

O R D I N A N C E

(Motion was made by Thafer, seconded by Clayd,
that the following Ordinance be passed:)

ORDINANCE NO. 67

AN ORDINANCE PROVIDING FOR THE DISCONTINUANCE OF 10.1
ACRES OF LAND, WHICH SAID TERRITORY IS CONTIGUOUS AND
ADJACENT TO THE CITY LIMITS OF THE CITY OF MAGNOLIA,
TEXAS, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, there exists within the corporate limits of the City of
Magnolia, territory to the extent of at least ten (10) acres contiguous
and adjoining the boundary lines of the City of Magnolia, on which there
are fewer than one (1) occupied residence or business structure for
every two (2) acres of such territory and fewer than three (3) occupied
residences or business structures on any one acre of such territory; and
WHEREAS, such territory is described as follows, to-wit:

TRACT 1:

BEING 4.11 ACRES OF LAND IN THE BENSON SONES SURVEY, A-541,
MONTGOMERY COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED
AS FOLLOWS:

BEGINNING at the point of intersection of the east line of said
Benson Sones Survey and the northeasterly right-of-way line of
the Missouri Pacific Railroad at the point where the Missouri
Pacific Railroad right-of-way is 140.00 feet in width, said
point also being located in the southwesterly right-of-way line
of Melton Street;

THENCE N 57°00'00" W along the northeasterly right-of-way line
of the Missouri Pacific Railroad and the southwesterly right-
of-way line of Melton Street, a distance of 921.15 feet to a
point;

THENCE N 33°00'00" E, passing the southwesterly corner of the
Ashley Tract at 40.00 feet, and continuing along the southerly
line of said Ashley Tract, a total distance of 209.67 feet to
a point, said point being located in the existing city limit
line;

THENCE S 57°00'00" E, parallel to and 209.67 feet distant from
the northeasterly right-of-way line of the Missouri Pacific
Railroad and the southwesterly right-of-way line of Melton Street
and along the existing city limit line, a distance of 784.99
feet to a point in the east line of said Benson Sones Survey;

THENCE South along the east line of said Benson Sones Survey,
a distance of 250.00 feet to the POINT OF BEGINNING and con-
taining 4.11 acres of land.

TRACT 2:

BEING 5.90 ACRES OF LAND IN THE EDWARD TAYLOR SURVEY, A-554,
MONTGOMERY COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED
AS FOLLOWS:

COMMENCING at the point of intersection of the west line of said Edward Taylor Survey and the northeasterly right-of-way line of the Missouri Pacific Railroad at the point where the Missouri Pacific Railroad right-of-way is 100.00 feet in width;

THENCE S 57°00'00" E parallel to the northeasterly right-of-way line of the Missouri Pacific Railroad, a distance of 1722.00 feet to a point;

THENCE N 33°00'00" E a distance of 352.00 feet to a point;

THENCE S 57°00'00" E a distance of 656.00 feet to a point;

THENCE S 33°00'00" W a distance of 363.00 feet to a point 11.00 feet south of the northeasterly right-of-way line of the Missouri Pacific Railroad;

THENCE N 57°00'00" W parallel to the northeasterly right-of-way line of the Missouri Pacific Railroad, a distance of 2378.00 feet to a point in the west line of the Edward Taylor Survey;

THENCE N along the west line of said Edward Taylor Survey a distance of 11.00 feet to POINT OF BEGINNING and containing 5.90 acres of land, more or less.

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

SECTION 1

The following-described land and territory contiguous and adjacent to the city limits of the City of Magnolia, Texas, is hereby discontinued from the boundaries of the City of Magnolia, Texas, and said territory hereinafter described shall henceforth cease to be a part of the City of Magnolia, Texas, and the present boundary lines of such City, at the various points contiguous to the area hereinafter described are altered and amended so as to exclude said area from the corporate limits of the City of Magnolia, Texas, to-wit:

TRACT 1:

BEING 4.11 ACRES OF LAND IN THE BENSON SONES SURVEY, A-541, MONTGOMERY COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at the point of intersection of the east line of said Benson Sones Survey and the northeasterly right-of-way line of the Missouri Pacific Railroad at the point where the Missouri Pacific Railroad right-of-way is 140.00 feet in width, said point also being located in the southwesterly right-of-way line of Melton Street;

THENCE N 57°00'00" W along the northeasterly right-of-way line of the Missouri Pacific Railroad and the southwesterly right-of-way line of Melton Street, a distance of 921.15 feet to a point;

THENCE N 33°00'00" E, passing the southwesterly corner of the Ashley Tract at 40.00 feet, and continuing along the southerly line of said Ashley Tract, a total distance of 209.67 feet to a point, said point being located in the existing city limit line;

THENCE S 57°00'00" E, parallel to and 209.67 feet distant from the northeasterly right-of-way line of the Missouri Pacific Railroad and the southwesterly right-of-way line of Melton Street and along the existing city limit line, a distance of 784.99 feet to a point in the east line of said Benson Sones Survey;

THENCE South along the east line of said Benson Sones Survey, a distance of 250.00 feet to the POINT OF BEGINNING and containing 4.11 acres of land.

TRACT 2:

BEING 5.30 ACRES OF LAND IN THE EDWARD TAYLOR SURVEY, A-554, MONTGOMERY COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at the point of intersection of the west line of said Edward Taylor Survey and the northeasterly right-of-way line of the Missouri Pacific Railroad at the point where the Missouri Pacific Railroad right-of-way is 100.00 feet in width;

THENCE S 57°00'00" E parallel to the northeasterly right-of-way line of the Missouri Pacific Railroad, a distance of 1722.00 feet to a point;

THENCE N 33°00'00" E a distance of 352.00 feet to a point;

THENCE S 57°00'00" E a distance of 656.00 feet to a point;

THENCE S 33°00'00" W a distance of 363.00 feet to a point 11.00 feet south of the northeasterly right-of-way line of the Missouri Pacific Railroad;

THENCE N 57°00'00" W parallel to the northeasterly right-of-way line of the Missouri Pacific Railroad, a distance of 2378.00 feet to a point in the west line of the Edward Taylor Survey;

THENCE N along the west line of said Edward Taylor Survey a distance of 11.00 feet to POINT OF BEGINNING and containing 5.90 acres of land, more or less.

SECTION 2

This Ordinance is passed in the manner prescribed in Article 973 of the revised civil statutes of Texas.


SECTION 3


That the Ordinance shall become effective on and after the 19th day of April, 1979.

PASSED AND APPROVED this the 17th day of April,
A. D. 1979.

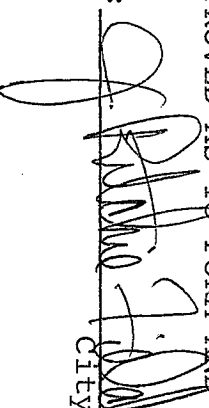
CITY OF MAGNOLIA, TEXAS

ATTEST:

By: 
City Secretary

By: 
Mayor

APPROVED AS TO FORM AND CONTENT:

By: 
City Attorney