

ORDINANCE NO. 728

WHEREAS, a Petition was duly filed with the City Clerk of the city of Eureka Springs, on the 12th day of December, 1946, asking the City Commissioners to vacate and abandon an alley, which runs back of and around Lots 21 to 31, inclusive, in Block 44, Eureka Improvement Company Survey to the city of Eureka Springs, Carroll County, Arkansas, and

WHEREAS, after the publication notice of two weeks in THE TIMES ECHO, a newspaper of bonified and general circulation in Eureka Springs, which was published in the way, time and manner provided by law and the proof of publication being filed herein, and this being the date set by the City Commissioners to hear said Petition, and no one appearing in opposition to the same, and it being ascertained that the petitioners have in all respects complied with the law, and that said alley, aforesaid, heretofore dedicated to the public, has not been used by the public generally at any time subsequent to the filing of the Petition and plat herein, and that there are no interested parties having property abutting upon that portion of the alley to be vacated and the public interests and welfare will not be adversely affected by the abandonment of that portion of said alley;

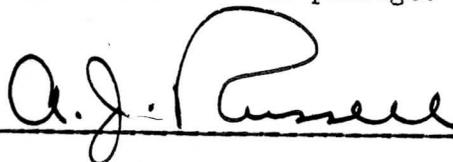
Now, Therefore, BE IT ORDAINED, by the City Commissioners of the city of Eureka Springs, Carroll County, Arkansas;

Section 1 - The city of Eureka Springs, in the State of Arkansas, hereby releases, vacates and abandons all its rights, together with all the interests of the public generally in and to the following described street and alley, to-wit; An alley, which runs back of and around Lots 21 to 31, inclusive, in Block 44, Eureka Improvement Company Survey to the city of Eureka Springs, Carroll County, Arkansas.

Section 2 - A copy of this Ordinance, duly certified by the City Clerk, shall be filed with the Recorder of Carroll County, and recorded in the Deed Records; and the Mayor and the City Clerk on behalf of and for the City of Eureka Springs is hereby authorized and directed to execute a deed, conveying the aforesaid property to the said Robert W. and Harrietta F. Serviss or this Ordinance may be considered as a deed and conveyance of said property, aforesaid.

Section 3- This Ordinance shall take effect from and after its passage.

Approved this 20th day of January, 1947.



City Commissioners