

584-830
98-2586

ORDINANCE NO. 0-98-12

AN ORDINANCE VACATING THAT PORTION OF THE ALLEY BETWEEN LOTS 7 AND 8 IN BLOCK 64, BROWNING SURVEY OF ARKADELPHIA, ARKANSAS AND LOTS 5 AND 6 IN BLOCK 64, BROWNING SURVEY TO THE CITY OF ARKADELPHIA, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, a Petition was duly filed with the Board of Directors of Arkadelphia, Arkansas on the 29th day of April, 1998, asking the Board to vacate and abandon that portion of the alley designated on the Plat of the William F. Browning Survey of the City of Arkadelphia, Arkansas, now appearing of record in Deed Book G, Page 65, in the Office of the Circuit Clerk and Recorder of Clark County, Arkansas, and being the vacation of the West 100 feet of said alley, being that portion of the alley that lies between Lots 7 and 8 in Block 64 and Lots 5 and 6 in Block 64, all of William F. Browning's survey of the City of Arkadelphia, and

WHEREAS, after due notices as required by law, the Board has at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the portion of the alley heretofore described has heretofore been dedicated to the public use as an alley; has not been actually used by the public generally for a period of at least the last five years; that the owner of the property abutting upon the portion of the alley to be vacated has filed with the Board its written consent to the abandonment thereof; that the public interest and welfare will not be adversely affected by the abandonment of this portion of the alley, and

WHEREAS, all utilities servicing or using said alley have given to the City Board a release of any interest they have in that portion of the alley to be closed.

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

SECTION I - The City of Arkadelphia, Arkansas releases, vacates, and abandons all of its rights, together with the rights of the public generally in and to that portion of the alley designated as follows:

The West 100 feet of the alley in Block 64, Browning's Survey of Arkadelphia, Arkansas, being that portion of the alley located between Lots 7 and 8 on the North and Lots 5 and 6 on the South, all as shown in the Plat recorded in Deed Book G, Page 65.

SECTION 2 - A copy of the Ordinance duly certified by the City Clerk shall be filed in the Office of the Recorder of the County and recorded in the Deed Records of the County.

PASSED and APPROVED this 9 day of July 1998.

Ann Sanders
Ann Sanders, Vice-Mayor

Nancy Anderson
Nancy Anderson, City Clerk

Filed for Record: 14 day of July 98 at 8:30 AM
Billy G. Williams, Circuit Clerk
Penny Ross, Recorder