

ORDINANCE NO. 097-14

WHEREAS, a petition was filed with the City Council of the City of Conway, Arkansas, asking the City Council to vacate and abandon all of that alley designated on Block C on the plat of Smith's Subdivision of Donaghey Addition to the City of Conway, Arkansas, as shown on B.G. Wilson's map of said City appearing of record in Plat Book A, Pages 46 et.seq., in the office of the recorder of Faulkner County, Arkansas, beginning at Augusta Avenue and running West to Western Avenue; and

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 alley hereinbefore described, has heretofore been dedicated to the public use as an alley 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 also the owners of the property abutting upon the portion of the alley 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 alley.

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 alley designed as follows:

Beginning at the Southeast corner of Lot 1 of said Block C, which point is on the West line of Augusta Avenue, and run thence West along and with the South line of Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 to the Southwest corner of said Lot 9, which point is on the East line of Western Avenue; run thence Southerly along and with said East line to the Northwest corner of Lot 10 of said Block C; thence East along and with the North line of Lots 10, 11, 12, 13, 14, 15, 16, and 17 to the Northeast corner of said Lot 17, which point is on the West line of Augusta Avenue; thence North along and with said West line 15 feet to the point of beginning.

Section 2. A copy of the ordinance duly certified by the Clerk-Treasurer 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 25th day of February, 1997.

APPROVED: David S. Finley
Mayor

ATTEST:

Martha Hartwick
Clerk-Treasurer