

# ORDINANCE #2029

## AN ORDINANCE VACATING A PORTION OF THE EAST SIDE OF FRITZ STREET NORTH OF SUMMIT STREET BETWEEN BLOCK 76 AND BLOCK 77 OF THE RILEY & ARMSTRONG SURVEY OF THE CITY OF EUREKA SPRINGS, ARKANSAS

WHEREAS, the City Council of Eureka Springs, Arkansas, has reviewed the petition of the adjoining landowner to vacate an area within the east side of Fritz Street north of Summit Street between Block 76 and Block 77 of the Riley & Armstrong Survey of the City of Eureka Springs, Arkansas, defined by the following legal descriptions:

**Tract #2:** A part of Fritz Street as shown on the Riley & Armstrong Survey of the City of Eureka Springs, Arkansas, being more particularly described as follows: Commencing at a found iron pin with cap #1302 for the Southwest corner of Block #77 of said survey; thence along the North right-of-way of Summit Street, North 82° 58'00" West, a distance of 16.93 feet to the POINT OF BEGINNING; thence along said North right-of-way, North 82°58'00" West, a distance of 3.07 feet to the East line of Block #76 of said Survey; thence along said East line, North 07°43'56" East, a distance of 38.47 feet to a set ½" rebar pin with cap; thence South 83°19'18" East, a distance of 8.00 feet to a set ½" rebar pin with cap; thence South 07°44'36" West, a distance of 20.01 feet to a set ½" rebar pin with cap; thence North 82°21'23" West, a distance of 5.40 feet; thence South 06°16'01" West, a distance of 18.57 feet to the Point of Beginning.

**Tract #3:** A part of Fritz Street as shown on the Riley & Armstrong Survey of the City of Eureka Springs, Arkansas, being more particularly described as follows: Commencing at a found iron pin with cap #1302 for the Southwest corner of Block #77 of said survey; thence along the North right-of-way of Summit Street, North 82°58'00" West, a distance of 10.00 feet a set cotton spindle in the centerline of said Fritz Street for the POINT OF BEGINNING; thence North 82°58'00" West, a distance of 6.93 feet; thence North 06°16'01" East, a distance of 18.57 feet; thence South 82°21'23" East, a distance of 7.40 feet to a set ½" rebar pin with cap; thence South 07°43'56" West, a distance of 18.49 feet to the POINT OF BEGINNING.

And whereas Section 14-54-104(2) of the Arkansas Code Annotated allows the City Council to vacate certain streets,

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

Section 1. That the portions of land described above are hereby vacated and title is hereby vested in fee simple in the adjoining landowner for the sum of \$200.00.

PASSED AND APPROVED THE 19th DAY OF DECEMBER, 2006

APPROVED:

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Mayor Kathy Harrison

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City Clerk Mary Jean Sell