

6

ORDINANCE NO. 775

VOL 1007  
PAGE 436

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A PORTION OF JEFFERIES STREET; QUITCLAIMING SAID ABANDONED AREA TO THE ABUTTING PROPERTY OWNERS; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

WHEREAS, the Planning and Zoning Commission of the City of Abilene has, at the request of Mr. Bailey G. Choate, recommended to the City Council that a portion of Jefferies Street, as hereinafter described, in the City of Abilene, Taylor County, Texas, which is neither needed, nor used, for public purposes, be closed, abandoned and quitclaimed to the abutting property owners; and,

WHEREAS, it is the opinion of the City Council that such abandonment is in the public interest of the City of Abilene; now, therefore,

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

PART 1: That the following described portion of Jefferies Street, within the 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:

Being Jefferies Street, from the west right-of-way line of Clinton Street to the east right-of-way line of Victoria Street.

SAVE AND EXCEPT: The City of Abilene hereby reserves unto itself an easement for alley and utility purposes in Tract 1, and an easement for utility purposes in Tract 2, such parcels being described as follows, to-wit:

TRACT 1:

Being a tract or parcel of land out of a C. C. Broyles Subdivision of Block 26 North Park Addition to the City of Abilene, Taylor County, Texas, and Block 26 of North Park Addition to the City of Abilene said tract or parcel of land being a part of an abandoned portion of Jefferies Street between Victoria and Clinton Street, said tract or parcel of land being particularly described below:

Beginning at a point from which the southwest corner of Lot 3, Block A of the C. C. Broyles Subdivision of Block 26 of North Park Addition to the City of Abilene, Taylor County, Texas, bears North a distance of 10.0 feet,

Thence East and parallel with the South boundary line of said Lot 3 a distance of 90.0 feet for a corner,

Thence North 45° 00' East a distance of 14.14 feet for a corner, said corner being in the South boundary line of said Lot 3,

Thence East a distance of 30.0 feet for a corner,

Thence South a distance of 60.0 feet for a corner,

Thence West a distance of 20.0 feet for a corner,

Thence North a distance of 30.0 feet for a corner,

Thence West and parallel with the South boundary line of said Lot 3 a distance of 110.0 feet for a corner,

Thence North a distance of 20.0 feet to the place of beginning.

TRACT 2:

Being a strip or parcel of land out of the C. C. Broyles Subdivision, out of Block 26 of North Park Addition, to the City of Abilene, Taylor County, Texas, and being also part of an abandoned portion of Jefferies Street between Victoria Street and Clinton Street and being more particularly described below:

Beginning at a corner, said corner being the Southeast corner of Lot 2, Block A of the C. C. Broyles Subdivision of Block 26 of North Park Addition to the City of Abilene, Taylor County, Texas,

Thence West with the South boundary line of said Lot 2 a distance of 140.0 feet for a corner, said corner being the Southwest corner of said Lot 2,

Thence South a distance of 20.0 feet for a corner,

Thence East and parallel with the South boundary line of said Lot 2 a distance of 140.0 feet for a corner,

Thence North a distance of 20.0 feet to the place of beginning.

AND PROVIDED FURTHER: That no permanent structures will be placed on either of said easements.

PART 2: That the City of Abilene does, by these presents, quitclaim all its right, title, claim and demand in and to those tracts of land, described in Part 1 hereof, to those owning the property abutting on the above described portion of such street as their interest may appear, 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, title, interests, claims and demand to the said abutting property owners, their heirs 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.

PART 3: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the tracts of land described in Part 1 of this Ordinance, and shall be construed only to that interest the governing body of the City of Abilene may legally and lawfully abandon.

PART 4: 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 10th day of April, A.D. 1975.

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 6 day of April, 1975, 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 12<sup>th</sup> day of June, A.D. 1975.

(SEAL)

ATTEST:

Ruth Hodgkin

CITY SECRETARY

Fred Lee Hughes

MAYOR

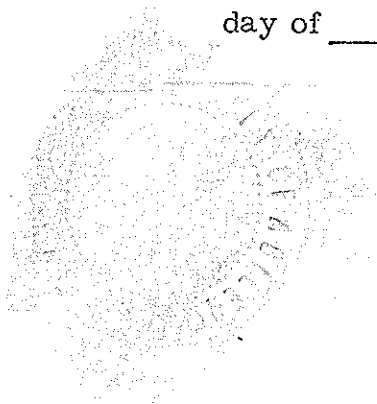
APPROVED

Robert N. Chestnut  
CITY ATTORNEY

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

I, Ruth Hodgkin, 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 City Council of the City of Abilene, Texas, on 12 day of June, A.D., 1975, same being recorded in the Ordinance Records of the City of Abilene, Texas, Volume 10, Page \_\_\_\_\_.

Given under my hand and seal of office, this the 12 day of June, A.D., 1975.

  
Ruth B Hodgkin  
City Secretary, City of Abilene, Texas

VOL 1007  
PAGE 439