

ORDINANCE NO. 3108

AN ORDINANCE ABANDONING A UTILITY EASEMENT RUNNING NORTH AND SOUTH NEAR THE MIDDLE OF LOT 12 OF THE REPLAT OF LOTS 12 AND 13 OF MCDANIEL SUBDIVISION, THIRD ADDITION TO THE CITY OF JONESBORO, ARKANSAS.

WHEREAS, the City Council at its regular meeting on January 18, 1999 heard the request of Mark DeWeese and Diana DeWeese to abandon a 5 foot utility easement running North and South near the middle of Lot 12 of the Replat of Lots 12 and 13 of McDaniel Subdivision, Third Addition; and

WHEREAS, the City Council held a public hearing and heard all persons desiring to be heard in connection with this matter; and

WHEREAS, the residence of Mark DeWeese and Diana DeWeese on said lot is built over said easement, which makes it necessary to abandon the easement; and

WHEREAS, Mark DeWeese and Diana DeWeese have received approval from all utility companies for the abandonment of said easement; and

WHEREAS, the abandonment of said easement would not adversely affect any utility companies and would be in the best interest of all parties concerned.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Jonesboro, Arkansas, that:

Section 1. The City of Jonesboro, Arkansas hereby vacates and abandons all of its rights together with the right of the public generally, in and to a 5 foot utility easement running North and South near the middle of Lot 12 of the Replat of Lots 12 and 13 of McDaniel Subdivision, Third Addition to the City of Jonesboro.

Section 2. A copy of this Ordinance duly certified by the City Clerk shall be filed in the office of the Recorder of Craighead County at Jonesboro, Arkansas, and recorded in the Deed Records of Craighead County, Arkansas.

Section 3. The closing, vacating and abandonment by the City of its rights and the rights of the public generally in the above described easement is in the public interest and will promote the public peace and welfare. And further the City Council finds that an emergency exists and this Ordinance being necessary for the protection and promotion of the public health, welfare and safety, the same shall take effect from and after its passage and approval.

PASSED and ADOPTED this February 1, 1999.

DEED BOOK 571 PAGE 944
 DATE : 03-01-1999
 TIME : 10:45:15 A.M.
 FILED & RECORDED IN
 OFFICIAL RECORDS OF
 CRAIGHEAD COUNTY, AR.
 ANN HUDSON
 CIRCUIT CLERK

Shanna Vickers D.C.