

ORDINANCE NO. 480

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS PROVIDING FOR THE ABANDONMENT OF A PORTION OF THE NORTH-SOUTH ALLEY BETWEEN PINE STREET AND CEDAR STREET; QUITCLAIMING SAID ABANDONED AREA TO THE ABUTTING PROPERTY OWNERS: PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

WHEREAS, the Planning and Zoning Commission of the City of Abilene has, at the request of Hardin Simmons University, recommended to the City Council that a portion of a certain alley, as hereinafter described, in the City of Abilene, Taylor County, Texas, which is neither needed, nor used, for public purposes, be closed, abandoned and quitclaimed to the abutting property owner; and

WHEREAS, it is the opinion of the City Council that such abandonment is in the public interest of the City of Abilene; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE,
TEXAS:

PART 1: That the following described portion of alley within the City of Abilene, Taylor County, Texas, be, and the same is hereby, abandoned, vacated, and closed insofar as the right, title and easement of the public are concerned:

TRACT I: All that portion of a North-South alley between Pine Street and Cedar Street extending North from Ambler Avenue lying between Lots 6, 7, 8, 9, 10, and 11, Block 4, North Park Addition, City of Abilene, Taylor County, Texas.

PART 2: That the City of Abilene does, by these presents, quitclaim all its right, title, claim and demand in and to those tracts of land, described in Part 1 hereof, to those owning the property abutting on the above described portions of such streets as their interest may appear, with, all and singular, its right, title, interest, estate, claim and demand in said tract, as hereinabove described: TO HAVE AND TO HOLD the above released rights, titles, interests, claims and demand to the said abutting property owners, their heirs and assigns, forever, so that neither the City of Abilene, nor its legal representatives or assigns, shall have any right, title or interest in such property, premises or appurtenances, or any part thereof.

PART 3: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the tracts of land described in Part 1

of this Ordinance, and shall be construed only to that interest the governing body of the City of Abilene may legally and lawfully abandon.

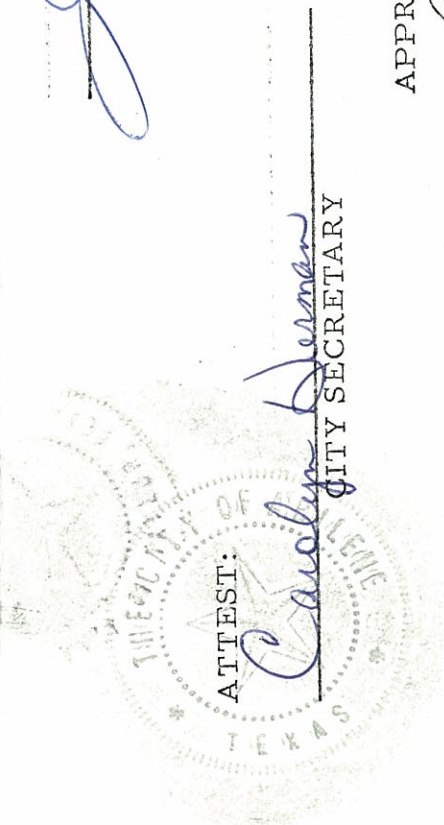
PART 4: That, upon final passage hereof, the City Secretary be, and she is hereby, authorized and directed to certify a copy of this Ordinance, and file it in the Deed Records of Taylor County, Texas.

PASSED ON FIRST READING, this the 11th day of June, A. D., 1970.

After said passage, a Notice of the time and place, where and when said Ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter News, a daily newspaper, of general circulation in the City of Abilene, said publication being on the 15th day of June, A. D., 1970, the same being more than twenty-four (24) hours prior to the time designated for said hearing. After such opportunity for the public to be heard, said Ordinance was passed on second and final reading.

PASSED ON SECOND AND FINAL READING, this the 9th day of July,

A. D., 1970.



ATTEST:

Caulyn German
CITY SECRETARY

J. C. Huntley
MAYOR

APPROVED:

Ben Niebauer, Jr.
CITY ATTORNEY

THE STATE OF TEXAS |
 |
COUNTY OF TAYLOR |

BEFORE ME, the undersigned authority, on this day personally appeared J. C. Hunter, Jr., Mayor of the City of Abilene, Texas, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged that the same was the act of the said City of Abilene, a Municipal Corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 9th
day of July, A. D., 1970.



Judith C. ...
Notary Public in and for Taylor County, Texas

THE STATE OF TEXAS |
COUNTY OF TAYLOR |
CITY OF ABILENE |

I, Carolyn Herman, City Secretary of the City of Abilene, Texas, do hereby certify that the above and foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Abilene, Texas, on 9th day of July, A.D., 1970, same being recorded in Volume 9, Page 197 of the Ordinance Records of the City of Abilene, Texas.

Given under my hand and seal of office this the

9th day of July, A.D., 1970.



Carolyn Herman
Carolyn Herman, City Secretary
City of Abilene, Texas.

Subject: Ordinance 1970-9
Ordinance 1970-9

see attached, please refer to
of the original RECORDS of the City of Abilene, Texas
and have been RECORDED in the original and same
on this date and is a true and correct copy of the
I hereby certify that this instrument has been
CORALIA DA SILVA }
CLERK OF RECORDS



FILED FOR RECORD
JUL 10 1970

Handwritten note: "6/10/70 Carolyn Herman"

Handwritten initials: "CH"

Handwritten text: "CORALIA DA SILVA"