

ORDINANCE NO. 091-48

AN ORDINANCE FOR THE PURPOSE OF VACATING CERTAIN STREETS WITHIN CONWAY, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, AS FOLLOWS:

SECTION 1. That Fendley Properties et al are the owners of the following described lands in the City of Conway, Faulkner County, Arkansas:

Tracts A, B and C, and Lots 4, 7, 8 and 9 of Rosenblum Addition, a replat of part of Conway Gardens Subdivision, as shown on plat of record in **Book "G"**, Page 31, Plat Records of Faulkner County, Arkansas; and

Part of Lots 6 and 7, of Conway Gardens to City of Conway, Arkansas; and

Part West $3/4$ SW $1/4$ SW $1/4$, Section 31, T6N, R13W,

within which tracts the following described streets lie:

(a) All of Mike Lane, which runs north and south between Tract C, Rosenblum Addition and Part of West $3/4$ SW $1/4$ SW $1/4$, Section 31, T6N, R13W;

(b) All of Kay Allen Drive, which runs east and west between Tracts B and C, and Lots 4, 8 and 9 of Rosenblum Addition, and Part of Lot 7, Conway Gardens; and

(c) The portion O'Bryant Street which commences at the northeast corner of Tract A, Rosenblum Addition and runs southwardly to Fendley Drive, which is abutted by Tracts A, B and C, and Lots 7, 8 and 9, Rosenblum Addition, and Lot 6, Conway Gardens.

SECTION 2. Fendley Properties, Harry T. Rosenblum and wife, Kay Rosenblum, GRM Partnership, Jerry Grinder and wife, Helen Rice Grinder, Michael Fendley, Rebecca Taylor, Pamela Fendley, Bobbye Frederick, Steve Mauldin, Herman Hogan and wife, Sybil Hogan, Monroe Lee Hogan and wife, Bernadine Hogan, Betty Jane Gibbs and husband, Wayne Gibbs, and Ora Lee Hogan are the owners of property upon which the portion of the streets under consideration lie, and all have consented to the vacation of said streets. Furthermore, these streets are no longer required for corporate purposes and it would be in the best interest of the public in general for said streets as set out above, to be vacated and abandoned with ownership thereof to be vested in the adjoining landowners, in keeping with their respective ownership thereof. Accordingly, those streets described above are hereby vacated and abandoned.

SECTION 3. It being necessary for the protection and preservation of public health, safety and welfare, an emergency is hereby declared to exist and this ordinance shall take effect from and after its passage and publication, conditioned upon the filing of a replat approved by the City Planning Commission covering the lands through which the above-described streets pass.

PASSED this 22nd day of October, 1991.

ATTEST:

Martha Lutzwick
CITY CLERK

David A. Finley
MAYOR

C E R T I F I C A T E

STATE OF ARKANSAS)
COUNTY OF FAULKNER)
CITY OF CONWAY)

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I, Martha Hartwick, the duly elected, 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 a certain Ordinance duly passed and adopted by the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 22nd day of October, 1991, same is duly recorded in the minutes of meeting of said Council.

WITNESS, my hand and the seal of the City of Conway, Arkansas this 22nd day of October, 1991.

Martha Hartwick
City Clerk-Treasurer

Seal

CERTIFICATE OF RECORD

STATE OF ARKANSAS }
COUNTY OF FAULKNER } SS

I, SHARON RIMMER, Circuit Clerk and Ex-Officio Recorder with and for the county and state aforesaid, do hereby certify that the annexed and foregoing instrument of writing was filed for record in my office on the 1st day of Nov., 1991 at 10:35 o'clock A. M. and the same is now duly recorded, with acknowledgement and certificate thereon in, Deed Record Book 493 Page 697

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 4th day of Nov., 1991

SHARON RIMMER, Clerk
by *Sharon Rimmer* D.C.