



JOHN THURSTON
ARKANSAS SECRETARY OF STATE

December 29, 2020

The Hon. Mona Vance
Clark County Clerk
401 Clay Street
Arkadelphia, AR 72923

Re: City of Arkadelphia Annexation Resolution R-20-18

Dear Ms. Vance,

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 (petition of all landowners)

Effective Date: 11/2/2020

County: Clark

City: Arkadelphia

City Resolution: R-20-18

Dated: 11/2/2020

County Court Order: CCA 2020-02

Date Filed: 10/21/2020

A file marked copy of the resolution 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. Scott Byrd, Mayor of Arkadelphia (w/encl)
The Hon. Gary Brinkley, Arkadelphia City Manager (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: Clark City/Town: Arkadelphia

City Ordinance/Resolution No: R-20-18 Date approved: 11/2/20

County Court Case No: CCA-2020-02 Date Order Filed: 10/21/20

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

Date Change Effective: 11/2/20 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: Arkadelphia Ward 5
(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: Gary Brinkley Title: City Manager

Street Address: 700 Clay Street

City: Arkadelphia St: AR Zip code: 71923

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: [Handwritten Signature] Title: County Clerk

Date: 11/4/20

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: [Handwritten Signature]

FILED

DEC 29 2020

Arkansas Secretary of State

NOV 03 2020

Received

RESOLUTION NO. R-20-18

A RESOLUTION ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF ARKADELPHIA, APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH WARDS.

WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the city of Arkadelphia, Arkansas; and

WHEREAS, the Clark County Assessor and the Clark County Clerk have

- (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 Arkadelphia;
- (D) Verified that no enclaves will be created if the petition is accepted by the City of Arkadelphia; and presented the petition and their respective verifications to the Clark County Judge; and

WHEREAS, the County Judge has

- (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 does not meet any of the disqualifying factors under A.C.A. 14-40-302.
- (E) Issued an order articulating these findings and forwarded the petition and order to the contiguous City of Arkadelphia for consideration; and

WHEREAS, it is the desire of the City of Arkadelphia that said territory be annexed.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS THAT:

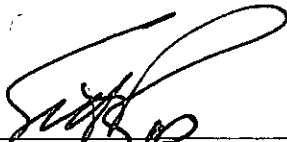
Section 1. That the following described territory, contiguous to the City of Arkadelphia, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Arkadelphia, Arkansas:

Attached Exhibit "1"

RESOLUTION NO. R-20-18

- Section 2.** That the following schedule of services shall extend to the area by the City of Arkadelphia within the statutory required three (3) year period after the date the annexation becomes final, as follows:
- Water, Police, Sanitation, and Fire services.
- Section 3.** That the above described territory shall be annexed to and made a part of Ward 5 of the City of Arkadelphia, and the same shall henceforth be a part of said Ward as fully as existing parts of said Ward.
- Section 4.** Thirty (30) days after passage and publication or posting of this Resolution as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Arkadelphia, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period.
- Section 5.** Notice. Within forty-five (45) days of the effective date of this Resolution the City Clerk shall provide written notice, along with complete documentation, to the County Clerk of each county in which the territory is affected.

Passed and approved this 2nd day of November, 2020.



Scott Byrd, Mayor

ATTEST:



Jessica Davis, City Clerk



IN THE COUNTY COURT OF CLARK COUNTY, ARKANSAS

Filed on the 21 day of OCT., 2020

IN THE MATTER OF THE JANUARY 15, 2020
PETITION FOR ANNEXATION TO THE CITY
OF ARKADELPHIA, ARKANSAS CERTAIN
TERRITORY CONTIGUOUS TO SAID CITY
OF ARKADELPHIA, ARKANSAS IN SECTION
SECTION 13, TOWNSHIP 7 SOUTH, RANGE 20 WEST

Mona Vance
County Clerk, Clark County

CASE NO. CCA-2020-02

ORDER

On the 21st day of October, 2020, the Clark County Court held a hearing on a certain Petition which was presented 100% of the real estate owners owning 100% of the acreage in the lands described as **Exhibit 1** to this Order.

The Court has jurisdiction over this matter and finds that the Petition has been filed with the County Assessor and the County Clerk and that the County Assessor and the County Clerk have verified that the Petition meets the requirements of Section (b)(2) of the Arkansas Code Annotated § 14-40-609.

The County Court has reviewed the Petition and records and has determined that they are complete and accurate, that no enclaves will be created by the proposed annexation, and the annexation otherwise meets requirements of Arkansas Code Annotated § 14-40-609.

THEREFORE, THE COUNTY COURT HEREBY ORDERS that the said Petition meets the requirements of Arkansas Code Annotated § 14-40-609 and the Petition, records and this Order are hereby forwarded to the City of Arkadelphia, Arkansas for any further appropriate action.

IT IS SO ORDERED.

Troy Tucker

COUNTY JUDGE

Attested to:

Mona Vance

COUNTY CLERK

10/21/20

DATE

RESOLUTION NO. R-20-18

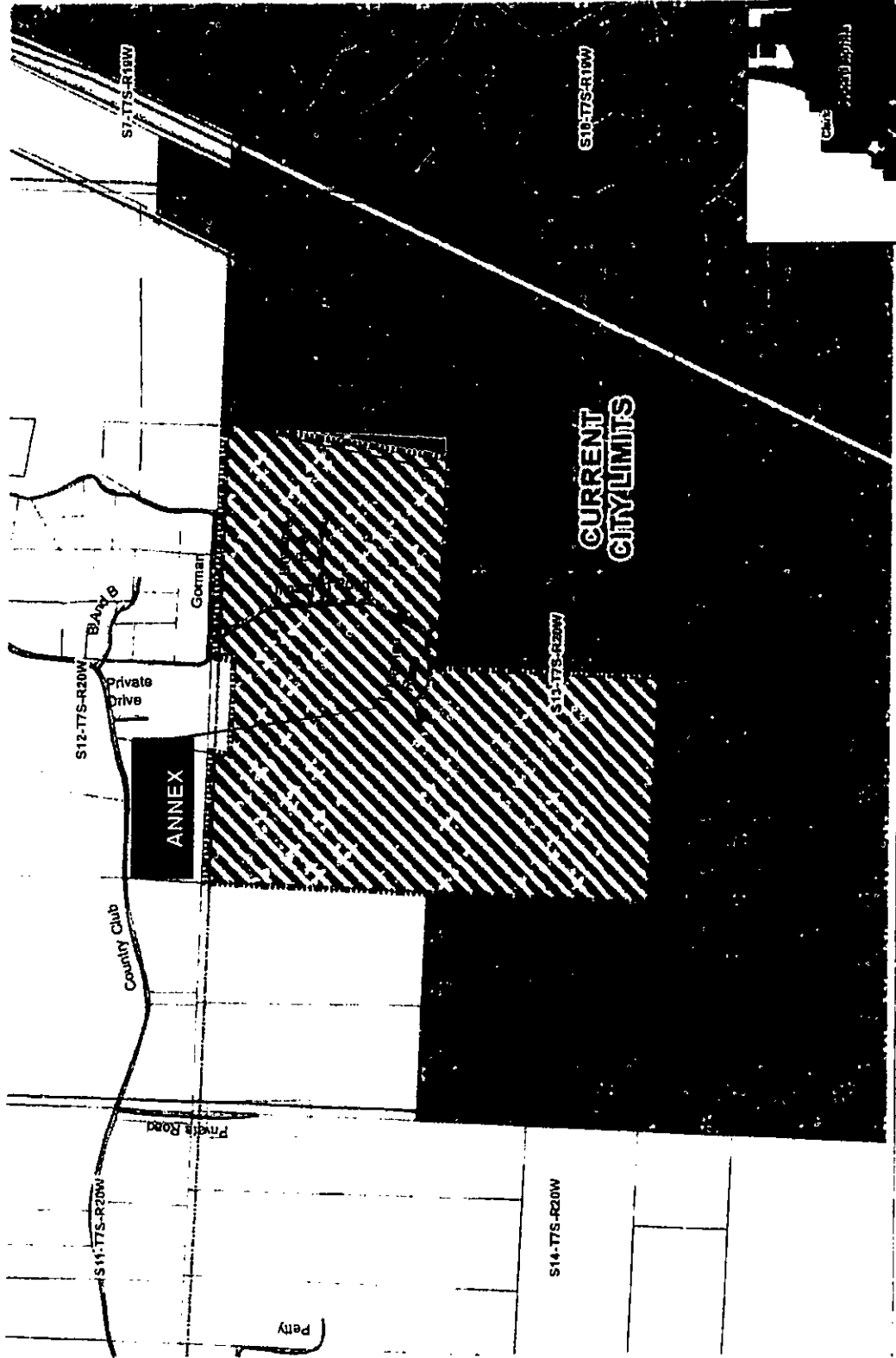
EXHIBIT 1.

A PARCEL OF LAND BEING LOCATED IN THE NW/4 NE/4 OF SECTION 13, T7S, R20W, CLARK COUNTY, ARKANSAS AND BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID NW/4 NE/4, THE POINT OF BEGINNING; THENCE NORTH 02°01'06" EAST ALONG THE EAST LINE OF SAID NW/4 NE/4, A DISTANCE OF 755.82 FEET; THENCE SOUTH 08°22'23" WEST, A DISTANCE OF 760.88 FEET; THENCE SOUTH 88°14'27" EAST, A DISTANCE OF 84.22 FEET TO THE POINT OF BEGINNING. CONTAINING 0.73 ACRES, MORE OR LESS.

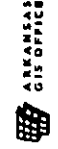
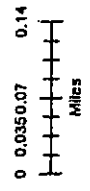
Proposed Annex: City of Arkadelphia
January 2020

City: Arkadelphia
Mayor: Scott Byrd



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 of the entity past meet requirements of Act 914 of 2015

- Proposed Annex
- Private
- Street
- Highway
- Minor Road
- County City
- Arkadelphia City
- County Boundary



Arkadelphia City Office
1100 N. Arkansas Street, Arkadelphia, AR 71923

AREA TO BE ANNEXED

EXHIBIT 1.

A PARCEL OF LAND BEING LOCATED IN THE NW/4 NE/4 OF SECTION 13, T7S, R20W, CLARK COUNTY, ARKANSAS AND BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID NW/4 NE/4, THE POINT OF BEGINNING; THENCE NORTH $02^{\circ}01'06''$ EAST ALONG THE EAST LINE OF SAID NW/4 NE/4, A DISTANCE OF 755.82 FEET; THENCE SOUTH $08^{\circ}22'23''$ WEST, A DISTANCE OF 760.88 FEET; THENCE SOUTH $88^{\circ}14'27''$ EAST, A DISTANCE OF 84.22 FEET TO THE POINT OF BEGINNING. CONTAINING 0.73 ACRES, MORE OR LESS.

VERIFICATION

I, Mona Vance, County Clerk of Clark County, Arkansas, with respect to the annexation by one-hundred percent petition filed by Good Ole Boys Holding Co., LLC on 10/14/20
_____, do hereby verify:

1. That the identity of the petitioner(s) as listed on the petition is accurate.
2. That all property owners included in the petition do wish to have their property annexed.
3. That the property or properties are contiguous with the city.
4. That enclave(s) will not be created if the petition is accepted by the City of Arkadelphia, Arkansas.
5. That the petition does contain a schedule of services.

COMMENTS: _____

Signed: Mona Vance
Mona Vance
Clark County Clerk

10/14/2020
Date

Signed: Lanna Clark
Lanna Clark
Clark County Assessor

10/14/2020
Date

Note: Both the County Assessor and the County Clerk must verify the listed items. The 'Comments' section may be used to provide additional information if desired. This form is to be presented to the County Judge within fifteen (15) days of filing by the petitioner with the County Assessors and County Clerk

CCA-2020-02

FILED WITH CITY CLERK
CITY OF ARKADELPHIA, AR
ON THE 13 DAY OF OCT
2020
[Signature]
CITY CLERK

PETITION FOR ANNEXATION

January 28, 2020

IN THE MATTER OF ANNEXING TO THE CITY OF ARKADELPHIA, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS TO SAID CITY OF ARKADELPHIA,
ARKANSAS IN SECTION 13, TOWNSHIP 7-S, RANGE 20-W

Come now the undersigned petitioners, and state as follows:

1. That we, owning 100% of the property in the following described area, do hereby petition, pursuant to A.C.A 14-40-609, the Board of Directors for the City of Arkadelphia, Arkansas, to annex the following lands into the City of Arkadelphia, Arkansas:

2. A PARCEL OF LAND BEING LOCATED IN THE NW/4 NE/4 OF SECTION 13, T7S, R20W, CLARK COUNTY, ARKANSAS AND BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID NW/4 NE/4, THE POINT OF BEGINNING; THENCE NORTH 02°01'06" EAST ALONG THE EAST LINE OF SAID NW/4 NE/4, A DISTANCE OF 755.82 FEET; THENCE SOUTH 08°22'23" WEST, A DISTANCE OF 760.88 FEET; THENCE SOUTH 88°14'27" EAST, A DISTANCE OF 84.22 FEET TO THE POINT OF BEGINNING. CONTAINING 0.73 ACRES, MORE OR LESS.

3. We further state that this petition is signed before a notary by one hundred percent (100%) of the real estate owners owning one hundred percent (100%) of the acreage in said area and that the area to be annexed does not contain property whose owners do not wish to have the property annexed.

4. Accompanying this petition is a title opinion verifying that the petitioners are all owners of record of the relevant properties attached hereto as Exhibit A.

5. That said property described herein is contiguous to the adjoining present City of Arkadelphia, Arkansas limits, and no enclaves will be created if this petition is accepted and the territory annexed into the City of Arkadelphia, Arkansas.

6. That the following schedule of service shall be extended to the area of the City of Arkadelphia within three (3) years after the date annexation becomes final:

- i. Water
- ii. Police
- iii. Sanitation
- iv. Fire Services

Filed on the 14 day of Oct, 2020

[Signature]
County Clerk, Clark County

Ed McCorkle, Trustee

Thomas O. Shepherd Revocable
(Now Irrevocable) Trust
Ed McCorkle, Trustee

Mark Manning, Trustee

{Thomas O. Shepherd Revocable
(Now Irrevocable) Trust
Mark Manning, Trustee

State of Arkansas

County of Clark

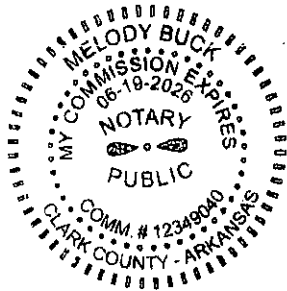
Subscribed and sworn to before me this 27th day of February, 2020.

Melody Buck

(Seal)

Signature of Notary Public

My Commission Expires: 6-19-2024





501 Main Street
Arkadelphia, AR 71923
Tel 870-246-2821
Fax 870-246-9501

First National
Title Company

LIMITED TITLE SEARCH

DATE: February 25, 2020

FILE NO.: 114-200045-TI

CERTIFYING DATES: From 9/3/1964 at 10:00:00 AM to 2/25/2020 at 10:00:00 AM

LEGAL DESCRIPTION: A parcel of land being located in the NW/4 NE/4 of Section 13, T7S, R20W, Clark County, Arkansas and being described as follows: Begin at the Southeast corner of said NW/4 NE/4, the Point of Beginning; thence North 02° 01' 06" East along the East line of said NW/4 NE/4, a distance of 755.82 feet; thence South 08° 22' 23" West, a distance of 760.88 feet; thence South 88° 14' 27" East, a distance of 84.22 feet to the Point of Beginning. Containing 0.73 acres, more or less.

TITLE VESTED: Thomas O. Shepherd Revocable Trust, Thomas O. Shepherd, Trustee as said Trust was amended and restated by an amendment dated October 17, 2007, by virtue of a Warranty Deed from Thomas O. Shepherd, Trustee of the Thomas O. Shepherd Revocable Trust dated December 29, 2005, deed dated November 9, 2007, recorded November 15, 2007 in Book 627, Page 488 in the Land Records of Clark County, Arkansas.

OUTSTANDING LIENS: NONE

OUTSTANDING JUDGMENTS: NONE

OTHER ITEMS: NONE

TAXES: Tax Parcel No.: 74-03871-000 2018 Real Estate Taxes are paid in the amount of \$91.35. 2019 Real Estate Taxes are due in the amount of \$92.13

This limited title search is not to be construed as Title Insurance, a Commitment to Insure, or to express an opinion as to the validity of this title. Furthermore, it is expressly stated, acknowledged and agreed upon that in no event shall the total liability of First National Title Company, its affiliates or any of their owners, officers, employees, or agents for any damages, losses, and causes of action (whether in contract or tort, including, but not limited to, negligence or otherwise) arising from the use of, or the reliance upon, the information contained in this search exceed the amount paid for this search.

PREPARED BY:

First National Title Company
License No. 100110256
501 Main Street
Arkadelphia, AR 71923
Telephone: 870-246-2821 Fax: 870-246-9501

By:

Kimberly Marie Schales, License No. 19020064
Authorized Signature

JOHN W &
LINDAJ

LUNNIE &
REGINA

GALE PORTER
FAMILY LIMITED

BEENE, W
BRANDON &
KORTNIC

BEENE, W
BRANDON
KORTNIC

SHEPHERD,
AJ &
CHARLOTTE

SHEPHERD,
THOMAS C

ITY, TONY G
ILLY BALDWIN
PETTY &

GOO, OLEBOYS
HOLDING CO, LLC

Limited
Road

Unimproved
Road

S13-T7S-R20W

HUDLESTON-HOUSER
REVOC TRUST

HUDLESTON,
HOUSER
REVOCABLE

W P Malone

Interstate 30
Interstate 30

S18-T7

ARKANSAS
STATE HWY
COMMISSION

ARCHER, C
A R MARTIN
REVOCABLE

HARRINGTON

BORLAN
LAND

REVOCA

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ARKANSAS GIS OFFICE

Department of Transformation
and Shared Services
Governor Asa Hutchinson
Secretary Amy Fecher
Director Shelby Johnson

March 2, 2020

Mr. Gary Brinkley
City Manager - City of Arkadelphia
700 Clay Street
Arkadelphia, AR 71923

RE: City of Arkadelphia Coordination Requirement

Mr. Brinkley,

Thank you for coordinating with our office as you seek to annex property into the City of Arkadelphia, AR located in Section 13, Township 7 South, Range 20 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\Arkadelphia\20200110\Doc\20200302_Arkadelphia_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

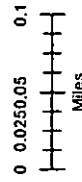


Proposed Annex: City of Arkadelphia
March 2020

City: Arkadelphia
Mayor: Scott Byrd

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 914 of 2015



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