

ORDINANCE NO. 947

AN ORDINANCE VACATING ALL ALLEYS IN BLOCK 5,
FREEMAN ADDITION TO THE CITY OF EUREKA SPRINGS, ARKANSAS

WHEREAS, a petition was duly filed with the City Council of the City of Eureka Springs, Arkansas, on the 19th day of October, 1972, requesting the City Council to vacate alleys hereinafter described as designated in Freeman's Addition to the City of Eureka Springs, Arkansas, as appearing of record in Deed Record Book B at Page 440-441 in the Office of the Circuit Clerk and Ex-Officio Recorder in and for the Eastern District, Carroll County, Arkansas.

WHEREAS, after due notices as required by law, the City Council has, at the time and place mentioned in the notices, heard all persons desiring to be heard on the question and took said petition under advisement for further study and consideration.

AND WHEREAS, the City Council has now ascertained that the alleys in question, described as follows, to-wit:

All of the alleys running North and South and East and West in Block 5, Freeman's Addition to the City of Eureka Springs, Arkansas.

have not been actually used by the public generally for a period of at least five years subsequent to the filing of the plat; that the Petitioners are the sole owners of the property abutting upon the alleys to be vacated and by their petition have consented in writing to such abandonment; and that the public interest and welfare will not be adversely effected by the abandonment of the above described alleys.

WHEREAS, the petition to vacate and abandon the above described alleys was filed by James D. Kidwell and Ruth L. Kidwell, in the time and in the manner as required by law.

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

SECTION I. That the City Council 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 alleys des-

cribed as follows:

All of the alleys running North and South and East and West in Block 5, Freeman's Addition to 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.

PASSED AND APPROVED this 14th day of December, 1972.

BY And L. Craft
Mayor

ATTEST:

Katherine Green
City Clerk

CERTIFICATE

STATE OF ARKANSAS)
COUNTY OF CARROLL) SS.
CITY OF EUREKA SPRINGS)

I, Katherine Green, the duly appointed, elected and qualified City Clerk in and for the City of Eureka Springs, do hereby certify that the attached, above and foregoing instrument of writing is a true and complete copy of Ordinance No. 947 as same appears in the Ordinance Book No. 479 at Page 3 in my office at Eureka Springs, Western District, Carroll County, Arkansas.

GIVEN under my hand and the seal of the City of Eureka Springs, Arkansas, this the 14 day of Dec, 1972.

Katherine Green