

**RESOLUTION NO. R-2015-19**

**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. 21,846-A: BEING LOT 9, BLOCK 325, PART OF THE MEDLIN ADDITION, CITY OF TYLER, LOCATED AT 420 ROSS AVENUE, AS DESCRIBED IN WARRANTY DEED FROM TROY PIERCE AND ELLEN D. PIERCE TO ROY LEE PIERCE, RECORDED IN VOLUME 3165, PAGE 443, ON INSTRUMENT FILED OCTOBER 28, 1991, DEED RECORDS OF SMITH COUNTY, TEXAS AND BEING FURTHER IDENTIFIED ON THE TAX ROLLS AND RECORDS OF TYLER INDEPENDENT SCHOOL DISTRICT UNDER ACCOUNT NUMBER 150000032500009000** 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** on this 22<sup>nd</sup> day of July, 2015.

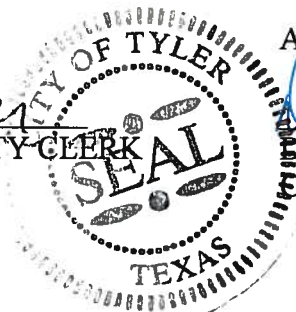
  
EDWARD MOORE, MAYOR PRO TEM  
CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK

APPROVED:

  
DEBORAH G. PULLUM,  
CITY ATTORNEY



**EXHIBIT "A" TO RESOLUTION R-2015-19**

<b>Cause No.</b>	<b>21,846-A</b>
<b>Date of Tax Sale</b>	<b>May 4, 2008</b>
<b>Taxes Due:</b>	<b>\$1800.64 Tyler Independent School District \$323.01 Smith County \$161.76 Tyler Junior College \$445.21 City of Tyler</b>
<b>Adjudged Value</b>	<b>\$4,100.00</b>
<b>Acct. No.</b>	<b>150000032500009000</b>
<b>Present Bid</b>	<b>\$1,800.00</b>
<b>Bidder</b>	<b>Michael S. Spigner 1526 Divinity Street Las Vegas, NV 89142</b>

***PROPERTY DESCRIPTION***

**BEING LOT 9, BLOCK 325, PART OF THE MEDLIN ADDITION, CITY OF TYLER, LOCATED AT 420 ROSS, AS DESCRIBED IN WARRANTY DEED FROM TROY PIERCE AND ELLEN D. PIERCE TO ROY LEE PIERCE, RECORDED IN VOLUME 3165, PAGE 443, ON INSTRUMENT FILED OCTOBER 28, 1991, DEED RECORDS OF SMITH COUNTY, TEXAS AND BEING FURTHER IDENTIFIED ON THE TAX ROLLS AND RECORDS OF TYLER INDEPENDENT SCHOOL DISTRICT UNDER ACCOUNT NUMBER 150000032500009000**

LINEBARGER GOGGAN BLAIR & SAMPSON, LLP  
ATTORNEYS AT LAW  
1517 W. FRONT ST., SUITE 202  
TYLER, TX 75702

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Telephone (903) 597-2897  
FAX (903) 597-2402

May \_\_\_\_, 2015

Deborah G. Pullum, City Attorney  
City of Tyler  
212 N. Bonner  
Tyler, Texas 75702

**Re: Resolutions for Council Action  
Cause No. 21,846-A, Tyler Independent School District vs. Roy Lee Pierce (Tax Resale  
Property)**

Dear Ms. Pullum:

Enclosed for the earliest Tyler City Council meeting are resolutions authorizing the Mayor to approve the bid for the sale of the above Struck-off properties. The bidders and the amounts being bid are stated in the attached exhibits.

The taxing entities in Smith County became owners of these properties by virtue of a tax foreclosure sale conducted by the Sheriff of Smith County, pursuant to an order of the court in this case.

If you have any questions, please call. Your help in this matter is greatly appreciated.

Very truly yours,

Jim L. Lambeth  
Attorney at Law

JLL/csf  
Enclosures

cc: Gary B. Barber Tax Assessor-Collector  
Smith County  
1517 W. Front Street  
Tyler, TX 75702  
**Cause No. 21,846-A, Tyler Independent School District vs. Roy Lee Pierce P182**

