

**RESOLUTION NO. R-2010-17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS AGREEING TO THE SALE OF CERTAIN PROPERTY LOCATED WITHIN TYLER CITY LIMITS AND OWNED BY TAXING ENTITIES INCLUDING THE CITY OF TYLER AS THE RESULT OF A TAX SALE: AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the taxing entities, including the City of Tyler, Smith County, Texas, have become the owners of certain real property by virtue of the foreclosure sale conducted by the Sheriff pursuant to an order of the District Court as set out in the attachments described below: and

**WHEREAS**, all taxing entities involved in the below-referenced causes must consent to the sale of the described real property; and


**WHEREAS**, it is to the benefit of all taxing entities involved that the property be returned to its respective tax rolls;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1:** That the Mayor be and is hereby directed and authorized to execute the deed and any and all documents necessary to convey the real property referred to in a District Court Order in **CAUSE NO. 18,703-A: TRACT 1, A TRACT OF LAND 120 FEET BY 111 FEET IN THE CITY OF TYLER, SMITH COUNTY, TEXAS, DESIGNATED AS LOTS 3-A, 2-B, MCCLENDON ADDITION, ON THE TAX ROLLS OF THE CITY OF TYLER, COMMONLY KNOWN AS 1207 AND 1209 EAST ELM STREET, BEING MORE PARTICULARLY DESCRIBED AS TRACT ONE IN VOLUME 2159, PAGE 427, LAND RECORDS OF SMITH COUNTY, TEXAS (ACCT. #1-50000-0532-00-003000 & 1-50000-0532-00-035000, TYLER ISD, CITY OF TYLER, TYLER JR. COLLEGE & SMITH COUNTY) (LOCATION: 1207 & 1209 E. ELM)** to the buyer for and in consideration of the cash bid; all as described in the attached Exhibit "A", said monies to be distributed pursuant to Section 34.05 of the Texas Property Tax Code.

**PART 2:** That this resolution shall take effect immediately upon adoption.

**ADOPTED** this 14<sup>th</sup> day of July, 2010.

  
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**BARBARA BASS, MAYOR**  
**CITY OF TYLER, TEXAS**

**ATTEST:**

  
\_\_\_\_\_  
**CASSANDRA BRAGER, CITY CLERK**

**APPROVED:**

  
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**GARY C. LANDERS, CITY ATTORNEY**



**EXHIBIT "A" TO RESOLUTION R-2010-17**

**Cause No.** 18,703-A

**Date of Tax Sale** November 4, 2008

**Taxes Due:** \$2,716.95 (TISD)  
\$882.12 (City of Tyler)  
\$480.27 (Smith County)  
\$251.91 (Tyler Junior College)

**Adjudged Value** \$18,400.00

**Acct. No.** 150000053200003000 &  
1500000532000035000

**Present Bid** \$5,500.00

**Bidder** Manuel Esparza  
1206 S. Peach  
Tyler, TX 75701

**PROPERTY DESCRIPTION**

**TRACT 1**

**A TRACT OF LAND 120 FEET BY 111 FEET IN THE CITY OF TYLER, SMITH COUNTY, TEXAS, DESIGNATED AS LOTS 3-A, 2-B, MCCLENDON ADDITION, ON THE TAX ROLLS OF THE CITY OF TYLER, COMMONLY KNOWN AS 1207 AND 1209 EAST ELM STREET, BEING MORE PARTICULARLY DESCRIBED AS TRACT ONE IN VOLUME 2159, PAGE 427, LAND RECORDS OF SMITH COUNTY, TEXAS (ACCT. #1-50000-0532-00-003000 & 1-50000-0532-00-035000, TYLER ISD, CITY OF TYLER, TYLER JR. COLLEGE & SMITH COUNTY) (LOCATION: 1207 & 1209 E ELM)**