ORDINANCE NO. 86-1

AN ORDINANCE VACATING, CLOSING AND ABANDONING A PORTION OF A STREET IN THE CITY OF ATKINS, ARKANSAS, BEING A PART OF AVENUE TWO NORTHEAST.

WHEREAS, a petition duly filed with the City Council of the City of Atkins, Arkansas, on the 11 day of March, 1986, to vacate and abandon a portion of Avenue 2 Northeast, running North and South.

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 the street, hereinafter described, has heretofore been dedicated to the public use, but has not actually been used by the public for a period of five years; that the owners of the property abutting upon the portion of the street to be vacated have filed with the Council their written consent to such abandonment; and that public interest and welfare will not be adversely affected.

NOW THEREFORE, be it ordained by the City Council of the City of Atkins, Arkansas:

Section 1. The City of Atkins, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally in and to the portion of the street designated as follows:

Part of Avenue 2 Northeast running North and South commencing at the Southwest Corner of Lot 23, Davis Subdivision to the City of Atkins, Arkansas, as shown in Plat Book B at page 12 of the records of Pope County, Arkansas, thence West 26 feet, thence North 330 feet, thence East 26 feet, thence South 330 feet to the point of beginning.

and that the Southern two-thirds of the before described property shall hereafter be the property of Robert Pearce and Ina Mae Pearce, husband and wife, and the Northern one-third of the before described property shall hereafter be the property of Pat Burnett.

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 publication, this 22nd day of April, 1986.

DALLAS L. SWAIN, MAYOR

ATTEST:

SYBLE MARPLE, CITY CLERK

Publish

STATE OF ARKANSAS
COUNTY OF POPE

CERTIFICATE OF RECORD

I, JUANITA BARBER, Circuit Clerk and Ex-Officio Recorder for the County aforesaid, do hereby certify that the annexed and foregoing instrument of writing was filed for record in my office on the 16th day of May, 1986, at 9 A.M., and the same is now duly recorded with the acknowledgments and certificates thereon, in Record Book 22-B, Pages 309-310.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 16th day of May, 1986.

JUANITA BARBER
Clerk and Ex-Officio Recorder

BY: DEPUTY

22B-310