

CITY OF MOULTON, TEXAS
ORDINANCE NO 12-01-03

LAND ABANDONMENT ORDINANCE

AN ORDINANCE ABANDONING ANY TITLE; ANY SEISIN; ANY OWNERSHIP; FOR THAT CERTAIN UNIMPROVED UNNAMED EAST - WEST AND NORTH SOUTH ALLEYWAYS, LOCATED IN BLOCK # 11 OF THE CITY PLAT OF THE CITY OF MOULTON, TEXAS.

Inasmuch as that the landholders abutting the unimproved, unnamed East - West and North South Alleyways located in block eleven (11) of the City Plat have petitioned the City Council of the City of Moulton to abandon said alleyways; and;

That the City of Moulton finds no useful purpose of said platted alleyway to the City of Moulton, and that said alleyway exists only of the plat of the City therefore:

BE IT ORDAINED BY THE CITY COUNCIL OF MOULTON, TEXAS:

Section 1. Pursuant to the provision of Title 6, Section 311.008 Texas Transportation Code (V.A.C.S. 1016), as amended, the City Council of the City of Moulton hereby vacates and abandons any title; any siesin; any ownership, for that certain unimproved East - West and North South alleyways located in Block eleven (11) of the City Plat consisting of an (a) east/west track of land twenty (20) feet in width with the North/South direction and one hundred fifty (150) feet in the East/West direction; and a (b) north/south track of land twenty (20) feet in width with the East/West direction and three hundred (300) feet in the North./South direction; tracks further described as:

(a) beginning at a point of the South West corner of lot ten (10) and thence running one hundred fifty (150) feet East to the South East corner of lot twelve (12);

and thence running twenty (20) feet South to the North East corner of lot seven (7);

and thence running one hundred fifty (150) feet West to the North West corner of lot Nine (9);

and thence running twenty (20) feet North to the place of beginning, encompassing three thousand (3,000) square feet.

(b) beginning at a point of the North East corner of lot twelve (12) and thence running three hundred 300 feet South to the South East corner of lot seven (7);

and thence running twenty (20) feet East to the South West corner of lot six (6);

and thence running three hundred (300) feet North to the North West corner of lot one (1);

and thence running twenty (20) feet West to the place of beginning, encompassing six thousand (6,000) square feet.

Section 2.

A. The City Council of the City of Moulton covenants to the abutting landholders that the City of Moulton renounces in favor of the abutting landholders such right or ownership as the landholders may or may not claim, such claim being one half (½) of the abandoned land abutting such property as the landholder may hold title. Such claims to said abandoned land described herein is the responsibility of the abutting landholders to claim or not claim.

B. Exceptions;

1. The City reserves the right to enter onto said North South Alleyway as necessary to effect repairs and maintains a utility easement as may be needed.

Section 3. All Ordinances or parts of Ordinances in conflict with this act are hereby expressly repealed.

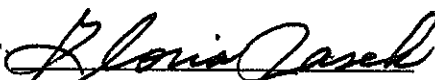
Section 4. In the event any section, subsection, sentence, clause, or phrase of this ordinance shall be declared or adjudged to be invalid or unconstitutional, such adjudication shall in no manner affect any other sections, subsections, sentences, clauses, or phrases of this ordinance; but all of the rest hereof shall be in full force and effect just as though the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional was not originally a part hereof.

Section 5. This Ordinance shall be effective after its passage and approval. The City Secretary shall give notice of the passage of this ordinance by causing the caption hereof to be published in the official newspaper in the City of Moulton, Texas at least once within ten (10) days after the passage of this ordinance.

PASSED, APPROVED AND ADOPTED THIS THE 11th DAY OF DECEMBER 2003:


Mayor Minnie Lee Fisbeck

ATTEST


City Secretary