

ORDINANCE NO. 35-18**AN ORDINANCE ENTITLED, AN ORDINANCE TO CLOSE AND VACATE AND
ABANDON A PORTION OF STREET RIGHT-OF-WAY AND
A PORTION OF AN ALLEY LOCATED IN
JEFFERSON PLACE, BLOCK 4, AN ADDITION
TO THE CITY OF FORT SMITH, ARKANSAS**

WHEREAS, a petition was duly filed with the Board of Directors of the City of Fort Smith, Arkansas, May 1, 2018, asking the Board of Directors to vacate and abandon an undeveloped portion of North 31st Street right-of-way (formerly Lawrence Avenue) and a portion of an alley located in Jefferson Place, an addition to the City of Fort Smith, Arkansas.

WHEREAS, after notice as required by law, the Board of Directors has at the time and place mentioned in the notice duly published as required by law, heard all persons as desiring to be heard on the questions, and has ascertained that the said street right-of-way and alley as described below have heretofore been dedicated to the public use as street right-of-way and alley and at this time is no longer required for the corporate purposes; it is in the best interest of the citizens of Fort Smith that the street right-of-way and alley be closed; and that the public interest and welfare will not be adversely affected by the abandonment of the said street and alley.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION 1: The City of Fort Smith hereby releases, vacates and abandons all of its rights, title and interest, together with the right of the public generally, in and to the street right-of-way and alley designated as follows:

Street Right-of-Way Abandonment:

A Twenty-five foot (25') wide portion of Lawrence Avenue lying parallel and adjacent to the West line of Block 4 also lying parallel and adjacent to the East right of way line of a 50' Wide Inter-Suburban Railroad as platted on Jefferson Place subdivision plat filed for record April 14, 1905, and being more particularly described as follows:

Beginning at an existing rebar on the South right of way line of North L Street being the Northwest corner of Lot 10 of said Block 4; thence South 329.00 feet, more or less, along the West line of said Block 4 and said West line extended to the Northwest corner of Lot 10 of Block 3 Jefferson Place; thence West 25.00 feet to the East line of said Inter-Suburban Railroad right of way; thence North along said Railroad right of way 329.00 feet more or less, to the South right of way line of South L Street; thence East along said South right of way line 25.00 feet to the point of beginning, containing 8,225 square feet more or less.

Alley Abandonment:

A Fifteen foot (15') wide portion of the platted Alley lying parallel and adjacent to the South line of Lot 10 Block 4 Jefferson Place said Alley also lying parallel and adjacent to the North line of Lot 1 Block 4 Jefferson Place as filed for record April 14, 1905, and being more particularly described as follows:

Beginning at an existing rebar on the North line of said Alley being the Southwest corner of said Lot 10; thence East 50.0 feet more or less to an existing rebar marking the Southeast corner of said Lot 10; thence South 15.0 feet to the Northeast corner of said Lot 1; thence West 50.0 feet more or less to an existing rebar marking the Northwest corner of said Lot 1; thence North 15.0 feet to the point of beginning, containing 750 square feet more or less.

SECTION 2: A copy of this Ordinance duly certified by the City Clerk shall be filed in the Office of the County for the Fort Smith District of Sebastian County, Arkansas, and recorded in the deed records of said county.

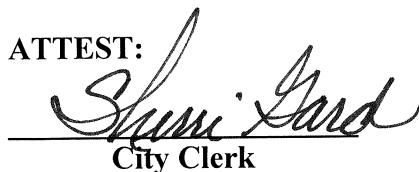
SECTION 3: This Ordinance shall take effect and be in effect from and after its passage.

PASSED AND APPROVED THIS 15th DAY OF MAY 2018.

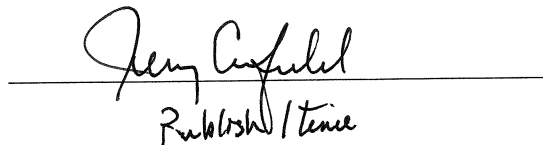
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


Recorder/Treasurer