

ORDINANCE NO. 08-76

AN ORDINANCE DEDICATING THREE (3) TWENTY FEET (20') WIDE PARCELS OF LAND OFF THE NORTH SIDE OF BLOCKS ONE (1), TWO (2), AND THREE (3) OF W. H. SCHMYSER ADDITION NUMBER THREE FOR PUBLIC USE AS STREET RIGHT-OF-WAY, SAID TWENTY FEET (20') WIDE PARCELS OF AND BEING CONTIGUOUS TO THE EXISTING SOUTH RIGHT-OF-WAY LINE OF REV. DR. RANSOM HOWARD STREET IN PORT ARTHUR, TEXAS.

WHEREAS, on June 4, 2008, the City of Port Arthur Section 4 A Economic Development Corporation (EDC) approved the dedication of the property located between Lincoln Park and Denbo Avenue for use as a Street Right of way for the purpose of widening West Rev. Dr. Ransom Howard Street; and

WHEREAS, the legal description and drawings of the affected property is attached hereto as Exhibits "A through C"; and

WHEREAS, the EDC has agreed to devise the aforementioned property to the City in order to fulfill the purpose of dedication (a copy of the General Warranty Deed is attached hereto as Exhibit "D").

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR:

THAT, the EDC shall sign a deed of said property in substantially the same form as Exhibit "D".

THAT, the City of Port Arthur, a municipal corporation incorporated under and by virtue of the Constitution and laws of Texas and domiciled in Jefferson County, Texas does hereby grant, dedicate and designate unto the public the free and uninterrupted use, liberty, privilege and easement for a street right-of-way across three (3) parcels of land being contiguous to the existing South right-of-way line of Rev. Dr. Ransom Howard Street

between Denbo Avenue and Abe Lincoln Avenue, further described, with drawings, marked in Exhibits "A through C" attached hereto.

THAT, the City Council of the City of Port Arthur hereby dedicates said parcels for public use and designates them as a portion of the right-of-way for Rev. Dr. Ransom Howard Street.

THAT, the City of Port Arthur shall hereafter maintain said parcels of land as a public street right-of-way.

THAT, copies of the deed and this Ordinance shall be recorded in the office of the County Clerk of Jefferson County.

THAT, this being an Ordinance not requiring publication the same shall take effect and be in force immediately from and after its passage.

THAT, if any portion of this Ordinance shall, for any reason, be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof.

THAT, a copy of the caption of this Ordinance be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED this 29th day of July, 2008 at a Regular Meeting of the City Council of Port Arthur, Texas by the

following vote:

AYES: Mayor Prince, Mayor Pro Tem Lem Chatman;

Councilmembers: Segler, Albright, Beard, Williamson,
Wise & Henderson

Noes: None.

Delvin Prince
MAYOR

ATTEST:
Terri Hanks
Terri Hanks, Acting City Secretary
(on behalf of)

APPROVED AS TO FORM:

Val Siquero

Mark Sokolow, City Attorney

(on behalf of)

APPROVED FOR ADMINISTRATION:

Floyd Batiste

Floyd Batiste, CEO
Port Arthur EDC

St. FM

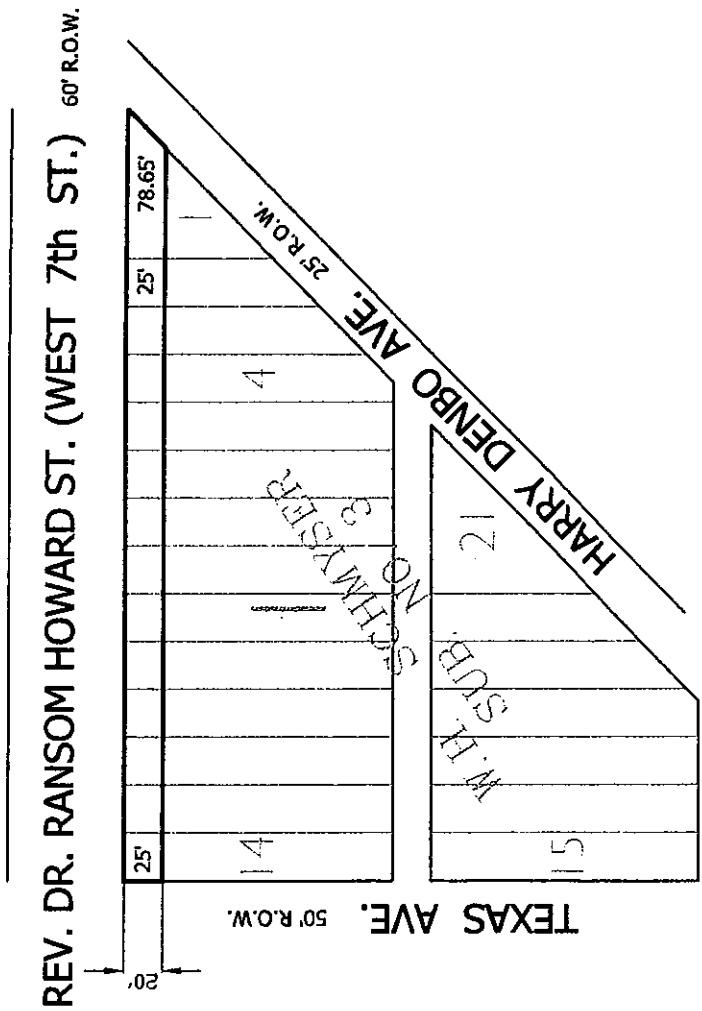
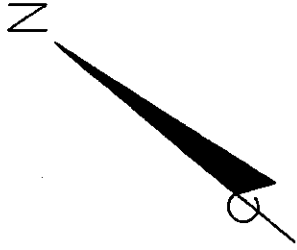
Stephen Fitzgibbons, City Manager

EXHIBIT "A"

EXHIBIT "A"
Sheet 1 of 2

DEDICATING 7,868.64 SQUARE FEET OF LAND OUT OF BLOCK 1, W. H. SCHYMSER SUBDIVISION NO. 3, CITY OF PORT AARTHUR, JEFFERSON COUNTY TEXAS.

Being the North twenty (20) feet of Lots 1,2,3,4,5,6,7,8,9,10,11,12,13 and 14 of Block Number One (1) of W. H. SCHYMSER SUBDDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas as the same appears upon the map or plat thereof, on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.



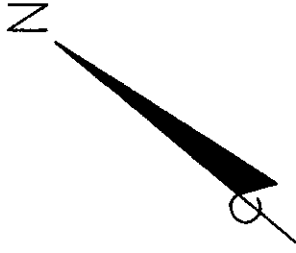
SHEET 2
EXHIBIT "A"

| | |
|---|-------------|
| CITY OF PORT ARTHUR ENGINEERING DEPARTMENT | |
| ADDITIONAL R.O.W. FOR REV. DR. RANSOM HOWARD ST. | |
| EST. NO. | DWN. D.L.H. |
| DATE: 4/30/08 | CHKD. L.W. |
| SCALE: 1"=100' | DWG. 1 OF 1 |

EXHIBIT "B"

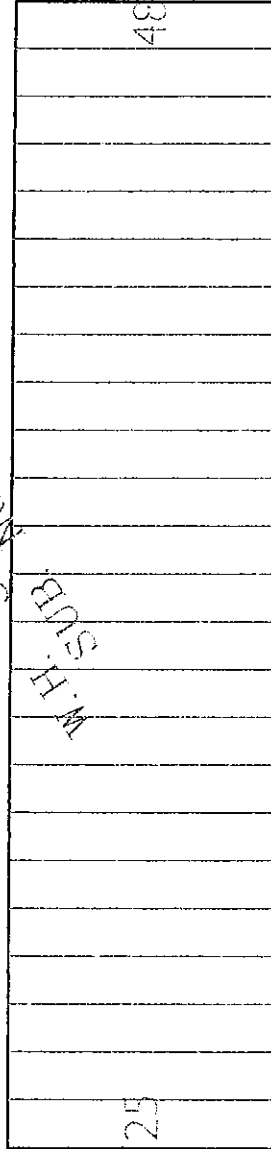
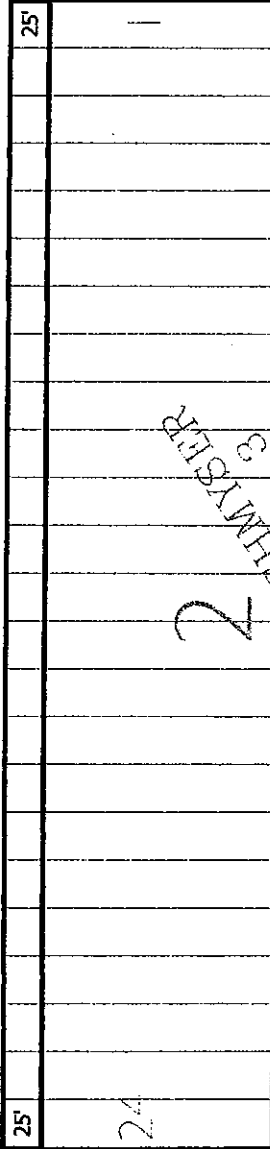
DEDICATING 12,000 SQUARE FEET OF LAND OUT OF BLOCK 2, W. H. SCHYMSEY SUBDIVISION NO. 3, CITY OF PORT ARTHUR, JEFFERSON COUNTY TEXAS.

Being the North twenty (20) feet of Lots 1,2,3,4,5,6,7,8,9,10, 11,12,13,14,15,16,17,18,19,20,21,22,23 and 24 of Block Number Two (2) of W. H. SCHYMSEY SUBDDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas as the same appears upon the map or plat thereof, on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.



REV. DR. RANSOM HOWARD ST. (WEST 7th ST.) 60' R.O.W.

TEXAS AVE. 50' R.O.W.



GRANNIS AVE. 50' R.O.W.

WEST 6th ST. 55' R.O.W.

SHEET 2
EXHIBIT "B"

CITY OF PORT ARTHUR
ENGINEERING DEPARTMENT

ADDITIONAL R.O.W. FOR
REV. DR. RANSOM HOWARD ST.

EST. NO. DWN. D.L.H.

DATE: 4/30/08 CHKD. L.W.

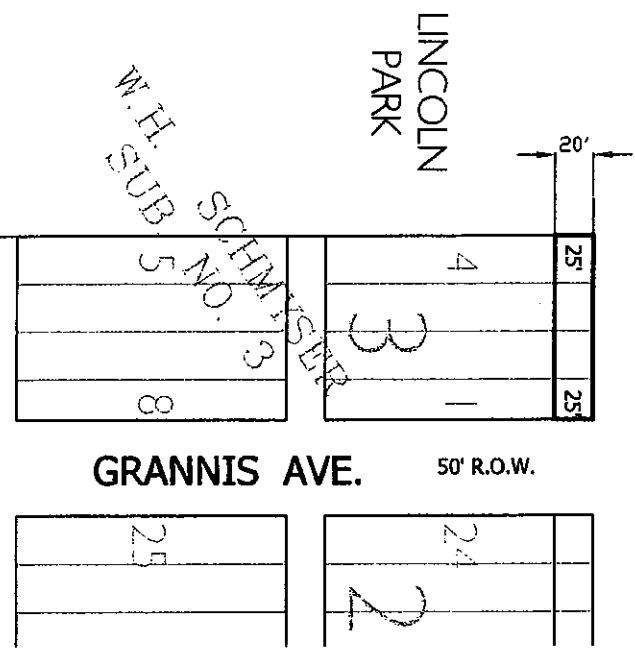
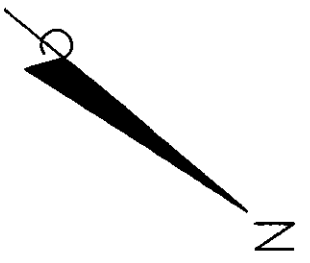
SCALE: 1"=100' DWG. 1 OF 1

EXHIBIT "C"

DEDICATING 1,930 SQUARE FEET OF LAND OUT OF BLOCK 3, W. H. SCHYMSEY SUBDIVISION NO. 3, CITY OF PORT ARTHUR, JEFFERSON COUNTY TEXAS.

Being the North twenty (20) feet of Lots 1,2,3, and 4 of Block Number Three (3) of W. H. SCHYMSEY SUBDDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas as the same appears upon the map or plat thereof, on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.

REV. DR. RANSOM HOWARD ST. (WEST 7th ST.) 60' R.O.W.



WEST 6th ST.

GRANNIS AVE. 50' R.O.W.

SHEET 2
EXHIBIT "C"

| | |
|---|-------------|
| CITY OF PORT ARTHUR ENGINEERING DEPARTMENT | |
| ADDITIONAL R.O.W. FOR REV. DR. RANSOM HOWARD ST. | |
| EST. NO. | DWN. D.L.H. |
| DATE: 4/30/08 | CHKD. L.W. |
| SCALE: 1"=100' | DWG. 1 OF 1 |

EXHIBIT "D"

General Warranty Deed

Date: _____, 2008

Grantor: CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION

Grantor's Mailing Address:

P. O. Box 1089
Port Arthur, Texas 77641-1089
Jefferson County

Grantee: CITY OF PORT ARTHUR, TEXAS, A MUNICIPAL CORPORATION

Grantee's Mailing Address:

P.O. Box 1089
Port Arthur, Texas 77641-1089
JEFFERSON County

Consideration:

TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration.

Property (including any improvements):

Tract I:

Being the North twenty (20) feet of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of Block Number One (1) of W. H. SCHYMSEY SUBDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas, as the same appears upon the map or plat thereof, on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.

Tract II:

Being the North twenty (20) feet of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of Block Number Two (2) of W. H. SCHYMSEY SUBDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas, as the same appears upon the map or plat thereof,

on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.

Tract III:

Being the North twenty (20) feet of Lots 1, 2, 3, and 4 of Block Number Three (3) of W. H. SCHYMSER SUBDIVISION No. 3, to the City of Port Arthur, Jefferson County, Texas, as the same appears upon the map or plat thereof, on file and of record in Vol. 2, Page 34 Map Records of Jefferson County, Texas.

We, the said Grantors, hereby declare that the property above-described forms no part of any property owned or claimed by us and for a homestead.

Reservations from Conveyance:

None

Exceptions to Conveyance and Warranty:

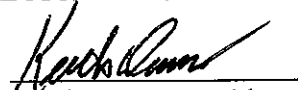
Validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded and validly existing instruments, other than conveyances of the surface fee estate, that affect the Property; and taxes for 2007, which Grantee assumes and agrees to pay, and subsequent assessments for that and prior years due to change in land usage, ownership, or both, the payment of which Grantee assumes.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, sells, and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any way belonging, to have and to hold it to Grantee and Grantee's heirs, successors, and assigns forever. Grantor binds Grantor and Grantor's heirs and successors to warrant and forever defend all and singular the Property to Grantee and Grantee's heirs, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty.

When the context requires, singular nouns and pronouns include the plural.

CITY OF PORT ARTHUR SECTION 4A ECONOMIC
DEVELOPMENT CORPORATION

BY:



Keith Daws, President

BY: Jamie Carme Ores
8/7/08, Secretary

APPROVED AS TO FORM:

CITY ATTORNEY

STATE OF TEXAS §
§
COUNTY OF JEFFERSON §

This instrument was acknowledged before me on Aug. 7th, 2008, by Keith Daws, President of the City of Port Arthur Section 4A Economic Development Corporation.

Carmelia Staley
Notary Public, State of Texas
My commission expires: Feb. 23, 2011

STATE OF TEXAS §
§
COUNTY OF JEFFERSON §



This instrument was acknowledged before me on Aug. 7, 2008, by Doris Green, Secretary for the City of Port Arthur Section 4A Economic Development Corporation.

Brenda Vaughn
Notary Public, State of Texas
My commission expires: _____

AFTER RECORDING RETURN TO:

CITY OF PORT ARTHUR
P.O. BOX 1089
PORT ARTHUR, TEXAS 77641-1089

