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ORDINANCE NO. 1049

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A PORTION OF THE RIGHT OF WAY OF NORTH 3RD STREET BETWEEN PINE STREET AND CYPRESS STREET AND A PORTION OF THE ALLEY BETWEEN PINE AND CYPRESS STREETS BETWEEN NORTH 3RD AND NORTH 4TH STREET; PROVIDING FOR REVERTER AND CALLING A PUBLIC HEARING.

WHEREAS, a building in the Central Business District is in need of improvement and appearance work; and,
WHEREAS, said building is on the property line and can be improved only if a portion of the city property is utilized; and,

WHEREAS, it is the opinion of the City Council that a portion of the public property as set out in Exhibit "A" attached hereto and made a part hereof for all purposes, should be abandoned to the property owner attempting to improve said building and that said 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 property described in Exhibit "A", 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 is concerned, except that upon the destruction or removal of the present building or structure said abandoned property shall revert back to the City of Abilene.

PART 2: That it is in the public interest of the City of Abilene to so abandon said property described in Exhibit "A".

PART 3: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the property described in Exhibit "A", 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 9th day of March, A.D. 1978.

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 5 day of March, 1978, 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 23 day of March,

A.D. 1978.

(SEAL)

ATTEST:

Ruth Hodgin
CITY SECRETARY

Fred Lee Hughes
MAYOR

APPROVED:

Harvey Caygill
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 23 day of March, A.D.,
197 8, same being recorded in the Ordinance Records of the City
of Abilene, Texas, Volume 10, Page 430.

Given under my hand and seal of office, this the 23
March, A. D., 197 8.



Ruth Hodgkin
City Secretary, City of Abilene, Texas