



City of Conway, Arkansas
Resolution No. R-21-33

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REAL ESTATE CONTRACT TO ACQUIRE PROPERTY LOCATED AT 2035 PRINCE STREET, AS BEING NECESSARY FOR THE CITY OF CONWAY'S DONAGHEY PHASE 2 ROADWAY PROJECT.

Whereas, it has been determined that acquisition of a portion of the property located at 2035 Prince Street, Conway, AR 72034, owned by Jessica and Joshua Rutherford, is necessary in order for the Conway Department of Transportation to begin and complete the Donaghey Phase 2 Roadway Project, and that it is in the best interest of the City to purchase that portion of the property needed to complete the project, said project being illustrated in the attached diagram; and

Whereas, the property is further described as:

RIGHT OF WAY DESCRIPTION

A part of Lot 2, Block 44 of Robinson's Plan, City of Conway, Faulkner County, Arkansas, being more particularly described as follows:

BEGINNING at the Northwest corner of said Lot 2; thence South 88°20'51" East along the North line of said Lot 2 a distance of 150.10 feet; thence South 86°39'09" West a distance of 77.69 feet to a point of curve; thence on a curve to the left 123.06 feet, having radius of 80 feet and a chord bearing South 45°56'92" West a distance 111.28 feet to the West line of said Lot 2; thence North 01°52'04" East along the West line of said Lot 2 a distance of 86.17 feet to the **POINT OF BEGINNING** and containing 0.05 acres (2,093 sq. ft.) more or less; and

Whereas, the property owner has agreed to sell the property/right of way for the sum of \$26,539.01 which represents a per square foot price of \$7.98 per square foot; such price also including payment of \$4,568.01 for replacement of trees, and \$5,271 for replacement and installation of fencing.


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

SECTION 1. The City Council for the City of Conway shall hereby authorize the Mayor to enter into a real estate contract with Jessica and Joshua Rutherford, for the portion of the property at 2035 Prince Street, Conway, AR 72034 being necessary for completion of the Donaghey Phase 2 Roadway Project.

SECTION 2. That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED this 27th day of April 2021.

Approved:



Mayor Bart Castleberry

Attest:



Michael O. Garrett
City Clerk/Treasurer