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PL 100415

ORDINANCE NO. 1233

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A TWENTY-FOOT SANITARY SEWER EASEMENT, SAID EASEMENT TO BE ABANDONED BEING OUT OF THE DANIEL TANNER LEAGUE PARTITION, ABSTRACT NO. 1462, CITY OF MESQUITE, DALLAS COUNTY, TEXAS, AND BEING FURTHER DESCRIBED IN EXHIBITS "A" AND "B" AS ATTACHED HERETO AND MADE A PART OF THIS ORDINANCE; BY AUTHORIZING THE MAYOR TO EXECUTE QUIT CLAIM DEEDS CONVEYING THIS PROPERTY TO E. K. FRANKLIN TRUST AND HENRY S. MILLER, THE ABUTTING OWNERS; BY PROVIDING THAT SUCH SANITARY SEWER EASEMENT BE ABANDONED AND VACATED IN FAVOR OF SAID ABUTTING OWNERS; AND DECLARING AN EMERGENCY.

WHEREAS, another tract of land has been secured for the replacement of this easement, and said easement as described in Exhibits "A" and "B" is no longer needed.

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

SECTION 1. That the twenty-foot sanitary sewer easement located in the Daniel Tanner League Partition, Abstract No. 1462, City of Mesquite, Dallas County, Texas, and being further described in Exhibits "A" and "B" as attached hereto and made a part of this ordinance, shall be, and the same is hereby abandoned in favor of the abutting owners, E. K. Franklin Trust and Henry S. Miller.

SECTION 2. The Honorable Bob Beard, Mayor of the City of Mesquite, Texas, is hereby authorized to execute the attached Quit Claim Deeds to effect such abandonment to said abutting owners.

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ABANDONMENT OF
SANITARY SEWER EASEMENT

SECTION 3. That the orderly development of the City of Mesquite requires that the sanitary sewer easement as described in Exhibits "A" and "B" be abandoned creates an urgency and an emergency in the public interest and necessitates that this ordinance become effective immediately from and after its date of passage and the publication of the caption as the law in such cases provides.

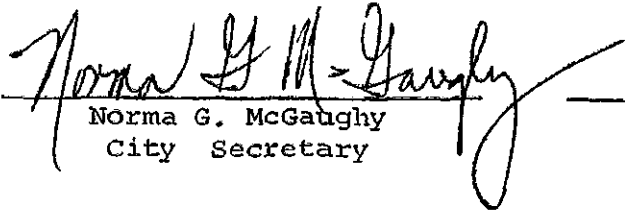
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 20th day of January , A.D., 1975.



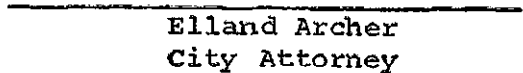
Bob Beard
Mayor

ATTEST:

APPROVED AS TO FORM:



Norma G. McGaughy
City Secretary



Elland Archer
City Attorney

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OFFICE

EXHIBIT "A"

ABANDONMENT TO E. K. FRANKLIN TRUST

BEING a parcel of land 20 feet wide situated in the Daniel Tanner League Partition, Abstract No. 1462, being a part of that certain 74.15 acre tract of land deeded to E. K. Franklin by deed, also being that certain sanitary sewer easement from E. K. Franklin to City, recorded in Volume 5574, Page 131 of the Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point in the Northwest line of said E. K. Franklin tract, said point being in the center of said sanitary sewer easement as described in Volume 5574, Page 131, of the Deed Records of Dallas County, Texas;

THENCE, South 32°, 22' East 294 feet to a point;

THENCE, South 14°, 44' West 462 feet to a point, for abandoning of this portion of said easement.

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EXHIBIT "B"

ABANDONMENT TO HENRY S. MILLER

BEING a parcel of land 20 feet wide situated in the Daniel Tanner League Partition, Abstract No. 1462, being a part of that certain 96 acre tract of land deeded to Henry S. Miller by deed dated January 13, 1969, also being that certain sanitary sewer easement from M. E. Lawrence to City, recorded in Volume 4214, Page 37, of the Deed Records of Dallas County, Texas, being more particularly described as follows:

BEGINNING at a point in the Southeast line of said 96 acre tract with the centerline of said sanitary sewer easement as described in Volume 4214, Page 37, of the Deed Records of Dallas County, Texas;

THENCE North 32° 22' West 58.6 feet to a point, for abandoning of this portion of said easement.