

RESOLUTION NO. 20050623-072

WHEREAS, the City Council of the City of Austin has found that public necessity requires the acquisition by the City of certain real property interest as stated hereinafter for the purposes hereinafter stated; and

WHEREAS, the City of Austin has attempted to purchase said real property interest and has been unable to agree with the owner of that real property interest on the fair market value thereof; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Attorney, or other authorized designee, is hereby authorized and directed to file or cause to be filed a suit in eminent domain on behalf of the City of Austin against the owner now having or who may acquire an interest in the real property interest needed by the City, to acquire a certain real property interest at the location hereinafter stated, for the purpose hereinafter stated, and from the owner hereinafter stated and/or her successors in interest, and to take whatever other action may be deemed appropriate to economically effect the needed acquisition; said real property interest to be acquired is described in Exhibit "A," which is attached hereto and made a part hereof for all purposes.

The City Attorney or other authorized designee shall file eminent domain proceedings for:

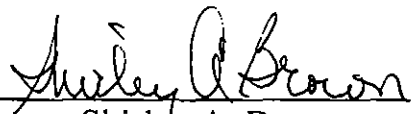
Owner: Deborah Attal

Project: East 11th Streetscaping Project

Intended Purpose: permanent sidewalk easement for public sidewalk improvements and a bus stop for the public

Location: 904 East 11th Street, Austin, Texas, and see attached field note.

ADOPTED: June 23, 2005

ATTEST: 
Shirley A. Brown
City Clerk

STATE OF TEXAS
COUNTY OF TRAVIS

Easement No. 2
Deborah Attal to the
City of Austin
(a sidewalk easement)

FIELD NOTES

FIELD NOTE DESCRIPTION FOR 585 SQUARE FEET OF LAND, (EQUIVALENT TO 0.0134 ACRES OF LAND) BEING OUT OF AND A PORTION OF LOT 1 OF THE GEORGE L. ROBERTSON SUBDIVISION, OUTLOT 55, DIVISION B, A RECORDED ADDITION TO THE CITY OF AUSTIN SITUATED IN TRAVIS COUNTY, TEXAS AND RECORDED IN VOLUME Z, PAGE 599, PLAT RECORDS OF TRAVIS COUNTY, TEXAS, AND BEING OUT OF AND A PART OF THAT CERTAIN SOUTHEAST ONE-QUARTER (SE ¼) OF SAID LOT 1 WHICH WAS CONVEYED TO DEBORAH ATTAL IN THAT CERTAIN WARRANTY DEED WITH VENDOR'S LIEN RECORDED IN VOLUME 11193, PAGE 1161, REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS: SAID 585 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS, AS FOLLOWS; TO WIT:

BEGINNING at the calculated point on the existing north right of way line of East 11th Street (60 feet in width) at the southwest corner of the southeast one-quarter (SE ¼) of said Lot 1, same being the southeast corner of that certain southwest one-quarter (SW ¼) of said Lot 1 which was conveyed to the Austin Housing Finance Corporation in that certain General Warranty Deed recorded in volume 11646, page 788, Real Property Records of Travis County, Texas, for the southwest corner and "POINT OF BEGINNING" of this easement, from which corner a 5/8 inch iron rod found marking the right of way intersection of the east right of way line of Branch Street and the north right of way line of said East 11th Street, for the southwest corner of Lot 1 of said George L. Robertson Subdivision, also monumenting the southwest corner of the southwest one-quarter (SW ¼) recorded in volume 11646, page 788, bears North 68° 26' 46" West, a distance of 49.88 feet (record = 50.00 feet);

THENCE, leaving the north right of way line of East 11th Street, North 21° 33' 14" East, along the common boundary line of Austin Housing Finance Corporation parcel of land, and the Deborah Attal parcel of land, a distance of 11.75 feet to a calculated point, for the northwest corner of this easement;

THENCE, South 68° 25' 47" East, a distance of 49.88 feet to a calculated point on the common boundary line of Lots 1 and 2 of the George L. Robertson Subdivision, also being on the common boundary line of said Deborah Attal parcel of land, and the Lee Andrew Kirk parcel of

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Easement No. 2
Deborah Attal to the
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land which is described as the southwest one-quarter (SW ¼) of Lot 2 of the George L. Robertson Subdivision and recorded in volume 1742, page 143, Deed Records of Travis County, Texas, for the northeast corner of this easement;

THENCE, South 21° 33' 14" West, along the common boundary line of said Lots 1 and 2, with the common boundary line of the Deborah Attal parcel of land and the Lee Andrew Kirk parcel of land, a distance of 11.65 feet to a calculated point on the aforementioned north right of way line of said East 71st Street, being the common front corner of said Lots 1 and 2, also being the common front corner of the Deborah Attal parcel of land and the Lee Andrew Kirk parcel of land, for the southeast corner of this easement; from which said calculated corner, a 5/8 inch iron rod found at the common front corner of Lots 2 and 3 of the George L. Robertson Subdivision bears South 68° 26' 46" East, a distance of 99.76 feet (record = 100.00 feet);

THENCE, North 68° 26' 46" West, along the north right of way line of said East 11th Street, with the south boundary line of Deborah Attal acre parcel of land, a distance of 49.88 feet (record = 50.00 feet) to the "POINT OF BEGINNING."

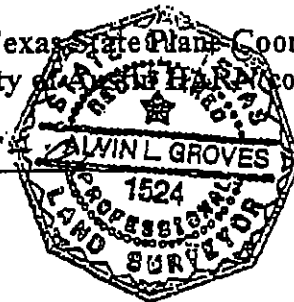
CERTIFICATION:

I do hereby certify that this survey description is true and correct to the best of my knowledge and belief, and was prepared from an actual on the ground survey of found property corners, under my supervision, and that the markers described herein actually exist, as described, at the time of my survey.

Bearings mentioned on this survey are based on the Texas State Plane Coordinate System (Grid), Central Zone, NAD 83 Datum utilizing the City of Austin HARPS control system.



Alvin L. Groves, R.P.L.S. Date
Registered Professional Land Surveyor No. 1524



Office Calculations: ALG, RPLS, Field Work: Jerry and Crews
References: Austin Grid J 22
Travis County Appraisal No. 0208061613

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SKETCH) ACCOMPANY LEGAL DESCRIPTION

NOTE: BEARINGS NOTED ON THIS SURVEY ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM GRID, CENTRAL ZONE (NAD83 CORRS) DATUM. THESE COORDINATES WERE ESTABLISHED FROM REFERENCE POINT "AUSTIN RRP". ALL DISTANCES ARE SURFACE DISTANCES.

EASEMENT NO. 2

LEGEND

- ▲ - CALCULATED CORNER POINTS
- () - RECORD DATA
- R - PROPERTY LINE
- R.O.W. - RIGHT OF WAY
- - IRON ROD FOUND
SIZE NOTED

BRANCH STREET (40.0' R.O.W.)

GEORGE L. ROBERTSON SUBDIVISION OF
OUTLOT NO. 55, IN DIVISION "B"
VOL. Z, PG. 599

904 EAST 11TH STREET

LOT 1
AUSTIN HOUSING
FINANCE CORP.
BEN'S LONG
BRANCH BBQ
11646/788

GENERAL
WARRANTY
DEED
MARCH 19, 1992

LOT 1
DEBORAH ATTAL
WARRANTY DEED
WITH VENDOR'S LIEN
11193/1161

TAX PARCEL# 0208061613
SOUTH 104.5 FEET OF (S/E 1/4)
THE EAST 50.0 FEET OF LOT 1

SCALE: 1" = 10'

LOT 1
LOT 2

LOT 2

LOT 2
LEE ANDREW KIRK
1742/143

DEED RECORDS
SEPT. 12, 1956

10,072,118.1494
3,118,277.0825

S/W COR. OF LOT 1
10,072,191.4407
3,118,091.5328

(50.0')
49.88'

N68°26'46"W

N21°33'14"E

ASPHALT

S 68°25'47" E 49.88'

VACANT LOT

S21°33'14"W

SIDEWALK EASEMENT
585 SQ. FT.
0.0134 ACRES

POINT OF BEGINNING
FOR FIELD NOTE
DESCRIPTION

N68°26'46"W 49.88'

(50.0')

S68°26'46"E
99.76'
(100.0')

GUTTER

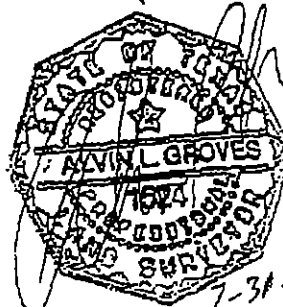
B.O.C.

EAST 11TH STREET
(60.0' R.O.W.)



CONSULTING ENGINEERS
LANDSCAPE ARCHITECTS
PLANNERS / SURVEYORS

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