



### State of Arkansas SECRETARY OF STATE

October 10, 2002

The Honorable Brenda Smith Desha County & Probate Clerk P.O. Box 218 Arkansas City, AR. 71630

Dear Ms. Smith:

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

Date: 10~10~2002

County: Desha

Arkansas City City:

Annexation:

Ordinance No. -

290

Co. Order No

C~2002~33

Plat

Election

Island

Ordinance No.

Co. Order No.

Plat

Election

Census Information

1st Class City

Incorporation:

2nd Class City

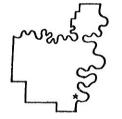
Incorporated Town

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 682-3451.

Sincerely,

Leanna Godley

Election Services Representative



## Desha County & Probate Clerk

Brenda Smith Gounty & Probate Clerk

P.O. Box 218 Arkansas City, AR., 71630

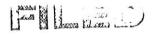
SHARON PRIEST SECRETARY OF STATE 256 STATE CAPITOL BUILDING LITTLE ROCK, AR 72201

RE: IN THE MATTER OF ANNEXING TO THE CITY OF ARKANSAS CITY, ARKANSAS TERRITORY CONTIGUOUS TO THE CITY OF ARKANSAS CITY, NO. C-2002-33

Dear Mrs. Priest,

Please find enclosed a certified copy of the plat of the annexed territory and a certified copy of the Order of Annexation. Also enclosed is the ordinance from the city of Ar. City. If you have any questions please call me at 870-877-2323.

Sincerely, Brenda Smith-Morgan, County Clerk



OCT 5 2002

SHARON PRIEST SECRETARY OF STATE IN THE MATTER OF ANNEXING
TO THE CITY OF ARKANSAS CITY,
ARKANSAS, CERTAIN TERRITORY
CONTIGUOUS TO THE CITY OF
ARKANSAS CITY, ARKANSAS

STATE OF ARKANSAS NO. C-2002-33
COUNTY OF DESHA
I hereby certify this to be a true copy of the original
Oder of Conneyation
filed on Page 590-5960f Book 6997 in this county.

2002

ORDER OF ANNEXATION

On this 9<sup>th</sup> day of July, 2002, at 9:30 Arma mind or any County Courthouse, Arkansas City, Arkansas, is presented to this Court, pursuant to Order for Hearing dated June <u>IC</u>, 2002, the petition of Robert S. Moore, Jr., praying for annexation of certain real property described below lying contiguous and adjacent to the City of Arkansas City, Desha County, Arkansas.

From the petition and attached exhibits, proof of publication and the Order for Hearing setting this cause for public hearing on this date, all in accordance with Ark. Code Ann. Section 14-40-601, et seq., and other matters before the Court, the Court finds:

- 1. That no objections to the granting of this petition have been filed by anyone, and no one has appeared at the time and date set to contest the petition.
- 2. That Robert S. Moore, Jr., is the sole owner of the real property to be annexed. Therefore, a majority of the real estate owners, as defined by Ark. Code Ann. Sec. 14-40-601, of the real property sought to be annexed, have joined in the execution of the petition for the annexation to the City of Arkansas City of the

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Bronda S Daen	mith-Mor	gan, Desh	a.Co. Pr	robate Clerk	SI	HARON CRETARY	PRIES OF STA	Bronda S	Smith-N	Morgan	i, Desi	na Cour	nty Clerk
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real property described below.

- 3. That the area to be annexed, more particularly described below, is located in Desha County, Arkansas, and is designated as the Robert S. Moore, Jr., Annexation to the City of Arkansas City, Arkansas.
- 4. The Court specifically finds that the allegations of the pleadings are sustained by the proof, that the requirements for signatures under Ark. Code Ann. Sec. 14-40-601 relating to the majority of property owners have been complied with, the limits of the territory to be annexed have been accurately described, an accurate map has been made and filed with the petition, and that the prayer of the Petitioner is right and proper.

It is therefore by the Court CONSIDERED, ADJUDGED AND ORDERED as follows:

1. The following described real property situated in Desha County, Arkansas, is hereby annexed to the City of Arkansas City, Arkansas, to-wit:

Commence at the point of intersection of the existing westernmost boundary of the city limits of the City of Arkansas City with the centerline of Arkansas State Highway 4, which point is situated at or near the North line of the Northeast Quarter of Section Five (5), Township Thirteen (13) South, Range One (1) West, Desha County, Arkansas; thence proceed southeasterly along the existing city limits of the City of Arkansas City and along the said westernmost boundary, if extended, a distance of 260 feet, more or less, to a point, which point is 240' due South of the centerline of said highway; thence westerly parallel with and 240 feet due south of the centerline of Arkansas State Highway 4 a distance of 360 feet, more or less, to a point which

point is 180 feet from centerline of the County Road known as Moore Lane; thence southwesterly parallel with and 180 feet East of the centerline of Moore Lane a distance of 180 feet to a point; thence West a distance of 180 feet, more or less, to the centerline of Moore Lane; thence proceed in a northeasterly direction along the centerline of Moore Lane a distance of 420 feet, more or less, to the point of intersection with the centerline of Arkansas State Highway 4; thence east along the centerline of Arkansas State Highway 4 a distance of 540 feet, more or less, to the existing city limits of the City of Arkansas City, the Point of Beginning.

- 2. That the annexed property is designated as the Robert S. Moore, Jr., Annexation to the City of Arkansas City, Arkansas.
- 3. That the Clerk of this Court shall certify one copy of the plat of the annexed territory, one copy of this order and one copy of the resolution or ordinance of the Arkansas City City Council accepting the territory annexed and forward them to the Secretary of State. The Clerk of this Court shall also forward one copy of the plat of the annexed territory and one copy of this Order to the Director of the Tax Division of the Arkansas Public Service Commission. The Clerk of this Court also shall notify all utility companies having property in Arkansas City, Arkansas, of this annexation. The Clerk of this Court shall also forward a certified copy of this Order to the Arkansas City Council.

IT IS SO ORDERED this  $9^{TH}$  day of July, 2002.

MARK MCELROY, COUNTY JUDGE

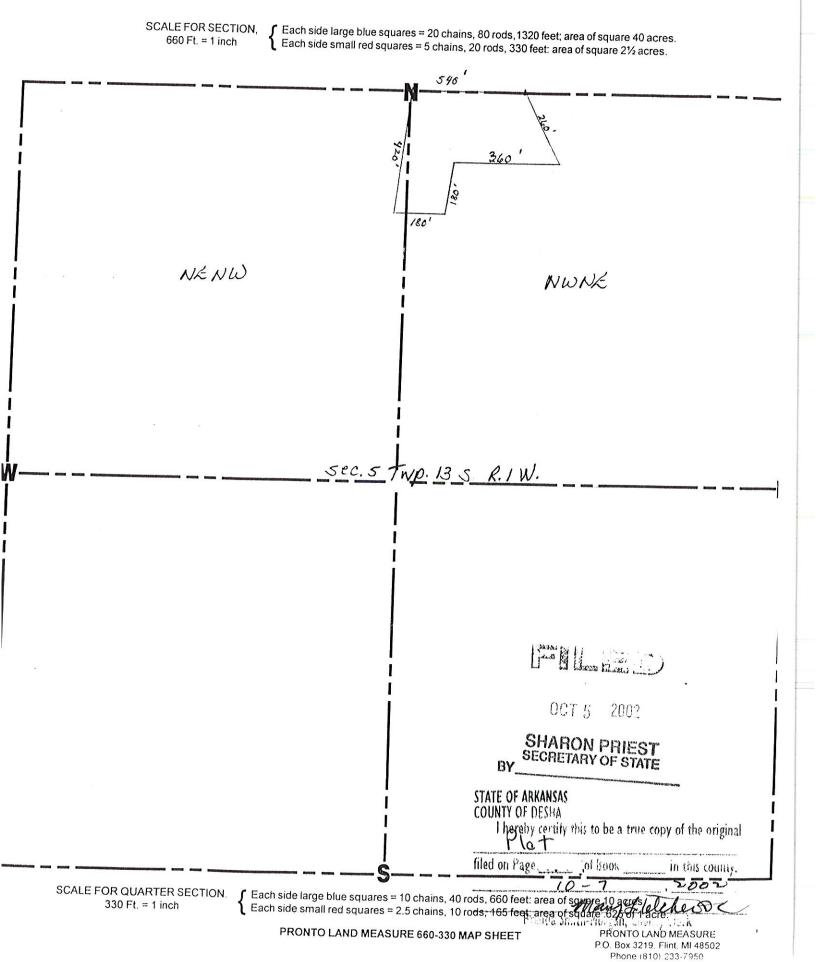
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#### ORDINANCE NO. 290

# AN ORDINANCE ACCEPTING ANNEXATION OF CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF ARKANSAS CITY

WHEREAS, the land described below, lying contiguous to the City of Arkansas City, was annexed to the City of Arkansas City by Order of the County Court of Desha County, Arkansas, dated July 9, 2002, and recorded in County Court Record Book 2002, at pages 594-596; and

WHEREAS, the City of Arkansas City desires to accept the real property described below as an annexation to the City of Arkansas City to be known as the "Robert S. Moore, Jr., Annexation".

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

Section 1: That the following described land contiguous to the City of Arkansas is hereby accepted into the City of Arkansas City and shall be known as the "Robert S. Moore, Jr., Annexation" to the City of Arkansas City. The property hereby annexed is described as follows:

Commence at the point of intersection of the existing westernmost boundary of the city limits of the City of Arkansas City with the centerline of Arkansas State Highway 4, which point is situated at or near the North line of the Northeast Quarter of Section Five (5), Township Thirteen (13) South, Range One (1) West, Desha County, Arkansas; thence proceed southeasterly along the existing city limits of the City of Arkansas City and along the said westernmost boundary, if extended, a

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distance of 260 feet, more or less, to a point, which point is 240' due South of the centerline of said highway; thence westerly parallel with and 240 feet due south of the centerline of Arkansas State Highway 4 a distance of 360 feet, more or less, to a point, which point is 180 feet from centerline of the County Road known as Moore Lane; thence southwesterly parallel with and 180 feet East of the centerline of Moore Lane a distance of 180 feet to a point; thence West a distance of 180 feet, more or less, to the centerline of Moore Lane; thence proceed in a northeasterly direction along the centerline of Moore Lane a distance of 420 feet, more or less, to the point of intersection with the centerline of Arkansas State Highway 4; thence east along the centerline of Arkansas State Highway 4 a distance of 540 feet, more or less, to the existing city limits of the City of Arkansas City, the Point of Beginning.

Section 2: It is hereby ascertained and declared that there is a great need to establish City services to the residents of the Robert S. Moore, Jr., Annexation, such services being needed in order to promote and protect the health, safety and welfare of the City and its habitants. It is, therefore, declared that an emergency exists and this ordinance being necessary for the immediate preservation of public peace, health and safety shall be in full force and take effect immediately from and after its passage.

PASSED AND APPROVED this \_\_\_\_\_\_ day of July, 2002.

Rick Bixler, Mayor

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SHARON PRIEST SEGRETARY OF STATE Attest:

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Joyde Mangum, City Clerk

#### CERTIFICATE

I, Joyce Mangum, City Clerk of the City of Arkansas City, Arkansas, do hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance No.  $\underline{A90}$  passed by the City Council of the City of Arkansas City, Arkansas, at its regularly scheduled meeting held on the  $\underline{11}^{+h}$  day of July, 2002.

DATED this  $\frac{\int |f^h|}{\int day}$  of July, 2002.

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SHARON PRIEST BY SECRETARY OF STATE