

RESOLUTION NO. 38-68

WHEREAS, the City Council of the City of Mesquite is of the opinion that it is necessary to levy an assessment against the property and the owners thereof abutting upon the following streets:

- (1) Carver Street from Gross Street to Paza Drive, and
- (2) Tosch Lane from Lakeview Street to South of Whitehurst Street

and against railway companies whose tracks occupy said streets, if any, for a part of the cost of improving said streets, fixing a time for the hearing of the owners of said property, and the said railway companies, concerning the same, and directing the City Secretary to give notice of said hearing, as required by law; and

WHEREAS, the City Council has heretofore, by resolution, ordered the improvement of the said streets enumerated above, by paving said streets with 3,000 P.S.I. reinforced concrete pavement meeting the City's Standard Specifications; by constructing concrete driveway approaches and sidewalks, where specified; and by constructing all necessary drains, sewers and culverts where specified. Any existing paving in place, meeting these specifications, or which can be utilized, shall be left in place, if any, and corresponding credits to the property owners shall be allowed on the assessments, and,

WHEREAS, the Director of Public Works of the City of Mesquite has, in accordance with the law, filed his report with the City Council, setting forth the participation by the railway companies, if any, and the property owners, in the cost thereof, together with the names of the owners and the description of said property, and the work to be done adjacent thereto, and the amounts to be assessed against each lot or parcel and its owner and all other matters required by the applicable law; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE:

SECTION 1. That the report or statement filed by the Director of Public Works having been duly examined is hereby approved.

SECTION 2. That it is hereby found and determined that the cost of improvements on the hereinafter described streets, with the amount or amounts per front foot proposed to be assessed for such improvements against abutting property and the owners thereof, and against railway companies whose tracks occupy said streets, if any, are as follows, to-wit:

A. Carver Street

- (1) The total estimated cost of the improvements is \$113,387.73.
- (2) The estimated lien per front foot to be assessed against abutting residential zoned property and the owners thereof for improvements exclusive of sidewalks and driveway approaches is \$2.75 where there is existing curb and gutter and \$4.25 where there is no existing curb and gutter.
- (3) The estimated lien per side foot to be assessed against abutting residential zoned property and the owners thereof for improvements exclusive of sidewalks and driveway approaches is \$2.75.
- (4) The estimated lien per front foot to be assessed against abutting school property for improvements exclusive of sidewalks and driveway approaches is \$12.44.
- (5) The estimated lien per front foot to be assessed against abutting property and the owners thereof for five-foot wide concrete sidewalks is \$2.46.
- (6) The estimated lien per square yard to be assessed against abutting property and the owners thereof for concrete driveway approaches is \$6.05.

B. Tosch Lane

- (1) The total estimated cost of the improvements is \$42,914.03.
- (2) The estimated lien per front foot to be assessed against abutting property and the owners thereof for improvements exclusive of sidewalks is \$2.75.
- (3) The estimated lien per front foot to be assessed against abutting property and the owners thereof for four-foot wide sidewalks is \$1.94.

All assessments, however, are to be made and levied by the City Council as it may deem just and equitable, having in view the special benefits in enhanced value to be received by such parcels of property and owners thereof, the equities of such owners, and the adjustment of the apportionment of the cost of improvements so as to produce a substantial equality of benefits received and burdens imposed.

SECTION 3. That a hearing shall be given to said owners of abutting property, and of railways, if any, or their agents or attorneys and all persons interested in said matter, as to the amount to be assessed against each owner and his abutting property and railways, and as to the benefits to said property by reason of said improvements, or any other matter or thing in connection therewith, which hearing shall be held in the Council Chamber of the City Hall of the City of Mesquite, County of Dallas, on the 3 day of June, A.D. 1968, at 2:30 o'clock p.m., at which time all the said owners, their agents or attorneys or other interested persons are notified to appear and be heard, and at said hearing said owners and other persons may appear, by counsel or in person, and may offer evidence, and said hearing shall be adjourned from day to day until fully accomplished.

The City Secretary of the City of Mesquite is hereby directed to give notice of the time and place of such hearing and of other matters and facts in accordance with the terms and provisions of the Act passed at the First Called Session of the Fortieth Legislature of the State of Texas, and known as Chapter 106 of the Acts of said Session, together with any amendments thereto, now shown as Article 1105b of Vernon's Texas Civil Statutes, which said law, as an alternative method for the construction of street improvements in the City of Mesquite, Texas, has been adopted and made a part of the Charter of said City, being Section 12, Article III of said Charter. Said notice shall be by advertisement inserted at least three times in a newspaper published in the City of Mesquite, Texas, the first publication to be made at least ten (10) days before the date of said hearing. Said notice shall comply with and be in accordance with the terms and provisions of said Act.

The City Secretary is hereby further directed to give notice of said hearing by mailing to said owners, their agents or attorneys, and to said railway companies, their agents or attorneys, if any, a copy of said notice by mail, deposited in the Post Office at Mesquite, Texas, ten (10) days prior to the date of said hearing, provided, however, that any failure of the property owners to receive said notice, shall not invalidate these proceedings.

SECTION 4. That this resolution shall take effect from and after its passage as in the Charter in such cases is made and

provided.

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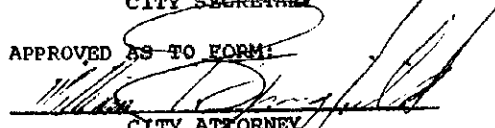
PASSED by the City Council of the City of Mesquite, Texas,  
on the 20 day of May, 19 68.

  
MAYOR

ATTEST:

  
CITY SECRETARY

APPROVED AS TO FORM:

  
CITY ATTORNEY

ASSESSMENT LIST

CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u> <u>Original Town</u> <u>Block 17</u>	<u>Footage</u>	<u>Total</u> <u>Assessment</u>
1. Mesquite Independent School District 405 E. Davis, Mesquite	No. 75 ft. x 150 ft. of Lot 8	75 f.f.	\$ 955.78
2. Harris Rutherford 409 Carver St.	So. 75 ft. x 150 ft. of Lot 8	75 f.f.	421.91
3. A.H. Rouse 415 Carver St.	No. 85 ft. of Lot 7	85 f.f.	480.43
4. Walter Cole 3419 McNeil Dallas, Texas	So. 65 ft. of Lot 7	65 f.f.	253.23
5. William Carter, Jr. 726 Walker St.	No. 75 ft. of Lot 6	75 f.f.	350.16
6. Jimmie M. Bean Rt. 1, Box 200 Mesquite	So. 75 ft. of Lot 6	75 f.f.	455.05
7. E.E. Albers, Sr. 213 S. Bryan St.	No. 71 ft. x 182 ft. of Lot 5	71 f.f.	409.68
8. Jesse Goforth, Jr. 445 Carver St.	So. 79 ft. x 182 ft. of Lot 5 <u>Block 18</u>	79 f.f.	404.23
9. Clyde Perkins 501 S. Carver St.	No. 94 ft. of East 1/2 of Block 18	94 f.f.	460.22
10. Aline Moore 511 S. Carver	75' x 150' tract beginning 94' south of northeast corner of Block 18	75 f.f.	350.16
11. Gertha Barkley 517 S. Carver	75' x 140' beginning 164' south of northeast corner of Block 18	75 f.f.	366.15
12. V. L. Lumley 523 S. Carver	So. 94' x 140' of Block 18 at northwest corner of Newsom & Carver	94 f.f.	489.74

ASSESSMENT LIST - CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u>	<u>Footage</u>	<u>Total Assessment</u>
13. James E. Richardson 228 Newsom	<u>Original Town</u> Lot 1, Block 74	160 sq. ft.	\$ 806.10
14. L.L. Good 611 Carver	No. 64' of Lot 10 Block 74	64 fr. ft.	474.40
15. Viola Shires Box 342, Mesquite	So. 16' of Lot 10 & No. 48' of Lot 11 Block 74	64 fr. ft.	469.21
16. Clarence D. Hogan 619 Carver	So. 32' of Lot 11 & No. 32' of Lot 12 Block 74	64 fr. ft.	469.21
17. J. C. Bean 701 Carver	So. 48' of Lot 12 & No. 16' of Lot 13 Block 74	64 fr. ft.	469.21
18. R.D. Jones 705 Carver	So. 64' of Lot 13 Block 74	64 fr. ft.	469.21
19. P. M. Love 2105 Abrams Dallas (711 Carver)	76' x 222.7' at the southeast corner of Lot 13, Block 74	76 fr. ft.	582.30
20. Joe Richardson 1124 Lakeshore	76.38' x 222.7' at northeast corner of Lot 24, Block 75	76.38 f. f.	592.05
21. W. H. Lankford 723 S. Carver	Lot 24, Block 75	75 fr. ft.	478.65
22. James Massey 727 S. Carver	Lot 23, Block 75	50 fr. ft.	375.27
23. John L. Craft 803 S. Carver	Lot 22, Block 75	50 fr. ft.	375.27
24. Edward Albers, Jr. 807 Carver	Lot 21, Block 75	75 fr. ft.	543.02
25. Frank Dahn 813 Carver	Lot 20, Block 75	75 fr. ft.	543.02
26. W. A. Grisham 819 Carver	Lot 19, Block 75	75 fr. ft.	543.02

ASSESSMENT LIST - CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u>	<u>Footage</u>	<u>Total Assessment</u>
	<u>Original Town</u>		
	<u>Block 75</u>		
27. C. R. Hedrick 825 S. Carver	Lot 18, Block 75	75 fr.ft.	\$ 393.23
28. H.L. McKerney 831 S. Carver	No. 55' of Lot 17, Blk. 75	55 fr.ft.	408.82
29. David Tosch 902 S. Bryan	So. 20' of Lot 17 & No. 35' of Lot 16, Block 75	55 fr.ft.	408.82
30. Lois Jones 902 S. Bryan	So. 40' of Lot 16 & No. 15' of Lot 15, Block 75	55 fr.ft.	369.05
31. Lois Jones 902 S. Bryan	So. 60' of Lot 15 & No. 7' of Lot 14, Block 75	67 fr.ft.	449.57
32. Roy E. Baxter 911 S. Carver	61.5' beginning 7' south of northeast corner of Lot 14, Block 75	61.5 f.f.	452.44
33. Roy E. Baxter	So. 6' of Lot 14 and all of Lot 13, Block 75	68.5 f.f.	459.63
	<u>Roy Rupard Addition</u>		
34. Earl Kifer 925 S. Carver	Lot 11	77.2 f.f.	557.78
35. L. A. McDougal 931 S. Carver	Lot 10	77.6 f.f.	581.14
36. J. B. Jenkins 5107 Urban Crest Dallas	Lot 9	77.4 f.f.	574.61
37. J. B. Jenkins 5107 Urban Crest Dallas	Lot 8	77.3 f.f.	518.68
38. Johnny Wallace 4536 Astor	Lot 7	78.5 f.f.	566.50
39. Royce Banks 11804 Lake June	1.9 ac. tract out of the W.J. Lewis Sur., Ab. 814 & E.D. Bennett Sur., Ab. 163 fronting 315± on Carver St.	315 fr.ft.	2,113.65

ASSESSMENT LIST - CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u>	<u>Footage</u>	<u>Total Assessment</u>
40. Ovelia McCullough 202 W. Main	<u>Original Town</u> Lot 1, Block 54	120 f.f.	642.36
41. Mrs. Lon McDaniel 414 S. Carver	Part of a 2.63 ac. tr. in J.R. Warrall Sur, Abstract 1607	168.8 f.f.	935.21
42. J.W. McDaniel 426 S. Carver	<u>Newsom Estates</u> 75' x 135' tract at northwest corner Lot 1 Block B Newsom Estates	75 f.f.	357.54
43. Billy D. Knabel 430 S. Carver	Lot 1, Blk. B	60 f.f.	288.00
44. J. W. Riddle 436 S. Carver	Lot 2, Block B	60 f.f.	288.00
45. Arbie Colwell 442 S. Carver	Lot 3, Block B	75 f.f.	366.15
46. Grace L. Vestall 500 S. Carver	Lot 1, Block A	75 f.f.	366.15
47. D. H. Joseph 504 S. Carver	Lot 2, Block A	60 f.f.	288.00
48. B.W. Cruce, Jr. 309 N. Galloway	Lot 3, Block A	60 f.f.	288.00
49. Billy D. Knabel 518 S. Carver	Lot 4, Block A	60 f.f.	165.00
50. Ethel P. Potter 524 S. Carver	Lot 5, Block A	91 f.f.	397.85
51. Mary A. Snyder 302 Newsom	148' x 90' tract beg. at southeast corner of Carver & Newsom in the J.C. Chapman Sur., Ab. 1669	148 sd. ft.	771.08
52. L. C. Whitlock 1203 S. Buckner Dallas	66' x 150' beginning 148' south of southeast corner of Carver & Newsom in W.J. Lewis Sur., Ab. 814	66 f.f.	472.79



ASSESSMENT LIST - CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u>	<u>Footage</u>	<u>Total Assessment</u>
53. Gordon O. Dodson 902 Carney Garland	100'x 150' tract beg. 214' so. of southeast corner Carver & Newsom in W.J. Lewis Sur., Ab. 814	100 f.f.	710.77
54. Mesquite Ind. School Dist., 405 E. Davis	26.63 ac. tract fronting 70' on Carver out of W.J. Lewis Sur., Ab. 814 <u>Lum Snyder #2</u>	70 f.f.	944.60
55. Carolyn Stoddard 10811 Rampart Houston	Lot 1, Block A	75 f.f.	535.64
56. Johnny Wallace 4536 Astor	Lot 2, Block A	75 f.f.	533.18
57. Arthur Pritchett 714 S. Carver	Lot 3, Block A	75 f.f.	543.02
58. Sam Rutherford 124½ E. Main	Lot 4, Block A	75 f.f.	535.64
59. Lonnie I. York 5908 Goodwin Dallas	Lot 1, Block B	75 f.f.	543.02
60. H. E. Lang Box 62, Mesquite	Lot 2, Block B	75 f.f.	478.65
61. G. L. Harris 812 S. Carver	Lot 3, Block B	75 f.f.	563.77
62. Sam Rutherford 124½ E. Main	Lot 4, Block B	75 f.f.	543.02
63. Sam Rutherford Tr. 124½ E. Main	Lot 5, Block B	75 f.f.	473.73
64. Sam Rutherford 124½ E. Main	Lot 6, Block B	75 f.f.	543.02
65. Joe E. Sturges 838 S. Carver	Lot 7, Block B	75 f.f.	543.02
66. N. E. Page 1414 Ridgeview	Lot 8, Block B	75 f.f.	543.02

ASSESSMENT LIST - CARVER STREET FROM GROSS STREET TO PAZA DRIVE

<u>Property Owner</u>	<u>Property Description</u>	<u>Footage</u>	<u>Total Assessment</u>
	<u>Lum Snyder #2</u>		
67. J. H. Remines 906 S. Carver	Lot 9, Block B	75 f.f.	575.59
68. Eunice E. Martin 912 S. Carver	Lot 10, Block B	75 f.f.	543.02
	<u>Roy Rupard Addition</u>		
69. Bobby J. Anderson 309 N. Galloway	Lot 14	77.2 f.f.	578.45
70. Bobby J. Anderson 309 N. Galloway	Lot 15	77.7 f.f.	521.36
71. H. D. Landes 124 E. Main	Lot 16	77.4 f.f.	579.79
72. Walter Robinson Box 16, Mesquite	Lot 17	77.3 f.f.	563.64
73. Jerry Lumley 948 S. Carver	Lot 18	77.6 f.f.	581.14
74. Jerry Lumley 948 S. Carver	156.5' x 144.3' tract out of the W.J. Lewis Survey, Ab. 814	156.5 f.f.	1,050.11
75. Lowell Fenley Rt. 1, Box 1011A Mesquite	167.9' x 161' tract out of the W.J. Lewis Survey, Ab. 814	167.9 sd. ft.	825.53
		<u>Total</u>	<u>\$ 39,920.24</u>

ASSESSMENT LIST

TOSCH LANE FROM LAKEVIEW STREET TO SO. OF WHITEHURST ST.

<u>Property Owner</u>	<u>Property Description</u>	<u>Front Footage</u>	<u>Total Assessment</u>
	<u>Block C</u>		
1. J. D. Maines 1106 Tosch Lane	Lot 6	50 fr.ft.	\$ 137.50
2. William H. McCarley 1110 Tosch Lane	Lot 7	60 fr.ft.	165.00
3. J. O. Beaty 1114 Tosch Lane	Lot 8	60 fr.ft.	165.00
4. Shirlee Wilson 1118 Tosch Lane	Lot 9	60 fr.ft.	165.00
5. George E. Brown 1122 Tosch Lane	Lot 10	60 fr.ft.	165.00
6. Ross R. Tenneson 1126 Tosch Lane	Lot 11	60 fr.ft.	165.00
7. J. C. Jones 1130 Tosch Lane	Lot 12	60 fr.ft.	165.00
8. Joe L. Warren 1134 Tosch Lane	Lot 13	60 fr.ft.	165.00
9. Roy P. Bryan, Jr. 1138 Tosch Lane	Lot 14	60 fr.ft.	165.00
10. Rowe Hart 1202 Tosch Lane	Lot 15	58 fr.ft.	159.50
11. Rowe Hart 1202 Tosch Lane	Lot 16	57 fr.ft.	156.75
12. William L. Shaw 1208 Tosch Lane	Lot 17	56.75 fr.ft.	156.06
13. Wilbert Page 1212 Tosch Lane	Lot 18	58.22 fr.ft.	160.10
14. M. O. Woolard 1216 Tosch Lane	Lot 19	58 fr.ft.	159.50
15. M. M. Gardner 1220 Tosch Lane	Lot 20	59 fr.ft.	162.25

ASSESSMENT LIST - TOSCH LANE FROM LAKEVIEW STREET TO SOUTH OF  
WHITEHURST STREET

<u>Property Owner</u>	<u>Property Description</u>	<u>Front Footage</u>	<u>Total Assessment</u>
16. M. A. Coats 1224 Tosch Lane	<u>Lakeside #2 - Block C</u> Lot 21	60 fr.ft.	\$ 165.00
17. A. P. Allen 1228 Tosch Lane	Lot 22	60 fr.ft.	165.00
18. Julian Roxie 1232 Tosch Lane (Lumley Rd., Mesquite)	Lot 23	60 fr.ft.	236.78
19. Charles N. Phelps 1236 Tosch Lane	Lot 24	60 fr.ft.	165.00
20. Maurice Jordan 1240 Tosch Lane	Lot 25 and East 9' of Lot 26	69 fr.ft.	189.75
21. W. R. Russell 1244 Tosch Lane	West 51.1' of Lot 26 and Lot 27	144.85 fr.ft.	688.58
	<u>Block D</u>		
22. Mrs. Lela Hudspeth 1105 Tosch Lane	Lot 2	60 fr.ft.	165.00
23. Betty Sue Patterson 1109 Tosch Lane	Lot 3	60 fr.ft.	165.00
24. C. Dan Asbill 1113 Tosch Lane	Lot 4	60 fr.ft.	165.00
25. Alfred V. Collins 1117 Tosch Lane	Lot 5	60 fr.ft.	165.00
26. Mrs. Lenora Bell 1121 Tosch Lane	Lot 6	60 fr.ft.	165.00
27. J. E. Short 1125 Tosch Lane	Lot 7 and East 1/2 of Lot 8	90 fr.ft.	247.50
28. Alton E. Mathis 1131 Tosch Lane	West 1/2 of Lot 8 and Lot 9	90 fr.ft.	247.50
29. Foy Stark 1137 Tosch Lane	Lot 10	96.43 fr.ft.	265.18
30. William J. Walker 1207 Tosch Lane	Lot 11	106.57 fr.ft.	462.95

ASSESSMENT LIST - TOSCH LANE FROM LAKEVIEW STREET TO SOUTH OF  
WHITEHURST STREET

<u>Property Owner</u>	<u>Property Description</u>	<u>Front Footage</u>	<u>Total Assessment</u>
	<u>Block D</u>		
31. William L. May 1215 Tosch Lane	Lot 12	112.89 fr.ft.	\$ 498.42
32. William F. Thompson 1223 Tosch Lane	Lot 13	90 fr.ft.	416.28
	<u>Block E</u>		
33. C. L. Hodges 1235 Tosch Lane	Lot 11	92.5 fr.ft.	427.04
34. James E. Spakes 1239 Tosch Lane	Lot 12	80 fr.ft.	355.80
35. Ervin Layne 1243 Tosch Lane	Lot 13	92.5 fr.ft.	426.07
	<u>Block F</u>		
36. Johnnie Stotts 1141 Lakeview	Lot 12-A	120 fr.ft.	330.00
37. W. L. Miller 1153 Lakeview	Lot 14	62.9 fr.ft.	172.98
		Total	\$ 8,696.49