

ORDINANCE NO. 743

AN ORDINANCE VACATING EAGLE STREET, BETWEEN WALL STREET AND NEBO STREET AND VACATING WHEELER STREET, BETWEEN WALL STREET AND NEBO STREET, RILEY SURVEY, CITY OF EUREKA SPRINGS, ARKANSAS.

Whereas, a petition was duly filed with the City Commission of the City of Eureka Springs, Arkansas, on the 9th day of October, 1964, by Roland R. Clark, et al, requesting the City Commission to vacate and abandon portions of certain streets hereinafter described, on Riley's Survey of the City of Eureka Springs, 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 persons designated to be heard on the question, and has ascertained that the streets in question described as follows:

1. Eagle Street, between Wall Street and South Nebo Street; and,
2. Wheeler Street, between Wall Street and South Nebo Street

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 owners of property abutting upon the street to be vacated have appeared in person or by representative before the Commission and given their consent to such abandonment of said streets.

Whereas, the petition to vacate and abandon the above streets was filed by Roland R. Clark, et al, in the time and manner required by law.

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

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 described as follows:

1. Eagle Street, between Wall Street and South Nebo Street; and,
2. Wheeler Street, between Wall Street and South Nebo Street.

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.

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. 343, as the same appears in the Ordinance Book No. 3 at Page 311 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