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CITY OF HOUSTON ORDINANCE NO. 91-332 102110

AN ORDINANCE FINDING AND DETERMINING THAT PUBLIC CONVENIENCE AND NECESSITY NO LONGER REQUIRE THE CONTINUED USE OF A STREET RIGHT-OF-WAY, CONTAINING 5,901 SQUARE FEET, BEING A PORTION OF MCGOWEN STREET BETWEEN BLOCK "L" AND BLOCK "O", LEELAND PARK, PARCEL S89-60, SUBJECT TO THE RETENTION OF THE ENTIRE RIGHT OF WAY AS A GENERAL PURPOSE UTILITY EASEMENT, PARCEL V89-6, HARRIS COUNTY, TEXAS, MORE FULLY DESCRIBED IN THE BODY OF THIS ORDINANCE; VACATING AND ABANDONING SAID TRACT OF LAND TO RUTCO AGENCY, INC., THE ABUTTING PROPERTY OWNER, IN CONSIDERATION OF \$15,600.00 AND OTHER GOOD AND VALUABLE CONSIDERATION; STATING OTHER MATTERS GENERALLY RELATED THERETO; AND DECLARING AN EMERGENCY. ee

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WHEREAS, Rutco Agency, Inc., the abutting property owner, has requested that the City of Houston vacate and abandon the hereinafter described street right-of-way containing 5,901 square feet, subject to the retention of the entire right-of-way as a general purpose utility easement, the Director of Public Works and Engineering has recommended that said street right-of-way containing 5,901 square feet be vacated and abandoned as same is longer needed; and,

WHEREAS, the said street right-of-way containing 5,901 square feet has been appraised by appraisers appointed by the City of Houston, whose written appraisal reports have been filed with City Council and taken into consideration by it in determining the action herein taken.

Ret: Rutco Agency
2103 Woodford Green
Kingwood TX 77339

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

Section 1. That the City Council hereby finds and determines that public convenience and necessity no longer require the continued use of a street right-of-way containing 5,901 square feet being a portion of McGowen street between Block "L" and Block "O", Leeland Park, Parcel S89-60, subject to the retention of the entire right-of-way as a general purpose utility easement, Parcel V89-6, said tract or parcel of land more particularly described by metes and bounds in Exhibit "A", attached hereto and made a part hereof; and said tract of land is hereby vacated and abandoned in consideration of \$15,600.00 and other good and valuable consideration.

Section 2. The City Council hereby quitclaims all of the City of Houston's right, title, interest, claim and demand in and to that certain parcel of land described in Exhibit "A" to the said abutting property owner.

Section 3. There exists a public emergency requiring that this ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this ordinance shall be passed finally on the date of its introduction and, the Mayor having in writing declared the existence of such emergency and requested such passage, this ordinance shall be passed

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finally on the date of its introduction, this 6th day
of March, 1991 and shall take effect immediately upon
its passage and approval by the Mayor.

PASSED AND ADOPTED this 6th day of March, 1991.

APPROVED this ____ day of _____, 1991.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the
effective date of the foregoing Ordinance is MAR 12 1991.

Chris Russell
City Secretary

(Prepared by Legal Dept. April J. Walker)

April J. Walker
Assistant City Attorney

L. D. No. 73-91003

AYE	NO	
	ABSENT	MAYOR WHITMIRE
		COUNCIL MEMBERS
✓		McKASKLE
✓		McGOWEN
	ABSENT ON MILITARY DUTY	RYAN
✓		CALLOWAY
✓	MAYOR PRO TEM PRESIDING	MANCUSO
✓		GOODNER
	ABSENT-ILL	HARTUNG
✓		GORCZYNSKI
✓		REYES
✓		CLARK
✓		TINSLEY
✓		GREENWOOD
✓		LEE
✓		ROBINSON
CAPTION	ADOPTED	

CAPTION, PUBLISHED IN DAILY COURT
REVIEW
DATE: MAR 12 1991

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EXHIBIT A

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0.1355 Acres (5,901 square feet) of land, being the right-of-way of McGowen (Watts) Avenue - 40 feet wide as situated between a portion of Blocks "L" and "O" in the LEELAND PARK ADDITION, the plat of said addition being recorded in Volume 1-A, Page 121 of the Harris County Map Records, all being situated in Harris County, Texas, said 0.1355 acre tract of land being more particularly described by metes and bounds as follows:

COMMENCING at a 3/4" iron pipe found marking the intersection of the northerly right-of-way line of McGowen Avenue (40 feet wide) and the easterly right-of-way line of Callie Street (50 feet wide), said iron pipe marking the southwesterly corner of the aforementioned Block "L" of the LEELAND PARK ADDITION; THENCE S.70°21'30"E., with northerly right-of-way line of McGowen Avenue, 150.00 feet to a 5/8" iron rod set marking the common southerly corner of Lots 3 and 4 in aforementioned Block "L", said iron rod marking the northwesterly corner and PLACE OF BEGINNING of the 0.1355 acre tract herein described;

THENCE S.70°21'30"E., with northerly right-of-way line of McGowen Avenue, 147.79 feet to a 5/8" iron rod set marking the southeasterly corner of aforementioned Block "L" in LEELAND PARK ADDITION, said iron rod also marks the northeasterly corner of the 0.1355 acre tract herein described;

THENCE S.20°22'23"W., with easterly limits of McGowen Avenue as shown on recorded plat of LEELAND PARK ADDITION, 40.00 feet to a 5/8" iron rod set marking the northeasterly corner of aforementioned Block "O" in LEELAND PARK ADDITION, said iron rod also marks the southeasterly corner of the 0.1355 acre tract herein described;

THENCE N.70°21'30"W., with southerly right-of-way line of McGowen Avenue, 147.28 feet to an "x" cut in concrete driveway, said iron rod marking the common northerly corner of Lots 9 and 10 in aforementioned Block "O" in LEELAND PARK ADDITION, said iron rod also marks the southwesterly corner of the 0.1355 acre tract herein described;

THENCE N.19°38'30"E., crossing right-of-way of McGowen Avenue, 40.00 feet to the PLACE OF BEGINNING and containing 0.1355 acres (5,901 square feet) of land.

EXHIBIT A

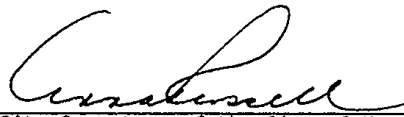
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I, ANNA RUSSELL, City Secretary of the City of Houston, Texas, do hereby certify that the within and foregoing is a true and correct copy of Ordinance No. 91-332, passed and adopted by the City Council on the 6th day of March, 1991, as the same appears in the records in my office.

WITNESS my hand and the Seal of said City this 13th day of March, A. D. 1991.

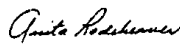



City Secretary of the City of Houston
Anna Russell

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.
THE STATE OF TEXAS }
COUNTY OF HARRIS }
I hereby certify that this instrument was FILED in File Number
Sequence on the date and at the time stamped hereon by me; and was
duly RECORDED, in the Official Public Records of Real Property of
Harris County, Texas on

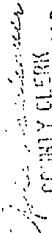
APR 29 1991




COUNTY CLERK,
HARRIS COUNTY, TEXAS

FILED

91 APR 29 PM 3:28


COUNTY CLERK
HARRIS COUNTY, TEXAS