

BEFORE THE CITY COUNCIL FOR THE CITY OF JONESBORO, ARKANSAS

**PETITION TO VACATE A PORTION OF A DRAINAGE EASEMENT LOCATED IN
LOT 41 OF MARDIS 2ND ADDITION, JONESBORO, ARKANSAS**

Comes the Petitioner, Roy Jackson and for his Petition to Vacate a Portion of a Drainage Easement Located in Lot 41 of Mardis 2nd Addition, Jonesboro, Arkansas, states and alleges that:

1. The Petitioner owns the following property located in the City of Jonesboro, Craighead County, Arkansas:

Lot 41 of Mardis 2nd Subdivision of a part of the South ½ of the SE ¼ of Section 31, T14N-R4E, and a part of the N ½ of the NE ¼ of Section 6, T13N-R4E, and a replat of Lots 14, 15 and 16 of Mardis 1st Subdivision of a part of the S ½ of the SE ¼ of Section 31, T14N-R4E, as shown by plat recorded in Deed Record 158 at Page 74 at Jonesboro, Arkansas, and subject to Bill of Assurance of record in Deed Record 174 Page 358 at Jonesboro, Arkansas, and to easements as shown on recorded plat.

2. Attached hereto as Exhibit "A" and made a part hereof by reference is a plat of survey of Mardis Second Subdivision, recorded at Deed Record 158 at Page 74 at Jonesboro, Arkansas, which plat of survey reflects the location of the drainage easements which Petitioner is requesting to be vacated and abandoned within Lot 41 of said plat.

3. Petitioner also has acquired and is now the present owner of the following described property located in the City of Jonesboro, Craighead County, Arkansas:

Part of Lot 17 Mardis First Subdivision of a part of the S ½ of the SE ¼, Section 31, T14N-R4E, more particularly described as follows: begin at the SW corner of said Lot 17; thence N 79°48'00" E 222.80 feet to the SE corner of said Lot 17; thence North 34.68 feet; thence S 71°19'10" W 231.47 feet to the point of beginning, containing 0.09 acres, more or less.

4. Attached hereto as Exhibit "B" and made a part hereof by reference is a re-plat of survey prepared by Adamson Land Surveying, which re-plat reflects the purchase of the additional

land by Roy Jackson and it reflects the proposed new drainage easement boundaries.

5. Petitioner requests that the City vacate the drainage easements depicted in Lot 41 on Exhibit A, accept and approve the replat attached as Exhibit B, and accept and approve the dedicated drainage easements within Lot 41 on said replat.

6. Petitioner requests that the City Council adopt a resolution at the City Council Meeting scheduled for December 6, 2005 scheduling a public hearing on this Petition and directing the City Clerk to give notice of the public hearing by publication once a week for two consecutive weeks in the *Jonesboro Sun*, a newspaper having a general circulation in the City of Jonesboro.

7. Petitioner further requests that upon the hearing of this Petition, the Jonesboro City Council adopt an ordinance closing, vacating and abandoning the easements described above pursuant to the authority granted by ARK CODE ANN. § 14-199-103, ARK. CODE ANN. § 14-301-301 *et seq* and ARK. CODE ANN. § 14-54-104.

IN WITNESS WHEREOF, Petitioner prays that his Petition be granted and that the drainage easements described in Lot 41 shown on Exhibit A be vacated and abandoned, and that the drainage easements depicted in Exhibit B be accepted and approved by the City.

ROY D. JACKSON

By: 

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