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R-21256

ORDINANCE O-03-95

Doc#2003- 21075
Date 08/21/2003
02:03 PM
Filed & Recorded in
Official Records of
Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$11.00
by _____ D.C.

AN ORDINANCE VACATING A PORTION OF A UTILITY EASEMENT ON LOT 14 NOTTINGHAM SUBDIVISION PHASE 1, as filed in Plat Book J, page 330 on August 8, 2002, all in Section 8, T-5-N, R-14-W in the City of Conway, Faulkner County, Arkansas.

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on July 22, 2003 asking the City Council to vacate and abandon a portion of the utility easement as mentioned above; 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 easement, herein described, has heretofore been dedicated to the public use as utility easement; that the owner of the property on which the easement to be vacated is located has filed with the council his written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the easement.

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

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

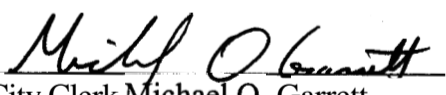
The east 5 (five) feet of a 15-foot, north-south utility easement along the west side of Lot 14, Nottingham Subdivision Phase 1, less and except the north 15 feet and the south 15 feet of said easement.

Section 2. That 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 it is ascertained and declared to be necessary for the public peace and welfare of the citizens of the City of Conway, Arkansas, and an emergency is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage and publication.

Passed this &*day of July, 2003.


Mayor Tab Townsell

Attest:

City Clerk Michael O. Garrett