

**RESOLUTION NO. R-2016-22**

**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. 24,108-B: THE EAST ONE-HALF OF LOT 6, BLOCK 20, NOW KNOWN AS LOT 11, NEW CITY BLOCK 132, WIMBERLY, DOUGLAS AND PHILIPS ADDITION, AN ADDITION TO THE CITY OF TYLER, SMITH COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 88, PAGES 4 AND 5, DEED RECORDS OF SMITH COUNTY, TEXAS, NOW RECORDED IN CABINET "C", SLIDE 33, MAP RECORDS OF SMITH COUNTY, TEXAS. (Acct. 150000013200011000)** 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.

**PASSED AND APPROVED** on this the 8<sup>th</sup> day of June, 2016.

  
MARTIN HENNES, MAYOR  
CITY OF TYLER, TEXAS

ATTEST:

APPROVED:

  
CASSANDRA BRAGER, CITY CLERK

  
DEBORAH G. PULLUM,  
CITY ATTORNEY



**EXHIBIT "A" TO RESOLUTION R-2016-22**

<b>Cause No.</b>	<b>24,108-B</b>
<b>Date of Tax Sale</b>	<b>September 3, 2013</b>
<b>Taxes Due:</b>	<b>\$3,733.47 Tyler Independent School District</b> <b>\$688.69 Smith County</b> <b>\$351.52 Tyler Junior College</b> <b>\$888.64 City of Tyler</b>
<b>Adjudged Value</b>	<b>\$5,240.00</b>
<b>Acct. No.</b>	<b>150000013200011000</b>
<b>Present Bid</b>	<b>\$2,700.00</b>
<b>Bidder</b>	<b>Maria Haydee Bautista Flores</b> <b>1314 E. Oakwood Street</b> <b>Tyler, Texas 75702</b>

***PROPERTY DESCRIPTION***

**THE EAST ONE-HALF OF LOT 6, BLOCK 20, NOW KNOWN AS LOT 11, NEW CITY BLOCK 132, WIMBERLY, DOUGLAS AND PHILIPS ADDITION, AN ADDITION TO THE CITY OF TYLER, SMITH COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 88, PAGES 4 AND 5, DEED RECORDS OF SMITH COUNTY, TEXAS, NOW RECORDED IN CABINET 'C', SLIDE 33, MAP RECORDS OF SMITH COUNTY, TEXAS**

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.

**TAX RESALE DEED**

STATE OF TEXAS

X

X

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF SMITH

X

That **CITY OF TYLER, TRUSTEE, SMITH COUNTY, TYLER JUNIOR COLLEGE, AND TYLER INDEPENDENT SCHOOL DISTRICT**, acting through the presiding officer of its governing body, hereunto duly authorized by resolution and order of each respective governing body which is duly recorded in their official Minutes, hereinafter called grantors, for and in consideration of the sum of **\$2,700.00** cash in hand paid by

**MARIA HAYDEE BAUTISTA FLORES  
1314 E. OAKWOOD ST.  
TYLER, TEXAS 75702**

hereinafter called grantee(s), the receipt of which is acknowledged and confessed, have quitclaimed and by these presents do quitclaim unto said grantee(s) all of the right, title and interest of grantor and all other taxing units interested in the tax foreclosure judgment against the property herein described, acquired by tax foreclosure sale heretofore held under **Suit No. 24,108-B, City Of Tyler, Et Al vs. Lovis Mumphrey, Et Al**, in the district court of said county, said property being located in Smith County, Texas, and described as follows:

**THE EAST ONE-HALF OF LOT 6, BLOCK 20, NOW KNOWN AS LOT 11, NEW CITY BLOCK 132, WIMBERLY, DOUGLAS AND PHILIPS ADDITION, AN ADDITION TO THE CITY OF TYLER, SMITH COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME 88, PAGES 4 AND 5, DEED RECORDS OF SMITH COUNTY, TEXAS, NOW RECORDED IN CABINET 'C', SLIDE 33, MAP RECORDS OF SMITH COUNTY, TEXAS (Acct. 150000013200011000)**

TO HAVE AND TO HOLD the said premises, together with all and singular the rights, privileges, and appurtenances thereto in any manner belonging unto the said grantee(s), their heirs and assigns forever, so that neither the grantors, nor any other taxing unit interested in said tax foreclosure judgment, nor any person claiming under it and them, shall at any time hereafter have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part thereof.

Taxes for the present year are to be paid by grantee(s) herein.

This deed is given expressly subject to recorded restrictive covenants running with the land, and valid easements of record as of the date of this sale, if such covenants or easements were recorded prior to January 1 of the year the tax lien(s) arose.

IN TESTIMONY WHEREOF CITY OF TYLER has caused these presents to be executed this 14th  
day of June, 2016.

CITY OF TYLER

By: \_\_\_\_\_

Martin Heines  
Mayor

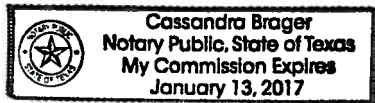
STATE OF TEXAS

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COUNTY OF SMITH

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This instrument was acknowledged before me on this 14th day of June, 2016,  
by Martin Heines, Mayor of the **CITY OF TYLER**.



Cassandra Brager  
Printed Name: CASSANDRA BRAGER  
Notary Public, State of Texas  
My Commission Expires: \_\_\_\_\_

AFTER RECORDING RETURN TO:

MARIA HAYDEE BAUTISTA FLORES  
1314 E. OAKWOOD ST.  
TYLER, TEXAS 75702