

ORDINANCE NO. A-503

AN ORDINANCE TO CONDEMN CERTAIN LANDS
FOR THE RIGHT-OF-WAY OF STATE HIGHWAY
NO. 286; DECLARING AN EMERGENCY: AND
FOR OTHER PURPOSES

WHEREAS, the Arkansas State Highway Commissioner will construct within the City of Conway a section of highway to be known as Arkansas State Highway No. 286, on the premises hereinafter described; and

WHEREAS, it is necessary to the construction of said highway and for the public convenience and safety, the following lands be condemned, to-wit:

Part of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section Fourteen (14), Township Five (5) North, Range Fourteen (14) West, Faulkner County, Arkansas, more particularly described as follows: Starting at the Southeast corner of the SE 1/4 of the NE 1/4 of Section 14; thence South One (1) degree Thirty-six (36) minutes West a distance of Three (3) feet to a point on the survey centerline as established by the Arkansas State Highway Commission for Job No. 8665; thence North Eighty-eight (88) degrees Twelve (12) minutes West along said centerline a distance of Three Hundred Thirty (330) feet to the point of beginning; thence continue North Eighty-eight (88) degrees Twelve (12) minutes West along said centerline a distance of Three Hundred Thirteen and three Tenths (313.3) feet to a point; thence North One (1) degree Forty-eight (48) minutes East a distance of Forty (40) feet to a point on the proposed northerly right of way line of State Highway 286; thence South Eighty-eight (88) degrees Twelve (12) minutes East along said proposed right of way line a distance of Three Hundred Thirteen and Three Tenths (313.3) feet to a point; thence South One (1) degree Forty-eight (48) minutes West a distance of Forty (40) feet to the point of beginning and containing 0.29 acres, more or less, which includes 0.21 acre, more or less, being used as a public road.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Conway, Arkansas, that the above described premises shall be condemned for use as a public thoroughfare. And be it further ordained by the said City Council; (a) that upon the request of the Arkansas State Highway Commission, the City will move or cause to be moved, at its own cost and expense, all structures of whatsoever character, from the right-of-way as herein described; (b) that it will protect and keep harmless the State of Arkansas and the Arkansas State Highway Commission against any claims for damages, or alleged damage::, to land or improvements by reason of the construction of said highway; (c) to, without undue delay after being requested to do so by the Arkansas State Highway Commission, move or cause to be moved all the existing public utilities from the right-of-way or re-located thereon as required by and in

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conformity with the plans and specifications of the Arkansas State Highway Commission.

BE IT FURTHER ORDAINED, that this ordinance being necessary for the immediate preservation of the public health and welfare, an emergency is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage and publication.

PASSED: October 13, 1970.

APPROVED:

Walter D. Dumas
Mayor

ATTEST:

Arlis T. Dean
Clerk-Treasurer