

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS PROVIDING FOR THE ABANDONMENT OF A PORTION OF LAND BEING PLUM STREET FROM THE N. ROW LINE OF THE WICHITA VALLEY RR. NORTH: 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 recommended to the City Council that a portion of a certain street, as hereinafter described, in the City of Abilene, Taylor County, Texas, which is neither needed, nor used, for public purposes, be closed, abandoned and quit-claimed 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 the street 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:

Being Plum Street from the N. ROW line of the Wichita Valley RR. north approximately 300 feet described as follows:

BEGINNING at the intersection of the North ROW line of the Wichita Valley RR and the East RIW line of Plum Street;
THENCE North 418 feet;
THENCE West 80 feet to the West ROW line of Plum Street
THENCE South to the North ROW line of the Wichita Valley RR
THENCE S. 21° 12' E to the point of beginning.

PART 2: That the City of Abilene does, by these presents, quit-claim 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, title 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 9th day of July, 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 13 day of July, 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 13 day of August, A.D., 1970.

W. Sead

J. C. Hunter, Jr.
MAYOR

(SEAL)
ATTEST:

Carolyn Herman
CITY SECRETARY

APPROVED:

Ben Niederhiser, Jr.

CITY ATTORNEY

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 13 day of August, A. D.,
1970, same being recorded in the Ordinance Records of the City of
Abilene, Texas.

Given under my hand and seal of office this the 14 day
of August, A. D., 1970.



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