

ORDINANCE NO. 841

An Ordinance vacating certain alleys and/or streets in Freeman's Addition to the City of Eureka Springs, Arkansas.

Whereas a petition was duly filed with the City Commission of the City of Eureka Springs, Arkansas, on the 16th day of September, 1964, by Eagle Thomas and wife, Jessie Thomas, requesting the City Commission to vacate and abandon portions of certain alleys and/or streets hereinafter described, on the plat of Freeman's Addition to the City of Eureka Springs, Arkansas, as appearing in Ordinance Book Number 1 at Page 603 (Ordinance Number 330), in the office of the City Clerk and Recorder for said City, and as appearing of record in Book B at Page 440, in the office of the Circuit Clerk and Recorder in and for the Eastern District of Carroll County, Arkansas; and as appearing on the official plat of the City of Eureka Springs, Arkansas, same being kept in the office of the Circuit Clerk and Recorder in the Western District of Carroll County, Arkansas.

Whereas, after due notice as required by law, the City Commission has, at the time and place mentioned in the notice, heard all portions designated to be heard on the question, and has ascertained that the streets and/or alleys in question described as follows:

1. That certain un-named street and/or alley which runs in an East-West direction through said Block 10, Freeman Addition, City of Eureka Springs, Arkansas, parallel and equal-distance between Nova Avenue and Glen Avenue; and,
2. That certain un-named street and/or alley which runs in a North-South direction through said Block 10, Freeman Addition, City of Eureka Springs, Arkansas, parallel and equal-distance between Ojo Street and Kings Highway,

have not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of this plat; that the Petitioners are the only abutting property owners of all the abovedescribed streets and/or alleys, and that the public interest and welfare will not be adversely affected by the abandonment of the said streets and/or alleys.

Whereas, the petition to vacate and abandon the above streets and/or alleys was filed by Petitioners Eagle Thomas and wife, Jessie Thomas, the only abutting property owners of all of the hereinabove described streets and/or alleys, in the time and manner as required by law.

Now, therefore, be it ordained by the City Commission of the City of Eureka Springs, Arkansas, as follows, to-wit:

Section I. The City of Eureka Springs, Arkansas, hereby releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the streets and/or alleys described as follows,

1. That certain un-named street and/or alley which runs in an East-West direction through said Block 10, Freeman Addition, City of Eureka Springs, Arkansas, parallel and equal-distance between Nova Avenue and Glen Avenue; and,
2. That certain un-named street and/or alley which runs in a North-South direction through said Block 10, Freeman Addition, City of Eureka Springs, Arkansas, parallel and equal-distance between Ojo Street and Kings Highway.

Section II. A copy of this ordinance duly certified by the City Clerk shall be filed in the office of the Recorder in and for the Western District of Carroll County, Arkansas, and recorded in the Deed Records of the said county.

Section III. This ordinance shall take effect and be in force from and after its passage.

Passed and approved this 2nd day of November, 1964.


Roy Walker, Mayor

ATTEST:


Jan M. Bullock, City Clerk

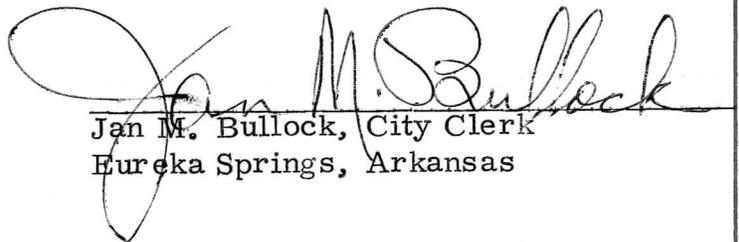
Publish _____

CERTIFICATE

STATE OF ARKANSAS |
COUNTY OF CARROLL |
CITY OF EUREKA SPRINGS |

I, Jan M. Bullock, the duly appointed, elected and qualified City Clerk and Commissioner in and for the City of Eureka Springs, do hereby certify that the attached, above and foregoing instrument in writing is a true and complete copy of Ordinance No. 841, as the same appears in the Ordinance Book No. 3 at Page 307 in my office at Eureka Springs, Western District of Carroll County, Arkansas.

Given under my hand and seal of the City of Eureka Springs, Arkansas, this the 2nd day of November, 1964.


Jan M. Bullock, City Clerk
Eureka Springs, Arkansas