

Received

14255

OCT 10 1991

City Manager's Office

RESOLUTION NO. 32-1991

VOL 806 PAGE 842

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ABANDONING APPROXIMATELY 2.97 ACRES OF LAND IN REDBUD PARK FOR A YMCA FACILITY.

WHEREAS, a request has been made by the YMCA that the City Council of the City of Abilene abandon approximately 2.97 acres of land in Redbud Park for future expansion; and,

WHEREAS, numerous documents will have to be completed and signed to consummate the requested abandonment of property; now, therefore,

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

PART 1: That the City Council of the City of Abilene hereby finds that it would be a public purpose for the City of Abilene to allow the YMCA to improved its facility in Redbud Park.

PART 2: That because of the Texas Constitutional and State statutory provisions, the City of Abilene cannot sell or give the requested 2.97 acres of land to the YMCA.

PART 3: That the City Council of the City of Abilene hereby agrees to and does so abandon 2.97 acres of land for a YMCA facility as described in the attached legal description. This abandonment of 2.97 acres is not an abandonment of the balance of Redbud Park as described in Vol. 833, Page 347 of the Deed Records of Taylor County, Texas, dated March 29, 1967.

PART 4: That this abandonment to the YMCA is made on the condition that the Dodge Jones Foundation, the Episcopal Church of the Heavenly Rest of Abilene, and St. John's Episcopal School of Abilene, Inc. recognize and

00096

agree that the City of Abilene is not abandoning the balance of the Redbud Park property as recorded in Vol. 833, Page 347, of the Deed Records of Taylor County, Texas, dated March 29, 1967.

PART 5: That in order to complete this transaction, numerous documents will have to be signed by numerous parties. It is, therefore, specifically provided that this abandonment shall take place only when all the documents, including this resolution, are signed by all the parties. The Mayor is hereby authorized to sign this resolution when he is satisfied that all documentation is completed. The City Attorney shall sign and approve this resolution when the legal documentation to carry out the City Council's instructions are completed.

PART 6: This resolution and abandonment shall not become effective unless or until it is signed by the Mayor and City Attorney.

ADOPTED this 22 day of August, A.D. 1991.

ATTEST:

[Signature]
CITY SECRETARY

[Signature]
MAYOR



APPROVED:

[Signature]
CITY ATTORNEY

CURVE NO.	ANGLE	CHORD	BEARING	LENGTH
C-1	35°42'03"	460.0'	N 61°15'55"E	282.01'
C-2	PACT. 11°06'27"	370.14'	N 49°12'22"E	71.64'
C-3	73°39'45"	25.0'	N 17°47'22"E	29.97'
C-4	96°21'18"	25.0'	N 62°13'10"W	34.21'
C-5	PACT. 26°35'18"	359.32'	S 87°53'56"W	165.25'
C-6	PACT. 15°42'27"	392.07'	N 86°39'38"W	107.15'

RED BUD PARK
CITY OF ABILENE
UNPLATTED

VOL. 1806 PAGE 84

RED BUD PARK
CITY OF ABILENE
UNPLATTED

RED BUD PARK
CITY OF ABILENE
UNPLATTED

- X FND. 'X' ON CURB
- FND. 3/8" IR
- X SET 'X' ON CURB
- o SET 3/8" IR

**A PLAT OF
2.97 ACRES**

OUT OF
LOT 1, BLOCK A,

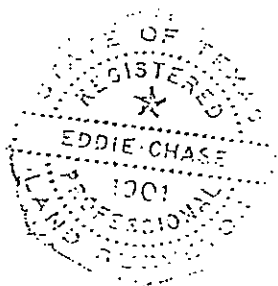
**RED BUD PARK ADDITION,
ABILENE, TAYLOR COUNTY, TEXAS**

EXHIBIT A

CERTIFIED CORRECT AS SURVEYED
ON THE GROUND MAY 29; JUNE 6, 1991

Eddie Chase

EDDIE CHASE, R.P.L.S. #1901



CHASE & ASSOCIATES SURVEYING Co., INC.
141 S. LEGGETT DR.
ABILENE, TEXAS 79605
915-677-8111

LEGAL DESCRIPTION

VOL. 1806 PAGE 043

BEING 2.97 acres of land out of Lot 1, Block A, Red Bud Park Addition, a replat of Blocks 5, 6, 7, 12 & 13, and Lots 1 & 4, Block 11, and Lots 1, 4 & 5, Block 8, Jones & Leggett Subdivision and the streets contained therein, out of the IG & N R.R. Company Survey, Abilene, Taylor County, Texas, and being described by metes and bounds as follows:

BEGINNING at an 'X', found, on the top of curb on the south side of a park road at the end of a curve to the right for the northeast corner of this tract, same being the northwest corner of a certain Y.M.C.A. 4.0 acre tract, as recorded in Volume 1395, Page 677, and from said 'X' the northwest corner of said Lot 1, Block A, Red Bud Park Addition, bears N 60°50'18" W 1667.63 feet and from the said northwest corner of Lot 1, the northwest corner of the IG & N R.R. Company Survey bears N 44°25'54" W 36.82 feet;

THENCE S 18°31'15" E 459.88 feet along the west line of said 4.0 acre tract to a 3/8" iron rod, found, on the arc of a curve to the right, at the back of the curb on the north side of a park road, for the southwest corner of said 4.0 acre tract, same being the southeast corner of this tract;

THENCE along the arc of said curve to the right, more or less along the back of curb, having a radius of 392.07 feet, a partial delta of 15°42'27", a chord of N 86°39'38" W 107.15 feet for an arc distance of 107.48 feet to an 'X', set, on the top of curb, for the end of said curve;

THENCE N 78°48'25" W 90.0 feet, more or less along the back of said curb to an 'X', set on the top of the curb, for the beginning of a curve to the left and being on the north side of said park road;

THENCE along the arc of said curve to the left, more or less along the back of curb, having a radius of 359.32 feet, a partial delta of 26°35'18", a chord of S 87°53'56" W 165.25 feet for an arc distance of 166.74 feet to a 3/8" iron rod, set, at the back of curb for a point on this curve and the beginning of a curve to right;

THENCE along the arc of said curve, having a radius of 25.0 feet, a delta of 86°21'18", a chord of N 62°13'10" W 34.21 feet for an arc distance of 37.70 feet to a 3/8" iron rod, set, at the end of this curve, at the back of a curb on the east side of a park road;

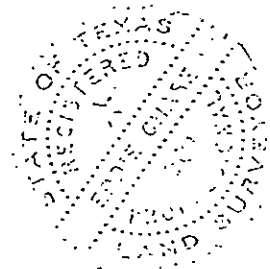
THENCE N 19°02'31" W 202.92 feet, more or less along the back of curb, to a 3/8" iron rod, set, at the back of curb, on the east side of said park road at the beginning of a curve to the right;

THENCE along the arc of said curve, more or less along the back of curb, having a radius of 25.0 feet, a delta of 73°39'45", a chord of N 17°47'22" E 29.97 feet for an arc distance of 32.14 feet to an 'X', set, on the top of curb, at the end of this curve and being on the arc of a curve to the left, on the south side of a park road;

THENCE along the arc of said curve to the left, having a radius of 370.14 feet, a partial delta of 11°06'27", a chord of N 49°03'56" E 71.64 feet, for an arc distance of 71.64 feet to a 3/8" iron rod, set, 0.4 feet south of the back of curb on the south side of said park road, for the end of this curve and the beginning of a curve to the right;

THENCE along the arc of said curve to the right, having a radius of 460.0 feet, a delta of 35°42'03", a chord of N 61°21'43" E 282.01 feet for an arc distance of 286.62 feet to the POINT OF BEGINNING, and containing 2.97 acres of land, more or less.

Certified correct as surveyed on the ground May 29, 1991 & June 6, 1991.



Eddie Chase

Eddie Chase
Registered Professional Land Surveyor
No. 1901

VOL. 1806 PAGE 846

THE STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on September 16, 1991 by Gary D. McCaleb, Mayor of the City of Abilene, Texas, a municipality, on behalf of said municipality.

J. Moore
NOTARY PUBLIC, STATE OF TEXAS

My Commission Expires: 12-31-92

AFTER RECORDING RETURN TO:

J. Moore, City Secretary
City of Abilene
P.O. Box 60
Abilene, Texas 79604