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by \_\_\_\_\_ D.C.

396345

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**City of Conway, Arkansas  
Ordinance No. O-14-07**

**AN ORDINANCE CLOSING AN ALLEY RUNNING WEST TO EAST AND LOCATED IN BLOCK 3 OF THE R. L. HAYES ADDITION; AND FOR OTHER PURPOSES;**

**Whereas**, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 3<sup>rd</sup> day of January, 2014 asking the City Council to vacate and abandon a portion of the South Baridon Street.

**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 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 that alley running West to East in the R. L. Hayes Addition:

**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 alley running West to East in the R. L. Hayes Addition, Block 3, except that Conway Corporation shall maintain a utility easement in that location that is designated as follows:

An alley running West to East, Block 3, R. L. Hayes Addition to the City of Conway, Arkansas

**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 28<sup>th</sup> day of January, 2014.

**Approved:**

*Tab Townsell*  
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**Mayor Tab Townsell**

**Attest:**

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