

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

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

PART 1: That the following described portion of a Public Right of Way, as described on Exhibit "A," attached hereto and made a part of this ordinance for all purposes, be, and the same is hereby abandoned, vacated and closed insofar as the right, title or easement of the public is concerned, subject to retention as stated in Exhibit A.

PART 2: That said portion of a Public Right of Way is not needed for public purposes and it is in the public interest of the City of Abilene to abandon said described portion of a Public Right of Way.

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.

PASSED ON FIRST READING this 10 day of October A.D. 2002.

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 6 day of October 20 02, 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 24 day of October  
    , A.D. 20 02.

ATTEST:

*D. Moore*  
CITY SECRETARY

*Grady Barr*  
MAYOR

APPROVED:

*Sharon E. Huck*  
CITY ATTORNEY

ORDINANCE NO. 39-2002

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare: A 20 foot north-south alley that is located in Block 96, Original Town, Abilene, Taylor County, Texas; filed for record May 4, 1881, Book C, Pages 590 & 591; SUBJECT TO: (1) retention of an accessible utility easement the length and width of the alley.

Location:

Between South 2<sup>nd</sup> & South 3<sup>rd</sup> and Willow & S. Treadaway

-END-