

RESOLUTION NO. 88-02

A RESOLUTION TO CLOSE AN ALLEY RUNNING EAST AND WEST BETWEEN BLOCK 26 OF ROBINSON'S PLAN TO THE CITY OF CONWAY AND THE FAULKNER COUNTY COURT HOUSE SQUARE, AS SHOWN ON B. G. WILSON'S PLAT OF THE CITY OF CONWAY, ARKANSAS, AS SHOWN ON A PLAT OF RECORD IN BOOK A, PAGE 55, PLAT RECORDS OF FAULKNER COUNTY, ARKANSAS.

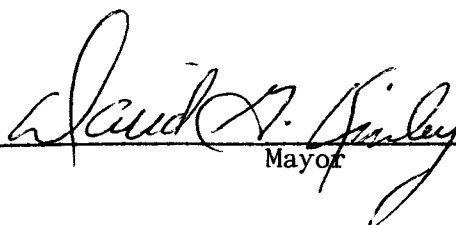
WHEREAS, an agreement has been presented to the Council concerning the abandonment of an alley presently extending between Block 26 of Robinson's Plan to the City of Conway and the Faulkner County Court House Square, as both are shown on B. G. Wilson's Plat of the City of Conway, Arkansas, as shown on a plat of record in Book A, page 55, plat records of Faulkner County, Arkansas; and

WHEREAS, it has been determined that this alley is not needed for highway purposes, and that the welfare of the City will be enhanced or promoted by the closing and abandoning of this alley.

NOW, THEREFORE, be it resolved that the Mayor and City Clerk for the City of Conway, Arkansas, be authorized and hereby are authorized and directed to join in a written agreement with Faulkner County, Arkansas and with the property owners of Block 26 as shown on B. G. Wilson's Plat of the City of Conway, Arkansas, as shown on a plat of record in Book A, page 55, plat records of Faulkner County, Arkansas, and any other interested party or parties for the purpose of formally closing this alley pursuant to Arkansas Statutes Annotated Sec. 19-3817.

PASSED by the City Council of the City of Conway, Arkansas, on this 12TH day of January, 1988.

APPROVED by the Mayor on this 12TH day of January, 1988.



Mayor

ATTEST:



City Clerk

AGREEMENT

WHEREAS, the undersigned is the owner of real property abutting upon an alley running east and west between Block 26 and the Faulkner County Court House Square, as shown on B. G. Wilson's Plat to the City of Conway, Arkansas, as shown on a plat of record in Book A, page 55, plat records of Faulkner County, Arkansas; and


WHEREAS, said alley has not been used by the public generally or the undersigned for the last seven years; and

WHEREAS, the undersigned does not object to said alley being closed and abandoned; and

WHEREAS, upon the proper execution and acknowledgment of this instrument and the filing of the same in the office of the Circuit Clerk and Ex-Officio Recorder of Faulkner County, Arkansas, the title to said alley so abandoned shall vest in the owners of the real estate adjacent thereto, with each such adjacent owner taking title to the middle of said alley;

NOW, THEREFORE, it is hereby agreed and consented to by the undersigned that the above mentioned alley may be closed.

FAULKNER COUNTY

By 
Gerald Ward, County Judge

ATTEST:


County Clerk

AGREEMENT

WHEREAS, the undersigned is the owner of real property abutting upon an alley running east and west between Block 26 and the Faulkner County Court House Square, as shown on B. G. Wilson's Plat to the City of Conway, Arkansas, as shown on a plat of record in Book A, page 55, plat records of Faulkner County, Arkansas; and

WHEREAS, said alley has not been used by the public generally or the undersigned for the last seven years; and

WHEREAS, the undersigned does not object to said alley being closed and abandoned; and

WHEREAS, upon the proper execution and acknowledgment of this instrument and the filing of the same in the office of the Circuit Clerk and Ex-Officio Recorder of Faulkner County, Arkansas, the title to said alley so abandoned shall vest in the owners of the real estate adjacent thereto, with each such adjacent owner taking title to the middle of said alley;

NOW, THEREFORE, it is hereby agreed and consented to by the undersigned that the above mentioned alley may be closed.

FIRST PRESBYTERIAN CHURCH

By

Dr. John Shelton

ATTEST:

Paula Lee
Clerk of Session

AGREEMENT

WHEREAS, the undersigned is the owner of an easement for utility purposes, said easement running across an alley running east and west between Block 26 and the Faulkner County Court House Square, as shown on B. G. Wilson's Plat to the City of Conway, Arkansas, as shown on a plat of record in Book A, page 55, plat records of Faulkner County, Arkansas; and

WHEREAS, said alley has not been used by the public generally for the last seven years; and

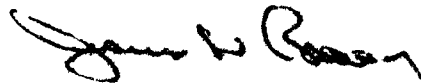
WHEREAS, the undersigned does not object to said alley being closed and abandoned as long as said closing or abandonment does not affect the undersigned's easement as it now exists; and

WHEREAS, upon the proper execution and acknowledgment of this instrument and the filing of the same in the office of the Circuit Clerk and Ex-Officio Recorder of Faulkner County, Arkansas, the title to said alley so abandoned shall vest in the owners of the real estate adjacent thereto, with each such adjacent owner taking title to the middle of said alley, subject to the easement of the undersigned;

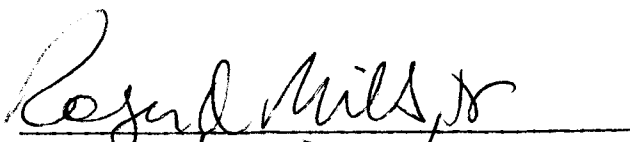
NOW, THEREFORE, it is hereby agreed and consented to by the undersigned that the above mentioned alley may be closed subject to the easement of the undersigned as it now exists.

CONWAY CORPORATION

By _____



ATTEST:



1/12/88

C E R T I F I C A T E

STATE OF ARKANSAS)
COUNTY OF FAULKNER)
CITY OF CONWAY)

I, Martha Hartwick, the duly elected, qualified, and acting Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the above and foregoing is a true and correct copy of a certain Resolution duly passed and adopted by the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 26th day of January, same is duly recorded in the minutes of meeting of said Council.

WITNESS, my hand and the seal of the City of Conway, Arkansas this 26th day of January, 1988.

Martha Hartwick

City Clerk-Treasurer

Seal

CERTIFICATE OF RECORD

STATE OF ARKANSAS }
COUNTY OF FAULKNER } SS

I, SHARON RIMMER, Circuit Clerk and Ex-Officio Recorder within and for the county and state aforesaid, do hereby certify that the annexed and foregoing instrument of writing was filed for record in my office on the 28th day of January, 1988, at 10:10 o'clock A.M., and the same is now duly recorded, with acknowledgement and certificate thereon in Deed Record Book 398, Page 483

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 29th day of January, 1988

SHARON RIMMER, Clerk

By *Sherris Briggier* D.C.