

RESOLUTION NO. 40-1996

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CONCERNING SURPLUS TEXAS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY AT AMBLER AVENUE AND THE WINTERS FREEWAY.

WHEREAS, a request has been made to the Texas Department of Transportation to designate and declare as surplus right-of-way 1.991 acres of land, more or less, located at Ambler Avenue and the Winters Freeway, being more particularly described in Exhibit "A" which is attached hereto and incorporated herein;

WHEREAS, the City of Abilene has evaluated the land and has determined that the land is no longer needed for the use of its citizens as a road, or for public transportation or beautification purposes; now therefore,

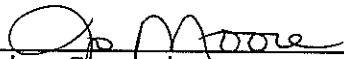
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That all the recitals and preambles stated herein are found to be true and correct and are incorporated and made a part of this resolution;


PART 2: That the City of Abilene hereby requests that the appropriate action be taken as set forth by the policies and guidelines of the Texas Department of Transportation.

ADOPTED this 07th day of November, A.D., 1996.

ATTEST:




City Secretary



Mayor

APPROVED:



City Attorney

EXHIBIT "A"

FIELD NOTES FOR TRACT 4

Being 1.991 acres out of Subdivisions No. 15 and No. 26 of the Steffens Subdivision of the Merchant Pasture of the James R. Shipman Survey No. 86, Taylor County, Texas, as per plat in Volume T, Page 639, Deed Records Taylor County, Texas, and being more fully described as follows:

Beginning at a found concrete monument with a Brass Cap on the Southeast right of way line of U. S. Highway 83/277 for the Southwest corner of Block 21, Section 4, Northwood Addition, to the city of Abilene, Texas, for the Northwest corner of this tract, said point being 150 feet Southeasterly of and measured at right angles to centerline chaining station 185+38.54 of the present location of said U.S. Highway 83/277;

- 1) Thence S 69° 27' 47" E, along the South line of said Northwood Addition, a distance of 731.73' to a set 1/2" rebar with cap marked "TxDOT", for the Northwest corner of the remainder of that certain tract of land conveyed to W.O. Hayter Jr. by Deed dated October 23, 1959, recorded in Volume 598, Page 251, Deed Records of Taylor County, Texas, and the Northeast corner of this tract;
- 2) Thence S 62° 32' 06" W, along the West line of the remainder of said Hayter tract, a distance of 149.92 feet to a point on the North right of way line of Ambler Avenue, from which a found large spike bears N 72° 27' W 0.2', said point being the Southwest corner of said Hayter tract and the Southeast corner of this tract;
- 3) Thence N 72° 26' 52" W, along the North right of way line of said Ambler Avenue, a distance of 552.21' to a found concrete monument with a Brass Cap for a PI in the South line of this tract and a point in the Southeast line of the present location of said U.S. Highway 83/277;
- 4) Thence N 57° 26' W, along the Southeast line of the present location of said U.S. Highway 83/277, a distance of 82.41 feet to a found concrete monument with a Brass Cap for the Southwest corner of this tract, said point being 175 feet Southeasterly of and measured at right angles to centerline chaining station 186+60 of the present location of said U.S. Highway 83/277;
- 5) Thence N 12° 26' W, continuing along the Southeast line of the present location of said U.S. Highway 83/277, a distance of 35.36 feet to a found concrete monument with a Brass Cap for a PI in the West line of this tract, said point being 150 feet Southeasterly of

and measured at right angles to centerline chaining station 186+35 of the present location of said U.S. Highway 83/277;

- 6) Thence N 32° 34" W, continuing along the Southeast line of the present location of said U.S. Highway 83/277, a distance of 95.42 feet to the point of beginning and containing 1.991 acres of land more or less.

Surveyed on the ground September 10, 1996.



Diehl Estes RPLS No. 5003
4250 North Clack
Abilene Texas, 79604
915-676-6830

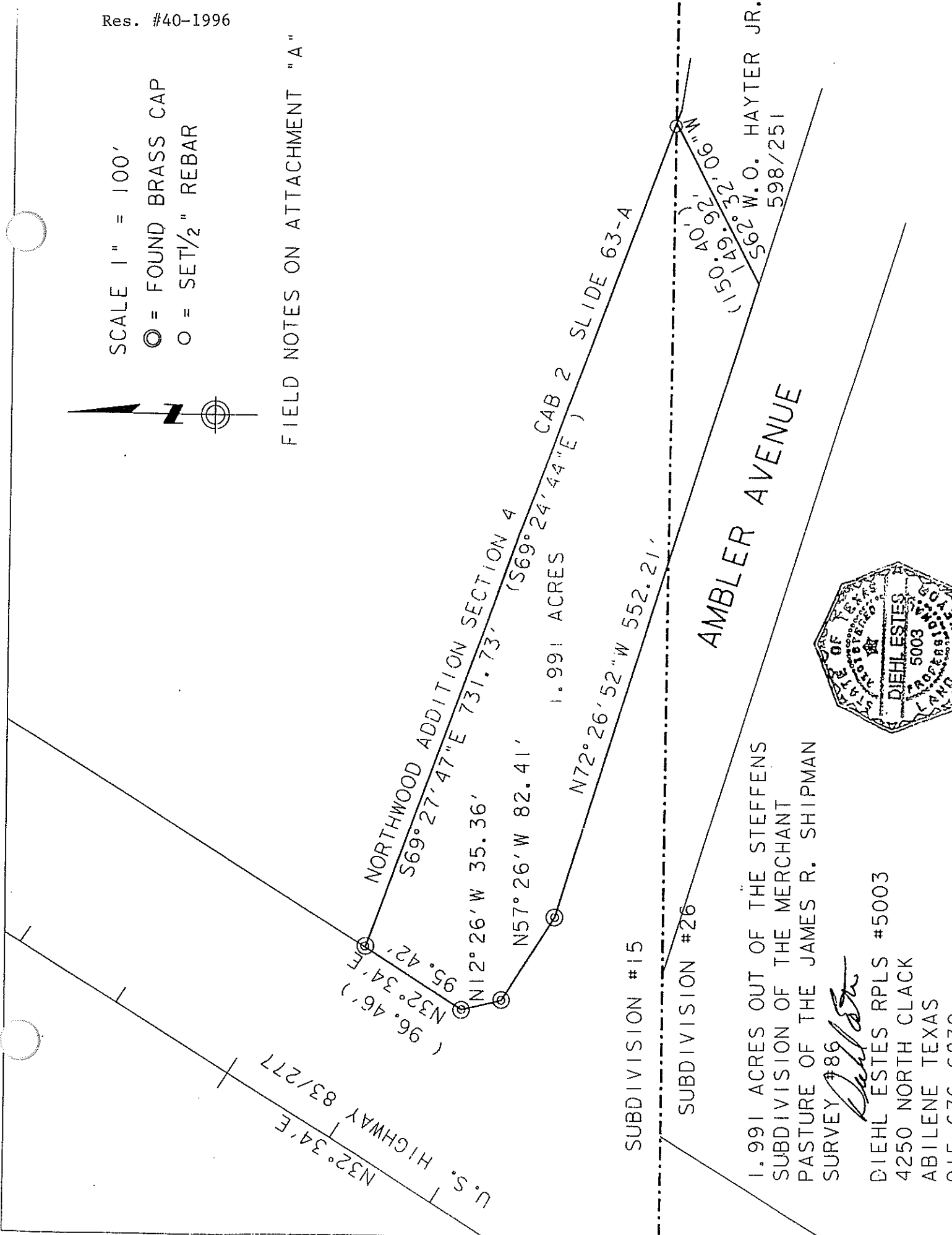


SCALE 1" = 100'

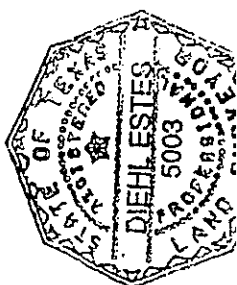
- ⊙ = FOUND BRASS CAP
- = SET 1/2" REBAR



FIELD NOTES ON ATTACHMENT "A"



1.991 ACRES OUT OF THE STEFFENS
 SUBDIVISION OF THE MERCHANT
 PASTURE OF THE JAMES R. SHIPMAN
 SURVEY #86



Diehl Estes
 DIEHL ESTES RPLS #5003
 4250 NORTH CLACK
 ABILENE TEXAS
 015-676-6830