

ORDINANCE OF THE CITY OF COCHRAN TO CLOSE A PORTION OF
POPLAR STREET THAT IS UNPAVED AND UNOPENED ON THE
SOUTHWEST END OF POPLAR STREET

GEORGIA, BLECKLEY COUNTY

IT IS HEREBY ORDAINED by the governing authority of the City of Cochran that a section of Poplar Street that is unpaved and unopened and bounded on the northeast by a ditch and on the southwest side by Masonic Circle is hereby closed by the Mayor and Council of the City of Cochran and that portion of Poplar Street to be closed is more particularly described as follows:

All that tract or parcel of land containing 9,586 square feet in Land Lot 143 of the 21st Land District of Bleckley County, Georgia, and in the City of Cochran and being more particularly described as follows:

BEGIN at an iron pipe at the intersection of the northeast right of way of Sixth Street with the southeast right of way of Masonic Circle; and thence run north 44 degrees 29 minutes 17 seconds east along the southeast right of way of Masonic Circle to an iron pipe and the point of beginning of the property herein described; thence run north 45 degrees 27 minutes 23 seconds west along the northeast right of way of Masonic Circle a distance of 50.11 feet to an iron pipe in the northeast right of way of Masonic Circle; thence run north 44 degrees 31 minutes 19 seconds east a distance of 191.77 feet to an iron bolt in the southwest right of way of a ditch; thence run south 44 degrees 52 minutes 32 seconds east along the southwest right of way of said ditch a distance of 50 feet to an existing bolt in the southwest right of way of said ditch; and thence run south 44 degrees 29 minutes 17 seconds west a distance of 191.26 feet to an iron pipe in the northeast right of way of Masonic Circle and the point of beginning of the property herein described.

For a more complete and accurate description reference is hereby made to a plat of survey made by T. Jerry Peacock, Registered Surveyor #2132, recorded in Plat Cabinet B, Slide 117-3A of the Bleckley County Deed Records.

WHEREAS, Poplar Street is an unpaved and unopen road which runs from Taylor Drive in a southwesterly direction to a ditch, except for a small portion of said road that is unpaved and unopen and bounded on the northeast side by a ditch and on the southwest side by Masonic Circle; and,

WHEREAS, the portion of Poplar Street that is the subject of this Ordinance is the southwest end of Poplar Street that is bounded on the northeast by a ditch and on the southwest by Masonic Circle and has not been used by the general public for years; and

WHEREAS, the above unpaved and unopened portion of Poplar Street as described above is of no benefit to the general public at all; and,

WHEREAS, at the present time no member of the general public of the City of Cochran is using said unpaved and unopened portion of Poplar Street on the southwest end of Poplar Street in said unopened and unpaved portion of Poplar Street as bounded on the northeast by a ditch and on the southwest by Masonic Circle and every property owner in the general area has access to their property without using this unpaved and unopened portion of Poplar Street at the southwest end of Poplar Street and every property owner in the general area has access to their property without using this unpaved and unopened portion of Poplar Street that is the subject of this Ordinance; and

NOW THEREFORE, BE IT RESOLVED:

1. The governing authority of the City of Cochran hereby makes a final finding and determination that the unpaved and unopened portion of Poplar Street as shown on Exhibit "A" is of no benefit to the general public at all, and it is for the public good and welfare and it is deemed in the public interest to abandon that portion of Poplar Street as set out on the attached Exhibit "A", and the property on both sides of the unpaved portion of Poplar Street which the City of Cochran is proposing to close is owned as follows: On the southeast side by Stuckey Timberlands, Inc. and on the northwest side by Cochran Masonic Lodge #217F. / A.M.
2. The portion of Poplar Street which is to be abandoned is attached hereto as Exhibit "A".
3. Notice of Intent of the City of Cochran to abandon that portion of Poplar Street has been given to property owners located on both sides of the portion of Poplar Street that is on the southwest end and is bounded on the northeast by a ditch and on the southwest by Masonic Circle and is unpaved.
4. Notice has also been published in the Cochran Journal which is the newspaper in which sheriff's advertisements for the city are published once a week for a period of two weeks.
5. A public hearing has been held on the 13th day of October, 2009, at 7:00 p.m. at Council Chambers in Cochran City Hall at 112 West Dykes Street on the issue of abandoning that portion of Poplar Street as referred to in this Ordinance and as shown on the plat attached as Exhibit "A".

6. This section of Poplar Street was dedicated by plat as a city street at no cost to the City of Cochran. The City of Cochran shall convey by Quit-Claim Deed for One Dollar (\$1.00) and other consideration to Stuckey Timberlands, Inc. the southeast one-half of the portion of Poplar Street that is to be abandoned/closed:

The southeast one-half of a certain portion of Poplar Street that is bounded on the northeast by a ditch and on the southwest by Masonic Circle and being more particularly described as follows: BEGIN at an iron pipe at the intersection of the northeast right of way of Sixth Street with the southeast right of way of Masonic Circle and thence run north 44 degrees 29 minutes 17 seconds east a distance of 498 feet to an iron pipe in the northeast right of way of Masonic Circle and the point of beginning of the property herein described; thence run north 45 degrees 27 minutes 23 seconds west a distance of 25.055 feet to the centerline of the unpaved portion of Poplar Street described herein; thence run in a northeasterly direction along the centerline of the unpaved portion of Poplar Street a distance of 191.5 feet, more or less, to the southwest right of way of a ditch; thence run south 44 degrees 52 minutes 32 seconds east a distance of 25 feet along the southwest right of way of a ditch to an existing bolt in the southwest right of way of said ditch; and thence run south 44 degrees 29 minutes 17 seconds west a distance of 191.26 feet to an iron pipe in the northeast right of way of Masonic Circle and the point of beginning of the property herein described.

For a more complete and accurate description reference is hereby made to a plat of survey made by T. Jerry Peacock, Surveyor, Registered Land Surveyor #2132, dated August 7, 2009, recorded in Plat Cabinet B, Slide 117-3A of the Bleckley County Deed Records.

The City of Cochran shall convey by Quit-Claim Deed for \$1.00 and other consideration to Cochran Masonic Lodge #217F. / A.M. the following abandoned/closed portion of Poplar Street:

All tract or parcel of land lying and being in Land Lot 143 of the 21st Land District of Bleckley County, Georgia, and being the northwest one-half of a portion of Poplar Street that is bounded on the northeast by a ditch and on the southwest by Masonic Circle and being more particularly described as follows: BEGIN at an iron pipe at the intersection of the northeast right of way of Sixth Street with the southeast right of way of Masonic Circle and thence run north 44 degrees 29 minutes 17 seconds east a distance of 498 feet along the southeast right of way of Masonic Circle to an iron pipe in the northeast right of way of Masonic Circle; and thence run north 45 degrees 27 minutes 23 seconds west a distance of 25.055 feet to the centerline of an unpaved portion of Poplar Street that is bounded on the northeast by a ditch and on the southwest by Masonic Circle; and thence run in a northeasterly direction along the centerline of the unpaved portion of Poplar Street a distance of 191 feet, more or less, to the southwest right of way of a ditch; thence run in a northwesterly direction north 44 degrees 52 minutes 32 seconds west a distance of 25 feet along the southwest right of way of said ditch to an existing bolt in the southwest right of way of said ditch; thence run south 44 degrees 31 minutes 19 seconds west a distance of 191.77 feet to an iron pipe in the northeast right of way of Masonic Circle; and thence run south 45 degrees 27 minutes 23 seconds east a distance

of 25.055 feet, more or less, to the centerline of said unpaved portion of Poplar Street described herein and the point of beginning of the property herein described.

For a more complete and accurate description reference is hereby made to a plat of survey made by T. Jerry Peacock, Surveyor, Registered Land Surveyor #2132, dated August 7, 2009, recorded in Plat Cabinet B, Slide 117-3A of the Bleckley County Deed Records.

7. The Mayor and City Clerk are hereby authorized to convey to Stuckey Timberlands, Inc. the southeast one-half of the abandoned/closed portion of Poplar Street and to convey to Cochran Masonic Lodge #217 the northwest portion of the abandoned/closed portion of Poplar Street.

This Ordinance was introduced by Councilman Bisher in a regular meeting of Council held on 13th day of October, 2009, at 7:00 p.m. and immediately after being introduced and read, a public hearing was held.

Motion made by Councilman Bisher and seconded by Councilman AHS, and the vote being 5 in favor and 0 against, this Ordinance is passed.

IN WITNESS WHEREOF, the governing authority of the City of Cochran through its duly elected and constituted Mayor and City Council have set their hands and seals to this Ordinance at a regular and constituted meeting of said governing body on the 13th day of October, 2009.

Edmond E. Towns
Honorable Gene Towns, Mayor

CITY COUNCIL MEMBERS

Willie Basby
Honorable Rev. Willie Basby

Honorable Charles Cranford

Eric Bisher
Honorable Eric Bisher

Leo Mullis
Honorable Leo Mullis

David Sawyer
Honorable David Sawyer

Gary Ates
Honorable Rev. Gary Ates