

ORDINANCE NO. 883

AN ORDINANCE VACATING A PORTION OF LIBB STREET
AS PER RILEY OR R & A PLAT OF 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 7th day of February, 1968, requesting the City Commission to vacate and abandon a portion of Libb Street, as hereinafter described, as designated on Riley or R & A Plat to the City of Eureka Springs, Arkansas, as appearing of record in Deed Record Book H at page 614 in the Office of the Circuit Clerk and Recorder in and for the Western District, Carroll County, Arkansas.

WHEREAS, after due notices as required by law, the City Commission has, at the time and place mentioned in the notices, heard all persons desiring to be heard on the question, and has ascertained that the portion of the street in question, described as follows, to-wit:

All that part of Libb Street lying between, abutting and adjoining Block 116 and Block 118 as per Riley or R & A Plat of the City of Eureka Springs, Arkansas.

has not been actually used by the public generally for a period of at least five years subsequent to the filing of a plat; that all of the property owners abutting upon the portion of said street to be vacated have filed their written consent to the closing of said street with the City Commission; and that the public interest and welfare will not be adversely effected by the abandonment of the above described portion of Libb Street, in accordance with the terms and conditions of this Ordinance.

WHEREAS, the petition to vacate and abandon the above-described portion of said street was filed by Hazel C. MacDonald, in the time and in the manner as required by law.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF EUREKA SPRINGS, ARKANSAS:

SECTION I: That the City Commission of Eureka Springs, Arkansas, does hereby release, vacate and abandon all its rights, together with the rights of the public generally, in and to the portion of Libb Street, described as follows:

All that part of Libb Street lying between, abutting and adjoining Block 116 and Block 118 as per Riley or R & A Plat of the City of Eureka Springs, Arkansas.

SECTION II. A copy of the 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, and the Mayor and City Clerk are hereby authorized to execute any and all necessary deeds in connection herewith.

PASSED AND APPROVED this 21th day of February, 1968.

BY Charles B. Freeman
Mayor

ATTEST:

Albert Hays
City Clerk