



# State of Arkansas Secretary of State

FILED

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**Charlie Daniels**  
Secretary of State

MARY L  
CO. & PRD  
BENTON

Business & Commercial Services	682-3409
Elections	682-3070
Building & Grounds	682-3407
Communications & Education	683-0057
State Capitol Police	682-5173
Business Office	682-8052
Information Technology	682-3411

January 3, 2005

The Honorable Mary L. Slinkard  
Benton County Clerk  
215 East Central, Ste. 217  
Bentonville, AR 72201

Dear Ms. Slinkard:

The Following Information has been recorded and filed in the Office of the Secretary of State:

Date: 1/03/2005

County: Benton

City: Gentry

Annexation:

Ordinance No. - 04-542

Co. Order No. -

Plat -

Election - X

Island - «ISLAND»

Incorporation:

Ordinance No. - «DATE\_FILED»

Co. Order No. - «INCCOORDNO»

Plat - «INCPLAT»

Election -

Census Information

1st Class City - «FIRSTCLASSCITY»

2nd Class City -

Incorporated Town - «INCTOWN»

I have forwarded this information to the Arkansas Municipal League. If you have any further questions please do not hesitate to contact me at 1-800-482-1127 or 682-3452.

Sincerely,

Tena Arnold  
Election Services Representative

See Ordinance #04-542 K

ORDINANCE NO. 05-551

FILED

AN ORDINANCE ASSIGNING ANNEXED LANDS TO WARDS;  
DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

2005 JAN 10 AM 8 19

MARY L. ...  
CO. & PR. ...  
BENTON ...

WHEREAS, by Ordinance 04-542, the City of Gentry submitted to the voters the issue of annexation of certain lands to the City Limits of the City of Gentry; and

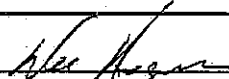
WHEREAS, The Board of Election Commissioners in and for the State of Arkansas, County of Benton has certified the results of the November 02, 2004 General Election, certifying that the question of annexation was passed and approved by the voters; and

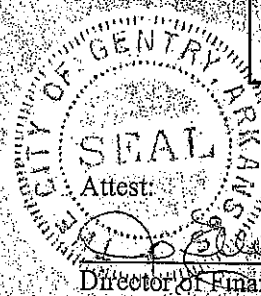
WHEREAS, it is now incumbent upon the City Council for the City of Gentry to assign the annexed lands to voting Wards within the City.

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

1. That those lands accepted into the City limits of the City of Gentry described as Tract "A" on Exhibit "A" attached hereto are hereby assigned to Ward 3;
2. That those lands accepted into the City limits of the City of Gentry described as Tract "B" on Exhibit "A" attached hereto are hereby assigned to Ward 4; and
3. That those lands accepted into the City limits of the City of Gentry described as Tract "C" on Exhibit "A" attached hereto are hereby assigned to Ward 1.
4. Emergency. Assignment to voting Wards needs to be made immediately as part of the orderly annexation process. Accordingly, the Council finds that this Ordinance being necessary for the immediate protection of the public peace, health and safety shall take effect immediately on its passage and approval.

PASSED and APPROVED this 3<sup>RD</sup> day of January, 2005.

  
Wes Hogue, Mayor



  
Director of Finance

EXHIBIT "A"

Legal Description of Lands to be Annexed to the City of Gentry, Benton County, Arkansas

Tract "A"

The NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  and the N $\frac{1}{4}$  of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , all in Section 10,  
Township 18 North, Range 33 West;

and

The East 225.75' of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 9, Township 18 North, Range 33  
West, lying South of the Kansas City Southern Railroad;

and

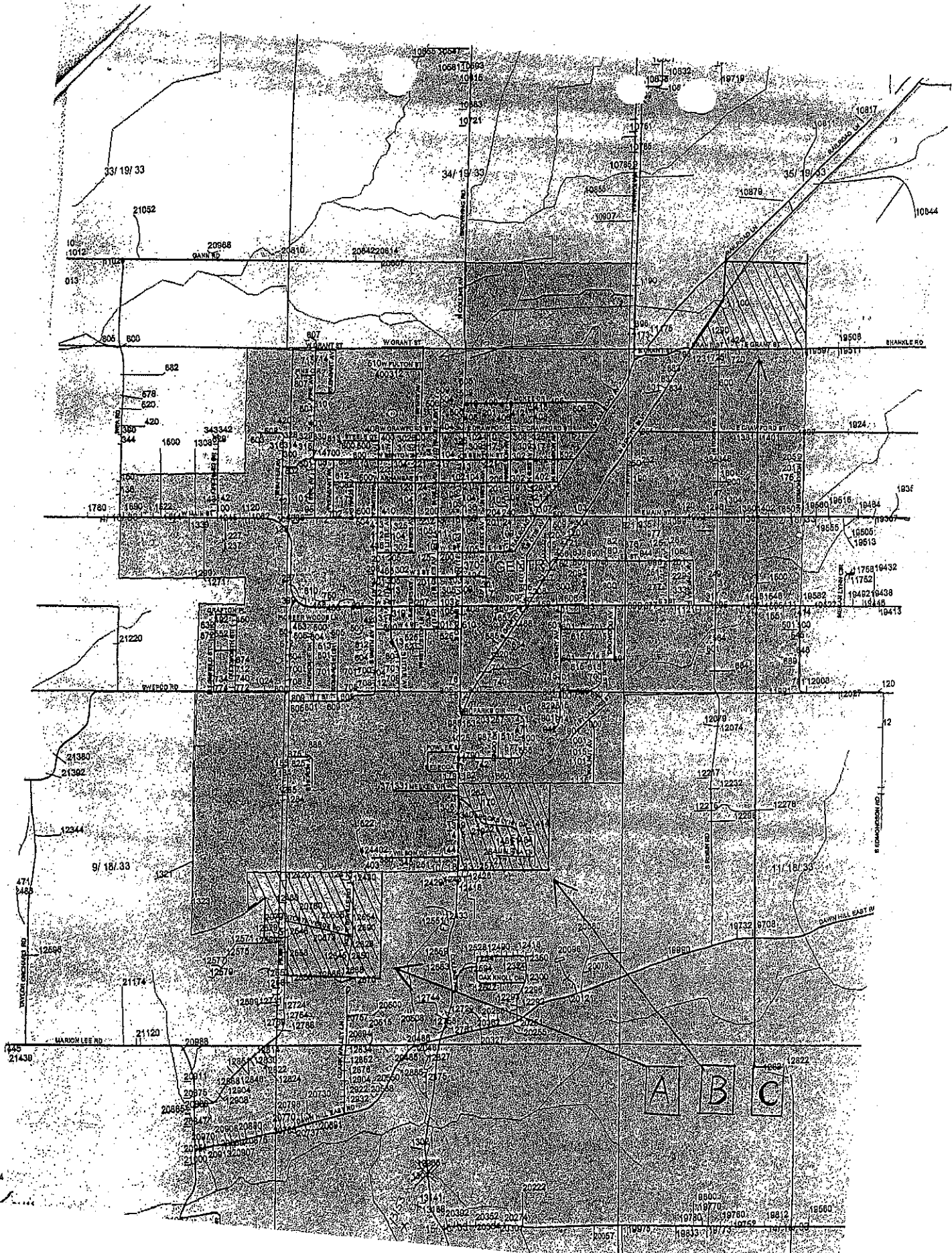
The East 601.25' of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 9, Township 18 North, Range 33  
West lying North of the Kansas City Southern Railroad.

Tract "B"

That part of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 10, Township 18 North, Range 33  
West, not currently within the City limits of the City of Gentry.

Tract "C"

The SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  and all of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  lying South and East of  
Arkansas Highway 59, all in Section 35, Township 19 North, Range 33 West, not  
currently within the City limits of the City of Gentry.



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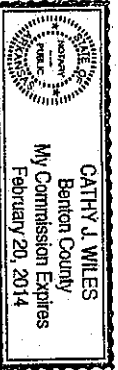
# CERTIFICATE OF PUBLICATION

I, Debbie Ann Teague,  
solemnly swear I am an Advertising Representative  
for the Arkansas Democrat Gazette, and I do solemnly  
swear that the annexed advertisement was published  
in 1 issue(s) of the:

- The Herald-Leader (a semi-weekly newspaper)
- Gentry Courier-Journal (a weekly newspaper)
- Decatur Herald (a weekly newspaper)
- Gravette News Herald (a weekly newspaper)
- Neighbor Shopper
- Rogers Hometown News (a weekly newspaper)
- Weekly Vista (a weekly newspaper)

of general and bona fide circulation in Benton County,  
Arkansas.

1st publication 11th day of August, 2004  
2nd publication        day of       , 20     
3rd publication        day of       , 20     
with publication        day of       , 20     
Charges \$ 197.71 Ad# 25456735  
Signed: Debbie Ann Teague  
Sworn to and subscribed before me this 11  
day of Aug 2004.



Cathy Wiles  
Signature Notary Public

## NOTICE OF CITY OF GENTRY ELECTION ON ANNEXATION

Take Notice that by 2/3 Vote, the City Council of the City of Gentry has passed an Ordinance submitting to the Voters of the City of Gentry, Arkansas and to other affected persons, the question of Annexation to said City of Gentry of certain lands (hereinafter referred to as "Territory")

The lands proposed to be annexed meet all of the legal requirements of Arkansas Code Annotated §14-40-302 and

The lands are needed for proper and orderly municipal growth, planning and development, and

it is in the best interest of the City to annex said lands to the City.

The lands subject to such annexation are more particularly described as follows:

**Tract #1:**  
The NW 1/4 of the SW 1/4 and the N 1/4 of the SW 1/4 of the SW 1/4 of the SW 1/4 of the SW 1/4, all in Section 30

**Township 18 North, Range 33 West, Section 25, 27, of the NE 1/4 of the SE 1/4 of Section 8, Township 18 North, Range 33 West, Yong South of the Kansas City Southern Railroad;**

**Tract #2:**  
The East 601.25' of the NE 1/4 of the SE 1/4 of Section 8, Township 18 North, Range 33 West, Yong North of the Kansas City Southern Railroad;

**Tract #3:**  
That part of the SW 1/4 of the NE 1/4 of Section 10, Township 18 North, Range 33 West, 3rd of Gentry, within the City limits of the City of Gentry;

**Tract #4:**  
The SE 1/4 of the SW 1/4 and all of the SW 1/4 of the SW 1/4 lying South and East of Arkansas Highway 59, all in Section 35, Township 19 North, Range 33 West, not currently within the City limits of the City of Gentry.

The qualified electors of the City of Gentry and the qualified electors within described territory shall be

eligible to vote on the question of annexation to the territory described above at the General Election to be held on the 2nd day of November, 2004.

If at such election a majority of the qualified electors voting in such election shall vote for such annexation, the City of Gentry shall proceed to file a description and a map of the annexed area with the County Clerk of Benton County and with the Arkansas Secretary of State. The annexation shall be effective with the corporate limits of the City of Gentry, from 12:01 AM following the filing of this description and a map with the County Clerk and the Secretary of State, on the date that the County Clerk and the Secretary of State receive the same. If a majority of the qualified electors voting on the issue at the election vote against the annexation, the annexation ordinance shall be null and void.

If the annexation is approved and becomes final, the following services shall be extended to the areas within three (3) years:

SERVICE	DATE
Police Protection	Immediately
Fire Protection	Immediately

The Ballots used at said election on the question of annexation shall be marked as follows:

FOR ANNEXATION of the territory described in Ordinance No. 04-542.

AGAINST ANNEXATION of the territory described in Ordinance No. 04-542.

25456735 - 8/11/04

**CERTIFICATE OF PUBLICATION**

I, Debbie Ann Teague

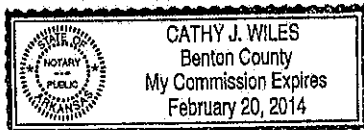
solemnly swear I am an Advertising Representative for the Arkansas Democrat Gazette, and I do solemnly swear that the annexed advertisement was published in 1 issue(s) of the:

- The Herald-Leader (a semi-weekly newspaper)
- Gentry Courier-Journal (a weekly newspaper)
- Decatur Herald (a weekly newspaper)
- Gravette News Herald (a weekly newspaper)
- Neighbor Shopper
- Rogers Hometown News (a weekly newspaper)
- Weekly Vista (a weekly newspaper)

of general and bona fide circulation in Benton County, Arkansas.

1st publication 14th day of August, 2004  
 2nd publication \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
 3rd publication \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
 4th publication \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Charges \$ 265.38 Ad# 25429646  
 Signed: Debbie Ann Teague  
 Sworn to and subscribed before me this 11  
 day of Aug 2004.



Cathy Wiles  
 Signature--Notary Public

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of \_\_\_\_\_, 20\_\_\_\_  
of \_\_\_\_\_, 20\_\_\_\_

Ad# 25429646

m League  
before me this 11  
2004.

Cathy Wiles  
Signature--Notary Public

ORDINANCE NO. 04-542

AN ORDINANCE SUBMITTING  
TO THE VOTERS OF THE CITY OF  
GENTRY, ARKANSAS, AND OTHER  
AFFECTED PERSONS, THE QUES-  
TION OF ANNEXATION TO SAID  
CITY OF GENTRY OF CERTAIN  
CONTIGUOUS TERRITORY, AND  
DECLARING AN EMERGENCY

WHEREAS, it appears to the City  
Council of the City of Gentry, Arkan-  
sas, that the annexation of certain  
hereinafter-described territory con-  
tiguous to the City of Gentry is neces-  
sary for the orderly growth of the City  
and

WHEREAS, the lands proposed to  
be annexed meet all of the legal re-  
quirements of Arkansas Code An-  
notated §14-40-302; and

WHEREAS, the lands are needed  
for proper and orderly municipal  
growth, planning and development  
and

WHEREAS, in light of these fac-  
tors the City Council has determined  
that it would be in the best interest of  
the City to annex said lands to the  
City

NOW, THEREFORE, BE IT OR-  
DAINED BY THE CITY COUNCIL OF  
THE CITY OF GENTRY, ARKANSAS:

SECTION 1. There shall be sub-  
mitted to the qualified electors of the  
City of Gentry and to the qualified  
electors within the below-described  
territory the question of the annex-  
ation to the City of Gentry, Arkansas, of  
the following described territory more  
particularly described as follows:

LEGAL DESCRIPTION AT-  
TACHED HERETO AS EXHIBIT "A"

SECTION 2. The question of an-  
nexation of the territory described  
above in Section 1 shall be submitted  
to the electors qualified to vote on this  
subject at the General Election to be  
held on the 2nd day of November,  
2004. The City Clerk shall immedi-  
ately notify the Benton County Clerk  
and the Benton County Election  
Commission of said question of an-  
nexation and shall provide them with a  
true copy of this ordinance.

SECTION 3. If at such election a  
majority of the qualified electors  
voting in such election shall vote for

such annexation, the City of Gentry  
shall proceed to file a description and  
a map of the annexed area with the  
County Clerk of Benton County and  
with the Arkansas Secretary of State.  
The annexation shall be included  
within the corporate limits of the City  
of Gentry thirty (30) days following the  
filing of the description and a map  
with the Benton County Clerk, or in  
the event such action is filed with the  
Benton County Circuit Court, on the  
date of the judgement of said Court  
becomes final. If a majority of the  
qualified electors voting on the issue  
at the election vote against the  
annexation, the annexation ordinance  
shall be null and void.

SECTION 4. If the annexation  
approved and becomes final, the  
following services shall be extended  
to the area within three (3) years:

SERVICES	DATE
Police Protection	Immediately
Fire Protection	Immediately
Zoning	Immediately
Code Enforcement	Immediately
Inspection	Immediately
Street Maintenance	Immediately

SECTION 5. The Ballots used at  
said election on the question of  
annexation shall be marked as  
follows:

FOR ANNEXATION of the  
territory described in Ordinance No.

AGAINST ANNEXATION of the  
territory described in Ordinance No.

SECTION 6. EMERGENCY: It is  
hereby found and determined that the  
herein-above described territory con-  
tiguous to the City of Gentry is  
necessary for the proper and orderly  
municipal growth, planning and  
development of the City and that it  
would be in the best interest of the  
City to immediately annex said lands  
to the City. Therefore, an emergency  
is declared to exist, and this  
Ordinance being immediately neces-  
sary for the preservation and  
protection of the public peace, health,  
safety and welfare of the City and its  
citizens, shall become effective on  
the date of its passage and approval.

PASSED AND APPROVED THIS  
2ND DAY OF AUGUST, 2004.

APPROVED:  
Wes Hogue, Mayor  
ATTEST:  
Jo Ellen C. Martin,  
Director of Finance  
EXHIBIT "A"  
Legal Description of Lands to be  
Annexed to the City of Gentry, Benton  
County, Arkansas

Tract "A"  
The NW 1/4 of the SW 1/4 and the  
N 1/4 of the SW 1/4 of the SW 1/4 of  
the SW 1/4, all in Section 10,  
Township 18 North, Range 33 West,  
and  
The East 225.75' of the NE 1/4 of  
the SE 1/4 of Section 9, Township 18  
North, Range 33 West, lying South of  
the Kansas City Southern Railroad,  
and  
The East 801.25' of the NE 1/4 of  
the SE 1/4 of Section 9, Township 18  
North, Range 33 West, lying North of  
the Kansas City Southern Railroad.  
Tract "B"  
That part of the SW 1/4 of the NE  
1/4 of Section 10, Township 18 North,  
Range 33 West, not currently within  
the City limits of the City of Gentry.  
Tract "C"

**ORDINANCE NO. 04-542**

**AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF GENTRY, ARKANSAS, AND OTHER AFFECTED PERSONS, THE QUESTION OF ANNEXATION TO SAID CITY OF GENTRY OF CERTAIN CONTIGUOUS TERRITORY, AND DECLARING AN EMERGENCY.**

WHEREAS, it appears to the City Council of the City of Gentry, Arkansas, that the annexation of certain hereinafter-described territory contiguous to the City of Gentry is necessary for the orderly growth of the City; and

WHEREAS, the lands proposed to be annexed meet all of the legal requirements of Arkansas Code Annotated §14-40-302; and

WHEREAS, the lands are needed for proper and orderly municipal growth, planning and development; and

WHEREAS, in light of these factors the City Council has determined that it would be in the best interest of the City to annex said lands to the City.

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

SECTION 1. There shall be submitted to the qualified electors of the City of Gentry and to the qualified electors within the below described territory the question of the annexation to the City of Gentry, Arkansas of the following described territory, more particularly described as follows:

LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

SECTION 2. The question of annexation of the territory described above in Section 1 shall be submitted to the electors qualified to vote on this issue at the General Election to be held on the 2<sup>nd</sup> day of November, 2004. The City Clerk shall immediately notify the Benton County Clerk and the Benton County Election Commission of said question of annexation by forwarding to them a certified copy of this ordinance.

SECTION 3. If at such election a majority of the qualified electors voting in such election shall vote for such annexation, the City of Gentry shall proceed to file a description and a map of the annexed area with the County Clerk of Benton County and with the Arkansas Secretary of State. The annexation shall be included within the corporate limits of the City of Gentry thirty (30) days following the filing of the description and a map with the Benton County Clerk, or in the event an action is filed with the Benton County Circuit Court, on the date the judgment of said Court becomes final. If a majority of the qualified electors voting on the issue at the election vote against the annexation, the annexation ordinance shall be null and void.



SECTION 4. If the annexation is approved and becomes final, the following services shall be extended to the areas within three (3) years:

<u>SERVICE</u>	<u>DATE</u>
Police protection	Immediately
Fire protection	Immediately
Zoning	Immediately
Code enforcement	Immediately
Inspection	Immediately
Street Maintenance	Immediately

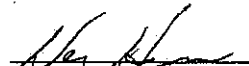
SECTION 5. The Ballots used at said election on the question of annexation shall be marked as follows:

- FOR ANNEXATION of the territory described in Ordinance No. \_\_\_\_\_.
- AGAINST ANNEXATION of the territory described in Ordinance No. \_\_\_\_\_.

SECTION 6. EMERGENCY. It is hereby found and determined that the herein-above described territory contiguous to the City of Gentry is necessary for the properly and orderly municipal growth, planning and development of the City and that it would be in the best interest of the City to immediately annex said lands to the City. Therefore, an emergency is declared to exist, and this Ordinance being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval.

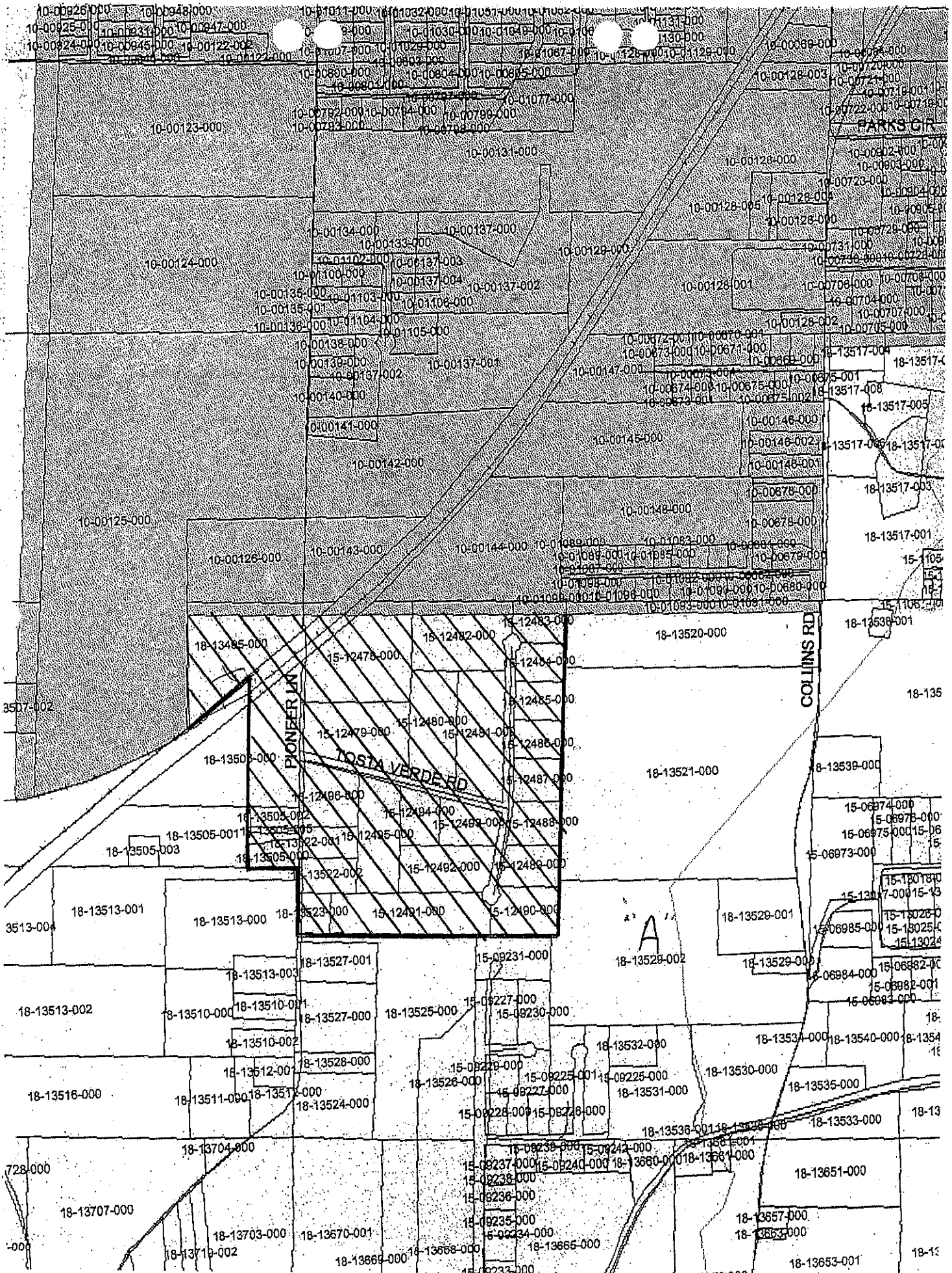
PASSED AND APPROVED THIS 2<sup>ND</sup> DAY OF AUGUST 2004.

APPROVED:

  
\_\_\_\_\_  
Wes Hogue, Mayor

ATTEST:

  
\_\_\_\_\_  
JoEllen C. Martin, Director of Finance



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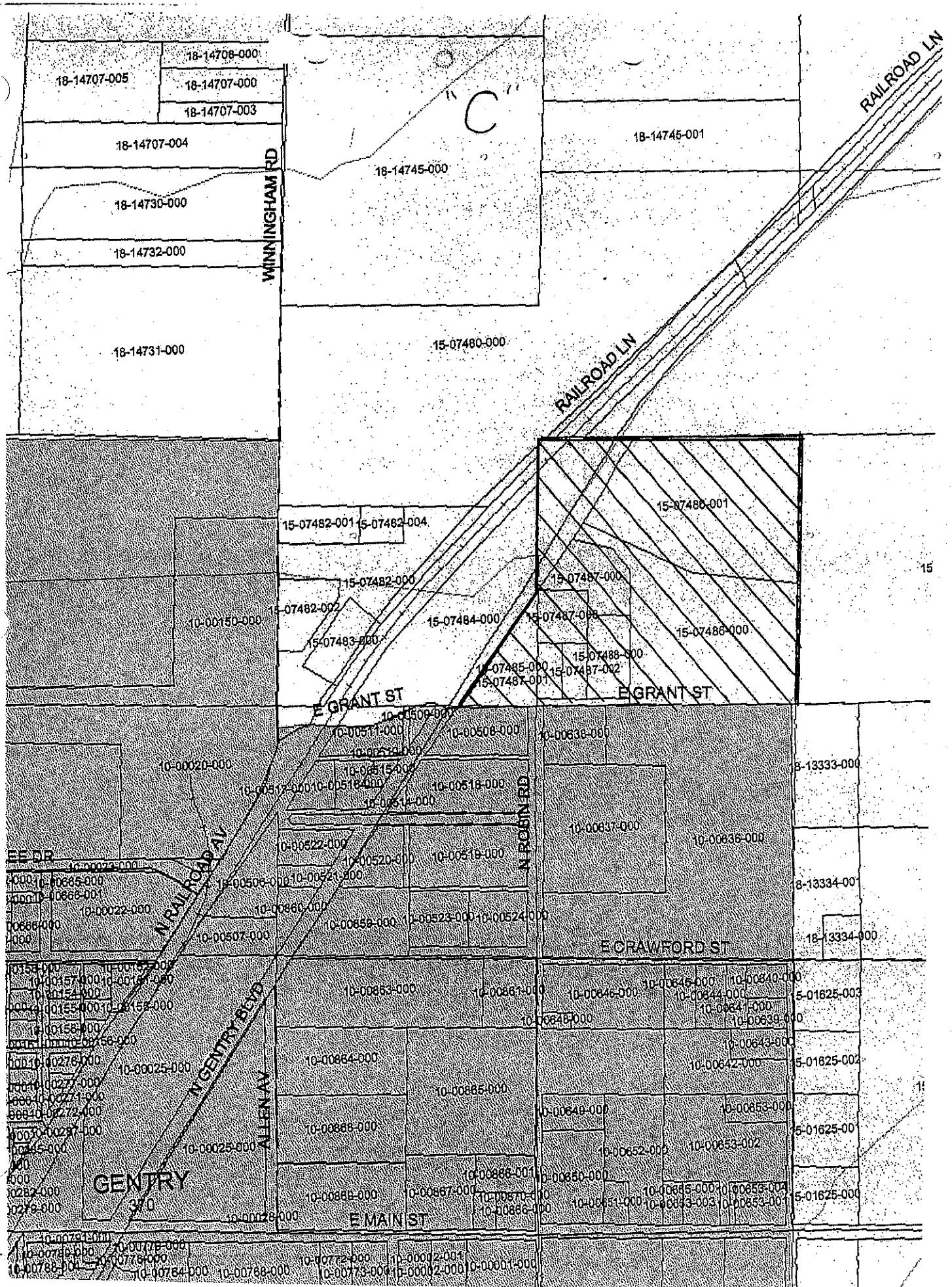
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