

ORDINANCE NO. A-0-78-48

AN ORDINANCE REZONING CERTAIN PROPERTY  
WITHIN THE CITY OF CONWAY, ARKANSAS:  
DECLARING AN EMERGENCY: AND FOR OTHER  
PURPOSES.

WHEREAS, the Planning Commission of the City of Conway, Arkansas, did on the 18th day of September, 1978, conduct a public hearing for the purpose of determining the necessity for rezoning certain property within said City, said hearing having been held following proper call and notice thereof for the time and in the manner required by law, and

WHEREAS, it was determined at such hearing that said property should be rezoned as hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION ONE (1). The zoning classification of the hereinafter described property within the City of Conway, Arkansas, is hereby amended so as to rezone same as an Institutional District, commonly referred to as C Institutional District, together with all the rights and privileges pertaining to such zoning classification, to-wit:

The North 417  $\frac{3}{7}$  feet of the West 420 feet of Block 8 of West End Addition to the City of Conway, Arkansas.

SECTION TWO (2). This ordinance being necessary for the public safety and welfare, an emergency is hereby declared to exist and this ordinance shall be in force and shall take effect from and after its passage and publication.

PASSED the 24 day of October, 1978.

ATTEST:

Doris Deann  
Clerk-Treasurer

APPROVED:

John Haggard  
MAYOR

October 9, 1978

Mr. Jim Brewer, Chairman  
The Planning Commission  
City of Conway  
Conway, Arkansas 72032

Re: Rezoning of a Part of Block 8, West End Addition to  
the City of Conway

Dear Mr. Brewer:

Ed Speaker, Clara Mae Speaker, Robert B. Benafield, Helen Benafield, Delores Trent and I have filed an application requesting the Planning Commission of the City of Conway to rezone a portion of Block 8 of the West End Addition from an R-1 classification to a C classification. As we have previously stated at the Planning Commission hearing, we attach hereto Covenants and Restrictions we ask you to retain in escrow and should the Planning Commission and the City Council approve the rezoning classification as requested, you are directed to file on our behalf these Covenants and Restrictions with the Circuit Clerk of Faulkner County, Arkansas.

The Covenants and Restrictions have been properly signed and notarized and are an indication of our good faith and intention to construct only the structures that we have indicated will be constructed on this property.

Thank you for your consideration in this matter.

Yours very truly,

  
C. W. TRENT

COVENANTS AND RESTRICTIONS

ED SPEAKER AND WIFE, CLARA  
MAE SPEAKER; C. W. TRENT  
AND WIFE, DOLORES TRENT;  
ROBERT B. BENAFIELD AND WIFE,  
HELEN BENAFIELD

TO  
THE PUBLIC

WHEREAS, Ed Speaker and wife, Clara Mae Speaker; C. W.  
Trent and wife, Dolores Trent; Robert B. Benafield and wife,  
Helen Benafield, being the owners of the following described  
property in Faulkner County, Arkansas, to-wit:

The North 417 3/7 feet of the West 420  
feet of Block 8 of West End Addition to  
the City of Conway, Arkansas,

deem it desirable that the above described property be restricted  
in the following manner:

No portion of the above described property shall be used  
for purposes other than the construction of a building or buildings  
to be used as a pharmacy, a dental office, a general medical  
practice, a medical clinic, a general office building, a health  
care facility, and related operations.

WITNESS OUR HANDS AND SEALS this 11 day of October, 1978.

Ed Speaker (SEAL)  
ED SPEAKER

Clara Mae Speaker (SEAL)  
CLARA MAE SPEAKER

C. W. Trent (SEAL)  
C. W. TRENT

Dolores Trent (SEAL)  
DOLORES TRENT

Robert B. Benafield (SEAL)  
ROBERT B. BENAFIELD

Helen Benafield (SEAL)  
HELEN BENAFIELD

ACKNOWLEDGMENT

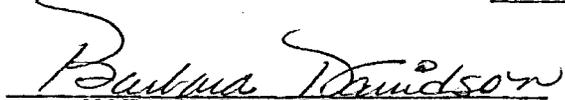
STATE OF ARKANSAS

County of Faulkner

BE IT REMEMBERED, That on this day came before the undersigned, a Notary Public within and for the County aforesaid, duly commissioned and acting, Ed Speaker and wife, Clara Mae Speaker; C. W. Trent and wife, Dolores Trent; Robert B. Benafield and wife, Helen Benafield, to me well known as the Grantors in the foregoing instrument, and stated that they had executed the same for the consideration and purposes therein mentioned and set forth.

And on the same day also voluntarily appeared before me the said Clara Mae Speaker, Dolores Trent and Helen Benafield, wives of the said Ed Speaker, C. W. Trent and Robert B. Benafield, respectively, to me well known, and in the absence of their said husbands did declare that they had of their own free will signed and sealed the relinquishment of dower and homestead in and to the above-described property, and have executed said instrument for the consideration and purposes therein mentioned and set forth, without compulsion or undue influence of their said husbands.

WITNESS my hand and seal as such Notary Public this 11<sup>th</sup> day of October, 1978.

  
NOTARY PUBLIC

My Commission Expires:

6-7-1980