

19

AGENDA ITEM REQUEST FORM

Hays County Commissioners Court
Tuesdays at 9:00 AM

Request forms are due in Microsoft Word Format via email by 2:00 p.m. on Wednesday.

AGENDA ITEM

Discussion and possible action to abandon Debra Drive, Elm Street, Marcee Street, and North Road, located within a portion of the Resubdivision of a Portion of Jacob's Well Acres; authorize the County Judge to execute a Quit Claim deed that clarifies title after abandonment.

ITEM TYPE	MEETING DATE	AMOUNT REQUIRED
ACTION-MISCELLANEOUS	April 9, 2013	

LINE ITEM NUMBER

AUDITOR USE ONLY	
AUDITOR COMMENTS:	
PURCHASING GUIDELINES FOLLOWED: N/A	AUDITOR REVIEW: N/A

REQUESTED BY	SPONSOR	CO-SPONSOR
Jerry Borcharding/Roxie McInnis	CONLEY	N/A

SUMMARY

The Resubdivision of a Portion of Jacob's Well Acres was platted in 1959 but was never developed. Owners J.D. and Toni Vance purchased Lots 5-36, Block A; Lots 5-36, Block B; Lots 5-36, Block C; and Lots 5-36, Block D (totaling 71.21 acres) in March of 2000. Since that time, they have paid taxes on 80.14 acres which includes 7.99 acres of abutting undeveloped right of way (Debra Drive, Elm Street, Marcee Street, and North Road).

The abandonment will relinquish the 7.99 acres of right of way to J.D. and Toni Vance and the quit claim deed will give them a clear title.

FILED: 04 09 13
HAYS COUNTY COMMISSIONERS' COURT
Resolution #28933 VOL V PG 133

7.99 acres contained within Debra Drive, Elm Street, Marcee Street, and North Road

Filed for record the 20th day of July, A. D., 1939, at 9:20
o'clock A. M.
Recorded the 24th day of July, A. D., 1939, at 4:10
o'clock P. M.
Sarah Reed
SARAH REED, COUNTY CLERK, HAYS COUNTY, TEXAS



RESOLUTION AND ORDER
CLOSING ABANDONING AND VACATING
A PORTION OF THE ROADWAYS WITHIN JACOB'S WELL ACRES
IN PRECINCT 3 OF HAYS COUNTY, TEXAS

STATE OF TEXAS §
 §
COUNTY OF HAYS §

WHEREAS, Chapter 251 of the Texas Transportation Code grants county commissioners courts wide latitude to construct, maintain, and/or close, abandon, and vacate county roads within their geographic jurisdiction, and;

WHEREAS, the Hays County Commissioners Court has determined that it has no practical use for the portion of Jacob's Well Acres subdivision described in Exhibit "A" and incorporated herein, and;

WHEREAS, Section 251.058 of the Texas Transportation Code authorizes a commissioners court "to close, abandon, and vacate a public road or portion of a public road."

NOW, THEREFORE BE IT RESOLVED AND ORDERED by the Hays County Commissioners Court that the portion of Jacob's Well Acres subdivision described in Exhibit "A" shall be closed, abandoned, and vacated by Hays County, a political subdivision of the State of Texas;

This RESOLUTION AND ORDER CLOSING ABANDONING AND VACATING A PORTION OF JACOB'S WELL ACRES IN PRECINCT 3 OF HAYS COUNTY, TEXAS is hereby RESOLVED, ORDERED AND DECLARED this the 9th day of April, 2013.

JUDGE BERT COBB, M.D.
HAYS COUNTY JUDGE

- ABSENT -

DEBBIE INGALSBE
COMMISSIONER, PRECINCT 1

WILL CONLEY
COMMISSIONER, PRECINCT 3

MARK JONES
COMMISSIONER, PRECINCT 2

RAY WHISENANT
COMMISSIONER, PRECINCT 4

ATTEST:

LIZ Q. GONZALEZ
COUNTY CLERK

EXHIBIT "A"

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PROPERTY DESCRIPTION

That portion of North Road which adjoins Blocks A, B, C and D, and

That portion of Debora Drive which lies between Lots 21 through 36, Block A and Lots 5 through 20, Block B, and

That portion of Elm Street which lies between Lots 21 through 36, Block B and Lots 5 through 20, Block C, and

That portion of Marcee Street which lies between Lots 21 through 36, Block C and Lots 5 through 20, Block D,