THIS INSTRUMENT WAS PREPARED BY:

The City of Atkins, Arkansas
P. O. Box 8
Atkins, AR 72823

ORDINANCE NO. 94-09

AN ORDINANCE CLOSING AND VACATING A PORTION OF TWO STREETS IN THE CITY OF ATKINS LOCATED BETWEEN LOTS 8 AND 9 AND BETWEEN LOTS 6 AND 9 OF THE PAUL COLE SUBDIVISION NUMBER ONE (1)

WHEREAS, a petition was duly filed with the City Council of the City of Atkins, on the 7th day of June, 1994, asking the City Council to close and vacate a portion of two streets described as follows:

> Part of the street located between Lots 6 and 9 and part of the street located between Lots 8 and 9, Paul Cole Subdivision Number One (1), S-23, T-7-N, R-19-W, further described as the part of said streets platted in the Paul Cole Division Number One (1) located between Lots 6 and 9 and Lots 8 and 9, said Paul Cole Subdivision Number One (1) being a tract of land consisting of nine (9) lots located in the Northwest Quarter of the Southwest Quarter of the Northeast Quarter of Section 23, Township 7 North, Range 19 West in Pope County, Arkansas, more particularly described as follows:
>
> From the Southwest corner of the Northeast Quarter of said Section 23, Township 7 North, Range 19 West, run North 762 feet to the Point of Beginning; thence North 490 feet to the South RW line of US Highway No. 64; thence Easterly along said RW line 428 feet more or less; thence South 490 feet; thence West 428 feet to the point of beginning, constituting 4.8 acres, more or less.

WHEREAS, after due notice as required by law, the Council has, at the City Council meeting on July 12, 1994, heard all persons desiring to be heard on the question and has ascertained that the portions of the two streets hereinbefore described, has heretofore been dedicated to the public use as streets herein described, that all the owners of the property abutting upon the portion of the two streets to be closed and vacated have filed with the Council their written consent to the closing and vacating; and that public interest and welfare will not be adversely affected by the closing and vacating of that portion of the two streets hereinbefore described.

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

SECTION 1: The City of Atkins, Arkansas, releases, vacates, and abandons all its rights, together wit the rights of the public generally, in and to the portion at the two streets as described above.

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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 this 12th day of July, 1994.

STEPHEN C. KENT, MAYOR

ATTEST:

BRENDA GRAVES, CITY CLERK

SEAL

CLERKS CERTIFICATE OF RECORD
STATE OF ARKANSAS - COUNTY OF POPE
I JUANITA BARBER, Circuit Clerk and Recorder of the County aforesaid do hereby certify that this instrument was filed for record the 4 day of Aug. 1994 at 1:15 o'clock P M. and the same is now duly recorded in Record Book 26 Page 305-306. Witness my hand and the seal of said court this the 4 day of Aug 19 94.
Juanita Barber — Circuit Clerk and Recorder
By Jane Collins

26 & 306