



DEVELOPMENT SERVICES
808 S. BUCHANAN ST
PO Box 1971
AMARILLO TX 79105-1971
(806) 378-5263

12/20/2019

M.K. McEntire
Geospatial Data, Inc
3501 S. Georgia St., Suite "A"
Amarillo, Texas 79109

RE: Letter of Action: Approval – Vacation of a Portion of a 20' Public Utility Easement in Block 311 and a 20' PUE in Block 312, Mirror Addition

Mr. McEntire,

The City of Amarillo has approved the Vacation of a Portion of a 20' Public Utility Easement in Block 311 and a 20' PUE in Block 312, Mirror Addition, Project Number: ZB1905712 on 12/10/2019. The ordinance affecting this change was filed of record in the Official Public Records of Potter County, File Clerk's No. 2019OPR0016858 on 12/16/2019. Enclosed you will find a copy of your approved and recorded Vacation.

As the Project Manager, please direct all questions to me, to avoid confusion or receipt of erroneous information. My contact information is Brady.Kendrick@amarillo.gov or 806-378-5286.

Sincerely,

A handwritten signature in blue ink that reads 'Brady Kendrick'.

Brady Kendrick
Planner II

ORDINANCE NO. 7831

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS DETERMINING LACK OF PUBLIC NECESSITY FOR PUBLIC UTILITY EASEMENTS IN THE VICINITY OF ROSS STREET AND SOUTHEAST THIRD AVENUE, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN DESCRIBED PUBLIC UTILITY EASEMENT; AUTHORIZING THE CITY MANAGER TO CONVEY SUCH REAL PROPERTY TO THE PROPERTY OWNER; PROVIDING A REPEALER CLAUSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

20190PR0016858 ORD
12/16/2019 11:20 AM Total Pages: 4
Jillie Smith - County Clerk - Potter County Texas

WHEREAS, the City of Amarillo has been petitioned to abandon a portion of an existing twenty foot Public Utility Easement in Block 311 and an existing twenty foot Public Utility Easement in Block 312, herein described as Easement A and Easement B and attached as an Exhibit, incorporated herein, in the vicinity of Ross Street and Southeast 3rd Avenue in Potter County, Texas; and

WHEREAS, after reviewing information presented in the petition, the Planning and Zoning Commission of the City of Amarillo has recommended to the City Council that there is no public necessity for the following described Public Utility Easements; and

WHEREAS, the City Council, having reviewed said recommendation and having considered all relevant information pertaining to the proposed vacation described below, is of the opinion that the Public Utility Easements described are no longer necessary and no longer serve a public purpose; and

WHEREAS, the City Council, 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; and

WHEREAS, the City Council further determined that this Public Utility Easement abandonment is not detrimental or injurious to the public health, safety or general welfare, or otherwise offensive to the neighborhood.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. The herein-described Public Utility Easement to be vacated and abandoned for public purposes:

Vacation of a portion of a twenty-foot Public Utility Easement in Block 311 and a twenty-foot Public Utility Easement in Block 312, Mirror Addition, in Section 155, Block 2, AB&M Survey, Potter County, Texas, being further described below as Easement A and Easement B and attached as an Exhibit, incorporated herein:

Easement A:

A 2,920 square feet tract or parcel of land out of Block 311, Mirror Addition as filed in Volume 65, Page 16, Deed Records of Potter County, Texas, being a portion of an alley vacation as recorded in Volume 634, Page 173, Deed Records of Potter County, Texas and having been surveyed on the ground by Geospatail Data, Inc. on August 5th, 2019 and being further described by metes and bounds as follows:

Point of Beginning is a ½ inch iron rod found for the Northeast corner of Lot 26, Block 311, Mirror Addition Unit No. 8 as filed for record in Volume 1576, Page 268, Deed Records of Potter

County, Texas;

Thence N 09° 39' 53" E on the East line of Lot 6, Block 311, said Mirror Addition for a distance of 10.00 feet to a point, whence a mag nail found bears N 09° 39' 53" 77.50 feet;

Thence S 80° 20' 07" E for a distance of 144.32 feet to a point on the East line of said Mirror Addition for the Northeast corner of this tract;

Thence S 00° 11' 04" W for a distance of 20.28 feet to a point on the East line of said Mirror Addition;

Thence North 80° 20' 07" W for a distance of 147.66 feet to a point on the East line of said Lot 26, Block 311, whence a ½ inch iron rod found for the Southeast corner of said Lot 26 bears S 09° 40' 24" W 89.93 feet;

Thence N 09° 39' 53" E for a distance of 10.00 feet to the Point of Beginning.

Said tract contains 2,920 square feet of land more or less.

Easement B:

A 6,799 square foot tract or parcel of land out of Block 312, Mirror Addition as filed for record in Volume 65, Page 16, Deed Records of Potter County, Texas, being all of an alley vacation as recorded in Volume 634, Page 173, Deed Records of Potter County, Texas and having been surveyed on the ground by Geospatial Data, Inc. on August 5th, 2019 and further described by meets and bounds as follows:

Point of Beginning is a 1/2 inch iron rod with cap (4263) found on the West line of said Mirror Addition, same being a point in the apparent East Right-of-Way (R-0-W) line of Ross Street as filed for record in Volume 1768, Page 837, Deed Records of Potter County, Texas;

Thence N 06° 43' 15" E for a distance of 18.87 feet to a point on the North line of said 20 foot Public Utility Easement for the Northwest corner of this tract, whence a 1/2 inch iron rod found for the Southwest corner of said Block 312 bears N 06° 43' 15" E -271.53 feet;

Thence S 80° 28' 30" E for a distance of 338.79 feet to a point on the East line of said Block 312 for the Northeast corner of this tract;

Thence S 00° 11' 04" W on said East line for a distance of 20.28 feet to a point;

Thence N 80° 28' 30" W for a distance of 341.16 feet to a point on the West line of said Block 312, same being the East R-0-W line of said Ross Street for the Southwest corner of this tract, whence a 1/2 inch iron rod with cap (4263) found for the Southwest corner of Block 312 bears S 09° 39' 53" W -139.85 feet;

Thence North 09° 39' 53" E for a distance of 1.15 feet to the Point of Beginning. Said tract contains 6,799 square feet of land, more or less.

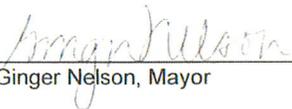
SECTION 2. The City Manager is authorized to execute an instrument of conveyance to the abutting land owner(s) as allowed by law.

SECTION 3. Repealer. All ordinances and parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of conflict with this Ordinance.

SECTION 4. Severability. If any provision, section, subsection, clause or the application of sale to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this Ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this Ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 5. Effective Date. This ordinance shall be effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the 3rd day of December, 2019 and PASSED on Second and Final Reading on this the 10th day of December, 2019.



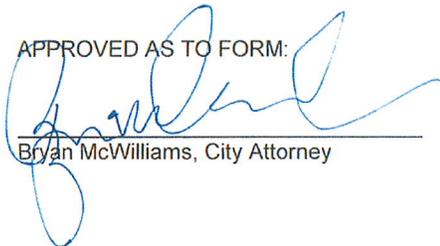
Ginger Nelson, Mayor

ATTEST:



Frances Hibbs, City Secretary

APPROVED AS TO FORM:



Bryan McWilliams, City Attorney

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

FILED and RECORDED

Instrument Number: 2019OPR0016858

Filing and Recording Date: 12/16/2019 11:50:38 AM Pages: 4 Recording Fee: \$24.00

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

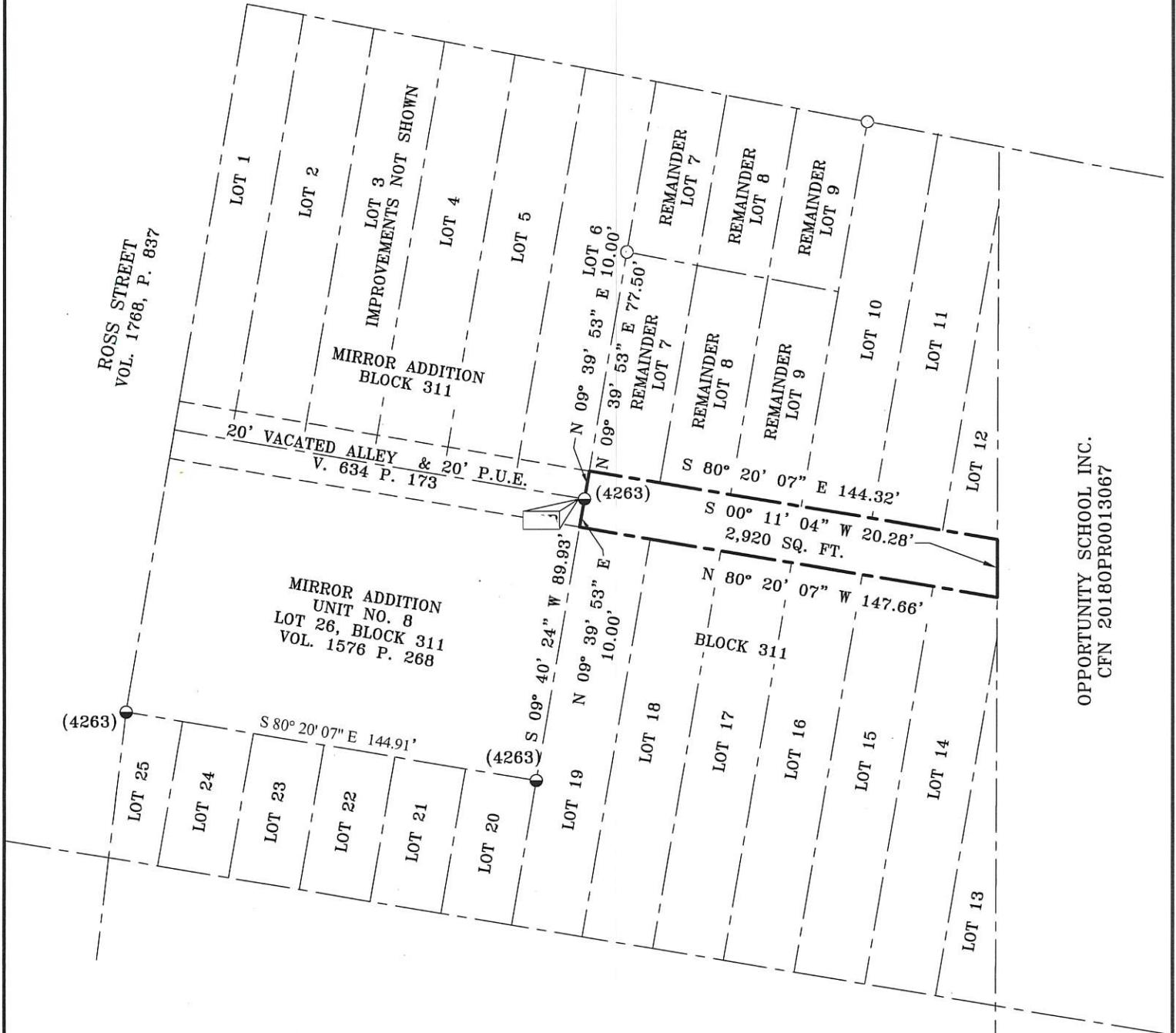
DO NOT DESTROY - This document is part of the Official Public Record.

levans

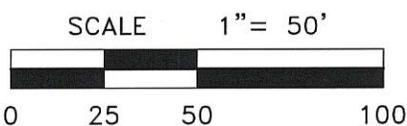
EXHIBIT: EASEMENT A

LEGEND:

| | | | |
|--------|---|-----|--------------------------|
| POB | POINT OF BEGINNING | ● | 1/2" IRON ROD W/ CAP FND |
| CFN | CLERKS FILE NUMBER | ○ | MAG NAIL FND |
| CM | CONTROL MONUMENT | --- | EXISTING EASEMENT |
| RM | REFERENCE MONUMENT | POB | POINT OF BEGINNING |
| (xxxx) | NAME OR NUMBER IN () INDICATES MONUMENT ORIGIN | | |
| V. | VOLUME | | |
| P. | PAGE | | |



SURVEY FOR:
 VACATION OF A 20' PUBLIC
 UTILITY EASEMENT OUT OF
 BLOCK 311, MIRROR
 ADDITION, CITY OF AMARILLO



M.K. McEntire - RPLS 5718



Surveying & GIS Division
 M.K. McEntire, RPLS - Noah C. Huntington, RPLS

3501 S. Georgia, Suite A
 Amarillo, Texas 79109
 Phone: 806.467.3777
 Firm Registration #: F-10194246

PROJECT NO. 19-160- EASEMENTS
 G:\PROJECTS\2019\19-160\OPPORTUNITY SCHOOL\SURVEY

NOTES

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Geospatial Data, Inc. Geospatial Data, Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Geospatial Data, Inc. Copyright 2018.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this Surveyor.
4. Subsurface and environmental conditions were not examined or considered as a part of this survey. No statement is made concerning the existence of underground containers and/or facilities which may affect the use or development of this tract.

Description

A 2,920 square feet tract or parcel of land out of Block 311, Mirror Addition as filed in Volume 65, Page 16, Deed Records of Potter County, Texas, being a portion of an alley vacation as recorded in Volume 634, Page 173, Deed Records of Potter County, Texas and having been surveyed on the ground by Geospatial Data, Inc. on August 5th, 2019 and being further described by metes and bounds as follows:

Point of Beginning is a 1/2 inch iron rod found for the Northeast corner of Lot 26, Block 311, Mirror Addition Unit No. 8 as filed for record in Volume 1576, Page 268, Deed Records of Potter County, Texas;

Thence N 09° 39' 53" E on the East line of Lot 6, Block 311, said Mirror Addition for a distance of 10.00 feet to a point, whence a mag nail found bears N 09° 39' 53" E - 77.50 feet;

Thence S 80° 20' 07" E for a distance of 144.32 feet to a point on the East line of said Mirror Addition for the Northeast corner of this tract;

Thence S 00° 11' 04" W for a distance of 20.28 feet to a point on the East line of said Mirror Addition;

Thence North 80° 20' 07" W for a distance of 147.66 feet to a point on the East line of said Lot 26, Block 311, whence a 1/2 inch iron rod found for the Southeast corner of said Lot 26 bears S 09° 40' 24" W - 89.93 feet;

Thence N 09° 39' 53" E for a distance of 10.00 feet to the Point of Beginning.

Said tract contains 2,920 square feet of land more or less.

SURVEY FOR:

VACATION OF A 20' PUBLIC
UTILITY EASEMENT OUT OF
BLOCK 311, MIRROR
ADDITION, CITY OF AMARILLO



M.K. McEntire
M.K. McEntire - RPLS 5718



Surveying & GIS Division
M.K. McEntire, RPLS - Noah C. Huntington, RPLS

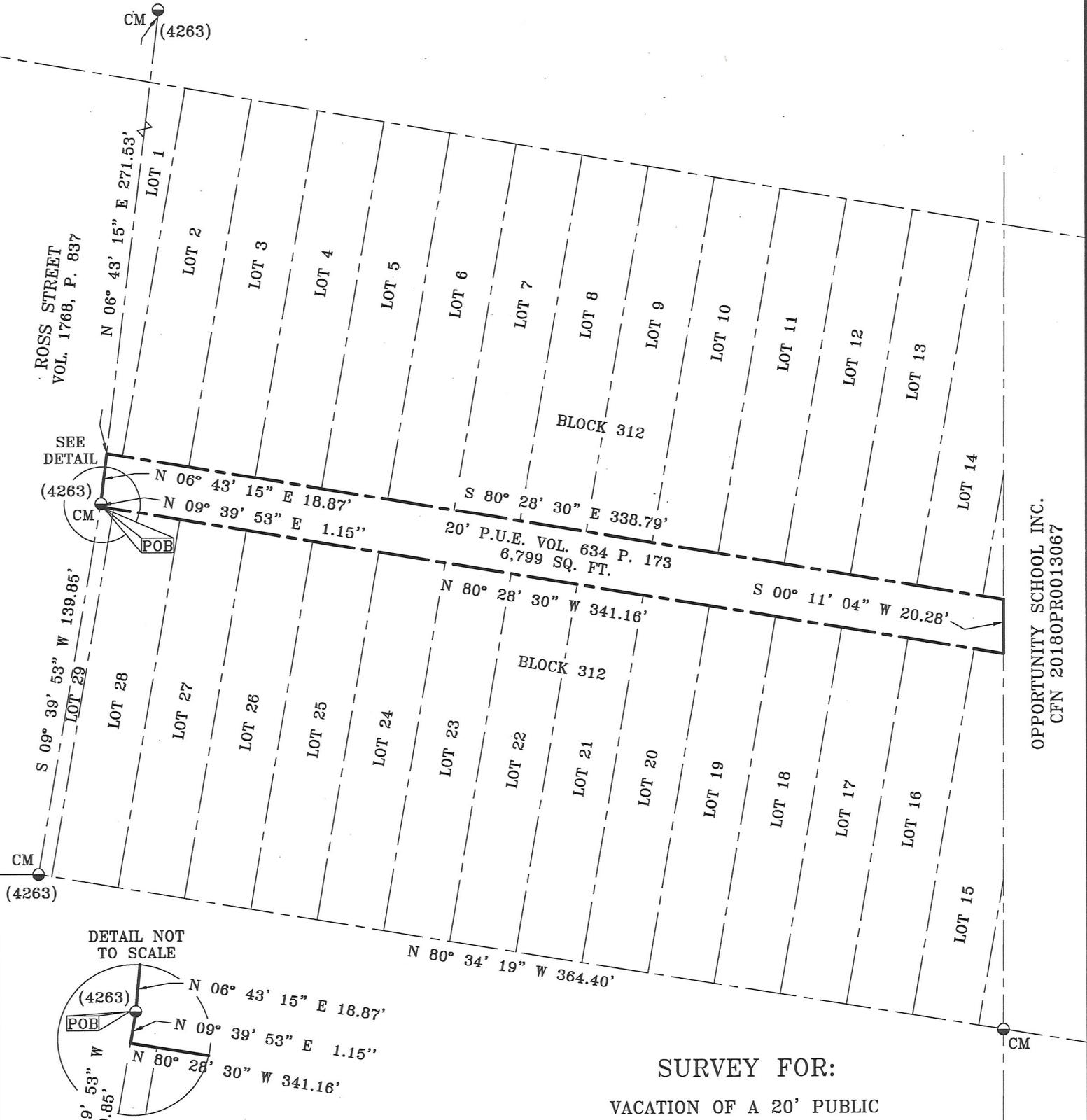
3501 S. Georgia, Suite A
Amarillo, Texas 79109
Phone: 806.467.3777
Firm Registration #: F-10194246

PROJECT NO. 19-160- EASEMENTS
G:\PROJECTS\2019\19-160\OPPORTUNITY SCHOOL\SURVEY

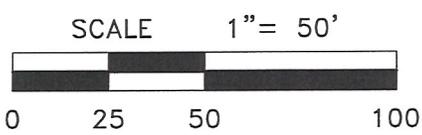
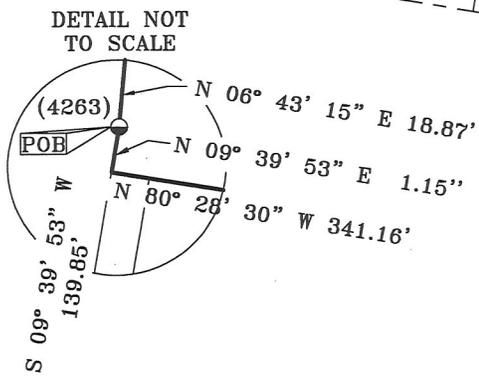
EXHIBIT: EASEMENT B

LEGEND:

| | | | |
|-----|--------------------|--------|--|
| POB | POINT OF BEGINNING | ⊙ | 1/2" IRON ROD W/ CAP FND |
| CFN | CLERKS FILE NUMBER | RM | REFERENCE MONUMENT |
| CM | CONTROL MONUMENT | (XXXX) | NAME OR NUMBER IN () INDICATES MONUMENT ORIGIN |
| | | POB | POINT OF BEGINNING |



SURVEY FOR:
 VACATION OF A 20' PUBLIC
 UTILITY EASEMENT OUT OF
 BLOCK 312, MIRROR
 ADDITION, CITY OF AMARILLO



M.K. McEntire
 M.K. McEntire - RPLS 5718



Surveying & GIS Division
 M.K. McEntire, RPLS - Noah C. Huntington, RPLS

3501 S. Georgia, Suite A
 Amarillo, Texas 79109
 Phone: 806.467.3777
 Firm Registration #: F-10194246

NOTES

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Geospatial Data, Inc. Geospatial Data, Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Geospatial Data, Inc. Copyright 2019.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this Surveyor.
4. Subsurface and environmental conditions were not examined or considered as a part of this survey. No statement is made concerning the existence of underground containers and/or facilities which may affect the use or development of this tract.

Description

A 6,799 square foot tract or parcel of land out of Block 312, Mirror Addition as filed for record in Volume 65, Page 16, Deed Records of Potter County, Texas, being all of an alley vacation as recorded in Volume 634, Page 173, Deed Records of Potter County, Texas and having been surveyed on the ground by Geospatial Data, Inc. on August 5th, 2019 and further described by meets and bounds as follows:

Point of Beginning is a 1/2 inch iron rod with cap (4263) found on the West line of said Mirror Addition, same being a point in the apparent East Right-of-Way (R-O-W) line of Ross Street as filed for record in Volume 1768, Page 837, Deed Records of Potter County, Texas;

Thence N 06° 43' 15" E for a distance of 18.87 feet to a point on the North line of said 20 foot Public Utility Easement for the Northwest corner of this tract, whence a 1/2 inch iron rod found for the Southwest corner of said Block 312 bears N 06° 43' 15" E - 271.53 feet;

Thence S 80° 28' 30" E for a distance of 338.79 feet to a point on the East line of said Block 312 for the Northeast corner of this tract;

Thence S 00° 11' 04" W on said East line for a distance of 20.28 feet to a point;

Thence N 80° 28' 30" W for a distance of 341.16 feet to a point on the West line of said Block 312, same being the East R-O-W line of said Ross Street for the Southwest corner of this tract, whence a 1/2 inch iron rod with cap (4263) found for the Southwest corner of Block 312 bears S 09° 39' 53" W - 139.85 feet;

Thence North 09° 39' 53" E for a distance of 1.15 feet to the Point of Beginning.

Said tract contains 6,799 square feet of land, more or less.

SURVEY FOR:
VACATION OF A 20' PUBLIC
UTILITY EASEMENT OUT OF
BLOCK 312, MIRROR
ADDITION, CITY OF AMARILLO




M.K. McEntire - RPLS 5718

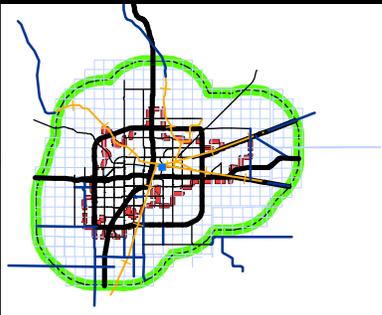
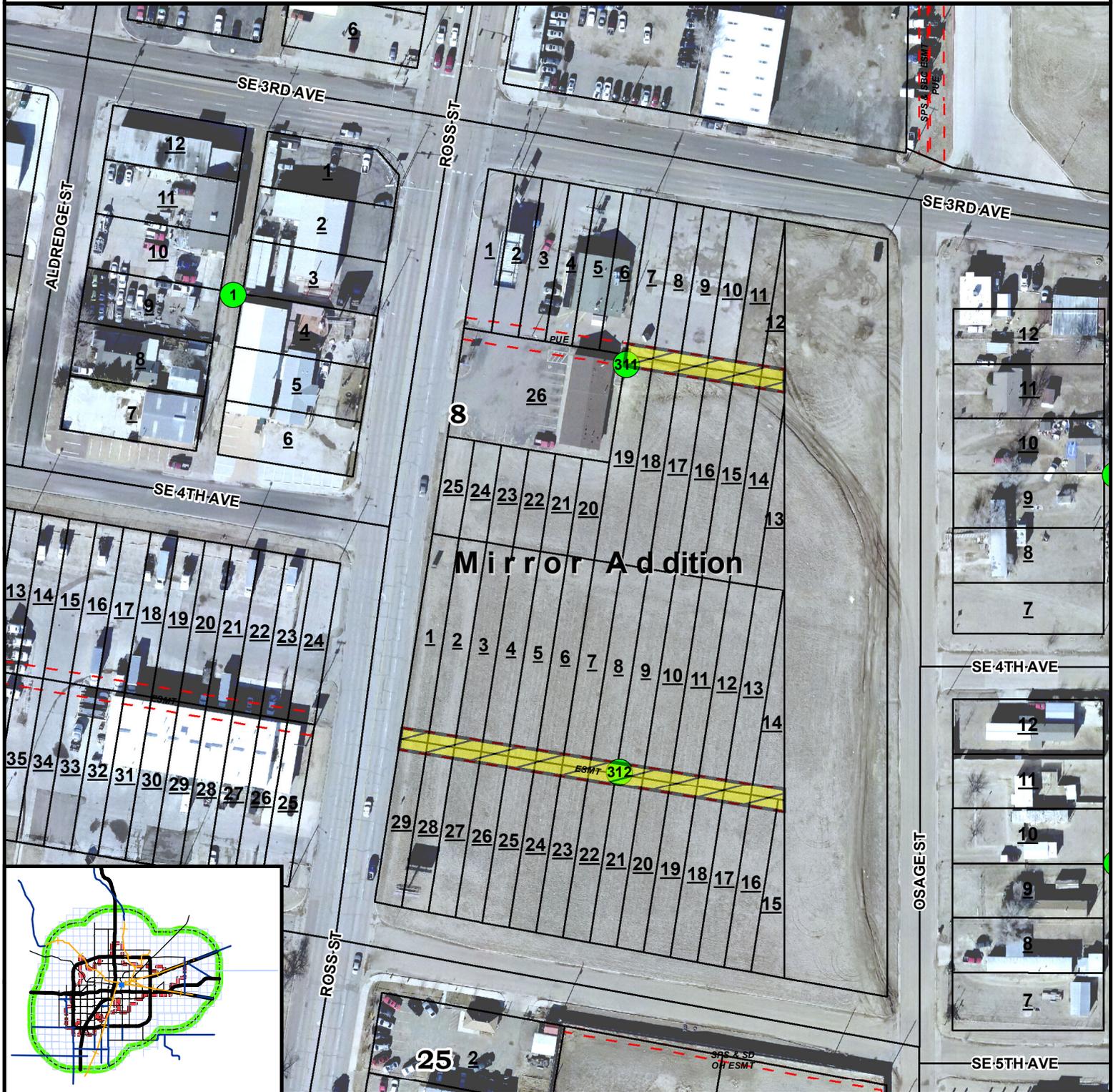


Surveying & GIS Division
M.K. McEntire, RPLS - Noah C. Huntington, RPLS

3501 S. Georgia, Suite A
Amarillo, Texas 79109
Phone: 806.467.3777
Firm Registration #: F-10194246

PROJECT NO. 19-160- EASEMENTS
G:\PROJECTS\2019\19-160\OPPORTUNITY SCHOOL\SURVEY

VACATION OF TWO PUBLIC UTILITY EASEMENTS



CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1" = 125'
 Date: 10/17/2019
 Case No: V-19-04

V-19-04 Vacation of a portion of a twenty-foot Public Utility Easement in Block 311 and a twenty-foot Public Utility Easement in Block 312, Mirror Addition, in Section 155, Block 2, AB&M Survey, Potter County, Texas

VICINITY: SE 3rd Ave. and Ross St.
 APPLICANT/S: Jill Goodrich Opportunity School, Inc.

AP: O-12