

MOONEY LAW FIRM, P.A.

ATTORNEYS AT LAW

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CHARLES M. MOONEY, SR.
CHARLES M. MOONEY, JR.

CLARKE MIXON
JAMES R. BARR

September 12, 2012

Via email: Ospriggs@jonesboro.org

Otis Sprigs

Re: gas easement

Dear Otis:

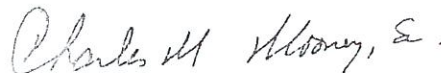
Attached please find a Petition to vacate, a Resolution to set public hearing and an ordinance to vacate, which I discussed with you this morning. Mike Ebbert is obtaining a plat, which will be attached to the documents and we will forward to you.

I understand that you are contacting the other utility companies and will notify the City Clerk in order to get the project on the council docket for the next council meeting.

Please advise me as to the amount of cash deposit you need and I will have Mike Ebbert to furnish the same. I will have Mike deliver the plat and deposit to you and he can sign the petition in your office.

Cordially Yours,

MOONEY LAW FIRM, P.A.



Charles M. Mooney, Sr.

CMMsr: bd
Enclosed-stated
C/c: Mike Ebbert

PETITION TO VACATE

PETITION TO VACATE AN: Gas Easement

LOCATED AT: Along Stadium Blvd. and Parkwood,
City of Jonesboro, Arkansas

TO: The Honorable Harold Perrin, Mayor, and the members of the Jonesboro City Council

We, the undersigned, being all the owners of the real estate of or adjacent (to) the gas easement to be vacated hereinafter sought to be abandoned and vacated, lying in Jonesboro, Arkansas, a municipal corporation, petition to vacate an which is described as follows:

Legal Description: See Attached Exhibit "A"

That the real estate affected by said abandonment of the gas easement, which is located at Stadium and Parkwood, to the City of Jonesboro, Arkansas, a certified copy of the original plat located in the Circuit Clerk's Office for the County of Craighead, State of Arkansas, is attached hereto, and made a part hereof as though set out herein word for word.

Petitioners state that the above described real estate will not adversely affect the public interest and welfare and would also not be adversely affected by the abandonment of the above described gas easement.

The petitioners recommend that the City of Jonesboro, Arkansas, abandon and vacate the above described real estate, subject, however, to the existing utility easements as required, and that the above described real estate be used for their respective benefit and purpose as now approved by law.

WHEREFORE, the undersigned petitioners respectfully recommend that the governing body of the City of Jonesboro, Arkansas, abandon and vacate the above described real estate, subject to said utility easements and as to that particular land the owner be free from the easements of the public for the use of said real gas easement.

Dated this ___ day of September, 2012.

Printed Name

Signature

Printed Name

Signature

**AN ORDINANCE TO VACATE AND ABANDON
A PORTION OF A GAS EASEMENT FOR THE
PURPOSE OF THE RE-ALIGNMENT OF THE EASEMENT**

CRAIGHEAD COUNTY, JONESBORO, ARKANSAS

BE IT ORDAINED by the city Council of Jonesboro, Arkansas, that:

SECTION ONE: The City of Jonesboro, Arkansas, hereby releases, vacates and abandons all of its rights, together with the rights of the public generally, in and to an easement as follows:

DESCRIPTION: See Attached Exhibit "A".

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

SECTION TWO: It is further found that due to the immediate need of the affected property owner to record this new easement, and re-platted parcels affected by the described private improvements.

SECTION THREE: A copy of the ordinance duly certified by the City Clerk shall be filed in the office of the recorder of Craighead County, Arkansas and shall be filed in the Deed Records of such office.

RESOLUTION TO SET A PUBLIC HEARING
REGARDING THE CAVATING OF A PORTION OF AND
EXISTING GAS EASEMENT BY THE JONESBORO CITY COUNCIL

WHEREAS, the Honorable Harold Perrin, Mayor has a petition with the City Clerk of the City of Jonesboro, Arkansas, requesting that the City vacates, abandons and relocates all of its rights, together with the rights of the public generally, in and to gas easement, as described as follows:

See Attached Exhibit "A".

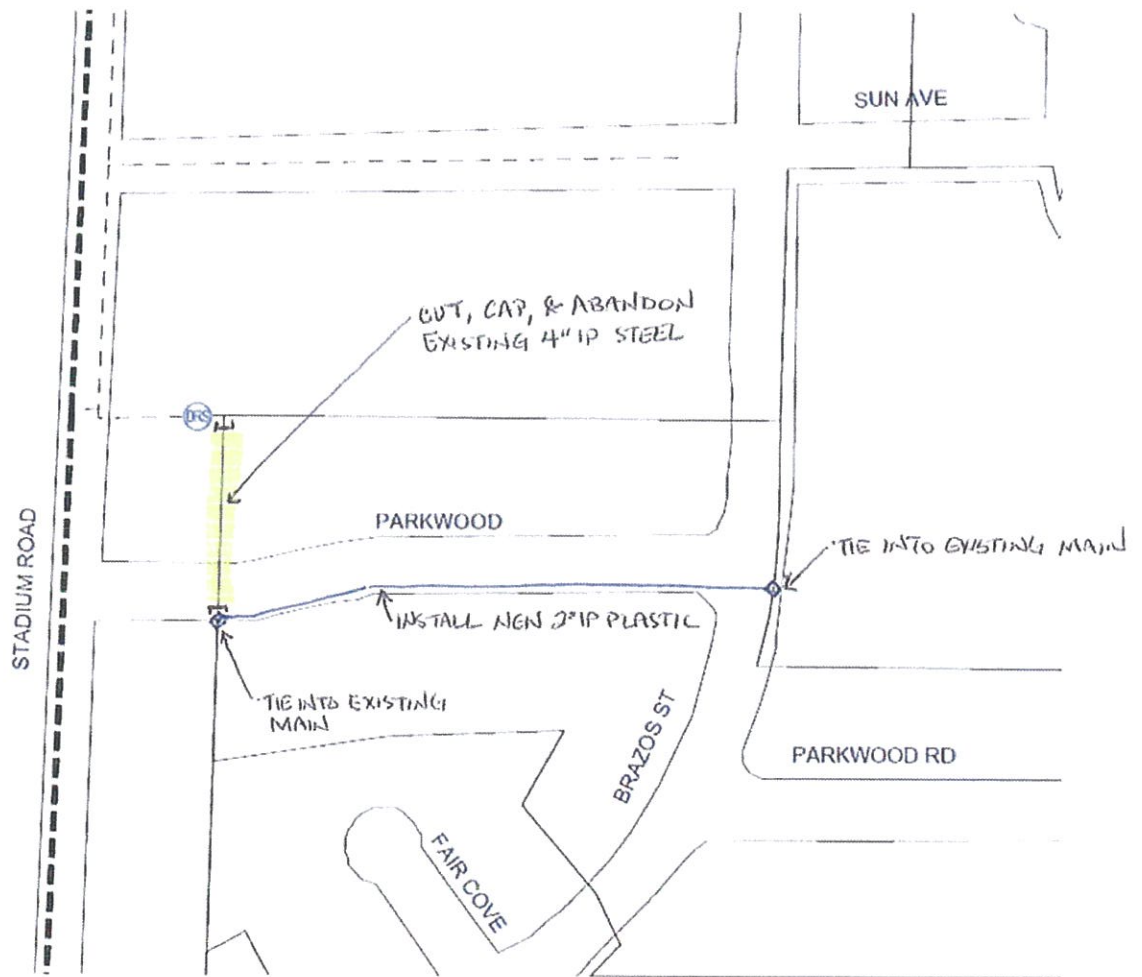
Be vacated and abandoned; AND

WHEREAS, the petition has been presented to the City Council for the City of Jonesboro, Arkansas; AND

WHEREAS, Arkansas Code Annotated §14-301-302; requires two weeks public notice before the above right of way can be vacated and abandoned;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Jonesboro, Arkansas, that the City Clerk is directed to publish a notice once a week for two consecutive weeks advising the public of the request mentioned above and this matter will be heard before the City Council on _____, at ___p.m. o'clock in the Council Chambers, 900 West Monroe, Jonesboro, Arkansas.

ATTACHMENT A



REVISION TO LOCK	
A. SITE	10/20/11
B. CITY SUBMITTAL	



SITE DEVELOPMENT PLANS
for
CONCORD PROPERTIES INC.
#AR000 ROAD AND STADIUM BOULEVARD JOHNSBORO ARKANSAS

PROJECT NAME
CONCORD PROPERTIES
SHEET TITLE
CONDITIONS & DEMOLITION PLAN
SHEET NUMBER
2
PROJECT NUMBER
12010CPI
DATE
8/24/12

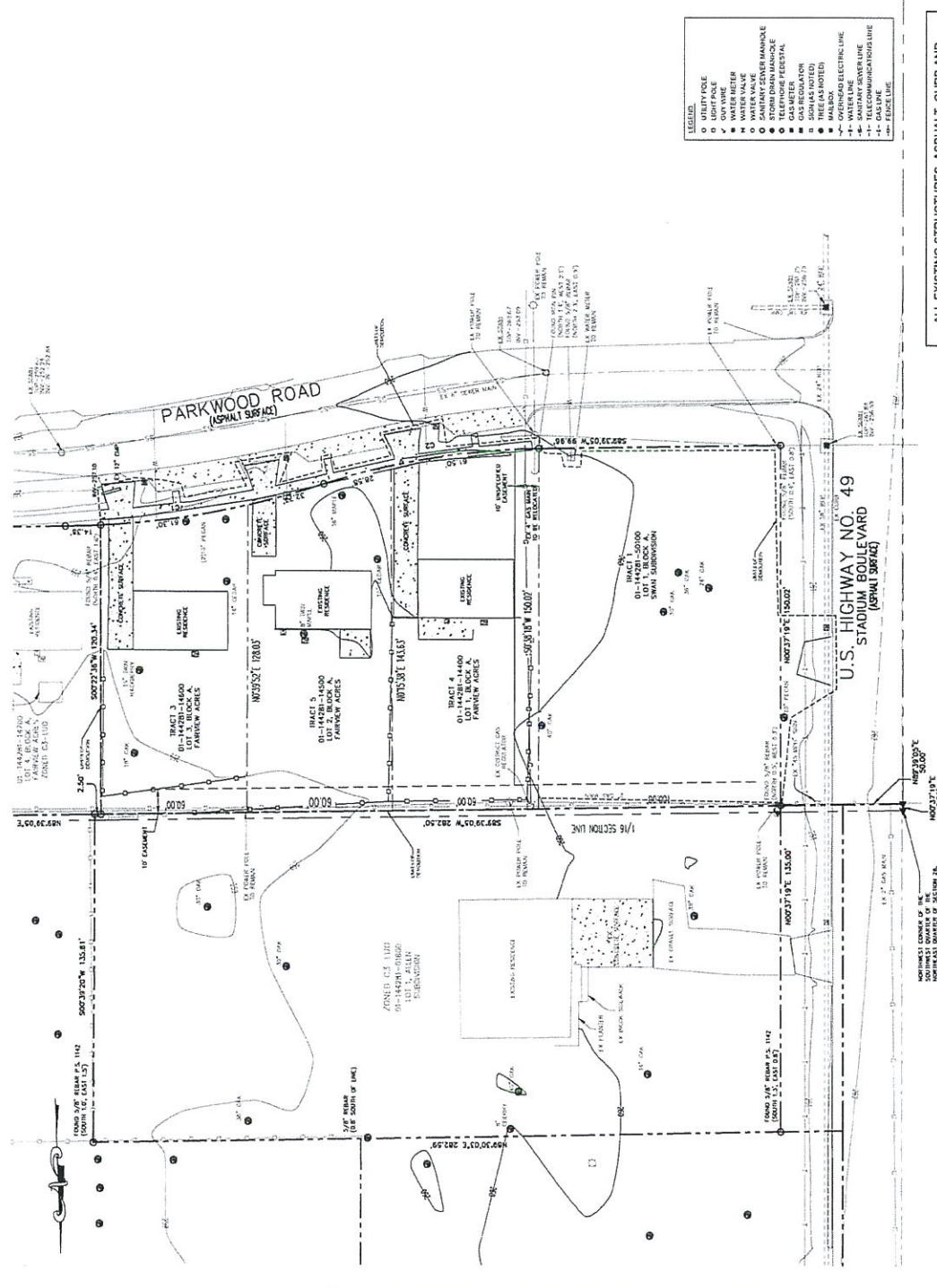
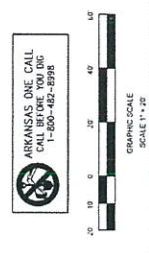


LEGEND:

- UTILITY POLE
- LIGHT POLE
- WATER METER
- WATER METER
- WATER VALVE
- SANITARY MANHOLE
- STORM DRAIN MANHOLE
- TELEPHONE MANHOLE
- GAS REGULATOR
- SIGN (AS NOTED)
- SIGN (AS SHOWN)
- MAILBOX
- OVERHEAD ELECTRIC LINE
- SANITARY SEWER LINE
- TELECOMMUNICATIONS LINE
- FENCE LINE

REVISIONS:

1. THE INFORMATION CONTAINED HEREIN IS THE PROPERTY OF CARTER ENGINEERING CONSULTANTS, INC. AND IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREIN. ANY REUSE OR MODIFICATION OF THIS INFORMATION WITHOUT THE WRITTEN CONSENT OF CARTER ENGINEERING CONSULTANTS, INC. IS STRICTLY PROHIBITED.
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10. THE INFORMATION CONTAINED HEREIN IS NOT TO BE USED FOR ANY OTHER PROJECT OR SITE WITHOUT THE WRITTEN CONSENT OF CARTER ENGINEERING CONSULTANTS, INC.



- LEGEND:**
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 - TELEPHONE MANHOLE
 - GAS REGULATOR
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 - SIGN (AS SHOWN)
 - MAILBOX
 - OVERHEAD ELECTRIC LINE
 - SANITARY SEWER LINE
 - TELECOMMUNICATIONS LINE
 - FENCE LINE

ALL EXISTING STRUCTURES, ASPHALT, CURB AND DRIVEWAYS SHALL BE DEMOLISHED AND REMOVED FROM SITE.

ALL EXISTING TREES SHALL BE REMOVED FROM SITE.

CURVE TABLE

CURVE #	LENGTH	RADIUS	DELTA	CHORD	CHORD LENGTH
C1	106.51	333.37	173.28	356.57	107.59
C2	30.8	293.48	173.00	357.55	91.12

THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SECTION 24, TOWNSHIP 14 NORTH, RANGE 4 EAST