

R-87-58

RESOLUTION

BE IT RESOLVED, by the City Council of the City of Conway, Arkansas, that WHEREAS, the City Council of the City of Conway, Arkansas, has been informed that Frederic P. Simon and wife, Mary Louise Simon, have petitioned or will petition the County Court of Faulkner County, Arkansas, for annexation into the City of Conway, Arkansas, of the following described lands in Faulkner County, Arkansas:

Tract 1: Being the SW 1/4 SE 1/4, and a part of the SE 1/4 SW 1/4 of Section 8, T5N, R13W, Faulkner County, Arkansas, described as beginning at the SE corner of the SW 1/4 SE 1/4; thence west 2296.84 feet to the easterly right of way of Interstate 40; thence along said easterly right of way to a point north 20 degrees 11 minutes 34 seconds east 272.67 feet; thence to a point north 9 degrees 42 minutes east 472.78 feet; thence to a point north 1 degree 16 minutes 35 seconds east 526.51 feet; thence north 10 degrees 23 minutes 09 seconds west 86.96 feet to the north line of the SE 1/4 SW 1/4; thence along the north line of SE 1/4 SW 1/4, and SW 1/4 SE 1/4 south 89 degrees 43 minutes 14 seconds east 2113.05 feet to the NE corner of the SW 1/4 SE 1/4; thence along the east line of the SW 1/4 SE 1/4, south 0 degrees 36 minutes 18 seconds west 1323.58 feet to the point of beginning, containing 65.62 acres, more or less. Subject to all roadways and easements, which might be thereon.

Tract 2: Being a part of the SE 1/4 SW 1/4, Section 8, T5N, R13W, Faulkner County, Arkansas, described as beginning at the NW corner of said SE 1/4 SW 1/4; thence along the north line of said SE 1/4 SW 1/4, south 89 degrees 43 minutes 14 seconds east 258.97 feet to the westerly right of way of Interstate 40; thence along said right of way to a point south 8 degrees 24 minutes 06 seconds east 115.16 feet; thence to a point south 0 degrees 11 minutes 15 seconds west 473.45 feet; thence to a point south 9 degrees 46 minutes 58 seconds west 406.32 feet to the north right of way of a county road; thence along said right of way north 59 degrees 32 minutes west 239.42 feet to the west line of said SE 1/4 SW 1/4; thence along said west line north 0 degrees 04 minutes 38 seconds east 867.65 feet to the point of beginning, containing 5.61 acres, more or less.

Tract 3: All that part of the NE 1/4 SW 1/4 of Section 8, T5N, R13W, Faulkner County, Arkansas, lying west of Interstate 40, more particularly described as follows: beginning at the SW corner of said NE 1/4 SW 1/4; thence along the west line of said NE 1/4 SW 1/4 north 0 degrees

39 minutes 30 seconds east 887.36 feet to the west right of way of Interstate 40; thence along said right of way south 27 degrees 00 minutes 50 seconds east 92.80 feet; thence south 16 degrees 49 minutes 30 seconds east 569.77 feet; thence point south 9 degrees 05 minutes 30 seconds east 263.83 feet to the south line of said NE 1/4 SW 1/4; thence leaving said right of way along said south line north 89 degrees 43 minutes 14 seconds west 258.97 feet to the point of beginning, containing 3.06 acres, more or less.

WHEREAS, it is desired to indicate unto the County Court of Faulkner County, Arkansas, the attitude of the City of Conway, Arkansas, toward such annexation.

NOW, BE IT RESOLVED by the City Council of the City of Conway, Arkansas, that said City Council does hereby declare its willingness to accept said lands as a part of the City of Conway, Arkansas, provided said County Court of Faulkner County, Arkansas, shall, in the exercise of its discretion, deem said lands suitable for annexing unto the City of Conway, Arkansas.

PASSED this 27th day of August, 1987.

APPROVED:

David A. Gentry
Mayor

ATTEST:

Martha Hartwick
City Clerk

CLERK'S CERTIFICATE

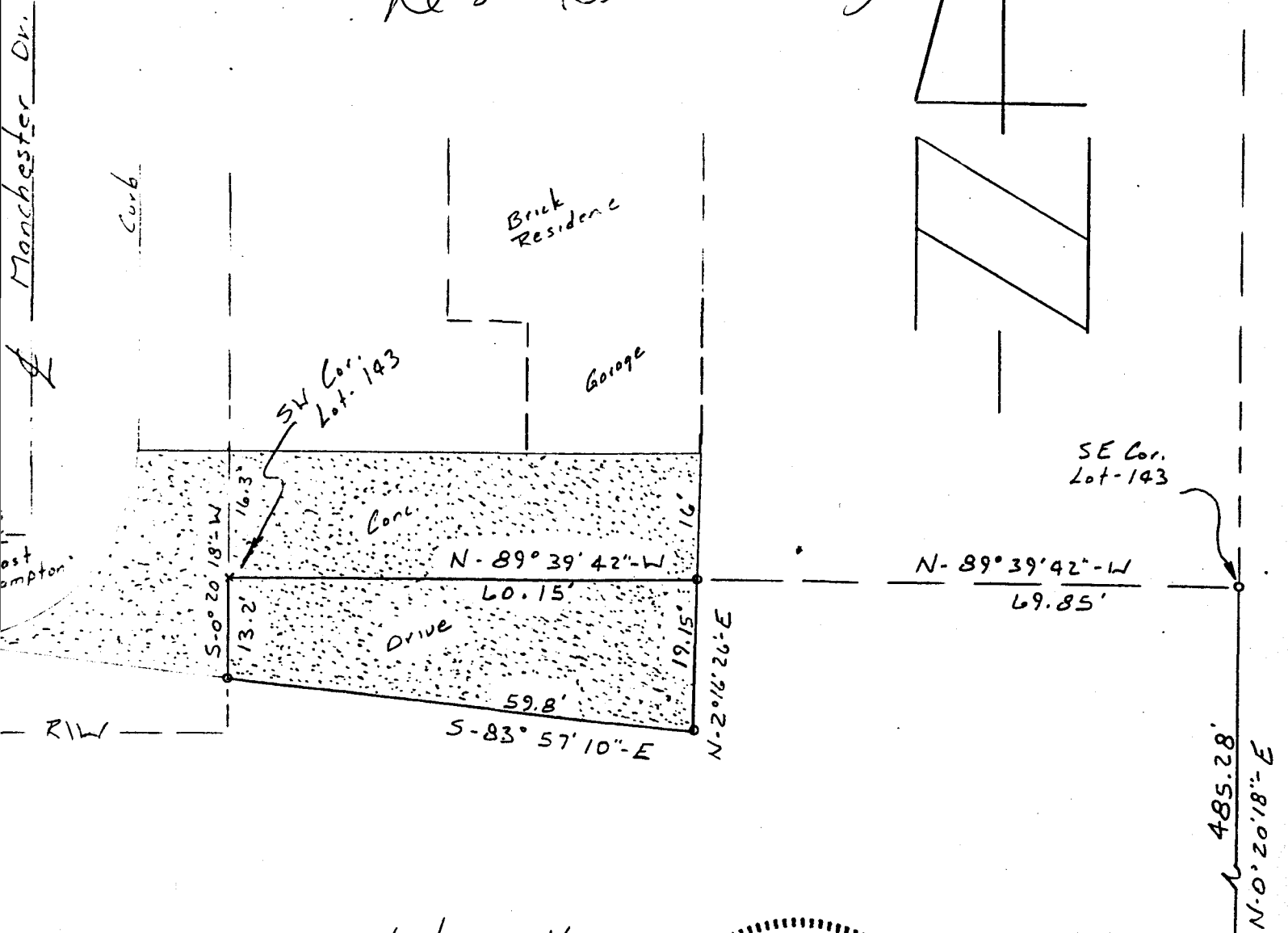
STATE OF ARKANSAS
COUNTY OF FAULKNER

I, Martha Hartwick, City Clerk of the City of Conway, Faulkner County, Arkansas, do hereby certify that the above and foregoing is a true, complete, and correct copy of a Resolution made by the City Council of the City of Conway, Arkansas, on _____, 1987, as the same appears of record in my office in Book _____ at Page _____ of the Records of the City of Conway, Arkansas, in Faulkner County, Arkansas.

WITNESS my hand and seal as such Clerk of the City of Conway, Arkansas, this _____ day of _____, 1987.

Martha Hartwick
City Clerk

Bainbridge Park
 re: Bill Brazil



For: Dunaway & Hart Realty
 Date: 8-19-87
 Scale: 1" = 20'
 o: Iron Pin



SE Corner
 SW 1/4 - SE 1/4,
 Section 10,
 T-5-N R-14-W

Part of the SW 1/4 - SE 1/4, Section 10, T-5-N R-14-W, Faulkner County, Arkansas, being part of Bainbridge Subdivision, City of Conway, Arkansas, as shown on Plat of Record in Plat Book E, Page 21, Plat Records of Faulkner County, Arkansas, described as commencing at the SE Corner of said SW 1/4 - SE 1/4 and run N-0°20'18"-E along the East line of said SW 1/4 - SE 1/4, 485.28' to the SE Corner of Lot-143, Bainbridge Subdivision; then N-89°39'42"-W along the South line of said Lot-143, 69.85' to the point of beginning; thence continue N-89°39'42"-W, 60.15' to the SW Corner of said Lot-143; thence S-0°20'18"-W along the East Right of Way of Manchester Drive, 13.2'; thence S-83°57'10"-E, 59.8'; thence N-2°16'26"-E, 19.15' to the point of beginning.
 Containing 0.022 Acres (±)

RIGHT OF WAY DEED AND EASEMENT
With Relinquishment of Dower

*Street
Committee*

Teresa M. Halter

TO

THE CITY OF CONWAY, ARKANSAS

KNOW ALL MEN BY THESE PRESENTS:

That ~~we~~, I, Teresa M. Halter, ~~XXXXXX~~,
for and in consideration of the sum of one dollar (\$1.00), to
us paid by the City of Conway, Arkansas, a municipal corporation, cash in hand,
the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and
convey unto said City of Conway, Arkansas, its successors and assigns, forever,
a right of way and easement forty feet wide on, over, across and under the
following described lands, owned by us and situated in Faulkner County, Arkansas,
to-wit:

Said easement 40 ft. wide shall be a part of the East Half of the
Northeast Quarter of Sec. 7, T5N, R13W, Conway, Faulkner County, Ark.
and shall center on a line described as follows: Said center line
of easement shall begin at a point 620 ft. east of the SW Corner
of said East Half of the Northeast Quarter of Sec. 7, and run thence
north 700 ft.

Said right of way and easement shall be located upon and over such portion of
the above described lands as has been, or may be hereafter selected by the
officers or agents of said City of Conway.

And for said sum we do further grant, sell and convey unto said City of
Conway, its successors and assigns for a term of six months from and after this
date, a right of way and easement forty (40) feet wide on, over, across, through
and under the aforesaid lands, for the purpose of providing a construction and
work area for building and laying a utilities and that this
right of way and easement shall be located upon and over such portion of the
above described lands as has been or may hereafter be selected by the officers
or agents of said City of Conway; it being understood and agreed that the said
City of Conway, or its successors or assigns, shall have the right to enter
upon the above described lands at such time as it or they may deem proper to
make such excavations and do such other work as it or they deem proper and
necessary for the laying, relaying, maintaining, repairing, or replacing of
utilities and appliances incident thereto, but it is
expressly understood and agreed that the said City of Conway, or its successors
or assigns, shall be liable to the grantors herein, or their heirs or assigns,
for any and all damage that may be done in the prosecution of said work to any
crops, fences or other improvements upon said lands, and that should it be
necessary to go through any fences upon said lands the said City of Conway shall
rebuild same immediately in as good condition as same were before.

TO HAVE AND TO HOLD the same unto the said City of Conway, and unto its
successors and assigns, forever, with full right of ingress and egress at all
times in, upon, over or under and to said lands for the purposes aforesaid.

And I, _____, wife of the said _____, the grantor herein, do hereby join in this conveyance, and for the consideration aforesaid, convey and renounce all right of homestead in and to said right of way and easement; and for and in consideration of the said sum of money, do hereby release and relinquish unto the said City of Conway, Arkansas, all my right of dower in and to said right of way and easement.

WITNESS our hands and seals this 8 day of ~~February~~^{June}, 1976.

Teresa M. Halter (SEAL)

_____ (SEAL)

ACKNOWLEDGMENT

STATE OF ARKANSAS
County of Faulkner.

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public within and for the County aforesaid, duly commissioned and acting, Teresa M. Halter, to me well known as the grantors in the foregoing Deed, and acknowledged that they had executed the same for the consideration and purposes therein mentioned and set forth.

And on the same day also voluntarily appeared before me the said _____; wife of the said _____, to me well known, and in the absence of her said husband declared that she had of her own free will executed said deed and signed and sealed the relinquishment of dower and homestead in the foregoing Deed, for the consideration and purposes therein mentioned and set forth, without compulsion or undue influence of her said husband.

WITNESS my hand and seal as such Notary Public this 8 day of ~~February~~^{June}, 1976.

William M. Ferguson
Notary Public

My Commission Expires:

2-1-77

CERTIFICATE OF RECORD

STATE OF ARKANSAS)
County of Faulkner)
I, _____, Notary Public for the County and State of Arkansas, do hereby certify that the foregoing was filed for record on the _____ day of _____, 1977, at _____ o'clock _____ P.M. The Deed was duly recorded and acknowledged and the same is on file in my office in Book _____, Page _____.
_____ 28th April 1977
_____ 29th April 1977

Notary Public

R-2552

W.D. [Signature]

**FILED
FOR RECORD**

APR 22 1937

ATTEST
LUCY GLOVER CLERK

[Signature]
BY