

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF PORTIONS OF BASS STREET AND BERRY LANE; 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 M. L. Richards, et al, recommended to the City Council that portions of Bass Street and Berry Lane, as hereinafter described, in the City of Abilene, Taylor County, Texas, which is neither needed, nor used, for public purposes, be closed and abandoned; 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 portions of Bass Street and Berry Lane, 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 Bass Street from West ROW of Maple to South ROW of South 15th and Berry Lane from West ROW of South 15th extension to East ROW of Bass Street. Also the 30' dedication from West boundary line of Bass Street along and parallel with North boundary of Section 51, B.A.L. Survey to the West boundary of said Survey. 30' from the West boundary line of Bass Street along and parallel with the South boundary of Section 48 of the B.A.L. Survey to the West boundary of said Survey.

Excepting and reserving unto the public that easement or those easements for any and all utility purposes existing along the said right-of-way so abandoned with the further restriction that no permanent structures will be placed on said easement or easements.

PART 2: That it is in the public interest of the City of Abilene to so abandon said above described portions of Bass Street and Berry Lane.

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 March, A.D. 1978.

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 5 day of March, 1978, 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 23 day of March, A.D. 1978.

(SEAL)

ATTEST:

Ruth Hodgin  
CITY SECRETARY

Fred Lee Hughes  
MAYOR

APPROVED:

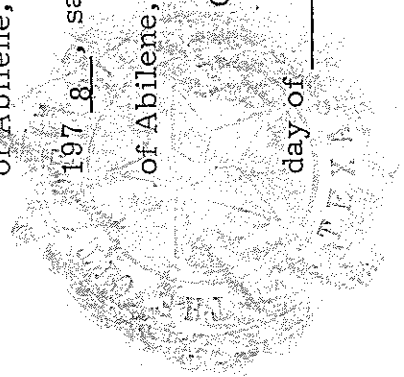
*Rayney Cayley*  
CITY ATTORNEY

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

I, Ruth Hodgin, 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 23 day of March, A.D.,

197 8, same being recorded in the Ordinance Records of the City  
of Abilene, Texas, Volume 10, Page 417.

Given under my hand and seal of office, this the 23  
day of March, A. D., 197 8.



Ruth Hodgin  
City Secretary, City of Abilene, Texas