

# JOHN THURSTON

# ARKANSAS SECRETARY OF STATE

December 29, 2020

The Hon. Rhonda Blevins Randolph County Clerk 101 E. Broadway St., Suite A Pocahontas, Arkansas 72455

Re: Cit

City of Pocahontas Annexation Ordinance 2020-12

Dear Ms. Blevins,

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: 10/14/2020

County: Randolph City Ordinance: 2020-12

County Court Order: C-2020-16

City: Pocahontas

Dated: 10/13/2020

Date Filed: 9/18/2020

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,

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. Keith Sutton, Mayor of Pocahontas (w/encl)

The Hon. Suzanne Hawkins, Pocahontas City Clerk/Treasurer (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

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county: Randalph city/Town: Poakhontas
City Ordinance/Resolution No: 2020-12 Date approved: 10-13-2020
County Court Case No: <u>C-2020-16</u> Date Order Filed: <u>09-18-2020</u>
Type: Annexation by Petition of All Landowners 14-40-609 (Choose from the list of Arkansas Code Sections located on the back)
Date Change Effective: 10-14-2020 Set by: Municipal Ordinance Emergency Clause Ocourt ODefault (Required by Act 655 of 2017)
For Circuit Court Challenge: Date Order Filed:OUpheldO OverturnedO Other (attach explanation
Please indicate which ward(s) the territory will be assigned to: WARD (See A.C.A § 14-40-203)
Initiating party:
All Landowners
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 ( <i>required</i> )
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: Suzanne Hawkins Title: City Clerk/ Treasurer
Street Address: 410 N. Mar( St
city: Docahontasst: AL _zip code: 72455
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: Classical Popularia Control Control
Signature: Nondo Delland Title: County (Vert
Date: 10-29-2020
Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents within 30 days of receip to: Arkansas Secretary of State, Attn: Municipal Boundary Filing, 50Q Woodlane Ave Suite 256, Little Rock, AR 72201-1094
Office of the Arkansas Secretary of State use long.
Received by:
Arkansas Secretary of State

Recorded in Randolph County, Arkansas I hearby certify that this instrument was filed for record

Recording Date/Time: 10/20/2020 at 02:38:36 PM

Series: MISC Book: 49

Page: 564

OTHMSC 202003124

# ORDINANCE NO. 2020 - 12

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF POCAHONTAS, ARKANSAS AND MAKING SAME A PART OF THE CITY OF POCAHONTAS, ASSIGNING A ZONING CLASSIFICATION TO THE SUBJECT PROPERTY AND ASSIGNING SAME TOWARDS AND DECLARING AN EMERGENCY.

WHEREAS, a petition of Timothy Praught was filed with the County Clerk of Randolph County, Arkansas, praying that certain described territory be annexed to and made a part of the City of Pocahontas, Arkansas; and,

WHEREAS, on the 18th day of September, 2020, the County Court of Randolph County, Arkansas, found that the petition was signed by the sole owner of the real estate in said territory, that said territory was contiguous and adjoining the present corporate limits of the City of Pocahontas, 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 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 Pocahontas, Arkansas, subject to the acceptance of 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.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Pocahontas, Arkansas:

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

Part of the NE ¼ of the NW ¼ of Section 20, Township 19 North, Range 1 East, Randolph County, Arkansas, more particularly described as follows:

Commence at the Northwest corner of said NE ¼ of the NW ¼; thence N 89° 52' 02" E along the North line thereof, 194.00 feet to the point of beginning; thence continue N89° 52' 02" E 336.00 feet thence S01° 04' 50" W parallel with the West line of said NE ¼ NW ¼, 420.0 feet; thence S 89° 52' 02" W 134.00 feet; thence N 01° 04' 50" W 20.00 feet; thence S 89° 52' 02" W 202.00 feet; thence N 01° 04' 50" E 400.00 feet to the point of beginning, containing 3.146 acres SUBJECT TO an easement for ingress, egress and utilities along the West 25 feet thereof and SUBJECT TO right-of-way for Seagraves Road along the North side thereof.

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

SECTION 3: That the zoning classification for the above described territory shall be designated as R-1 Low Density Residential.

SECTION 4. EMERGENCY CLAUSE. This ordinance is deemed necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Pocahontas, Arkansas, and an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage.

PASSED AND APPROVED ON THIS |

Mayor Vaith Sutton

DAY OF OCTOBER, 2020.

ATTEST:

Suzanne Hawkins, City Clerk/Treasurer

ILED IN MY OFFICE

his day of U

uzanne Hawkins, City Clerk/Treasurer

# IN THE COUNTY COURT OF RANDOLPH COUNTY, ARKANSAS

In the Matter of the Annexation of Certain Territory to the City of Pocahontas:

Part of the NE 1/4 of the NW 1/4 of Section 20, Township 19 North, Range 1 East, Randolph County, Arkansas, more particularly described as follows:

Commence at the Northwest corner of said NE 1/4 of the NW 1/4; thence N 89° 52' 02" E along the North line thereof, 194.00 feet to the point of beginning; thence continue N89° 52' 02" E 336.00 feet thence S01° 04' 50" W parallel with the West line of said NE ¼ NW ¼, 420.0 feet; thence S 89° 52' 02" W 134.00 feet; thence N 01° 04' 50" W 20.00 feet; thence S 89° 52' 02" W 202.00 feet; thence N 01° 04' 50" E 400.00 feet to the point of beginning, containing 3.146 acres SUBJECT TO an easement for ingress, egress and utilities along the West 25 feet thereof and SUBJECT TO right-of-way for Seagraves Road along the North side thereof.

# **ORDER**

Now on this 18 day of September, 2020, comes to be heard the petition of Timothy Praught, property owner, for the annexation of said territory to the City of Pocahontas.

The Court has reviewed the petition and verifications and determined that this property may be annexed by ACA 14-40-609 (Act 991 of 2015). The property petitioned for annexation has a sole owner, it contained an accurate description, included a schedule of services and no enclaves will be created by annexing this property. This annexation will extend the boundary for the City of Pocahontas, along Seagraves Road, through the intersection of a public road known as Sweet Gum Trail.

IT IS HEREBY CONSIDERED AND ORDERED, SUBJECT TO ACCEPTANCE BY THE CITY OF POCAHONTAS, that the said territory described herein be annexed with all rights, responsibilities and privileges thereto pertaining.

David Jansen, Randolph County Judge

ATTEST:

Rhonda & Bleure

Rhonda Blevins, Randolph County Clerk

leg: april L. Duff, D.C.C.

31/547

# ROOF of PUBLICATION

# STATE OF ARKANSAS County of Randolph

	My commission expires 6-1-2022	FICIAL SEAL FER CONWA
	20 20 Fee for printing \$ 110.80	October 20 20
PASSED AND ARPROVED ON THIS. Mayor Keith Sutton ATTEST: Suzanne Hawkins, City Cler	nis <u> </u>	Sworn and subscribed before me this
henceforth be a part of said Ward as i SECTION 3: That the zoning classifit shall be designated as R-1 Low Dens SECTION 4. EMERGENCY CLAUSE for the preservation of the public pea- citizens of Pocahontas, Arkansas, an exist and this ordinance shall be in passage.	amt Murphy Edit	
along the North side thereof.  SECTION 2: That the above descrimade a part of Ward Three (3) of the	6th, 20	3rd, 20
134.00 teet; tinence NOT° 04'50" W 20 feet; thence N 01° 04'50" E 400.00 fe 3.146 acres SUBJECT TO an easemet the West 25 feet thereof and SUBJECT	5th, 20	2nd, 20
52° 02" E along the North line thereof, thence continue (N89° 52° 02" E,336, with the West line of said NE II4 NW	4th, 20	1st Ochber 23, 20.20
accepted as part of and annexed to an Part of the NE 1/4 of the NW 1/4 of 1 East, Randolph County, Arkansas, I	er, on the following dates, to-wit:	consecutive times in said newspaper, on the following dates, to-wit:
SECTION I That the following desc and adjoining the City of Pocahontas	nent was published	state, and the annexed advertisement was published
said order. NOW, THEREFORE, BE IT ORDAIN	circulation in said county and	Arkansas, and having a bona fide circulation in said county and
as provided by law; and. WHEREAS, the time fixed by law for made by the County Court has expir	Pocahontas, Randolph County,	published weekly in the town of Pocahontas, Randolph County,
be annexed to and made a part of the to the acceptance of same by the Cit	Star Herald, a newspaper	am the editor of the Pocahontas Star Herald, a newspaper
part of said petition, that proper, notion manner prescribed by law, and that done in the manner prescribed by law	, do solemnly swear that I	I. Amta Murphy
owner of the real estate in said territo adjoining the present corporate limit that an accurate plat or map of said i		•
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AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF POCAHONTAS, ARKANSAS AND MAKING SAME A PART OF THE CITY OF POCAHONTAS, ASSIGNING A ZONING CLASSIFICATION TO THE SUBJECT
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ED by the City Council o fthe City of

ascribed: lauds; and, territory, contiguous to tas, Arkansas, be and the same is hereby tas, Arkansas, be and the same is hereby and made a part of the City of Pocahontas, of Section 20, Township 19 North, Range is, more particularly described as follows: or of said NE ¼ of the NW ¼; thence N 89° 194,00 feet to the point of beginning;
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feet to the point of beginning, containing TO right-of-way for Seagraves Road ent for ingress, egress and utilities along

ace, health, safety, and welfare of the id an emergency is hereby declared to full force and effect from and after its City of Pocahontas, and the same shall fully as existing parts of said Ward. ity Residential., ∵ւթ sed territory shall be annexed to and ation for the above described territory This ordinance is deemed necessary

13th DAY OF OCTOBER, 2020.

k/Treasurer

MY COMMISSION NUMBER: 12388294

# PROOF of PUBLICATION

# STATE OF ARKANSAS County of Randolph

I, Amta	Murshy	, do solemnly swe	ar that I		
am the editor of the Pocahontas Star Herald, a newspaper					
published weekly in the town of Pocahontas, Randolph County,					
Arkansas, and having a bona fide circulation in said county and					
state, and the annexed advertisement was published 3					
consecutive times in said newspaper, on the following dates, to-wit:					
1st Septe	enter 3, 20 <u>20</u> .	4th	, 20		
2nd Septen	<u>ber 10, 2020</u>	5th			
3rd Septen	ber 17,2020	6th	, 20		
		ante me	Valentier		
	٠.٠		- Editor		
Sworn and subscribed before me this day of					
Septen	ber , 20 20	Fee for printing \$	.uo		
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My commission expires 10-1-2022					
NOTAR'	OFFICIAL SEAL OF				
KY COMMIS	REENE COUNTY SSION EXPIRES: 6-1-2022 ISION HUMBER: 12388294	•			

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rage building and 3 carport covers enclosed sun porch overlooking es & continued maintenance. All backup propane wall heater 500 all Julie for more into : 8701-378

60x120 lot, ready for family fun pool, with deck & privacy fence cáll Julie @ 870-378-1506. 500!

e available for rent

WANTED TO BUY: Re-bar: 1/2; or 3/20 licing: Will pay: ash. Call Ger Thiermier 378-0447; 15-2tp.

NOTICE: (Now ] avai able (in ] Warns Ridge (D.O.T.; physicals ] at Lawrens County (Chiropractic Clinic; Saturdar appointments; available ([Call ] (67) 386-2503, 4 rtc.

Pocahontas | Alcoholics | Anonymot Mon Jay | Wedn | Edy | and | Friday | p.m. | Saturday | 7 | p.m. | Sunday | p.m. | 1004 Prince | Street | Pocahonta (Randolph) Masch s (Lodge) TNe-Helpf) Call 501-661-7303

# FORSALE

DEWEYNHOSTEDLER SCEDAF, LUMBER FOR SALE 22 grade 2 Spieces 8 8 8 519 D. ca. 30 pieces 17 7 7 514 40 ca. 35 pieces 6 2 510 80 ca. 48 pieces 6

instrument dated December 5 2000 ; s on the 26th day of August, 2020 ; to probate as the Last Will of the above named decedent and a Southwest corner of the ine undersigned as been appointed property and mining Newsonal Representative thereunder \$4 VaWest to the South and contest of the probate of the Will can be to the undersigned within style) months at Randolph County from the date of the first publication. Sopen to all interest of this notice of they shall be forever. mine estate This published the September 2020. barred and precluded from any benefit By Stephen H. Bugger August Antorney at Law T. Stephen E. Co. West Pyburn Street 1997 (1997) Pocahontas Ankansas 72455 2561 (Helephone (870) 892 3000)

Fax: 1.501-421-8984

PUBLIC NOTICE A PUBLIC HEARING A public hearing will be sheld; in the on September 18, 2020, at 9:00 a m or the purpose of considering a pet Paris Lannes property mio me city of Pocahonias Arkansas (Control of the property property me city of the property paris (Control of the pari ticularly described as follows: 7022 52:02 (E along the North ine thereo) (194:00 leet to the point of beginning thence continue N89: 52:02 E 336.00 feet inence N 01: 04:50 W 20:00 feet thence \$ 892,52 02 W 202 C0 feet

FOR ISALE: 40-years warranty metal 51:95 linear n.; 15 colors available: 10 purpose of considering a peti-1 mit applicate por a warranty metal 51:75 linear n.; 15 colors available: 10 post for the purpose of considering a peti-1 mit applicate por warranty metal 51:75 linear n.; 15 colors available: 10 post for the purpose of considering a peti-1 mit applicate por warranty metal 51:75 linear n.; 15 colors available: 10 post for the purpose of considering a peti-1 mit applicate por warranty metal 51:75 linear n.; 15 colors available: 15 per post for the spring of the property port of peti-1 mit applicate port of the period of the property port of the property part of the spring of the property part of the spring of the property part of the spring of the property port of the property part of the pro

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andication for a renewal of their andication for a renewal of their and lair permit under the coparting laid air permit under the coparting date at 278 Gas Plant Road Bit (AR) 2413 This application was determined. Randolph County Clerk and will be duty. located at 278 Gas Plant Facted on by the Randolph County County County ARV 2413. This application This imeeting is sopen to all interested of administratively complete persons. In the control of the office of Ar Valley in t



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

September 28, 2020

Ms. Suzanne Hawkins City Clerk/Treasurer City of Pocahontas 410 N. Marr St. Pocahontas, AR

RE: City of Pocahontas Annexation Coordination Requirement

Ms. Hawkins,

Thank you for coordinating with our office as you seek to annex property into the City of Pocahontas, AR described as the "Praught" annexation and located in Section 20, Township 19 North, Range 1 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.

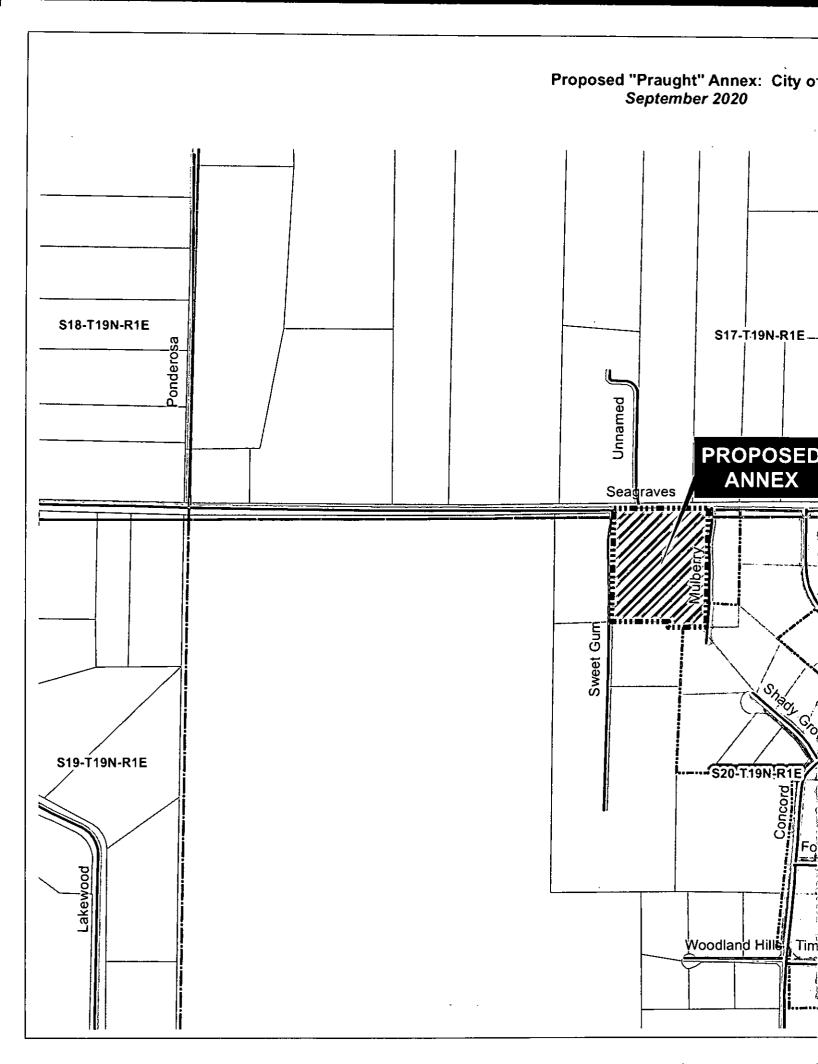
Thank you,

Jennifer Wheeler, GIS Analyst

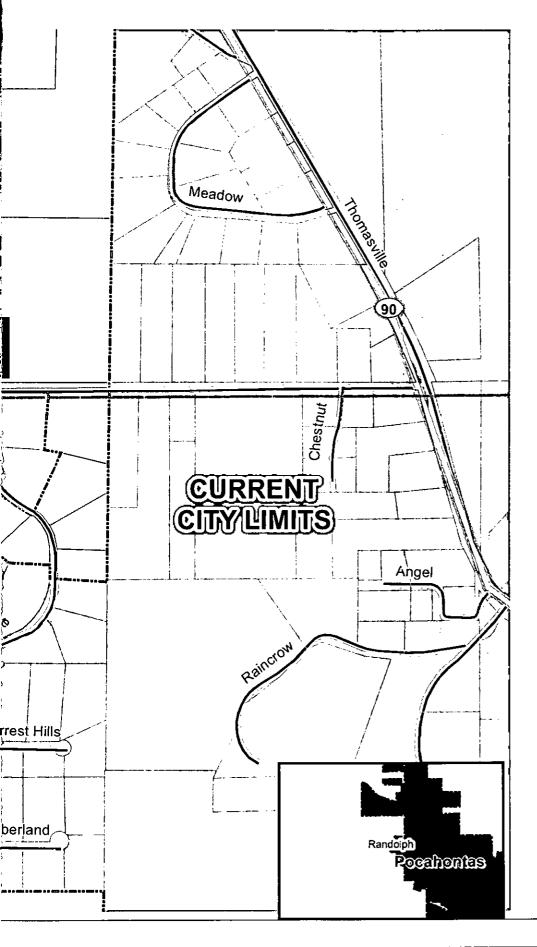
Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

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# **Pocahontas**



City: Pocahontas Mayor: Keith Sutton

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, the entity has met requirements of Act 914 of 2015



