

**APPLICATION FOR
THE ABANDONMENT OF A
PUBLIC RIGHT-OF-WAY/EASEMENT**

Date: December 30, 2003

Location of Right-of-Way/Easement to be Abandoned: Holleman Place
lot 3R

Property Owner's Name & Address: City of College Station
1101 Texas Avenue South College Station, Texas 77840

Property Owner's Phone Number: City of College Station 764-3690

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF COLLEGE STATION:

The undersigned hereby makes application for the abandonment of that portion of the above right-of-way particularly described in Exhibit No. 1, attached. In support of this application, the undersigned represents and warrants the following:

1. The undersigned will hold the City of College Station harmless, and indemnify it against all suits, costs, expenses, and damages that may arise or grow out of such abandonment.
2. Attached, marked Exhibit No. 1, are two sealed metes and bounds descriptions (dividing the area in half) of the area sought to be abandoned, prepared by a Registered Public Surveyor.
3. Attached, marked Exhibit No. 2, are two copies of a plat or detailed sketch of that portion of the public right-of-way/easement sought to be abandoned and the surrounding area to the nearest streets in all directions, showing the abutting lots and block, and the subdivision in which the above described right-of-way/easement is situated, together with the record owners of such lots.
4. Attached, marked Exhibit No. 3, is the consent of all public utilities to the abandonment.
5. Attached, marked Exhibit No. 4, is the consent of the City of College Station staff to the abandonment.
6. Attached, marked Exhibit No. 5, is the consent of all the abutting property owners, except the following: (if none, so state)

None

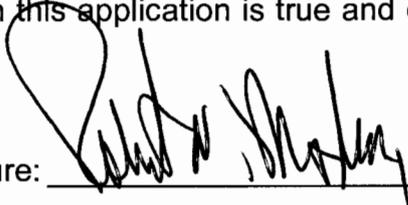
7. Such public right-of-way/easement should be abandoned because:

The utility easement inhibits the development of the site. The existing infrastructure (sewer line) is to be rerouted and in a separate easement as part of the development.

8. Such public right-of-way/easement has been and is being used as follows:

Currently for a sewer line which will be rerouted.

I swear that all of the information contained in this application is true and correct to the best of my knowledge and belief.

Applicant's Signature: 

Applicant's Name: Robert W. Mosley

Applicant's Address: City of College Station
1101 Texas Avenue S., College Station, TX

Applicant's Phone Number: 979-764-3690 77840

STATE OF TEXAS)
COUNTY OF BRAZOS)

ACKNOWLEDGMENT

Subscribed and sworn to before me, a Notary Public, this _____ day of _____, 2004, by _____.

Notary Public in and for
the State of Texas

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Lot 2, Holleman Place Subdivision

EXHIBIT NO. 1

Attached are two sealed copies of the metes and bounds description (dividing the area in half) of the public right-of-way/easement situated in Lot 2, Holleman Place Addition/Subdivision to the City of College Station, Brazos County, Texas, sought to be abandoned.

Joe Orr, Inc.
Surveyors & Engineers
2167 Post Oak Circle
College Station, TX 77845
(979) 690-3378

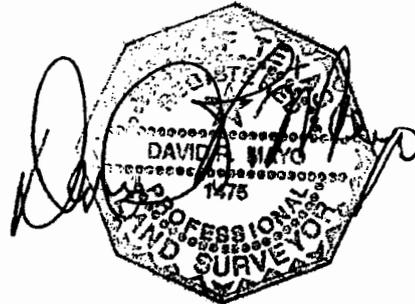
Proposed Abandonment of Easement
Lot 3R Holleman Place
Morgan Rector League
College Station, Texas
December 30, 2003

All that certain tract or parcel of land lying and being situated in the Morgan Rector League (Abstract No. 46) in College Station, Brazos County, Texas, being the same 20' Sanitary Sewer Easement shown across Lot 3R of Holleman Place Replat which has not yet been filed and also being the same 20' Sanitary Sewer Easement shown across Lot 2 of Holleman Place described by plat of record in Volume 1040, Page 485 of the Official Records of Brazos County, Texas, and being an easement twenty feet (20') in width lying ten feet (10') each side of the following described centerline:

Beginning in the northwest line of Richards Street S 41° 30' 23" W – 29.26 feet from the most easterly corner of the said Lot 3R of Holleman Place Replat.

Thence N 80° 19' 19" W – 440.16 feet through the said Lot 3R to the end of this easement in the proposed new southeast right-of-way line of Holleman Drive at a point located S 59° 29' 19" W – 276.08 feet from the most northerly corner of the said Lot 3R.

Bearings are Texas State Plane, Central Zone, NAD-83 datum, as determined by GPS observations and City of College Station 1994 GPS monuments.



Application for Abandonment of
a Public Right-of-Way/Easement

Located: Lot 2, Holleman Place Subdivision

EXHIBIT NO. 2

Attached are two copies of a plat or detailed sketch of the public right-of-way/easement sought to be abandoned in the above-mentioned application, showing the surrounding area to the nearest streets in all directions, abutting lots, the block or blocks in which the portion of the public right-of-way/easement sought to be vacated is situated, and the addition or subdivision in which the portion of the public right-of-way/easement sought to be abandoned is situated. Also, the names of record owners of the abutting lots are shown.

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Lot 2, Holleman Place Subdivision

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

TXU GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

COX COMMUNICATIONS

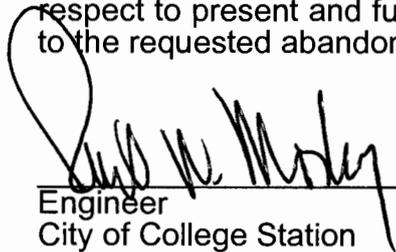
BY: _____
Title _____

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Lot 2, Holleman Place Subdivision

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.



Engineer
City of College Station

Building Official
City of College Station

City

Zoning Official
City of College Station

Fire Marshal
City of College Station

Director of Public Utilities
City of College Station

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Lot 2, Holleman Pkce Subdivision

EXHIBIT NO. 5

The undersigned, owners of property abutting upon that portion of the public right-of-way/easement named and described in the Application for Abandonment of a Public Right-of-Way/Easement referred to above, do hereby consent to such abandonment.

NAME: Not applicable

ADDRESS: _____

NAME: Not applicable

ADDRESS: _____

NAME: Not applicable

ADDRESS: _____

NAME: Not applicable

ADDRESS: _____
