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City of Conway, Arkansas  
Ordinance No. O-13-22

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Date 03/26/2013

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Filed & Recorded in

Official Records of

Faulkner County

RHONDA WHARTON

FAULKNER COUNTY CIRCUIT CLERK

Fees \$20.00

by

*Rlm*  
*381454*

D. C.

**AN ORDINANCE CLOSING A 7.5 FOOT UTILITY EASEMENT LOCATED ON THE WEST SIDE OF LOT 4 AND A 7.5 FOOT UTILITY EASEMENT LOCATED ON THE EAST SIDE OF LOT 3 IN THE MILL POND ACRES SUBDIVISION; AND FOR OTHER PURPOSES;**

**WHEREAS**, a petition was duly filed with the City Council of the City of Conway, Arkansas on the February 5<sup>th</sup>, 2013 asking the City Council to vacate and abandon all that portion of the 15 foot utility easement lying between Lot 3 and Lot 4 of the Mill Pond Acres Subdivision.

**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 15 foot utility 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 15 foot utility easement between Lots 3 and 4 of Mill Pond Acres Subdivision.

**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 15 foot utility easement designated as follows:

The 7.5 foot utility easement located on the West side of Lot 4 and the 7.5 foot utility easement located on the East side of Lot 3 in the Mill Pond Acres Subdivision.

**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 26<sup>th</sup> day of February, 2013.

Approved:

*Tab Townsel*

Mayor Tab Townsel

Attest:

*Michael O. Garrett*

Michael O. Garrett  
City Clerk/Treasurer