

ORDINANCE NO. 434

AN ORDINANCE OF THE CITY OF MESQUITE ABANDONING TO THE ABUTTING PROPERTY OWNER CERTAIN PORTIONS OF CARVER STREET FROM GROSS STREET TO DAVIS STREET AND OF AN ALLEY BETWEEN FLORENCE STREET AND CARVER STREET FROM GROSS STREET TO DAVIS STREET BECAUSE SUCH STREET AND ALLEY ARE NO LONGER NEEDED OR NECESSARY FOR STREET AND ALLEY PURPOSES, OR ANY OTHER PUBLIC PURPOSES; PROVIDING THAT SAID ORDINANCE SHALL BE A QUITCLAIM DEED IN FAVOR OF THEMESQUITE INDEPENDENT SCHOOL DISTRICT, THE ABUTTING PROPERTY OWNER; AND DECLARING AN EMERGENCY.

WHEREAS, the hereinafter described portion of Carver Street from Gross Street to Davis Street and of an alley between Florence Street and Carver Street from Gross Street to Davis Street are no longer needed for street or alley purposes or any other public purposes; and,

WHEREAS, it is the opinion of the governing body of the City of Mesquite, Texas, that such hereinafter described portions of said street and alley are no longer needed for public purposes, that the City should be relieved of the responsibility for maintaining the same, and that the same should be abandoned to the abutting property owner; NOW, THEREFORE,

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

Section 1. That the hereinafter described portions of Carver Street from Gross Street to Davis Street and an alley between Florence Street and Carver Street from Gross Street to Davis Street be, and the same are, hereby abandoned to the abutting property owner, Mesquite Independent School District, insofar as the public right, title and interest of the City of Mesquite in said tracts are concerned; and that said tracts here abandoned are described as follows, to-wit:

Tract 1:

Situated in Dallas County, Texas, in the City of Mesquite, Texas, and being a portion of Carver Street in said City, described by metes and bounds as follows:

BEGINNING at a point 20 feet North of the intersection of the North right-of-way line of Gross Street and the West right-of-way line of Carver Street, an existing 50 foot right-of-way street; THENCE in a Northerly direction along the West right-of-way line of Carver Street a distance of 580 feet to a point for corner which is the intersection point of the South right-of-way line of Davis Street and the West right-of-way line of Carver Street; THENCE in an Easterly direction a distance of 50 feet to a point for corner which is the intersection point of the West right-of-way line of Carver Street and the South right-of-way line of Davis Street; THENCE in a Southerly direction along the East right-of-way line of Carver Street a distance of 580 feet to a point for corner; THENCE in a Westerly direction a distance of 50 feet to the place of beginning and containing 0.542 acres of land.

Tract 2:

Being a 20 foot alley situated in Dallas County, Texas, in the City of Mesquite and located in Block 65 of the Original Town of Mesquite, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a point 40 feet North of the intersection of the West right-of-way line of an existing alley and the North right-of-way line of Gross Street, said point being located 200 feet East of Carver Street;

THENCE in a Northerly direction 580 feet to a point for corner which is the intersection of said alley right-of-way line with the South right-of-way line of Davis Street; THENCE in an Easterly direction a distance of 20 feet to point for corner;

THENCE in a Southerly direction along the East right-of-way line of said alley a distance of 580 feet to a point for corner which is the intersection of the East right-of-way line of said alley and Gross Street; THENCE in a Westerly direction a distance of 20 feet to the place of beginning, and containing 0.332 acres of land.

Section 2. That said portion of Carver Street and of said alley are no longer needed or necessary for any public purposes and are abandoned in favor of the Mesquite Independent School District, the abutting property owner, and a copy of this ordinance abandoning said portion of Carver Street and said alley is authorized to be filed in the Deed Records of Dallas County, Texas.

Section 3. That it is the intention of the City of Mesquite to abandon only the public right, title and interest which it has in said described tracts of land and not otherwise.

Section 4. The fact that the above described portion of Carver Street and said alley are no longer needed for street or other public purposes and the City should be relieved of the responsibility for maintaining the same requires that said portion of Carver Street and said alley be abandoned insofar as the public interest is concerned and 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.

DULY ENACTED on the 16th day of July, 1962.


Norma G. McGaughy
City Secretary


B. W. Cruce, Jr.
Mayor