

2-15-15
City

20302



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Date 12/18/2015

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Filed & Recorded in

Official Records of

FAULKNER COUNTY

RHONDA WHARTON

FAULKNER COUNTY CIRCUIT CLERK

Fees \$20.00

By

[Handwritten signature]

D. C.

424295

City of Conway, Arkansas

Ordinance No. O-15-132

AN ORDINANCE CLOSING THE EASEMENT LOCATED AT LOTS 1 AND 2, LEWIS CROSSING PHASE 1 SUBDIVISION; AND FOR OTHER PURPOSES:

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 21st of October, 2015 by Tanner Consulting, LLC asking the City Council to vacate and abandon a part of the utility easement recorded in Book 254 at Page 344 and Book 240 at Page 812.

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 an 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 utility easement to be vacated have filed with the council their written consent to the abandonment; and the public interest and welfare will not be adversely affected by the abandonment of this portion of the utility easement

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

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

A tract of land that is a part of Lot One (1) and Lot Two (2), "Lewis Crossing", an addition to the City of Conway, Faulkner County, State of Arkansas, according to the recorded plat thereof (Plat Book "L", Page 255), being more particularly described as follows:

Commencing at the southeast corner of said Lot 2, thence north 1°58'13" east, along the east line of said Lot 2, for a distance of 273.51 feet to the point of beginning;

thence north 87°13'47" west, departing said east line, for a distance of 1084.63 feet to a point on the west line of said Lot 1; thence north 3°04'39" east, along said west line, for a distance of 15.00 feet; thence south 87°13'47" east, departing said west line, for a distance of 1084.29 feet to a point on the east line of said Lot 2; thence south 1°36'15" west, along said east line, for a distance of 8.22 feet; thence south 1°58'13" west, continuing along said east line, for a distance of 6.79 feet to the point of beginning.

Said tract containing 16,267 square feet or 0.373 acres.

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.

PASSED this 24th day of November, 2015.

Attest:

[Handwritten signature of Michael O. Garrett]

Michael O. Garrett
City Clerk/Treasurer

Approved:

[Handwritten signature of Tab Townsell]

Mayor Tab Townsell