



JB2012R-0158732

JB2012R-015873

ANN HUDSON

CRAIGHEAD COUNTY

RECORDED ON:

09/18/2012 02:02PM

STATE OF ARKANSAS
City of Brookland

BY  , D. C.

ORDINANCE NO. 2012-09

AN ORDINANCE VACATING AND ABANDONING AN ALLEYWAY BETWEEN LOT 7 OF BLOCK F OF THE RYANS SURVEY AND LOT 1 OF THE HAYES ADDITION TO THE TOWN OF BROOKLAND, ARKANSAS; AND DECLARING AN EMERGENCY.

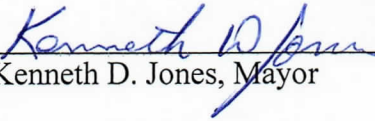
WHEREAS, a request for abandonment of the alleyway between Lot 7 of Block F of the Ryans Survey and Lot 1 of the Hayes Addition of the Town of Brookland, Arkansas, located in Section 29, Township 15 North, Range 5 East, Craighead County, Arkansas, has been made to the City Council of the City of Brookland, Arkansas; and

WHEREAS, the City Council has obtained the written consent by all landowners adjoining this alleyway and has ascertained that the alleyway or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as an alleyway herein described; has not been actually used by the public generally for a period of a least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the alleyway to be vacated have filed with the council their written consent to the abandonment; and that the public interest and welfare will not be adversely affected by the abandonment of the alleyway.

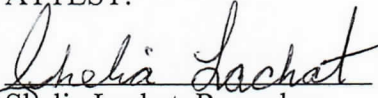
NOW, THEREFORE, be it ordained by the City Council of the City of Brookland, Arkansas:

- Section 1. The City of Brookland, Arkansas, releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the alleyway designated as follows: Alleyway between Lot 7 of Block F of the Ryans Survey and Lot 1 of the Hayes Addition to the Town of Brookland, Arkansas.
- Section 2. A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.
- Section 3. **Emergency Clause**
It is hereby found and determined that it is necessary for a timely sale that the alleyway be abandoned; therefore, an emergency is declared to exist so that this ordinance shall be in full force and effect from and after its passage.

PASSED AND ADOPTED THIS 11th DAY OF September, 2012.


Kenneth D. Jones, Mayor

ATTEST:


Shelia Lachat, Recorder



September 3, 2012

Mayor Ken Jones
City of Brookland
P.O. Box 7
Brookland, AR 72417

Mayor Jones,

This is a followup to our conversation last Friday. I am writing on behalf of the current property owners of record for 303 E. Mathews and 305 E. Mathews (formerly owned by Raymond Coy). The current owners of record are Erma Doty and Fredia Bryant who would like to request the City of Brookland vacate the right of way formerly used as an alley/ditch and have that revert to the property. The properties are currently being sold so they would like to have the right of way vacated prior to closing on the sale(s).

If you have any questions, feel free to contact me at 208-890-0290. Correspondence can be sent to Erma Doty at 303 Hall St., Bay AR 72411 and/or Fredia Bryant at 2216 Sutton Drive, Jonesboro AR 72401.

Thank you for your assistance in this matter.

Sincerely,

Patti Patterson

Patti Patterson
(daughter of Erma Doty)
6247 N Bellecreek Ave
Boise ID 83713

Erma Doty
Erma Doty

Fredia Bryant
Fredia Bryant

STATE OF ARKANSAS
COUNTY OF CRAIGHEAD

On this the 12th day of September, 2012, before me, Shelby L. Pfeifer personally appeared Fredia Bryant and Erma Doty known to me (or satisfactorily proven) to be the person whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

Shelby L. Pfeifer
Notary Public

