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Mail.
Jack Skyles
P.O., Box 150
Lokumutt, OR 97242

ORDINANCE NO. 94-07

AN ORDINANCE VACATING A PART OF AN EASEMENT WITHIN THE CITY LIMITS OF LAKEVIEW, ARKANSAS

WHEREAS, a petition was duly filed with the City Council of the City of Lakeview, Arkansas, on the 9th day of February, 1994, asking the City Council to vacate and abandon a part of an easement for roadway and public utilities, and

WHEREAS after due notices as required by law, the Council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement, or portion thereof, hereinbefore described, has not been actually been used generally for a period of at least five years prior to the filing of the petition herein, that all the owners of the property abutting upon the portion of the easement to be vacated have filed with the Council their written consent to such abandonment, and that public interest and welfare will not be adversely affected by the abandonment of such easement.

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

The City of Lakeview, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the following part of an easement described as follows:

A part of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and a part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 20 North, Range 15 West, Baxter County, Arkansas, described as follows: Starting at the southeast corner of the said NE $\frac{1}{4}$ NW $\frac{1}{4}$, thence N. 87°42' West, 39.93 feet; thence North 2°39'30" East, 168.9 feet to the point of beginning; thence N. 2°39'30" East, 364.7 feet; thence N. 56°03' East, 62.3 feet; thence South 2°39'30" West, 403.8 feet; thence North 85°06' West, 50.0 feet to the point of beginning; containing 0.44 acres, more or less. This property comprises a part of Lots 56, 62 and 69 of Devonshire Lake Estates.

FILED
12:40 PM
APR 15 1994
Clerk
by D.C. K. Luther

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A copy of this ordinance, duly certified by the City Clerk, shall be filed in the office of the recorder of Baxter County, Arkansas, and recorded in the deed records of the county.

Whereas an ordinance is necessary to benefit the property owners adjoining said easement, an emergency is hereby declared to exist pertaining to the vacating of that portion of the alley, and said ordinance shall be in full force and effect from and after its passage and publication.

PASSED this 10th day of March, 1994.

Jack S. Skyles
Mayor

ATTEST:

Mary D. Brann
City Clerk

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RHONDA J. PORTER
City Clerk
APRIL 15 1994
3465-94
12:40 P
RHONDA PORTER, City Clerk and
RECORDED IN DEED RECORDS OF BAXTER COUNTY, ARKANSAS

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