

439
ORDINANCE NO. A

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas, on the 23rd day of August, 1966, asking the City Council to vacate and abandon a certain street lying within Conway Gardens, Conway, Arkansas, a more particular description of said street being set forth in said petition and in Section One of this ordinance; and,

WHEREAS, attached to said petition is a certified copy of the portion of the plat filed in the office of the Recorder of Faulkner County, Arkansas, showing the said street together with the lot numbers of each lot which abuts on the said street hereinafter described; 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, said **street** hereinabove mentioned and hereinafter described has heretofore been dedicated to the public use as a street, and has not been actually used by the public generally for a period of at least five years subsequent to the filing of the above mentioned plat and before the filing of the above petition; that all the owners of property abutting upon said street sought to be vacated have filed with the City Council their written consent to such abandonment; and that the public interest and welfare will not be adversely affected by the abandonment of said alley;

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

SECTION ONE (1). The City of Conway, Arkansas hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to that portion of Ozark Avenue, Conway Gardens, City of Conway, Arkansas, lying between

Lot 11 on the South side of said avenue and Lots 14 and 15 on the North side thereof, more particularly described as follows:

Beginning at the Southeast corner of said Lot 14 and run west to the Southwest corner of Lot 15, thence south to the Northwest corner of said Lot 11, thence east to the Northeast corner of said Lot 11, thence north to the point of beginning.

SECTION TWO (2). A copy of this ordinance, duly certified by the City Clerk, shall be filed in the office of the Recorder of Deeds of Faulkner County, Arkansas.

SECTION THREE (3). This ordinance shall take effect and be in force from and after its passage and publication.

PASTED: The 13th day of Sept. 1966.

APPROVED: W. D. Dumas
Mayor

ATTEST: John Naylor
City Clerk

C E R T I F I C A T E

STATE OF ARKANSAS
County of Faulkner

I, John Naylor, the duly appointed, 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 Ordinance No. A-439 adopted by the City Council of said City on the 13th day of September, 1966 and same is duly recorded in the minutes of the meetings,

WITNESS, my hand and the seal of said City this 16th day of September, 1966.

CERTIFICATE OF RECORD John Naylor
Clerk-Treasurer

STATE OF ARKANSAS
County of Faulkner

SEAL I, Wendell Bryant, Circuit Clerk and Ex-Officio Recorder within and for the county and water aforesaid, do hereby certify that the ~~same~~ and foregoing instrument of writing was filed for record in my office on the 19th day of September 1966 at 11:30 o'clock A. M., and the same is now duly recorded with acknowledgement and certificate thereon, in DEED Record Book 176, Page 477

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said court, this 20th day of September 1966

WENDELL BRYANT, Clerk
By Lucretia D. C.