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ORDINANCE NO. 0-91-25

AN ORDINANCE CLOSING LUCILLE STREET BETWEEN CENTER AND DAVIS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 14th day of May, 1991, asking the City Council to vacate and abandon all of Lucille Street between Center Street and Davis Street.

WHEREAS, after due notices as required by law, 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 portions of the streets, hereinbefore described, have heretofore been dedicated to the public use as streets herein described; have 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 portions of the streets to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the street.

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

SECTION 1: The City of Conway, Arkansas, releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the streets designated as Lucille Street between Center Street and Davis Street.

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.

SECTION 3: That all ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 4: That this ordinance is necessary for the protection of the public peace, health and safety, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage.

PASSED this 28th day of May, 1991.

ATTEST:

Martha Hartwick
City Clerk

APPROVED:

David A. Kinley
Mayor

C E R T I F I C A T E

STATE OF ARKANSAS)
COUNTY OF FAULKNER)
CITY OF CONWAY)

I, Martha Hartwick, the duly elected, qualified, and acting Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the above and foregoing is a true and correct copy of a certain Ordinance duly passed and adopted by the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 28th day of May, 1991, and same is duly recorded in the minutes of meeting of said Council.

WITNESS, my hand and the seal of the City of Conway, Arkansas this 28th day of May, 1991.

Martha Hartwick

Seal

CERTIFICATE OF RECORD

STATE OF ARKANSAS }
COUNTY OF FAULKNER } SS

I, SHARON RIMMER, Circuit Clerk and Ex Officio Recorder with and for the county and state aforesaid, do hereby certify that the above and foregoing instrument of writing was filed for record in my office on the 12th day of June, 1991, at 2:10 o'clock P.M. and the same is now duly recorded, with acknowledgement and certificate thereon in, Deed Record Book 483, Page 445.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 13th day of June, 1991.

SHARON RIMMER, Clerk
by *[Signature]* DC