

ORDINANCE NO. 479

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING SECTION 2 OF ORDINANCE NO. 459 LEVYING A RE-ASSESSMENT AGAINST CERTAIN PERSONS AND THEIR PROPERTY LOCATED ON NORTH GALLOWAY AVENUE FROM GUS THOMASSON ROAD AND BELT LINE ROAD WYE TO THE TEXAS & PACIFIC RAILROAD RIGHT OF WAY; AND DECLARING AN EMERGENCY.

WHEREAS, heretofore on the 17th day of December, 1962, the City Council of the City of Mesquite, Texas, adopted Ordinance No. 459 levying paving assessments for improvements to be constructed on North Galloway Avenue from Gus Thomasson Road and Belt Line Road Wye to the Texas & Pacific Railroad right of way; and,

WHEREAS, it is necessary to reduce the amount of certain assessments heretofore levied and to reassess the tracts of land entitled to such reduction.

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

SECTION 1. That Section 2 of Ordinance 459 duly passed by the City Council of the City of Mesquite on the 17th day of December, 1962, be and the same is hereby amended so as to reassess the assessments heretofore rendered against Richard P. Webb and Mary Anita Webb, Danna Construction Company, and J. B. Galloway. That in lieu of the assessments heretofore levied against the foregoing persons and their tracts of land that the following be substituted therefor.

<u>Owner</u>	<u>Location of Improvements</u>	<u>Front Footage</u>	<u>Amount of Assessment</u>
Richard P. Webb and wife, Mary Anita Webb	No. Galloway Avenue	175 ft.	\$481.25

Property Description

Being that certain lot, tract or parcel of land situated in Dallas County, Texas, to-wit:

Being a part of the Jacob Lakey Survey, Pat. No. 287, Volume 27, Abstract No. 810, and being a part of a tract of 80 acres, more or less, described in Deed from I. N. Range et ux to E. A. Grubb, dated August 7, 1926, recorded in Volume 1344, page 489, Deed Records of Dallas County,

Texas, and being the same property conveyed by Deed from E. A. Grubb and wife, Rosie Grubb, to M. E. Moyer, dated December 10, 1945, of record in Volume 2615, page 193, Deed Records of Dallas County, Texas, and being that certain tract conveyed by Modine Moyer, a widow, to Richard P. Webb and wife, Mary Anita Webb, by deed dated May 14, 1953, recorded Dallas County Deed Records, and being more particularly described by metes and bounds as follows:

BEGINNING at a point in the West line of Gus Thomasson Road, and on the South line of the tract of 3 acres deeded by E. A. Grubb to the County of Dallas on August 15, 1935;

THENCE South on the West line of Gus Thomasson Road, 384 feet, more or less, to a point on the North line of a 6 acre tract deeded by E. A. Grubb and wife, to S. C. Hass on December 8, 1926;

THENCE West on the North line of said S. C. Hass 6 acre tract a distance of 587 feet to a point thereof;

THENCE in a Northeasterly direction 386 feet, more or less, to a point on a continuation of the South line of said County of Dallas 3 acre tract which is 547 feet from the place of beginning;

THENCE East passing through the Southwest corner of said County of Dallas 3 acre tract and continuing East on the South line thereof, a distance of 547 feet to the place of beginning and containing approximately 5 acres, more or less.

<u>Owner</u>	<u>Location of Improvements</u>	<u>Front Footage</u>	<u>Amount of Assessment</u>
Danna Construction Company	Galloway Ave.	1,190.35 ft.	\$20,616.86

Property Description

Being a tract of land out of the John McDaniel Survey, Abstract No. 967, in the City of Mesquite, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at the Northeast corner of the intersection of Galloway Avenue and Kearney Street;

THENCE in an Easterly and Southeasterly direction 578.77 feet along the Northerly right of way line of Kearney Street to a point for corner in its intersection with the West right of way line of North Bryan Street, said street being the West addition line of Broadmoor Addition, an addition to the City of Mesquite;

THENCE Northerly along the West right of way line of North Bryan Street a distance of 1770.22 feet to its intersection with Grubb Drive (a 50 ft. right of way), to a point for corner;

THENCE Westerly along the South right of way line of Grubb Drive to a point in the East right of way line of Galloway Avenue;

THENCE Southerly along the East right of way line of Galloway Avenue a distance of 1738.25 ft., more or less, to the place of beginning.

<u>Owner</u>	<u>Location of Improvements</u>	<u>Front Footage</u>	<u>Amount of Assessment</u>
J. B. Galloway	No. Galloway Ave. - Tract 1	38.3 ft.	\$ 105.33
	No. Galloway Ave. - Tract 2	371.15 ft.	<u>6,263.22</u>
			\$6,368.55

Property Description

Tract 1 - Being a tract of land out of the John McDaniel Survey, Abstract No. 967 in the City of Mesquite, Dallas County, Texas, and being that tract conveyed to J. B. Galloway by deed dated March 25, 1953, recorded Dallas County Deed Records and being more particularly described as follows:

BEGINNING at a point in the East right of way line of Galloway Avenue, said point being 371.15 feet South of the Southeast corner of the intersection of Galloway Avenue and Kearney Street;

THENCE Easterly and perpendicular to the East right of way line of Galloway Avenue a distance of 198.2 feet to point for corner;

THENCE Southerly a distance of 38.3 feet to point for corner;

THENCE Westerly a distance of 198.2 feet to a point for corner in the East right of way line of Galloway Avenue;

THENCE Northerly along the East right of way line of Galloway Avenue a distance of 38.3 feet to the place of beginning.

Tract 2. - Being a part of that certain 3.783 acre tract of land out of the John McDaniel Survey, Abstract No. 967, City of Mesquite, Dallas County, Texas, conveyed by Danna Construction Company to J. B. Galloway by deed dated January 4, 1956, recorded Dallas County Deed Records and being more particularly described as follows:

BEGINNING at the Southeast corner of the intersection of Galloway Avenue and Kearney Street;

THENCE South along the East right of way line of Galloway Avenue a distance of 371.15 feet to point for corner;

THENCE Easterly along a line perpendicular to the East right of way line of Galloway Avenue a distance of 438 feet to point for corner;

THENCE Northerly a distance of 252.22 feet to point for corner in the South right of way line of Kearney Street;

THENCE Westerly along the South right of way line of Kearney Street to the place of beginning.

SECTION 2. That all other clauses, phrases, sentences, paragraphs, sections and provisions of Ordinance No. 459 shall remain in full force and effect and this ordinance shall not constitute a repeal of any other provision of Ordinance No. 459.

SECTION 3. The fact that it is necessary to reduce the above described paving assessments creates an urgency and an emergency and in the preservation of public health, safety and welfare requires that this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 6 day of May, 1963.

APPROVED:

B. W. Oliver
Mayor

APPROVED AS TO FORM:

B. Robert Baker
Attorney

ATTEST:

Norman H. McLaughly
City Secretary