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Official Records of

Faulkner County

SHARON RIMMER

FAULKNER COUNTY CIRCUIT CLERK

273432

**ORDINANCE NO 0-06-09**

**WHEREAS**, a request was duly filed with the City Council of the City of Conway, Arkansas on the 13<sup>th</sup> day of June, 2006 asking the City Council to vacate and abandon a portion of the easement designated on the plat of records to the City of Conway for a part of Lot 1 Lachowsky Subdivision as filed in Book F Page 52 in the Faulkner County Records.

**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 easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a easement 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 easement 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 easement.

**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 easement designated as follows:

**THE SOUTH 185' OF A 15' UTILITY EASEMENT LYING ADJACENT TO THE WEST PROPERTY LINE OF LOT 1 LACHOWSKY SUBDIVISION TO THE CITY OF CONWAY, FAULKNER COUNTY, ARKANSAS AS SHOWN ON PLAT OF RECORDS IN PLAT BOOK F, PAGE 52.**

**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.** This ordinance shall take effect and be in force from and after its passage.

Passed this 13<sup>th</sup> day of June, 2006

**Approved:**



**Mayor Tab Townsell**

**Attest:**



**Michael O. Garrett  
City Clerk/Treasurer**