

ORDINANCE NO. 6-04

IN THE MATTER OF THE CLOSING OF A PORTION  
OF THE FOLLOWING DESCRIBED STREET  
TURKEY STREET,  
MORE PARTICULARLY DESCRIBED BELOW:

WHEREAS, a petition was filed with the City Council of the City of Diamond City, Arkansas, on the 29 day of June 2004, asking the City Council to vacate and abandon a portion of the following described street, to-wit:

The portion of Turkey Street that borders the south side of Block 1, Lots 42&43 of Greenbriar sub-division, and the North side of Block 1, Lots 44 & 45 of Greenbriar sub-division.

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 and has ascertained that the portion of the street above described was heretofore dedicated to use as a street, but has never been used by the public, and that all of the owners of the property abutting upon the street to be vacated have consented to the petition for such abandonment, and that the public interest and welfare are not adversely affected by the abandonment of such street.

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

SECTION 1: The City of Diamond City, Arkansas retains the existing easement for possible utility use.

SECTION 2: Pursuant to prior agreement between the parties, the land currently occupied by Turkey Street shall become the property of William Dean and Joseph Mims.

SECTION 3: A copy of this Ordinance duly certified by the City Clerk shall be filed in the office of the Recorder of County Deed Records.

ADOPTED by a roll call vote of 5 ayes; \_\_\_\_\_ nays; \_\_\_\_\_ abstentions; \_\_\_\_\_ absentees; 1 vacancies; this 20 day of September, 2004

ATTEST:

APPROVED:



