

THE CITY OF AMARILLO, TEXAS

INTERDEPARTMENTAL OFFICE COMMUNICATION

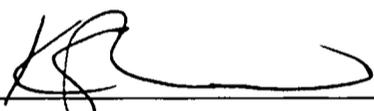
January 16, 2013

TO: See Distribution List Below

FROM: Planning Department

SUBJECT: V-12-07 Vacation of a portion of a 20ft. alley in Block 338, Holland's Addition and a portion of SE 2nd Ave. north of Block 338, Holland's Addition, in Section 156, Block 2, AB&M Survey, Potter County, Texas. (Vicinity: SE 2nd Ave & Arthur St.)
APPLICANT: Chan Davidson

The Amarillo City Commission, at its meeting of December 11, 2012, approved the above-mentioned item. The ordinance affecting this change was filed of record in Potter County in File Clerk 1227400 on December 17, 2012. Please post your records accordingly.



Kelley Shaw, Planning Director

AN ORDINANCE OF THE CITY OF AMARILLO DETERMINING LACK OF PUBLIC NECESSITY FOR PORTION OF A STREET AND ALLEY IN THE VICINITY OF SOUTHEAST SECOND AVENUE AND ARTHUR STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED RIGHT-OF-WAY SAVE AND EXCEPT CREATION OF A UTILITY AND DRAINAGE EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

1227400 ORD
12/17/2012 02:08 PM Total Pages: 3
Julie Smith County Clerk - Potter County, Texas

WHEREAS, the Planning and Zoning Commission of the City of Amarillo has recommended to the City Commission that there is no public necessity for the following-described STREET; and

WHEREAS, the City Commission, having reviewed said recommendation and having considered all relevant information pertaining to the proposed vacation described below, is of the opinion that same is no longer needed for public purposes; now, therefore,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF AMARILLO:

SECTION 1: That the herein-described STREET and ALLEY be vacated and abandoned for public purposes:

Vacation of a portion of a 20ft. alley in Block 338, Holland's Addition and a portion of SE 2nd Ave., north of Block 338, Holland's Addition, in Section 156, Block 2, AB&M Survey, Potter County, Texas and being further described below:

STREET

AN 1,822 SQUARE FOOT TRACT OF LAND BEING THAT PORTION OF 2ND AVENUE ADJOINING LOT 1, BLOCK 338, HOLLAND ADDITION, AN ADDITION TO THE CITY OF AMARILLO, POTTER COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 51, PAGE 526, DEED RECORDS OF POTTER COUNTY, TEXAS, LESS THAT PORTION GIVEN AS RAILROAD RIGHT-OF-WAY.

ALLEY

A 1,283 SQUARE FOOT TRACT OF LAND BEING A PORTION OF AN EXISTING 20 FOOT ALLEY ADJOINING BLOCK 338, HOLLAND ADDITION, AN ADDITION TO THE CITY OF AMARILLO, POTTER COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 51, PAGE 526, DEED RECORDS OF POTTER COUNTY, TEXAS, AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A IRON REBAR WITH CAP STAMPED "RPLS 4763" FOUND IN THE WEST LINE OF LOT 3, BLOCK 338, MARKING THE NORTHEAST CORNER OF THIS TRACT AND FROM WHICH THE SOUTHWEST CORNER OF LOT 5, BLOCK 338, BEARS S 09°19'48" W, 236.60 FEET;

THENCE S 09°19'48" W, 75.72 FEET ALONG THE EAST RIGHT-OF-WAY LINE OF AN EXISTING 20 FOOT ALLEY TO A PI POINT IN AN EXISTING BUILDING BEING THE SOUTHEAST CORNER OF THIS TRACT;

THENCE N 70°42'12"W, 20.31 FEET TO THE SOUTHWEST CORNER OF THIS TRACT;

THENCE N 09°19'48" E, 52.42 FEET TO THE NORTHWEST CORNER OF THIS TRACT BEING IN THE WEST RIGHT-OF-WAY LINE OF SAID 20 FOOT ALLEY AND THE EXISTING RIGHT-OF-WAY LINE OF THE AT. & S.F. RAILROAD AND BEING IN A CURVE TO THE RIGHT WHOSE CENTER BEARS S 36°03'16" E, 1157.29 FEET;

THENCE EASTERLY ALONG SAID CURVE BEING 75 FEET SOUTHEASTERLY FROM AND PARALLEL TO THE CENTERLINE OF THE MAIN TRACT AN ARC DISTANCE OF 28.13 FEET TO THE PLACE OF BEGINNING.

SAVE AND EXCEPT: A Public Utility Easement is hereby retained over the STREET area of abandonment AND a Public Utility and Drainage Easement over the ALLEY area of abandonment.

SECTION 2: City Manager is authorized to execute an instrument of conveyance to abutting land owner(s) as allowed or required by law.

SECTION 3: All ordinances and resolutions or parts thereof that conflict with this ordinance are hereby repealed, to the extent of such conflict.

SECTION 4: In the event this ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the ordinance, and such remaining portions shall continue to be in full force and effect.

SECTION 5: This Ordinance shall become and be effective on and after its adoption.

INTRODUCED AND PASSED by the City Commission of the City of Amarillo, Texas, on First Reading this the 4 day of December 2012; and PASSED on Second and Final Reading this the 11 day of December 2012.

Paul Harpole
Paul Harpole, Mayor

ATTEST:

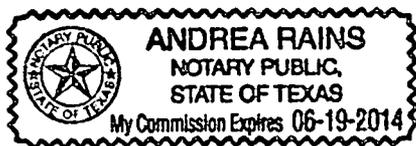
Frances Hibbs
Frances Hibbs, City Secretary

ACKNOWLEDGEMENT

THE STATE OF TEXAS §
 §
COUNTY OF POTTER §

This instrument was acknowledged before me on the 11th day of December 2012, by Paul Harpole, Mayor, of the City of Amarillo, a Texas municipal corporation, on behalf of said corporation.

Andrea Rains
Notary Public in and for the
State of Texas



Return to:
FRANCES HIBBS
City Secretary, City of Amarillo
P.O. Box 1971
Amarillo, Texas 79105-1971

FILED and RECORDED

Instrument Number: 1227400

Filing and Recording Date: 12/17/2012 02:08:31 PM Pages: 3 Recording Fee: \$20.00

I hereby certify that this instrument was FILED on the date and time stamped hereon and RECORDED in the OFFICIAL PUBLIC RECORDS of Potter County, Texas.



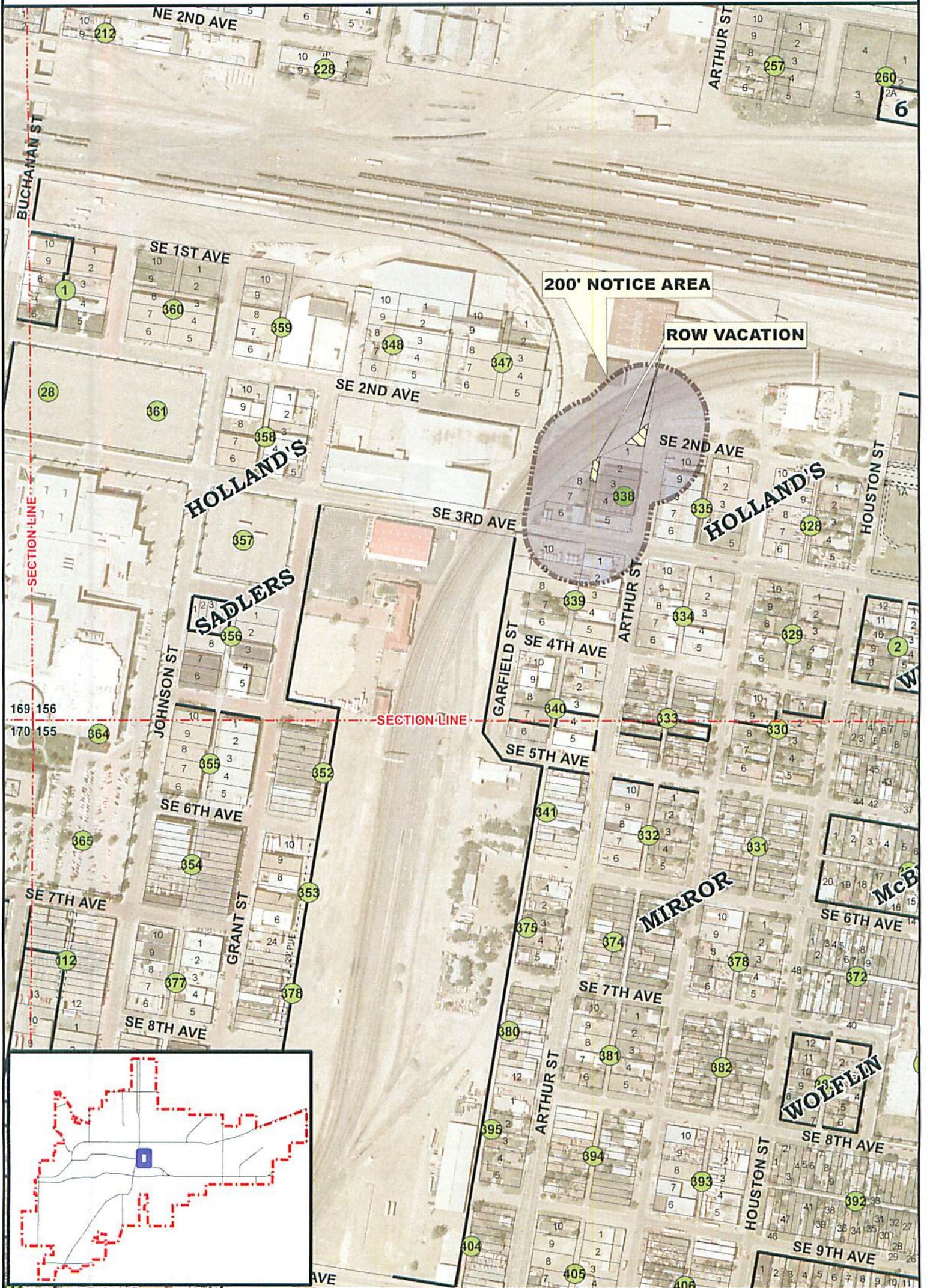
A handwritten signature in cursive script that reads "Julie Smith".

Julie Smith, County Clerk
Potter County, Texas

DO NOT DESTROY - This document is part of the Official Public Record.

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VACATION OF RIGHTS-OF-WAY



**CITY OF AMARILLO
PLANNING DEPARTMENT**

V-12-07 Vacation of a portion of a 20ft. alley in Block 338, Holland Addition and a portion of SE 2nd Ave. North of Block 338, Holland Addition, in Section 156, Block 2, AB&M Survey, Potter County, Texas.

Scale: 1" = 400'
Date: 11-14-12
Case No: V-12-07



Applicant: Chan Davidson

Vicinity: SE 2nd Ave & S Arthur St

AP: O-11