



ARKANSAS SECRETARY OF STATE

MARK MARTIN

October 24, 2017

The Honorable Doug Curtis
Saline County Clerk
215 N. Main St, #9
Benton, AR 72015

Re: City of Benton Annexation Ordinance 27 of 2015

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 (petition by 100% of the landowners)

Effective Date: unknown

County: Saline

City: Benton

City Ordinance: 27 of 2015

Dated: 04/27/2015

County Court Order: CC-2015-3

Filed 03/27/2015

Hon. Jeff Arey, Saline County Judge

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 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,

Cynthia Fisher
Arkansas Secretary of State Legal Division
500 Woodlane St, Room 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)
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 (w/encl)





Arkansas Secretary of State

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

Municipal Boundary Change Checklist

County: Saline City/Town: Benton

City Ordinance/Resolution No: 27 of 2015 Date approved: 04/27/2015

County Court Case No: CC-2015-3 Date Order Filed: 03/27/2015

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

Date Change Effective: _____ Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 653 of 2017)

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other *(attach explanation)*

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 island annexation)*
- Copy of Arkansas GIS Office 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: Ms. Cindy Stracener Title: Benton City Clerk

Street Address: P.O. Box 607

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: _____ Title: _____

Date: _____

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documentation 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: 

FILED
SALINE COUNTY
CIRCUIT CLERK

ORDINANCE NO. 27 OF 2015

2015 MAY -4 AM 9:29

AN ORDINANCE ANNEXING CERTAIN TERRITORY INTO THE CORPORATE LIMITS OF THE CITY OF BENTON, SALINE COUNTY, ARKANSAS

MS

WHEREAS, the City as property owner filed a petition with the County Court of Saline County, Arkansas, to annex certain contiguous property hereinafter described, into the corporate limits of the City of Benton, Saline County, Arkansas, and

WHEREAS, on the 27th day of March, 2015, Jeff Arey, Saline County Judge, determined that said petition should be granted and that the property hereinafter described should be released from Saline County and annexed to the corporate limits of the City of Benton, Saline County, Arkansas; and

WHEREAS, more than thirty (30) days has expired since entry of said order 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 that the property hereinafter described be annexed and made a part of the City of Benton, Saline County, Arkansas, and being described as follows, to wit:

A parcel of land in the Southeast Quarter of the Northeast Quarter of Section 30, Township 1 South, Range 14 West, Saline County, Arkansas, being more particularly described as follows: Commencing at the Southwest corner of the SE ¼ of NE ¼ of Section 30, Township 1 South, Range 14 West, thence South 87 deg. 41 min. 46 sec. East for 584.83 feet to the intersection with a fence as set out in Property Line Agreement executed September 10, 1985 and filed for record September 24, 1985 in Saline County Miscellaneous Record Book 81 at page 702 and re-recorded October 8, 1985 in Saline County Miscellaneous Record Book 82 at page 111; thence North 10 deg. 41 min. 08 sec. West along said fence and agreed to property line for 820 feet to the point of beginning; thence North 10 deg. 41 min. 08 sec. West along said fence and agreed to property line for 210.96 feet to the South right-of-way of Highway 5; thence along said right-of-way North 58 deg. 59 min. 09 sec. East for 129.42 feet to the Northwest corner of lands conveyed to Michael and Diane Moore Family Trust in Warranty Deed filed for record February 14, 2013 as Saline County Document Number 13 015300; thence leaving said right-of-way South 12 deg. 17 min. 39 sec. East for 75 feet to the Southwest corner of said Moore Family Trust property; thence North 56 deg. 19 min. 06 sec. East and along the South line of said Moore Family Trust property for 100 feet; thence South 10 deg. 41 min. 08 sec. East for 221.94 feet; thence South 79 deg. 49 min. 25 sec. West for 215.53 feet to the point of beginning, containing 1.09 acres, more or less.

15 031161

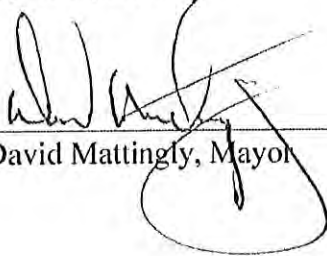
Secretary of State
Arkansas

OCT 24 2017

FILED

Said property shall be zoned as Highway Commercial and shall be used for the purposes of a fire station and a police substation.

PASSED AND APPROVED this 27 day of April, 2015.



David Mattingly, Mayor



Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICATION

Document Filed for Record

In BK 2015 PG 31161

MAY 04 2015

at 9:25 (am/pm)

Myka Sample, Circuit Clerk

By Myka Sample DE



15 031162

Proof of Publication

STATE OF ARKANSAS
County of Saline

I, Maribel Buch, do solemnly swear that I am Legal Advertising Clerk for The Saline Courier, a daily newspaper printed in said county, and that I was such at the date of publication hereinafter stated, and that said newspaper had a bona fide circulation in such county at said dates, and has been regularly published in said county since the year 1876 before the date of the first publication of the advertisement hereto annexed, and that said advertisement was published in said newspaper 1 times for 1 issues, the first insertion therein having been made on 05-02-2015, and the last insertion on 05-02-2015.

Billed Account City of Benton

Ad Number 65705

Maribel Buch
Legal Advertising Clerk

Sworn to and subscribed before me on 5.4.15

Julie Albertton
Notary Public

FEE FOR PRINTING

\$ 195.00 Cost of Notice

\$ 2.60 Cost of Proof

\$ 197.60 Total

JULIE ALBERTTON
SALINE COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires February 22, 2022
Commission No. 1238497

Legal Notice

ORDINANCE NO. 27 OF 2015

AN ORDINANCE ANNEXING CERTAIN TERRITORY INTO THE CORPORATE LIMITS OF THE CITY OF BENTON, SALINE COUNTY, ARKANSAS

WHEREAS, the City as property owner filed a petition with the County Court of Saline County, Arkansas, to annex certain contiguous property hereinafter described, into the corporate limits of the City of Benton, Saline County, Arkansas; and

WHEREAS, the 27th day of March, 2015, Jeff Arey, Saline County Judge, determined that said petition should be granted and that the property hereinafter described should be released from Saline County and annexed to the corporate limits of the City of Benton, Saline County, Arkansas; and

WHEREAS, more than thirty (30) days has expired since entry of said order 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 that the property hereinafter described be annexed and made a part of the City of Benton, Saline County, Arkansas, and being described as follows, to wit:

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Said property shall be zoned as Highway Commercial and shall be used for the purposes of a fire station and a police substation.

PASSED AND APPROVED this 27 day of April, 2015.

David Mattingly, Mayor · Cindy Stracener, City Clerk

FILED

OCT 24 2017

Arkansas
Secretary of State

JUN 05 2015

Title

800-31401-000

Benton

800-31402-000

001-04753-000

805-04921-000

001-04762-000

001-04760-000

001-04761-000

001-04762-001

001-04761-003

001-04922-000



9.54.750 9.5 Meters



FILED
SALINE COUNTY
CLERK & COUNTY CLERK
2015 MAR 27 AM 10:11

IN THE COUNTY COURT OF SALINE COUNTY, ARKANSAS

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

BY AB

No. CC-2015-3

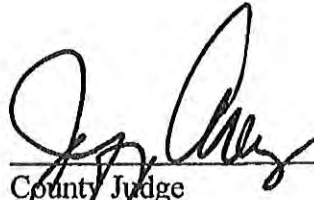
ORDER

Comes now for hearing the request of the Petitioner, the City of Benton, Arkansas and for its Petition to annex certain real property to the City of Benton, Saline County, Arkansas pursuant to Chapter 40 of Title 14 of the Arkansas Code, and after all things considered the County Court of Saline County does hereby find and order as follows:

1. Petitioner is the sole owner of certain real property located in Saline County, Arkansas, as more specifically described in Exhibit "A" hereto and depicted in Exhibit "B" hereto, both of which are incorporated by reference herein.
2. The area to be annexed is to include all adjacent and abutting public and private streets and rights-of-way.
3. Said lands are adjacent and contiguous to the City of Benton, Saline County, Arkansas, as depicted in Exhibit "B".
4. The Petitioner has published notice in a paper of general circulation as required by Arkansas law of its Petition. Proof of publication has been filed of record with the Saline County Court Clerk.
5. This Court hereby grants the Petition and allows the above-described lands to be annexed into the City of Benton, Saline County, Arkansas.

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Arkansas
Secretary of State

IT IS SO ORDERED.



County Judge

3-27-2015

Date

PREPARED BY:

Brent Houston, #92157
Jensen Young & Houston, PLLC
Attorney for the Petitioner
1230 Ferguson Drive
Benton, Arkansas 72015
501-315-2255
FAX 501-315-3355

SCHEDULE C

This land referred to in this commitment is situated in the State of Arkansas, County of Saline, and is described as follows:

A parcel of land in the Southeast Quarter of the Northeast Quarter of Section 30, Township 1 South, Range 14 West, Saline County, Arkansas, being more particularly described as follows: Commencing at the Southwest corner of the SE 1/4 of NE 1/4 of Section 30, Township 1 South, Range 14 West, thence South 87 deg. 41 min. 46 sec. East for 584.83 feet to the intersection with a fence as set out in Property Line Agreement executed September 10, 1985 and filed for record September 24, 1985 in Saline County Miscellaneous Record Book 81 at page 702 and re-recorded October 8, 1985 in Saline County Miscellaneous Record Book 82 at page 111; thence North 10 deg. 41 min. 08 sec. West along said fence and the agreed to property line for 820 feet to the point of beginning; thence North 10 deg. 41 min. 08 sec. West along said fence and agreed to property line for 210.96 feet to the South right-of-way of Highway 5; thence along said right-of-way North 58 deg. 59 min. 09 sec. East for 129.42 feet to the Northwest corner of lands conveyed to Michael and Diane Moore Family Trust in Warranty Deed filed for record February 14, 2013 as Saline County Document Number 13 015300; thence leaving said right-of-way South 12 deg. 17 min. 39 sec. East for 75 feet to the Southwest corner of said Moore Family Trust property; thence North 56 deg. 19 min. 06 sec. East and along the South line of said Moore Family Trust property for 100 feet; thence South 10 deg. 41 min. 08 sec. East for 221.94 feet; thence South 79 deg. 49 min. 25 sec. West for 215.53 feet to the point of beginning, containing 1.09 acres, more or less.





**ARKANSAS
GIS OFFICE**

October 20, 2017

Ms. Cynthia Fisher
Special Projects Manager
AR Secretary of State Legal Division

RE: City of Benton Annexation Coordination Requirement

Ms. Fisher,

Thank you for coordinating with our office as you seek to annex property into the City of Benton, AR case number CC2015-3, Ordinance 27 of 2015. 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
Ordinance 27 of 2015
Court order CC2015-3
Secretary of State Municipal Change Checklist

F I L E D

OCT 24 2017

Arkansas
Secretary of State

H:\City_Annexations\Cities\Benton\20171020_HistoricAnnexation\Doc\20171020_Benton_Annexation_Coordination_Letter.docx

ARKANSAS GIS OFFICE · 1 CAPITOL MALL SUITE 6D · LITTLE ROCK · ARKANSAS · 72201

PHONE (501) 682-2767 · www.gis.arkansas.gov · FAX (501) 682-6077

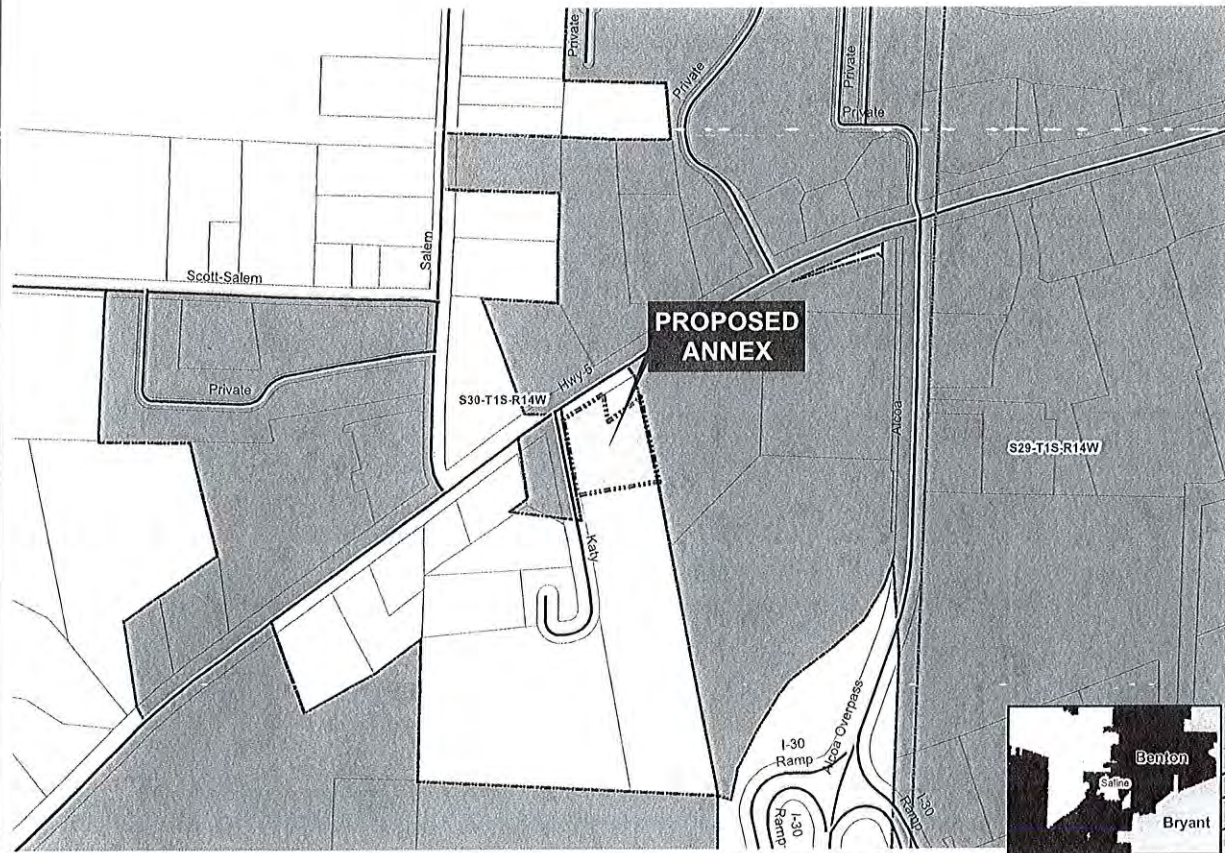
Proposed Annex: City of Benton Ordinance 27 of 2015
October 2017

City: Benton
Mayor: Dave Mattingly

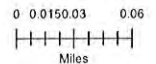
Arkansas Code 14-40-101.

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, the entity has met requirements of Act 914 of 2015



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



ARKANSAS GIS OFFICE

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