



*Owned by the Citizens of Jonesboro*

May 9, 2016

City of Jonesboro  
P.O. Box 1845  
Jonesboro, AR 72403  
Attn: Donna Jackson

Re: Southwest Bell Easement Abandonment  
Lot 9  
Windover Gardens (Plat Book B Page 110)  
City of Jonesboro  
Craighead County, Arkansas

Dear Donna:

City Water and Light has no objection with the abandonment of the sixteen & one-half (16.5) foot Southwest Bell easement lying on the Southern portion of Lot 9 of Windover Gardens, as shown on this attached sketch.

Please call if more information is needed.

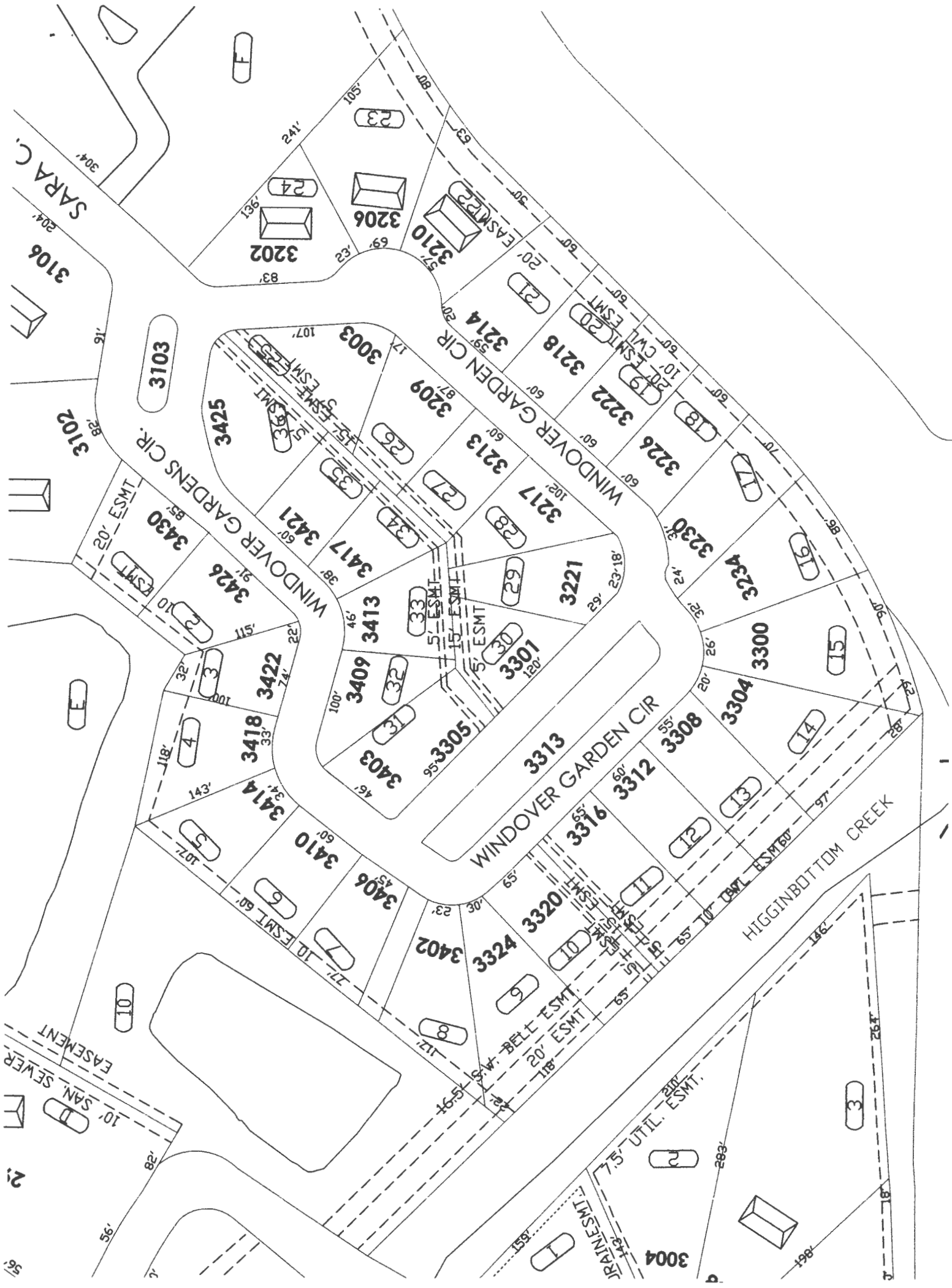
Sincerely,

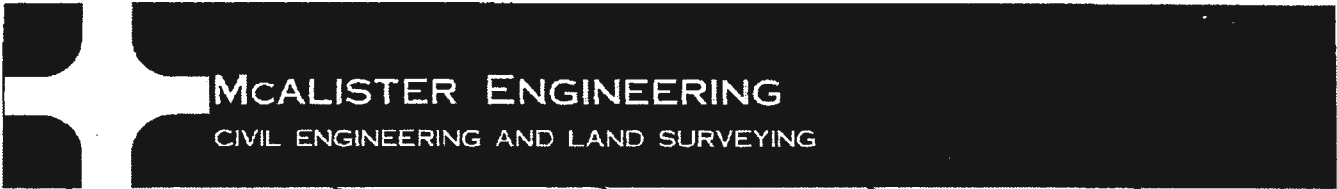
A handwritten signature in black ink, appearing to read "Jake Rice, III". The signature is stylized and includes a large, sweeping flourish at the end.

Jake Rice, III, P.E.  
Manager, City Water & Light

Enclosure

Cc: McAlister Engineering





May 5, 2016

AT&T Services Inc.  
723 S. Church Street  
Jonesboro, AR 72401

RE: Request to Abandon Southwestern Bell Easement Across Lot 9 of Windover Gardens

To whom it may concern:

This easement is shown on Windover Gardens Plat recorded in Book Plat Book B, page 110, in the Office of the Circuit Clerk for Craighead County, AR, in Jonesboro, AR. A copy of this plat is enclosed for your records.

A petition, resolution, and ordinance will be presented to the City Council for their decision.

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.

Southwestern Bell has an easement crossing the southern end of the property, but due to an error on the subdivision plat specified, a 2<sup>nd</sup> easement was erroneously created. We are not suggesting abandonment of the existing easement in which SWB/AT&T lines are currently placed in, but rather the incorrect easement as shown on plat specified. 811 calls have been made to locate all utilities on the property, and no utility line runs through the depicted area of the lot.

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

Sincerely,

Clarence W. "Mac" McAlister, PE, PS

I, *Lance M... [Signature]* (print name), concur in the closure of the easement as shown crossing Lot 9 of Windover Gardens Subdivision.

*[Signature]* (Signature) Lead OSP Planning & Engineering Design (Position)  
Utility Company Representative



Anthony Martinez  
Manager-Lead OSP Planning  
& Engineering Design

AT&T - Arkansas  
723 S. Church, Rm. B27  
Jonesboro, AR 72401  
870.972.7596 Phone  
870.972.7558 Fax

May 9, 2016

Anthony Martinez  
AT&T - Arkansas  
723 S. Church, Rm. B27  
Jonesboro, AR 72401

Dear Mr. McAlister,

Please see page 2 of this document for approval of abandonment of the utility easement in question Re: Request to Abandon Southwestern Bell Easement Across Lot 9 Windover Gardens Recorded in Book Plat Book B, Page 110, in the Office of the Circuit Clerk for Craighead County, AR, in Jonesboro, AR. Please be aware that this approval will not take effect until a hard copy has been delivered to the City of Jonesboro city clerk (Donna Jackson). The delivery of the hard copy must to be completed by Bradley P. Hancock Surveying & Mapping or an associate of theirs.

Sincerely,

A handwritten signature in black ink, appearing to be "Am" followed by a stylized flourish.

Anthony Martinez  
Manager-Lead OSP Planning  
& Engineering Design



Anthony Martinez  
Manager-Lead OSP Planning  
& Engineering Design

AT&T - Arkansas  
723 S. Church, Rm. B27  
Jonesboro, AR 72401  
870.972.7596 Phone  
870.972.7558 Fax

## UTILITY RELEASE FORM

### TELECOMMUNICATIONS EASEMENT ABANDONMENT REQUEST

I have been notified of the petition to vacate the following described as follows:

Re: Request to Abandon Southwestern Bell Easement Across Lot 9 Windover Gardens  
Recorded in Book Plat Book B, Page 110, in the Office of the Circuit Clerk for Craighead  
County, AR, in Jonesboro, AR.

#### UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided the following  
described easements are retained.
- Objections to the vacation(s) described above, reason described below:

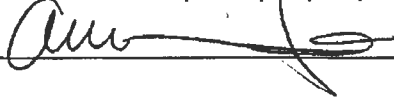
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Anthony Martinez  
Manager-Lead OSP Planning  
& Engineering Design

Signature of Utility Company Representative:



Date: 05/09/2016

**McALISTER ENGINEERING**  
CIVIL ENGINEERING AND LAND SURVEYING

May 5, 2016

Suddenlink Communications Inc.  
1520 S. Caraway Road  
Jonesboro, AR 72401

RE: Request to Abandon Southwestern Bell Easement Across Lot 9 of Windover Gardens

To whom it may concern:

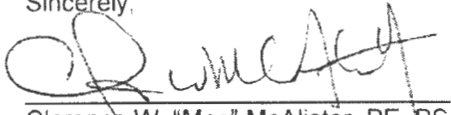
This easement is shown on Windover Gardens Plat recorded in Book Plat Book B, page 110, in the Office of the Circuit Clerk for Craighead County, AR, in Jonesboro, AR. A copy of this plat is enclosed for your records.

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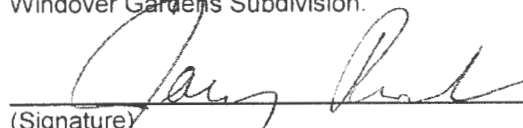
State law stipulates that the proper procedure for abandonment of an easement requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the replat does not satisfy the legal requirements for closure of the easements. City officials need written evidence from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

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

Sincerely,

  
Clarence W. "Mac" McAlister, PE, PS

I, Joey Roach (print name), concur in the closure of the easement as shown crossing Lot 9 of Windover Gardens Subdivision.

  
(Signature)  
Utility Company Representative

  
(Position)

**McALISTER ENGINEERING**  
CIVIL ENGINEERING AND LAND SURVEYING

May 5, 2016

CenterPoint Energy  
3013 Ole Feedhouse Road  
Jonesboro, AR 72404

RE: Request to Abandon Southwestern Bell Easement Across Lot 9 of Windover Gardens

To whom it may concern:

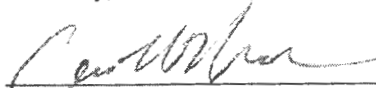
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State law stipulates that the proper procedure for abandonment of an easement requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the replat does not satisfy the legal requirements for closure of the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


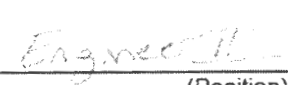
A space has been provided below for your signature acknowledging your concurrence with this proposed action to close the easement shown on the original plat of this subdivision. Please sign and return one copy of this letter.

Sincerely,



Clarence W. "Mac" McAlister, PE, PS

I, Chase Botson (print name), concur in the closure of the easement as shown crossing Lot 9 of Windover Gardens Subdivision.

(Signature)  
Utility Company Representative

(Position)