

*RMS*  
*City of Cotter*  
*Cotter Ark*  
*72626*

COTTER ORDINANCE NO. 1 - 85

WHEREAS, a written petition was duly filed with the City Council of the City of Cotter, Ark. on December 19, 1984, by Roger Trimble and Verna Trimble, the owners of all abutting lands, to vacate and close all that part of Main St., Cotter Heights, a part of the City of Cotter, Baxter County, Ark., abandoned by the City when re-locating said street over ten years ago in order to eliminate a sharp angle where said Main St. joined Ninth Street, Cotter, both the plats of Cotter and Cotter Heights being recorded in the office of the Circuit Clerk and Ex-Officio Recorder of Baxter County, Ark; and

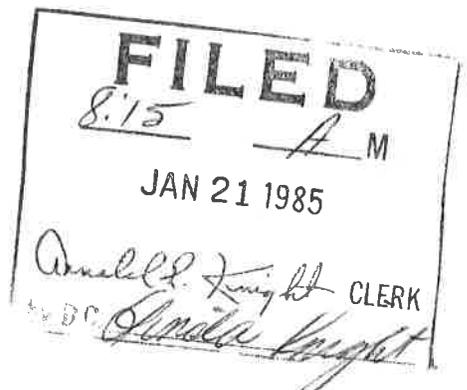
WHEREAS, after due notices as required by law, the Council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question; that Main Street has heretofore been dedicated to the public use as a street; that the part of said Main Street, <sup>hereinafter described,</sup> sought to be closed was abandoned by the City more than ten years ago and ~~has~~ not been actually used by the public generally during said period; that Roger Trimble and Verna Trimble, the petitioners, are the owners of all of the property abutting upon that part of the street sought to be vacated; and that the public interest and welfare will not be adversely affected by the closing of that part of said street heretofore abandoned by the City.

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

SECTION 1. The City of Cotter, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the part of Main Street, Cotter Heights, described as follows:

Begin at the intersection of the East R/W line of Main Street and the North R/W line of State Street for Point of Beginning, run thence North 89° 30' West 60 feet; thence North 1° 01' East 122.11 feet; thence South 50° 41' East 76.77 feet; thence South 1° 01' West 73.8 feet to Point of Beginning.

It is the intention that all that part of Main Street abandoned by the City in re-locating said street is hereby vacated.



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SECTION 2. The City of Cotter, Arkansas, hereby changes the name of the re-located street from Main Street to Ninth Street, Main Street, Cotter Heights, and Ninth Street, Cotter, in actuality being extensions of each other,

SECTION 3. A copy of this Ordinance duly certified by the City Recorder shall be filed in the office of the Circuit Clerk and Ex-Officio Recorder of Baxter County, Ark. and recorded in the deed records of the County.

SECTION 4. This Ordinance shall take effect and be in full force from and after its passage.

PASSED this 3rd day of January, 1985.

ATTEST: Theodore X. Cramlet Recorder

APPROVED: R. Bayler Mayor

CERTIFICATE

This is to certify that I, Theodore X. Cramlet, am the duly elected, qualified and acting Recorder of the City of Cotter, Arkansas; that the minutes, Ordinances and Resolutions of said City are under my control; that the above and foregoing Ordinance was passed in accordance with law by the City Council of the City of Cotter, Arkansas, at which a quorum was present, on January 3, 1985, at the regular meeting of said Council.

Theodore X. Cramlet

(Seal)

Recorder

CERTIFICATE OF RECORD

STATE OF ARKANSAS )  
COUNTY OF BAXTER )  
I, Arnold R. Knight, Circuit Clerk and Ex-Officio Recorder for the county aforesaid, do hereby certify that the annexed and foregoing instrument of writing was filed for record in my office on this 4th day of January A. D. 1985 at 8:15 o'clock A. M., and the same is now duly recorded, with the acknowledgment and certificate thereon in "Record Inst. 339-85" Page \_\_\_\_\_  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 21 day of January 1985  
Arnold R. Knight  
Clerk and Ex-Officio Recorder  
Debbie J. Beach

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