

City of Conway

ORDINANCE 0-03-56

A 13660

AN ORDINANCE ABANDONING AN EASEMENT IN OLD MILL POND, ROUND MOUNTAIN SUBDIVISION

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 5th day of May, 2003 asking the City Council to vacate and abandon all portions of the easement designated on the plat of the Old Mill Pond, Round Mountain Subdivision to the City of Conway, Arkansas.

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:

A 10-foot-wide easement located along the east property lines of lots 109, 110, 111 and 112, as well as a 10-foot-wide easement running east and west, which lies on the north property lines of lots 108, 109 and 110 and the south property lines of lots 111, 112 and 113, all of which are located in Block 1, Round Mountain Subdivision to the City of Conway, Faulkner County, 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 is necessary for the protection of the public peace, health, and safety of the citizens of Conway and, therefore, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

Passed this 13th day of May, 2003.

Attest:

Michael O. Garrett
City Clerk Michael O. Garrett

Joe [Signature]
Mayor Joe [Signature] 13543
Date 06/04/2003
12:37:06 PM
Filed & Recorded in
Official Records of
Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$11.00
by _____

220603
[Signature] D.C.