

6B.

ORDINANCE NO. 33-15

AN ORDINANCE TO ABANDON  
A PUBLIC UTILITY EASEMENT  
LOCATED IN FIANNA HEIGHTS, LOTS 1257, 1266, 1267-A AND 1267-B  
AN ADDITION TO THE CITY OF FORT SMITH, SEBASTIAN COUNTY, ARKANSAS

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**BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF  
FORT SMITH, THAT:**

**SECTION 1:** The City of Fort Smith, Arkansas hereby releases, vacates and abandons all its rights together with the rights of the public generally to a public utility easement located in the hereinafter described real property:

Fianna Heights, Lot 1257

Abandonment of an existing 15.00 foot Utility Easement on the South line of Lot 1257, Fianna Heights to the City of Fort Smith, Sebastian County, Arkansas being more particularly described as follows:

Beginning at an existing rebar marking the Southwest Corner of Lot 1257. Thence along the West line of said Lot 1257, North 03 degrees 34 minutes 04 seconds East, 15.00 feet. Thence leaving said West line, South 86 degrees 23 minutes 52 seconds East, 276.81 feet. Thence South 38 degrees 57 minutes 03 seconds West, 18.39 feet to the South line of Lot 1257. Thence along the South line of said Lot 1257, North 86 degrees 23 minutes 52 seconds West, 266.16 feet to Point of Beginning.

Fianna Heights, Lot 1266

Abandonment of an existing 15.00 foot Utility Easement on the South line of Lot 1266, Fianna Heights to the City of Fort Smith, Sebastian County, Arkansas being more particularly described as follows:

Commencing at a set rebar with cap marking the Southeast Corner of Lot 1266. Thence along the South line of said Lot 1266, North 86 degrees 23 minutes 47 seconds West, 7.50 feet to the Point of Beginning. Thence continue along said South line, North 86 degrees 23 minutes 47 seconds West, 986.46 feet. Thence leaving said South line, North 04 degrees 16 minutes 46 seconds East, 15.00 feet. Thence South 86 degrees 23 minutes 47 seconds East, 986.46 feet. Thence South 03 degrees 23 minutes 56 seconds West, 15.00 feet to the Point of Beginning.

LOT 1267-A and Lot 1267-B

Abandonment of an existing 15.00 foot Utility Easement on the South line of Lots 1267-A and 1267-B of Fianna Heights to the City of Fort Smith, Sebastian County, Arkansas being more particularly described as follows:

Commencing at an existing iron pin marking the Southeast Corner of Lot 1267-B. Thence along the South line of said Lot 1267-B, North 86 degrees 25 minutes 07 seconds West, 15.00 feet to the Point of Beginning. Thence continue along the South line of said Lot 1267-B and the South line of Lot 1267-A, North 86 degrees 25 minutes 07 seconds West, 961.58 feet. Thence leaving said South line of said Lot 1267-A, North 38 degrees 57 minutes 03 seconds East, 18.40 feet. Thence South 86 degrees 25 minutes 07 seconds East, 951.03 feet. Thence South 03 degrees 59 minutes 09 seconds West, 15.00 feet to the Point of Beginning.

The public utility easement being released, vacated and abandoned is no longer required for municipal corporate purposes.

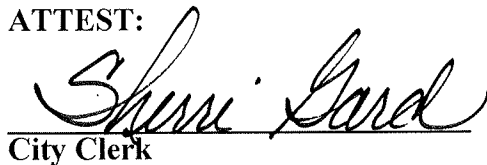
**SECTION 2:** A copy of the Ordinance duly certified by the City Clerk shall be filed with the Office of the Recorder of the County and recorded in the deed records of the County.

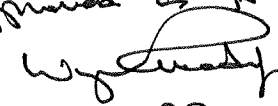
**PASSED AND APPROVED THIS 5<sup>th</sup> DAY OF MAY 2015.**

APPROVED

  
Mayor

ATTEST:

  
City Clerk

Approved as to form  
  
NPR