

RESOLUTION NO. R-2014-6

**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. 23,189-A: BEING LOT 852, LOT 135C, PART OF THE M.F. TURNER ADDITION IN THE TYRE BUCKLEY SURVEY, ALSO COMMONLY KNOWN AS 1118 BRITTON LOT 135C AS DESCRIBED IN DEED RECORDED IN VOLUME 3237, PAGE 710, ON INSTRUMENT FILED JUNE 3, 1992, DEED RECORDS OF SMITH COUNTY, TEXAS ERROR! BOOKMARK NOT DEFINED. 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 9<sup>th</sup> day of April, 2014.

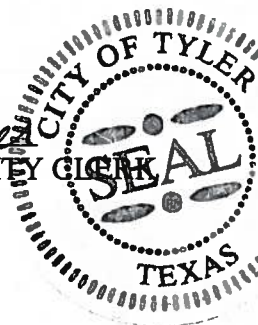
  
BARBARA BASS, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK

APPROVED:

  
DEBORAH G. PULLUM,  
CITY ATTORNEY



**EXHIBIT "A" TO RESOLUTION R-2014-6**

|                  |   |
|------------------|---|
| Cause No.        | 23,189-A  |
| Date of Tax Sale | May 1, 2012   |
| Taxes Due:       | \$1,119.99 Tyler Independent School District<br>\$586.09 Smith County |
| Adjudged Value   | \$1,670.00  |
| Acct. No.        | 150000085200135030  |
| Present Bid      | \$1,000.00  |
| Bidder           | Roberto Serrano<br>3321 Baldwin Drive<br>Tyler, TX 75702              |

***PROPERTY DESCRIPTION***

BEING <sup>Block</sup>~~LOT~~ 852, LOT 135C, PART OF THE M.F. TURNER ADDITION IN THE TYRE BUCKLEY SURVEY, AS DESCRIBED IN DEED RECORDED IN VOLUME 3237, PAGE 710, ON INSTRUMENT FILED JUNE 3, 1992, DEED RECORDS OF SMITH COUNTY, TEXAS

THE STATE OF TEXAS

§

RESALE DEED

COUNTY OF SMITH

§

KNOW ALL MEN BY THESE PRESENTS that SMITH COUNTY, TYLER INDEPENDENT SCHOOL DISTRICT CITY OF TYLER and TYLER JUNIOR COLLEGE each acting by and through its duly elected official ("GRANTOR") as authorized by Section 34.05, Texas Property Tax Code, for and in consideration of the sum of ONE THOUSAND DOLLARS, AND 00/100 (\$1,000.00) AND OTHER GOOD AND VALUABLE CONSIDERATION, in hand paid by Roberto A. Serrano ("GRANTEE") the receipt of which is hereby acknowledged and confessed, has conveyed and quitclaimed and by these presents do convey and quitclaim unto said grantee all right, title and interest of the SMITH COUNTY, TYLER INDEPENDENT SCHOOL DISTRICT CITY OF TYLER and TYLER JUNIOR COLLEGE, in the property herein conveyed, acquired by tax foreclosure sale heretofore held in Cause No.23,189-A styled State of Texas, Tyler Independent School District vs. National Asset Placement Corporation, said property being described as:

**BEING BLOCK 852, LOT 135C, PART OF THE M.F. TURNER ADDITION IN THE TYRE BUCKLEY SURVEY, AS DESCRIBED IN DEED RECORDED IN VOLUME 3237, PAGE 710, ON INSTRUMENTN FILED JUNE 3, 1992, DEED RECORDS OF SMITH COUNTY, TEXAS, ACONT NUMBER 15000085200135030**

This conveyance is made and accepted subject to the following matters to the extent that the same are in effect at this time: any and all rights of redemption, restrictions, covenants, conditions, easements, encumbrances and outstanding mineral interests, if any, relating to the hereinabove mentioned County and State, and to all zoning laws, regulations and ordinances of municipal and/or governmental authorities, if any but only to the extent that they are still in effect, relating to the hereinabove described property

TO HAVE AND TO HOLD said premises, together with all and singular the rights, privileges and appurtenances thereto in any manner belonging unto the said Roberto A. Serrano, their heirs and assigns forever, so that neither SMITH COUNTY, TYLER INDEPENDENT SCHOOL DISTRICT CITY OF TYLER and TYLER JUNIOR COLLEGE, and any person claiming under it shall at any time hereafter have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part thereof.

Grantee accepts the property in "AS IS" condition and subject to any environmental conditions that might have or still exist on said property.

Post judgment taxes and taxes for the current year are assumed by Grantee.

IN TESTIMONY WHEREOF, the taxing authorities herein have caused these presents to be executed this the 12th day of November, 2013.

SMITH COUNTY for itself and the STATE OF TEXAS

  
\_\_\_\_\_  
Joel Baker

SMITH COUNTY JUDGE

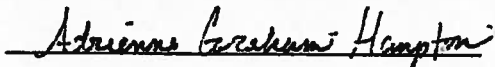
STATE OF TEXAS

COUNTY OF SMITH

BEFORE ME, the undersigned authority, on this day personally appeared

Joel Baker, County Judge, of the State of Texas, County of Smith, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this  
14<sup>th</sup> day of NOVEMBER, 2013.



NOTARY PUBLIC, in and for the STATE

OF TEXAS, my commission expires:

05-11-2016

(Seal)



**Grantee:**  
**Roberto A. Serrano**  
**3321 Baldwin Dr.**  
**Tyler, Texas 75702**

**Return to:**  
**Perdue, Brandon, Fielder, Collins and Mott, LLP**  
**P.O. Box 2007**  
**Tyler TX 75710-2007**