

STATE OF TEXAS                   §  
   §  
COUNTY OF GALVESTON       §

**ORDER OF ABANDONMENT & DISCONTINUANCE OF  
UNOPENED PORTIONS OF HOUSTON AVE AND AN  
INTERSECTING ALLEY RIGHT OF WAY LOCATED IN  
NICHOLSTONE ADDITION, GALVESTON COUNTY, TEXAS**

On this the 22<sup>nd</sup> day of June, 2026, the Commissioners’ Court of Galveston County, Texas, convened in a special session with the following members thereof present:

MARK HENRY, County Judge;  
DARRELL APFFEL, Commissioner, Precinct No. 1;  
JOE GUISTI, Commissioner, Precinct No. 2;  
HANK DUGIE, 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 Rosalie R and Terrence M Kettler, 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 rights of way, more particularly described as follows, to-wit:

**AS DESCRIBED ON EXHIBIT “A”**

It appearing to the Court that the rights 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, Petitioner is 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 Six Thousand Two Hundred Seventy Dollars and no/100 (\$6,270.00), together with One Thousand Eight Hundred Dollars and no/100 (\$1,800.00) being the appraisal expenses incident to said abandonment. Petitioners 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 Eight Thousand Seventy Dollars and no/100 (\$8,070.00), 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.

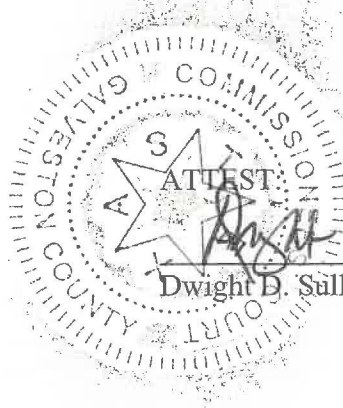
UPON MOTION OF ~~COMMISSIONER~~ COUNTY JUDGE HENRY,

SECONDED BY COMMISSIONER DARRELL APFFEL,

and unanimously carried and adopted by the affirmative vote of each and all of the members of the Court.

COUNTY OF GALVESTON, TEXAS

*Mark Henry*  
Mark Henry, County Judge



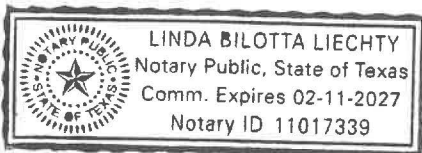
*Dwight D. Sullivan*  
Dwight D. Sullivan, County Clerk

**ACKNOWLEDGMENT**

STATE OF TEXAS }  
COUNTY OF GALVESTON }

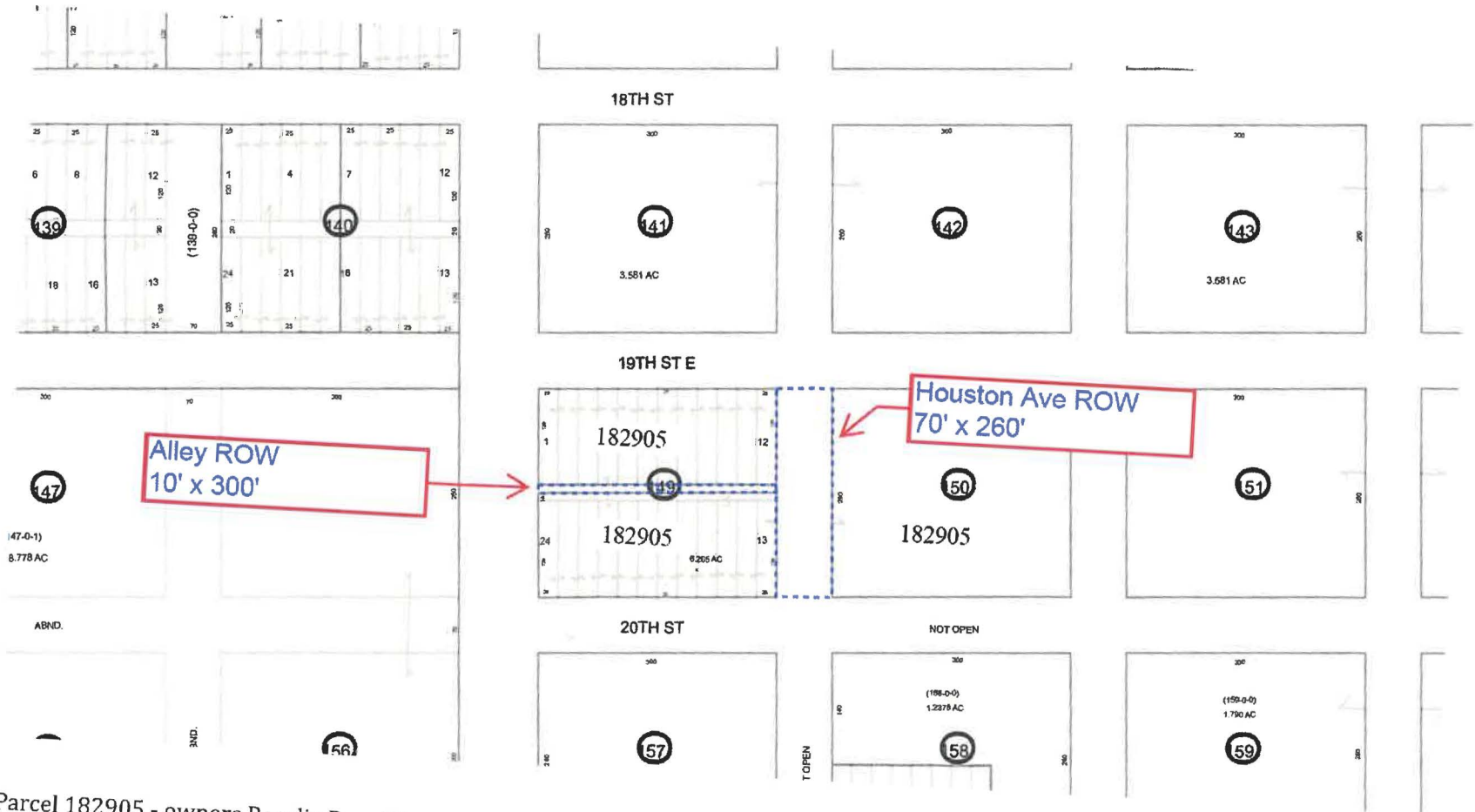
BEFORE ME, the undersigned, a Notary Public, on this day personally appeared MARK HENRY, County Judge of the County of Galveston, Texas, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said County of 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 22<sup>ND</sup> day of JUNE, 2026.



*Linda Bilotta Liechty*  
Notary Public for the State of Texas  
My Commission expires:

# Exhibit "A"



Parcel 182905 - owners Rosalie R and Terrence M Kettler - Total of 21,200 SF