

BEFORE THE CITY COUNCIL OF CONWAY, ARKANSAS

IN THE MATTER OF

Bob G. Banister and Janis P. Banister

0-84-44

Ordinance To Close Street

Whereas, a petition was duly filed with the City Council of the City of Conway, Arkansas, on the 23rd day of October, 1984, asking the City Council to vacate and abandon all that portion of the street designated on the plat of Haydon's Replat of part of Hardy Addition to the City of Conway as "South Dell Street", now appearing of record in Plat Book C, Page 9, in the Office of the Recorder of Faulkner County, Arkansas; and

Whereas, after due notices as required by law attached hereto and incorporated herein, the Council 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 or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a street herein described; has not been actually used by the public generally 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 street to be vacated have filed with the Council their written consent to such abandonment; and that public interest and welfare will not be adversely affected by the abandonment of such street;

Now, therefore, be it ordained by the City Council of the City of Conway, Arkansas:

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

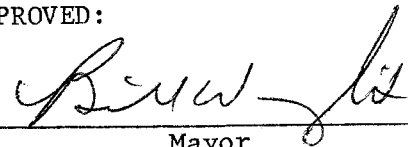
A certain street known as "South Dell Street", located between Block One (1), Haydon's Replat of part of Hardy Addition to the City of Conway, Arkansas, and Block Two (2) and Lots One (1) through Three (3) inclusive of Block Three (3), as shown on a plat of record in Book C, Page 9, Plat Records of Faulkner County, Arkansas.

Section 2. This ordinance to close said street shall be subject to all easements and other legal rights owned by public utilities.

Section 3. 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.

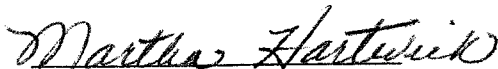
This ordinance approved by the Conway City Council by majority vote in a legally called meeting this 13th day of November, 1984.

APPROVED:



Mayor

ATTEST:



City Clerk