

NO. 694

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ABANDONING THAT PORTION OF PUBLIC RIGHT-OF-WAY, SAME BEING KNOWN AS GIBSON STREET SOUTH OF GROSS STREET, AND AS MORE PARTICULARLY HEREINAFTER DESCRIBED; PROVIDING THAT SUCH ABANDONMENT SHALL BE ONLY INsofar AS APPLICABLE TO THE PUBLIC RIGHT, TITLE, AND INTEREST IN AND TO THAT PORTION OF SAID STREET RIGHT-OF-WAY BELONGING TO THE CITY OF MESQUITE; PROVIDING THAT SAID ABANDONMENT SHALL BE CONSTRUED AS A QUITCLAIM DEED IN FAVOR OF ABUTTING PROPERTY OWNER; PROVIDING FOR THE RECORDING OF SAID ORDINANCE IN THE DEED RECORDS OF DALLAS COUNTY, TEXAS; AND DECLARING AN EMERGENCY.

WHEREAS, a street right-of-way exists on and adjacent to that parcel of land situated in the W. Castell Survey, Abstract No. 343, in the City of Mesquite, Dallas County, Texas, and said street right-of-way is no longer needed or necessary for public purposes and is needed by the abutting property owner for the development of his property; and,

WHEREAS, such street right-of-way being no longer needed or necessary for a public purpose 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 street right-of-way, same being that portion of Gibson Street south of Gross Street, located within the city limits of the City of Mesquite, Dallas County, Texas, be and the same is hereby abandoned insofar as the right, title, and interest of the public is concerned. That said street right-of-way being abandoned is described as follows, to wit:

All that certain tract or parcel of land situated in the W. Castell Survey, Abstract No. 343, in the City of Mesquite, Dallas County, Texas, and shown on Sheet 4, Original Town of Mesquite, Texas, Dallas County Plats and being more particularly described as follows:

BEGINNING at a point on the south line of West Gross Street, said point being 20 feet east of the intersection of the west line of Gibson Street produced south and the south line of West Gross Street;

THENCE South 190 feet to a point;

THENCE East 21 feet to a point;

THENCE North 190 feet to a point on the south line of West Gross Street;

THENCE West 21 feet to the place of beginning and containing 3,990 square feet.

SECTION 2. That the abandonment provided for herein shall extend only to the public right, title, and interest in and to that above described street right-of-way and shall be construed to extend only to that interest which the Governing Body of the City of Mesquite may legally and lawfully abandon.

SECTION 3. That this abandonment ordinance shall constitute a quitclaim deed in favor of the abutting property owner, 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 4. The fact that the above street right-of-way is no longer needed or necessary for public use and is needed by the abutting property owner for the proper development of his property creates an urgency and emergency and in the preservation of the public health, safety, and welfare requires that this ordinance shall take effect immediately from and after its passage, as the charter in such cases provides.

Duly passed by the City Council of the City of Mesquite, Texas, on the 5 day of September, 1967.

APPROVED:

George Boyce
MAYOR

APPROVED AS TO FORM:

William B. [Signature]
ATTORNEY

ATTEST:

Thomas G. M. [Signature]
CITY SECRETARY