

RESOLUTION NO. R-2022-38

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. 19,981-B: Lot 12, Block 19 (NCB 572) of the Texas College Addition to the City of Tyler, Smith County, Texas, according to the map or plat thereof, recorded in Volume 99, Page 149, Deed Records of Smith County, Texas (Acct: 1-50000-0572-00-012000, Tyler Independent School District, Tyler Junior College, City of Tyler Smith County Education District and Smith County)** 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 14th day of December, 2022.



DONALD P. WARREN, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER,
CITY CLERK



APPROVED:


DEBORAH G. PULLUM,
CITY ATTORNEY

EXHIBIT "A" TO RESOLUTION R-2022-38

Notice of confidentiality rights: If you are a natural person, you may remove or strike any of the following information from this instrument 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

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KNOW ALL MEN BY THESE PRESENTS

COUNTY OF SMITH

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That whereas, by virtue of a resolution of the , Trustee, SMITH County, Texas, and pursuant to Section 34.05 (c) of the Texas Property Tax Code, I, Sheriff, Larry R. Smith, Sheriff of SMITH 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 . in the **The Tyler Courier Times-Telegraph**, a newspaper published in the county of SMITH, 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 sale, and on the first Tuesday in September, 2022, beginning at 10:00 AM, sold and hereinafter described land or lots at public venue, at the WEST DOOR, of the Courthouse of SMITH County, at which sale the premises hereafter described were struck off to

**Timothy Jones
1016 Rivers Creek Lane
Little Elm, TX 75068**

or the sum of **\$7,100.00**, he/she/they being the highest bidder(s) therefore, 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 aforesaid, have Granted, Sold, and Conveyed, and by these presents do Grant, Sell, and Convey unto the said grantee(s) all of the estate, right, title, and interest , and all other taxing units interested in the tax foreclosure judgment of that certain suit, **Cause No. 19,981-B, SMITH COUNTY, ET AL vs JAMES E COX, ET AL**, against the property herein conveyed, acquired by tax foreclosure sale heretofore held, said property being located in Smith County, and described as follows

PROPERTY DESCRIPTION

Lot 12, Block 19 (NCB 572) of the Texas College Addition to the City of Tyler, Smith County, Texas, according to the map or plat thereof, recorded in Volume 99, Page 149, Deed Records of Smith County, Texas (Acct: 1-50000-0572-00-012000, Tyler Independent School District, Tyler Junior College, City of Tyler Smith County Education District and Smith County)

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(s), 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, Larry R. Smith, Sheriff aforesaid, can convey by Section 34.05 (c).

SUBJECT however to the following covenant, condition and restrictions:

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 title, condition, suitability for any use, or location of the Property.

IN TESTIMONY WHEREOF CITY OF TYLER has caused these presents to be executed this

~~8~~ 5 ^{dup}

day of January, 202~~1~~³ ^{dup}

CITY OF TYLER

By: *Donald P. Warren*
Donald P. Warren
Mayor

STATE OF TEXAS

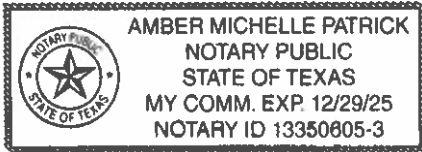
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COUNTY OF SMITH

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This instrument was acknowledged before me on this 5 day of January, 202~~1~~³ ^{dup}, by Donald P. Warren, Mayor of the **CITY OF TYLER**.

Amber Michelle Patrick



Printed Name: Amber Michelle Patrick
Notary Public, State of Texas
My Commission Expires: 12/29/25