

ORDINANCE NO. 463

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ABANDONING TO THE ABUTTING PROPERTY OWNER A CERTAIN PORTION OF FRONT STREET BETWEEN EBRITE STREET AND THE CITY OF MESQUITE WATER TOWER SITE BECAUSE SUCH PORTION OF SUCH STREET IS NO LONGER NEEDED OR NECESSARY FOR STREET PURPOSES OR ANY OTHER PUBLIC PURPOSE; PROVIDING THAT SAID ABANDONMENT SHALL BE INsofar AS APPLICABLE TO THE PUBLIC RIGHT, TITLE AND INTEREST IN AND TO SAID STREET; AND DECLARING AN EMERGENCY.

WHEREAS, a portion of Front Street between Ebrite Street and the City of Mesquite Water Tower Site located adjacent to Lots 1 through 10, inclusive, of Block 5 of the Original Townsite of the City of Mesquite, Texas, is dedicated to the public; and

WHEREAS, a portion of said street, being thirty (30) feet in width adjacent to Lots 1 through 10, inclusive, of Block 5 of the Original Townsite of the City of Mesquite, being approximately 250 feet in length, is no longer needed or necessary for public use because the same is not being used for public street purposes; and

WHEREAS, heretofore on the 10th day of October, 1940, the City Council of the City of Mesquite agreed to convey unto the Mitchell-Goodwin Lumber Company said portion of Front Street and that said conveyance and abandonment has never been executed;

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

SECTION 1. That the hereinafter described portion of a public street known as Front Street be and the same is hereby abandoned insofar as the right, title and interest to the public is concerned. That the said portion of the public street so abandoned is described as follows, to-wit:

Being a 30 ft. wide strip of land out of the Front Street right-of-way (a 50 ft. wide right-of-way) in the Original Town of the City of Mesquite, Texas, and being more fully described as follows:

Beginning at the Northeastly corner of Lot 1 in Block 5 of the Original Town plat of Mesquite, Texas;

Thence along the Northwestly projection of the easterly lot line of said Lot 1 a distance of 30 feet to a point for corner;

Thence in a northwestly direction along a line parallel to and 30 feet Northwestly from the Northwestly lot lines of Lots 1 through 10 in said Block 5 a distance of 250 feet to a point for corner;

Thence in a Southeastly direction along the Northwestly projection of the west lot line of Lot 10 in said Block 5 a distance of 30 feet to the Northwestly corner of said Lot 10 to a point for corner;

Thence in an Easterly direction along the Northwestly lot lines of Lots 10 through 1 of said Block 5 a distance of 250 feet to the place of beginning and containing 0.172 acres more or less.

SECTION 2. That the abandonment provided for herein shall extend only to the public right, title and interest in and to said public street 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 a certified copy of this ordinance shall be filed in the Deed Records, Dallas County, Texas, so as to

evidence the abandonment of the street described herein by the City of Mesquite.

SECTION 4. The fact that the above described portion of the public street is no longer needed or necessary for public use and should be abandoned creates an urgency and an emergency for the protection of the public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provides, and it is so accordingly ordained.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 21 day of January, 1963.

B. W. Cress  
MAYOR

ATTEST:  
Wm H. Haughy  
CITY SECRETARY

APPROVED AS TO FORM:  
B. Robert Baker  
ATTORNEY