



ARKANSAS SECRETARY OF STATE

MARK MARTIN

October 13, 2017

The Honorable Doug Curtis
Saline County Clerk
215 Main, Suite 9
Benton, AR 72019

Re: City of Benton Annexation Ordinance 48 of 2017

Dear Mr. Curtis,

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

Filing Type: Annexation pursuant to A.C.A § 14-40-609 (annexation by petition 100% of land owners)

Effective Date: 10/12/2017 (Municipal Ordinance)

County: Saline

City: Benton

City Ordinance: 48 of 2017

Dated: 9/25/2017

County Court Order: CC 2017-4

Filed: 7/18/2017 (Hon. Jeff Arey, Saline County Judge)

A file marked copy of the ordinance, court order and exhibits submitted to our Office along with the GIS Office map 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 boundary change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this pending filing please contact our office at 501-682-3401.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Fisher".

Cynthia Fisher
Special Projects Manager
Arkansas Secretary of State Legal Division
500 Woodlane St, Suite 256
Little Rock, AR 72201
501-682-3401

Cc: Arkansas Geographic Information Systems Office (w/ encl)
Arkansas Highway and Transportation Department Mapping Department (w/ encl)
Arkansas Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w/encl)
UALR Institution for Economic Advancement (w/encl)
Tom-Tom (w/encl)
Ms. Cindy Stracener, Benton City Clerk and Treasurer (w/encl)





Arkansas Secretary of State

Mark Martin

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

2017 SEP 27 PM 2:23

Municipal Boundary Change Checklist

County: Saline City/Town: Benton

City Ordinance/Resolution No: 48 Date approved: 9-25-17

County Court Case No: CC 2017-4 Date Order Filed: 7-18-17

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

Date Change Effective: 10-12-17 Set by: [X] Municipal Ordinance [] Emergency Clause [] Court [] Default

For Circuit Court Challenge: Date Order Filed: [] Upheld [] Overturned [] Other

Initiating party: [X] All Landowners [] Majority Landowners [] Municipal Governing Body [] State [] Other

Supporting Documentation attached (check all that apply):

- [X] File marked copy of City Ordinance/Resolution (required)
[X] File marked copy of County Court Order or certified annexation election results (required except for A.C.A. §14-40-501)
[X] 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: Cindy Stracener Title: City Clerk
Street Address: 114 South East St
City: Benton St: AR Zip code: 72015

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: Doug Curtis by Annette Asberry Title: County clerk
Date: 9/27/17

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: Cynthia Fisher

FILED

OCT 13 2017

Arkansas Secretary of State

F I L E D

OCT 13 2017

Arkansas
Secretary of State

ORDINANCE NO. 48 OF 2017

AN ORDINANCE ANNEXING CERTAIN PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF BENTON, SALINE COUNTY, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, SERVE ONE, LLC who owns one hundred percent of certain property within Saline County which is adjacent to the Benton city limits, filed a petition with the Saline County Court requesting that it be allowed to annex into the City; and

WHEREAS, the County Court of Saline County on or about July 18, 2017 in case number CC 2017-4 entered a Decree authorizing the annexation; and

WHEREAS, more than thirty (30) days has expired since entry of said decree and the City of Benton desires to accept said property into the City.

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

Section 1: The property hereinafter described is hereby annexed and made a part of the City of Benton, Saline County, Arkansas, and being more fully described as follows, to- wit:

SEE EXHIBIT "A" TO THIS ORDINANCE FOR THE LEGAL
DESCRIPTION

Section 2: Said property shall be zoned as C2.

Section 3: Because of the need to accept the property in this annexation which will be of benefit to the local community and the tax base of the City, an emergency is hereby declared and this ordinance shall be in full

force and effect from and after its passage and approval. The effective date of the annexation shall be October 12, 2017.

PASSED AND APPROVED this 25 day of September, 2017.



David Mattingly, Mayor



Cindy Stracener, City Clerk



Legal Description

PROPERTY DESCRIPTION: (COMBINED, AS SURVEYED)

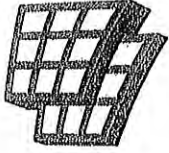
ALL THAT PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 1 SOUTH, RANGE 14 WEST, SALINE COUNTY, ARKANSAS MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER, THENCE S 86° 19' 47" E A DISTANCE OF 532.50 FEET TO THE POINT OF BEGINNING; THENCE N 4° 23' 25" W A DISTANCE OF 453.01 FEET TO A FOUND PIPE; THENCE S 88° 24' 47" E A DISTANCE OF 151.86 FEET TO A FOUND PIPE; THENCE S 11° 19' 47" E A DISTANCE OF 450.00 FEET TO A SET REBAR AND CAP; THENCE S 56° 52' 13" W A DISTANCE OF 31.00 FEET TO A SET REBAR AND CAP; THENCE S 58° 52' 13" W A DISTANCE OF 50.04 FEET TO A SET REBAR AND CAP; THENCE N 30° 45' 44" W A DISTANCE OF 36.01 FEET TO A SET REBAR AND CAP; THENCE N 86° 35' 25" W A DISTANCE OF 119.46 FEET TO THE POINT OF BEGINNING; CONTAINING 82,390 SQUARE FEET (1.89 ACRES), MORE OR LESS.

Legal Description

PROPERTY DESCRIPTION: (COMBINED, AS SURVEYED)

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Exhibit "A"



ARKANSAS
GIS OFFICE

July 14, 2017

Mr. Vernon J. Williams, P.E.
GarNat Engineering, LLC
2909 Military Road
Benton, AR 72015

RE: City of Benton Annexation Coordination Requirement

Mr. Williams,

Thank you for coordinating with our office as you seek to annex property into the City of Benton, AR. 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
/jjw

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

FILED
OCT 13 2017
Arkansas
Secretary of State

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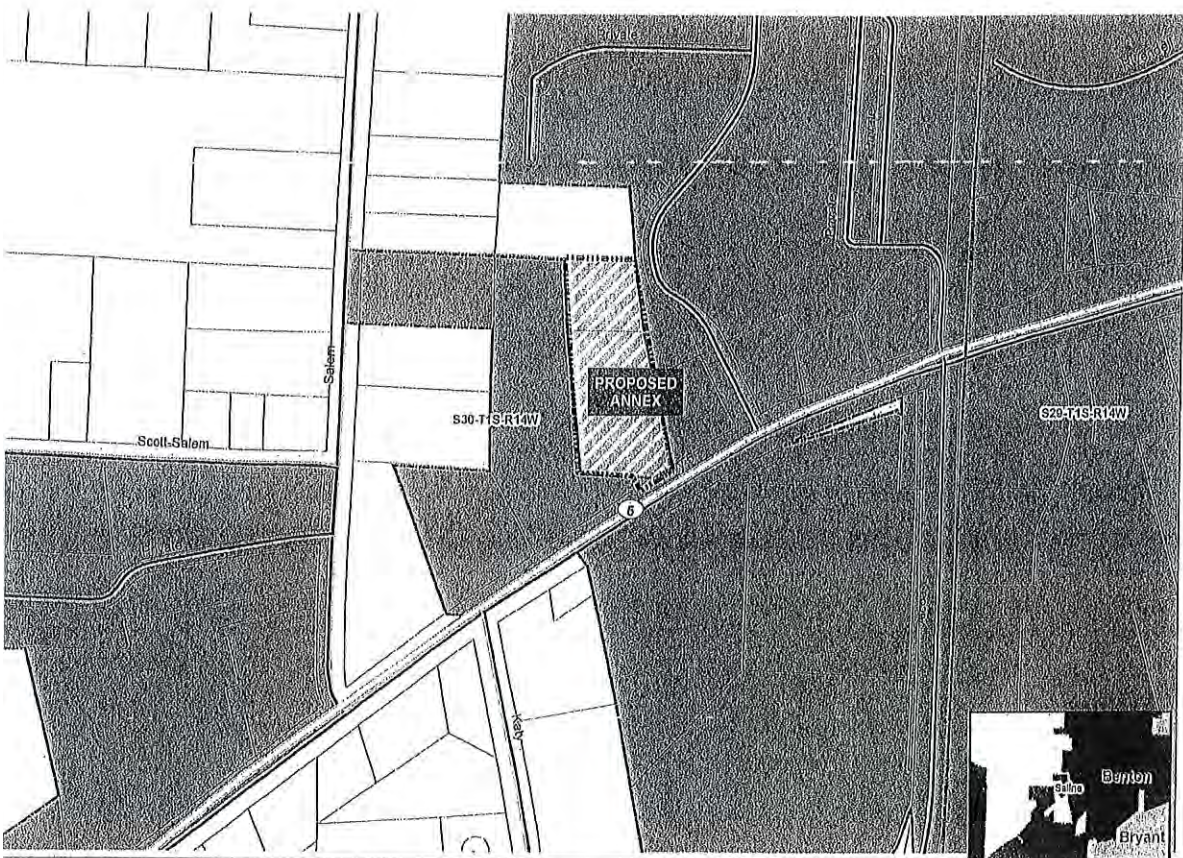
Proposed Annex: City of Benton
July 2017

City: Benton
Mayor: Dave Mallingly

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 avoidance, the entity has met requirements of Act 914 of 2015



- Proposed Annex
- Sections
- Parcels
- Arterial Highway
- Minor Road
- Existing City
- Neighboring City
- County Boundary

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Miles

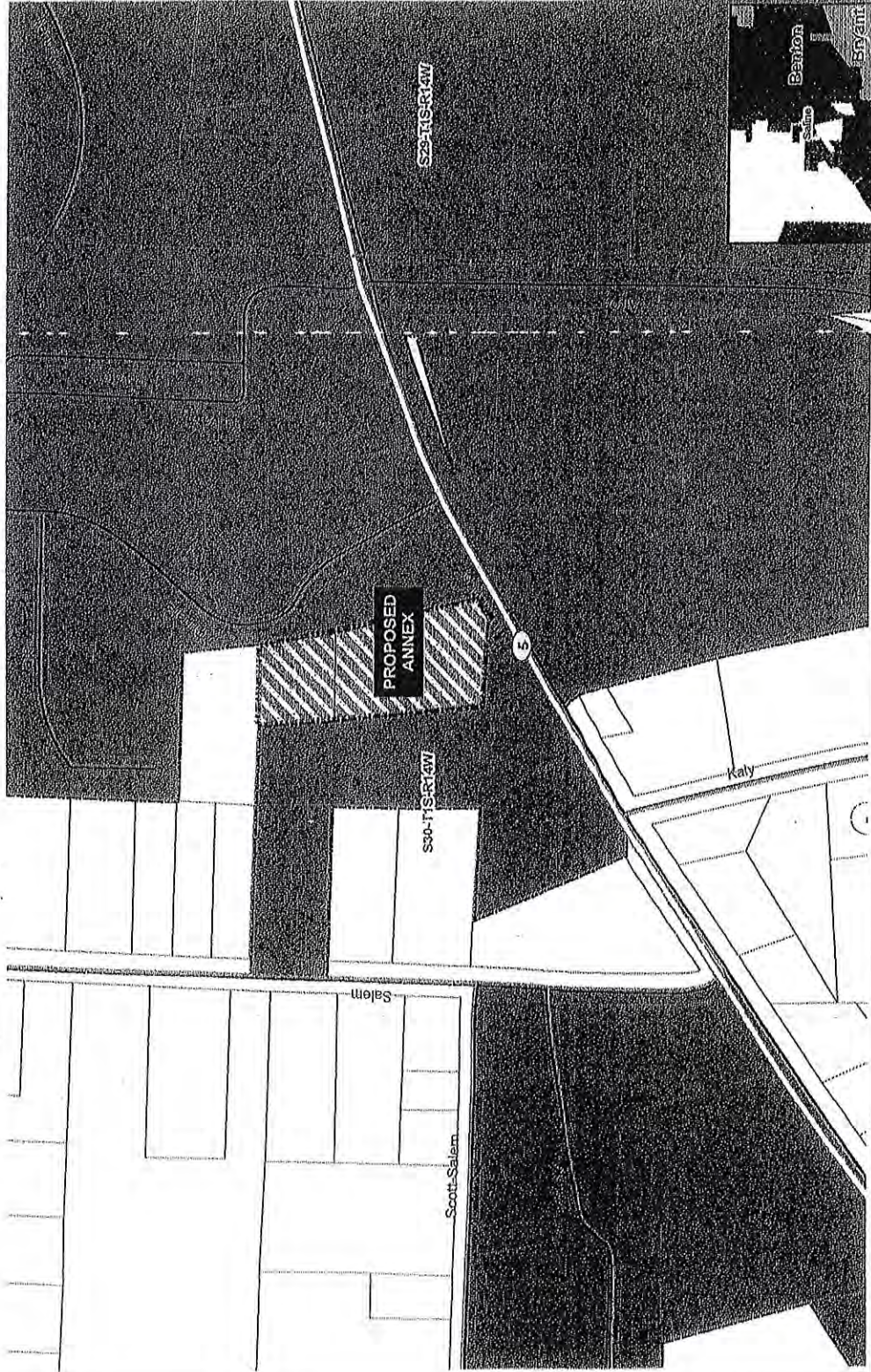


ARKANSAS GIS OFFICE
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Arkansas
Secretary of State

Proposed Annex: City of Benton
July 2017

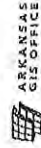
City: Benton
Mayor: Dave Mattingly



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, and the entity has met requirements of Act 914 of 2015

- Proposed Annex
- Parcels
- Highway
- Main Road
- Starting City
- Neighboring City
- County Boundary

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ARKANSAS
GIS OFFICE
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FILED
SALINE COUNTY
2017 JUL 17 AM 11:55

IN THE COUNTY OF SALINE COUNTY, ARKANSAS

CASE NO. 2017-4

2017 JUL 17 AM 11:55
BY RC

IN THE MATTER OF ANNEXATION OF CERTAIN
TERRITORY CONTIGUOUS TO THE CITY OF BENTON, ARKANSAS

**PETITION FOR ANNEXATION TO THE
CITY OF BENTON, ARKANSAS**

1803 Hwy 5

Petitioner, SERVE ONE, LLC, is the owner of the real property described in Attachments "A" and "B".


The undersigned further states that it is the one hundred percent (100%) owner of the property, that the property is contiguous to the City of Benton, Arkansas (the City), and that all of the property lies within Saline County, Arkansas. The undersigned petitions that the property be annexed to the City in accordance with Arkansas Code Annotated §14-40-609 (Act 991 of 2015). The undersigned hereby authorizes Vernon Williams, P.E. of GarNat Engineering to act on behalf of the Petitioner in connection with this petition and the request for annexation to the City.

The following services shall be extended to the annexed area within three (3) years after the date the annexation becomes final:

1. Sewer from the City of Benton.
2. Water from City of Benton.
3. Electric from First Electric;
4. Phone from AT&T

PETITIONER:

SERVE ONE, LLC



Jake Yancey, Owner

GarNat Engineering, LLC
 P.O. Box 116703
 Ft. Smith, AR 72515
 P: (479) 900-6150
 F: (479) 900-6150
 Engineering@garngnat.com

PROJECT NO:	16066
DATE:	DEC 2016
SHEET NO.:	V1.0

BOUNDARY & TOPOGRAPHIC SURVEY

CONENTS:

12/15/16

PROJECT NO. 16066

DATE: DEC 2016

SHEET NO. V1.0

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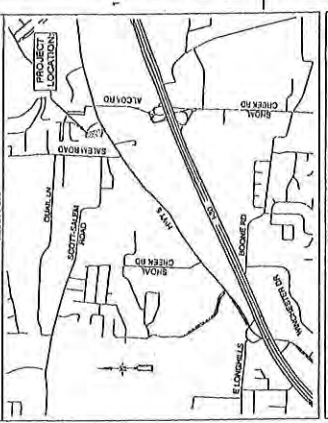
12/15/16

PROJECT NO. 16066

DATE: DEC 2016

SHEET NO. V1.0

BOUNDARY & TOPOGRAPHIC SURVEY



PROPERTY DESCRIPTION:
 THE PROPERTY DESCRIBED HEREIN IS A 1.00 ACRES PARCEL OF LAND, MORE OR LESS, SITUATED IN SECTION 30, T-1-S, R-1-W, SALINE COUNTY, ARKANSAS. THE PROPERTY IS BOUNDARY & TOPOGRAPHIC SURVEYED AND THE BOUNDARIES ARE SHOWN ON THIS SURVEY. THE PROPERTY IS BOUNDARY & TOPOGRAPHIC SURVEYED AND THE BOUNDARIES ARE SHOWN ON THIS SURVEY. THE PROPERTY IS BOUNDARY & TOPOGRAPHIC SURVEYED AND THE BOUNDARIES ARE SHOWN ON THIS SURVEY.

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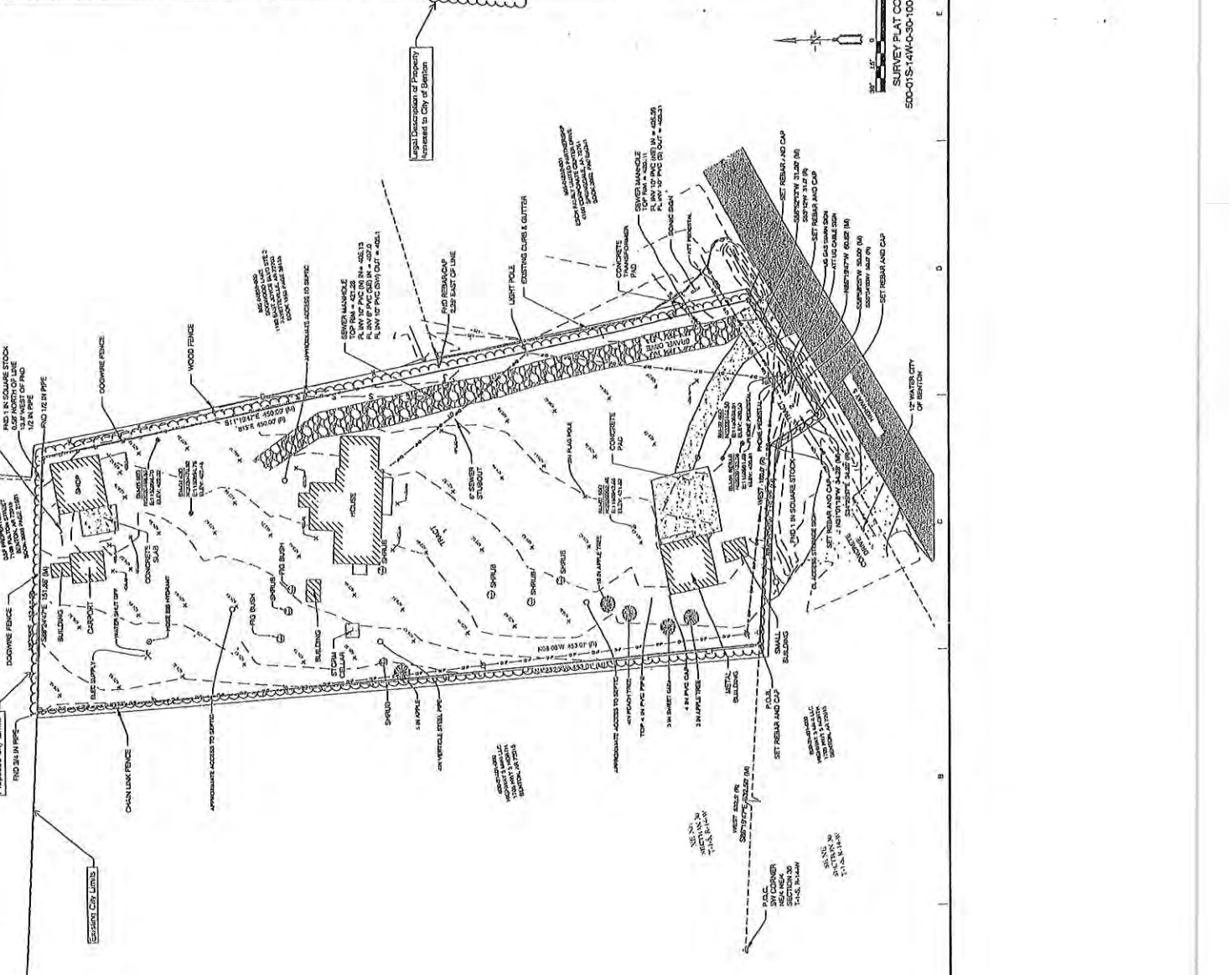
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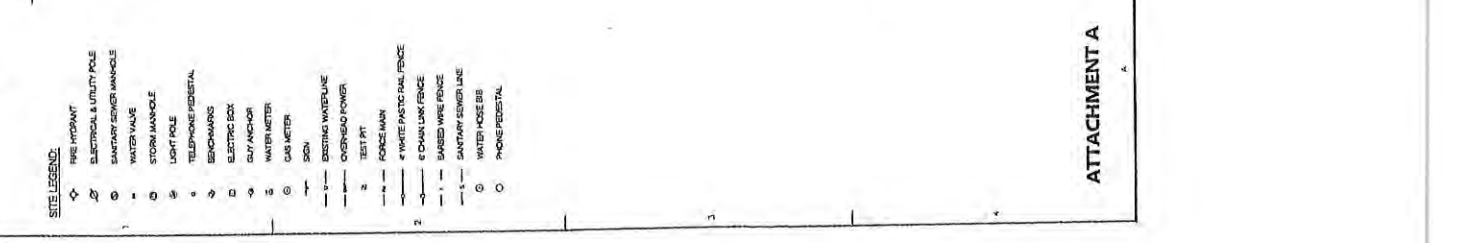
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- SITE LEGEND:**
- 1. FIRE HYDRANT
 - 2. ELECTRICAL UTILITY POLE
 - 3. SANITARY SEWER MANHOLE
 - 4. WATER VALVE
 - 5. STORM MANHOLE
 - 6. LIGHT POLE
 - 7. TELEPHONE PEDISTAL
 - 8. BENCHMARK
 - 9. ELECTRIC BOX
 - 10. GUY ANCHOR
 - 11. WATER METER
 - 12. GAS METER
 - 13. SIGN
 - 14. EXISTING WATERLINE
 - 15. OVERHEAD POWER
 - 16. TEST PIT
 - 17. FENCE MARK
 - 18. WHITE PACTIC PALE FENCE
 - 19. CHAIN LINK FENCE
 - 20. BARBED WIRE FENCE
 - 21. SANITARY SEWER LINE
 - 22. WATER HOSE BIB
 - 23. PHONE PEDISTAL



SURVEY PLAT CODE: 500-015-14140-30-10052-147

ATTACHMENT A