

ORDINANCE NO. 375

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF AN ALLEY RUNNING NORTH AND SOUTH THROUGH BLOCK 77, ORIGINAL TOWN, CITY OF ABILENE, TAYLOR COUNTY, TEXAS; RETAINING A TWENTY (20) FOOT EASEMENT, FOR UTILITY PURPOSES, THROUGH SUCH ALLEY; QUITCLAIMING SAID ABANDONED ALLEY TO THE FIRST CHRISTIAN CHURCH OF ABILENE; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

WHEREAS, The First Christian Church of Abilene, a Texas Corporation, is the owner of that property known as Block 77, Original Town, City of Abilene, Taylor County, Texas, said property abutting an alley running North and South, extending from North 3rd Street to North 4th Street, between Beech and Orange Streets, in the City of Abilene, which alley is no longer needed, or used, for public purposes, and The First Christian Church of Abilene has requested the City of Abilene to close and abandon said alley; and

WHEREAS, it is the recommendation of the Planning and Zoning Commission of the City of Abilene, and the opinion of the City Council, that such abandonment is in the best interest of the City of Abilene; now, therefore,

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

SECTION 1: That the alley, running North and South, extending from North 3rd Street to North 4th Street, between Beech and Orange Streets, through Block 77, Original Town, City of Abilene, Taylor County, Texas, be, and the same is hereby, abandoned, vacated and closed insofar as the right, title and easement of the public are concerned.

SECTION 2: That a utility easement shall be, and is hereby, retained within the bounds of the above described alley for the installation, maintenance and repair of all public utility lines, now or hereafter installed therein, with ingress and egress thereto at all times.

SECTION 3: That the City of Abilene does, by these presents, quitclaim all of its right, title, claim and demand to said alley to The First Christian Church of Abilene with, all and singular, its right, title, interest, estate, claim and demand in said tract, as hereinabove described; TO HAVE AND TO HOLD the above released rights, titles, interests, claims and demands to The First Christian Church of Abilene, its successors and assigns, forever, so that neither the City of Abilene, nor its legal representatives or assigns, shall have any right, title or interest in such property, premises or appurtenances, or any part thereof, at any time hereafter.

SECTION 4: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the tract of land described in Section 1 hereof, and shall be construed only to that interest the governing body of the City of Abilene may legally and lawfully abandon.

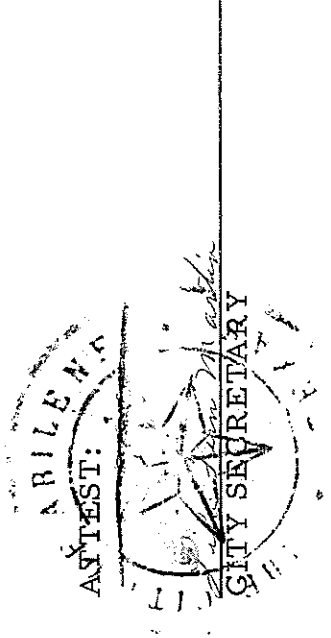
SECTION 5: That, upon final passage hereof, the City Secretary be, and she is hereby, authorized and directed to certify a copy of this Ordinance, and file it in the Deed Records of Taylor County, Texas.

PASSED ON FIRST READING, this the 25th day of January, A. D., 1968.

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 31st day of January, A. D., 1968, 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 the 22nd day of February,

A. D., 1968.



Don R. Butler
 MAYOR PRO TEMPORE

APPROVED:
 DON R. BUTLER, City Attorney

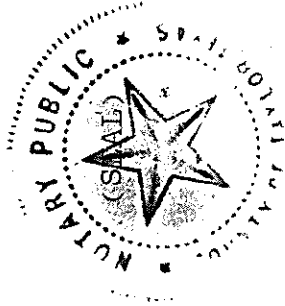
Don R. Butler

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THE STATE OF TEXAS §
COUNTY OF TAYLOR §

BEFORE ME, the undersigned authority, on this day personally appeared A. R. Oglesby, Mayor Pro Tempore of the City of Abilene, Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 28th day of February, 1968.



Peggy J. All
NOTARY PUBLIC, TAYLOR COUNTY, TEXAS