

ORDINANCE NO. 3095

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, PROVIDING THE ABANDONMENT OF A UTILITY EASEMENT SITUATED IN DALLAS COUNTY, TEXAS ON THE HENRY WHITE TRACT, A TRACT IN THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS AS RECORDED IN VOLUME 4810, PAGE 20, OF THE DEED RECORDS OF DALLAS COUNTY, TEXAS; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE THEREOF.

WHEREAS, the City of Mesquite has heretofore obtained a utility easement that will not be needed in the future;

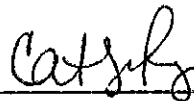
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That a utility easement from the Union Pacific Railroad to S.H. 352 more particularly described in Exhibit "A" attached hereto and included herein for all purposes shall be, and the same is hereby abandoned.

SECTION 2. That said utility easement is not needed for public purposes and it is the public interest of the City of Mesquite to abandon said described easement and the same is hereby abandoned, vacated and closed insofar as the right, title or easement of the public is concerned.

SECTION 3. That the orderly development of the City of Mesquite requires the release and abandonment of the easement described herein creates an urgency and 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 17th day of June, 1996.



Cathye Ray  
Mayor

ATTEST:

APPROVED:



Ellen Williams  
City Secretary



B.J. Smith  
City Attorney

## TRACT 8X

EXISTING EASEMENT AREA (OUTSIDE PROPOSED)  
PART OF VOLUME 4214, PAGE 40  
WHITE TRACT

BEING a 7,412 square foot tract of land located in the Daniel Tanner Survey, Abstract No. 1462, in the City of Mesquite, Dallas County, Texas, and being part of a 20-foot utility easement granted to the City of Mesquite, by deed recorded in Volume 4214, Page 40, of the Deed Records of Dallas County, Texas (DRDCT), and being more particularly described as follows:

BEGINNING at a point located on the east line of a 5.91 acre tract conveyed to Henry White by deed recorded in Volume 4810, Page 20, DRDCT, said point also being North 08° 11' 25" West, a distance of 40.96 feet from the north line of Scyene road (State Highway no. 352 — variable width R.O.W.);

THENCE, North 29° 45' 14" West, leaving the east line of the White tract, a distance of 272.34 feet to a point for corner;

THENCE, North 10° 21' 46" East, a distance of 119.47 feet to a point for corner, said point being located on the south line of the Texas and Pacific Railroad (200 foot R.O.W.), and being the beginning of a non-tangent curve to the left;

THENCE, with the south line of the Texas and Pacific Railroad and with said curve, having a central angle of 00° 12' 03", a radius of 5,830.45 feet, a tangent length of 10.21 feet, a chord that bears South 67° 53' 56" East, a distance of 20.43 feet, and an arc length of 20.43 feet to the end of said curve, a point for corner;

THENCE, South 10° 21' 46" West, leaving the south line of the Texas and Pacific Railroad, a distance of 108.01 feet to a point for a corner;

THENCE, South 29° 45' 14" East, a distance of 214.43 feet to a point for corner, said point being located on the east line of the White tract and the west line of a 3.06 acre tract conveyed to Herman E. Finley and Michael R. Higgins by deed recorded in Volume 76119, Page 806, DRDCT;

THENCE, South 08° 11' 25" East, with the said common line of the White and Finley-Higgins tracts, a distance of 54.42 feet to the POINT OF BEGINNING, containing 7,142 square feet of land.



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