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ORDINANCE NO. 133

AN ORDINANCE ACCEPTING DEDICATION OF A RIGHT OF WAY FOR STREET EASEMENT CONNECTING MOUNTAIN DRIVE STREET BETWEEN HWY. 71 ON THE EAST END AND ON THE WEST IN THE CITY OF GREENLAND, ARKANSAS TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES.

WHEREAS, the record title owners of certain real property as set out in this Ordinance within the City of Greenland, Washington County, Arkansas, have conveyed a right-of-way and easement for the purpose of constructing, maintaining, repairing, and replacing a public street; and

WHEREAS, the easement to be dedicated to the City of Greenland and accepted thereby and the owners of each tract, are hereby described as follows, to-wit:

TRACT I

Record title holder: Johnny James and Hazel James, Husband and Wife. Easement conveyed to City of Greenland.

A public road easement along the South 40 feet of the following described real estate which incorporates Mountain Road as now laid out; provided, however, said easement shall not extend any further West than said Mountain Road now extends, which real estate is more particularly described as follows:

A part of the South half of the Southwest Quarter of the fractional Northwest Quarter of Section Four (4) being more particularly described as follows: Beginning at the Southwest

(SW) corner of the Southwest Quarter (SW1/4) of the Fractional Northwest Quarter (NW1/4) of said Section Four (4) and running thence N 0 degrees 09' 41" E 657.73 feet; thence S 89 degrees 37' 40" E 946.62 feet to a point located 100 feet West of the centerline of the existing railroad tracks, thence southerly along a line parallel with and 100 feet West of said railroad track centerline S 1 degrees 22' 03" E 223.74 feet, S 0 degrees 42' 51" W 215.06 feet, S 2 degrees 12' 47" W 213.39 feet to the South line of the Southwest Quarter (SW 1/4) of the Fractional Northwest Quarter (NW1/4) of said Section Four (4); thence N 89 degrees 58' 41" W 942.87 feet to the point of beginning, containing 14.29 acres, more or less, Township Fifteen (15) North, Range Thirty (30) West, City of Greenland, Washington County, Arkansas.

WHEREAS, THE CITY OF GREENLAND, WASHINGTON COUNTY, ARKANSAS, finds that it is in the public interest for the City of Greenland to own such right-of-way with the right to construct, maintain, and repair the public street.

IT IS THEREFORE ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GREENLAND, WASHINGTON COUNTY, ARKANSAS, that the City of Greenland, Washington County, Arkansas, hereby accepts said conveyance and dedication of the above easements, over and across said tracts of land and in consideration thereof, agrees that it will maintain a good and sufficient street over the entire property as herein described in each tract as costs permit.

EMERGENCY CLAUSE: It is hereby declared that this Ordinance, being necessary for the preservation of the health, safety, and welfare of the citizens of the City of Greenland, Arkansas, should become effective immediately upon its passage, approval and publication.

PASSED AND APPROVED on this 10<sup>th</sup> day of August, 1992.

Roy Barrett  
MAYOR

ATTEST:

Donna Cheevers  
Treasurer/Recorder