

55-18
95-858

ORDINANCE NO. 0-95- 2

AN ORDINANCE VACATING AND ABANDONING A PORTION OF BARKMAN STREET FROM 7TH STREET TO 8TH STREET IN THE CITY OF ARKADELPHIA, ARKANSAS.

WHEREAS, by the authority of ACA§14-54-104(2) the City of Arkadelphia, Arkansas, (hereinafter called Arkadelphia) may vacate and abandon a street, and

WHEREAS, Arkadelphia desires to vacate and abandon a portion of Barkman Street, being from the west right-of-way line of 7th Street to the east right-of-way line of 8th Street, and

WHEREAS, the vacating of this street has been the subject of more than one previous City Board meeting and has been the subject of a public hearing before the City Board of Directors, and

WHEREAS, all of the property surrounding Barkman Street from 7th Street to 8th Street is owned by the First Baptist Church of Arkadelphia, and

WHEREAS, the street to be vacated and abandoned is not required for corporate purposes and the public interest and welfare will not be adversely affected by the vacation and abandonment of said street, and

WHEREAS, the First Baptist Church of Arkadelphia, Arkansas has agreed to relocate at their expense all utility lines presently using said street.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS:

SECTION 1. The City of Arkadelphia, Arkansas, subject to the rights of any utility company presently using said street, releases, vacates, and abandons all of its rights, together with the rights of the public generally, in and to that portion of Barkman Street between 7th Street and 8th Street, described as follows:

Barkman Street, from the West R/W line of 7th Street to the East R/W line of 8th Street, more particularly described as:

Beginning at the NE corner of Block 14, William F. Browning Survey of Arkadelphia, Arkansas (said point also being on the South R/W line of Barkman Street); thence West along the North line of said Block 14 and the South R/W line of Barkman Street 200' more or less to the NW corner of said Block 14 (said corner also being on the East R/W line of 8th Street); thence North along the East R/W line of 8th Street extended 60' more or less to the SW corner of Block 11 William F. Browning Survey of Arkadelphia, Arkansas (said point also being on the North R/W line of Barkman Street); thence East along the South line of said Block 11 and the North R/W line of Barkman Street 200' more or less to the SE corner of Block 11 (said point also being on the West R/W line of 7th Street); thence South along the West R/W line of 7th Street extended 60' more or less to the NE corner of the said Block 14 and the Point of Beginning, containing 12,000 S.F. or 0.28 Acres, more or less.

It is the intention of the above legal description to vacate and abandon all of that portion of Barkman Street located between 7th Street and 8th Street in Arkadelphia, Arkansas.

SECTION 2. All utilities presently using said street, including the City of Arkadelphia Water and Sewer Department, retain easements of reasonable width, being a minimum of fifteen (15) feet in width, to service said utilities until the utilities have been relocated at the expense of the First Baptist Church of Arkadelphia, Arkansas.

SECTION 3. A copy of this Ordinance, to be certified by the City Clerk, shall be filed in the office of the Circuit Clerk and Recorder, Clark County, Arkansas, and recorded in the Deed Records of Clark County, Arkansas.

SECTION 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

APPROVED this 2nd day of February, 1995.

APPROVED:

Betty Hubbard
Mayor

ATTEST:

Shirley A. Loy
Clerk

I, Shirley A. Loy, Clerk/Treasurer of the City of Arkadelphia, Arkansas do certify that the above Ordinance is a true and correct copy of Ordinance # 0-95-2 duly adopted by the City Board of Directors of the City of Arkadelphia, Arkansas on the 2nd day of February 1995

Shirley A. Loy
City Clerk/Treasurer

(City Seal)

Filed for Record 15th day of March, 1995 at 2:30 PM
By Billy C. Williams, Circuit Clerk
Shirley A. Loy, Deputy Clerk
City of Ark. 610 cadde

CERTIFICATE OF RECORD

STATE OF ARKANSAS }
COUNTY OF CLARK } ss. _____ }
I, Billy C. Williams Clerk of the Circuit Court and
Ex. Officio Recorder for the County aforesaid do hereby certify that the annexed and foregoing instrument of
writing was filed for record in my office on the 15th day of March A. D. 1995 at
2:30 o'clock P. M., and the same is now duly recorded, with the acknowledgment _____ and certi-
ficate _____ thereon, in Record Book, Vol. 555 Page 18.
3 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said
Court this 15th day of March A. D. 1995
By Billy C. Williams Clerk
Shirley A. Loy Deputy Clerk