# ORDINANCE NO. 2007-05

AN ORDINANCE VACATING AND ABANDONING AN ALLEY IN THE CITY OF MULBERRY, ARKANSAS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:

WHEREAS, a Petition was duly filed with the City Council of the City of Mulberry, Arkansas, requesting the City to vacate and abandon an alley described herein within the City of Mulberry, Arkansas; and

WHEREAS, after due notice as required by A.C.A. Sections 14-301-401 et. Seq., a public hearing was held on March 20, 2007, and the City Council heard all persons desiring to be heard on the question and ascertained that the alley has not actually been used by the public generally for a period of more than five years preceding this date; that a majority of the owners of the property abutting such alley to be vacated have filed with the Council or have expressed their consent to such abandonment and the public interest and welfare are not adversely affected by the abandonment of such alley.

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

SECTION 1: The City of Mulberry, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, to the following described alley:

> The Alley located in BLOCK FOUR (4) OF THE ORIGINAL TOWN OF MULBERRY, between Carter and Heard Streets and between Third and Fourth Streets.

SECTION 2. A copy of this Ordinance bearing original signatures and duly certified by the City Recorder/Treasurer shall be filed in the Miscellaneous Records of the Circuit Clerk of Crawford County, Arkansas.

SECTION 3. That the immediate passage of this ordinance is necessary for the maintenance and control of traffic along streets within the City of Mulberry, Arkansas, and therefore an emergency is declared to exist and this ordinance, necessary for the preservation of public peace, health, welfare and safety, shall take effect and be in full force from and after its passage.

PASSED AND APPROVED THIS 20th DAY OF MARCH 2007.

Betty Feller

Betty Feller, Mayor

ATTEST:

Jerry Dick

Jerry Dickerson, Recorder/Treasurer

# CERTIFICATE

The undersigned, Recorder-Treasurer of the City of Mulberry, Arkansas, hereby certifies that the foregoing page is a true and perfect copy of Ordinance No. 2007-05, adopted at a regular session of the City Council of the City of Mulberry, Arkansas, held at the regular meeting place of the City at 7:00 o'clock p.m. on the 20th day of March, 2007, and that the Ordinance is of record in Ordinance Record Book No. 2007 now in my possession.

GIVEN UNDER MY HAND AND SEAL ON THIS 20th DAY OF MARCH, 2007.

Jerry Dickerson, Recorder-Treasurer

PETITION TO VACATE AND ABANDON AN ALLEY IN THE CITY OF MULBERRY, ARKANSAS.

The following persons, as evidenced by their signatures below, certify that they are owners of real property in the City of Mulberry, Arkansas and that they petition and pray that the City Council of Mulberry, Arkansas abandon the alley located in ~~Block D of the City of Mulberry~~, Block 4, Original Town of Mulberry between Carter and Heard Streets and 3rd and 4th Streets. This abandonment is needed for the purpose of use as a church building.

| | |
|---|---|
| Mulberry First Assembly of God | |
| Robert David Rae | 756 N Main |
| Geneva Moore | 744 N. Main |
| Omar L. Lowrimore | 656 Alma Ave. |
| Ray D'Bay | 770 Church |
| Bobby Tweed | 946 Alma Ave |
| Norma Keaton | 702 alma ave |
| Frank Clyde | 425 Carter Ave |
| Edna Lorene Joslin | 750 alma Ave. |
| Burnell Joslin | 750 alma ave |
| Shirley J. Tweedy | 946 Alma ave. |

# *City of Mulberry, Arkansas*

***Betty Feller, Mayor***

*Post Office Box 448*
*Mulberry, Arkansas 72947*
*Phone 479-997-1321 / Fax 479-997-1232*


02/28/07

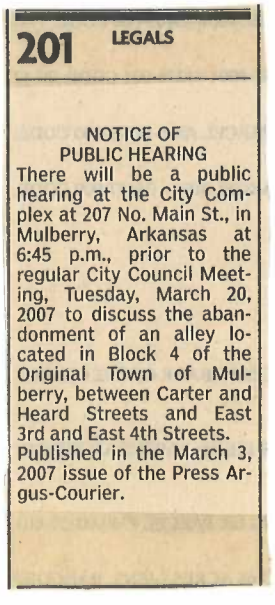
TO: Tawana Wright
Press Argus-Courier
FAX: 479-471-5607

Please publish the following in the legal section of the classifieds Saturday March 3, 2007. If you have questions, please contact me.

Marie Johnson,
City Clerk

## NOTICE OF PUBLIC HEARING

There will be a public hearing at the City Complex at 207 No. Main St. in Mulberry, Arkansas at 6:45 p.m., prior to the regular City Council Meeting, Tuesday, March 20, 2007 to discuss the abandonment of an alley located in Block 4 of the Original Town of Mulberry, between Carter and Heard Streets and East 3rd and East 4th Streets.



201 LEGALS

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Published in the March 3, 2007 issue of the Press Argus-Courier.

Doc Num2007004097
$11.00
03/30/2007 10:54:37 AM
Filed & Recorded in the Official Records of
SHARON L. BLOUNT, CIRCUIT CLERK
By D.C.

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PASSED AND APPROVED THIS 20th DAY OF MARCH 2007.

CITY OF MULBERRY SEAL MULBERRY, ARK.

ATTEST:

Jerry Dickerson, Recorder/Treasurer

Betty Feller, Mayor



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## CERTIFICATE

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GIVEN UNDER MY HAND AND SEAL ON THIS 20th DAY OF MARCH, 2007.

Jerry Dickerson, Recorder-Treasurer

CERTIFICATE OF RECORD
STATE OF ARKANSAS, COUNTY OF CRAWFORD
I hereby certify that this instrument was
Filed and Recorded in the Official Records
in Doc Num 2007004097
03/30/2007 10:54:37 AM
Sharon L. Blount
Crawford County Circuit Clerk & Recorder
By: _____ D.C.