



# JOHN THURSTON

ARKANSAS SECRETARY OF STATE

December 29, 2020

The Hon. Janice Currie  
Mississippi County Clerk  
200 W. Walnut  
Blytheville, AR 72315

Re: City of Manila Annexation Ordinance 2020-05

Dear Ms. Currie,

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: 9/12/2020

County: Mississippi

City Ordinance: 2020-05

County Court Order: CO 2020-10

City: Manila

Dated: 9/21/2020

Date Filed: 10/06/2020

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 that reads "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. Wayne Wagner, Mayor of Manila (w/encl)  
Mr. Wes Wagner, Wagner Law Firm (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: Mississippi City/Town: Manila

City Ordinance/Resolution No: 2020-05 Date approved: 9-21-2020

County Court Case No: C02026-10 Date Order Filed: 10-6-2020

Type: 14-40-609

(Choose from the list of Arkansas Code Sections located on the back)

Date Change Effective: 9-12-2020 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: 23  
*(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: Wayne Wagner Title: Mayor

Street Address: 214 N Baltimore

City: Manila St: AR Zip code: 72442

*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: \_\_\_\_\_ Title: \_\_\_\_\_

Date: \_\_\_\_\_

*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]

**F I L E D**

DEC 29 2020

Rev. 2/2019

**Arkansas  
Secretary of State**

FILED

CITY OF MANILA, ARKANSAS

ORDINANCE NO. 2020- 05

OCT - 6 2020

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF MANILA, ARKANSAS, BEING LOCATED IN SECTION 6, TOWNSHIP 14 NORTH, RANGE 9 EAST, CHICKASAWBA DISTRICT, MISSISSIPPI COUNTY, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF MANILA, AND ASSIGNING SAME TO CERTAIN WARDS, AND OTHER PURPOSES.

WHEREAS, petition was filed with the County Clerk of the Chickasawba District of Mississippi County, Arkansas, by the sole real estate owner of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Manila, Arkansas; and

WHEREAS, on September 21, 2020, the County Court of the Chickasawba District of Mississippi County, Arkansas, found that the petition was signed by the sole real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Manila, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said petition; that proper notice had been given for the time and in the manner prescribed by law, and that all things pertaining thereto had 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 Manila, Arkansas, subject to the acceptance of the same by the City Council of said City at the proper time, as provided by law; 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.

WHEREAS, it is in the best interest of the City of Manila, Arkansas, that said territory be accepted.

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

SECTION 1. That the following described lands and territory contiguous and adjoining the City of Manila, Arkansas, be and the same is hereby accepted as part of and annexed to and made a part of the City of Manila, Arkansas.

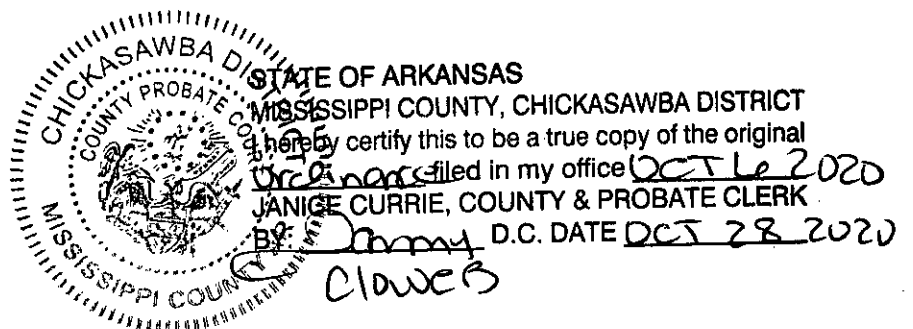
EXHIBIT "A" attached hereto.

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

Passed and approved this 21<sup>st</sup> day of September, 2020.

APPROVED: *Wayne Abner*  
MAYOR

ATTEST: *Jessie Parker*  
RECORDER



IN THE COUNTY COURT FOR THE CHICKASAWBA DISTRICT OF **FILED**  
MISSISSIPPI COUNTY, ARKANSAS

IN THE MATTER OF:

OCT - 6 2020

**THE ANNEXATION OF CERTAIN TERRITORY TO  
THE CITY OF MANILA, ARKANSAS LOCATED  
IN SECTION SIX (6),  
TOWNSHIP FOURTEEN (14) NORTH,  
RANGE NINE (9) EAST.**

JANICE CURRIE  
COUNTY & PROBATE DIVISION CLERK

NO. CO-2020- 10

**ORDER FOR ANNEXATION**

On this 21<sup>st</sup> day of September, 2020, comes on to be heard the Petition of Donald Nunnally and Felicia Nunnally, his wife, requesting that the following described property located in the Chickasawba District of Mississippi County, Arkansas, be annexed to the City of Manila, Arkansas, to wit:

**LEGAL: 14 ½ acres carved out of the Northeast corner of the South ½ of the Northwest ¼ of Section 6, Township 14 North, Range 9 East, beginning at the Northeast corner of the South ½ of the Northwest ¼ of Section 6, Township 14 North, Range 9 East, and running 58 rods West; thence 40 rods South; thence 58 rods East; thence 40 rods North to point of beginning, described on tax book as lot 7, S ½ of NW ¼ 6-14-9, and filed in Book 2032 at page 8937;**

**LESS AND EXCEPT THE FOLLOWING TRACT:**

**A lot in the South ½ of the Northwest ¼ of Section 06, Township 14 North, Range 09 East, Manila, Mississippi County, Arkansas, and being more particularly described as commencing at a found rebar at the Northwest corner of Section 06; thence along the North line of Section 06, N 89°12'58" E, 1890.32 feet to a found nail; thence S 01°05'04" E, 1336.57 feet to the point of beginning; thence S 00°58'52" E, 224.00 feet; thence S 89°41'32" W, 116.00 feet to a set rebar with cap; thence N 56°15'12" W, 84.50 feet to a set rebar; thence N 00°58'52" W, 176.64 feet to a set rebar; thence N 89°40'54" E, 185.45 feet to the point of beginning, and containing 0.92 acres more or less and being subject to a county road right of way along the East side and being subject to any easements of record.**

And this Court having considered the petition and the Order setting the same for hearing on this date, which date is more than thirty (30) days after the filing of said petition; proof of publication of notice of said hearing; and all other things and matters before the Court, the Court finds as follows:

1. The petition filed by said Petitioner is in accordance with the Arkansas Code Annotated Section 14-40-601 et. seq.

2. The Petitioner is the owner of the property sought to be annexed. The petition has been properly signed and due proper notice of said hearing by publication in the manner and in time required by law has been given.

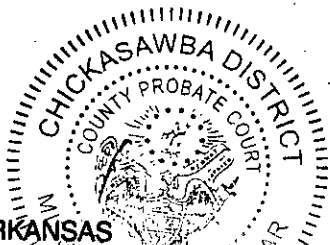
3. That an accurate plat of the above described property was filed with the Petition; and the limits of the above described area have been properly described in the Petition and said area is contiguous to and adjoins the City of Manila, Arkansas.

4. The Petition filed herein should be granted subject to acceptance by the City of Manila, Arkansas, and subject to the right of any person to file objections to the final granting thereof.

**IT IS THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED** that the Petition for Annexation which is before this Court be and the same is hereby granted in all particulars; that the plat attached to said Petition shows the exact boundary line as contained in the legal description in accordance with the copy of said plat and at such areas shall be and become a part of the city limits of the City of Manila, Arkansas, when accepted by the City of Manila, Arkansas, and the Clerk of this Court is hereby directed to prepare the necessary transcript and duly certify the same, one copy to be delivered to the Secretary of State of Arkansas; one copy to be delivered to the Director of the Tax Division of the Arkansas Public Service Commission, after action on this matter is taken by the City Council of the City of Manila, Arkansas.

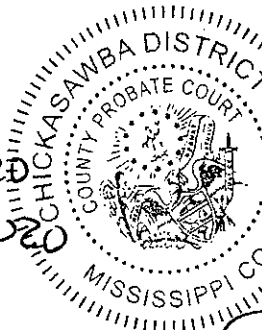
*Chelsm*  
\_\_\_\_\_  
HON. COUNTY JUDGE

*September 21, 2020*  
\_\_\_\_\_  
DATE



STATE OF ARKANSAS  
MISSISSIPPI COUNTY, CHICKASAWBA DISTRICT  
I hereby certify this to be a true copy of the original  
*order* filed in my office *Oct 6 2020*  
JANICE CURRIE, COUNTY & PROBATE CLERK

BY: *Janmy Claws* D.C. DATE *OCT 28 2020*



RECORDED THIS *6th* DAY OF *OCT 20*  
BOOK *CC* PAGE *735-736* OF THE  
*Counh* RECORDS OF CHICKASAWBA  
DISTRICT OF MISSISSIPPI COUNTY, ARKANSAS  
JANICE CURRIE

COUNTY & PROBATE DIVISION CLERK  
BY: *Janmy Claws* D.C.

**Exhibit A:**

**LEGAL:** 14 ½ acres carved out of the Northeast corner of the South ½ of the Northwest ¼ of Section 6, Township 14 North, Range 9 East, beginning at the Northeast corner of the South ½ of the Northwest ¼ of Section 6, Township 14 North, Range 9 East, and running 58 rods West; thence 40 rods South; thence 58 rods East; thence 40 rods North to point of beginning, described on tax book as lot 7, S ½ of NW ¼ 6-14-9, and filed in Book 2032 at page 8937;

**LESS AND EXCEPT THE FOLLOWING TRACT:**

A lot in the South ½ of the Northwest ¼ of Section 06, Township 14 North, Range 09 East, Manila, Mississippi County, Arkansas, and being more particularly described as commencing at a found rebar at the Northwest corner of Section 06; thence along the North line of Section 06, N 89°12'58" E, 1890.32 feet to a found nail; thence S 01°05'04" E, 1336.57 feet to the point of beginning; thence S 00°58'52" E, 224.00 feet; thence S 89°41'32" W, 116.00 feet to a set rebar with cap; thence N 56°15'12" W, 84.50 feet to a set rebar; thence N 00°58'52" W, 176.64 feet to a set rebar; thence N 89°40'54" E, 185.45 feet to the point of beginning, and containing 0.92 acres more or less and being subject to a county road right of way along the East side and being subject to any easements of record.

PROOF OF PUBLICATION

STATE OF ARKANSAS

County of Mississippi,

ss.

Mark Brafield

states on oath that he is the publisher of the NEA Town Courier, a newspaper published in the city of Blytheville, Mississippi County, Arkansas, that said paper has a bona-fide circulation in

said county and state; that the annexed

Notice

was published for 2 time(s) successively, as follows:

First publication was in the issue of September 16

20 and the last publication was in the issue of

September 23, 2020

Mark Brafield

Publisher.

Number squares \_\_\_\_\_ Printers Fee \$ \_\_\_\_\_

Received Payment

Sworn to before me this 23 day September, 2020

SHEILA J. GALE  
NOTARY PUBLIC-STATE OF ARKANSAS  
MISSISSIPPI COUNTY

My Commission Expires 3-3-2021  
Commission # 12388824

Sherry Dean

FILED

OCT - 6 2020

APPROPRIATE



member of the first united memorial service in Manila. In addition to his par- the state's directive regarding COVID-19, masks will be required inside the fu- 27 years, Barbara Ruggieri Carr, one other, Tony Arnold; and a son, Bryan the online guest register at survivors include two sons, Blake Carr of www.HowardFuneralService.com.

failure to appear. - Jessica Ann Murphy, 26, of Jonesboro - misdemeanor of Jonesboro - possession of meth or cocaine greater than two grams but less than 10 grams. - Colton Tanner Deeds, 23, of Caraway - third-degree domestic battering, criminal contempt. - Tyrone Clay Williams, 29, of Jonesboro - possession of meth or cocaine less than two grams. - Karen Elaine Milliet, 42, of Jonesboro - misdemeanor failure to appear. - Reginald Alfonso Lewis, 52, of Jonesboro - aggravated assault. - Glendon Dale Tribble, 37, of Bono - second-degree assault. - James Lyn Smith, 40, of Jonesboro - possession of meth or cocaine less than two grams.

IN THE COUNTY COURT FOR THE CHICKASAWBA DISTRICT OF MISSISSIPPI COUNTY, ARKANSAS

IN THE MATTER OF: THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF MANILA, ARKANSAS LOCATED IN SECTION SIX (6), TOWNSHIP FOURTEEN (14) NORTH, RANGE NINE (9) EAST. NO. CO-2020-10

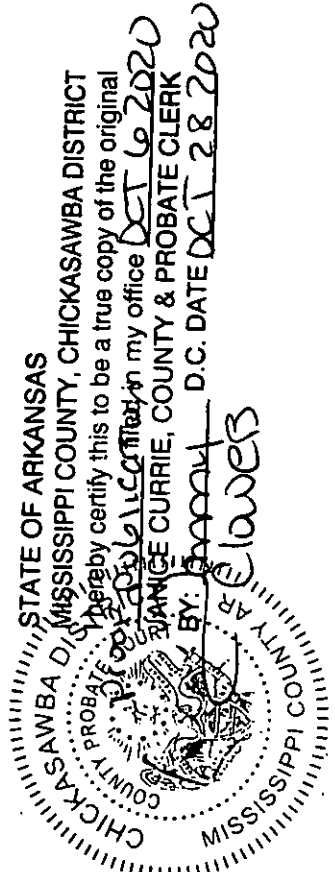
Notice is hereby given that there has been filed in the County Court for the Chickasawba District of Mississippi County, Arkansas, a Petition by Donald and Felicia Nunnally, claiming to be the sole owners of the real property hereinafter described and petitioning said County Court to make an order authorizing the annexation of the following described property to the City of Manila, Arkansas, to-wit:

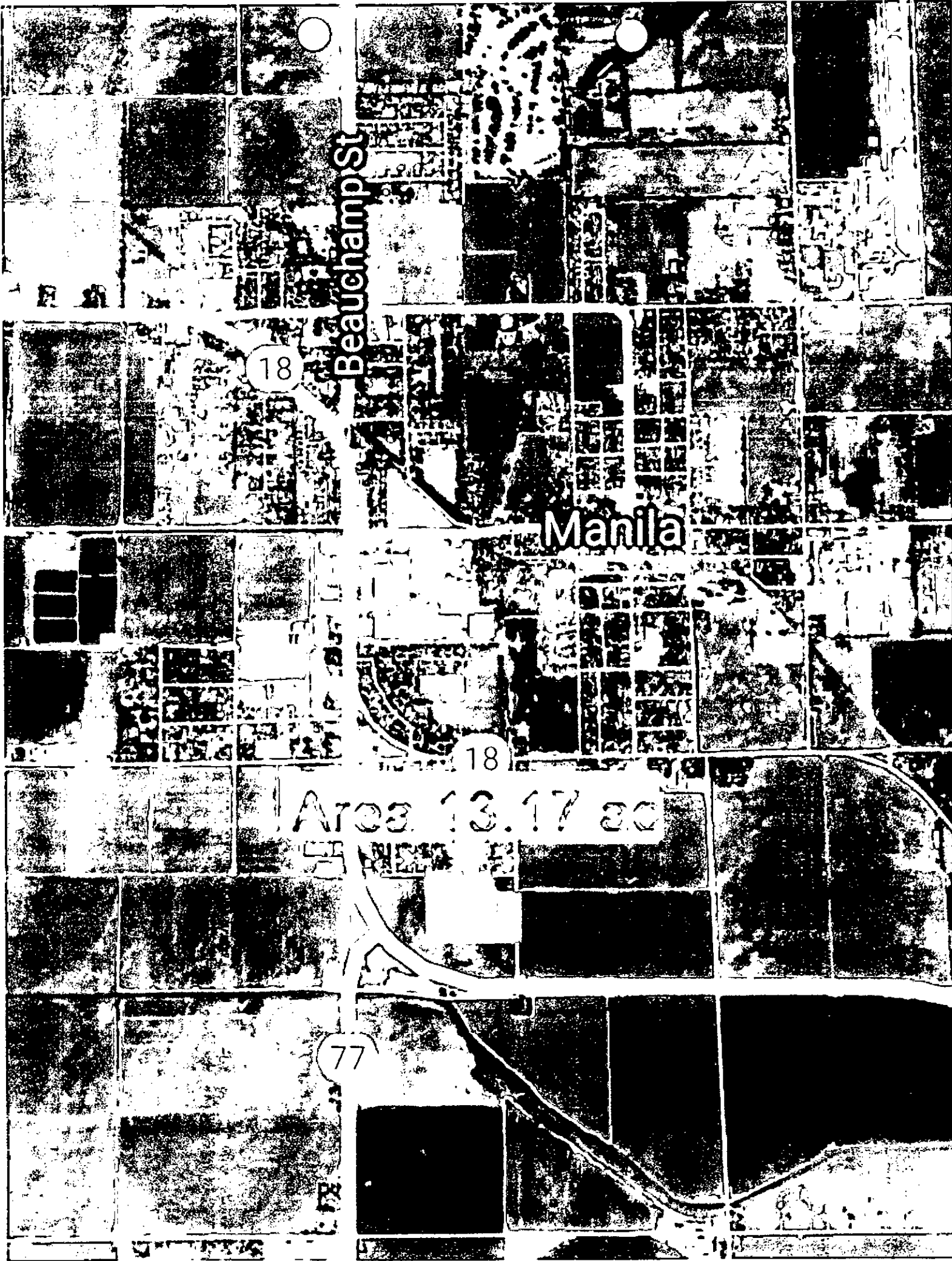
LEGAL: 14 1/2 acres carved out of the Northeast corner of the South 1/2 of the Northwest 1/4 of Section 6, Township 14 North, Range 9 East, beginning at the Northeast corner of the South 1/2 of the Northwest 1/4 of Section 6, Township 14 North, Range 9 East, and running 58 rods West; thence 40 rods South; thence 58 rods East; thence 40 rods North to point of beginning, described on tax book as lot 7, S 1/2 of NW 1/4 6-14-9, and filed in Book 2032 at page 8937, LESS AND EXCEPT THE FOLLOWING TRACT: A lot in the South 1/2 of the Northwest 1/4 of Section 06, Township 14 North, Range 09 East, Manila, Mississippi County, Arkansas, and being more particularly described as commencing at a found rebar at the Northwest corner of Section 06; thence along the North line of Section 06, N 89°12'58" E, 1890.32 feet to a found nail; thence S 01°05'04" E, 1336.57 feet to the point of beginning; thence S 00°58'52" E, 224.00 feet; thence S 89°41'32" W, 116.00 feet to a set rebar with cap; thence N 56°15'12" W, 84.50 feet to a set rebar; thence N 00°58'52" W, 176.64 feet to a set rebar; thence N 89°40'54" E, 183.45 feet to the point of beginning, and containing 0.92 acres more or less and being subject to a county road right of way along the East side and being subject to any easements of record.

Notice is hereby given to all interested persons that said County Court has set the 21<sup>st</sup> day of September, 2020, at 9:00 o'clock a.m. in the Office of the County Judge, in the Courtroom in Burdette, Arkansas, as the time and place which said County Court will hold a public hearing on said Petition. All interested persons should be present in Court on that date. The original petition, together with a plat of the property described, which territory is contiguous to the City of Manila, Arkansas, is now on file in the Office of the County Clerk in Blytheville, Arkansas.

DATED this 4<sup>th</sup> day of September, 2020.  
BY: Donald Nunnally, Petitioner  
WAGNER LAW FIRM  
P.O. Box 909  
Manilla, Arkansas 72442  
(870) 561-4500

altaneous possession of guns and firearms, felony lure to appear, parole violation, residential burglary, npayment of fines. Richard Harry Lane, 34, Trumann - theft of \$5,000 less but greater than \$1,000/from vehicle, misdemeanor failure to appear. Joseph Michael Lambert, of Monette - possession of meth or cocaine less than two grams. Madison Sinclair Gross, of Jonesboro - possession of a controlled substance less than four ounces. Tyesha Keosha Byrd, 28, of Jonesboro - misdemeanor (unlawful act). Timothy Vanzant - leman, 24, of Jonesboro - structing governmental operations, misdemeanor failure to appear. Lorenzo Applewhite, 30, of Jonesboro - driving on a suspended license, non-mentor fines. Albert Lee McDonald, of Jonesboro - theft of 000 or less. Larena Marie Jones, 36, of Jonesboro - theft of Jonesboro - 000 or less. Travis Sentil James, 37, of Jonesboro - theft by receiving, misdemeanor failure to appear. Chad Norris Phillips, 26, of Jonesboro - criminal trespass - on lawfully posted d, Mid-South hold. Anthony Joe Rasdon, 59, of Jonesboro - third-degree domestic battering. Linda Diane Lard, 44, of Jonesboro - misdemeanor





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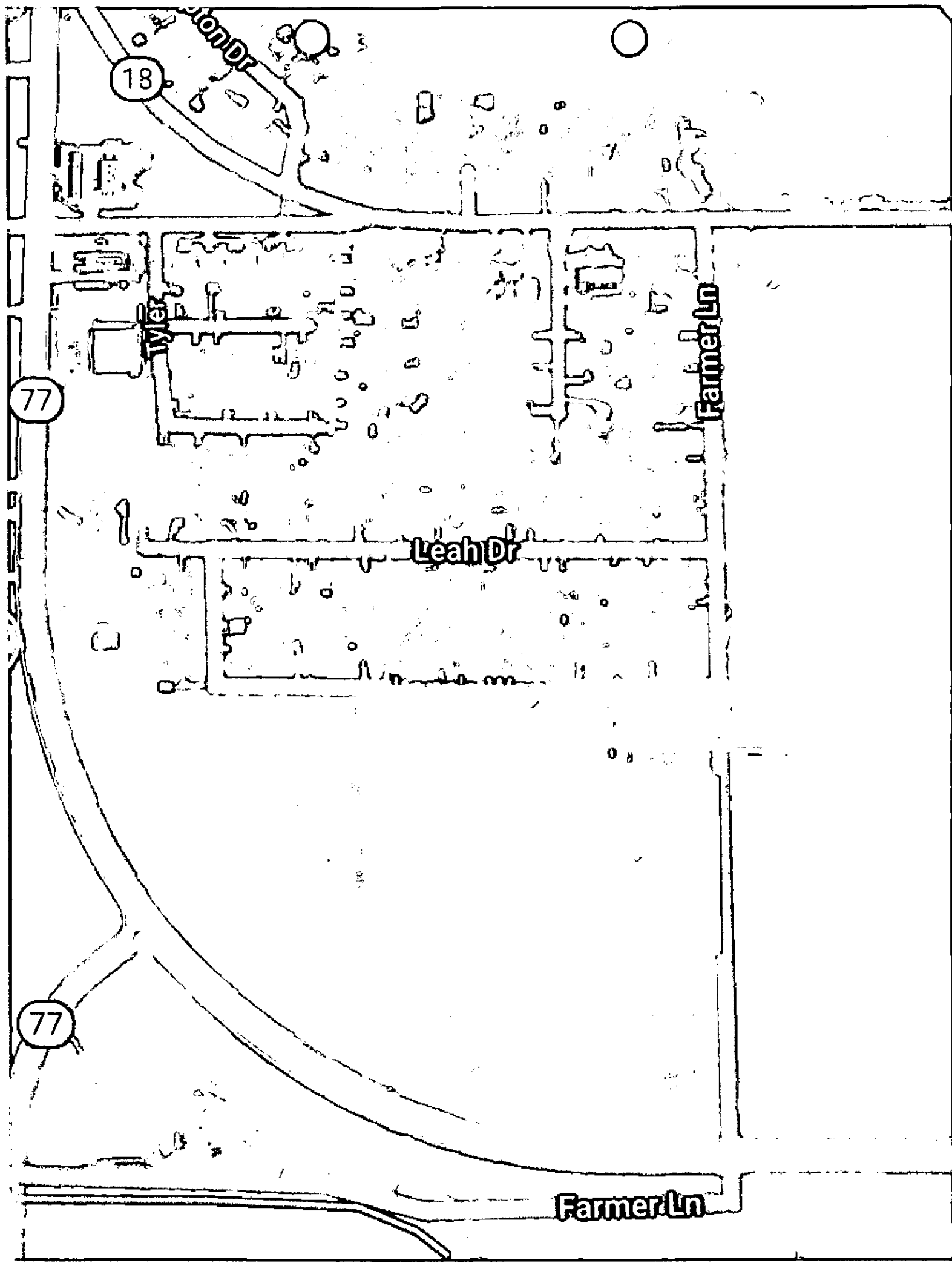
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Tyer

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Farmer Ln

Farmer Ln



**JANICE CURRIE**  
COUNTY CLERK  
MISSISSIPPI COUNTY, ARKANSAS



Courthouse Blytheville, AR  
200 W. Walnut - Ste. 103  
Blytheville, AR 72315  
Tel (870) 762-2411  
Fax (870) 838-7784

Courthouse Osceola, AR  
200 W. Hale - Room 205  
Osceola, AR 72370  
Tel (870) 563-2242  
Fax (870) 563-1313

Secretary of State  
Attn: Municipal Boundary Filing  
500 Woodlane Ave, Suite 256  
Little Rock AR 72201-1094

October 28, 2020

RE: Annexation to City of Manila

TO: Whom It May Concern:

Pursuant to the Provisions of Section 14-40-605 of the Arkansas Code of 1987,  
am enclosing herewith the following:

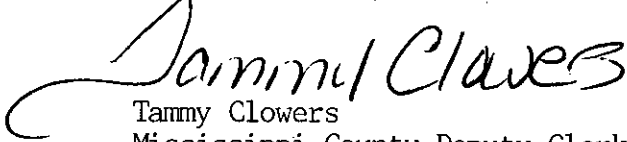
- 1) Municipal Boundary Change Checklist
- 2) Certified copy of the map of annexed territory
- 3) Certified copy of the Order of the County Court for the Chickasawba District of Mississippi County, Arkansas authorizing annexation of said territory
- 4) Certified copy of Ordinance of the City Council of the City of Manila Arkansas, accepting annexation of territory to the City of Manila.
- 5) Certified copy of Proof of Publication

Copies of these documents are enclosed with the request that you note the filing in your office of the certified copies and return to the undersigned.

If you need any additional information, documents or clarification, please notify our office promptly.

Thank you for your usual courtesy and efficient service in completing this procedure.

Yours very truly,

  
Tammy Clowers  
Mississippi County Deputy Clerk



**ARKANSAS  
GIS OFFICE**

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

November 25, 2020

Ms. Shantell McGraw  
Election Coordinator – Secretary of State  
500 Woodlane St. Room 026  
Little Rock, AR 72201

RE: City of Manila Annexation Coordination Requirement

Ms. McGraw,

Thank you for working with our office as you seek to file an annex of property into the City of Manila, AR located in Section 6, Township 14 North, Range 9 East. 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 90<sup>th</sup> 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\Manila\20201125\Doc\20201125\_Manila\_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



