

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ABANDONING THAT PORTION OF PUBLIC RIGHT-OF-WAY BEING KNOWN AS GORSS ROAD FROM THE WEST CURB LINE OF HARVEY DRIVE TO THE EAST CURB LINE OF LA PRADA, AND AS MORE PARTICULARLY HEREINAFTER DESCRIBED; BY PROVIDING THAT SUCH ABANDONMENT SHALL BE ONLY INsofar AS APPLICABLE TO THE PUBLIC RIGHT, TITLE, AND INTEREST IN AND TO THAT PORTION OF SAID STREET RIGHT-OF-WAY BELONGING TO THE CITY OF MESQUITE; PROVIDING THAT SAID ABANDONMENT SHALL BE CONSTRUED AS A QUITCLAIM DEED IN FAVOR OF THE ABUTTING PROPERTY OWNERS; PROVIDING FOR THE RECORDING OF SAID ORDINANCE IN THE LAND DEED RECORDS OF DALLAS COUNTY, TEXAS; AND DECLARING AN EMERGENCY.

WHEREAS, that portion of Gross Road commencing at the west curb line of Harvey Drive to the east curb line of La Prada, located within the city limits of the City of Mesquite, Dallas County, Texas, constitutes a street right-of-way that is no longer needed or necessary for public purposes and is needed by the owners of the abutting property for the development of their property; and

WHEREAS, such street right-of-way being no longer needed or required for public purposes should be abandoned:

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

Section 1. That the hereinafter described street right-of-way, the same being a portion of Gross Road, from the west curb line of Harvey Drive to the east curb line of LaPrada, located within the city limits of the City of Mesquite, Dallas County, Texas, be, and the same is, hereby abandoned insofar as the right, title, and interest of the public is concerned. That said street right-of-way hereby abandoned to the abutting property owners is described as follows, to wit:

"All that certain tract and parcel of land lying and being situated within the city limits of the City of Mesquite, Dallas County, Texas, and being more particularly described in Exhibit "A," said exhibit attached hereto and made a part of this ordinance for intents and purposes."

Section 2. That the abandonment provided for herein shall extend only to the public right, title, and interest in and to that above described street right-of-way and shall be construed to extend only to that interest which the governing body of the City of Mesquite may legally and lawfully abandon.


Section 3. That this abandonment ordinance shall constitute a quitclaim deed in favor of the abutting property owners, and a certified copy of the same may be filed for record in the Deed Records of Dallas County, Texas, to indicate such abandonment.

Section 4. The fact that the above street right-of-way is no longer needed or necessary for public use and is needed by the abutting property owners for the proper development of their property creates an urgency and emergency and in the preservation of the public health, safety, and welfare requires that this ordinance shall take effect immediately from and after its passage, as the charter in such cases provides.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 3 day of September, 1968.

  
George Boyce - Mayor

ATTEST:

  
Norma G. McGaughy - City Secretary

APPROVED AS TO FORM:

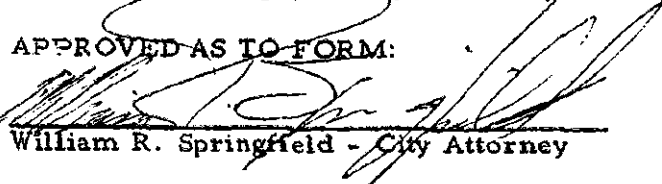
  
William R. Springfield - City Attorney

EXHIBIT "A"

BEING a tract of land located in the City of Mesquite, Dallas County, Texas, and being situated in the Wm. Crittenton Survey, Abstract 333, said tract being that part of a public street known as Gross Road lying between two tracts of land owned by the Dallas County Junior College System and being more fully described as follows:

Begin at an iron pin set at the intersection of the North right-of-way line of Interstate Highway 30 and the West right-of-way line of Gross Road, a 60-foot street, THENCE South 21 degrees 36 minutes 45 seconds West 46.54 feet along the North right-of-way line of Interstate Highway 30, THENCE North 38 degrees 54 minutes 08 seconds West 27.55 feet to the beginning of a curve to the right, THENCE along said curve to the right, having a Central Angle of 38 degrees 19 minutes 52 seconds, a Radius of 784.74 feet, a distance of 524.99 feet, THENCE North 0 degrees 34 minutes 16 seconds West 144.85 feet, THENCE North 3 degrees 45 minutes 56 seconds East 326.90 feet to a point in the South right-of-way line of Gross Road, a 60-foot street, said point being in a curve to the left and being the BEGINNING POINT of this description; THENCE in a westerly direction along said curve to the left and the South right-of-way of Gross Road, having a Central Angle of 49 degrees 35 minutes 07 seconds, a Radius of 288.93 feet, a distance of 250.04 feet;

THENCE North 36 degrees 20 minutes 00 seconds West 152.30 feet with the South line of Gross Road to the beginning of a curve to the left; THENCE in a westerly direction along said curve to the left and the South line of Gross Road, having a Central Angle of 3 degrees 41 minutes 00 seconds, a Radius of 5699.65 feet, a distance of 366.41 feet;

THENCE South 39 degrees 59 minutes 00 seconds West 1305 feet with the South line of Gross Road to a point in La Prada Drive;

THENCE North 00 degrees 07 minutes 10 seconds East 60.00 feet to a point in the North line of Gross Road;

THENCE North 39 degrees 59 minutes 00 seconds East 1305.52 feet with the North line of Gross Road to the beginning of a curve to the right; THENCE in an Easterly direction along said curve to the right and the North line of Gross Road, having a Central Angle of 3 degrees 41 minutes 00 seconds, a Radius of 5759.65 feet, a distance of 370.27 feet;

THENCE South 36 degrees 20 minutes 00 seconds East 152.30 feet with the North line of Gross Road to the beginning of a curve to the right; THENCE in a Southeasterly direction along said curve to the right with the North line of Gross Road, having a Central Angle of 37 degrees 19 minutes 52 seconds, a Radius of 343.93 feet, a distance of 227.34 feet to a point in the West right-of-way line of Harvey Drive, a 120-foot street;

THENCE South 00 degrees 23 minutes 41 seconds East 56.90 feet with the West line of Harvey Drive to an Angle point;

THENCE South 3 degrees 45 minutes 56 seconds East 33.65 feet with the West line of Harvey Drive to the place of beginning and containing 3.530 acres of land, more or less.