

ORDINANCE NO. 332

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS ABANDONING A PORTION OF A STORM SEWER EASEMENT HERETOFORE DEDICATED TO THE CITY OF MESQUITE AND MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING THAT SUCH ABANDONMENT SHALL BE ONLY INsofar AS APPLICABLE TO THE PUBLIC RIGHT, TITLE AND INTEREST; AND DECLARING AN EMERGENCY.

WHEREAS, that portion of the hereinafter described storm sewer easement located within the city limits of the City of Mesquite is no longer needed or necessary for public use because said easement is being relocated and such portion 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 portion of the hereinafter described storm sewer easement is no longer needed or necessary for public use and should be abandoned: NOW, THEREFORE,

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

SECTION 1. That the hereinafter described storm sewer easement located within the limits of the City of Mesquite, Texas, be and the same is hereby abandoned, insofar as the right, title and interest of the public is concerned. That the portion of the storm sewer easement so abandoned is described as follows, to wit:

BEING a part of Lot 7, Block 10 of the El Rosa Addition to the City of Mesquite, Texas, as recorded in Volume 39, page 83, of the map records of Dallas County, Texas, and being more particularly described as a strip of land 4 feet in width having the Northeast line of said 4-foot strip adjacent to and parallel to the Northeast line of the said Lot 7, Block 10 of the El Rosa Addition.

BEING a portion of Lot 8, Block 10 of the El Rosa Addition to the City of Mesquite, Texas, as recorded in Volume 39, page 83, of the map records of Dallas County, Texas, and more particularly described as being a strip of land 4-feet in width and having the Southwest line of said 4-foot strip of land adjacent and parallel to the Southwest property line of said Lot 8, Block 10 of the El Rosa Addition.


Page 2
Ordinance No. 332

SECTION 2. That the abandonment provided for herein shall extend only to the public right, title and interest in and to that storm sewer easement above described, and shall be construed to extend only to that interest the governing body of the City of Mesquite may legally and lawfully abandon.

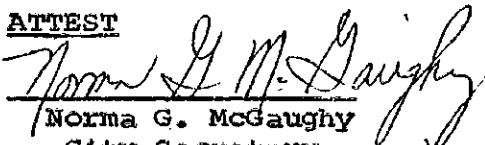
SECTION 3. That the abandonment provided for herein shall be in favor of the property owners of Lots 7 and 8, respectively, and a certified copy of this ordinance may be filed for record in the Deed Records of Dallas County, Texas.

SECTION 4. The fact that a portion of the storm sewer easement in Block 10 of the El Rosa Addition to the City of Mesquite, Texas, is being relocated and that the portion of the storm sewer easement as described herein is no longer needed or necessary for public use, should be abandoned so that the City will no longer have the responsibility for maintaining the same creates an urgency and an emergency in the preservation of the public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage as the Charter in such cases provides, and it is accordingly so ORDAINED.

PASSED by the City Council of the City of Mesquite, Texas,
on the 10th day of October, 1960.


James Fontenot
Mayor

ATTEST


Norma G. McGaughy
City Secretary