

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF ABILENE, TEXAS, CLOSING, VACATING AND ABANDONING THE NORTH-SOUTH ALLEY BETWEEN LOTS 1 - 10, INCLUSIVE, BLOCK 6, SECTION J, ELMWOOD WEST ADDITION TO THE CITY OF ABILENE, AND QUITCLAIMING SAID ABANDONED PROPERTY TO THE ABUTTING PROPERTY OWNER, PIONEER DRIVE BAPTIST CHURCH.

WHEREAS, by recorded plat an alley in Block 6, Section J, Elmwood West Addition to the City of Abilene, running North and South from North 7th southward a distance of 398 feet between Pioneer Drive and Buccaneer Street, was dedicated and opened for public use; and,

WHEREAS, the property owner adjacent to said alley has requested that said alley be closed and quitclaimed unto them, and it is the opinion of the Board of Commissioners that the closing, vacating and abandoning of said alley is in the best interests of the public welfare, now, therefore,

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ABILENE, TEXAS:

Section 1: That the City of Abilene does hereby close, vacate and abandon the North-South alley in Block 6, Section J, Elmwood West Addition, running southward from South 7th Street a distance of 398 feet between Pioneer Drive and Buccaneer Street.

Section 2: That the City Secretary be, and she is hereby, authorized and directed to certify two (2) copies of this ordinance to be recorded in the Deed Records of Taylor County, Texas, and upon the filing of same with the County Clerk, they shall be construed as a quit-claim deed from the City of Abilene in favor of the abutting property owners, to-wit:

Lots 1-10, inclusive, Block 6, Section J, Elmwood West Addition - Pioneer Drive Baptist Church,

disclaiming all the City's rights, title and interest in and to the hereinabove described alley.

Section 3: That the terms and conditions set forth herein shall be binding upon Grantees, their successors and assigns, and any one holding under them or any of them, by lease or otherwise.

Section 4: That the abandonment provided for herein shall extend only to the

public right, title and easement in and to the hereinabove described portion of said alley, and shall be construed to extend only to that interest the Board of Commissioners of the City of Abilene may legally and lawfully abandon.

PASSED ON FIRST READING this 9th day of August, A. D. 1962.

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 13th day of August, A. D. 1962, the same being more than one (1) week prior to the time designated for said hearing. After such opportunity for the public to be heard, said ordinance was passed on its second and final reading.

PASSED ON SECOND AND FINAL READING this 23rd day of August, A. D. 1962. ✓

(SEAL)

ATTEST:

Lila Fern Martin
CITY SECRETARY

C. R. Kinard
MAYOR

APPROVED AS TO FORM:

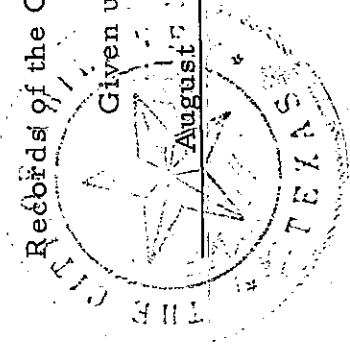
John W. Davidson

JOHN W. DAVIDSON
Corporation Counsel ✓

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

I, Lila Fern Martin, 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 Board of Commissioners of the City of Abilene,
Texas, same being recorded in Volume 7 page 411 of the Ordinance

Records of the City of Abilene, Texas.



Given under my hand and seal of office this the 27th day of
August, 1962. ✓

Lila Fern Martin
Lila Fern Martin, City Secretary,
City of Abilene, Texas.

CERTIFICATE OF RECORD

STATE OF TEXAS
County of Taylor

I, MRS CHESTER HUTCHESON, County Clerk in and for said County, do hereby certify
that the foregoing instrument dated the 23 day of Aug, 1962 with its certificate of authentication
was filed for record in my office this 24 day of Sept. A. D., 1962, at 11:50
o'clock A. M., and duly recorded this 25 day of Sept. A. D., 1962, at 9:45
o'clock A. M., in the Need Records of said County, in Volume 690 on page 39

Witness my hand and Seal of the County Court of said County at office in Abilene, Texas, the day and year last
above written.

By *Juanita Zachry*, Deputy MRS. CHESTER HUTCHESON, County Clerk, Taylor County