

585-413
98-2968

0-98-16

AN ORDINANCE TO VACATE AND ABANDON A CERTAIN ALLEY RUNNING EAST AND WEST BETWEEN LOTS 5 THRU 9 OF BLOCK 70 IN BROWNING ADDITION TO THE CITY OF ARKADELPHIA, ARKANSAS, AND CERTAIN UNPLATTED LAND IN THE NW ¼ SECTION 21, TOWNSHIP 7 SOUTH, RANGE 19 WEST AND FOR OTHER PURPOSES.

WHEREAS, a Petition was filed before the Board of Directors of the City of Arkadelphia, Arkansas on June 25, 1998 asking the City of Arkadelphia to vacate and abandon the following to wit:

- A. An alleyway running East and West between Lots 5 thru 9 of the Browning Addition to the City of Arkadelphia, Arkansas and certain land in the NW ¼ Section 21, T7S, R19W.

Said, right-of-way appear of record in Deed Book G Page 65 of the Records of Clark County, Arkansas.

WHEREAS, after due notices as required by law, the Board of Directors has, at the time and place mentioned in the notice, which was July 23, 1998, heard all persons desiring to be heard on the question and has ascertained that the right-of-way or the portion thereof heretofore described, has heretofore been dedicated to public use as a street or alley but has not been actually used by the general public for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the alley be vacated have filed with the Board of Directors their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the street or alley.

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

Section 1. The City of Arkadelphia, Arkansas releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the street or alley designated as follows:

A right-of-way extending East and West between Lots 5 thru 9 of the Browning Addition to the City of Arkadelphia, Arkansas and certain land in the NW 1/4 Section 21, T7S, R19W.

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 Clark County, Arkansas.

Section 3. All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved this 20th day of August, 1998.

Ann Sanders
Ann Sanders, Vice-Mayor

ATTEST:

Nancy Anderson
Nancy Anderson, City Clerk

Filed for Record 26 day of Aug 19 98 at 8:30 am O'clock
by Billy C. Williams, Circuit Clerk
Phyllis Garrett, Deputy Clerk
City of AR

CERTIFICATE OF RECORD

STATE OF ARKANSAS {
COUNTY OF CLARK { SS. _____
Billy C. Williams Clerk of the Circuit Court and
County Office Recorder for the County aforesaid do hereby certify that the annexed and foregoing instrument
was filed for record in my office on the 26 day of Aug A. D. 98
8:30 o'clock A. M., and the same is now duly recorded, with the acknowledgment _____
thereon, in Record Book, Vol. 585 Page 413
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal of office
Court this 26 day of Aug A. D. 98
Billy C. Williams Clerk
By Phyllis Garrett Deputy Clerk