



City of Conway, Arkansas
Resolution No. R-11-51

A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS THE CLOSING OF AN EASEMENT LOCATED:

A 50 FOOT ACCESS EASEMENT LOCATED IN THE REPLAT OF HARP'S AT GERMAN LANE AND LEGALLY DESCRIBED AS FOLLOWS:

PART OF THE SW ¼ OF THE SW ¼, SECTION 4, TOWNSHIP 5 NORTH, RANGE 13 WEST OF THE FIFTH PRINCIPAL MERIDIAN, FAULKNER COUNTY, ARKANSAS AND BEING PART OF LOT 2-A OF THE REPLAT OF HARP'S AT GERMAN LANE AS RECORDED IN BOOK "L", PAGE 70 AND BEING A PORTION OF THE EASEMENT RECORDED IN DEED BOOK 556, PAGE 389 OF THE RECORDS OF FAULKNER COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: **COMMENCE** AT THE SOUTHWEST CORNER OF SAID SECTION 4, THENCE N01°05'04"E ALONG THE SECTION LINE, A DISTANCE OF 460.63 FEET TO A POINT, THENCE LEAVING SAID SECTION LINE, S87°45'25"E A DISTANCE OF 40 FEET TO THE EASTERN RIGHT-OF-WAY LINE OF EAST GERMAN LANE (80-FT, BEING 40 FEET EACH SIDE OF CENTERLINE) AND THE **POINT OF BEGINNING**; THENCE ALONG THE RIGHT-OF-WAY EASEMENT LINE THE FOLLOWING CALLS, N01°05'04"E A DISTANCE OF 50.00 FEET TO A POINT; THENCE S87°45'36"E A DISTANCE OF 145.21 FEET TO A POINT; THENCE S01°08'24"W A DISTANCE OF 50 FEET TO A POINT; THENCE S87°45'25"E A DISTANCE OF 145.26 FEET TO THE **POINT OF BEGINNING**.

SAID TRACT OR PARCEL OF LAND CONTAINING 0.17 ACRES, MORE OR LESS.

SAID ACCESS EASEMENT BEING ALL OF THAT PORTION OF AN EASEMENT DESCRIBED IN RIGHT OF WAY EASEMENT EXECUTED BY DANNY GIBBS AND WIFE, CHARLOTTE GIBBS, AND DONALD W. BONE AND WIFE, SHARON BONE, IN FAVOR OF THE PUBLIC, DATED DECEMBER 30, 1993, FILED FOR RECORD JANUARY 3, 1994 IN DEED RECORD BOOK 556, PAGE 389, LAND RECORDS OF FAULKNER COUNTY, ARKANSAS, LOCATED ON LOT 2-A OF THE REPLAT OF HARP'S AT GERMAN LANE AS RECORDED IN BOOK "L", PAGE 70, SUCH THAT AFTER VACATING SAID ACCESS EASEMENT, NO PORTION THEREOF SHALL REMAIN ON THE PROPERTY DESCRIBED AS LOT 2-A OF THE REPLAT OF HARP'S AT GERMAN LANE AS RECORDED IN BOOK "L", PAGE 70.

WHEREAS, a petition has been filed with the City Council of the City of Conway, Arkansas by RIP Properties, L.L.C. to abandon a 50 foot access easement located in the Harp's at German Lane (formerly Trent Van Pelt Subdivision), within the corporate limits of the City of Conway, Arkansas; and

WHEREAS, upon the filing of the petition with the City, the City shall set a date and time for a hearing before the City Council for consideration of the petition.

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

1. That the City Council shall hear said petition at its regular meeting to be held at District Court Building, 810 Parkway Street, Conway, Arkansas, on the 1st day of November, 2011 at 6:30 p.m.
2. That the City Clerk is hereby directed to publish notice of the filing of said petition and of said hearing for the time and in the manner prescribed by law.

PASSED this 11th day of October, 2011.

Attest:


Michael O. Garrett
City Clerk/Treasurer

Approved:


Mayor Tab Townsell