

deed in blk. 20

ORDINANCE NO. 865

AN ORDINANCE AUTHORIZING PURCHASE OF CERTAIN PROPERTY TO BE USED AS THE SITE FOR THE EUREKA SPRINGS MUNICIPAL HOSPITAL CONVALESCENT WING.

THAT WHEREAS, the voters of the City of Eureka Springs, Arkansas, have heretofore, on the 17th day of August, 1965, approved a bond issue to build a convalescent wing onto the Eureka Springs Municipal Hospital.

AND, WHEREAS, there is not sufficient area on the land now owned by said City near the hospital to construct said new wing; furthermore, that the most logical land is that to the west of the hospital, now owned by Charles W. and Ethel R. Burnside, hereinafter referred to as Burnside, said Burnside Tract being more particularly described as follows, to-wit:

Lots 1 and 4, Block 20, Freeman's Addition to the City of Eureka Springs, and that certain alley that lies between Lot 1 and Lot 4, Block 20, Freeman's Addition to the City of Eureka Springs; more particularly described as follows:

Beginning at a point 40.0 feet West of the point where the section line between Sections 15 and 16 crosses the South Right-of-way Line of Norris Street; thence West 100.0 feet; thence South 216.0 feet; thence East 100.0 feet; thence North 216.0 feet to the point of beginning.

That the City Commission has heretofore received appraisals of said tract from three (3) realtors who are familiar with the value of property in said City, and who are familiar with all the facts involved in this transaction, and based upon all of the appraisals and all of the facts, it is the opinion of said City Commission that it is necessary to purchase said tract, and that Thirteen Thousand Five Hundred (\$13,500.00) Dollars is a reasonable price for said tract; furthermore, that there is sufficient money available from said bond money to make said payment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF EUREKA SPRINGS, ARKANSAS, at a regular meeting of said Commission, and after proper notice of said meeting to all of the

Commissioners, that the City of Eureka Springs, Arkansas, shall purchase the above-described property from Burnside for the sum of Thirteen Thousand Five Hundred (\$13,500.00) Dollars, and that said Commissioners are hereby authorized to pay said amount to Burnside upon receipt of a warranty deed to said property from Burnside.

It is hereby declared that there is an immediate and urgent need to purchase the Burnside tract of land so that construction of said wing can be commenced; therefore, an emergency exists and this Ordinance is and shall be in full force and take effect immediately upon and after its passage.

WITNESS our hands and seals this 6th day of January, 1966.

APPROVED:

Jan M. Bullock
JAN M. BULLOCK, MAYOR

ATTEST:

Albert Harp
ALBERT HARP, CITY CLERK

CERTIFICATE

I, the undersigned, City Clerk of Eureka Springs, Arkansas, hereby certify that the foregoing Ordinance was duly passed by the Commissioners of said City at a meeting held the 6th day of January, 1966; that said meeting was duly called by the Mayor and was attended by a majority of the Commissioners; and that the Ordinance was passed by a majority vote of the Commissioners.

CERTIFIED this 6th day of January, 1966, under the seal of said City.

Albert Harp
ALBERT HARP, CITY CLERK

PETITION TO VACATE STREET

TO THE CITY COMMISSION OF EUREKA SPRINGS, CARROLL COUNTY,
ARKANSAS:

Comes now the City of Eureka Springs, Carroll County, Arkansas, by and through its attorney, and request and show to the City Commission as follows, to-wit:

1. That the City is the owner of the following described property, on which is located the Eureka Springs Municipal Hospital, to-wit:

TRACT #1

Lots 1 and 2, and 3A, 4A, 5A, Front and Back, Block 96, Riley's Survey, on Norris Street and Rude Street; more Particularly described as follows:

Beginning at the point where the section line between Sections 15 and 16 crosses the South Right-of-way Line of Norris Street; thence South 200.0 feet; thence East 80.0 feet; thence North 200.0 feet to said R/W Line; thence West 80.0 feet along said R/W Line to the point of beginning.

2. That the City has contracted to buy the following described property, on which will be built the Municipal Rest and Convalescent Home, now owned by Mr. and Mrs. C. W. Burnside, and hereinafter described as Tract 2, to-wit:

TRACT #2

Lots 1 and 4, Block 20, Freemans Addition to the City of Eureka Springs, and that certain alley that lies between Lot 1 and Lot 4, Block 20, Freemans Addition to the City of Eureka Springs; more particularly described as follows:

Beginning at a point 40.0 feet West of the point where the section line between Sections 15 and 16 crosses the South Right-of-way Line of Norris Street; thence West 100.0 feet; thence South 216.0 feet; thence East 100.0 feet; thence North 216.0 feet to the point of beginning.

That when the new Municipal Rest Home and Convalescent Wing is built, it will be attached to the present hospital building, and this will necessitate a building across Ojo Street between the hereinabove described Tract #1 and Tract #2; that the portion of Ojo Street herein petitioned to be vacated is now used only as a drive-way and/or ambulance entrance and/or parking lot for the Municipal Hospital and suitable access and parking space would be provided under the new plans for the hospital and rest home; furthermore, that said portions of Ojo Street petitioned to be closed is not now needed for street purposes except by the existing hospital, and that the

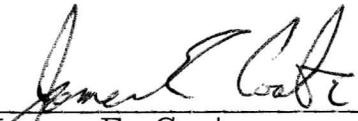
City Commission is now the owner of the abutting property to the East of the portion of Ojo Street requested to be closed and when Tract #2 is purchased from the Burnside's will be the only abutting property of all of the portion of Ojo Street requested to be closed.

That the City Commission of Eureka Springs, Carroll County, Arkansas, vacate Ojo Street from its intersection with Eugenia and/or Norris Street in a Southerly direction for 216 feet, and vest fee simple title in the Petitioner.

That the City Commission set a time and date for a public hearing on this Petition, at which time said Commission shall hear and determine whether that portion of said Ojo Street hereinabove described shall be vacated.

Respectfully submitted this 5th day of January, 1966.

CITY OF EUREKA SPRINGS, ARKANSAS

BY: 

James E. Coate

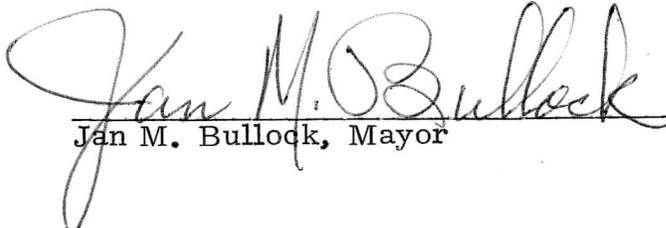
City Attorney

Eureka Springs, Arkansas

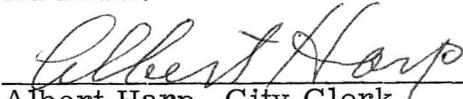
NOTICE OF PUBLIC HEARING

Public notice is hereby given that a Petition was filed on the 6th day of January, 1966, by the City of Eureka Springs, Arkansas, requesting that the City Commission of the City of Eureka Springs, Arkansas, vacate Ojo Street from its intersection with Eugenia and Norris Streets in a Southerly direction for Two Hundred Sixteen (216') feet.

All interested persons are hereby advised that a public hearing will be held on the 27th day of JANUARY, 1966, at 3:00 P. M. in the City Commission Meeting Room in the Carroll County Courthouse, Western District, at which time said Petition will be acted upon and the City Commission shall determine whether or not said portion of said Ojo Street shall be vacated.


Jan M. Bullock, Mayor

ATTEST:


Albert Harp, City Clerk

(Publish Jan 13 and Jan 20)