

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A STRIP OF LAND ACROSS THE SOUTHWEST PART OF A 6.502 ACRE TRACT, AND KNOWN AS EAST LAKE ROAD, AND BEING OUT OF AND A PART OF G. W. PENTACOST SURVEY 67, JONES COUNTY, TEXAS; 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 West Texas Utilities Company, recommended to the City Council that a strip of land across the southwest part of a 6.502 acre tract, and known as East Lake Road, and being out of and a part of G. W. Pentacost Survey 67, Jones County, Texas, and described as follows: Being 70' in width described by a centerline as follows: Beginning at a point on the southeast line of said 6.502 acre tract, in the center of said East Lake Road, from which a 3/8" iron rod set for the north corner of a certain 7.65 acre tract brs. N 48° 25' E 35' and the southwest corner of said 6.502 acre tract brs. S 48° 25' W 456'. Thence northwesterly along the center of East Lake Road 240', more or less, to a point on the northwest line of said 6.502 acre tract, from which a 3/8" iron rod set for the northwest corner of said 6.502 acre tract brs. S 48° 25' W 99.5' and located East of Lake Fort Phantom Hill, which is neither needed, nor used, for public purposes, be closed, abandoned and quitclaimed to the abutting property owners; 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 strip of land situated in Jones 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 a strip of land across the southwest part of a 6.502 acre tract, and known as East Lake Road, and being out of and a part of G. W. Pentacost Survey 67, Jones County, Texas, and described as follows:

Being 70' in width described by a centerline as follows:

Beginning at a point on the southeast line of said 6.502 acre tract, in the center of said East Lake Road, from which a 3/8" iron rod set for the north corner of a certain 7.65 acre tract brs. N 48° 25' E 35' and the southwest corner of said 6.502 acre tract brs. S 48° 25' W 456'.

Thence northwesterly along the center of East Lake Road 240', more or less, to a point on the northwest line of said 6.502 acre tract, from which a 3/8" iron rod set for the northwest corner of said 6.502 acre tract brs. S 48° 25' W 99.5' and located East of Lake Fort Phantom Hill.

PART 2: That the City of Abilene does, by these presents, quitclaim all its right, title, claim and demand in and to that tract of land, described in Part 1 hereof, to those owning the property abutting on the above described portion of such street 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 tract 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 14 day of June, A. D. 1973.

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 18 day of June,  
A. D. 1973, 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, the  
said Ordinance was passed on second and final reading.

PASSED ON SECOND AND FINAL READING, this the \_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_, A. D. 1973.

(SEAL)

J. C. Hunter, Jr.  
MAYOR

ATTEST:

Ruth Hodgkin  
CITY SECRETARY

APPROVED:

*Bruce Evans*  
ASSISTANT CITY ATTORNEY

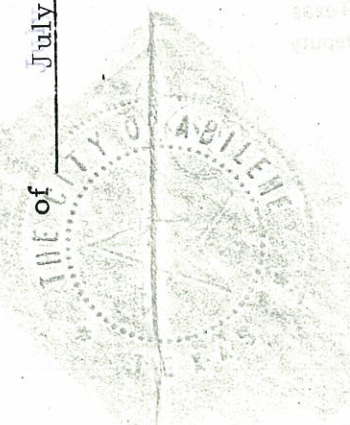
THE STATE OF TEXAS |  
COUNTY OF TAYLOR |  
CITY OF ABILENE |

I, Ruth Hodgkin, 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 26 day of July, A. D., 1973, same being recorded in the Ordinance Records of the City of Abilene, Texas, Volume 9, Page 471.

Given under my hand and seal of office, this the 26 day

of July, A. D., 197 3.



Ruth Hodgkin  
CITY SECRETARY  
ABILENE, TEXAS

FILED FOR RECORD  
CLOCK  
AUG 1 1973  
CITY CLERK

8368  
CITY CLERK



ABILENE, TEXAS  
CITY CLERK