

ORDINANCE NUMBER 755

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF EUREKA SPRINGS:

Section 1: Whereas, Bird Alley or Avenue or Street lying abutting on Owen Street in the City of Eureka Springs between Blocks 59 and 60, R&A Plat in said City, has heretofore been closed at its north end, and has never been used or usable for public purposes in the history of the City;

And whereas, G. E. Maberry, owner of adjacent Lots 3 and 4, Block 59, proposes to improve the south end of said alley abutting upon Owen Street, and to construct a flight of steps of concrete from Owen Street, northward upon said alley and thereby to provide an equal or better facility for ascent of said alley so far as such steps shall extend; and, whereas such proposal redounds to the public benefit and in no wise infringes upon any usable right of any resident of said City, it is ordered that the south end of said alley be and the same is closed and abandoned and the said south end is granted to the said Maberry for a period of 99 years, subject to improvement thereof by him, as per the proposal of his petition; upon the said beneficiary of this grant paying all expense of the passage, approval and publication of this Ordinance.

Section 2. That this Ordinance be in force and effect from and after its passage, approval and publication.

Passed: August 23, 1950. Approved: August 23, 1950.

A. J. Russell

Ray Freeman

Harry Wilk

City Commissioners