

020449

City of Conway

Doc#2007- 20262

Date 09/27/2007

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Filed & Recorded in

Official Records of

Faulkner County

RHONDA LONG

FAULKNER COUNTY CIRCUIT CLERK

Fees \$20.00

by

295148

ORDINANCE NO. O-07-113

D.C.

**AN ORDINANCE CLOSING THE UTILITY EASEMENT LOCATED ON THE EAST 15 FEET OF LOTS 2 & 3 OF WEST PLAINS SUBDIVISION; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the day 18th day of September, 2007 asking the City Council to vacate and abandon the East 15.0 feet of Lots 2 & 3 of West Plains Subdivision, less & except the East 15.0 feet of the North 80.05 feet of Lot 2 West Plains Subdivision and also less & except the East 15.0 feet of the South 15.0 feet of Lot 3 in the West Plains Subdivision portion of the easement designated on the plat of the Addition 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:

Being the East 15.0 feet of Lots 2 & 3 of West Plains Subdivision, less & except the East 15.0 feet of the North 80.05 feet of Lot 2 West Plains Subdivision and also less & except the East 15.0 feet of the South 15.0 feet of Lot 3 West Plains Subdivision, to the City of Conway, Arkansas, Faulkner County as shown on plat of Records in Plat Book G, Page 20, Records of 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 shall take effect and be in force from and after its passage.

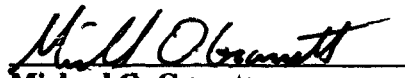
Passed this 18<sup>th</sup> day of September, 2007

Approved:



Mayor Tab Townsell

Attest:



Michael O. Garrett  
City Clerk/Treasurer