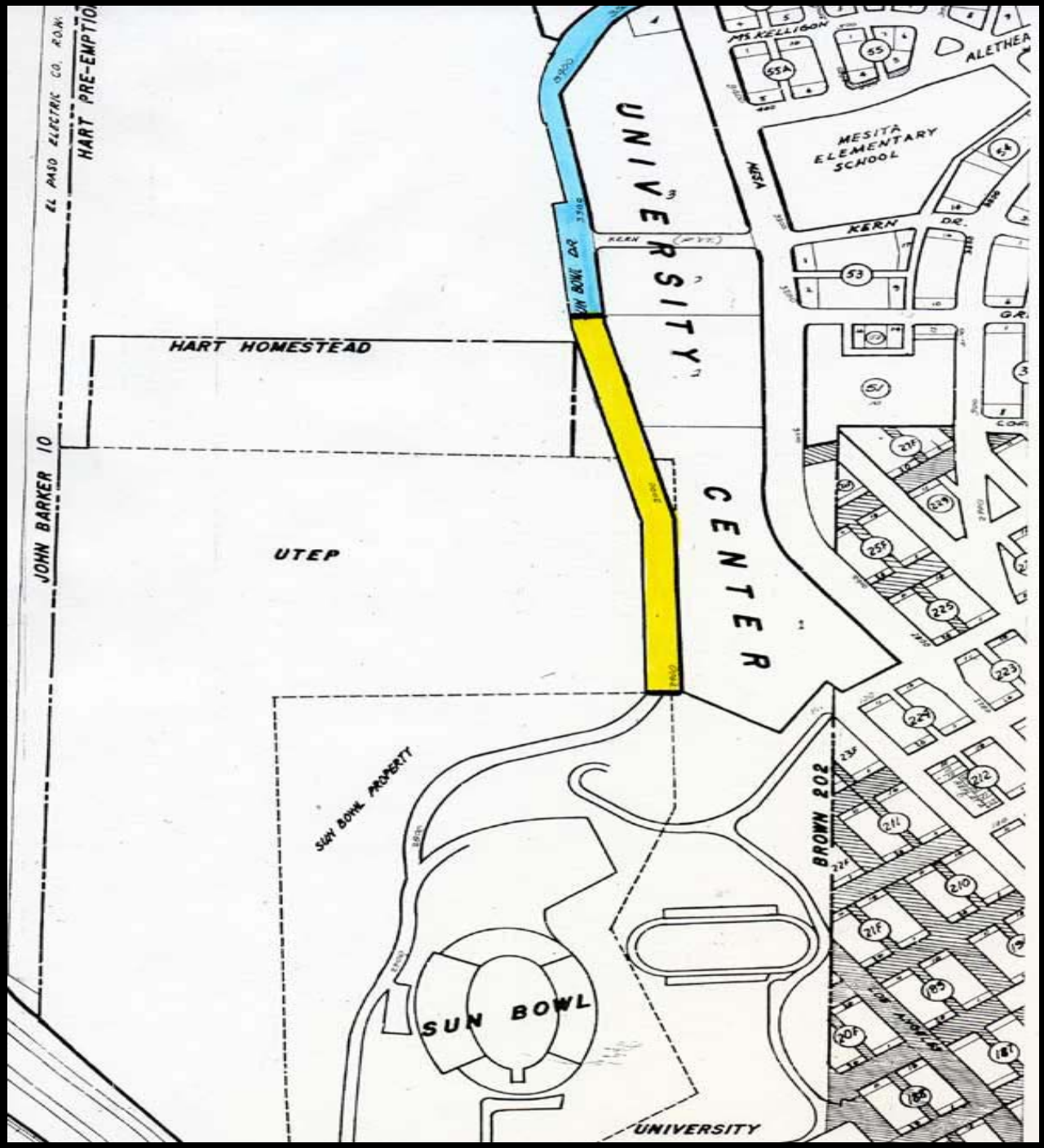
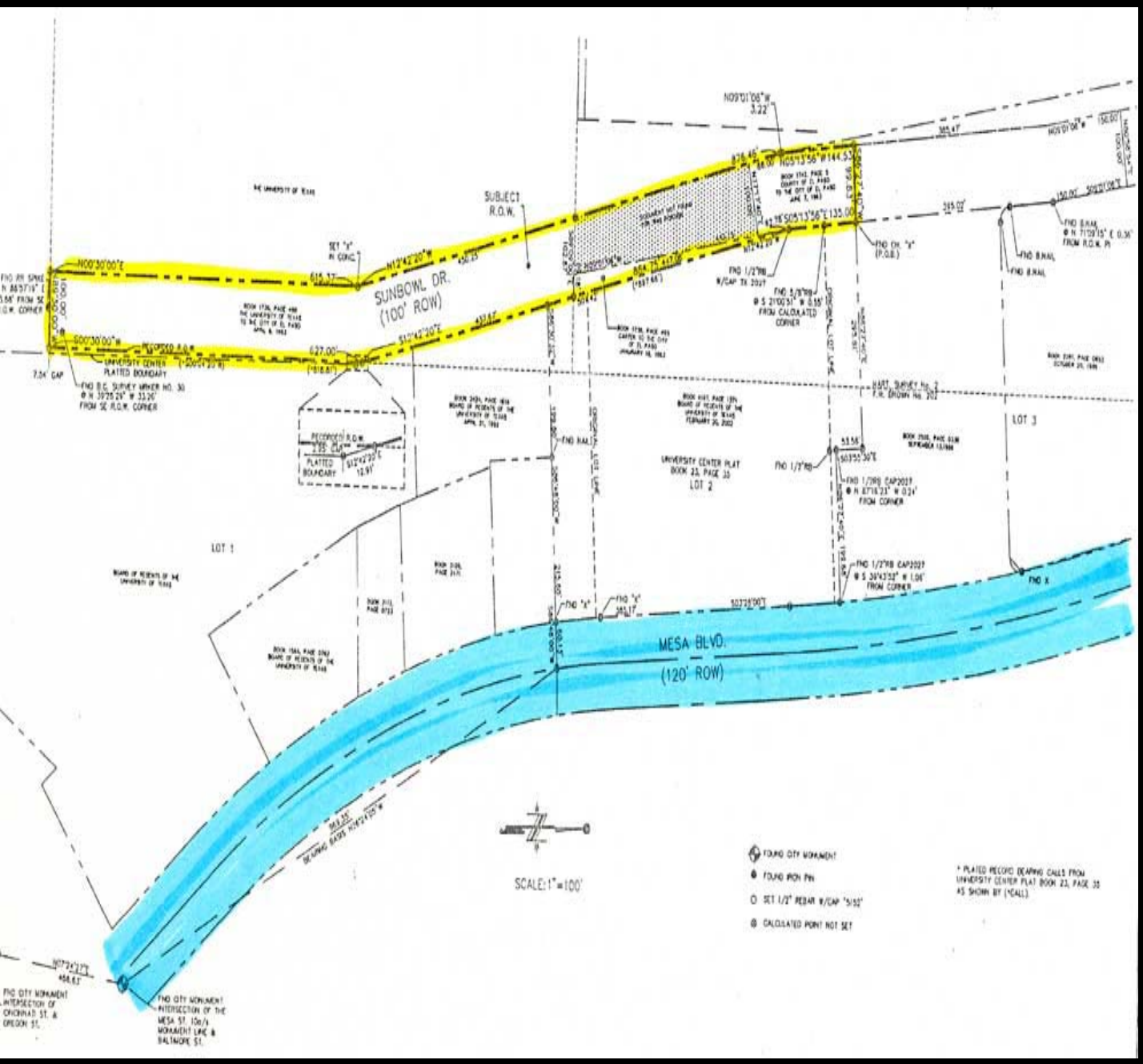
KERN
MESA
BALTIMORE
STANTON
SUN BOWL
PLANNING, RESEARCH & DEVELOPMENT


EL PASO ELECTRIC CO. R.O.W.
HART PRE-EMPTION
JOHN BARKER 10
HART HOMESTEAD
UTEP
SUN BOWL PROPERTY
SUN BOWL
UNIVERSITY
UNIVERSITY
CENTER
SUN BOWL DR
KERN
MESA
MESITA ELEMENTARY SCHOOL
KERN DR.
MRS. KELLIGON
ALETHEA
BROWN 202
UNIVERSITY

Sun Bowl Vacation
GREGORY
STANTON
COFFIN
BALTIMORE
CINCINNATI
400
0
400
800 Feet


SUBJECT R.O.W.
SUNBOWL DR.
(100' ROW)
MESA BLVD.
(120' ROW)
LOT 1
LOT 2
LOT 3
UNIVERSITY CENTER PLAT BOOK 23, PAGE 35
SCALE: 1" = 100'
FOUND CITY MONUMENT
FOUND IRON PIN
SET 1/2" REBAR W/CAP "5152"
CALCULATED POINT NOT SET
* PLATED RECORD BEARING CALLS FROM UNIVERSITY CENTER PLAT BOOK 23, PAGE 35 AS SHOWN BY (*CALL)

ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF SUN BOWL DRIVE OUT OF HART SURVEY NO.2, CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, the City Plan Commission has recommended vacation of a portion of Sun Bowl Drive out of Hart Survey No. 2 in the City of El Paso, El Paso County, Texas, and the City Council finds that said right-of-way is not needed for public use and should be vacated as recommended;

WHEREAS, the City Council finds that it is in the public interest to vacate Sun Bowl Drive without expectation of additional compensation as is permitted pursuant to §272.001.J of the Texas Local Government Code.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That a determination has been made that it is in the best interest of the public that the *portion of Sun Bowl Drive out of Hart Survey No. 2* in the City of El Paso, El Paso County, Texas, and which is more fully described in the attached metes and bounds description, identified as Exhibit "A" made a part hereof by reference, be and is hereby vacated subject to the following conditions:

1. *That public access will still be maintained through the vacated portion of Sun Bowl Drive.*

1. *That the portion of Hawthorne Street to be vacated shall be designated as a full width Utility and Drainage Easement.*

2. *That no permanent structure be permitted over the utility/drainage easement to be retained.*

In addition, the Mayor is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property to The University of Texas at El Paso.

PASSED AND APPROVED this 5th day of October, 2004.

THE CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda Momsen
City Clerk

APPROVED AS TO FORM:

Matt Watson
Assistant City Attorney

APPROVED AS TO CONTENT:

Rudy Valdez, Chief Urban Planner
Planning, Research and Development
Department

THE STATE OF TEXAS }
}
COUNTY OF EL PASO }

QUITCLAIM DEED

That the **CITY OF EL PASO** has released and quitclaimed and by these presents does release and quitclaim unto The University of Texas at El Paso, all its right, title, interest, claim, and demand in and to the property which was vacated, closed and abandoned by Ordinance No. _____, passed and approved by the City Council of the City of El Paso and described as **A PORTION OF SUN BOWL DRIVE OUT OF HART SURVEY NO. 2, CITY OF EL PASO, EL PASO COUNTY, TEXAS**, which is more fully described in the attached metes and bounds description, identified as Exhibit "A" and made a part hereof by reference.

WITNESS the following signatures and seal this **5th day of October, 2004**.

_____
Joe Wardy
Mayor

ATTEST:

_____
Richarda Momsen
City Clerk

APPROVED AS TO FORM:

Matt Watson
Assistant City Attorney

APPROVED AS TO CONTENT:

Rudy Valdez, Chief Urban Planner
Planning, Research and Development

ACKNOWLEDGMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument is acknowledged before me on this _____ day of _____, 2004, by Joe Wardy, as Mayor of the CITY OF EL PASO.

_____
Notary Public, State of Texas
Notary's Printed or Typed Name:

_____

My Commission Expires:

_____

AFTER FILING RETURN TO:

Grantor at the University of Texas at El Paso
Physical Plan Complex
3120 Sun Bowl
El Paso, Texas 79968-0537
Attn: Greg McNicol

ORDINANCE NO._____

Being a portion of Sun Bowl Drive
Out of Hart Survey No. 2
City of El Paso, El Paso County, Texas
Prepared for: University of Texas at El Paso
June 23, 2004

METES AND BOUNDS DESCRIPTION

Description of a parcel of land being a portion of Sun Bowl Drive out of Hart Survey No. 2, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

THE "TRUE POINT OF BEGINNING" being a found x chiseled on concrete for the northwest corner of property from Rudolph Chevrolet to Board of Regents of the University of Texas System in volume 4187, page 1374, Real property records of El Paso County, Texas said point also lying on the easterly right of way line of Sun Bowl Drive

Thence along said right of way line the following three courses

South 05°13'56" East a distance of 135.00 feet to a found ½" rebar with cap marked TX 2027";

South 12°42'20" East a distance of 884.75 (897.66 plat of University Center in book 23, pg. 35) feet to a set ½" rebar with cap marked TX 5152;

South 00°30'00" West (S00°04'20"W plat of University Center book 23, pg. 35) a distance of 627.00 feet to southeast corner of property from Board of Regents of the University of Texas to City of El Paso in volume 1736, page 498, Real property records of El Paso County, Texas;

Thence leaving said right of way line North 89°30'00" West a distance of 100.00 feet to the southwest corner of property from Board of Regents of the University of Texas to City of El Paso in volume 1736, page 498, said point also lying on the westerly right of way line of Sun Bowl Drive;

Thence along said right of way line the following four courses

North 00°30'00" East a distance of 615.37 feet to a set x chiseled on concrete;

North 12°42'20" West a distance of 876.46 feet to a set ½" rebar with cap marked TX 5152;

"EXHIBIT A1"

North 09°01'06" West a distance of 3.22 feet to a set ½" rebar with cap marked TX 5152;

North 05°13'56" West a distance of 144.53 feet to a set ½" rebar with cap marked TX 5152 for the northwest corner of property described in contract and agreement between County of El Paso and Carl Ivey, Inc. recorded in volume 1742, page 5, Real property records of El Paso County, Texas;

Thence leaving said right of way line of Sun Bowl Drive North 86°27'40" East a distance of 99.83 feet to the "TRUE POINT OF BEGINNING" and containing 3.772 acres of land more or less.

NOTE: Bearings based on special warranty deed in volume 4187, Page 1374, Real Property Records, of El Paso County, Texas

A survey of even date accompanies this description.

R R. C

Ron R. Conde
R.P.L.S. No. 5152

STATE OF TEXAS
REGISTERED
RONALD ROBERT CONDE
5152
PROFESSIONAL
LAND SURVEYOR

job#903-15 R.C.
LGL-04\90315.LGL

CONDE, INC.
ENGINEERING / LAND SURVEYING / PLANNING
1790 LEE TREVINO SUITE 400 / EL PASO, TEXAS 79936 / (915) 592-0283

"EXHIBIT A2"

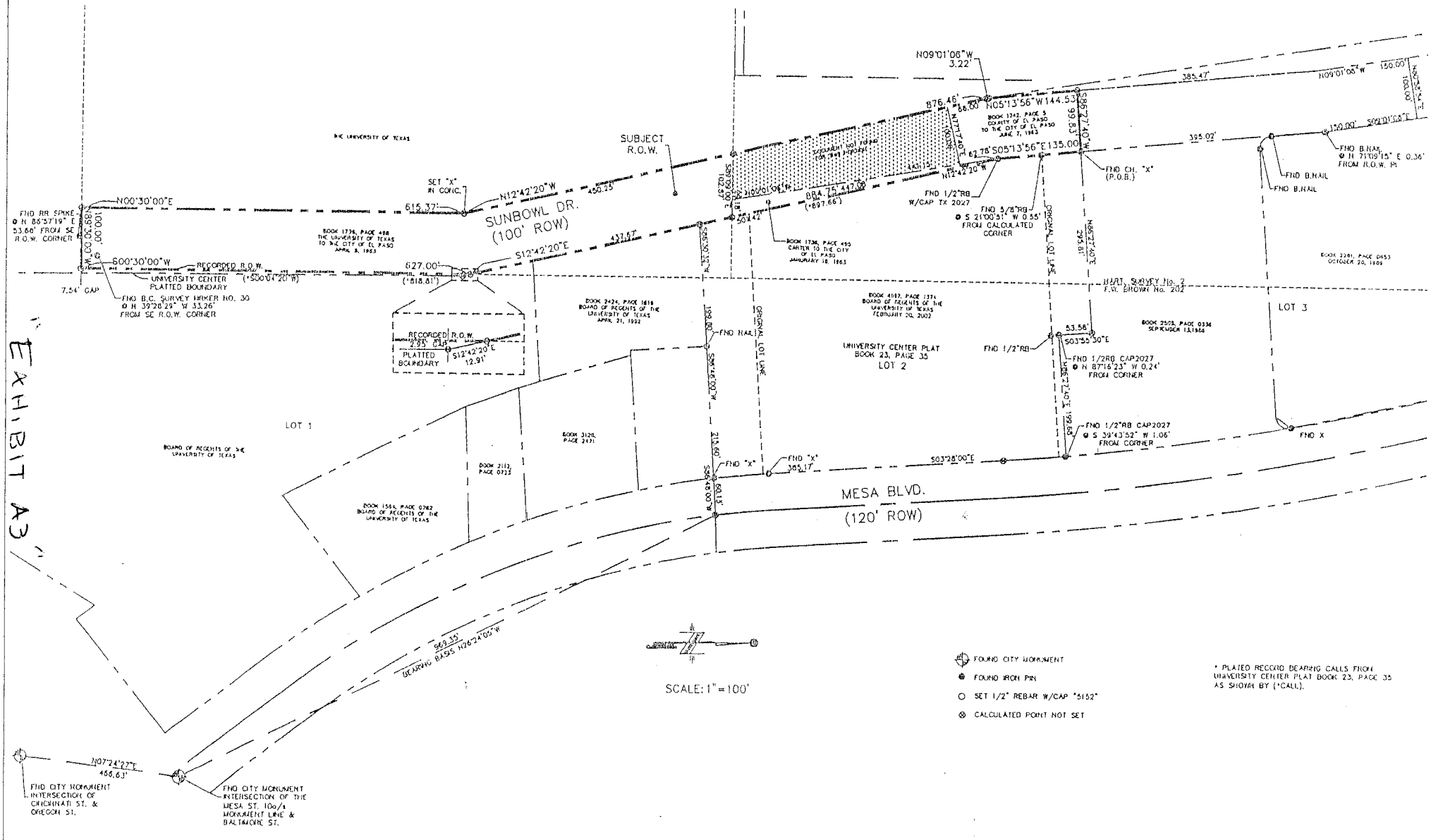
NOTES:

1. A METES AND BOUNDS DESCRIPTION OF GIVEN DATE ACCOMPANIES THE SURVEY.

2. NO EVIDENCE FOUND OF ORDINANCE DEDICATING THE RIGHT OF WAY OF SUNBOWL DR. TO THE CITY OF EL PASO. RIGHT OF WAY CONSTRUCTED FROM DEEDS REFERENCED AND OBTAINED FROM DEED RECORDS OF EL PASO COUNTY, TX.

SUNBOWL DRIVE

BEING A PORTION OF SUNBOWL DRIVE OUT OF HART SURVEY No. 2, CITY OF EL PASO, EL PASO COUNTY, TX.



* PLATED RECORD BEARING CALLS FROM UNIVERSITY CENTER PLAT BOOK 23, PAGE 35 AS SHOWN BY (*CALL).

"EXHIBIT A3"

CONDE INC.
ENGINEERING/ PLANNING/ SURVEYING/ CADD
1790 LEE TREVINO DRIVE - SUITE 400 - EL PASO, TEXAS 79936
PHONE (915) 592-0283 FAX (915) 592-0288

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CERTIFICATION

THIS PLAT REPRESENTS A SURVEY MADE ON THE GROUND BY ME OR UNDER MY SUPERVISION AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF BASED ON THE FACTS EXISTING AT TIME OF THIS SURVEY.

ROY R. CONDE
REGISTERED PROFESSIONAL LAND SURVEYOR