

*City*

021589

Doc#2004- 21362  
Date 18/12/2884  
04:08:17 PM  
Filed & Recorded in  
Official Records of  
Faulkner County  
SHARON RIMMER  
FAULKNER COUNTY CIRCUIT CLERK  
Fees \$11.00  
by *[Signature]* D.C.

ORDINANCE 0-04-107

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 28<sup>th</sup> day of September, 2004, asking the City Council to vacate and abandon (all or part) portion of the easement designated on the plat of the Hawks Replat - Correction Subdivision to 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 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:

PROPERTY LEGAL DESCRIPTION

All that part of a 15' utility easement located on the north 93' of Lot 2 Hawks Replat - Correction to the City of Conway, Arkansas as filed in the plat of records, Plat Book K Page 3 on the 6<sup>th</sup> of November, 2003.

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 & day of &+, 2004.

*[Signature]*  
Mayor

Attest

*[Signature]*  
City Clerk/Treasurer