

ORDINANCE NO. 3597

**AN ORDINANCE VACATING A PORTION OF A DRAINAGE EASEMENT
LOCATED IN LOT 41 OF MARDIS 2ND ADDITION, JONESBORO, ARKANSAS**

WHEREAS, a petition was duly filed with the City Clerk for the City of Jonesboro, Arkansas, on December 1, 2005, requesting that the Jonesboro City Council vacate all of the drainage easements located in Lot 41 of Mardis 2nd Addition, Jonesboro, Arkansas, as shown on plat of survey recorded in Deed Record 158 at Page 74 at Jonesboro, Arkansas; and

WHEREAS, notice of the hearing on said petition was given by publication of a notice once a week for two consecutive weeks in the *Jonesboro Sun* as required by Resolution No. 2005:146, passed and approved by the Jonesboro, Arkansas City Council on December 6, 2005, and a hearing on said petition was held at 6:00 p.m. on December 19, 2005, in the Huntington Building located at 900 West Monroe Street, Jonesboro, Arkansas; and

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 petition and has ascertained that the easement hereinabove described, was previously dedicated to the public use as a drainage easement as herein described; that the easement described above is not necessary or beneficial to the public and not required for corporate purposes; that the owners of the property abutting upon the part of the easement to be vacated have not objected; and that public interest and welfare will not be adversely affected by the abandonment of the easement.

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

Section 1: The City of Jonesboro, Arkansas, releases, vacates and abandons all its rights, together with the rights of the public generally in and to the drainage easements dedicated within Lot 41 of Mardis 2nd Addition, Jonesboro, Arkansas, as depicted on plat of survey recorded in Deed Record 158 at Page 74 in Jonesboro, Arkansas.

Section 2: That the City of Jonesboro, Arkansas, approves the Roy Jackson Replat of Lot 41 of Mardis 2nd Addition and Lot 17 of Mardis First Subdivision, Jonesboro, Arkansas, and accepts the drainage easements dedicated therein.

Section 3: 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 4: This Ordinance shall take effect and be in force from and after its passage.

PASSED AND ADOPTED this 19th day of December, 2005.

DEED BOOK 713 PAGE 264 -
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DATE 12/21/2005
TIME 01:30:14 PM
RECORDED IN,
OFFICIAL RECORDS OF
CRAIGHEAD COUNTY
ANN HUDSON
CIRCUIT CLERK
Ann Hudson, D.C.
RECEIPT# 143616