



City of Conway, Arkansas  
Resolution No. R-11-53

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

A 15 FOOT UTILITY 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 AND LOT 2-B** OF THE REPLAT OF HARP'S AT GERMAN LANE AS RECORDED IN BOOK "L", PAGE 70, AND AS SHOWN ON THE PLAT OF SURVEY BY ENGINEERING SERVICES, INC. AS RECORDED IN BOOK "L", PAGE 29, 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 170.20 FEET TO THE **POINT OF BEGINNING**; THENCE ALONG THE EASEMENT THE FOLLOWING, S87°45'25"E A DISTANCE OF 15.00 FEET TO A POINT; THENCE S87°41'15"E A DISTANCE OF 490.75 FEET TO A POINT; THENCE S01°11'37"W A DISTANCE OF 15.00 FEET TO A POINT; THENCE N87°41'15"W A DISTANCE OF 505.74 FEET TO A POINT; THENCE N01°08'24"E A DISTANCE OF 15.00 FEET A POINT; THENCE S87°40'47"E A DISTANCE OF 14.99 TO THE **POINT OF BEGINNING**.

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

SAID UTILITY EASEMENT BEING THE SAME AS THAT EASEMENT DESCRIBED OF RECORD ON THE PLAT OF TRENT VAN PELT SUBDIVISION, RECORDED NOVEMBER 23, 2004, IN BOOK K, PAGE 77, LAND RECORDS OF FAULKNER COUNTY, ARKANSAS.

**WHEREAS**, a petition has been filed with the City Council of the City of Conway, Arkansas by RIP Properties, L.L.C., as property owner, and Harp's Food Stores, Inc., as lessee, to abandon a 15 foot utility 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 1<sup>st</sup> 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 11<sup>th</sup> day of October, 2011.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett  
City Clerk/Treasurer