

MULHOLLEN & ASSOCIATES INC.

CIVIL ENGINEERING SERVICES

March 8, 2001

Gene Barnett, Street Superintendent
City of Jonesboro
Post Office Box 1845
Jonesboro, Arkansas 72403

RE: Request to Close Drainage Easement

Dear Mr. Barnett,

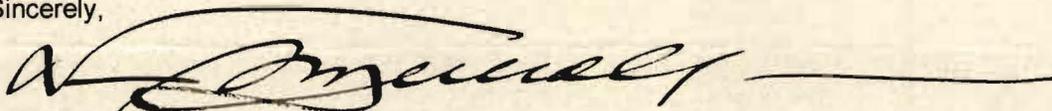
Phillips Investments, Inc. is the owner of Lots 10R and 11R of the Citizens Replat of Lot 11 and part of Lots 7, 9 and 10 in the Shelby Acres Addition, Craighead County, Jonesboro, Arkansas. They wish to replat this property into two lots with the larger lot on the north taking all but the south 135 feet of frontage on Shelby Drive. You will find a copy of this plat showing how the land is presently subdivided is enclosed for your records

The Replat of that subdivision had been presented to the Planning Commission for review at their April meeting. A print of that plat is also enclosed. Please note the fifteen foot (15') drainage easement on the south side of Lot 11R lying north of and abutting the utility easement across the south twenty feet (20') of that a lot. There appears to be no real need for this drainage easement and it would be decidedly beneficial to the owner to close the drainage easement. We would genuinely appreciate your reviewing this matter and offering any comments that may be appropriate. We have prepared an ordinance to close that drainage easement for consideration by the Jonesboro City Council and would like your concurrence in that request.

State law stipulates that the proper procedure for abandonment of an easement requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the Replat does not satisfy the legal requirements for closure of the easements. City officials need written evidence from all utility service providers agreeing with the closure before passing the required ordinance.

A space has been provided below for your signature acknowledging your concurrence with this proposed action to close the utility easements shown on the original plat of this subdivision. Please sign and return one copy of this letter.

Sincerely,



Dan B. Mulhollen, PE
President

I, Gene Barnett, Street Superintendent, City of Jonesboro, concur in the closure of the fifteen foot (15') drainage easement along the south side of and north of and abutting a twenty foot (20') utility easement on the south line of Lot 11R of the Citizens Replat of Lot 11 and part of Lots 7, 9 and 10 of the Shelby Acres Addition, Craighead County, Jonesboro, Arkansas.



Gene Barnett, Street Superintendent, City of Jonesboro

March 8, 2001

Claude Martin, City Engineer
City of Jonesboro
Post Office Box 1845
Jonesboro, Arkansas 72403

RE: Request to Close Drainage Easement

Dear Mr. Martin,

Phillips Investments, Inc. is the owner of Lots 10R and 11R of the Citizens Replat of Lot 11 and part of Lots 7, 9 and 10 in the Shelby Acres Addition, Craighead County, Jonesboro, Arkansas. They wish to replat this property into two lots with the larger lot on the north taking all but the south 135 feet of frontage on Shelby Drive. You will find a copy of this plat showing how the land is presently subdivided is enclosed for your records

The Replat of that subdivision had been presented to the Planning Commission for review at their April meeting. A print of that plat is also enclosed. Please note the fifteen foot (15') drainage easement on the south side of Lot 11R lying north of and abutting the utility easement across the south twenty feet (20') of that a lot. There appears to be no real need for this drainage easement and it would be decidedly beneficial to the owner to close the drainage easement. We would genuinely appreciate your reviewing this matter and offering any comments that may be appropriate. We have prepared an ordinance to close that drainage easement for consideration by the Jonesboro City Council and would like your concurrence in that request.

State law stipulates that the proper procedure for abandonment of an easement requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the Replat does not satisfy the legal requirements for closure of the easements. City officials need written evidence from all utility service providers agreeing with the closure before passing the required ordinance.

A space has been provided below for your signature acknowledging your concurrence with this proposed action to close the utility easements shown on the original plat of this subdivision. Please sign and return one copy of this letter.

Sincerely,

Dan B. Mulhollen, PE
President

I, Claude Martin, City Engineer, City of Jonesboro, concur in the closure of the fifteen foot (15') drainage easement along the south side of and north of and abutting a twenty foot (20') utility easement on the south line of Lot 11R of the Citizens Replat of Lot 11 and part of Lots 7, 9 and 10 of the Shelby Acres Addition, Craighead County, Jonesboro, Arkansas.



Claude Martin, City Engineer, City of Jonesboro