A  
As a Recording  
Document Number: 1383208  
Total Fees: 20.00  
Receipt Number - 617288  
By: Anna Maria Muniz, Deputy

# Chapter 232 Texas LGC Application

APPLICATION NO:

4-12028

Jan. 9, 2013

COUNTY OF HIDALGO  
PLANNING DEPARTMENT

1304 S. 25th Ave EDINBURG TX 78539  
TEL 318-2840 FAX 318-2844

S1700-02-028-0004-11

[ 1 ] OWNER: AGUILAR, MICHAEL M.  
23455 BRUSHLINE RD.  
EDINBURG, TX. 78542  
Telephone No. 270-8993

[ 7 ] LEGAL DESC./NAME OF SUBDIVISION  
SANTA CRUZ GARDENS #2 W302.9'-  
02.61'-N634.35' LOT 4 BLK 28 0  
4AC GR 0.67AC NET

LOCATION: 0 2812 & BRUHSLINE

[ 2 ] CONTRACTOR: SELF

[ 8 ] SEWAGE: INSTA

[ 3 ] WATER SYSTEM: N AL

[ 9 ] CONSTRUCTION TYPE: BLOC

[ 4 ] PURPOSE OF APPLICATION: NEW RESIDENCE  
25- RESIDENTIAL NEW SINGLE DWELLING

[10] EST. COST OF CONST.: \$60,000

[ 5 ] SIZE OF STRUCTURE: 2,005 Sq. Ft.

[11] SPECIAL FLOOD HAZARD AREA:  YES  
 NO

[ 6 ] USE OF BUILDING: RES.ZONE-X

**Special Conditions: No construction allowed over any easements.**  
MUST COMPLY W/ALL REGULATIONS & SETBACKS  
FRONT 50' SIDE'S 6' REAR 15'

### FOR COUNTY USE ONLY APPLICATION FEES

OTHER \_\_\_\_\_  
TOTAL AMOUNT . . . . . \$30.00

Light [X] Water [X]


Flood Zone: NO  
Panel No. /Suffix: 0325D Pct: 4

Community No.: 480234

Certification of Elevation  
Required:  YES  NO  BFE

- A. Setbacks front, side & rear shall be in any deed restrictions.
- B. No more than one single family residence per lot.
- C. Applicant shall comply with all of the plat and/or deed restrictions and requirements affecting the lot.
- D. Permit fee shall be doubled for construction commencing or structures moved in prior to obtaining a permit.
- E. Applicant/owner states that no structures exist on this tract of land. If found in violation, permit may be revoked.

Flop \_\_\_\_\_  
Prepared by Date

 \_\_\_\_\_  
Approved by Date

Michael M. Aguilar \_\_\_\_\_  
Signature of Owner or Applicant Date

### [ NOTICE ]

SEPARATE PERMITS ARE REQUIRED FOR SEPTIC TANKS. THIS PERMIT BECOMES NULL AND VOID IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN 6 MONTHS. OR IF CONSTRUCTION OR WORK IS SUSPENDED OR ABANDONED FOR A PERIOD OF ONE YEAR AT ANYTIME AFTER WORK IS COMMENCED.

I HEREBY CERTIFY THAT I HAVE READ AND EXAMINED THIS APPLICATION AND KNOW THE SAME TO BE TRUE AND CORRECT. ALL PROVISIONS OF LAWS AND REGULATIONS GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. THE GRANTING OF A PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO OR CANCEL THE PROVISIONS OF ANY OTHER STATE OR LOCAL LAW REGULATING CONSTRUCTION OR THE PERFORMANCE OF CONSTRUCTION.