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FILED FOR RECORD

05 NOV -3 P 3:56 B

JEANNIE STEEN, CLERK

BY C. Davis DC

ORDINANCE NO. 8-05

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

WHEREAS, a petition was filed with the City Council of the City of Diamond City, Arkansas, on the 25th day of July, asking the City Council to vacate and abandon a portion of the following described street, to-wit:

Section of Cowdry Street west of Tealbrook Drive and east of Mallard Drive, Between Lot 5 & 6 of Block 9 and Lot 13 of Block 8 of Gold Coast Subdivision.

WHEREAS, after due notice 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 above described street 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 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 Cowdry Street shall become the property of Kenneth and Janice Sproul and A.J. and Toby Meier.

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 of Records.

ADOPTED by a roll call vote of
5 ayes; _____ nays; _____ abstentions; 1 absentees; _____ vacancies;
this 17 day of October, 2005.

ATTEST:

Sandy Beaver

Sandy Beaver
Recorder/Treasurer

APPROVED:

Troy Burleson

Troy Burleson
Mayor

