

ORDINANCE NO. 950

AN ORDINANCE VACATING PORTIONS OF GLEN AVENUE, AND OJO STREETS AND CERTAIN PORTIONS OF ALLEYS ADJACENT THERETO.

WHEREAS, a Petition was filed by Marguerite Kelley with the Eureka Springs City Council, with Notice of such a Petition and a Public Hearing being thereafter published according to law, requesting the Eureka Springs City Council to vacate and abandon the hereinafter described portions of dedicated streets and alleys in the City of Eureka Springs, Carroll County, Arkansas and

WHEREAS, the City of Eureka Springs City Council, have determined that the streets and alleys sought to be vacated are not capable of being developed as streets or alleys due to the existing terrain, and that the public interest and welfare will not be adversely affected by the abandonment of such portions of the streets and alleys hereinafter described.

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

SECTION I: The City of Eureka Springs, Arkansas does hereby release, vacate and abandon all of its rights, together with the rights of the general public in and to the following described property, subject only to a permanent right-of-way and easement fifteen (15') feet in width for placement of public utilities, to-wit:

That portion of the alley running North and South through Block One (1) and Block Ten (10) of the Freeman Addition of Eureka Springs, and that portion of Glen Avenue lying East of Kingshighway, and that portion of Ojo Street encompassed in the following described real property: Beginning nine (9.0') feet, East of the Southwest (SW) corner of Lot Four (4), Block One (1), Freeman's Addition to Eureka Springs; thence East on the South line of said Lot Four (4), Ninety-one (91.0') feet to the Southeast (SE) corner of said lot; thence South Forty (40.0') feet to the Northeast (NE) corner of Lot One (1), Block Ten (10); thence West along the North side of Lot One (1), Block Ten (10), One Hundred Seventeen (117.0') feet to an iron pin; thence North Forty-two and 5/10 (42.5) degrees East Sixteen and 5/10 (16.5') feet; thence North Thirty-three and 25/100 (33.25) degrees East Twenty-nine and 5/10 (29.5') feet, to the point of beginning.

Also a parcel of ground described as follows: Beginning on the North line of Lot Two (2), Block Ten (10), Freeman's Addition to the City of Eureka Springs, Ten (10.0') feet West of the intersection of the West line of the alley running North and South through said Block Ten (10); thence East on North line of said Block Sixty (60.0') feet; thence due South Seven (7.0') feet to a post Oak tree; thence in a straight line in a Northwesterly direction to the place of beginning.

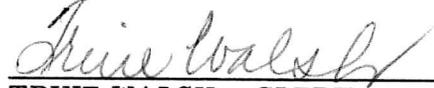
SECTION II: A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Deed records in the office of the Ex-Officio Recorder for the Western District of Carroll County.

SECTION III: This Ordinance shall be in affect, after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 13rd day of May, 1973.


FRED L. NAFF, MAYOR

ATTEST:


TRUIE WALSH, CLERK

THOMAS D. LEDBETTER
ATTORNEY AT LAW

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