

592 - 754
2000 - 925

ORDINANCE NO. 0-2000-02

AN ORDINANCE VACATING AND CLOSING THAT PART OF CRAWFORD STREET LOCATED NORTH OF BLOCK 74 AND SOUTH OF BLOCK 63, WILLIAM F. BROWNING SURVEY AND THE ALLEY RUNNING EAST AND WEST THROUGH BLOCK 63 OF WILLIAM F. BROWNING SURVEY IN THE CITY OF ARKADELPHIA, ARKANSAS, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

WHEREAS a Petition was duly filed with the Board of Directors of the City of Arkadelphia, Arkansas on March 2, 2000, asking the Board of Directors to vacate and abandon all that portion of the street and alley designated on the plat of the William F. Browning's Survey as that part of Crawford Street located North of Block 74 and South of Block 63 and the alley running East and West through Block 63 now appearing of record in plat book G page 266 of the Office of the Circuit Clerk of Clark County, Arkansas and,

WHEREAS after due notice is 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 street and alley hereinbefore described has heretofore been dedicated to the public use as a street and alley; has not been actually used by the public since its dedication in approximately 1850; has never been opened as a street or alley; that all the owners of the property abutting the street and alley to be vacated have filed with the Board their written consent to the abandonment; and that the public interest and welfare will not be adversely affected by the abandonment of the street and alley and,

WHEREAS Entergy Arkansas, Inc., has an overhead and underground utility service providing electric service to the Masonic and Eastern Star Lodge at 602 Carpenter Street and which will remain in place unless eliminated by agreement of Entergy Arkansas, Inc. and the

property owners:

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

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 that part of Crawford Street located North of Block 74 and South of Block 63, William F. Browning Survey, and the alley running East and West through Block 63 of William F. Browning Survey as shown in Plat Book G, Page 266 of the records of Clark County, Arkansas subject to the rights of Entergy Arkansas, Inc. to serve the Masonic Lodge electric service.

Section 2: The City of Arkadelphia, Arkansas owns the property on both sides of the alley running East and West through Block 63 of William F. Browning Survey, and title is hereby vested in the City to the entire alley. The City purchased from the Masonic Lodge the North 21 feet of Crawford Street and the Masonic Lodge retained the South 39 feet of Crawford Street and title to the street as vacated shall vest in the City of Arkadelphia being the North 21 feet thereof and in the Arkadelphia Masonic Lodge No. 381 in the South 39 feet thereof.

Section 3: A copy of the Ordinance duly certified by the City Clerk shall be filed in the Office of the Circuit Clerk of the Clark County, Arkansas and recorded in the deed records of County.

Section 4: The alley and North 21 feet of Crawford Street as closed is to be sold for the relocation of the Arkadelphia Post Office and the closing of the sale is being held up pending this alley and street closure therefore an emergency is declared and this Ordinance shall be in full force and effect from and after its passage and publication.

PASSED AND APPROVED this 11th day of March, 2000.

Charles Hollingshead
Charles Hollingshead, Mayor

ATTEST:

Cynthia Burress
Cynthia Burress, City Clerk

Filed for Record 22nd day of March 2000 at 1:30 PM O'clock
by Kasey Summers Deputy Clerk
City of Ark

CERTIFICATE OF RECORD

STATE OF ARKANSAS

COUNTY OF CLARK

SS _____ SS

I, Pamela D. King 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 22nd day of March 2000 at
1:30 o'clock P. M., and the same is now duly recorded, with the acknowledgment _____ and certificate
thereon in Record Book, Vol. 512 Page 154.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said
Court this 22nd day of March 2000 A.D.
By Pamela D. King Clerk
Kasey Summers Deputy Clerk