

STATE OF TEXAS §
 §
COUNTY OF GALVESTON §

**ORDER OF ABANDONMENT & DISCONTINUANCE OF UNOPENED
OREGON AVE AND 21ST STREET RIGHTS OF WAY LOCATED BETWEEN
20TH AND 22ND STREETS AND FLORIDA AND NICHOLS AVENUES,
DICKINSON TOWNSITE SUBDIVISION, GALVESTON
COUNTY, TEXAS**

On this the 30th day of September 2024, the Commissioners' Court of Galveston County, Texas, convened in a regularly scheduled session with the following members thereof present:

MARK HENRY, County Judge;
DARRELL APFFEL, Commissioner, Precinct No. 1;
JOE GUISTI, Commissioner, Precinct No. 2;
STEPHEN D. HOLMES, Commissioner, Precinct No. 3;
ROBIN ARMSTRONG, MD, Commissioner, Precinct No. 4; and
DWIGHT D. SULLIVAN, County Clerk

when the following proceedings, among others, were had, to-wit:

There came on to be heard the Application of Clint Hardy, and six (6) other freeholders of Precinct No. 3 in Galveston County, Texas, requesting the Commissioners' Court of Galveston County to adopt this Order of Abandonment and Discontinuance vacating, abandoning and closing that certain unopened and unused portion of right of way, more particularly described as follows, to-wit:

AS DESCRIBED ON EXHIBIT "A"

It appearing to the Court that the right of way described herein has never been opened or used as public right of way nor has the County of Galveston ever exercised any control, right of control, jurisdiction and dominion, either for itself or in behalf of the public generally, by working or spending money on the same or by any other act or in any other manner, nor has said right of way ever been opened by a jury of view; and it further appearing that there is not now any public need for the opening and maintaining of said right of way by the County of Galveston and that the burdens and liabilities which would be imposed upon the County of Galveston, Texas, by opening and maintaining the same would not be justified by the advantages which the opening and maintenance of same would give to the public.

It further appears to the Court that if said right of way is abandoned, Petitioners are willing to pay to the County of Galveston the fair market value of the right of way, which the Court finds pursuant to written appraisal to be Eighty-one Thousand Five Hundred Eighty-five and no/100 (\$81,585.00) Dollars, together with Seven Hundred and Fifty & no/100 (\$750.00) being the appraisal expenses incident to said abandonment. Petitioner understand this abandonment is subject, however, to any rights acquired by any private citizen by prescriptive easement, if any, as well as subject to both public utility or common carrier easements, and/or other easement(s), if any, of record and on the ground.

IT IS THEREFORE ORDERED AND DECREED that for and in consideration of the total sum of Eighty-two Thousand Three Hundred Thirty-five (\$82,335.00) Dollars, the tract of land designated above be VACATED, ABANDONED, AND CLOSED as public right of way, and every claim or right of the County of Galveston or the general public has or may have in the unopened and unused rights of way described herein is hereby released and relinquished forever.

IT IS FURTHER ORDERED BY THE COURT that the foregoing Order be and it is hereby adopted and is made the Order of the Court and the Clerk will spread the same upon the minutes of the Court.

UPON MOTION OF ~~COMMISSIONER~~ COUNTY JUDGE HENRY,
SECONDED BY COMMISSIONER GIUSTI,
and unanimously carried and adopted by the affirmative vote of each and all of the members of the Court.

COUNTY OF GALVESTON, TEXAS



Dwight D. Sullivan
Dwight D. Sullivan, County Clerk

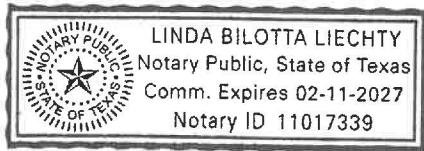
Mark Henry
Mark Henry, County Judge

ACKNOWLEDGMENT

STATE OF TEXAS }
COUNTY OF GALVESTON }

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared MARK HENRY, County Judge of the County of Galveston, Texas, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said County of Galveston, a political subdivision of the State of Texas, that he was duly authorized to perform the same by appropriate resolution of the Galveston County Commissioners' Court and that he executed the same as the act of such body for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 30th day of September, 2024.



Linda Bilotta Liechty

Notary Public for the State of Texas
My Commission expires: 02-11-2027

Brief Legal Description:

Known as a +-41,300 square foot portion of the unopened 21st Street and 46,600 square foot portion of the unopened Oregon Avenue rights of way

EXHIBIT "A"

