

ORDINANCE NO. 2013-19

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF AN ALLEY IN THE ORIGINAL TOWN OF SEARCY, ARKANSAS

WHEREAS, a Petition was duly filed with the City of Searcy, Arkansas, on the 13th day of May 2013, asking the City Council to vacate and abandon a certain alley in the Original Town of Searcy, Arkansas as platted in Plat Book 1, Pages 1 and 2 in the office of the Circuit Clerk and Recorder of White County, Arkansas.

WHEREAS, after due notice 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 portion of the alley hereinafter described has heretofore been dedicated to the public use as the alley herein described; has not been actually used by the public generally for a period in excess of five years subsequent to the filing of the plat including the past five years; that all the owners of the property abutting upon the portions of the alley to be vacated has filed with the Council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the alley.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEARCY, ARKANSAS.

SECTION 1. The City of Searcy, Arkansas, released, vacates and abandons all its rights together with the rights of the public generally, in and to the following described portion of the alley located in the Original Town of Searcy, Arkansas:

1. The south 150 feet of the alley running North and South between Lots 4, 5, & 6 and 7, 8, & 9 all in Block 42 of the Original Town of Searcy, Arkansas.

SECTION 2. A copy of the ordinance duly certified by the City Clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

SECTION 3. This ordinance shall take effect from and after its passage.

APPROVED AND ADOPTED THIS 11th DAY OF June, 2013.

/s/ David Morris

DAVID MORRIS, MAYOR

ATTEST:

/s/ Jerry Morris

JERRY MORRIS, CITY CLERK