

RESOLUTION NO. R-39-23

RESOLUTION AMENDING RESOLUTION NO. R-25-22

BE IT RESOLVED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, that:

SECTION 1: The legal description for the acquisition of a sewer utility easement from Pernod Ricard USA, LLC, Tract 24 for the Highway 45 Utility Relocation, previously approved by Resolution No. R-25-22, is hereby amended to read as attached in Exhibit A.

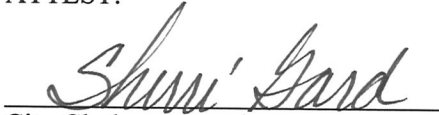
SECTION 2: All such actions previously taken regarding Project 19-12 are hereby confirmed.

PASSED AND APPROVED this 21<sup>st</sup> day of February 2023.

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

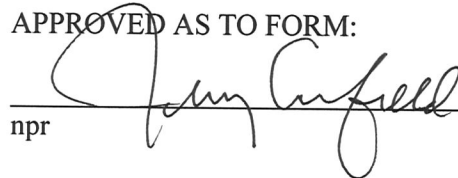
  
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Exhibit A

An easement crossing part of Lot 1C of Hiram Walker Addition to the City of Fort Smith (filed for record February 6, 2007, plat 1775C), Sebastian County, Arkansas, being more particularly described as follows:

Commencing at the NW corner of said Lot 1C on the East right-of-way of Arkansas Highway 45; thence N71°34'16"E 27.42', along the North line of said Lot 1C, being the Point of Beginning; thence continuing N71°34'16"E 23.46'; thence S16°13'25"E 75.02'; thence S06°25'59"E 72.11'; thence S11°54'20"E 372.93'; thence S31°41'23"W 25.74'; thence S13°18'37"E 59.13'; thence S76°41'23"W 20.00', to said East right-of-way of Arkansas Highway 45; thence along said right-of-way, N13°10'00"W 145.72'; thence N76°34'57"E 19.50'; thence N1°54'20"W 305.93'; thence N01°29'49"E 19.86'; thence N09°22'15"W 53.46'; thence N32°23'38"W 32.99'; thence N08°09'56"W 39.29', to the Point of Beginning, containing 13,678 sq. feet or 0.31 acre more or less.