

RESOLUTION NO. 160-2016

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS
AUTHORIZING THE CITY MANAGER TO TRANSFER REAL PROPERTY TO
TAYLOR COUNTY, TEXAS FOR A PUBLIC PURPOSE.**

WHEREAS, on June 23, 1966, the City of Abilene granted by Right of Way Easement to the State of Texas certain tracts of land for the purpose of expanding State Highway Loop 322; and

WHEREAS, on July 8, 2002, the State of Texas, by Quitclaim Deed, granted back to the City of Abilene a portion of that land which was not needed by the State; and

WHEREAS that Quitclaim Deed is recorded at Volume 2715, Page 510, of the Official Deed Records of Taylor County, Texas; and

WHEREAS, the City of Abilene has determined that the land is not needed for local road purposes; and

WHEREAS, the land abuts the northeast portion of the Taylor County Expo Center; and

WHEREAS, Taylor County, Texas, on November 29, 2016, passed a Resolution to accept the land to be transferred from the City of Abilene to Taylor County, Texas; and

WHEREAS, the City of Abilene shall transfer the land to Taylor County, Texas for purposes of expanding the Taylor County Expo Center grounds, with the express provision that if the land ceases to be used for that public purpose the land shall automatically revert back to the City of Abilene; and

WHEREAS, the land shall not be used by Taylor County, Texas for any commercial or proprietary uses other than as the Taylor County Expo Center; and

WHEREAS, the City of Abilene finds that Taylor County, Texas, is a political subdivision of the State of Texas; and

WHEREAS, the City of Abilene finds that the land will be used by Taylor County, Texas in carrying out a purpose that benefits the public interest of the City of Abilene; and

WHEREAS, the City of Abilene finds that the donation or sale of the land is made under terms that effect and maintain the public purpose for which the donation or sale is made; and

WHEREAS, the City Council believes that it is in the best interest of the City of Abilene and its citizens and serves a public purpose to transfer the land to Taylor County, Texas.

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

Part 1: That the City Manager is hereby authorized to transfer the land described in the Quitclaim Deed recorded at Volume 2715, Page 510, Official Deed Records of Taylor County, Texas, to Taylor County, Texas.

Part 2: That the land shall be used by Taylor County, Texas for the public purpose of expanding the grounds of the Taylor County Expo Center, and for no other purposes.

Part 3: That title and right to possession of the land shall revert to the City of Abilene if Taylor County, Texas ceases to use the land in carrying out that public purpose.

Part 4. That this Resolution takes effect immediately upon its adoption.

ADOPTED this 15th day of December, 2016.

ATTEST:



Danette Dunlap, City Secretary



Norman Archibald, Mayor

APPROVED:



Stanley Smith, City Attorney

EXHIBIT A

LEGAL DESCRIPTION FOR TRACT 1

Being 1.974 acres of land, Tract 1, same being out of and a part of that certain 19.640 acre tract, conveyed to the State of Texas by Deed dated June 23, 1966 of record in Volume 806, Page 447, out of section 46 Blind Asylum Lands Survey Taylor County, Texas, and said 1.974 acres of land is more particularly described as follows:

Beginning at a set 1/2" rebar with cap, marked TxDOT, on the proposed South right of way line of the present location of State Highway 36, said point being the Northwest corner of Tract 1 and the Northeast corner of Tract 2, said point also being on the East line of a 80 foot strip of land formally know as Airport Road, and said point being 187.99 feet Southerly from and measured at right angles to centerline chaining station 122+59.48 of the present location of said State Highway 36, and being 550.42 feet Westerly from and measured at right angles to centerline chaining station 112+48.85 of the present location of said Loop 322;

- 1) Thence South 87° 09' 32" East, along the proposed South right of way line of the present location of said State Highway 36, a distance of 122.94 feet to a set 1/2" rebar with a cap marked TxDOT, said point being 164.96 feet Southerly from and measured at right angles to centerline chaining station 123+80.25 of the present location of said State Highway 36, and being 443.27 feet Westerly from and measured at right angles to centerline chaining station 111+88.56 of the present location of said Loop 322;
- 2) Thence South 57° 05' 49" East, continuing along the proposed South right of way line of the present location of said State highway 36, a distance of 177.46 feet to a set 1/2" rebar with a cap marked TxDOT, for the Northeast corner of this tract, said point being 223.52 feet Southerly from and measured at right angles to centerline chaining station 125+47.77 of the present location of said State Highway 36, and being 265.82 feet Westerly from and measured at right angles to centerline chaining station 111+90.72 of the present location of said Loop 322;
- 3) Thence South 29° 40' 14" West, along proposed West right of way line of the present location of said Loop 322, a distance of 561.36 feet to a point on the proposed West right of way line of the present location of said Loop 322, from which a set 1/2" rebar with a cap marked TxDOT bears South 29° 40' 14" West a distance of 48.51 feet, said point being 241.00 feet Westerly from and measured at right angles to centerline chaining station 117+51.54 of the present location of said Loop 322;
- 4) Thence North 00° 35' 29" East, along the West line of said Tract 1, the East line of Tract 2 and the East line of said Airport road, a distance of 590.29 feet to the point of beginning and containing 1.974 acres of land more or less.

LEGAL DESCRIPTION FOR TRACT 2

Being 1.133 acres of land, Tract 2, same being out of and a part of that certain 80 foot strip of land, formally known as Airport Road, out of Section 46 Blind Asylum Lands Survey Taylor County, Texas, and said 1.133 acres of land is more particularly described as follows:

Beginning at a set 1/2" rebar with a cap, marked TxDOT, on the intersection of the proposed South right of way line of the present location of State Highway 36, said point being the Northwest corner of Tract 1 and the Northeast corner of Tract 2, said point also being on the East line of a 80 foot strip of land formally know as Airport Road, and said point being 187.99 feet Southerly from and measured at right angles to centerline chaining station 122+59.48 of the present location of said State Highway 36, and being 550.42 feet Westerly from and measured at right angles to centerline chaining station 112+48.85 of the present location of said Loop 322;

- 5) Thence South 00° 35' 29" West, along the West line of said Tract 1, the East line of Tract 2 and the East line of said Airport road, a distance of 590.29 feet to a point on the proposed West right of way line of the present location of said Loop 322, from which a set 1/2" rebar with a cap marked TxDOT bears South 29° 40' 14" West a distance of 48.51 feet, said point being 241.00 feet Westerly from and measured at right angles to centerline chaining station 117+51.54 of the present location of said Loop 322 ;
- 6) Thence South 29° 40' 14" West, along the proposed West right of way line of the present location of said Loop 322, a distance of 48.51 feet to a set 1/2" rebar with a cap marked TxDOT, for the Southeast corner of this tract, said point being 238.85 feet Westerly from and measured at right angles to centerline chaining station 118+00 of the present location of said Loop 322;
- 7) Thence North 57° 47' 41" West, along the proposed West right of way line of the present location of said Loop 322, a distance of 66.37 feet to a point on the present West right of way line of the present location of said Loop 322, from which a concrete monument bears South 28° 22' West a distance of 0.72 feet, said point being 305.22 feet Westerly from and measured at right angles to centerline chaining station 118+00 of the present location of said Loop 322;
- 8) Thence North 00° 35' 29" East, along the present West right of way line of the present location of said Loop 322, a distance of 602.37 feet to a set 1/2" rebar with a cap marked TxDOT, on the proposed South right of way line of the present location of said State Highway 36, for the Northwest corner of this tract, said point being 201.71 feet Southerly from and measured at right angles to centerline chaining station 121+80.44 of the present location of said State Highway 36 and said point being 620.98 feet Westerly from and measured at right angles to centerline chaining station 112+87.02 of the present location of said Loop 322;

Taylor County
Loop 322
CSJ 2398-1-7
Tract 1 and 2
Page 3 of 4

- 9) Thence South $86^{\circ} 12' 37''$ East, along proposed South right of way line of the present location of said State Highway 36, a distance of 80.22 feet to the point of beginning and containing 1.133 acres of land more or less.

The bearing recited herein are based upon the state plane coordinate system, North Central Zone (4202) NAD 83 (1993 adj.) from rods Surveying Inc. 6810 Lee Road Spring, Texas, 77379.
Surveyed on the ground under my supervision August 10 and 15, 2001.

DIEHL ESTES REGISTERED PROFESSIONAL LAND SURVEYOR #5003
TEXAS DEPARTMENT OF TRANSPORTATION
4250 NORTH CLACK ABILENE, TEXAS, 79603
915-676-6830



TAYLOR COUNTY

LOOP 322

2398-1-7

TRACT 1 and TRACT 2

PAGE 4 OF 4

1	S 87° 09' 32" E	122.94'
2	S 57° 05' 49" E	177.46'
3	S 29° 40' 14" W	561.36'
4	N 00° 35' 29" E	590.29'
5	S 00° 35' 29" W	590.29'
6	S 29° 40' 14" W	48.51'
7	N 57° 47' 41" W	66.37'
8	N 00° 35' 29" E	602.37'
9	S 86° 12' 37" E	80.22'

0 100 200 300 400



⊗ = SET 1/2" REBAR WITH A CAP MARKED TEXAS DEPT OF TRANS

□ = FOUND CONC. MON.

○ = FOUND 3/8" REBAR



P. I. = 91-09.07

P. C. = 109-65.63

P. I. = 115-11.59

P. I. = 115-11.59

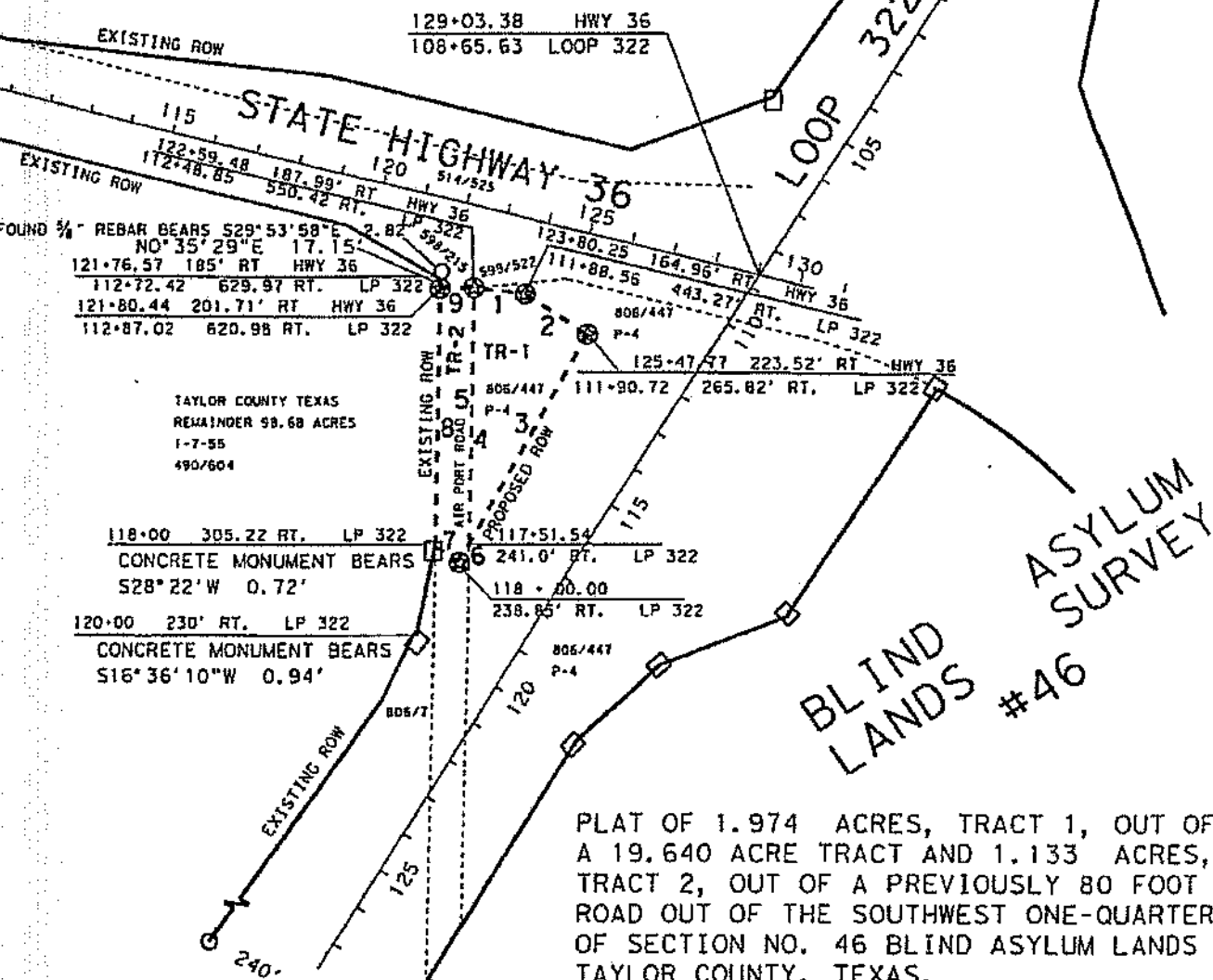
P. I. = 115-11.59

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TAYLOR COUNTY TEXAS
 REMAINDER 98.68 ACRES
 1-7-55
 490/604

118-00 305.22 RT. LP 322
 CONCRETE MONUMENT BEARS
 S28° 22' W 0.72'

120-00 230' RT. LP 322
 CONCRETE MONUMENT BEARS
 S16° 36' 10" W 0.94'

BLIND
 LANDS #46
 ASYLUM
 SURVEY

PLAT OF 1.974 ACRES, TRACT 1, OUT OF
 A 19.640 ACRE TRACT AND 1.133 ACRES,
 TRACT 2, OUT OF A PREVIOUSLY 80 FOOT
 ROAD OUT OF THE SOUTHWEST ONE-QUARTER
 OF SECTION NO. 46 BLIND ASYLUM LANDS
 TAYLOR COUNTY, TEXAS.

BEARINGS BASED UPON THE STATE PLANE
 COORDINATE SYSTEM, NORTH CENTRAL
 ZONE (4202) NAD 83 (1993 ADJ.) FROM
 RODS SURVEYING INC., 6810 LEE ROAD,
 SPRING, TEXAS 77379.
 SURVEYED ON THE GROUND AUGUST 10 AND
 15, 2001.

DIHEL ESTES RPLS #5003
 TEXAS DEPARTMENT OF
 TRANSPORTATION
 4250 NORTH C LACK
 ABILENE TEXAS, 79604-0150
 915-676-6832

