

ORDINANCE NO. 2071

AN ORDINANCE VACATING AND ABANDONING CERTAIN RIGHTS-OF-WAY WITHIN THE JOHNSON ADDITION, CITY OF TERRELL, KAUFMAN COUNTY, TEXAS.

WHEREAS it appears that there is no present or foreseeable public need for certain rights-of-way, as further described below, within the Johnson Addition; and

WHEREAS, this body is interested in facilitating the transfer of property interests and clarifying questions of title and ownership to tracts adjacent thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS:

ARTICLE I.

THAT any interest this City might claim, now or in the future, in the following described right-of-way is hereby vacated and abandoned:

SITUATED in Kaufman County, Texas, within the corporate limits of the City of Terrell, a part of the R. B. Reading Survey, Abstract No. 417, and being a portion of the right-of-way dedicated for public street purposes by the plat of the Johnson Addition to said City, as recorded on 8 November 1876 in Vol. V, Page 176, of the Deed Records of said County, and being more particularly described as follows:

BEGINNING at the south corner of Block 6 of said Johnson Addition, same being the intersection of the northeast line of Houston St. and the northwest line of Second St. and the east corner of this;

THENCE southwest with Second St. to the east corner of Block 5 of said Addition, at the intersection of the said northwest line of Second St. and the southwest line of Houston St.;

THENCE northwest with the said southwest line of Houston and the northeast line of Lots 4 and 1 of said Block 5, to its intersection with the southeast line of Third St., same being the north corner of Block 5 and the west corner of this;

THENCE northeast with the southeast line of Third St. to its intersection with the northeast line of Houston and the west corner of Block 6 of said Addition;

THENCE southeast with the said northeast line of Houston and the southwest line of Block 6 to the Point of Beginning.

SAVE, LESS AND EXCEPT an easement for the continued use, maintenance or replacement of an existing power pole and its associated guy wire situated northeast of the northeast line of Lot 4 of Block 5 of said Addition.

ARTICLE II

THAT said right-of-way, save any exception noted, is hereby vacated and abandoned, and every claim, right or rights, either the City of Terrell or the public generally has in and to said right-of-way is hereby released and relinquished forever; and whatever control, right of control, jurisdiction or dominion the City of Terrell has or may have had, either for itself or on behalf of the public generally, over the same as public right-of-way is hereby abandoned so that the City of Terrell neither for itself, nor on behalf of the public generally, shall hereafter have or assert any claim or right whatsoever to the same or any part thereof.

ARTICLE III.

THAT this ordinance shall be filed in the deed records of Kaufman County; and

ARTICLE IV.

THAT the Mayor is hereby authorized to execute quitclaim deeds on behalf of the City of Terrell to interests in any of the above-described right-of-way upon the request of adjoining property owners.

PASSED AND APPROVED THIS 5th DAY OF JUNE, 2001.
PASSED AND ADOPTED THIS 19TH DAY OF JUNE, 2001.

HENRY C. MADGWICK, MAYOR

ATTEST:

JOHN ROUNSAVALL, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY