

ORDINANCE NO. 098-45

AN ORDINANCE AMENDING ORDINANCE NUMBER 097-52 FOR THE ABANDONMENT OF A PORTION OF THE CLAYTON STREET RIGHT-OF-WAY IN THE FORMER C.A. AND ROBERT HARRISON ADDITION, NOW DESCRIBED AS THE HIEGEL COMMERCIAL ADDITION TO THE CITY OF CONWAY, ARKANSAS.

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 18th day of September, 1997, asking the City Council to vacate and abandon a certain street lying within the C.A. and Robert Harrison Addition to the City of Conway, Arkansas, a more particular description of said street being set forth in said petition and in Section One (1) of this Ordinance; and,

WHEREAS, attached to a said petition was a copy of a plat showing the said street in said C.A. and Robert Harrison Addition to the City of Conway, Arkansas, 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 questions, and has ascertained that said street herinabove mentioned and hereinafter described has heretofore been dedicated to the public use as a street; that all the owners of the 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 street.

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

Section 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 the street and easements lying within the C.A. and Robert Harrison Addition to the City of Conway, Arkansas, a more particular description of said street being as follows:

A part of the Former C.A. and Robert Harrison Addition, known as Hiegel Commercial Addition to the City of Conway, Faulkner County, Arkansas being more particularly described as follows:

Beginning at the Southeast Corner of Block 3 of said C.A. and Robert Harrison Addition said point on the Northerly Right of Way line of Vanronkle Street thence Northerly along the East Line of said Block 3 to the Southerly Right of Way of Merriman Street, closed by Ordinance Number 339; thence continue Northerly to the South east Corner of Block 6 of said C.A. and Robert Harrison Addition; thence continue Northerly along the East line of said Block 6 16.80feet; thence Easterly to the West Line of Block 5 of said C.A. Robert Harrison Addition to a point 20.02 feet Northerly of the Southwest Corner of Block 5; thence Southerly along the west line of said Block 5 to the Northerly Right of Way of Merriman Street closed by Ordinance Number 339; thence continue Southerly to the Northwest Corner of Block 4 of said C.A. and Robert Harrison Addition thence continue along the west line of said Block 4 to the Northerly Right of Way of Arkansas State Highway Number 60; thence Westerly along the Northerly Right of Way line of Arkansas State Highway 60 and Vanronkle Street to the POINT OF BEGINNING.

Section 2. A copy of this Ordinance, duly certified by the City Clerk-Treasurer, shall be filed in the office of the Recorder of Deeds of Faulkner County, Arkansas.

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: 28<sup>th</sup> day of April, 1997.

APPROVED: [Signature]  
MAYOR

ATTEST: [Signature]  
CLERK-TREASURER

CERTIFICATE

I, [Signature] City Clerk-Treasurer of the City of Conway, Arkansas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 0-98-45 which Ordinance was duly adopted by the City Council of the City of Conway, Arkansas, at a regular meeting of said Council, duly held on the 28<sup>th</sup> day of April 1997.

WITNESS MY HAND as such City Clerk-Treasurer and the seal of Conway on this 1<sup>st</sup> day of May, 1998.

[Signature]  
CLERK-TREASURER  
CITY OF CONWAY, ARKANSAS