

ORDINANCE NO. 876

An Ordinance vacating certain alleys and/or streets in Clayton'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 23rd day of August, 1966, by the Southwestern Electric Power Company, requesting the City Commission to vacate and abandon portions of certain alleys and/or streets in the Clayton Addition of the City of Eureka Springs, Arkansas, as more fully described hereinbelow; and,

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 hereinbelow 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 Petitioner is the only abutting property owner 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 Petitioner Southwestern Electric Power Company, the only abutting property owner of all 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:

Madison Street, commencing at the Southern boundary of Oregon Avenue at the NW Corner of Block 63 and NE CORNER of Block 62, and going in a southerly direction along Madison Street between Blocks 62 and 63, through that unnamed street immediately South of Block 62 and 63 which runs in an East-West direction, to the Northwest boundary of Grand Avenue, Where petitioners are the only abutting property owners.

That certain unnamed alley that runs in an East-West direction from the West corporate or city limit line of the City of Eureka Springs, in an Easterly direction through Block 62, and continuing in an Easterly direction through Madison Street and through Block 63 a distance of 100' to the Southeast Corner of Lot 3, Block 63 and the Northeast Corner of Lot 6, Block 63, where petitioners are the only abutting property owners.

That certain unnamed street, which runs in an East-West direction between Block 62 and Block 74, commencing at the West corporate or city limit line of the City of Eureka Springs, and continuing in an Easterly direction to the NW boundary of Grand Street, where petitioners are the only abutting property owners.

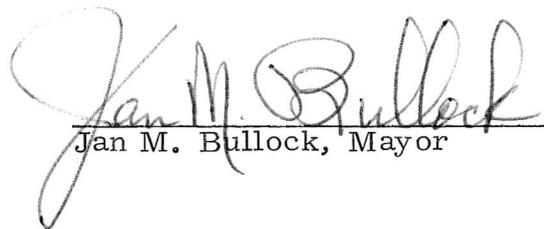
That all of the abovedescribed streets and/or alleys are located in the Clayton's Addition to the City of Eureka Springs, Western District of Carroll County, Arkansas.

Section II. That the City Commission convey the hereinabove described streets and/or alleys to the abutting property owner, Southwestern Electric Power Company.

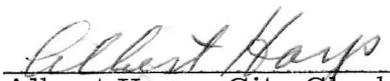
Section III. A copy of this ordinance duly certified by the City Clerk shall be filed in the office of the Recorder in and for the Western District of Carroll County, Arkansas, and recorded in the Deed Records of the said county.

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

Passed and approved this 2nd day of SEPTEMBER, 1966.


Jan M. Bullock, Mayor

ATTEST:


Albert Harp, City Clerk

Publish: ONE TIME - Sept. 8th