

Ordinance abandoning and vacating 0.127 acre of an existing utility easement out of a part of St. John the Baptist Tract, Block 1, Lot 1R, located at 7522 Everhart Road and requiring the owner, Most Reverend Wm. Michael Mulvey, S.T.L., D.D., Bishop of the Diocese of Corpus Christi, a Corporate Sole and His Successors in Office, to comply with the specified conditions.

WHEREAS, Most Reverend Wm. Michael Mulvey, S.T.L., D.D., Bishop of the Diocese of Corpus Christi, a Corporate Sole and His Successors in Office (Owner) is requesting the abandonment and vacation of 0.127 acre of an existing utility easement out of a part of St. John the Baptist Tract, Block 1, Lot 1R, located at 7522 Everhart Road;

WHEREAS, it has been determined that it is feasible and advantageous to the City of Corpus Christi to abandon and vacate a 0.127 acre of an existing utility easement, subject to compliance by the Owner with the conditions specified in this ordinance.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. Pursuant to the request of Most Reverend Wm. Michael Mulvey, S.T.L., D.D., Bishop of the Diocese of Corpus Christi, a Corporate Sole and His Successors in Office (Owner), a 0.127 acre of an existing utility easement out of a part of St. John the Baptist Tract, Block 1, Lot 1R, located at 7522 Everhart Road, as recorded in Volume 67, Pages 760-761 of the Map Records of Nueces County, Texas, is abandoned and vacated by the City of Corpus Christi ("City"), subject to the Owners' compliance with the conditions specified in Section 2 of this ordinance. Exhibit "A," which is a metes and bounds description and field notes, "Exhibit B", which is the graphical representation of the legal, and "Exhibit C", which is the location map which are attached to and incorporated in this ordinance by reference as if it was fully set out herein in their entireties.

SECTION 2. The abandonment and vacation of the utility easement described in Section 1 of this ordinance is expressly conditioned upon the Owners' compliance with the following requirements:

- a. Upon approval by the City Council and issuance of the ordinance, all grants of easement closure and specified conditions must be recorded at the Owners' expense in the Official Deed and Map Records of Nueces County, Texas, in which the affected property is located, with a copy of the recording provided to the City.
- b. Failure to record within 180 days will hereby make the Ordinance null and void

SECTION 3. The maintenance responsibilities for the vacated easement reverts to Most Reverend Wm. Michael Mulvey, S.T.L., D.D., Bishop of the Diocese of Corpus Christi, a Corporate Sole and His Successors in Office (Owner).

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2017, by the following vote:

Joe McComb	_____	Ben Molina	_____
Rudy Garza	_____	Lucy Rubio	_____
Paulette Guajardo	_____	Greg Smith	_____
Michael Hunter	_____	Carolyn Vaughn	_____
Debbie Lindsey-Opel	_____		

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2017, by the following vote:

Joe McComb	_____	Ben Molina	_____
Rudy Garza	_____	Lucy Rubio	_____
Paulette Guajardo	_____	Greg Smith	_____
Michael Hunter	_____	Carolyn Vaughn	_____
Debbie Lindsey-Opel	_____		

PASSED AND APPROVED on this the _____ day of _____, 2017.

ATTEST:

Rebecca Huerta
City Secretary

Joe McComb
Mayor



Job No. 19272.B7.00

August 8, 2017

Exhibit A
0.127 Acre
Utility Easement Closure

STATE OF TEXAS
COUNTY OF NUECES

Fieldnotes, for a 0.127 Acre, Utility Easement Closure, being all of an existing 10 Foot Wide Utility Easement, as shown on Lot 1R, Block 1, St. John the Baptist Tract, a map of which is recorded in Volume 67, Pages 760-761, Map Records of Nueces County, Texas; said 0.127 Acre Tract being more fully described as follows:

Commencing, at a 5/8 Inch Iron Rod, with red plastic cap stamped "URBAN ENGR. C.C. TX" Found, on the Northeast Right-of-Way line of Yorktown Boulevard, a 120 foot wide public roadway, for the South corner of the said Lot 1R, the West corner of Lot 2R, Block 1, Yorktown Plaza, a map of which is recorded in Volume 67, Pages 760-761, of the said Map Records;

Thence, North $01^{\circ}25'15''$ East, with the common boundary line of the said Lots 1R and 2R, 337.68 Feet, to a common corner of the said Lots 1R and 2R, from whence a Drill Hole Found, bears South $39^{\circ}16'47''$ West, 0.16 Feet;

Thence, North $28^{\circ}44'41''$ East, continuing with the said common boundary line, 181.00 Feet, to a 5/8 Inch Iron Rod, with red plastic cap stamped "URBAN ENGR. C.C. TX" Found, for the inner ell corner of the said Lot 1R, the North corner of the said Lot 2R, for the **Point of Beginning** and the West corner of this Tract;

Thence, with the boundary of this Tract as follows:

- North $28^{\circ}44'41''$ East, 109.00 Feet, to the North corner of this Tract;
- South $61^{\circ}15'19''$ East, 455.00 Feet, to an existing 15 Foot Wide Utility Easement/Drainage Easement, as shown on the said Lot 1R;
- South $28^{\circ}44'41''$ West, with the said existing easement, as shown on the said Lot 1R, 10.00 Feet;
- North $61^{\circ}15'19''$ West, 445.00 Feet;
- South $28^{\circ}44'41''$ West, 99.00 Feet, to the Southwest boundary line of the said Lot 1R, the Northeast boundary line of the said Lot 2R, and for the South corner of this Tract;

Thence, North 61°15'19" West, with the common boundary line of the said Lots 1R and 2R, 10.00 Feet, to the Point of Beginning, containing 0.127 Acre (5,540 Sq. Ft) of Land, more or less.

Grid Bearings and Distances shown hereon are referenced to the Texas Coordinate System of 1983, Texas South Zone 4205, and are based on the North American Datum of 1983(2011) Epoch 2010.00.

Unless this fieldnote description, including preamble, seal and signature, appears in its entirety, in its original form, surveyor assumes no responsibility for its accuracy.

Also reference accompanying sketch of Tract described herein.



URBAN ENGINEERING

James D. Carr, R.P.L.S.
License No. 6458

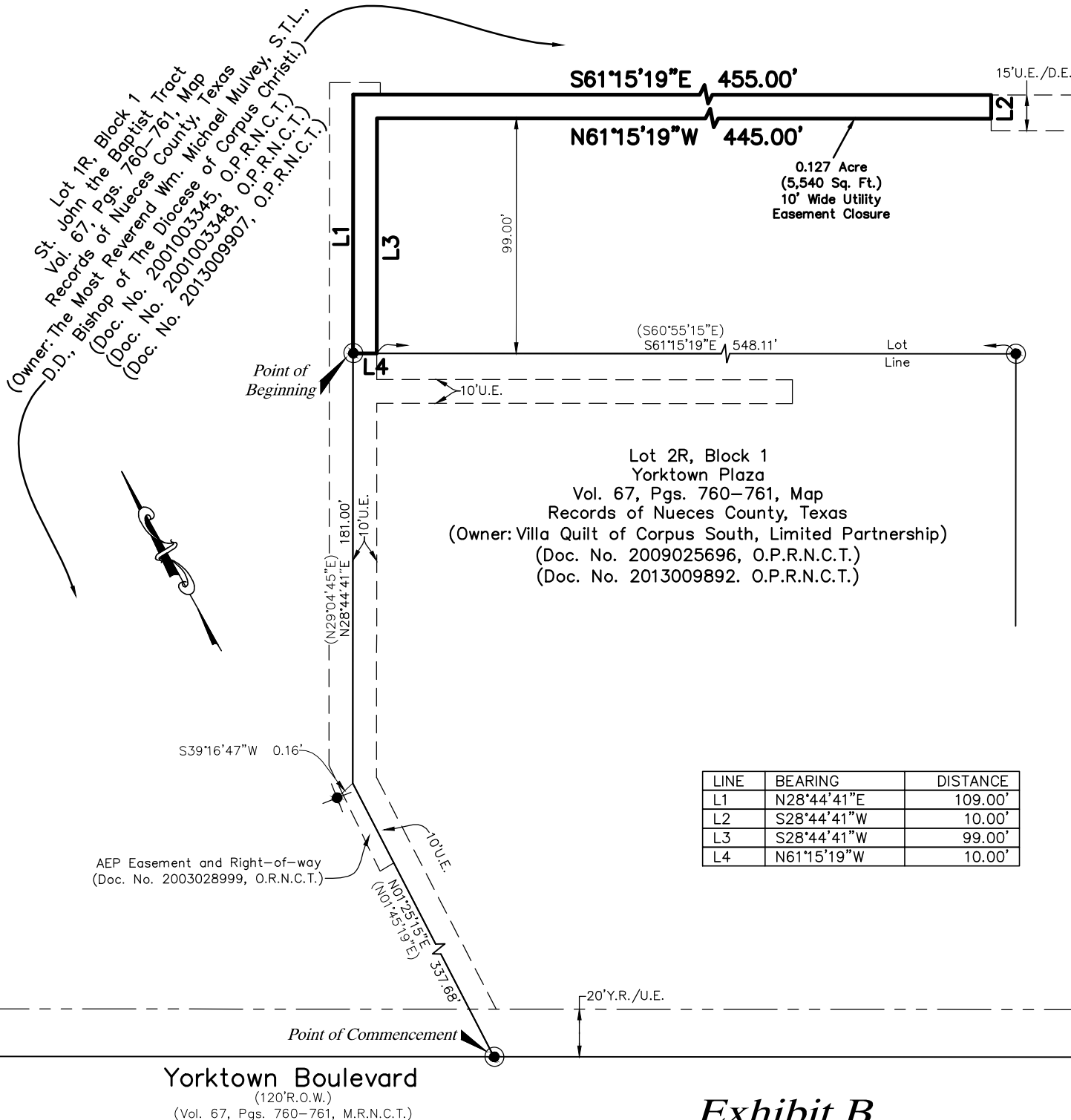
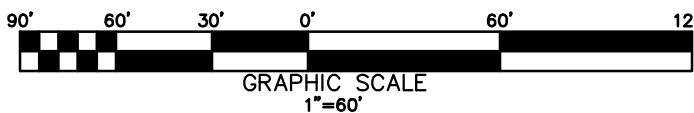


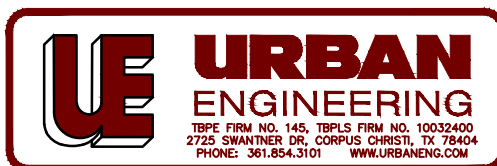
Exhibit B

Sketch to Accompany

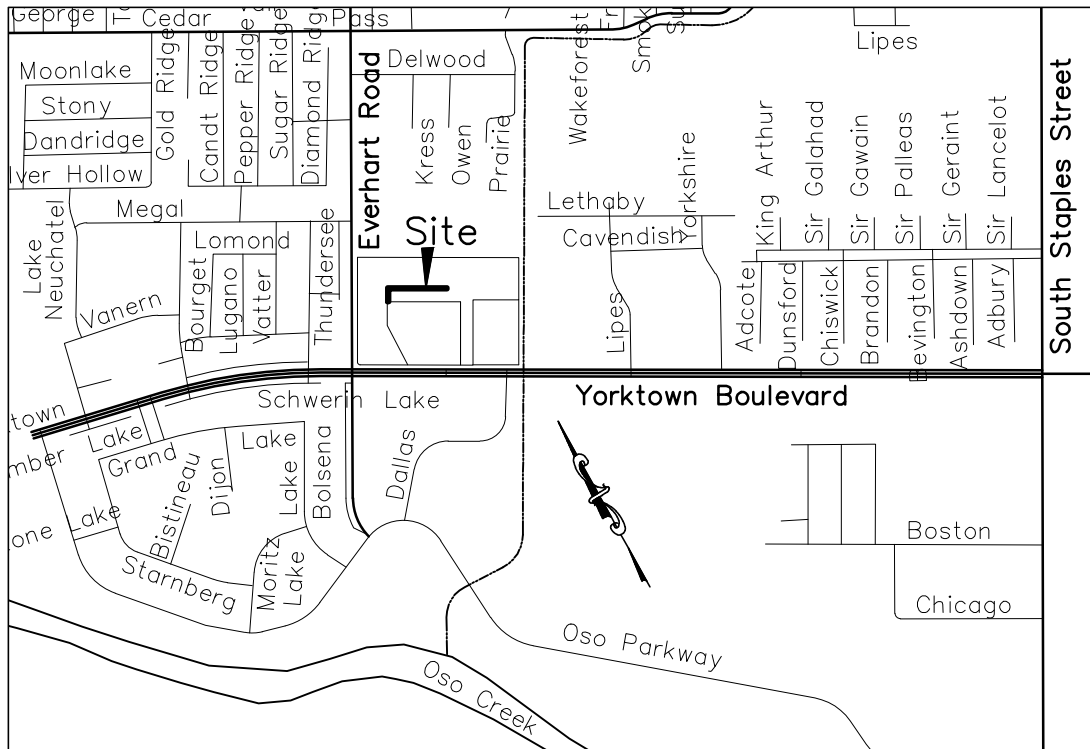


FIELDNOTES for a 0.127 Acre, Utility Easement Closure, being all of an existing 10 Foot Wide Utility Easement, as shown on Lot 1R, Block 1, St. John the Baptist Tract, a map of which is recorded in Volume 67, Pages 760-761, Map Records of Nueces County, Texas.

- Legend**
- 5/8" I.R. with red plastic cap stamped "URBAN ENGR. C.C. TX" Found
 - Drill Hole Found



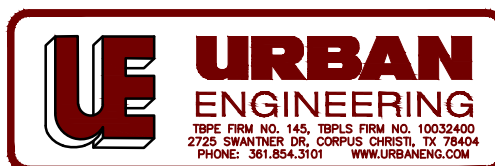
DATE: July 20, 2017
SCALE: 1"=60'
JOB NO.: 19272.B7.00
SHEET: 1 of 2
DRAWN BY: RLG
urbansurvey1@urbaneng.com
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COUNTY OF NUECES
CITY OF CORPUS CHRISTI

LOCATION MAP N.T.S.

Exhibit C



DATE: July 20, 2017
SCALE: NTS
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SHEET: 2 of 2
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