



ARKANSAS SECRETARY OF STATE

MARK MARTIN

July 1, 2013

The Honorable Larry Clarke Lonoke County Clerk PO Box 188 Lonoke AR 72086

RE: Annexation

Dear Mr. Clark,

The following information has been recorded and filed in the office of the Secretary of State:

County: Lonoke

City: Cabot

Annexation:

Ordinance No. 2013-6 – Adopted April 12, 2013 County Court No. 2012-247 – Filed May 13, 2013

By copy of this letter, I am sending file marked copies of all of the information to the UALR Institute for Economic Advancement, Arkansas Highway Mapping Department, and TomTom. All others listed will only receive notification of the annexation by copy of this letter.

If you have any questions please do not hesitate to contact me at 1-800-482-1127 or 501-683-6729.

Sincerely,

Justin Tate

Assistant Legal Counsel Arkansas Secretary of State

CC:

UALR Institute for Economic Advancement

Arkansas Highway Mapping Department

TomTom

Arkansas Municipal League

Tammy Yocum, Cabot City Clerk

Shelby Johnson, State Geographical Information Officer





FILED MAY 1 3 2013

Arkansas

ORDINANCE NO. 6 of 2013

C-20/2-247

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY, TO THE CITY OF CABOT, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF CABOT, ARKANSAS, AND ASSIGNING SAME TO WARDS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

WHEREAS, a Petition, attached hereto as Exhibit "A" and incorporated herein by this reference, was filed on the 21st day of December, 2012, with the County Clerk of Lonoker County, Arkansas, by the majority of the real estate owners of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Cabot, MAY 15 2013 Arkansas; and

WHEREAS, on the 25th day of February 2013, the County Court of Lonoke County, Arkansas, entered an Order, attached hereto as Exhibit "B" and incorporated herein by this reference, finding that the Petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Cabot, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said Petition; that proper notice has been given for the time and in the manner prescribed by law, and that all things pertaining thereto have been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Cabot, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by law; and

WHEREAS, necessary urban services, fire and police protection, ambulance services, and trash pick-up services are to be extended to such area within a reasonable period of time from the date of annexation; and

WHEREAS, the time fixed by law for appealing from said Order of Annexation made by the County Court has expired and no appeal has been taken from said Order; and

WHEREAS, Hunter's Chase Subdivision is a gated community, therefore this Ordinance should not be constructed as accepting any public right-of-way within the gated community; and the City of Cabot will not be responsible for any maintenance of public right-of-ways within Hunters Chase Subdivision.

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

SECTION 1: That the described territory, attached hereto as Exhibit "A", contiguous and adjoining the City of Cabot, Arkansas, and the same is hereby accepted as part of and annexed to and made a part of the City of Cabot, Arkansas:

RECORDED

BOOK // PAGE //

SECTION 2: That the above described territory shall be annexed to and made a part of Ward 3 of the City of Cabot, Arkansas, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

SECTION 3: Necessary urban services, such as fire and police protection, ambulance and trash pick-up services are to be extended to such area within a reasonable period of time.

SECTION 4: That the city land use plan shall reflect the classification of the above-described territory as R-1.

SECTION 5: EMERGENCY. The proper fire, police, and ambulance services is of great importance to the City of Cabot, Arkansas and its citizens, and this Ordinance being necessary for the immediate protection of public health and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage.

SPONSOR:

Mayor William A. "Bill" Cypert

DATE: April 15, 2013

APPROVED:

Mayor William "Bill"

APPROVED AS TO FORM:

ATTEST:

CERTIFIED COPY

Larry Clarka, County Clerk within and to the County and State said, do hereby certify that the annexed and foregoing instrument of writing is

day of 20 / Skecorded book vor.

TESTIMONY WHEREOF I have hereunto sot my hand and affixed the seal of Court on the day of 20 / Clerk

IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS

No. C-2012-247

IN RE:
ANNEXATION OF HUNTERS CHASE ESTATES,
A 40.74 ACRE DEVELOPMENT LOCATED IN THE
SOUTHEAST QUARTER OF THE NORTHWEST
QUARTER OF SECTION 33, T-4-N, R-9-W,
LONOKE COUNTY, ARKANSAS

ORDER OF ANNEXATION OF LAND TO CITY OF CAROT

On this, the 25th day of February, 2013, comes before the County Court of Londke County, Arkansas, the petition of the majority owners of Hunters Chase Estates to annual certain described property to the City of Cabot, Lonoke County, Arkansas. After reviewing the pleadings, testimony and other proof, the Court hereby orders, adjudges and decrees as follows:

- 1. That this court has jurisdiction and venue is proper.
- 2. The court finds that more than a majority of the real estate owners of the following described land have signed the petition:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 33, T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SAID SE¼ NW¼ THENCE SO 1° 17'00"W, 1328.33 FEET TO THE SOUTHEAST CORNER OF THE SAID SE¼ NW¼; THENCE N88°49'00"W, 1333.25 FEET TO THE SOUTHWEST CORNER OF THE SAID SE¼ NW½; THENCE NO 1°17"00"E, 1333.70 FEET TO THE NORTHWEST CORNER OF THE SAID SE¼ NW½; THENCE S88°35'10"E, 1333.25 TO THE POINT OF BEGINNING, CONTAINING 40.74 ACRES, MORE OR LESS.

ACCESS EASEMENT:

PART OF THE E½, E½, NE¼ OF THE NW¼ OF SECTION 33, T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE SE¼ NW¼ THENCE N88°35′10″W, 60.00 FEET; THENCE NO 1°07′02″E, 1350.16 FEET TO THE CENTERLINE OF HIGHWAY 321; THENCE ALONG SAID CENTERLINE SO 88°35′10″E, 60.00 FEET; THENCE LEAVING SAID CENTERLINE SO 1°07′02″W, 1350.55 FEET TO THE POINT OF BEGINNING, CONTAINING 1.860 ACRES, MORE OR LESS.

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BOOK 16 PAGE 587

- 3. The property described above is contiguous to and adjoins the City of Cabot, Lonoke County, Arkansas.
- 4. The property to be annexed has been accurately described pursuant to the Petition, and an accurate survey has been filed with the court.
 - 5. Proper notice has been given as prescribed by law.
- 6. The Petition is true and accurate and the allegations in the Petition have been sustained by proof.
- 7. The Petition is granted. The property described herein shall be annexed and shall be part of the City of Cabot, Lonoke County, Arkansas.

IT IS THEREFORE ORDERED AND ADJUDGED that the property described herein shall be annexed and shall be part of the City of Cabot, Lonoke County, Arkansas, and the Petition is granted.

IT IS SO ORDERED.

Prepared by:

Larry K. Cook, P. A., #87039 Attorney at Law P.O. Box 200 Cabot, AR 72023 (501) 843-6591 DATE

CERTIFIED COPY
STATE OF ARKANSAS, COUNTY OF LONOKE
, I, Larry, Clarke, County Clark within and to the

I, Larry Clarke, County Clerk within and to the County and Star aforesaid, do hereby certify that the annexed and foregoing instrument of writing a true and correct gopy of Charles and Recorded Book Vol. Recorded Book Vol.

y.

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CERTIFIED COPY

CERTIFIED COPY

I, Larry Clarke, County Of LONOKE

I, Larry Clarke, County Clerk within and to the County and State cloresoid, do hereby certify that the uninexed and foregoing instrument of writing is a true and correct copy of this Day of Charles County and State correct and foregoing instrument of writing is a true and correct copy of this Day of Charles County and State correct and foregoing instrument of writing is a free and foregoing instrument of w RECORDED FEB 2 5 2013 LONOKACO. CLERK LARRY CLARKE BY 3657 Clerk Deputy Clerk COUNTRY CLUB BOND CONSULTING ENGINEERS, 2501 T. P. White Drive Jackstourille, Arkennas 75076 Peac (50) 821-153 Fee (50) 821-153 C-mat Tanolinates INC. 170000 1921 VOES Taylor Made Development 144 Rye Drive Cabol, Arkansas 72023 Prepared For: 3 72023 2 HUNTERS CHASE COVE **201** – 5 STA SAM HUNTERS CHASE DRIVE HUNTERS CHASE LONOKE COUNTY, ARKANSAS FINAL PLAT ESTATE



ORDINANCE NO. 6 of 2013 C-2012-247

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY. TO THE CITY OF CABOT, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF CABOT, ARKANSAS, AND ASSIGNING SAME TO WARDS: DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

WHEREAS, a Petition, attached hereto as Exhibit "A" and incorporated herein by this reference, was filed on the 21st day of December, 2012, with the County Clerk of Lonoke County, Arkansas, by the majority of the real estate owners of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Cabot, Arkansas; and

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WHEREAS, on the 25th day of February 2013, the County Court of Lonoke County, Arkansas, entered an Order, attached hereto as Exhibit "B" and incorporated herein by this reference, finding that the Petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Cabot, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said Petition; that proper notice has been given for the time and in the manner prescribed by law, and that all things pertaining thereto have been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Cabot, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by law; and

WHEREAS, necessary urban services, fire and police protection, ambulance services, and trash pick-up services are to be extended to such area within a reasonable period of time from the date of annexation; and

WHEREAS, the time fixed by law for appealing from said Order of Annexation made by the County Court has expired and no appeal has been taken from said Order; and

WHEREAS, Hunter's Chase Subdivision is a gated community, therefore this Ordinance should not be constructed as accepting any public right-of-way within the gated community; and the City of Cabot will not be responsible for any maintenance of public right-of-ways within Hunters Chase Subdivision.

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SECTION 1: That the described territory, attached hereto as Exhibit "A", contiguous and adjoining the City of Cabot, Arkansas, and the same is hereby accepted as part of and annexed to and made a part of the City of Cabot, Arkansas:

RECORDED

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SECTION 3: Necessary urban services, such as fire and police protection, ambulance and trash pick-up services are to be extended to such area within a reasonable period of time.

SECTION 4: That the city land use plan shall reflect the classification of the above-described territory as R-1.

SECTION 5: EMERGENCY. The proper fire, police, and ambulance services is of great importance to the City of Cabot, Arkansas and its citizens, and this Ordinance being necessary for the immediate protection of public health and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage.

SPONSOR:

Mayor William A. "Bill" Cypert

PASSED: **8-0** DATE: April 15, 2013

APPROVED:

Mayor William "Bill" A. Cypert

APPROVED AS TO FORM:

Jim Paylor, City Morney

ATTEST:

Fammy Yocon City Clerk

CERTIFIED COPY

STATE OF ARKANSAS, COUNTY OF LONKE

I, Larry Clarke, County Clerk within and to the County and State
I, Larry Clarke, County Clerk within and to the County and State
of tresoid, do hereby certify that the graced and foregoing instrument of writing in
the second of the second second

IN TESTIMONY WHEREOF) haya hereunio ser my hand and

Jeta glisse Deputy Clerk

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IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS

IN RE: ANNEXATION OF HUNTERS CHASE ESTATES. A 40.74 ACRE DEVELOPMENT LOCATED IN THE LUNDKE SOUTHEAST OUARTER OF THE NORTHWEST. QUARTER OF SECTION 33, T-4-N, R-9-W,

LONOKE COUNTY, ARKANSAS

No.8:362012-247 2012 DEC 21 DAWN PUNTLEPIELD

PETITION FOR ANNEXATION OF LAND TO CITY OF CABOTS Arkansas

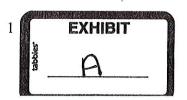
Comes the Petitioners, owners of real property in Hunters Chase Estates, and for their Petition for Annexation for a plot of land to the City of Cabot, state:

- 1. That the undersigned, state that they are the majority of the real estate owners. owning more than one-half (½) of the acreage, in Hunters Chase Estates.
- 2. That the subdivision, known as Hunters Chase Estates, is more particularly described as follows:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 33. T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SAID SE¼ NW¼ THENCE SO 1° 17'00"W, 1328.33 FEET TO THE SOUTHEAST CORNER OF THE SAID SE'4 NW'4; THENCE N88°49'00"W, 1333.25 FEET TO THE SOUTHWEST CORNER OF THE SAID SE'4 NW'4: THENCE NO 1°17"00"E, 1333.70 FEET TO THE NORTHWEST CORNER OF THE SAID SE1/4 NW¼; THENCE S88°35'10"E, 1333.25 TO THE POINT OF BEGINNING. CONTAINING 40.74 ACRES, MORE OR LESS.

ACCESS EASEMENT:

PART OF THE E½, E½, NE¼ OF THE NW¼ OF SECTION 33, T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE SE¼ NW¼ THENCE N88°35'10"W, 60.00 FEET; THENCE NO 1°07'02"E, 1350.16 FEET TO THE CENTERLINE OF HIGHWAY 321; THENCE ALONG SAID CENTERLINE SO 88°35'10"E, 60.00 FEET; THENCE LEAVING SAID CENTERLINE SO 1°07'02"W, 1350.55 FEET TO THE POINT OF BEGINNING, CONTAINING 1.860 ACRES, MORE OR LESS.



- 3. The Petitioners own more than one-half (½) of the acreage affected, and therefore are the majority of the real estate owners in the subdivision. The above described property is contiguous to and adjoining the City of Cabot, Lonoke County, Arkansas. The Final Plat of Hunters Chase Estates was filed in Lonoke County, Arkansas on or about August 17th, 2005 in Plat Book PCI, page seven hundred ninety-three (793).
- 4. That it is the Petitioners desire that the above described property be annexed to the City of Cabot, Lonoke County, Arkansas.

WHEREFORE, the undersigned Petitioners, pray that the Court enter an order granting their Petition and annexing to the City of Cabot, the land described herein above and known as Hunters Chase Estates; that the Court set this matter for a hearing as required by code; and for all other proper relief to which they are entitled.

Larry K. Cook, P. A., #87039

Attorney at Law P.O. Box 200

Cabot, AR 72023 (501) 843-6591

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BOOK 17 PAGE 18

<u>ACKNOWLEDGMENT</u>

STATE OF ARKANSAS)	ss
COUNTY OF LONOKE)	
On this day, before me, to qualified, and acting, within and named Petitioners,	the undersigned, a Notary Public, duly commissioned, I for said County and State, appeared in person the within
SEE ATTAL	heD
and acknowledged that they had	nose names are subscribed to the foregoing instrument executed the same for the purposes set forth therein and to the best of their knowledge and belief.
IN TESTIMONY WHER this <u>25</u> day of <u>Sept</u>	EOF, I have hereunto set my hand and official seal on, 2012.
	Notgry Public
My Commission Expires:	OTARY O

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PETITIONERS	ADDRESS
Desur Mondy	485 Hunters Chase Dr
Scott & Mace Ptal	430 Hunters Grase Dr.
	Soo Hunters Char Or
ylleston	635 Hurtos Char Dr
TracyBuffalo	145 Hunters Chase Cone
Splwer	114 Hunters Chang Clove
Bly G. Show	415 HUNTERS CHARE DRIVE
Ina Kmbrell	103 Hunters Chaise Cove
Mad Young	630 Hunders Chase Dr.
Bullin	Lot #7 Houter Chiese DR
Dancy Breffal	hot # 16 Hunters Chase Box
Alisa John	350 Hunters Chase Dr

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BOOK PAGE 20

IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS

IN RE:

No. C-2012-247

ANNEXATION OF HUNTERS CHASE ESTATES, A 40.74 ACRE DEVELOPMENT LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 33, T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS

NOKE COUNTY CLER LARRY CLARNED BOT STORY

ORDER OF ANNEXATION OF LAND TO CITY OF CABO

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1. That this court has jurisdiction and venue is proper.

FILED

2. The court finds that more than a majority of the real estate owners of the

MAY 15 2013

Arkansas Secretary of State

following described land have signed the petition:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 33, T-4-N, R-9-W, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SAID SE¼ NW¼ THENCE SO 1° 17'00"W, 1328.33 FEET TO THE SOUTHEAST CORNER OF THE SAID SE¼ NW¼; THENCE N88°49'00"W, 1333.25 FEET TO THE SOUTHWEST CORNER OF THE SAID SE¼ NW¼; THENCE NO 1°17"00"E, 1333.70 FEET TO THE NORTHWEST CORNER OF THE SAID SE¼ NW¼; THENCE S88°35'10"E, 1333.25 TO THE POINT OF BEGINNING, CONTAINING 40.74 ACRES, MORE OR LESS.

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EXHIBIT

Sing B

- 3. The property described above is contiguous to and adjoins the City of Cabot, Lonoke County, Arkansas.
- 4. The property to be annexed has been accurately described pursuant to the Petition, and an accurate survey has been filed with the court.
 - 5. Proper notice has been given as prescribed by law.
- 6. The Petition is true and accurate and the allegations in the Petition have been sustained by proof.
- 7. The Petition is granted. The property described herein shall be annexed and shall be part of the City of Cabot, Lonoke County, Arkansas.

IT IS THEREFORE ORDERED AND ADJUDGED that the property described herein shall be annexed and shall be part of the City of Cabot, Lonoke County, Arkansas, and the Petition is granted.

IT IS SO ORDERED.

JUDGE

February 25, 2013

Prepared by:

Larry K. Cook, P. A., #87039 Attorney at Law P.O. Box 200 Cabot, AR 72023 (501) 843-6591

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BOOK 17 PAGE 22

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FEb ∠ 5 2013

LONOKE COR CHERK LARRY CLARKE

C-2012-241

