

ORDINANCE NO. 0-86- 43

IN THE MATTER OF THE CLOSING OF A PORTION OF RAILROAD AVENUE,
DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

WHEREAS, a Petition was filed with the City Council of
the City of Conway, Arkansas, asking said Council to vacate and
abandon a street designated as Railroad Avenue and more
particularly described as follows:

A street right-of-way 50' in width running
North and South from College Avenue to
McKay Avenue and abutting Lots 2-15,
Block 9, Daviess and Garvin's Annex to
the City of Conway and the Missouri
Pacific Railroad right-of-way, all
within the City of Conway, Faulkner County,
Arkansas.

WHEREAS, after due notice as required by law, the City
Council of the City of Conway, Arkansas, having heard all persons
desiring to be heard on the question and having ascertained
said street has not been actually used by the public generally;
that said street is not needed for municipal purposes as a
roadway or any other purpose;

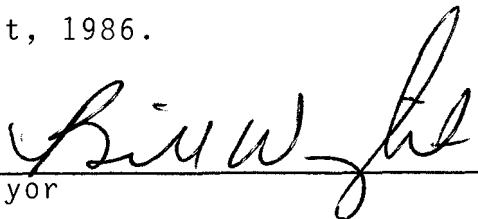
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF CONWAY, ARKANSAS:

SECTION ONE: The City of Conway, Arkansas, hereby
releases, vacates and abandons all of its rights, together with
the rights of the public generally, in and to the street above
described; said street has not at any time ever been used by
the public as a street; it would be in the best interest of the
public for said street to be abandoned, with ownership thereof
to be vested in the owner of the abutting and adjoining lands, pro-
vided, however, that abandonment of the above described street
is made subject to and without prejudice to any presently existing
utility easements in, upon, or across said street right-of-way.

SECTION TWO: A copy of this 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 THREE: It being necessary for the protection and preservation of the public health, safety, and welfare an emergency is hereby declared to exist and this Ordinance shall take effect from and after its passage and publication.

PASSED on this 12th day of August, 1986.



Mayor

ATTEST:



City Clerk