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ORDINANCE NO. 1151

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ABANDONING AND QUITCLAIMING UNTO THE WORLD OF ANIMALS CERTAIN PROPERTY LYING AND SITUATED IN DALLAS COUNTY, TEXAS, AND MORE FULLY DESCRIBED IN EXHIBIT "A" HEREOF AND BEING THAT SAME LAND DESCRIBED IN THE INSTRUMENT EXECUTED ON THE 3RD DAY OF JULY, A.D., 1972; UPON THE CONDITION THAT THE SAID WORLD OF ANIMALS EXECUTE AN ALTERNATE EASEMENT AND THE FILING OF SAID NEW INSTRUMENT IN THE DEED RECORDS OF DALLAS COUNTY, TEXAS; AND DECLARING AN EMERGENCY.

WHEREAS, the World of Animals has heretofore granted to the City of Mesquite, Texas, an easement by instrument executed on the 3rd day of July, A.D., 1972, and recorded in Volume 72176, Page 2114 of the Deed Records of Dallas County, Texas; and

WHEREAS, it has been determined upon engineering data that such location is not feasible or practical for construction of the improvements for which such easement was acquired; and

WHEREAS, the said World of Animals has agreed to provide the City of Mesquite with another easement for an alternate route for the construction and improvement of the North Mesquite Sanitary Sewer Outfall Line better suited for such purpose upon the same conditions of the aforescribed easement;

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

SECTION 1. That the City of Mesquite, Texas, does hereby abandon and quitclaim unto the said World of Animals all that tract and parcel of land lying and situated in Dallas County, Texas, and more fully described in Exhibit "A" hereof and

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being that same land described in the instrument executed on the 3rd day of July, A.D., 1972, upon the execution by the said World of Animals of an alternate easement and the filing of said new instrument in the Deed Records of Dallas County, Texas.

SECTION 2. That this ordinance operate as a conveyance of the land described herein upon the conditions stated herein.

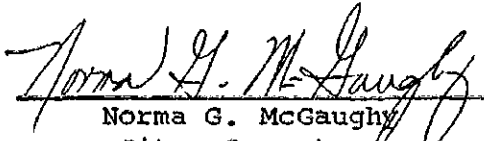
SECTION 3. The fact that an alternate easement is needed for the construction of the North Mesquite Sanitary Sewer Outfall Line immediately, creates an urgency and an emergency in the public interest, and after its passage and publication said ordinance shall take effect immediately.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 17 day of September , A.D., 1973.



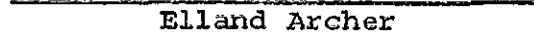
Bob Beard
Mayor

ATTEST:



Norma G. McGaughy
City Secretary

APPROVED AS TO FORM:



Elland Archer
City Attorney

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EXHIBIT "A"

BEING a strip of land 30 feet wide as measured along a line across the World of Animals Company tract of land situated in the M. L. Swing Survey, Abstract No. 1398 being in Dallas County, Texas, which said tract was conveyed from B. W. Cruce, Jr., et al, to the World of Animals Company by deed dated March 16, 1970, and recorded in Volume 70051, Page 1398 of the Dallas County Deed Records; said strip of land being further described as being 10 feet left and 20 feet right of the following described line:

BEGINNING at a point in the Northwest line of said World of Animals tract and in the Southeast line of Lawson Road; said point being 1749.67 feet North 45° East from the West corner of said World of Animals Tract; said point being 10 feet South 45° West and South $62^{\circ} 07'$ East across the right-of-way of Lawson Road from the East corner of tract of land in the name of Nelson Monroe which was transferred from Kellie A. Rhine to Nelson Monroe by Deed dated and recorded in Volume 4015 Page 358 of the Dallas County Deed Records;

THENCE, around a curve to the right having a central angle of $42^{\circ} 30'$ a radius of 190.0 feet, a distance of 119.94 feet to a point;

THENCE, South $2^{\circ} 30'$ East a distance of 508.14 feet to the beginning of a curve to the right;

THENCE, around a curve to the right having a central angle of $21^{\circ} 47'$ a radius of 400.0 feet, a distance of 152.08 feet to a point;

THENCE, South $19^{\circ} 14'$ West a distance of 388.03 feet to a point;

THENCE, South $1^{\circ} 32'$ West a distance of 624.60 feet to the beginning of a curve to the left;

THENCE, around a curve to the left having a central angle of $8^{\circ} 06'$ a radius of 500.0 feet, a distance of 70.69 feet to a point;

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THENCE, South 6° 34' East a distance of 198.47 feet to the beginning of a curve to the right;

THENCE, around a curve to the right having a central angle of 5° 00', a radius of 500.0 feet, a distance of 43.63 feet to a point;

THENCE, South 11° 34' East a distance of 123.03 feet the beginning of a curve to the right;

THENCE, around a curve to the right having a central angle of 11° 00' a radius of 500.0 feet a distance of 95.99 feet to a point;

THENCE, South 00° 34' East a distance of 158.0 feet, more or less, to a point in the Southwest line of said World of Animals Tract and in the Northeast line of a tract of land in the name of the City of Mesquite.

Working Easement

A strip of land 100 feet in width, of which thirty (30) feet of such width is conterminous with the thirty (30) foot permanent easement described in Exhibit A, above, and extending 50 feet either side of center line and parallel to said permanent easement and along the entire length thereof, and from property line to property line of grantor.