NOTICE OF CONFIDENTIALITY RIGHTS: If you are a natural person, you may remove or strike any or all of the following information from any instrument that transfers an interest in real property before it is filed for record in the public records: your Social Security number or your driver's license number.

DEED WITHOUT WARRANTY
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mineral interests, and water interests outstanding in persons other than Grantor, and other instruments, other than conveyances of the surface fee estate, that affect the Properties; validly existing rights of adjoining owners in any walls and fences situated on a common boundary; any discrepancies, conflicts, or shortages in area or boundary lines; any encroachments or overlapping of improvements; and taxes for 2017, which Grantee assumes and agrees to pay, but not subsequent assessments for that and prior years due to change in land usage, ownership, or both, the payment of which Grantor assumes.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance, GRANTS, SELLS, AND CONVEYS to Grantee the Properties, together with all and singular the rights and appurtenances thereto in any way belonging, TO HAVE AND TO HOLD it to Grantee and Grantee's heirs, successors, and assigns forever, without express or implied warranty. All warranties that might arise by common law as well as the warranties in section 5.023 of the Texas Property Code (or its successor) are excluded.

Executed effective the Date first above stated.


State of Texas COUNTY OF TRAVIS§

This instrument was acknowledged before me on September 20 2018, by Alex Gale, Interim Officer, Office of Real Estate Services, City of Austin, Texas, a Texas home-rule City and municipal corporation, on behalf of said corporation.


Approved as to Form:


City of Austin
Law Department


Page 2 Deed without Warranty - Texas Facilities Commission (F\#9961-1805)

Exhibit $\qquad$

Vacation - rev5
Congress Avenue, Original City of Austin
Division "E", Government Outlots City of Austin, Texas

## LEGAL DESCRIPTION


#### Abstract

DESCRIPTION OF 4.44 ACRE TRACT OF LAND, SITUATED WITHIN THE THOMAS J. CHAMBERS GRANT ABSTRACT NO. 7, FILE NUMBER SC 000130:16, PATENT NUMBER 216, PATENT VOLUME 30, PAGE 909, AND BEING WITHIN THE SAM GOCHER SURVEY ABSTRACT NO. 316, AS RECORDED IN THE GENERAL LAND OFFICE OF TEXAS; IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS. BEING ALL OF CONGRESS AVENUE, A 120 FOOT WIDE RIGHT-OF-WAY, LYING BETWEEN THE NORTH RIGHT-OF-WAY LINE OF $15{ }^{\text {TH }}$ STREET, ALSO KNOWN AS NORTH AVENUE AND THE SOUTH RIGHT-OF-WAY LINE OF MARTIN LUTHER KING, JR. BOULEVARD, ALSO KNOWN AS MAGNOLIA STREET AND EAST $19{ }^{\text {TH }}$ STREET, TOGETHER WITH A PORTION OF EAST $18{ }^{\text {TH }}$ STREET, ALSO KNOWN AS CHESTNUT STREET, EAST AND WEST $17^{\text {TH }}$ STREET, ALSO KNOWN AS LINDEN STREET, AND EAST $16{ }^{\text {TH }}$ STREET, ALSO KNOWN AS CHERRY STREET, AS SHOWN ON "A TOPOGRAPHICAL MAP OF THE GOVERNMENT TRACT ADJOINING THE CITY OF AUSTIN", MAP 2178 ON FILE IN THE GENERAL LAND OFFICE AND AS DEDICATED ACCORDING TO AN ACT OF CONGRESS PASSED ON JANUARY 5, 1840, AND FURTHER DEFINED BY CITY OF AUSTIN STREET LINE ORDINANCES DATED AUGUST $4^{\text {TH }}, 1910$. SAID 4.44 ACRE TRACT AS DEPICTED ON THE ACCOMPANYING DRAWING ENTITLED "VACATION OF CONGRESS AVENUE RIGHT-OFWAY AND A PORTION OF $16^{\text {TH }}, 17^{\text {TH }}$ AND $18^{\text {TH }}$ STREET RIGHT-OF-WAY", BEING MORE PARTICULARLY DESCRIBED IN METES AND BOUNDS AS FOLLOWS:


BEGINNING at a PK nail with shiner stamped "CobbFendley" set for the intersection of the east line of said Congress Avenue and the south line of Martin Luther King, Jr. Boulevard and being the north west corner of Outlot 50, Division E, Louis Horst's Outlots in Division D and Division E, of record in Volume Z, Page 594 of the Deed Records of Travis County, Texas, said Beginning Point having a Texas State Plane Coordinate, Central Zone, Grid Value of $\mathrm{N}=10,075,301.51$ and $\mathrm{E}=3,115,727.73$;

THENCE South $16^{\circ} 35^{\prime} 28^{\prime \prime}$ West, coincident with the west line of said Outlot 50, Division E and the east line of said Congress Avenue, for a distance of 320.45 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 50, Division E, being also the intersection of the east line of said Congress Avenue and the north line of East $18^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a 3/16-inch iron rod in concrete found and held for the intersection of the centerline of said Congress Avenue and the

Exhibit " $A$
Vacation
Congress Avenue, Original City of Austin
Division "E", Government Outlots
City of Austin, Texas
Page 2 of 6
centerline of said East $18^{\text {th }}$ Street bears South $80^{\circ} 11^{\prime} 05^{\prime \prime}$ West at a distance of 67.00 feet, said 3/16-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $\mathrm{N}=10,074,983.02$ and $\mathrm{E}=$ 3,115,570.23;

THENCE South $73^{\circ} 12^{\prime} 38^{\prime \prime}$ East, coincident with the south line of said Outlot 50, Division E and said north line of East $18^{\text {th }}$ Street, for a distance of 23.00 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley"

THENCE South $16^{\circ} 35^{\prime} 04^{\prime \prime}$. West, over and across said East $18^{\text {th }}$ Street, for a distance of 60.01 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set on the south right-of-way line of said East $18^{\text {th }}$ Street, being also in the north line of Outlot 49, Division E of said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $73^{\circ} 12^{\prime} 38^{\prime \prime}$ West, coincident with said south line of East $18^{\text {th }}$ Street and said north line of Outlot 49, Division E, for a distance of 23.00 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendiey" set for the northwest corner of Outlot 49, Division E of said Original City of Austin, being also the intersection of the east line of said Congress Avenue and the south line of said East $18^{\text {th }}$ Street;

THENCE South $16^{\circ} 34^{\prime} 41^{\prime \prime}$ West, coincident with the west line of said Outlot 49, Division E and the east line of said Congress Avenue, for a distance of 277.28 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 49, Division E, being also the intersection of the east line of said Congress Avenue and the north line of East $17^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a $3 / 16$-inch iron rod in concrete found and held for the intersection of the centerline of said Congress Avenue and the centerline of said East $17^{\text {th }}$ Street bears South $80^{\circ} 11^{\prime} 30^{\prime \prime}$ West a distance of 66.99 feet, said $3 / 16$-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $N=10,074,659.80$ and $E=$ 3,115,474.01;

THENCE South $73^{\circ} 11^{\prime} 56^{\prime \prime}$ East, coincident with the south line of said Outlot 49 , Division E and north line of said East $17^{\text {th }}$ Street right-of-way, for a distance of 170.02 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set;

THENCE South $16^{\circ} 33^{\prime} 20^{\prime \prime}$ West, over and across said East $17^{\text {th }}$ Street, for a distance of 60.01 feet to a 1/2 inch iron rod with cap stamped "CobbFendley" set on the south line of said East $17{ }^{\text {th }}$ Street, being also the

Exhibit " $\qquad$ $"$

Vacation Congress Avenue, Original City of Austin Division "E", Government Outlots City of Austin, Texas
Page 3 of 6
north line of Outlot 48, Division E, of the Subdivision of Block 48, Division E City of Austin recorded in Volume 1, Page 98 of the Plat Records of Travis County, Texas;

THENCE North $73^{\circ} 11^{\prime} 56^{\prime \prime}$ West, coincident with the south line of said East $17^{\text {th }}$ Street and north line of said Outlot 48, Division E, for a distance of 170.03 feet to a PK nail with shiner stamped "CobbFendley" set for the northwest corner of said Outlot 48, Division $E$, being also the intersection of the east line of said Congress Avenue and the south line of said East $17^{\text {th }}$ Street;

THENCE South $16^{\circ} 33^{\prime} 37^{\prime \prime}$ West, coincident with the west line of said. Outlot 48, Division E and the east line of said Congress Avenue, for a distance of 277.07 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 48, Division E, being also the intersection of the east line of said Congress Avenue and the north line of East $16^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a $3 / 16$-inch iron rod in concrete found and held for the intersection of the centerline of said Congress Avenue and the centerline of said East $16^{\text {th }}$ Street bears South $80^{\circ} 04^{\prime} 01^{\prime \prime}$ West at a distance of 67.05 feet, said $3 / 16$-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $N=10,074,336.59$ and $E=$ 3,115,377.90;

THENCE South $73^{\circ} 21^{\prime} 01^{\prime \prime}$ East, coincident with the south line of said Outlot 48 , Division E and the north line of said East $16^{\text {th }}$ Street, for a distance of 23.00 feet to a PK nail with shiner stamped "CobbFendley" set;

THENCE South $16^{\circ} 34^{\prime} 07^{\prime \prime}$ West, over and across said East $16^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendley" set on the south right-of-way line of said East $16^{\text {th }}$ Street, being also the north line of Outlot 47, Division E of said Original City of Austin;

THENCE North $73^{\circ} 21^{\prime} 01^{\prime \prime}$ West, with the south line of said East $16^{\text {th }}$ Street and north line of said Outlot 47, Division E, for a distance of 23.00 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set for the northwest corner of said Outlot 47, Division E, being also the intersection of the east line of said Congress Avenue and the south line of said East $16^{\text {th }}$ Street;

Vacation Congress Avenue, Original City of Austin Division "E", Government Outlots City of Austin, Texas

THENCE South $16^{\circ} 34^{\prime} 36^{\prime \prime}$ West, coincident with the west line of said Outlot 47, Division E and the east line of said Congress Avenue, for a distance of 279.22 feet to a PK nail with shiner stamped "CobbFendley" set, being also the southwest corner of said Outlot 47, Division E, and being the intersection of the east line of said Congress Avenue and the north line of East $15^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $73^{\circ} 00^{\prime} 16^{\prime \prime}$ West, over and across said Congress Avenue, along the north line of said West $15^{\text {th }}$ Street, for a distance of 120.01 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of Outlot 46, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $15^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} 36^{\prime \prime}$ East, coincident with the east line of said Outlot 46, Division E and the west line of said Congress Avenue, for a distance of 278.65 feet to a $1 / 2$ inch iron rod found for an angle point, being also the northeast corner of said Outlot 46, Division E , and being the intersection of the west line of said Congress Avenue and the south line of West $16^{\text {th }}$ Street, as dedicated with said Original City of Austin;

THENCE North $16^{\circ} 34^{\prime} 06^{\prime \prime}$ East, over and across said West $16^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of Outlot 45, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $16^{\text {th }}$ Street;

THENCE North $16^{\circ} 33^{\prime} 30^{\prime \prime}$ East, coincident with the east line of said Outlot 45, Division E and the west line of said Congress Avenue, for a distance of 277.24 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being also the northeast corner of said Outlot 45, Division E, and being the intersection of the west line of said Congress Avenue and the south line of West $17^{\text {th }}$ Street, as dedicated with said Original City of Austin;

Exhibit $\qquad$ $"$

Vacation
Congress Avenue, Original City of Austin
Division "E", Government Outlots
Page 5 of 6 City of Austin; Texas

THENCE North $73^{\circ} 11^{\prime} 55^{\prime \prime}$ West, coincident with the north line of said Outlot 45, Division E and south line of said East $17^{\text {th }}$ Street right-of-way, for a distance of 340.16 feet to PK nail with shiner stamped "CobbFendley" set for the northwest corner of said Outlot 45, Division E, and being the intersection of the east right-of-way line of Colorado Street as shown on said Topographical Map of the Government Tract adjoining the City of Austin and the south line of said West $17^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} 24^{\prime \prime}$ East, over and across said West $17^{\text {th }}$ Street and along the east line of said Colorado Street, for a distance of 60.01 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set on the north right-of-way of said West $17^{\text {th }}$ Street, also being the southwest corner of Outlet 44, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, and being the intersection of the east line of said Colorado Street and the north line of said West $17^{\text {th }}$ Street, from which a $1 / 2$ inch iron rod found (disturbed) bears North $69^{\circ} 47^{\prime} 03^{\prime \prime}$ West, a distance of 2.77 feet; THENCE, South $73^{\circ} 11^{\prime} 55^{\prime \prime}$ East, coincident with the north line of said $17^{\text {th }}$ Street and the south line of said Outlot 44, Division E, a distance of 340.17 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of said Outlot 44, Division E, being also the intersection of the west line of said Congress Avenue and the north line of said West $17^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} 41^{\prime \prime}$ East, coincident with the east line of said Outlot 44, Division E and the west line of said Congress Avenue, for a distance of 277.30 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being also the northeast corner of said Outlot 44, Division E, and being the intersection of the west line of said Congress Avenue and the south line of West $18^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $16^{\circ} 35^{\prime} 05^{\prime \prime}$ East, over and across said West $18^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of Outlot 43, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $18^{\text {th }}$ Street;

Exhibit " $\qquad$ $"$

Vacation
Congress Avenue, Original City of Austin Division "E", Government Outlots
Page 6 of 6 City of Austin, Texas

THENCE North $16^{\circ} 35^{\prime} 28^{\prime \prime}$ East, coincident with the east line of said Outlot 43, Division E and the west line of said Congress Avenue, for a distance of 320.09 feet to a PK nail with shiner stamped "CobbFendley" set for the northeast corner of said Outlot 43, Division E, and being the intersection of the west line of said Congress Avenue and the south line of said Martin Luther King, Jr. Boulevard;

THENCE South $73^{\circ} 21^{\prime} 23^{\prime \prime}$ East, over and across said Congress Avenue, along the south line of said Martin Luther King Jr. Boulevard for a distance of 120.00 feet to the said POINT OF BEGINNING and containing 4.44 acres of land.

## BEARING BASIS NOTE

The bearings described hereon are Texas State Plane Grid bearings (Texas Central Zone, NAD 83(2011), Project Scale Factor $=0.99989001$ (1.00011)). These coordinates were established from City of Austin reference point J -22-1001 having coordinate values $\mathrm{N}=10072706.64, \mathrm{E}=3113720.49$ and NGS Reference Monument BM0627 having coordinate values $\mathrm{N}=10072998.45, \mathrm{E}=3115440.41$.

Thomas Ruschkewicz


Registered Professional Land Surveyor
Texas Registration No. 6288


## REFERENCES

TCAD \# Congress Avenue and $17^{\text {th }}$ Street are public right-of-way with no parcel ID \# assigned.
AUSTIN GRID J-23

SKETCH TO ACCOMPANY LEGAL DESCRIPTION


## SKETCH TO ACCOMPANY LEGAL DESCRIPTION



NOTES: SEE SHEET NUMBER THREE


## SKETCH TO ACCOMPANY LEGAL DESCRIPTION

| Line Table |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Line \# | Direction | Length | Line \# | Direction | Length |
| L1 | S $16^{\circ} 35^{\prime} 28^{\prime \prime} \mathrm{W}$ | 320.45' | L13 | S $16^{\circ} 34^{\prime} 36{ }^{\prime \prime} \mathrm{W}$ | 279.22' |
| L2 | S $73^{\circ} 12^{\prime} 38^{\prime \prime} \mathrm{E}$ | 23.00' | L14 | N 73 ${ }^{\circ} 00^{\prime} 16^{\prime \prime} \mathrm{W}$ | 120.01' |
| L3 | S $16^{\circ} 35^{\prime} 04^{\prime \prime} \mathrm{W}$ | 60.01' | L15 | N 16 ${ }^{\circ} 34^{\prime} 36^{\prime \prime} \mathrm{E}$ | 278.65' |
| L4 | N73 ${ }^{\circ} 12^{\prime} 38^{\prime \prime} \mathrm{W}$ | 23.00' | L16 | N 16 ${ }^{\circ} 3^{\prime} 06^{\prime \prime} \mathrm{E}$ | 60.01' |
| L5 | S $16^{\circ} 34{ }^{\prime} 41^{\prime \prime} \mathrm{W}$ | 277.28 | L17 | N 16 ${ }^{\circ} 33^{\prime} 30^{\prime \prime} \mathrm{E}$ | 277.24 |
| L6 | S $73^{\circ} 11^{\prime} 56^{\prime \prime} \mathrm{E}$ | 170.02' | L18 | N 73*11'55" W | 340.16' |
| L7 | S $16^{\circ} 33^{\prime} 20^{\prime \prime} \mathrm{W}$ | 60.01 ${ }^{\prime}$ | L19 | N 16 ${ }^{\circ} 34^{\prime} 24^{\prime \prime}$ E | 60.01' |
| L8 | N730111'56" W | 170.03' | L20 | S $73^{\circ} 11^{\prime} 55^{\prime \prime} \mathrm{E}$ | 340.17' |
| L9 | S $16^{\circ} 33^{\prime} 37^{\prime \prime} \mathrm{W}$ | 277.07 | L21 | N $16^{\circ} 344^{\prime} 41^{\prime \prime} \mathrm{E}$ | 277.30' |
| L10 | $S 73{ }^{\circ} 21^{\prime} 01^{\prime \prime} \mathrm{E}$ | $23.00^{\prime}$ | L22 | N 16 ${ }^{\circ} 35^{\prime \prime} 05^{\prime \prime} \mathrm{E}$ | $60.01{ }^{1}$ |
| L11 | S $16^{\circ} 34^{\prime} 07^{\prime \prime} \mathrm{W}$ | $60.01{ }^{1}$ | L23 | N 16 ${ }^{\circ} 35^{\prime} 28^{\prime \prime}$ E | 320.09' |
| L12 | N 73 ${ }^{\circ} 1^{\prime} 01^{\prime \prime} \mathrm{W}$ | 23.00' | L24 | S $73^{\circ} 21^{\prime} 23^{\prime \prime} \mathrm{E}$ | 120.00' |

NOTES:

1. THE COORDINATES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, NAD83(2011) DATUM. THE BEARINGS SHOWN HEREON ARE GRID BEARINGS. THESE COORDINATES WERE ESTABLISHED FROM COA REFERENCE POINT J-22-1001 HAVING COORDINATE VALUES N: $10072706.64 \mathrm{E}: 3113720.49$ AND NGS REFERENCE POINT BM0627 HAVING COORDINATE VALUES N: 10072998.45, E: 3115440.41.
2. PROJECT SCALE FACTOR $=0.99989001$ (1.00011)
3. ALL DISTANCES SHOWN HEREON ARE SURFACE DISTANCES.
4. THIS SKETCH IS INTENDED TO SUPPORT A LEGAL DESCRIPTION PREPARED AND CERTIFIED BY THE SURVEYOR SHOWN BELOW THAT DIRECTLY COINCIDES WTH THE INFORMATION DELINEATED HEREON. THE CERTIFYING SURVEYOR SHALL NOT BE HELD LIABLE NOR RESPONSIBLE FOR THE CONTENT SHOWN HEREON IF IT IS NOT ATTACHED AND REFERRED TO BY SAID PREPARED LEGAL DESCRIPTION.

EASEMENTS:

1. LICENSE AGREEMENT FOR ENCROACHMENT, DOCUMENT NUMBER 1999146003 , OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TX
2. LICENSE AGREEMENT FOR ENCROACHMENT OF PRIVATE UTILITIES, VOLUME 8090, PAGE 409, DEED RECORDS, TRAVIS COUNTY, TX.
3. LICENSE AGREEMENT FOR BURIED CABLES, VOLUME 9469 , PAGE 45, REAL PROPERTY RECORDS, TRAVIS COUNTY. TX.

THOMAS RUSCHKEWICZ
REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS REGISTRATION NO. 6288


REVISIONS:
01/15/2018 - ADD OWNERSHIP OUTLOT 45
04/17/2018 - ADD NEW TFC TRACT
04/27/2018 - COA COMMENTS
05/16/2018 - RECORDING INFORMATION

## SURVEY LEGEND

$\triangle$
PK NAIL WITH "CobbFendley" WASHER SET RECORD INFORMATION POINT OF BEGINNING POINT OF REFERENCE PARCEL TCAD NUNBER DEED RECORDS TRAVIS COUNTY,TEXAS PLAT RECORDS TRAVIS COUNTY,TEXAS REAL PROPERTY RECORDS TRAVIS COUNTY,TEXAS OFFIGIAL PUBLIC RECORDS TRAVIS COUNTY,TEXAS RIGHT OF WAY

## After recording return to:

## City of Austin

Office of Real Estate Services, $13^{\text {th }}$ Floor
P.O. Box 1088

Austin, Texas 78767
Attn: Kim Vasquez
F\#9961-1805
Texas Facilities Commission

## Exhibit List:

Exhibit A Alley Vacation Survey

Recorders Memorandum-At the time of recordation this instrument was found to be inadequate for the best reprodiction, because of illegibility, carbon or photocopy. discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

## FILED AND RECORDED

official public records


ALONZOM: $\$ 70.00$
Dana DeBeauvoir, County Clerk
Travis County TEXAS

# THE STATE OF TEXAS § 

COUNTY OF TRAVIS §

I, Jannette S. Goodall, City Clerk of the City of Austin, Texas, do hereby certify that the foregoing instrument is a true and correct copy of Ordinance Number 20180809-030, which consists of one page, and an Exhibit A, consisting of nine pages, for a total of ten pages, as approved by the City Council of Austin, Texas, at a Regular Meeting on the $9^{\text {th }}$ day of August, 2018, as on file in the Office of the City Clerk.

WITNESS my hand and official seal of the City of Austin at Austin, Texas, this $17^{\text {th }}$ day of August, 2018.


AN ORDINANCE VACATING APPROXIMATELY 4.44 ACRES OF RIGHT-OFWAY BEING CERTAIN PORTIONS OF CONGRESS AVENUE, $16{ }^{\text {TH }}$ STREET, $17^{\text {th }}$ STREET, AND $18{ }^{\text {TH }}$ STREET, ALL OUT OF DIVISION E OF THE GOVERNMENT TRACT ADJOINING THE ORIGINAL CITY OF AUSTIN, TO THE TEXAS FACILITIES COMMISSION.

## BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Council approves the vacation of approximately 4.44 acres of right-of-way, being certain portions of Congress Avenue, $16^{\mathrm{th}}$ Street, $17^{\text {th }}$ Street, and $18^{\text {th }}$ Street, all out of Division E of the Government Tract adjoining the Original City of Austin, to the Texas Facilities Commission, described in Exhibit A, which is attached to and incorporated as part of this ordinance.

PART 2. Council waives City Code Section 14-11-75, which requires payment for the vacation of the right-of-way.

PART 3. This ordinance takes effect on August 20, 2018.
PASSED AND APPROVED

Aug 9, 2018 , 2018


APPROVED:


Exhibit "


Vacation - rev5<br>Congress Avenue, Original City of Austin<br>Division " $E^{\prime \prime}$, Government Outlots<br>City of Austin, Texas

## LEGAL DESCRIPTION


#### Abstract

DESCRIPTION OF 4.44 ACRE TRACT OF LAND, SITUATED WTTHN THE THOMAS d. CHAMBERS GRANT ABSTRACT NO, 7, FILE NUMBER SC 000130:16, PATENT NUMBER 216, PATENT VOLUME 30, PAGE 909, AND BEING WITHIN THE SAM GOCHER :SURVEY ABSTRACT: NO. 316, AS RECORDED IN THE GENERAL LAND OFFICE OF TEXAS; IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS. BEING ALL OF CONGRESS AVENUE, A 120 FOOT WIDE RIĠHT-OF-WAY, LYING BETWEEN THE NORTHंH RIĠHT-OF-WAY LINE OF $15{ }^{\text {TH }}$ STREET, ALSO KNOWN AS NORTH AVENUE AND THE SOUTH RIGHT-OF-WAY LINE OF MARTIN LUTHER KING, JR. BOULEVARD, ALSO KNOWN AS MAGNOLIA STREET AND EAST $19^{\text {TH }}$ STREĖT, TOGETHER WITH A PORTION OF EAST 18 ${ }^{\text {TH }}$ STREET, ALSO KNOWN AS CHESTNUT STREET, EAST AND WEST $17^{\text {TH }}$ STREET, ALSO KNOWN AS LINDEN STREET, AND EAST $16^{\text {TH }}$ STREET, ALSO KNOWN AS CHERRY STREET, AS SHOWN ON "A TOPOGRAPHICAL MAP OF THE GOVERNMENT TRACT ADJOINING THE CITY OF AUSTIN", MAP 2178 ON FILE IN THE GENERAL LAND OFFICE AND AS DEDICATED ACCORDING TO AN ACT OF CONGRESS PASSED ON JANUARY 5, 1840, AND FURTHER DEFINED BY CITY OF AUSTIN STREET LINE ORDINANCES DATED AUGUST $4^{\text {TH }}$; 1910. SAID 4.44 ACRE TRACT AS DEPICTED. ON THE ACCOMPANYING DRAWING ENTITLED "VACATION OF CONGRESS AVENUE RIGHT-OFWAY AND A PORTION OF $16^{T H}, 17^{\text {TH }}$ AND $18^{\text {TH }}$ STREET RIGHT-OF-WAY", BEING MORE PARTICULARLY DESCRIBED IN METES AND BOUNDS AS FOLLOWS:


BEGINNING at a PK nail with shiner stamped "CobbFendley" set for the intersection of the east line of said Congress Avenue and the south line of Martin Luther King, Jr. Boulevard and being the north west corner of Outlot 50, Division E, Louis Horst's Outlots in Division D and Division E, of record in Volume Z, Page 594 of the Deed Records of Travis County, Texas, sald Beginning Point having a Texas State Plane Coordinate, Central Zone, Grid Value of $\mathrm{N}=\mathbf{1 0 , 0 7 5 , 3 0 1 . 5 1}$ and $\mathrm{E}=\mathbf{3 , 1 1 5 , 7 2 7 . 7 3 ;}$

THENCE South $16^{\circ} 35^{\prime} 28^{\prime \prime}$ West, coincident with the west line of said Outiot 50 , Division E and the east line of said Congress Avenue, for a distance of 320.45 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 50, Division $E$, being also the intersection of the east line of said Congress Avenue and the north line of East $18^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a $3 / 16$-inch iron rod in concrete found and held for the intersection of the centerline of said Congress Avenue and the

Exhibit "

Page 2 of 6

Vacation<br>Congress Avenue, Original City of Austin<br>Division "E", Gọvernment Outlots<br>City of Austin, Texas

A "
centerline of said East $18^{\text {th }}$ Ștreet bears South $80^{\circ} 11^{\prime} 05^{\prime \prime}$ West at a distance of 67.00 feet, said $3 / 16$-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $N=10,074,983.02$ and $\mathbf{E}=$ 3,115,570.23;

THENCE South $73^{\circ} 12^{\prime} 38^{\prime \prime}$ East, coincident with the south line of said Outlot 50, Division E and said north line of East $18^{\text {th }}$ Street, for a distance of 23.00 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley"

THENCE South $16^{\circ} 35^{\prime} 04^{\prime \prime}$ West, över and across said East $18^{\text {th }}$ Street, for a distance of 60.01 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set on the south right-of-way line of said East $18^{\text {th }}$ Street, being also in the north line of Outlot 49, Division E of said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $73^{\circ} 12^{\prime} 38^{\prime \prime}$ West, coincident with said south line of East $18^{\text {th }}$ Street and said north line of Outlot 49, Division E, for a distance of 23.00 feet to a $1 / 2$ inch Iron rod with cap stamped "CobbFendiey" set for the northwest corner of Outlot 49, Division E of said Original City of Austin, being also the intersection of the east line of said Congress Avenue and the south line of said East $18^{\text {th }}$ Street;

THENCE South $16^{\circ} 34^{\prime} 41^{\prime \prime}$ West, coincident with the west line of said Outlot 49, Division E and the east line of said Congress Avenue, for a distance of 277.28 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 49, Division E, being also the intersection of the east line of said Congress Avenue and the north line of East $17^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a 3/16-inch iron rod in concrete found and heid for the. intersection of the centerline of said Congress Avenue and the centerline of said Ėast $17^{\text {th }}$ Street bears South $80^{\circ} 11^{\prime} 30^{\prime \prime}$ West a distance of 66.99 feet, said $3 / 16$-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $N=10,074,659.80$ and $E=$ 3,115,474.01;

THENCE South $73^{\circ} 11^{\prime} 56^{\prime \prime}$ East, coincident with the south line of said Ouitlot.49, Division E and north line of said East $17^{\text {th }}$ Street right-of-way, for a distance of 170.02 feet to a $1 / 2$ inch iron rod with cap stamped ."CobbFendley" set;

THENCE South $16^{\circ} 33^{\prime} 20^{\prime \prime}$. West, over and across said East $17^{\text {th }}$ Street, for a distance of 60.01 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set on the south line of said East $17^{\text {th }}$ Street, being also the

## Exhibit <br> $\qquad$ A "

Page 3 of 6

Vacation<br>Congress Averiue, Original City of Austin<br>Division "E", Government Outlots<br>City of Austin, Texas

north line of Outlot 48, Division E, of the Subdivision of Block 48, Division E City of Austin recorded in Volume 1, Page 98 of the Plat Records of Travis County, Texas;

THENCE North $73^{\circ} 11^{\prime} 56^{\prime \prime}$ West, coincident with the south line of said East $17^{\text {th }}$ Street and north line of said Outlot 48, Division E, for a distance of 170.03 feet to a PK nail with shiner stamped "CobbFendley" set for the northwest comer of said Outlot 48, Division E, being also the intersection of the east line of. said Congress Avenue and the south line of said East 17 ${ }^{\text {th }}$ Street;

THENCE South $16^{\circ} 33^{\prime} 37^{\prime \prime}$ West, coincident with the west line of said Outlot 48 , Division E and the east line of said Congress Avenue, for a distance of 277.07 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being the southwest corner of said Outlot 48, Division E, being also the intersection of the east line of said Congress Avenue and the north line of East $16^{\text {th }}$. Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin, from which a 3/16-inch iron rod in concrete found and held for the intersection of the centerline of said Congress Avenue and the centerline of said East $16^{\text {th }}$ Street bears South $80^{\circ} 04^{\prime} 01^{\prime \prime}$ West at a distance of 67.05 feet, said 3/16-inch iron rod having a Texas State Plane Coordinate, Central Zone, Grid Value of $N=10,074,336.59$ and $E=$ 3,115,377.90;

THENTCE South $73^{\circ} 21^{\prime} 01^{\prime \prime}$ East, coincident with the south line of said Outlot 48, Division E and the north line of said East $16^{\text {th }}$ Street, for a distance of 23.00 feet to a PK nail with shiner stamped "CobbFendley" set;

THENCE South $16^{\circ} 34^{\prime} 07^{\prime \prime}$ West, over and across said East $16^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendley" set on the south right-of-way line of said East $16^{\text {th }}$ Street, being also the north line of Outlot 47, Division E of said Original City of Austin;

THENCE North $73^{\circ} 21^{\prime \prime} 01^{\prime \prime}$ West, with the south line of said East $16^{\text {th }}$ Street and north line of said Outlot: 47, Division E, for a distance of 23.00 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set for the northwest corner of said Outlot 47, Division E, being also the intersection of the east line of said Congress Avenue and the south line of said East $16^{\text {th }}$ Street;

Exhibit "
Vacation
Congress Avenue, Original City of Austin Division "E"; G̣perriment Outlots
Page 4 of 6 City of Austin, Texas

THENCE South $16^{\circ} 34^{\prime} 36^{\prime \prime}$ West, coincident with the west line of said Outlot 47, Division E and the east line of said Congress Avenue, for a distance of 279.22 feet to a PK nail with shiner stamped "CobbFendley" set, being also the southwest corner of said Outlot 47, Division E, and being the intersection of the east line of said Congress Avenue and the north line of East $15^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $73^{\circ} 00^{\prime} 16^{\prime \prime}$ West, over and across said Congress Avenue, along the north line of said West $15^{\text {th }}$ Street, for a distance of 120.01 feet to a PK nail with shiner stamped "CobbFendle $\gamma^{\prime \prime}$ set for the southeast corner of Outlot 46, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $\mathbf{1 5}^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} 36^{\prime \prime}$ East, coincident.with the east line of said Outlot 46, Division E and the west line of said Congress Avenue, for a distance of 278.65 feet to a $\mathbf{1 / 2}$ inch iron rod found for an angle point, being also the northeast corner of said Outlot 46 , Division $E$, and being the intersection of the west line of said Congress Avenue and the south line of West $16^{\text {th }}$ Street, as dedicated with said Original City of Austin;

THENCE North $16^{\circ} 34^{\prime} 06^{\prime \prime}$ East, over and across said West $16^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of Outiot 45, Divișion E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $16^{\text {th }}$ Street;

THENCE North $16^{\circ} 33^{\prime} 30^{\prime \prime}$ East, coincident with the east line of said Outlot 45, Division E and the west line of said Congress Avenue, for a distance of 277.24 feet to a PK nail with shiner stamped "CobbFendler" set for an angle point, being also the northeast corner of said Outlot 45, Division E, and being the intersection of the west line of said Congress Avenue and the south line of West $17^{\text {th }}$ Street, as dedicated with said Original City of Austin;

Vacation
Congress Avenue, Original City of Austin
Division " E ", Government Outlots
City of Austin, Texas
Page 5 of 6
THENCE North $73^{\circ} 11^{\prime} 55^{\prime \prime}$ West, coincident with the north line of said Outlot 45 , Division E and south line of said East $17^{\text {d }}$ Street right-of-way, for a distance of 340.16 feet to PK nail with shiner stamped "CobbFendley" set for the northwest corner of said Outlot 45, Division E, and being the intersection of the east right-of-way line of Colorado Street as shown on said Topographical Map of the Government Tract adjoining the City of Austin and the south line of said West $17^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} 24^{\prime \prime}$. East, over and across said West $17^{\text {th }}$ Street and along the east line of said Colorado Street, for a distance of 60.01 feet to a $1 / 2$ inch iron rod with cap stamped "CobbFendley" set on the north right-of-way of said West $17^{\text {th }}$. Street, also being the southwest corner of Outlot 44, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, and being the intersection of the east line of said Colorado Street and the north line of said West $17^{\text {th }}$ Street, from which a $1 / 2$ inch iron rod found (disturbed) bears North $69^{\circ} 47^{\prime} 03^{\prime \prime}$ West, a distance of 2.77 feet; THENCE, South $73^{\circ} 11^{\prime} 55^{\prime \prime}$ East, coincident with the north line of said $17^{\text {th }}$ Street and the south line of said Outlot 44, Division E, a distance of 340.17 feet to a PK nail with shiner stamped "CobbFendley" set for the southeast corner of said Outlot 44, Division E, being also the intersection of the west line of said Congress Avenue and the north line of said West $17^{\text {th }}$ Street;

THENCE North $16^{\circ} 34^{\prime} \mathbf{4 1 "}$ East, coincident with the east line of said Outlot 44, Division E and the west line of said Congress Avenue, for a distance of 277.30 feet to a PK nail with shiner stamped "CobbFendley" set for an angle point, being also the northeast corner of said Outlot 44, Division E , and being the intersection of the west line of said Congress Avenue and the south line of West $18^{\text {th }}$ Street, as shown on said Topographical Map of the Government Tract adjoining the City of Austin;

THENCE North $16^{\circ} \mathbf{3 5}$ ' $05^{\prime \prime}$ East, over and across said West $\mathbf{1 8}^{\text {th }}$ Street, for a distance of 60.01 feet to a PK nail with shiner stamped "CobbFendiey". set for the southeast corner of Outlot 43, Division E of said Topographical Map of the Government Tract adjoining the City of Austin, being also the intersection of the west line of said Congress Avenue and the north line of said West $18^{\text {th }}$ Street; $"$

Vacation
Congress Avenue, Original City of Austin
Division "E", Government Outlots
City of Austin, Texas
THENCE North $16^{\circ} 35^{\prime} 28^{\prime \prime}$ East, coincident with the east line of said Outlot 43, Division E and the west line of said Congress Avenue, for a distance of 320.09 feet to a PK nail with shiner stamped "Cobbfendley" set for the northeast corner of said Outlot 43, Division E, and being the intersection of the west line of said Congress Avenue and the south line of said Martin Luther King, Jr. Boulevard;

THENCE South $73^{\circ} 21^{\prime} 23^{\prime \prime}$ East, over and across said Congress Avenue, along the south line of said Martin Luther King Jr. Boulevard for a distance of 120.00 feet to the said POINT OF BEGINNING and containing 4.44 acres of land.

## BEARING BASIS NOTE

The bearings described hereon are Texas State Plane Grid bearings (Texas Central Zone, NAD 83(2011), Project Scale Factor $=0.99989001$ (1.00011)). These coordinates were established from City of Austin reference point J-22-1001 having coordinate values $N=10072706.64, E=3113720.49$ and $N G S$ Reference Monument BM0627 having coordinate values $\mathbb{N}=10072998.45, \mathrm{E}=3115440.41$.

Thomas Ruschkewicz
Registered Professional Land Surveyor
Texas Registration No. 6288


## REFERENCES

TCAD \# Congress Avenue and $17^{\text {th }}$ Street are public right-of-way with no parcel ID \# assigned.
AUSTIN GRID J-23

## SKETCH TO ACCOMPANY LEGAL DESCRIPTION



## SKETCH TO ACCOMPANY LEGAL DESCRIPTION


SKEICH TO ACCOMPANY LEGAL DESCRIPTION

| Line Table |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Line \# | Orection | Lenigth | Line \% | Direction | Length |
| 1.1 | S $16^{\circ} 35^{\prime 2} 8^{\prime \prime} \mathrm{W}$ | 320.45' | L. 13 | S 16**34*36"W | 279.22 |
| 12 | $S 73^{\circ} 12{ }^{\prime} 38^{\prime \prime} \mathrm{E}$ | $23.00^{\circ}$ | L14 | N73000'16" ${ }^{\circ}$ | 120.01 ${ }^{1}$ |
| 13 | S $16^{\circ 35}{ }^{\prime} 04^{\prime \prime} \mathrm{W}$ | 60.01: | L15 | N 16.34'36" E | 278.65' |
| L4 | N 73912'38"W | 23.00 | 4.16 | N 16934'06' ${ }^{\circ}$ | 60.01 |
| L5 | S 160 $344^{\prime \prime} 1^{\prime \prime} \mathrm{W}$ | 277.28 | 117 | N 16.33330' E | 277.24' |
| L | S $73^{\circ} 11^{\prime} 56^{\circ} \mathrm{E}$ | 470.02 | L18 | N $73^{\circ} 11{ }^{\prime} 55^{\prime \prime}$ W | 340.16' |
| L7 | S $16^{\circ} 33{ }^{\prime} 20^{\text {n }}$ W | $60.01{ }^{\prime}$ | L19 | N 16*3424" ${ }^{\circ}$ | 80.01' |
| Ls | N 73 ${ }^{\circ} 11^{\prime} 56^{\prime \prime}$ W | 170.03' | 120 | S 73'11'55" E | 340.17' |
| 19 | S $16^{\circ} 33{ }^{\prime} 37^{\circ} \mathrm{W}$ | 277.07 | 121 | N 1634'41" E | '277.30' |
| L10 | S 73'2101'E | $23.00^{\circ}$ | 122 | N 16035005" E | $60.01{ }^{1}$ |
| L11 | S 1603407 ${ }^{\prime \prime}$ W | $60.01{ }^{\circ}$ | 123 | N 16*35'28" E | 320.09' |
| L12 | N 73 $2101^{\circ} \mathrm{W}$ | $23.00^{\circ}$ | 124 | S 73'21'23' E | 120.00' |

SURVEY LEGEND
$\triangle$ PK NALL WTTH "CobibFendiay" WASHER SET
O 1/2"IRON ROD WITH "CFA R ASSOC." CAP SET

- Vocotion-REV4a.tur - Jot SHEET 3- Phatiod: 3/15/2018 1:59 PM By: OAMD•ROCERS
NOTES: BM0627 HAVANG COORDINATE VALUES N: 10072998.45, E:3115440.41.

2. $\cdot$ PROJECT SCALE FACTOR $=0.99989001$ (1.00011)
3. ALI DISTANCES SHOUN HEREON ARE SURFACE DISTANCES.
4. THIS SKETCH IS INTENDED TO SUPPORT.A LEGAL DESCRIPTION PREPARED AND CERTIFIED BY THE SURVEYOR SHOWN BELOW LIABLE NOR RESPONSIBLE FOR THE CONTENT SHOWN HEREON IF IT IS NÖT ATTACHED AND REFERRED TO BY SAID PREPARED LEGAL DESCRIPTION.
EASEMENTS:
5. LICENSE AGREEMENT FOR ENCROACHMENT, DOCUMENT NUMBER 1999146003, OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TX.
6. LICENSE AGREEMENT FOR ENCROACHMENT OF PRIVATE UTILITIES, VOLUME 8090, PAGE 409, DEED RECORDS, TRAVIS COUNTY, TX.
REVISIONS
01/15/2018 - ADD OWNERSHIP OUTLOT 45
04/17/2018 - ADD NEW TFC TRACT
04/27/2018 - COA COMMENTS
05/16/2018-RECORDING INFORMATION

7. THE COORDINATES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDNATE SYSTEM, CENTRAL ZONE NADA3(2011) DATUM. THE BEARINGS SHOWN HEREON ARE GRID BEARINGS. THESE COOROINATES WERE ESTABLISHED FROM COA REFERENCE POUNT J -22-1001 HAVING COORDINATE VALUES N: $10072706.64 \mathrm{E} \cdot 3113720.49$ AND NGS REFERENCE POINT THAT DIRECTLY CONCIDES WITH THE INFORMATHN DELINEATED HEREON. THE CERTIFYNG SURVEYOR SHALL NOT BE HELD
8. LICENSE AGREEMENT FOR BURIED CABLES, VOLUME 9469, PAGE 45, REAL PROPERTY RECORDS, TRAVIS COUNDY. TX.

THOMAS RUSCHKEWMCZ REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS REGISTRATION NO. 6288


- MONUMENT FOUND (AS NOTED)
- HARL FOUND \{AS NOTED)
-     - $x^{-1}$ cut in concrete found
() PIPE FOUND (SITE AS NOTED)
- IRON ROD FOUND (AS NOTED)
(x) EASEment reference number
() record informaton
pob point of beginaing
POR POINT OF REFERENCE
XXXXXX PARCEL TCAD NUMBER
D.R.T.C.TX DEED RECORDS TRAVIS COUNTY,TEXAS
P.R.T.C.TX PLAT RECORDS TRAVIS COUNTY,TEXAS
R.P.R.T.C.TX REAL PROPERTY RECOROS

REAL PROPERTVRECROS

## Roturn

city of austin
PO BOX 1088 ATTN: KIM VASQUEZ AUSTIN TX 78767

Recorders Memorandum-At the time of recordation this instrument was found to be inadequate for the best reproduction, because of illegibility, carbon or photocopy, discolored paper, etc. All blockouts; additions and changes were present at the time the instrument was filed and recorded.

## FILED AND RECORDED



