

AN ORDINANCE ABANDONING AN EASEMENT: DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

WHEREAS, a petition was duly filed by adjoining property owner asking the City Council to abandon an easement hereinafter described; and

WHEREAS, a Resolution was adopted by the City Council calling for public hearing to be held on October 13, 1992 and further said Resolution directed the Clerk to prepare the necessary notice; and

WHEREAS, the hereinafter described easement has not been used by the City or by the public generally or by any other persons and that to abandon said easement would not interfere or cause any hardship upon the general public or the City of Conway.

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

SECTION 1. That the following described easement be and the same is hereby abandoned and vacated by the City of Conway, Arkansas, to-wit:

Being a part of the SW 1/4 SW 1/4, Section 36 T6N, R14W, Faulkner County, Arkansas, described as beginning at the SW corner of Section 36 Thence along the south line of said Section 36 N-89-28-17-E 30.0 feet, thence N-0-07-31-E parallel with the west line of said Section 36, 28.96 feet to the point of beginning, thence continuing N-0-07-31-E 141.56 feet, thence East 75.96 feet; said point being 73.56 feet west of the NE corner of Lot 65 Creekwood Subdivision; thence *along the north line of said Lot 65 S-65-55-14-W 20.42 feet, thence to a point S-76-46-42-W 57.32 feet to the NW corner of said lot 65, thence along and with an arc of a curve having a delta angle of 73 01'19", a radius of 176.69, a tangent of 130.80 feet to a point S-40-34-17-E 156.87 feet to a point on the south line of said Lot 65; said point being 47.82 feet S-89-28-17-W of the SE corner of said Lot 65; thence S-89-28-17-W 103.86 feet to the point of beginning containing 0.12 acres more or less.

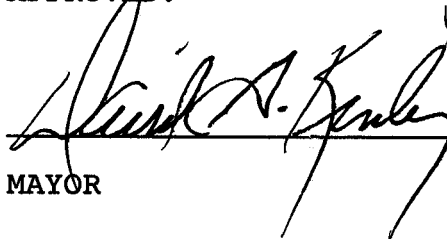
SECTION 2. That all ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 3. That this ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and

after its passage and approval.

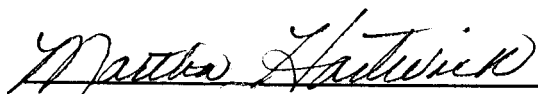
PASSED this 13th day of October, 1992.

APPROVED:



MAYOR

ATTEST:



CITY CLERK

C E R T I F I C A T E

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

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 13th day of October, 1992, and same is duly recorded in the minutes of the meeting of said Council.

WITNESS, my hand and the seal of the City of Conway, Arkansas this 14th day of October, 1992.

Martha Hartwick
City Clerk-Treasurer

Seal

C E R T I F I C A T E O F R E C O R D

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 4th day of Nov. 19 92, at 1:50 o'clock P.M. and the same is now duly recorded, with acknowledgement and certificate thereon in, Deed Record Book 521, Page 517

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 5th day of Nov. 19 92

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