

City of Conway

ORDINANCE NO. O-06-56

AN ORDINANCE TO VACATE AND ABANDON (ALL OR PART) PORTION OF BOWIE STREET; AND FOR OTHER PURPOSES;

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 9th day of May, 2006 asking the City Council vacate and abandon (all or part) portion of Bowie Street.

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 the easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a easement herein described; has not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the Bowie Street to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the Bowie Street.

WHEREAS, the following exceptions shall be in place: the eastern 50 foot width of this right of way should be retained as a drainage easement and the dedication of a seven and one half foot (7 1/2') utility easement along the rear property lines all lots that would be either created by or encompassed within this release in the abovementioned section of Bowie Street.

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

Section 1. The City of Conway releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the Bowie Street designated as follows:

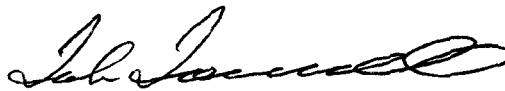
ALL THAT PART OF BOWIE STREET BETWEEN BLOCKS 2 AND 3 OF THE HUTTO ADDITION, THE NORTH SIDE OF LOTS 12 AND 1 OF LEA'S REPLAT DIRECTLY EAST OF WEST STREET AND DIRECTLY WEST OF MAIN STREET CITY OF CONWAY, FAULKNER.

Section 2. A copy of the ordinance duly certified by the City Clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

Section 3. This ordinance shall take effect and be in force from and after its passage and approval.

Passed this 23rd day of May, 2006.

Approved:



Mayor Tab Townsoll

Doc # 2006-12804
Date 06/07/2006
08:11:12 AM
Filed & Recorded in
Official Records of
Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$11.00
by clm

ATTEST:


Michael O. Garrett
City Clerk/Treasurer

22696

D. C.