

ORDINANCE NO. 323

AN ORDINANCE OF THE CITY OF MESQUITE ABANDONING A PORTION OF A PUBLIC ALLEY AS HEREINAFTER MORE PARTICULARLY DESCRIBED; PROVIDING THAT SUCH ABANDONMENT SHALL BE ONLY INSOFAR AS IS APPLICABLE TO THE PUBLIC RIGHT, TITLE AND INTEREST IN AND TO THAT PORTION OF SUCH ALLEY BELONGING TO THE CITY OF MESQUITE; AND PROVIDING AN EFFECTIVE DATE OF THE ORDINANCE.

WHEREAS, a portion of an alley located in Block A/43 of the City of Mesquite, said property being located in the Jacob Lakey Survey, Abstract No. 810, is no longer needed or necessary for public use and should be abandoned so that the City will no longer have any responsibility for maintaining the same; and

WHEREAS, the governing body of the City of Mesquite has concluded that such hereinafter described alley is no longer needed for public use and should be abandoned. NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE:

Section 1. That the hereinafter described alley located within the limits of the City of Mesquite be and the same is hereby abandoned insofar as the right, title and interest of the public is concerned. That the portion of said alley so abandoned is described as follows, to-wit:

BEING the Easternmost 125 feet of that certain 10-foot wide strip of land conveyed to the City of Mesquite for alley purposes by deed from Corinne Brown Walton and husband, David Walton, to the City of Mesquite dated October 25, 1951 and recorded in Volume 3991, page 291, of the Deed Records of Dallas County, Texas, and being located in Block A/43 of the City of Mesquite and also being located in the Jacob Lakey Survey, Abstract No. 810, Dallas County, Texas.

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

Section 3. That the abandonment provided for herein shall be without prejudice to the existing rights therein of any public utility company.

Page 2
Ordinance No. 323

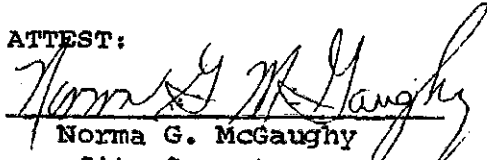
Section 4. That this abandonment ordinance shall constitute a quitclaim deed in favor of the Humble Oil & Refining Company and a certified copy of the same may be filed for record in the Deed Records of Dallas County, Texas to indicate such abandonment.

Section 5. That this ordinance shall take effect as the law in such cases provides and it is accordingly so ordained.

PASSED by the City Council of the City of Mesquite, Texas, on the 6th day of September, 1960.


James Fontenot
Mayor

ATTEST:


Norma G. McGaughy
City Secretary