

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

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

PART 1: That the following described portion of a Public Right of Way, as described on Exhibit "A," attached hereto and made a part of this ordinance for all purposes, be, and the same is hereby abandoned, vacated and closed insofar as the right, title or easement of the public is concerned, subject to retention as stated in Exhibit A.

PART 2: That said portion of a Public Right of Way is not needed for public purposes and it is in the public interest of the City of Abilene to abandon said described portion of a Public Right of Way.

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.

PASSED ON FIRST READING this 10 day of April A.D. 2003.

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 2003, 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 24 day of April, A.D. 2003.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

ORDINANCE NO. 11-2003

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare: (1) Mesquite Street from the east right-of-way line of North Treadaway to the south right-of-way line of an east-west alley and located on the west side of Lots 9, 10 & 11, Block C, Morningside Addition; and (2) A 15 foot east-west alley beginning at the east right-of way line of North Treadaway and going to the west right-of-way line of the railroad right-of-way, Abilene, Taylor County, Texas; SUBJECT TO: (1) Both rights-of-way be maintained as open drainage easement, and (2) Replatting of the lots east of Mesquite for lots to meet subdivision requirements; filed for record September 21, 1927, Vol. 1, Page 570, Plat Map Atlas.

Location:

Between N. Treadaway Blvd. and railroad right-of-way

-END-