

FILED FOR RECORD

1980 NOV -4 AM 11:43

ORDINANCE NO. 73

WASHINGTON COUNTY, ARK.
ALMA KOLLMEYER
CIRCUIT CLERK

AN ORDINANCE VACATING CERTAIN ALLEYS IN THE
ORIGINAL TOWN OF TONTITOWN, ARKANSAS.

WHEREAS, a petition was filed with the Town Council of the
Town of Tontitown, Arkansas, on the 2nd day of September, 1980,
asking that the Town Council vacate and abandon the following described
alley situate in the Original Town of Tontitown, Arkansas, to-wit:

A Twenty (20') foot alley beginning on the East end of
Block 14 and continuing through Blocks 14, 15, 16 and 17
in the Original Town of Tontitown, Washington County, Arkansas.

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 alleys hereinabove
described have heretofore been dedicated to the public use as alleys; have
not been actually used by the public generally for a period of at least
five years subsequent to the filing of said petition; that petitioners are
a majority of the sole owners of the property abutting all of said alleys;
and, that public interest and welfare will not be adversely affected by
the abandonment of said alleys.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Town Council of the
Town of Tontitown, Arkansas, that :

- (1) The Town of Tontitown, Arkansas, hereby releases, vacates
and abandons all its rights, together with the rights of the public
generally in and to the alleys hereinabove described.
- (2) A copy of this Ordinance duly certified by the Town Recorder
shall be filed in the Office of the Recorder of the County, and recorded
in the Deed Records of the County.
- (3) This Ordinance shall take effect and be in force from and
after its passage.

PASSED AND APPROVED this 7th day of October, 1980.

H. L. Bausinger
H. L. BAUSINGER - MAYOR

ATTEST: Frances S. Franco
FRANCES S. FRANCO - TOWN RECORDER

1029 407

RESOLUTION OF TOWN COUNCIL OF THE TOWN OF
TONTITOWN, ARKANSAS

NO. 25

WHEREAS, a majority of the owners of property abutting on the following described lands have filed their Petition herein, asking that the said streets and alleys in the Original Town of Tontitown, Arkansas, be vacated:

A twenty foot (20') alley beginning on the East end of Block 14 and continuing through Blocks 14, 15, 16 and 17 in the Original Town of Tontitown, Washington County, Arkansas.

WHEREAS, said petitioners claim to be a majority of the owners of the property abutting all said streets and alleys, and

WHEREAS, petitioners allege and claim that said alley has not been open to the public for use within five (5) years last past.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of Tontitown, Arkansas, that a hearing on said Petition be had on the 7 day of October, 1980 at 8:00, P.M., in the Town Council Room in the Town of Tontitown, Arkansas.

AND BE IT FURTHER RESOLVED, that a Notice of said hearing on said Petition be published in the Springdale News of Springdale, Arkansas, in the time and manner as prescribed by law.

TOWN OF TONTITOWN, ARKANSAS

BY H. L. Bausinger
H. L. BAUSINGER - Mayor

ATTEST: Frances S. Franco
FRANCES S. FRANCO - Recorder

PETITION TO THE TOWN COUNCIL OF
TONITOWN, ARKANSAS

Come now the below named petitioners and for their petition herein, state:

1. That the petitioners are a majority of the sole legal and equitable owners of the lands which abutt upon the following designated alley in the Original Town of Tonitown, Arkansas ; and further,

2. That a copy of a portion of the plat of the Original Town of Tonitown, Arkansas, is attached hereto, marked Exhibit "A" and made a part hereof by reference, and that the alley situated in said area is more particularly described as:

A twenty foot (20') alley beginning on the east end of Block 14 and continuing through blocks 14, 15, 16 and 17 in the Original Town of Tonitown, Washington County, Arkansas.

3. That it is the desire of the petitioners herein that said alley be vacated in that said alley has not been open to public use within five (5) years last past.

WHEREFORE, petitioners pray that by a proper resolution, and that after a hearing as required by law, pray an Ordinance be enacted vacating said alley and vesting ownership of said alley so vacated in the petitioners herein, as the legal and equitable owners thereof.

Respectfully submitted,

Leon Zulpo
Frederick J. Zulpo Jr
Sebril O. Zulpo
Mark L. Zulpo
Paula J. Zulpo
Lavinia Zulpo
P. H. Thompson
By Paul A. Maestri
Edward J. Maestri

Francis Franco
Celeste Perry
Mary Demetrio

