

ORDINANCE NO. 0-97-64

AN ORDINANCE ELIMINATING THE DRAINAGE AND UTILITY EASEMENTS IN CENTENNIAL VALLEY SUBDIVISION I AND ALSO IN CENTENNIAL VALLEY SUBDIVISION II which lies in the NW 1/4 of Section 4 and also, the N 1/2 of Section 5, all in T-5-N, R-14-W, Faulkner County, Arkansas in the City of Conway, less and except those easements which are currently used and physically in place; 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 25th of November, 1997, asking the City Council to eliminate the above described drainage and utility easements in Centennial Valley Subdivision I and Centennial Valley Subdivision II in the City of Conway, Arkansas; and

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 the said easements in the City of Conway, Arkansas, have been heretofore dedicated to the public as drainage and utility easements, that the owner of the property abutting upon the easement to be abandoned has filed with the Council its written consent to the abandonment, and that the public interest and welfare will not be adversely affected by the abandonment of such easements.

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 any of its quasi-public designees, in and to drainage and utility easements as shown on the following described property:

All drainage and utility easements in Centennial Valley Subdivision I, and also, Centennial Valley Subdivision II, which lies in the NW 1/4 of Section 4 and also, the N 1/2 of Section 5, all in T-5-N, R-14-W, Faulkner County, Arkansas, in the City of Conway, Arkansas, less and except those utility easements which are currently used and physically in place.

SECTION 2. That the Mayor and the City Clerk are hereby authorized to execute any document required to give force and effect to this ordinance.

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.

|