



ARKANSAS SECRETARY OF STATE

MARK MARTIN

September 9, 2015

The Honorable Tena O'Brien
Benton County Clerk
215 E. Central, Suite 217
Bentonville, AR 72712-5304

RE: Annexation

Dear Mrs. O'Brien,

The following information was received and has been recorded and filed in the office of the Secretary of State:

County: Benton

City: Bella Vista

Annexation:

City Ordinance No. 2015-20 – Dated August 24, 2015

Decree of Annexation No. CC2015-07 – Dated July 8, 2015

Plat of Area to be Annexed

By copy of this letter, I am sending file marked copies of all of the information to the UALR Institute for Economic Advancement, Arkansas Highway Mapping Department, TomTom, and the State Geographic Information Office. All others listed will only receive notification of the annexation by copy of this letter.

If you have any questions please do not hesitate to contact me at 1-800-482-1127 or 501-682-5070.

Sincerely,

A handwritten signature in cursive script, appearing to read "April Johnson".

April Johnson
Elections Services Representative
Arkansas Secretary of State

cc: UALR Institute for Economic Advancement (w/encl)
Arkansas Highway Mapping Department (w/encl)
TomTom (w/encl)
Shelby Johnson, State Geographic Information Officer GIS (w/encl)
Arkansas Municipal League (w/o encl)
Bella Vista City Clerk (w/o encl)



BENTON COUNTY

STATE OF ARKANSAS

TENA O'BRIEN

COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217
BENTONVILLE, AR 72712-5373

PROBATE COURT CLERK

COURTHOUSE, 102 N.E. "A" STREET
BENTONVILLE, AR 72712-5350

August 31, 2015

Honorable Mark Martin
Secretary of State
State Capitol, Room 26
Little Rock, AR 72201-1094

Dear Secretary Martin:

Re: City of Bella Vista Annexation
Miller, Marysia
Benton County Court Case No. CC 2015-07

Dear Secretary Martin:

In accordance with law, I am enclosing a certified copy of each of the following:

1. Map (survey and vicinity map) of the area affected
2. Decree of Annexation entered on July 8, 2015.
3. Ordinance No. 2015-20 adopted August 24, 2015 by the City of Bella Vista.

Please record this annexation on your records and acknowledge receipt of these documents.

Sincerely,

Tena O'Brien
by *Ra me Leno*

Tena O'Brien

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Arkansas
Secretary of State

TO/ram
Enclosures

COUNTY CLERK (479) 271-1013 FAX (479) 271-1019	VOTER REGISTRAR (479) 271-5704	BENTONVILLE (479) 271-1013 FAX (479) 271-1019	SILOAM SPRINGS (479) 238-0120 FAX (479) 524-8534	PROBATE COURT CLERK (479) 271-5727 FAX (479) 271-1712	ROGERS (479) 636-3727 FAX (479) 636-4922 ARCHIVIST (479) 636-1037 FAX (479) 636-1053
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BELLA VISTA

A place to call home

Wayne Jertson, City Clerk
101 Town Center
Bella Vista, AR 72714
479-876-1255

TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK.

RE: City of Bella Vista Annexation
Marysia Miller
County Court Case No. CC 2015-07

To Whom it May Concern:

I, Wayne M. Jertson, being the duly elected City Clerk for the City of Bella Vista, Arkansas, hereby certify that the attached, is a true and correct copy of Ordinance No. 2015-20, consisting of two (2) typed pages and one (1) map, entitled An Ordinance Submitting to the Voters of the City of Bella Vista, Arkansas, and Other Affected Persons, the Question of Annexation to said City of Bella Vista Certain Contiguous Territory; and Declaring an Emergency, as adopted by the City Council on the 24th day of August 2015.

Dated this 24th day of August, 2015

Wayne M. Jertson
City Clerk



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STATE OF ARKANSAS)
COUNTY OF BENTON)
CERTIFICATE OF CLERK
I, TENA O'BRIEN, Clerk of the County and Probate Courts
in and for the County and State aforesaid, do hereby certify
that this instrument of writing is a true and complete copy,
and the same appears of record in County Court Records
Book 2015 Page 2288 being on file in my said office.
I have hereunto set my hand and official seal this 31st
day of August, 2015
TENA O'BRIEN, Clerk
Benton County Arkansas
By R. McComen

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ORDINANCE NO. 2015-20A O'BRIEN

Arkansas

SO. & PROBATE CLERK

Secretary of State

ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF BELLA VISTA, ARKANSAS, MAKING SAME A PART OF THE CITY, AND ASSIGNING SAME TO WARDS AND ZONING DISTRICTS.

WHEREAS, a petition was filed with the County Clerk of Benton County, Arkansas by the majority of the real estate owners of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Bella Vista, Arkansas; and

WHEREAS, on July 8, 2015, the County Court of Benton County, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; and that said territory was contiguous and adjoining the present corporate limits of the City of Bella Vista, 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 Bella Vista, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by laws; 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 BELLA VISTA, ARKANSAS:

SECTION 1. That the following described lands, which have the larger perimeter along the incorporated limits of the City of Bella Vista, and which are shown on map which is attached hereto and made a part hereof, are hereby annexed to the City of Bella Vista:

A part of the NE 1/4 of the SE 1/4 and a part of the NW 1/4 of the SE 1/4 OF Section 1, Township 20 North, Range 31 West, Benton County, Arkansas, being shown by the third revised map of Bella Vista as Blocks 24, 25, 26, 27, 28, 29, 30, and Lots 13 through 17 of Block 31 and by the fourth revised map of Bella Vista as Lots 1 through 4, Lot 6, and Lot 9 of Block 1, and Lots 1 through 17 of Block 23, and being more particularly described as follows:

Commence at the NE corner of said NE 1/4 of the SE 1/4 for the Point of Beginning; thence South 928.41 feet to the south right-of-way of Dartmoor Road; thence along said right-of-way S72°45'48"W 339.22 feet to the northeast corner of Lot 17 Block 23; thence leaving said right-of-way S28°06'13"W 66.94 feet to the southeast corner of said Lot 17; then N56°12'00"W 400 feet; thence N64°41'45"W 407.96 feet to the southeast corner of Lot 1, Block 23; thence N69°15'54"W 330.0 feet to the southeast corner of Lot 5, Block 1; thence N20°44'06"E 140.0 feet to the south right-of-way of Dartmoor Road;

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thence along said right-of-way N69°15'54"W 50.0 feet; thence leaving said right-of-way S20°44'06"W 140.0 feet; thence N69°15'54"W 50.0 feet; thence N20°44'06"E 140.0 to the south right-of-way of Dartmoor Road; thence along said right-of-way N69°15'54"W 100.0 feet; thence leaving said right-of-way S20°44'06"W 140.0 feet; thence N69°15'54"W 50.0 feet; thence N20°44'06"E 140.0 feet to the south right-of-way of Dartmoor Road; thence along said right-of-way N69°15'54"W 50.0 feet; thence N77°13'00"W 200.0 feet; thence leaving said right-of-way N00°13'45"E 292.84 feet to the North Quarter Section Line of the N1/2 of the SE1/4; thence along said Quarter Line N89°59'58"E 480.13 feet; thence N89°59'58"E 1310.10 feet to the Point of Beginning, and subject to all existing rights-of-way. Includes Parcels 15-70001-000, 15-70002-000, 15-70003-000, 15-70004-000, 15-70006-000, 15-70007-000, 15-70162-000, 18-09395-000.

SECTION 2. That all necessary basic municipal services, including police protection, fire protection, trash removal, street maintenance, and code enforcement, shall be extended to such areas upon the effective date of this ordinance.

SECTION 3. That the above described territory shall be annexed to and made a part of Ward 2 of the City of Bella Vista, 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 territory shall be assigned to the C-3 zoning district.

A Motion was made by Alderman Morgan, second by Alderman Wozniak to suspend the rules and move to third and final reading. Ayes: 5, Nays: 0

PASSED THIS 24th DAY OF AUGUST, 2015.

Motion to adopt made by: Alderman Wozniak, second by Alderman Morgan

Ayes: 5 Nays: 0

Motion: Adopted

APPROVED:

Peter Christie

Mayor Peter Christie

ATTEST:

Wayne Jertson
Wayne Jertson
City Clerk



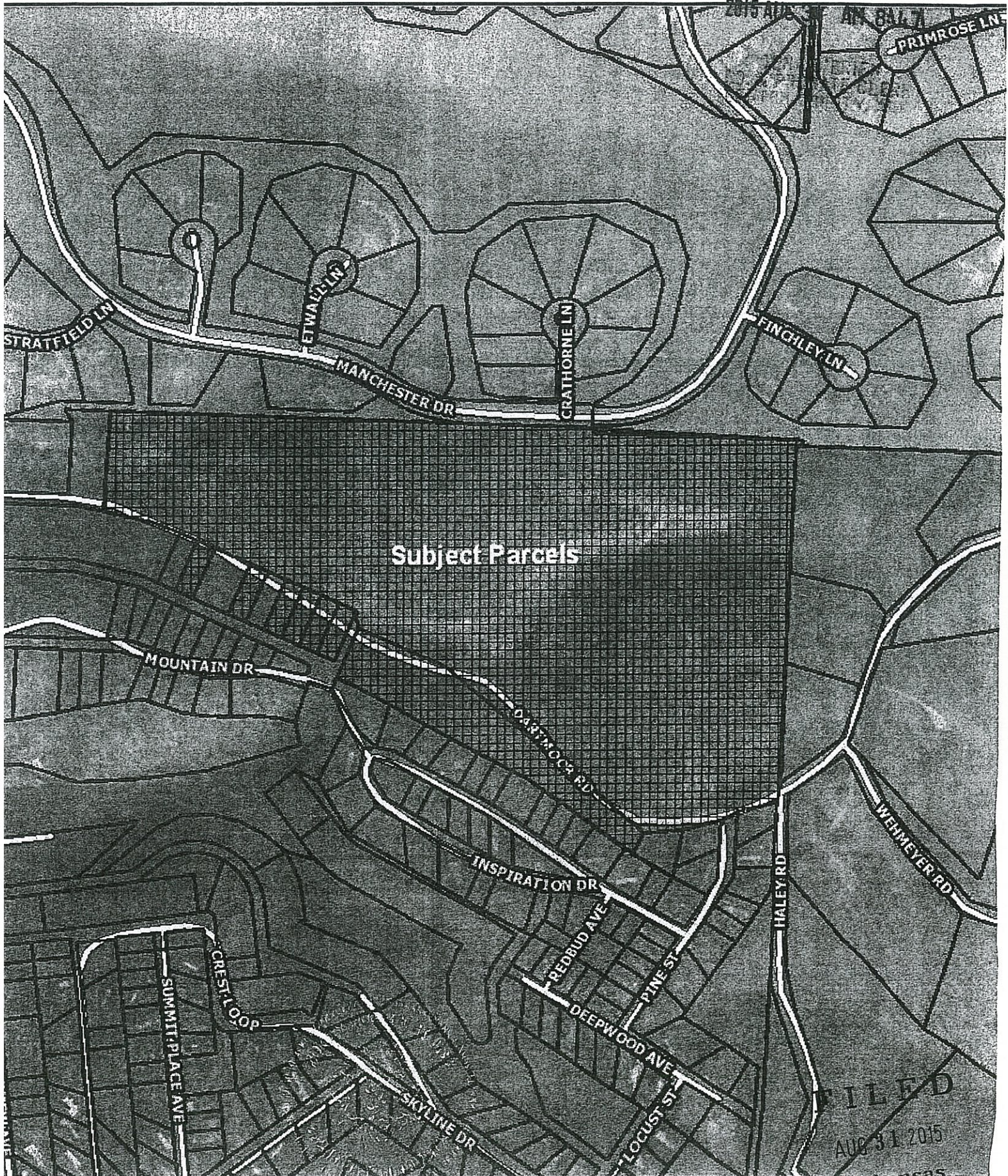
APPROVED AS TO FORM:

Jason B. Kelley
Jason B. Kelley, Staff Attorney

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Secretary of State

Prepared by: Christopher Suneson, PLA, Director of Community Development Services

2015 2290



Subject Parcels

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0.0325 0.065
Miles

As created by the Boone County GIS Department, the data is a representation of the county's geographic information system. It is not a guarantee of accuracy or liability for any use of the data. The user assumes all responsibility for any use of the data. Boone County GIS Department, 2015



Date: 6/5/2015

SEE BACK

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IN THE BENTON COUNTY COURT 2015 JUL -8 PM 3: 16

IN THE MATTER OF ANNEXING TO THE CITY OF BELLA VISTA, ARKANSAS, CERTAIN TERRITORIES CONTIGUOUS TO THE CITY OF BELLA VISTA, ARKANSAS

Case No. *BR15-07*
CO. & PROBATE CLERK
BENTON COUNTY, ARK

DECREE OF ANNEXATION

On this, the *8th* day of *July*, 2015, there is presented to the Court, by Dr. A.J. Morris, agent of the petitioner, Marysia Miller, a petition for annexation of certain territories, hereinafter more particularly described, to the City of Bella Vista, Arkansas; and the Court being fully advised of the facts and the law, doth hereby find, judge and decree as follows:

- (1) That the petition was filed more than thirty (30) days prior to this date, and that in said petition, the said Dr. A.J. Morris was selected to act on behalf of the petitioner in filing and presenting the petition;
- (2) That a majority of the total number of real estate owners in the areas affected by this petition, have signed said petition, and that such majority owns more than one-half of the acreage affected;
- (3) That the territory sought to be annexed was accurately described in said petition, and that said territory is contiguous to the boundaries of the City of Bella Vista, Arkansas;
- (4) That attached to and made a part of said petition is an accurate map of the territory sought to be annexed into the City of Bella Vista;
- (5) That between the time the petition was filed, and the date of this hearing, the petitioners did cause a notice to be published once each week, for three (3) consecutive weeks, in a newspaper of general circulation in the county; and
- (6) That the prayer of the petition is right and proper.

Therefore, the Court doth hereby order, judge and decree that the following described territories be and the same are hereby annexed to and made a part of the City of Bella Vista, Arkansas, to-wit:

A part of the NE 1/4 of the SE 1/4 and a part of the NW 1/4 of the SE 1/4 OF Section 1, Township 20 North, Range 31 West, Benton County, Arkansas, being shown by the third revised map of Bella Vista as Blocks 24, 25, 26, 27, 28, 29, 30, and Lots 13 through 17 of Block 31 and by the fourth revised map of Bella Vista as Lots 1 through 4, Lot 6, and Lot 9 of Block 1, and Lots 1 through 17 of Block 23, and being more particularly described as follows: Commence at the NE corner of said NE 1/4 of the SE 1/4 for the Point of Beginning; thence South 928.41 feet to the south right-of-way of Dartmoor Road; thence along said right-of-way S72°45'48"W 339.22 feet to the northeast corner of Lot 17 Block 23; thence leaving said right-of-way S28°06'13"W 66.94 feet to the southeast corner of said Lot 17; then N56°12'00"W 400 feet; thence N64°41'45"W 407.96 feet to the southeast corner of Lot 1, Block 23; thence N69°15'54"W 330.0 feet to the southeast corner of Lot 5, Block 1; thence N20°44'06"E 140.0 feet to the south right-of-way of Dartmoor Road; thence along said right-of-way


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Arkansas
Secretary of State

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N69°15'54"W 50.0 feet; thence leaving said right-of-way S20°44'06"W 140.0 feet; thence N69°15'54"W 50.0 feet; thence N20°44'06'E 140.0 to the south right-of-way of Dartmoor Road; thence along said right-of-way N69°15'54"W 100.0 feet; thence leaving said right-of-way S20°44'06"W 140.0 feet; thence N69°15'54"W 50.0 feet; thence N20°44'06"E 140.0 feet to the south right-of-way of Dartmoor Road; thence along said right-of-way N69°15'54"W 50.0 feet; thence N77°13'00"W 200.0 feet; thence leaving said right-of-way N00°13'45"E 292.84 feet to the North Quarter Section Line of the N1/2 of the SE1/4; thence along said Quarter Line N89°59'58"E 480.13 feet; thence N89°59'58"E 1310.10 feet to the Point of Beginning, and subject to all existing rights-of-way. Includes Parcels 15-70001-000, 15-70002-000, 15-70003-000, 15-70004-000, 15-70006-000, 15-70007-000, 15-70162-000, 18-09395-000.

The Court doth further order that the original papers in this cause be delivered to the Clerk of Benton County, same to be properly recorded and filed pursuant to law.

IT IS SO ORDERED.


Bob Clinard, County Judge
Robert D. Clinard

STATE OF ARKANSAS)
COUNTY OF BENTON)
I, TENA O'BRIEN, Clerk of the County and Probate Courts
in and for the County and State aforesaid, do hereby certify
that this instrument of writing is a true and complete copy,
and the same appears of record in County Court Records
Book 2015 Page 1722/1723 being on file in my said office,
I have hereunto set my hand and official seal this 31st
day of August, 20 15
TENA O'BRIEN, Clerk
Benton County Arkansas
R Mc Comar



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TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK.

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