



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

August 25, 2020

The Hon. Betsy Harrell
Benton County Clerk
215 East Central, Suite 217
Bentonville, AR 72712-5373

Re: City of Rogers Annexation Ordinance 20-42

Dear Ms. Harrell,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Arkansas Secretary of State:

Filing Type: Annexation pursuant to A.C.A §14-40-609 (annexation by petition of all landowners)

Effective Date: 6/11/2020

County: Benton

City Ordinance: 20-42

County Court Order: CC 2019-23

City: Rogers

Dated: 5/12/2020

Date Filed: 5/29/2020

A file marked copy of the ordinance, court order and exhibits submitted to our Office are enclosed. By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas. Please retain these copies as official record of the filing of the municipal change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this filing, please do not hesitate to contact our Office at 501-683-3717.

Sincerely,

A handwritten signature in black ink, appearing to read "Shantell McGraw".

Shantell McGraw
Elections Division

cc. Arkansas Geographic Information Systems Office (w/encl)
Arkansas Department of Transportation Mapping Department (w/encl)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w/encl)
Arkansas Economic Development Institute (w/encl)
The Hon. Greg Hines, Mayor of Rogers (w/encl)
The Hon. Jessica Rush, Rogers City Clerk (w/encl)



Arkansas Secretary of State

John Thurston Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

Act 655 of 2017 and A.C.A. §14-40-103

County: Benton City/Town: Rogers

City Ordinance/Resolution No: 20-42 Date approved: 5-12-20

County Court Case No: CC 2019-23 Date Order Filed: 11-25-19 5/29/2020

Type: Annexation by Petition of all Landowners A.C.A. 14-40-609

Date Change Effective: 6-11-20 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other *(attach explanation)*

Please indicate which ward(s) the territory will be assigned to: Ward 4
(See A.C.A. § 14-40-203)

Initiating party:

All Landowners Majority Landowners Municipal Governing Body State Other _____

Supporting Documentation attached (check all that apply):

- File marked copy of City Ordinance/Resolution *(required)*
- File marked copy of County Court Order or certified annexation election results *(required except for A.C.A. §14-40-501)*
- Copy of Arkansas GIS approved printed map and certification letter *(required)*
- Proof of Publication for all Legal Notices *(include Hearing, Election, and City Ordinance/Resolution notices)*
- File marked copy of Petition Part *(if applicable)*
- File marked copy of Complaint and final Circuit Court Order *(Court Challenge only)*

Municipal Contact:

Name: Jessica Rush Title: City Clerk

Street Address: 301 W Chestnut

City: Rogers St: AR Zip code: 72756

Complete one form per ordinance/resolution, attach it as a cover page to the supporting document set and submit to the County Clerk's Office within 45 days of the Effective Date as required by Act 655 of 2017

County Official:

Signature: [Signature] Title: County Clerk

Date: 6/12/2020

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents within 30 days of receipt to: Arkansas Secretary of State, Attn: Municipal Boundary Filing, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: [Signature]

FILED

AUG 25 2020

Arkansas Secretary of State

ORDINANCE NO. 20- 42

FILED
20 MAY 28 AM 9:09

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF ROGERS; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; ASSIGNING SUCH TO WARDS; AND FOR OTHER PURPOSES.

WHEREAS, a petition was filed, pursuant to Ark. Code Ann. § 14-40-609, for the annexation of certain territory into the City of Rogers, Arkansas;

WHEREAS, the Benton County Assessor and the Benton County Clerk have completed the following:

- a. Verified the identity of the petitioner(s);
- b. Verified that there are no property owners included in the petition that do not wish to have their property annexed;
- c. Verified that the property or properties are contiguous with the City of Rogers;
- d. Verified that no enclaves will be created if the petition is accepted by the City of Rogers; and
- e. Presented the petition and their respective verifications to the Benton County Judge; and

WHEREAS, the County Judge has completed the following:

- a. Reviewed the petition and verifications for completeness and accuracy;
- b. Determined that no enclaves will be created by the annexation;
- c. Confirmed that the petition contains a schedule of services;
- d. Found that the land to be annexed shall include certain dedicated public roads and rights of way abutting or traversing said property; and
- e. Issued an order articulating these findings and forwarded the petition and order to the contiguous City of Rogers for consideration; and

WHEREAS, it is the desire of the Rogers City Council that said territory, more fully described below, be annexed.

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

Section 1: That the following described territory, contiguous to the City of Rogers, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Rogers, Arkansas:

PART OF THE NW 1/4 OF THE SE 1/4 OF SECTION 19, TOWNSHIP 19 NORTH, RANGE 29 WEST, BENTON COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF SAID NW 1/4, SE 1/4, OF SECTION 19 RUN, THENCE WEST 988.80 FEET; THENCE SOUTH 323.80 FEET TO THE POINT OF BEGINNING; THENCE S17°40'17"W 297.00 FEET; THENCE N76°19'20"W 208.00 FEET TO THE CENTERLINE OF OLD WIRE ROAD; THENCE N18°51'13"E 107.94 FEET ALONG SAID CENTERLINE; THENCE N24°19'34"E 192.08 FEET ALONG SAID CENTERLINE; THENCE S76°19'20"E 183.45 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY OF OLD WIRE ROAD.

LAYMAN'S DESCRIPTION: 2511 S. Old Wire Road, Rogers

Section 2: That the following schedule of services shall be extended to the area by the City of Rogers within the statutorily required three (3) year period after the date the annexation becomes final, as follows:

- a. Law Enforcement,
- b. Life Safety; and,
- c. Water and Sewer Services

Section 3: That the above described territory shall be annexed to and made a part of Ward 4 of the City of Rogers, and the same shall henceforth be a part of said ward as fully as existing parts of said ward:

Section 4: That the above described lands are suited for R-SF zoning and said lands should be and are hereby zoned R-SF;

Section 5: That the aforesaid real property should be added to the Rogers Comprehensive Growth Map and designated as "Neighborhood".

Section 6: That thirty (30) days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Rogers, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period;

FILED

2020 MAY 28 AM 9:09

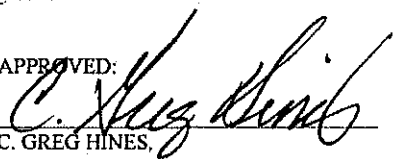
CO. CLERK
BENTON COUNTY, AR

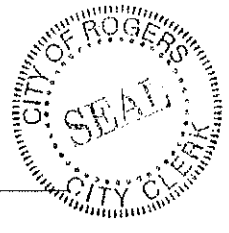
Section 7: Notice - Within forty-five (45) days of the effective date of this ordinance the City Clerk shall provide written notice, along with complete documentation, to the County Clerk of each county in which the territory is affected;

Section 8: Severability Provision - If any part of this Ordinance is held invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and

Section 9: Repeal of Conflicting Provisions - All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Ordinance are repealed to the extent of such conflict.

PASSED this 12 day of May, 2020.

APPROVED:

C. GREG HINES,
Mayor



Attest:

JESSICA RUSH, City Clerk

Requested by: Bill Watkins
Prepared by: John M. Pesek, Staff Attorney

FILED

2020 MAY 29 PM 3: 32

BETSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

IN THE MATTER OF ANNEXING TO THE
CITY OF ROGERS, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS TO SAID
CITY OF ROGERS, ARKANSAS

CC 2019-23

ORDER CONFIRMING ANNEXATION

Now on this day is presented to the Court the complete file for the annexation of certain land to the City of ROGERS, Benton County, Arkansas, under this file number, including specifically a copy of the plat of the annexed property and a copy of the resolution or ordinance of the governing body of the city or town accepting the property for annexation, and having reviewed the file and all things considered, the Court finds that all the requirements of § 14-40-609 of the Arkansas Code have been complied with and further that the annexation is in all respects proper, including if applicable, that the annexing city or town has included in the legal description included with its resolution or ordinance accepting the property for annexation certain dedicated public roads and rights of way abutting or traversing the property to be annexed if required by the Court's previous order entered in this file.

IT IS THEREFORE CONSIDERED AND ORDERED that the annexation of the above described lands to the City of ROGERS, Benton County, Arkansas, is hereby confirmed and that the same is and shall hence forth comprise a part of the City of ROGERS, Benton County, Arkansas.



HON. BARRY MOEHRING, County Judge

5.28.2020

Date

2020.2209

City: Rogers
Mayor: Greg Hines

Arkansas Code 14-40-101.

Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, in evidence, the entity has met requirements of Act 814 of 2015



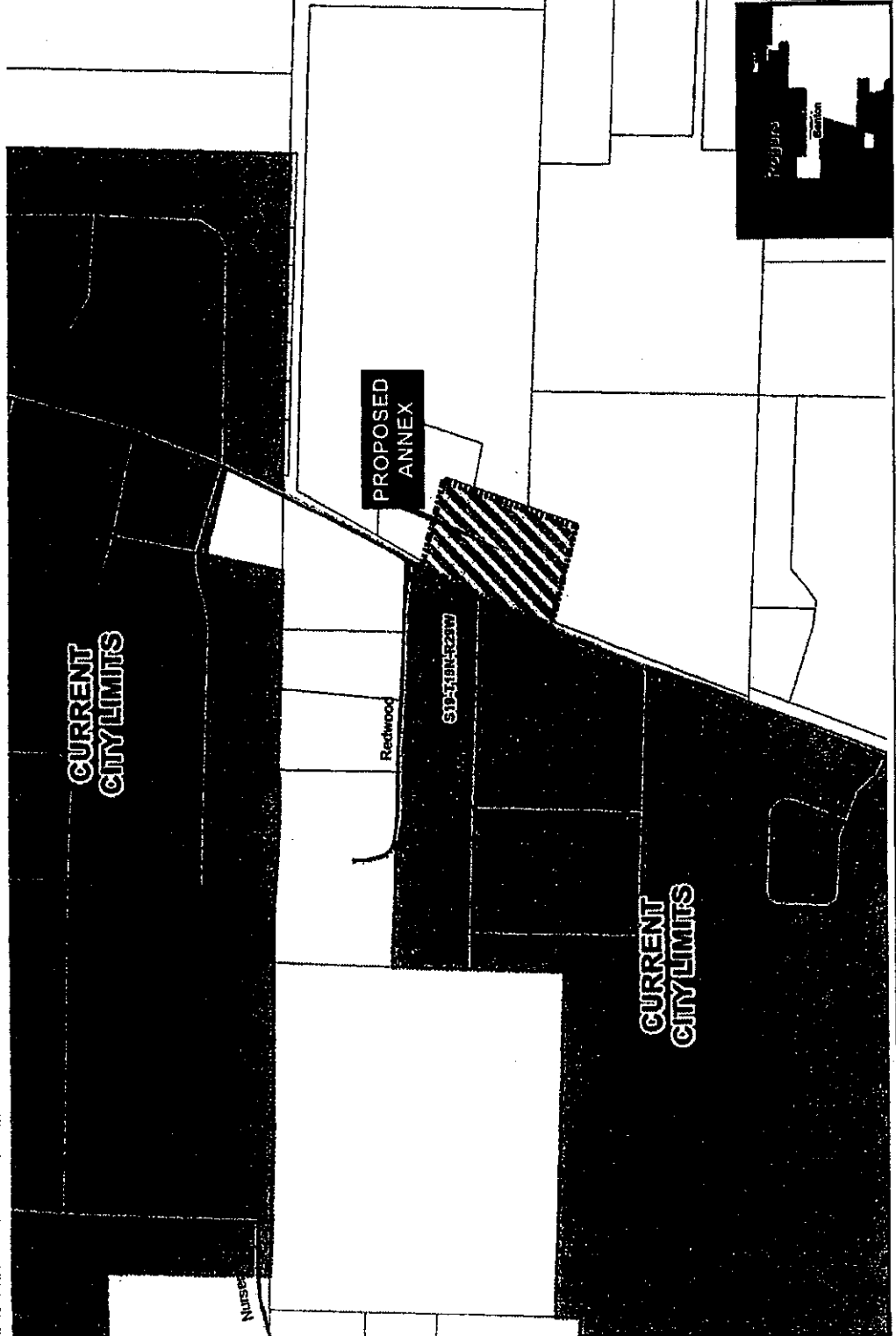
FILED
2020 MAY 28 AM 9:06
CLERK OF COURT
CO & PROBATE CLERK
BENTON COUNTY, AR

FILED
2019 NOV 21 PM 3:26
CLERK OF COURT
CO & PROBATE CLERK
BENTON COUNTY, AR

BE TSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

11/02/19, Annexation/Consolidation/2019/11/02

Proposed Annex: City of Rogers
November 2019

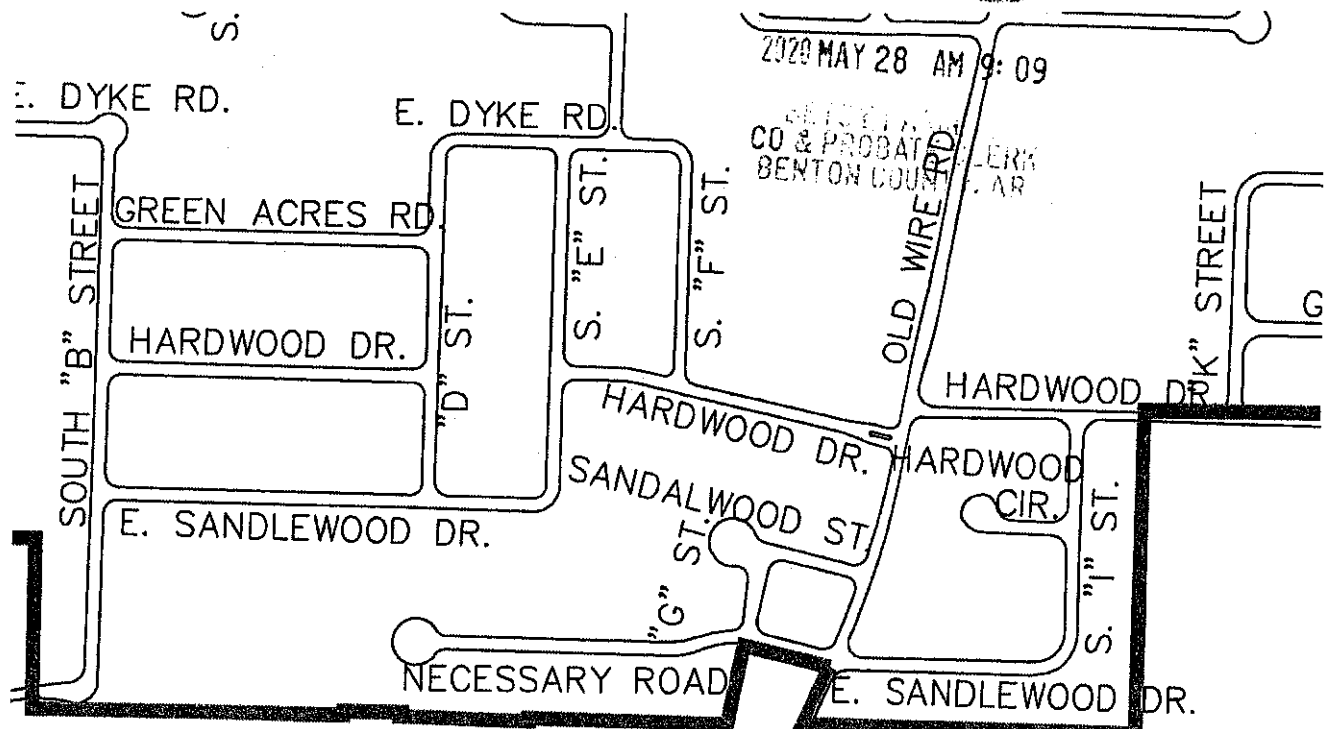


2020 2183

FILED

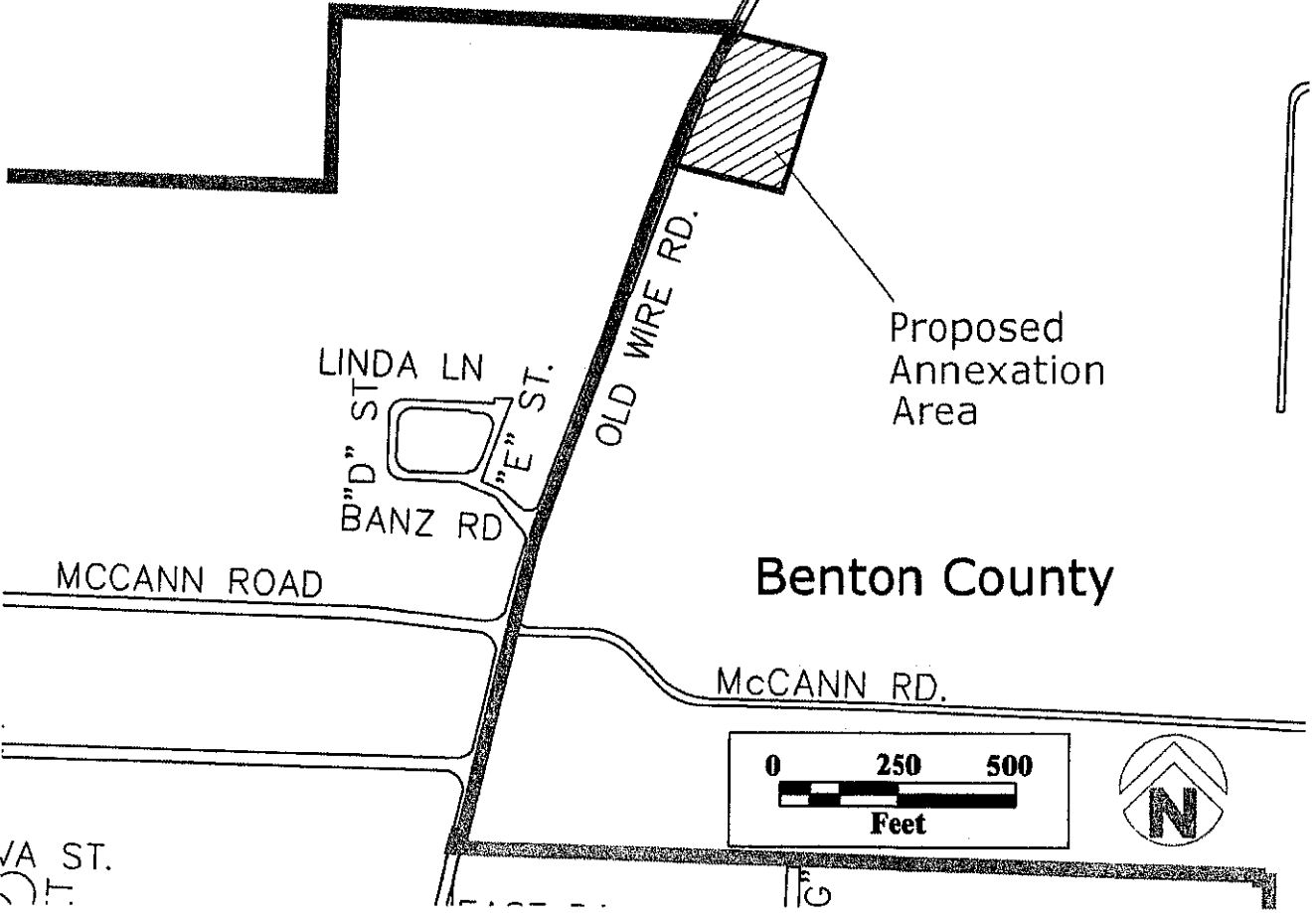
2020 MAY 28 AM 9:09

CLERK OF COURT
CO. & PROBATE
BENTON COUNTY



Benton County

Benton County



Proposed Annexation Area

Benton County



2020 2184

FILED

2019 NOV 25 PM 3:08

IN THE MATTER OF ANNEXING TO THE
CITY OF ROGERS, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS TO SAID
CITY OF ROGERS, ARKANSAS

BETSY MARRELL
CLERK & PROBATE CLERK
BENTON COUNTY, AR

COUNTY COURT CASE NO. CC 2019-23

ORDER AUTHORIZING ANNEXATION PURSUANT TO ACA § 14-40-609

I, Barry Moehring, County Judge of Benton County, having reviewed the attached petition for annexation and verification of petition, hereby find that the petition:

- 1) is in writing;
- 2) contains an attestation signed before a notary or notaries by the property owner or owners of the relevant property or properties confirming their desire to be annexed;
- 3) contains an accurate description of the relevant property or properties;
- 4) contains a letter or title opinion from a certified abstractor or title company verifying that the petitioners are all owners of record of the relevant property or properties;
- 5) contains a letter or verification from a certified surveyor or engineer verifying that the relevant property or properties are contiguous with the annexing city or town and that no enclaves will be created if the property or properties are accepted by the city or town – additionally a copy of the letter from the State of Arkansas GIS office approving the legal description for the annexation was provided; and
- 6) includes a schedule of services of the annexing city or town that will be extended to the area within three (3) years after the date the annexation becomes final.

The County Clerk is directed to forward a copy of this order and the related Petition to the Mayor of the City of ROGERS.



HON. BARRY MOEHRING, County Judge

NOV 25 2019

Date

2019 3789



FILED

2019 NOV 25 PM 12: 54

GETSY HANLLE
CO & PROBATE CLERK
BENTON COUNTY, AR

Date: November 25, 2019
Subject: Proposed Annexation Checklist
CC 2019-23 Rogers, AR

(A) is in writing;

(B) contains an attestation signed before a notary or notaries by the property owner or owners of the relevant property or properties confirming the desire to be annexed;

(C) contains an accurate description of the relevant property or properties;

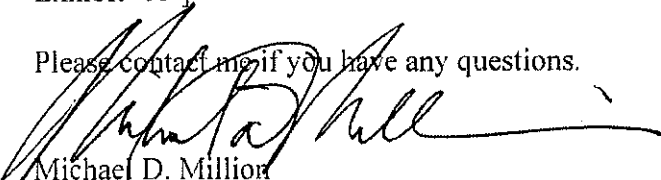
(D) contains a letter or title opinion from a certified abstractor or title company verifying that the petitioners are all owners of record of the relevant property or properties;

(E) contains a letter or verification from a certified surveyor or engineer verifying that the relevant property or properties are contiguous with the annexing city or town and that no enclaves will be created if the property or properties are accepted by the city or town; and

(F) include a schedule of services of the annexing city or town that will be extended to the area within three (3) years after the date the annexation becomes final.

NA [Additionally, we note that the legal description in (B) does not include in its description certain dedicated public roads and rights of way abutting or traversing the property to be annexed, the legal descriptions for which are included on the attached Exhibit "A"]

Please contact me if you have any questions.


Michael D. Million
Manager - GIS-Mapping Dept.
Benton County Assessor's Office
Phone: 479-271-1037, ext. 7004
Email: michael.million@bentoncountyar.gov

FILED

2019 NOV 25 PM 12: 54

BETSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

IN THE MATTER OF ANNEXING TO THE
CITY OF ROGERS, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS TO SAID
CITY OF ROGERS, ARKANSAS

CC 2019-23

VERIFICATION OF PETITION FOR ANNEXATION PURSUANT TO ACA § 14-40-609

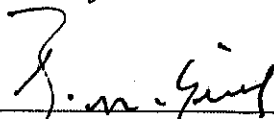
We, Betsy Harrell, County Clerk of Benton County, and Roderick Grieve, County Assessor of Benton County, attest as follows:

Our offices have received the attached petition seeking annexation. The petition has been reviewed and we hereby verify that the petition:

- (A) is in writing;
- (B) contains an attestation signed before a notary or notaries by the property owner or owners of the relevant property or properties confirming the desire to be annexed;
- (C) contains an accurate description of the relevant property or properties;
- (D) contains a letter or title opinion from a certified abstractor or title company verifying that the petitioners are all owners of record of the relevant property or properties;
- (E) contains a letter or verification from a certified surveyor or engineer verifying that the relevant property or properties are contiguous with the annexing city or town and that no enclaves will be created if the property or properties are accepted by the city or town; and
- (F) include a schedule of services of the annexing city or town that will be extended to the area within three (3) years after the date the annexation becomes final.



HON. BETSY HARRELL, County Clerk



HON. RODERICK GRIEVE, County Assessor

THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

FILED

CASE NO. 2019-23

2019 NOV 21 PM 3:19

BETSY HARRELL
CO. & PROBATE CLERK
BENTON COUNTY, AR

IN RE: ANNEXATION OF PROPERTY CONTIGUOUS TO
THE CITY OF ROGERS, BENTON COUNTY, ARKANSAS

PETITION FOR ANNEXATION OF PROPERTY
CONTIGUOUS TO THE
CITY OF ROGERS, ARKANSAS

COME NOW the petitioner, Donna J. Fair, owner of certain real properties located in Benton County, Arkansas, petition the Court as follows:

1. That the petitioner constitutes the sole ownership of one hundred percent (100%) of the real property that is the subject of this action.
2. That said property is contiguous to and adjoins the City of Rogers, Arkansas. A map of the subject property is attached hereto as "Exhibit A". A legal description of the subject property is included in the deed attached hereto as "Exhibit B".
4. The Petitioner respectfully requests that said property be released by the County and annexed to, added to, and included within the boundaries of the City of Rogers, Arkansas, pursuant to A.C.A. 14-40-609. A letter certifying that the petitioner is the sole owner of the subject property is attached as "Exhibit C". An engineer's letter certifying that no islands or enclaves will be created by this annexation is attached as "Exhibit D".
5. The City of Rogers will extend law enforcement, life safety, and water and sewer services to the subject properties.
6. That the Petitioner has coordinated this annexation request with the State of Arkansas GIS office as evidenced by the letter attached hereto as "Exhibit E".

WHEREFORE, premises considered, the Petitioner prays that this Court ascertain the propriety of this petition pursuant to A.C.A. 14-40-609, enter its order releasing the subject

properties for annexation into the City of Rogers to forward same to the City of Rogers pursuant to A.C.A. 14-40-609, and for all other reasonable and proper relief.

2019 NOV 21 PM 3:19

DONNA J. FAIR

BETSY HARRELL
CO. & PROBATE CLERK
BENTON COUNTY, AR

BY:


BILL WATKINS, Her Attorney

Arkansas Bar No. 84209

WILL A. KELLSTROM, Her Attorney

Arkansas Bar No. 2019145

WATKINS, BOYER, GRAY & CURRY, PLLC

1106 West Poplar

Rogers, AR 72756

(479) 636-2168

VERIFICATION

I, Donna J. Fair, do hereby certify, upon oath, that the statements and averments contained in the foregoing Petition for Annexation are true and correct to the best of my knowledge and belief.

DONNA J. FAIR

Donna J. Fair

Subscribed and sworn to before me this 20th day of November, 2019.


NOTARY PUBLIC

My Commission Expires:

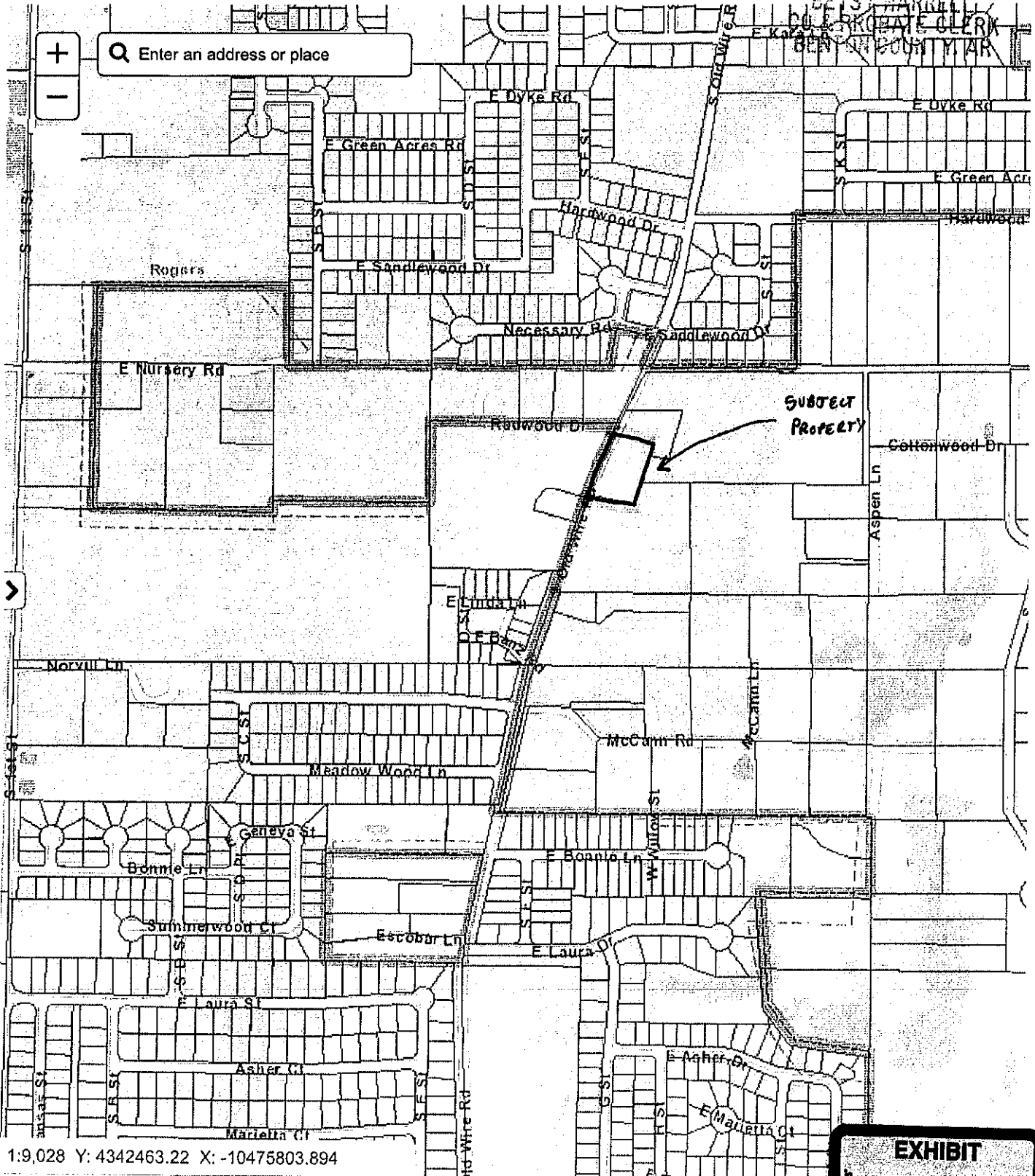
01-18-2022



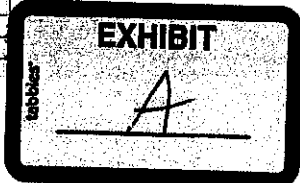


FILED

2019 NOV 21 PM 3:20



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FILED
L201860660
BENTON CO. AR FEE \$20.00
PRESENTED & E-RECORDED
11/20/2018 03:29:46 PM 3: 20
BRENDA DESHIELDS
Circuit Clerk & Recorder
BETSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Donna J. Fair, as Successor Trustee of the Wanda Sue Kelly Trust dated November 1, 2010, Grantor, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration paid by Donna J. Fair, a single person, Grantee the receipt of which is hereby acknowledged, do hereby grant, convey and quitclaim unto the said Grantee, and unto her heirs, successors and assigns forever all my right, title and interest in and to the following lands situated in the County of Benton, State of Arkansas:

801-LH22181

PART OF THE NW 1/4 OF THE SE 1/4 OF SECTION 19, TOWNSHIP 19 NORTH, RANGE 29 WEST, BENTON COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF SAID NW 1/4, SE 1/4, OF SECTION 19 RUN, THENCE WEST 988.80 FEET; THENCE SOUTH 323.80 FEET TO THE POINT OF BEGINNING; THENCE S17°40'17"W 297.00 FEET; THENCE N76°19'20"W 208.00 FEET TO THE CENTERLINE OF OLD WIRE ROAD; THENCE N18°51'13"E 107.94 FEET ALONG SAID CENTERLINE; THENCE N24°19'34"E 192.08 FEET ALONG SAID CENTERLINE; THENCE S76°19'20"E 183.45 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY OF OLD WIRE ROAD.

Subject to prior easements, rights of way, protective covenants, mineral reservations, oil and gas leases, and all prior filings of record, if any.

TO HAVE AND TO HOLD unto the said Grantee and unto her heirs, successors, and assigns forever, with all tenements, appurtenances and hereditaments thereunto belonging.

WITNESS MY HAND AND SEAL this 14 day of November, 2018.

The Wanda Sue Kelly Trust dated November 1, 2010

By: DONNA J. FAIR
Donna J. Fair, Successor Trustee

Prepared By:
Donald B. Kendall, AR Bar No. 70037
3706 Pinnacle Hills Parkway, Suite 201
Rogers, Arkansas 72758
Telephone: (479) 464-9828



FILED

2019 NOV 21 PM 3:20

ACKNOWLEDGMENT

BETSY WARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

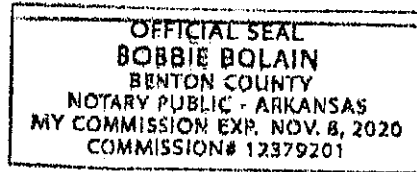
STATE OF Arkansas
COUNTY OF Benton §

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public, within and for the county of aforesaid, duly commissioned and acting, personally appeared **Donna J. Fair, as Successor Trustee of the Wanda Sue Kelly Trust dated November 1, 2010**, to me well known as the party in the foregoing instrument and stated he/she had executed the same for the consideration and purposes therein mentioned and set forth.

WITNESS MY HAND AND SEAL as such Notary Public this 14 day of November, 2018.

Bobbie Bolain
Notary Public

My Commission Expires: 11/08/2020



I certify under penalty of false swearing that documentary stamps or a documentary symbol in the legally correct amount has been placed on this instrument.

DONNA J. FAIR
Grantee/Affiant or Agent

Mail Deed to: P.O. Box 423
ROGERS, AR 72757

Prepared By:
Donald B. Kendall, AR Bar No. 70037
3706 Pinnacle Hills Parkway, Suite 201
Rogers, Arkansas 72758
Telephone: (479) 464-9828



Advance Title

PCI Advance Title, LLC.
624 W. Walnut
Rogers, AR 72756
2019 NOV 21 PM 3:26
631.8274

DETSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

Date: November 18, 2019

Watkins, Boyer, Gray & Curry, PLLC
Attn: Bill Watkins
1106 W Poplar
Rogers, AR 72726
479.636.2168

Subject: Opinion Letter for Ownership of Property

To Whom It May Concern,

Upon review of Parcel 18-03608-000, which has a legal description being:
PART OF THE NW1/4 OF THE SE1/4 OF SECTION 19, TOWNSHIP 19 NORTH,
RANGE 29 WEST, BENTON COUNTY, ARKANSAS MORE PARTICULARLY
DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF SAID NW1/4, SE1/4,
SECTION 19 RUN THENCE WEST 988.80 FEET; THENCE SOUTH 323.80 FEET TO
THE POINT OF BEGINNING; THENCE S17*40'17" W 297.00 FEET; THENCE
N76*19'20" W 208.00 FEET TO THE CENTERLINE OF OLD WIRE ROAD; THENCE
N 18*51'13" E 107.94 FEET ALONG SAID CENTERLINE; THENCE N 24*19'34" E
192.08 FEET ALONG SAID CENTERLINE; THENCE S 76*19'20" E 183.45 FEET TO
THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY OF OLD WIRE
ROAD,
the current owner(s) of record is: Donna J. Fair, per Quit Claim Deed filed for record as
Instrument Number L201860660, records of Benton County, AR.

Sincerely,

Authorized Countersignature

Larry Murphy
Title Operations
PCI Advance Title, LLC
479-631-8274



FILED
L201860660
BENTON CO. AR FEE \$20.00
PRESENTED & RECORDED
11/20/2018 03:35:45 PM 3:20
BRENDA DESHIELDS
Circuit Clerk & Recorder
BETSY HARRELL
CO. & PROBATE CLERK
BENTON COUNTY, AR

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Donna J. Fair, as Successor Trustee of the Wanda Sue Kelly Trust dated November 1, 2010, Grantor, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration paid by Donna J. Fair, a single person, Grantee the receipt of which is hereby acknowledged, do hereby grant, convey and quitclaim unto the said Grantee, and unto her heirs, successors and assigns forever all my right, title and interest in and to the following lands situated in the County of Benton, State of Arkansas:

801-2847-108

PART OF THE NW 1/4 OF THE SE 1/4 OF SECTION 19, TOWNSHIP 19 NORTH, RANGE 29 WEST, BENTON COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF SAID NW 1/4, SE 1/4, OF SECTION 19 RUN, THENCE WEST 988.80 FEET; THENCE SOUTH 323.80 FEET TO THE POINT OF BEGINNING; THENCE S17°40'17"W 297.00 FEET; THENCE N76°19'20"W 208.00 FEET TO THE CENTERLINE OF OLD WIRE ROAD; THENCE N18°51'13"E 107.94 FEET ALONG SAID CENTERLINE; THENCE N24°19'34"E 192.08 FEET ALONG SAID CENTERLINE; THENCE S76°19'20"E 183.45 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY OF OLD WIRE ROAD.

Subject to prior easements, rights of way, protective covenants, mineral reservations, oil and gas leases, and all prior filings of record, if any.

TO HAVE AND TO HOLD unto the said Grantee and unto her heirs, successors, and assigns forever, with all tenements, appurtenances and hereditaments thereunto belonging.

WITNESS MY HAND AND SEAL this 14 day of November, 2018.

The Wanda Sue Kelly Trust dated November 1, 2010

By: DONNA J. FAIR
Donna J. Fair, Successor Trustee

Prepared By:
Donald B. Kendall, AR Bar No. 70037
3706 Pinnacle Hills Parkway, Suite 201
Rogers, Arkansas 72758
Telephone: (479) 464-9828

FILED

2019 NOV 21 PM 3:20

ACKNOWLEDGMENT

SELSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

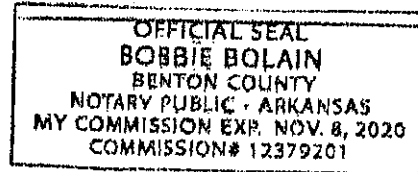
STATE OF Arkansas
COUNTY OF Benton §

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public, within and for the county of aforesaid, duly commissioned and acting, personally appeared **Donna J. Fair, as Successor Trustee of the Wanda Sue Kelly Trust dated November 1, 2010**, to me well known as the party in the foregoing instrument and stated he/she had executed the same for the consideration and purposes therein mentioned and set forth.

WITNESS MY HAND AND SEAL as such Notary Public this 14 day of November, 2018.

Bobbie Bolain
Notary Public

My Commission Expires: 11/08/2020



I certify under penalty of false swearing that documentary stamps or a documentary symbol in the legally correct amount has been placed on this instrument.

DONNA J. FAIR
Grantee/Affiant or Agent

Mail Deed to: P.O. Box 423
ROGERS, AR 72757

Prepared By:
Donald B. Kendall, AR Bar No. 70037
3706 Pinnacle Hills Parkway, Suite 201
Rogers, Arkansas 72758
Telephone: (479) 464-9828



901 N 47th Street, Suite 200
Rogers, AR 72756

2019 NOV 21 PM 3:20
479.631.838 (ph)
479.631.6224 (fax)

BEISSY JARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

November 20, 2019

Ref: Confirmation of Contiguous Boundaries
Parcel 18-03608-000
2511 S Old Wire Road – Rogers, AR

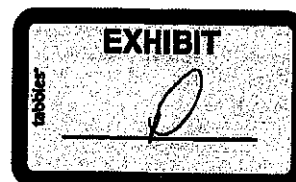
According to the City of Rogers GIS web site, the adjoining property to the west of Parcel 18-03608-000 is inside the Rogers city limits. The adjoining property to the west is designated as Parcel 02-00618-050. Both Deed Record 2016-75816 for Parcel 02-00618-050 and Deed Record L201860660 for Parcel 18-03608-000 describe the common line between the parcels as the "centerline of Old Wire Road". Based on the Rogers City Limits shown on the previously mentioned GIS web site and the corroborating language used by both parcel deeds to describe the common property line, it is my opinion as a professional land surveyor in the state of Arkansas that the parcel described in Deed Record L201860660 is contiguous with the current Rogers City Limits and will not create any enclaves if annexed into the City of Rogers.

Signed:

Date:

11/20/2019

Professional Land Surveyor #1460
Crafton, Tull & Associates, Inc.
Agent



~~L201860660~~
BENTON CO. AR FEE \$20.00
PRESENTED & E-RECORDED
11/20/2018 03:39:46 PM
2018 NOV 21 PM 3:20
BENTON COUNTY, AR
Circuit Clerk & Recorder

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Donna J. Fair, as Successor Trustee of the Wanda Sue Kelly Trust dated November 1, 2010, Grantor, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration paid by Donna J. Fair, a single person, Grantee the receipt of which is hereby acknowledged, do hereby grant, convey and quitclaim unto the said Grantee, and unto her heirs, successors and assigns forever all my right, title and interest in and to the following lands situated in the County of Benton, State of Arkansas:

801-LH8-181

PART OF THE NW 1/4 OF THE SE 1/4 OF SECTION 19, TOWNSHIP 19 NORTH, RANGE 29 WEST, BENTON COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF SAID NW 1/4, SE 1/4, OF SECTION 19 RUN, THENCE WEST 988.80 FEET; THENCE SOUTH 323.80 FEET TO THE POINT OF BEGINNING; THENCE S17°40'17"W 297.00 FEET; THENCE N76°19'20"W 208.00 FEET TO THE CENTERLINE OF OLD WIRE ROAD; THENCE N18°51'13"E 107.94 FEET ALONG SAID CENTERLINE; THENCE N24°19'34"E 192.08 FEET ALONG SAID CENTERLINE; THENCE S76°19'20"E 183.45 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY OF OLD WIRE ROAD.

Subject to prior easements, rights of way, protective covenants, mineral reservations, oil and gas leases, and all prior filings of record, if any.

TO HAVE AND TO HOLD unto the said Grantee and unto her heirs, successors, and assigns forever, with all tenements, appurtenances and hereditaments thereunto belonging.

WITNESS MY HAND AND SEAL this 14 day of November, 2018.

The Wanda Sue Kelly Trust dated November 1, 2010

By: DONNA J. FAIR
Donna J. Fair, Successor Trustee

Prepared By:
Donald B. Kendall, AR Bar No. 70037
3706 Pinnacle Hills Parkway, Suite 201
Rogers, Arkansas 72758
Telephone: (479) 464-9828



**ARKANSAS
GIS OFFICE**

FILED
Department of Transformation
and Shared Services
2019 NOV 21 PM 3:26
Governor Asa Hutchinson
Secretary Amy Fecher
Director Shelby Johnson
CO & PROBATE CLERK
BENTON COUNTY, AR

November 18, 2019

Mr. Bill Watkins
Attorney at Law
Watkins, Boyer, Grady & Curry, PLLC
1106 W. Poplar
Rogers, AR 72756

RE: City of Rogers Annexation Coordination Requirement

Mr. Watkins,

Thank you for coordinating with our office as you seek to annex property into the City of Rogers, AR located in Section 19, Township 19 North, Range 29 West. This letter represents confirmation that you have properly coordinated with our office (Arkansas GIS Office) as specified in § 14-40-101 (Act 914 of 2015) of the 90th General Assembly.

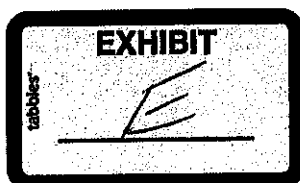
Our office will wait completion of any additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after any appropriate filing by your County Clerk.

Thank you,

Jennifer Wheeler, GIS Analyst

Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Rogers\20191118\Doc\20191118_Rogers_Annexation_Coordination_Letter.docx



ARKANSAS GIS OFFICE
1 Capitol Mall, Suite 6D • Little Rock, AR 72201 • 501.682.2767
gis.arkansas.gov • transform.ar.gov

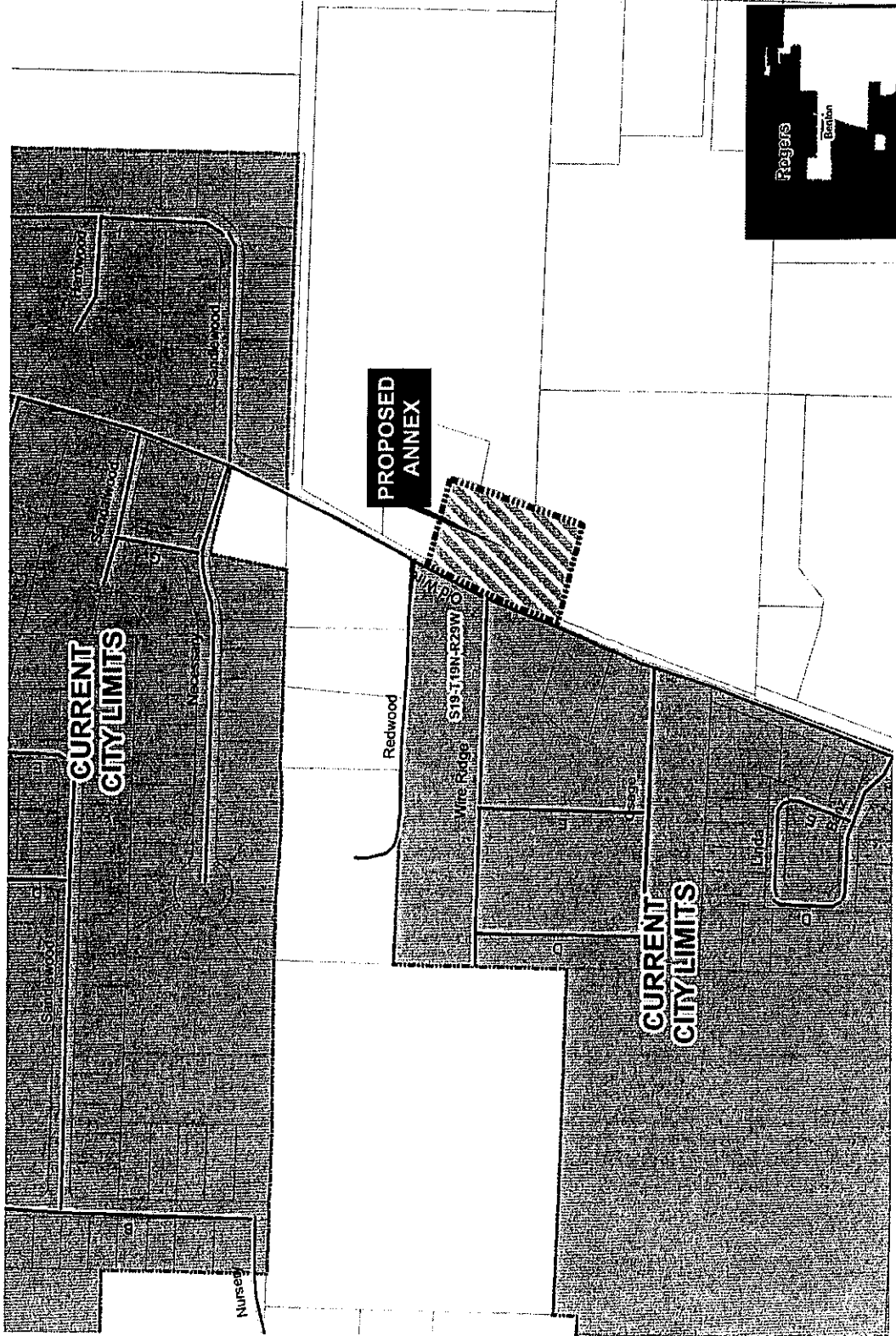


Proposed Annex: City of Rogers
November 2019

City: Rogers
Mayor: Greg Hines

Arkansas Code 14-40-101.
Before an entity undertakes an annexation, consolidation, or detachment, proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.
The map contained herein, is evidence, if the entity has met requirements of Act 914 of 2015

- Proposed Annex
- Backbone
- Parade
- Highway
- Minor Road
- Existing City



H:\City_Annexments\CherRogers\20191118