

ORDINANCE NO. 2002-04

**AN ORDINANCE ABANDONING A PORTION OF A PUBLIC STREET
WITHIN THE CITY OF COTTER, ARKANSAS**

WHEREAS, a petition was duly filed with the City Council of the City of Cotter, Arkansas, asking for the City to vacate and abandon a portion of a public street;

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 questions, and ascertained that the street described hereinafter has heretofore been dedicated to public use as a street, but has not actually been open for use by the public; that all the owners of the property abutting upon the portion of the street to be vacated have given consent to the abandonment and that public interest and welfare will not be adversely affected by the abandonment of said street.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Cotter, Arkansas:

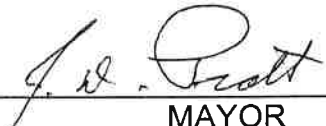
Sec. 1: The City of Cotter, Arkansas, releases, vacates and abandons all its rights, together with the rights of the public generally in and to the public street designated as follows:

That portion of State Street which is South of Highway 62B and runs east and west along Lots 17 through 30 within the City of Cotter, Arkansas.

Sec. 2: A copy of the ordinance duly certified by the City Recorder shall be filed in the Office of the Recorder of the county and recorded in the deed records of the county.

Sec. 3: This ordinance shall take effect and be in force from and after its passage.

DATED this 15th day of August, 2002.



MAYOR
J.D. PRATT

ATTEST:



CITY RECORDER/TREASURER
MARY E. MC LAUGHLIN

ORDINANCE NUMBER 2002-04 AMENDED

AN ORDINANCE CORRECTING ORDINANCE NUMBER 2002-04 AS RELATES TO THE LEGAL DESCRIPTION OF AN ABANDONED STREET.

WHEREAS, Ordinance Number 2002-04 abandoned a portion of a city street within the city limits of the City of Cotter, Arkansas, and

WHEREAS. The description of the road contained an erroneous legal description;

THEREFORE, Be it ordained by the City Council of the City of Cotter, Arkansas:

1. That the road abandoned by Ordinance 2002-04 shall hereby be described as follows:

That portion of State Street which is south of Highway 62B and runs east and west adjacent to lots 17 through 30, Cotter Heights, Baxter County, Arkansas.

2. A copy of the ordinance, duly certified by the City Recorder-Treasurer, shall be filed in the office of the Recorder of the County, and recorded in the deed records of the property.

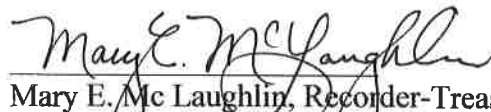
This ordinance shall take effect and be in full force from and after its passage

PASSED THIS 20TH DAY OF NOVEMBER, 2003

APPROVED:


Bill Jennings, Mayor

ATTEST:


Mary E. Mc Laughlin, Recorder-Treasurer