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RESOLUTION NO. 17-89

A RESOLUTION OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING A FINAL OFFER FOR THE ACQUISITION OF FEE SIMPLE TITLE FOR THE CONSTRUCTION, RECONSTRUCTION, ENLARGEMENT AND MAINTENANCE OF A MUNICIPAL AIRPORT AND ALL LAWFUL PURPOSES INCIDENT THERETO WITHIN THE CORPORATE LIMITS OF THE CITY OF MESQUITE, TEXAS, AS DESCRIBED HEREIN; AUTHORIZING THE ATTORNEY FOR THE CITY TO INSTITUTE CONDEMNATION PROCEEDINGS.

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

SECTION 1. That the City Council of the City of Mesquite, Texas, has and does deem it necessary and expedient and has determined that a public necessity exists for the acquisition of Land in Fee Simple Title for the construction, reconstruction, enlargement and maintenance of a Municipal Airport and all lawful purposes incident thereto within the corporate limits of the City of Mesquite, and more particularly described in Exhibit "A" attached hereto, the owners or those claiming an interest to said land being:

James Hudson, Owner

SECTION 2. That the Mayor is hereby authorized to make a final offer in the amount of ~~\$100,000.00~~ for the acquisition of said property.

Such offer shall be made by certified mail.

SECTION 3. If no response is made to the final offer within thirty (30) days, the Attorney for the City is hereby authorized to institute Eminent Domain proceedings to condemn said property for said use according to law and to obtain fee simple title to and upon said property for the purposes expressed herein.

SECTION 4. Should any portion of the property described in Exhibit "A", attached hereto, not be subject to legal condemnation by the City of Mesquite, such fact shall not prevent the City from condemning such land which is described in Exhibit "A" and is subject to legal condemnation by the City, and it is the intention of the City of Mesquite to condemn only such territory as may be legally condemned by it within the limits of the land described in Exhibit "A".

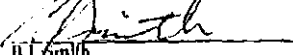
DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 19th day of June, 1989.


George A. Venner, Sr.
Mayor

ATTEST:


Lynn Prugel
City Secretary

APPROVED:


H.J. Smith
City Attorney

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LEGAL DESCRIPTION

STATE OF TEXAS;
COUNTY OF DALLAS;

Being a tract of land in the McKinney and Williams Survey, Abstract No. 1010, City of Mesquite, Dallas County, Texas, and being part of a tract of land to Phil Hudson by deed recorded in Volume 1952, Page 100, Deed Records of Dallas County, Texas, and being more particularly described as follows:

Beginning at an iron rod for a corner on the South line of Scyene Road (60'M.O.M.), said point being North $71^{\circ}21'09''$ West 55.25 feet from the most Northerly Northwest corner of a 120.82 acres tract recorded in Volume 77025, Page 1399, Deed Records Dallas County, Texas;

THENCE: South $08^{\circ}04'00''$ East, with the southwest line of Tract D, Volume 82007, Page 1702, Deed Records of Dallas County, Texas, 121.90 feet to an iron rod for a corner;

THENCE: South $14^{\circ}14'51''$ West, with the most Easterly West line of said 120.82 acres tract, 115.53 feet to an iron rod for a corner;

THENCE: North $05^{\circ}17'35''$ West, with the most southerly North line of said 120.82 acres tract, 123.02 feet to an iron rod for a corner;

THENCE: North $18^{\circ}28'48''$ East, with the East line of Tract B, Volume 82007, Page 1702, Deed Records of Dallas County, Texas, 427.51 feet to an iron rod for a corner on the South line of Scyene Road;

THENCE: South $71^{\circ}21'09''$ East, with the South line of Scyene Road, 151.40 feet to the point of beginning and containing 112,587.8667 square feet or 2.5847 acres of land.