

RESOLUTION NO. 2016-11-17C

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS, AUTHORIZING THE SALE OF A CERTAIN PROPERTY AS MORE FULLY DESCRIBED IN THIS RESOLUTION, PROVIDING THAT SUCH SALE OF THE PROPERTY IS THE RECOMMENDATION OF THE MAYOR AND CITY STAFF; THAT THE PROPERTY TO BE OFFERED FOR PUBLIC SALE BY THE CITY OF OVERTON BY SEALED BID; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Mayor and Staff has recommended that the property described below be offered for sale to the public by the City of Overton per Title 8 of the Local Government Code Chapter 272; and

WHEREAS, the City Council of the City of Overton, Texas, deems it in the public interests to authorize the sale of this property by sealed bid.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS;

SECTION 1. The City Council of the City of Overton, Texas, does hereby authorize that the property described herein is to be offered for sealed bid to the public by the City of Overton and that the City Manager is hereby authorized to execute a deed on behalf of this entity conveying all right, title and interest of the City of Overton, described parcel of real property located inside the City of Overton, Rusk County, Texas, and further that the minimum bid will be as set forth herein for the property:

PARCEL ID #	ACCT. NUMBER	ORIGINAL SHERIFF SALE	LEGAL DESCRIPTION	NEW MIN. BID
2721	03600-03220-00000-000000	09/01/2009	LOTS 22,23,24 AND THE WEST 3.3 FEET OF LOT 21, BLOCK 135, ORIGINAL TOWNSITE, CITY OF OVERTON, RUSK COUNTY, TEXAS	\$500.00

Section 2. This Resolution shall become effective from and after its adoption.



CITY OF OVERTON

C.R. Evans, Jr.
C.R. Evans, Jr., Mayor

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

Rachel Gafford
Rachel Gafford, City Secretary

Blake Thompson
Blake Thompson, City Attorney

EXHIBIT A
SHERIFF'S TAX DEED
TAX RESALE

00086145 VOL: 2957 PG: 312

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.

**SHERIFF'S TAX DEED
(TAX RESALE)**

STATE OF TEXAS X
X KNOW ALL MEN BY THESE PRESENTS
COUNTY OF RUSK X

That whereas, by virtue of a resolution of Rusk County, Trustee, Rusk County, Texas, and pursuant to Section 34.05 (c) of the Texas Property Tax Code, I, Danny Pirtle, Sheriff of Rusk County did advertise the below described property by giving public notice to the time and place of said sale by an advertisement in the English language, published once a week for three (3) consecutive weeks preceding such sale, the first publication appearing not less than (20) days immediately preceding the day of sale, beginning on June 14, 2009, in *The Henderson Daily News*, a newspaper published in the county of Rusk stating in said advertisement the time and place of sale, a description of the property to be sold, the suit under which the property was sold at the tax foreclosure sale, and the date of the tax foreclosure judgment, and on the first Tuesday in July, 2009, beginning at 1:00 p.m., sold and hereinafter described land or lots at public venue, at the Front Steps of the Courthouse of Rusk County, at which sale the premises hereafter described were struck off to

CITY OF OVERTON
DRAWER D
OVERTON, TX 75684

for the sum of \$100.00, they being the highest bidder therefor, and that being the highest bid for the same, NOW, THEREFORE, in consideration of the premises aforesaid, and of the payment of the aforesaid sum, the receipt of which is hereby acknowledged, I, as Sheriff, did Grant, Sell, and Convey, and by these presents do Grant, Sell, and Convey unto the said grantee all of the estate, right, title, and interest of Rusk County, Trustee, and all other taxing units interested in the tax foreclosure judgment of that certain suit, Cause No. 2002-160, Rusk County, et al vs. Dale Thurman McGuire, et al, against the property herein conveyed, acquired by tax foreclosure sale heretofore held, said property being located in Rusk County, and described as follows:

TRACT 2
LOTS 22, 23, 24 AND THE WEST 3.3 FEET OF LOT 21, BLOCK 135, ORIGINAL TOWNSITE, CITY OF OVERTON, RUSK COUNTY, TEXAS, AS DESCRIBED IN VOLUME 2505, PAGE 512, DEED RECORDS OF RUSK COUNTY, TEXAS, AND ALSO SUBJECT TO A CITY OF OVERTON DEMOLITION LIEN FILED IN THE AMOUNT OF \$3,800.00 (ACCT #03600-03220-00000-000000 OVERTON ISD, CITY OF OVERTON, RUSK CO. & KILGORE COLLEGE)

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights, privileges, and appurtenances thereto in any manner belonging unto the said grantee, their heirs and assigns forever, so that neither the grantor, 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, as fully and absolute as I, Sheriff, can convey by Section 34.05 (c);

00086145 VOL: 2957 PG: 313

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

Conveyance of the property herein is made "as is" and grantors make no warranty or representation as to the property's condition, suitability for any use, and property's location.

This conveyance is made expressly subject to any existing right of redemption remaining in the former owner(s) of the property under the provisions of law and also subject to any 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 Rusk County, Trustee has caused these presents to be executed this 19 day of August, 2009.

Rusk County, Trustee

BY: Danny R. Pirtle
Danny Pirtle, Sheriff

BY: A. Garcia
Deputy Sheriff

STATE OF TEXAS X

COUNTY OF RUSK X

This instrument was acknowledged before me on this 19th day of August, 2009, by Ron Garcia, Sheriff/Deputy Sheriff, of Rusk County.



Sheri Riley
Notary Public, State of Texas
Commission Expires: 1-16-2013

After recording return to:

City of Overton
Drawer D
Overton, TX 75684

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STATE OF TEXAS COUNTY OF RUSK
I hereby certify that this instrument was filed on the date and time stamped hereon by us and was duly recorded in the volume and page of the named records of Rusk County, Texas as stamped hereon by us. OFFICIAL PUBLIC RECORDS

FILED FOR RECORD
Sep 01, 2009 04:02P
JOYCE LEWIS-RUGLE,
COUNTY CLERK
RUSK COUNTY, TEXAS

Sep 01, 2009 04:02P

JOYCE LEWIS-RUGLE, COUNTY CLERK
RUSK COUNTY, TEXAS

BY: Kebus
DEPUTY