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Faulkner County

RHONDA WHARTON

FAULKNER COUNTY CIRCUIT CLERK

Fees \$20.00

by

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PO

D.C.

> City of Conway, Arkansas
Ordinance No. O-12-45

AN ORDINANCE CLOSING THE SOUTH 25 FEET OF HARDY STREET LYING ADJACENT TO THE NORTH SIDE OF BLOCK 1 AND ALSO LYING ADJACENT TO THE NORTH SIDE OF BLOCK 4, AS SHOWN ON A PLAT OF HARLAN PARK SUBDIVISION TO THE CITY OF CONWAY, ARKANSAS, AS RECORDED IN PLAT BOOK A, PAGE 212 TO THE FAULKNER COUNTY RECORDS; AND FOR OTHER PURPOSES;

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 1st day of May, 2012 asking the City Council to vacate and abandon a portion of the Hardy Street right-of-way within the city limits of the City of Conway;

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 an easement herein described; has not been actually used by the public generally; that all the owners of the property abutting upon the portion of the street 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 those portions 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 those portions of the Hardy Street right-of-way designated as follows:

The south 25 feet of Hardy Street lying adjacent to the north side of Block 1 and also lying adjacent to the north side of Block 4, as shown on a Plat of Harlan Park Subdivision to the City of Conway, Arkansas, as recorded in Plat Book A, Page 212. Less and except that portion of right of way adjoining the north property line of Lot 1, Block 4 Harlan Park Subdivision (603 Elizabeth Street). Also retaining a 15 foot easement centered on existing electric lines and AT&T facilities.

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 8th day of May, 2012.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer