AN ORDINANCE CLOSING AND ABANDONING THAT PORTION OF AN ALLEY BETWEEN LOTS 1, 2, 3, 4, AND 5 AND LOTS 12, 13, 14, 15 AND 16, BLOCK E, SMITH’S SUBDIVISION

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas, on the 20th day of February, 1996, asking the City Council to close and abandon that portion of the above-mentioned alley.

WHEREAS, after due notice 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 150 feet of the unimproved street between Lots 1, 2, 3, 4, and 5 and Lots 12, 13, 14, 15 and 16, more specifically described as Block E Smith’s Subdivision, measuring 15 feet running North and South by 250 feet running East and West between Lots 1, 2, 3, 4, and 5 and Lots 12, 13, 14, 15, and 16 has been heretofore dedicated to the public as a street, but has never been used by the public generally, that the owners of the property along the unimproved street to be closed and abandoned have filed with the council their written consent to the closing and abandonment, and that the public interest and welfare will not be adversely affected by the closing and abandonment of such alley.

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 right, together with the rights of the public generally, to the use of the alley as described, less and except a drainage easement over the described property.

Section 2: Upon such closing and abandonment, title to the property between Lots 1, 2, 3, 4, and 5 and Lots 12, 13, 14, 15 and 16 is hereby retained by the City of Conway.
16, Block E, Smith's Subdivision shall be vested to

Section 3: A copy of this ordinance duly certified by the
City Clerk shall be filed in the office of the Recorder of Faulkner
County, Arkansas, and recorded in the deed records of Faulkner
County, Arkansas.

Section 4: This ordinance shall take effect and be in
force for and after its passage.

It is hereby ascertained and declared that it is necessary for
the protection and preservation of the public health and safety
that the foregoing ordinance be passed and adopted; that an
emergency exits; and that this ordinance shall take effect and be
in force from and after its passage and publication.

PASSED this 12th day of [March], 1996.

APPROVED:

[Signature]
Mayor

ATTEST:

[Signature]
City Clerk-Treasurer