

ORDINANCE NO. 460

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED TERRITORY WITHIN SAID CITY LIMITS AND GRANTING TO ALL OF THE INHABITANTS AND OWNERS OF SAID TERRITORY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF SAID CITY; AND PROVIDING FOR THE EFFECTIVE DATE OF SAID ORDINANCE.

WHEREAS, on March 30, 1954, the City Council of the City of Mesquite, Texas, passed on first reading an ordinance commencing annexation proceedings on a large area of land located generally to the North and East of the City Limits of the City of Mesquite and placing such territory under the exclusive jurisdiction of the City of Mesquite for annexation purposes; and

WHEREAS, On May 17, 1960, the City Council of the City of Mesquite, Texas, passed on first reading an ordinance reaffirming and ratifying the prior action of the City Council taken on March 30, 1954, placing a large area of land located to the North and East of the City Limits under first reading for annexation purposes; and

WHEREAS, on May 26, 1960, the ordinance passed by the City Council on May 17, 1960, was duly published in the official publication of the City of Mesquite, Texas; and

WHEREAS, the City Council of the City of Mesquite now desires to finally annex the hereinafter described territory, being a portion of the territory placed under first reading for annexation purposes by the ordinances of March 30, 1954, and May 17, 1960; and

WHEREAS, it is the intention of the City Council of the City of Mesquite that the remaining territory, more particularly described in the ordinances of March 30, 1954, and May 17, 1960, remain under first reading for annexation purposes until said territory has been finally annexed by the City of Mesquite under the provisions of the Charter of the City of Mesquite. NOW, THEREFORE,

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

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SECTION 1. That the following described territory,
to-wit:

Service Center Area

BEGINNING at a point in the North right of way line of the Texas and Pacific Railroad and the Southeast corner of that certain 14.133 acre tract conveyed to the City of Mesquite by Maude and H. H. Jobson by deed dated June 27, 1961;

THENCE North 0 degrees 20 minutes 30 seconds West along the East line of said City of Mesquite 14.133 acre tract and its Northerly projection to a point for corner in the South right of way line of Long Creek Road (a 40 foot right of way);

THENCE Westerly along the South right of way line of Long Creek Road to the West right of way line of that certain 30 foot wide street right of way dedicated to the City of Mesquite by Maude and H. H. Jobson by deed dated July 18, 1961, recorded Dallas County Deed Records;

THENCE North across the Long Creek Road to a point in the North right of way line of Long Creek Road;

THENCE West along the North right of way line of Long Creek Road to a point in the East line of a 47.438 acre tract described in Volume L, Page 602 of the 101st District Court Minutes, being a tract conveyed to Mrs. Lou Lawrence, widow of S. D. Lawrence, by said District Court Minutes, said point being the intersection of the West right of way line of an existing North-South street, said street sometimes being called Long Creek Road, Kimbrough Street or Church Street;

THENCE North 20 feet to a point, said point being 535.94 feet North of the North right of way line of Kimbrough Street as Kimbrough Street is located on the South side of the said 47.438 acre Lou Lawrence tract;

THENCE North 87 degrees 53 minutes West 825 feet, more or less, to a point in the existing Corporate Limits line of the City of Mesquite, said point being 576 feet, more or less, North of the North right of way line of Kimbrough Street or Church Street as said Kimbrough Street or Church Street is located on the South side of a 2.4 acre tract deeded to Onyx Lawrence by deed dated February 25, 1938, recorded Dallas County Deed Records;

THENCE Southerly and Easterly along the present Corporate Limits line of the City of Mesquite to the place of beginning. 10

Area North of U. S. Highway 67

BEGINNING at the intersection point of the present Northeasterly Corporate Limit line of the City of Mesquite and the Northwest right of way line of U. S. Highway 67;

THENCE in a Northeasterly direction along the Northwest right of way line of U. S. Highway 67 a distance of 5200 feet, more or less, to the intersection of the Southeasterly prolongation of the common line of the J. W. O'Banion 651.34 acre tract and the Bertha L. Chapman 524.88 acre tract, both being in the T. Thomas Survey, Abstract No. 1461, and the Northwest right of way line of U. S. Highway 67;

THENCE North 45 degrees West along the Southeasterly prolongation of the said common line between the J. W. O'Banion tract and Bertha L. Chapman tract and along their common line to a South corner of the said J. W. O'Banion 651.34 acre tract, same being the most Easterly corner of the Bertha L. Chapman 524.88 acre tract and being located in the Northwest line of the Lula McGaughy 126.5 acre tract in the T. Thomas Survey, Abstract No. 1461;

THENCE Southwesterly along the Northwest boundary line of the said Lula McGaughy tract 2336 feet, more or less, to the Northwest corner of the J. F. Wheat 89.35 acre tract in the T. Thomas Survey, Abstract No. 1461 and continuing Southwesterly along the Northwest line of said J. F. Wheat tract to a point 200 feet Northwesterly of and at right angles to the Northerly right of way line of Barnes Bridge Road, said point being in the present corporate limit line of the City of Mesquite;

THENCE Southeasterly along the Northeast corporate limit line of the City of Mesquite to the place of beginning,

be and the same is hereby annexed to the City of Mesquite, Dallas County, Texas, and that the boundary limits of the City of Mesquite be and the same are hereby extended to include the above described tract within the City Limits of the City of Mesquite, and the same shall hereafter be included within the territorial limits of said City, and the inhabitants thereof shall hereafter be entitled to all rights and privileges of other citizens of the City of Mesquite, and they shall be bound by all acts, ordinances, resolutions and regulations of said City.

SECTION 2. By the passage of this ordinance, all territory described in the ordinances passed by the City Council on March 30, 1954, and on May 17, 1960, with the exception of that portion of such territory described in Section 1 of this ordinance, shall remain under the exclusive jurisdiction of the City of Mesquite for annexation purposes, it being the intention of the governing body of the City of Mesquite that the balance of the territory remaining as described in such ordinances passed on March 30, 1954, and May 17, 1960, shall remain under the exclusive jurisdiction of the City of Mesquite for annexation purposes and that this ordinance shall not in any way constitute a release of such jurisdiction by the City of Mesquite.

SECTION 3. That should any portion of the above described tract of land have been heretofore annexed by any other city or town having prior jurisdiction for annexation purposes or with that asserted by the City of Mesquite on March 30, 1954, or on May 17, 1960, or should a portion of said area have been placed in a first reading for annexation by any city or town so as to preclude the City of Mesquite from asserting annexation jurisdiction then such portion shall not be included within the area being annexed herein, it being the intention of the governing body to only annex such area as can be legally annexed to the City of Mesquite. Should any portion of the above described area not be subject to the annexation jurisdiction of the City of Mesquite, such section shall not affect or invalidate the annexation of any area above described which is legally subject to annexation by the City of Mesquite.

SECTION 4. That by the passage of this ordinance, the City of Mesquite does not waive or abandon any of its rights to exclusive annexation jurisdiction heretofore asserted by it in the passage of annexation ordinances covering all or any portion of the territory described herein and in the ordinances of March 30, 1954, and May 17, 1960.

SECTION 5. That this ordinance shall take effect from and after its passage, as the Charter of the City of Mesquite in such cases provides.

DULY PASSED by the City Council on first reading on March 30, 1954, and on May 17, 1960.

DULY PUBLISHED in the official publication of the City of Mesquite on the 26th day of May, 1960.

PASSED on second and final reading by the governing body
of the City of Mesquite on the 17 day of December, 1962.

B. W. Cress

MAYOR

DULY ENROLLED:

Tom H. McLaughlin

CITY SECRETARY

APPROVED AS TO FORM:

B. Robert Baker

ATTORNEY