

ORDINANCE NO. 3175

AN ORDINANCE ABANDONING THE NORTH ELEVEN FEET OF THE NETTLETON BAPTIST CHURCH RE-PLAT, AND CONFIRMING MAPC APPROVAL OF NETTLETON BAPTIST CHURCH ADDITION

WHEREAS, as a condition of re-plat approval, the Nettleton Baptist Church was required, in 1990, to dedicate twenty-one (21') feet of right-of-way for Nettleton Avenue, between Thorn Street and Clark Street; and

WHEREAS, a portion of said dedication contained an encroachment, thus resulting in the unintended consequence of there being a cloud on the title of the Church's property; and

WHEREAS, on November 9, 1999, the Metropolitan Area Planning Commission approved another re-plat of the Church's property, the partial effect of which, with City Council confirmation and acceptance, abandons and vacates the southernmost eleven (11') feet of the said twenty-one (21') foot dedication, and removes the encroachment; and

WHEREAS, it is hereby found and determined that the said eleven (11') feet of right-of-way is not needed for public purposes at this time, and that the public interest will not be adversely affected by its abandonment;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS:

SECTION 1. That the south eleven (11') feet of the Nettleton Avenue right-of-way, between Thorn Street and Clark Street, same being the north eleven (11') feet of the Nettleton Baptist Church Re-plat, be, and the same is hereby abandoned and vacated for all future purposes.

SECTION 2. That said eleven (11') feet shall accrue to the contiguous parcel of property to the south, the title of which is held by Nettleton Baptist Church.

SECTION 3. That the Metropolitan Area Planning Commission's approval of the Nettleton Baptist Church Addition, a record re-plat incorporating said eleven (11') feet into said Church's described property, is hereby confirmed and accepted.

PASSED AND APPROVED THIS 15th DAY OF NOVEMBER, 1999.

DEED BK 796 PG 739
 DATE 05/18/2009
 TIME 10:47:58 AM
 RECORDED IN
 OFFICIAL RECORDS OF
 CRAIGHEAD COUNTY
 ANN HUDSON
 CIRCUIT CLERK
 _____, D.C.
 RECEIPT# 188801