

ORDINANCE NO. 105-B
THE INCORPORATED TOWN OF COTTER, ARKANSAS

WHEREAS, the petition of Frank G. Wallick was duly filed with the Town Council of the Incorporated Town of Cotter, Arkansas, on the 26th day of September 1961, requesting the Town Council to vacate and abandon all that portion of Fifth Street as shown on the plat of said Town of record in Plat Book 1 at page 13 in the office of the County Clerk and Ex-Officio Recorder of Baxter County, Arkansas beginning at Harding Boulevard and ending at White River Bluff Line; and

WHEREAS, after due notice as required by law, the Council, at the time and place stated in said notice, has heard all persons desiring to be heard on the question and has ascertained that the portion of Fifth Street above described has heretofore been dedicated to public use as a street; that said portion of Fifth Street has never been used in any manner whatsoever by the public since the filing of said plat; that Frank G. Wallick, the petitioner, and Mrs. Lockie Heckart are the sole and only owners of property abutting upon said portion of Fifth Street and Mrs. Lockie Heckart has filed with the Town Council her written, verified consent that same be abandoned and vacated; and that the public interest and welfare will not be adversely affected by its abandonment;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE INCORPORATED TOWN OF COTTER, ARKANSAS:

SECTION 1: The Incorporated Town of Cotter, Ark., hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to that portion of Fifth Street beginning at the north right-of-way line of

Harding Boulevard and running in a northerly direction to White River Bluff Line and lying between Lots Numbers 1607 and 1608, as shown on plat of said Town recorded in Plat Book 1 at page 13 thereof in the records of the County Clerk and Ex-Officio Recorder of Baxter County, Arkansas.

SECTION 2. A copy of this Ordinance, duly certified by the Town Recorder, shall be filed in the office of the County Clerk and Ex-Officio Recorder of Baxter County, Ark., and recorded in the deed records of said County.

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

Passed on November 9, 1961.

C. G. Gilliland
Recorder

R. H. Freeman
Mayor

CERTIFICATE

I, C. G. GILLILAND, Recorder of the Incorporated Town of Cotter, Ark., hereby certify that the above and foregoing is a true, accurate, complete and correct copy of Ordinance No. 105, adopted at a meeting of the Town Council of the said Town, had and held on November 9, 1961.

IN WITNESS WHEREOF, I hereunto set my hand as said Recorder and affix the seal of said Town on this November 9, 1961.

(SEAL)

C. G. Gilliland
Recorder