



ARKANSAS SECRETARY OF STATE

MARK MARTIN

September 30, 2016

Ms. Stacey Pearson
Brinkley City Clerk/Treasurer
233 W. Cedar
Brinkley, AR 72021

Re: City of Brinkley Annexation Resolution 99-3

Dear Ms. Pearson,

This letter acknowledges receipt and filing of a back copy of the following Brinkley municipal boundary change by the Office of the Secretary of State:

Filing Type: Annexation by petition pursuant to A.C.A § 14-40-609 (Petition by a 100% of Landowners)
Effective Date: unknown
County: Monroe City: Brinkley
City Resolution: 91-9 Dated: 11/19/1991
County Court Order: CC-98-25 Filed: 12/14/1998 Hon. Tom Catlett, Monroe County Judge

A file marked copy of the resolution submitted to our Office is 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)
UALR Institution for Economic Advancement (w/encl)
Tom-Tom (w/encl)
Hon. Tina Wofford, Monroe County Clerk (mail w/ encl)





Arkansas Secretary of State
Mark Martin

State Capitol 500 Woodlane Ave Suite 256 • Little Rock, AR 72201-1094

Municipal Boundary Change Form

County: Monroe City/Town: Brinkley

City Ordinance/Resolution No: 99-3 Date approved: May 4, 1999

County Court Case No: _____ Date of Order: 12-14-98

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

Date Change Effective: 11/09/1998 Emergency clause: Yes No

For Circuit Court Challenge: Date 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 (not required for A.C.A. § 14-40-1801)
- File marked copy of County Court Order (not required for A.C.A. § 14-40-501)
- Proof of Publication for all Legal Notices (Hearing, Election, City Ordinance/Resolution)
- Copy of Arkansas GIS approved printed map and certification letter
- File marked copy of Petition Part or File marked copy of the certified special election results (if applicable)
- File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: Stacey Pearson Title: City Clerk/Treasurer

Street Address: 233 West Cedar

City: Brinkley St: AR Zip code: 72021

City/County Official:

Signature: Stacey Pearson Title: City Clerk/Treasurer

Date: 9-23-16

(Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, 500 Woodlane Ave, Suite 256, Little Rock, AR 72201-1094)

FILED

Office of the Arkansas Secretary of State use only

Received by: Cynthia Fisher

SEP 30 2016

Arkansas
Secretary of State

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRINKLEY,
MONROE COUNTY, ARKANSAS.

RESOLUTION NO. 99- 3

A RESOLUTION TO ANNEX A 32.82 ACRE TRACT OF LAND TO THE CITY OF BRINKLEY, MONROE COUNTY, ARKANSAS, AND TO CLASSIFY SAID 32.82 ACRE TRACT IN THE RESIDENTIAL ZONING CLASSIFICATION OF "R-1".

WHEREAS, It is necessary for the continued growth and development of the economy of the City of Brinkley, that its corporate limits be increased and expanded; and,

WHEREAS, the lands sought to be annexed are contiguous and adjacent to the City Limits of the City of Brinkley, and the Petitioner seeking annexation is the sole owner of the lands sought to be annexed and has caused to be made a survey of such contiguous territories as specifically described as follows:

Part of the South Half of the South Half of the Northwest Quarter ($S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$), Section 23, Township 3 North, Range 2 West, and being more particularly described as follows: Commence at the Northwest corner of said Section 23; thence South $00^{\circ}46'11''$ West along the West line thereof a distance of 1,979.30 feet to the Northwest corner of the said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence South $89^{\circ}34'06''$ East along the North line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$, a distance of 630.28 feet for a point of beginning; thence continue South $89^{\circ}34'06''$ East along said North line, a distance of 1,430.49 feet to the West right of way line of an asphalt county road; thence South $21^{\circ}16'17''$ East along said right of way line, a distance of 710.34 feet to the South line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence North $89^{\circ}34'06''$ West along said South line a distance of 1,696.96 feet; thence North a distance of 660.00 feet to the point of beginning, containing 25.78 acres, more or less,

AND ALSO, Part of the North Half of the South Half of the Northwest Quarter ($N\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$), Section 23, Township 3 North, Range 2 West, and being more particularly described as follows: Commence at the Northwest corner of said Section 23; thence South $00^{\circ}46'11''$ West along the West line thereof, a distance of 1,979.30 feet to the Northwest corner of the said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence South $89^{\circ}34'06''$ East along the North line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$, a distance of 630.28 feet for a point of beginning; thence continue South $89^{\circ}34'06''$ East along said North line, a distance of 1,430.49 feet to the West right of way line of an asphalt county road; thence North $21^{\circ}16'17''$ West along said right of way line, a distance of 94.74 feet to a point; thence North $89^{\circ}01'20''$ West a distance of 1,450.43 feet; thence South $00^{\circ}46'11''$ West a distance of 37.00 feet to the point of beginning, containing 7.04 acres, more or less.

FILED

SEP 30 2016

Arkansas
Secretary of State

WHEREAS, The County Court of Monroe County, Arkansas has entered its Order dated November 9, 1998, and its Order Confirming Annexation, dated December 14, 1998, annexing the above described properties to the City of Brinkley, Monroe County, Arkansas.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF BRINKLEY IN A REGULAR SESSION AND WITH A QUORUM PRESENT THAT:

Section 1. The annexation proceedings brought in the County Court of Monroe County, Arkansas, by the said Petitioner, Cla-Clif Nursing & Rehab Center, Inc., is hereby approved and lands subject thereto are hereby accepted for annexation to the City of Brinkley, Monroe County, Arkansas, and are and shall be classified pursuant to the City of Brinkley's zoning ordinance as a "R-1" Residential Zone.

Section 2. This resolution shall be effective as of May 4, 1999.

Passed this 4th day of May, 1999.

Approved:

Billy Clay
Mayor Billy Clay

ATTEST:

Donna S. Pruitt
Donna S. Pruitt, City Clerk

I, Donna S. Pruitt, City Clerk Treas. of the City of Brinkley, Monroe County, Arkansas, do hereby certify that

Resolution # 99-3
was passed and adopted by the City

Council on the 4th day of

May, 1999
Donna S. Pruitt

City Clerk Treas. of the City of Brinkley,
Monroe County, Arkansas

cla-c.ann

State of Arkansas, County of Monroe

Filed for record, the 6th day of May, 1999 at 10:15
o'clock A M and recorded in Book 685 Page 685

Phyllis Stinson, Circuit Clerk, By _____ DC

COPY

WHEREAS, The County Court of Monroe County, Arkansas has entered its Order dated November 9, 1998, and its Order Confirming Annexation, dated December 14, 1998, annexing the above described properties to the City of Brinkley, Monroe County, Arkansas.

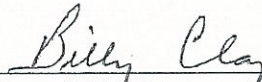
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF BRINKLEY IN A REGULAR SESSION AND WITH A QUORUM PRESENT THAT:

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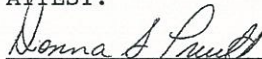
Passed this 4th day of May, 1999.

Approved:



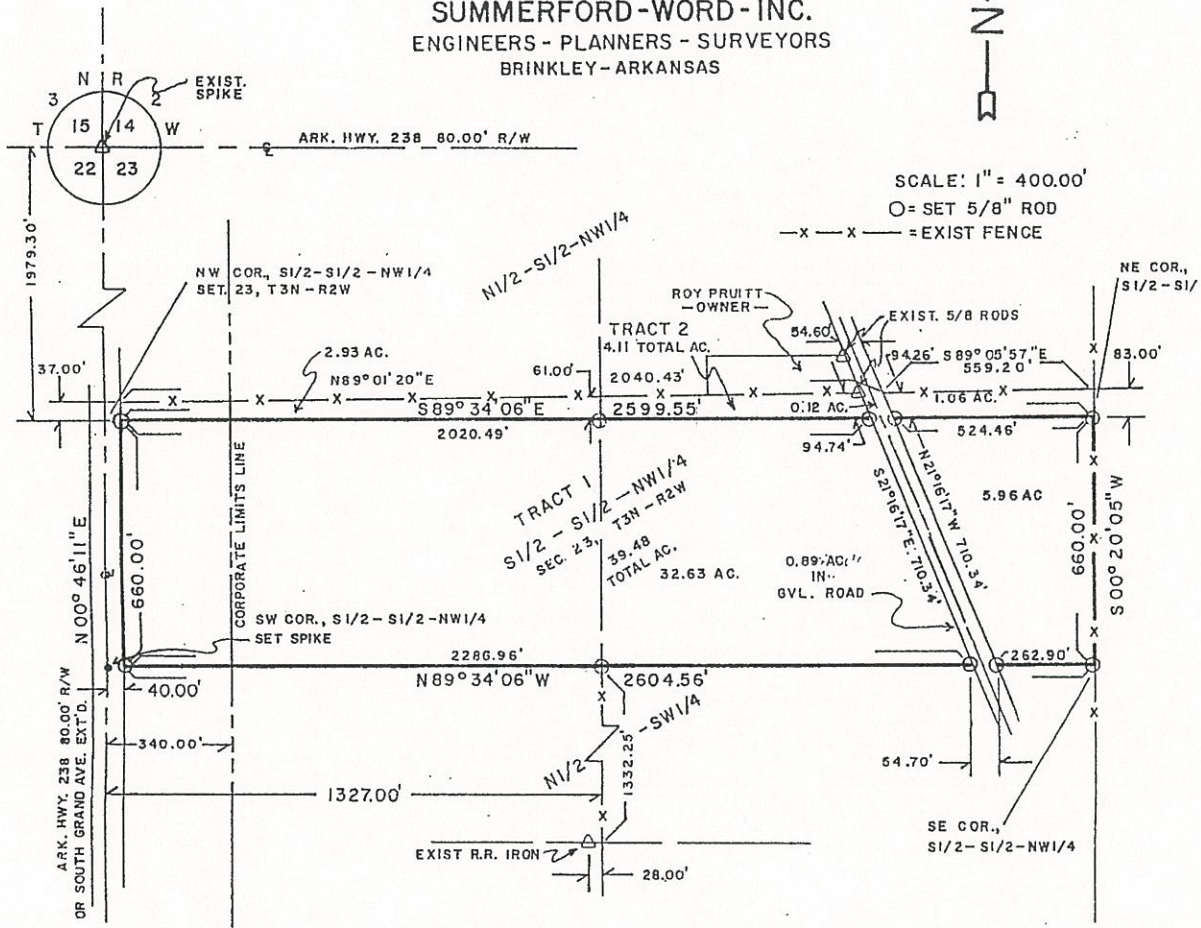
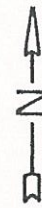
Mayor Billy Clay

ATTEST:



Donna S. Pruitt, City Clerk

PREPARED BY
SUMMERFORD-WORD-INC.
 ENGINEERS - PLANNERS - SURVEYORS
 BRINKLEY-ARKANSAS

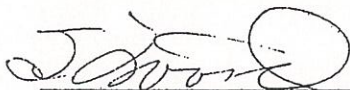


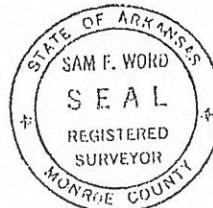
A PROPERTY SURVEY PREPARED FOR
 BRI-ARK, INC., BUYER
 M. K. FREY, OWNER AND SELLER

June 7, 1976

A property survey prepared for M. K. Frey, Jr., Brinkley, Arkansas, of all that part of the South One-Half of the South One-Half of the Northwest Quarter (S $\frac{1}{2}$ -S $\frac{1}{2}$ -NW $\frac{1}{4}$), lying East of Arkansas Highway 238 or South Grand Avenue extended, and also a fractional part of the North One-Half of the South One-Half of the Northwest Quarter (N $\frac{1}{2}$ -S $\frac{1}{2}$ -NW $\frac{1}{4}$), lying East of Arkansas Highway 238 or South Grand Avenue extended, all lying in Section 23, T3N-R2W, County of Monroe, State of Arkansas. The West 300.00' of said properties lies within the corporate limits of the City of Brinkley, as it exists of this date.

I, Sam F. Word, R.L.S., Ark. Reg. 14, hereby certify this as being the results of a field survey made by me June 7, 1976, and is subject to unnoted easements, of record or not of record, public utility easements, private easements and miscellaneous easements. This survey is for the exclusive use of M. K. Frey, Jr., and is nontransferable.


 Sam F. Word, R.L.S., Ark. Reg. 14
 File: 7606-2366
 Date: June 7, 1976



(See Tract Descriptions on Pages 2 and 3)

Exhibit "A"

IN THE COUNTY COURT OF MONROE COUNTY, ARKANSAS

APR 20 1999

IN THE MATTER OF THE ANNEXATION OF LANDS TO
THE CITY OF BRINKLEY, MONROE COUNTY, ARKANSASCOUNTY AND PROBATE CLERK
BY JANET E. TWEEDLE D.C.
NO. CC-98-25ORDER CONFIRMING ANNEXATION

On this 14th day of December, 1998, the Court is presented the Order Granting Annexation heretofore entered on the 9th day of November, 1999, upon the Petition for Annexation of Lands to the City of Brinkley, Monroe County, Arkansas, filed herein, the Petitioner appearing by and through its attorneys, Elledge and Martin, and by the Consent of the property owner, CLA-CLIF NURSING & REHAB CENTER, INC., and statements of counsel, the Court, being well and sufficiently advised, finds:

1. The Petitioner, CLA-CLIF NURSING & REHAB CENTER, INC., is the sole owner of all of the lands sought to be annexed to the City of Brinkley, Monroe County, Arkansas, more particularly described as follows:

Part of the South Half of the South Half of the Northwest Quarter ($S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$), Section 23, Township 3 North, Range 2 West, and being more particularly described as follows: Commence at the Northwest corner of said Section 23; thence South $00^{\circ}46'11''$ West along the West line thereof a distance of 1,979.30 feet to the Northwest corner of the said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence South $89^{\circ}34'06''$ East along the North line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$, a distance of 630.28 feet for a point of beginning; thence continue South $89^{\circ}34'06''$ East along said North line, a distance of 1,430.49 feet to the West right of way line of an asphalt county road; thence South $21^{\circ}16'17''$ East along said right of way line, a distance of 710.34 feet to the South line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence North $89^{\circ}34'06''$ West along said South line a distance of 1,696.96 feet; thence North a distance of 660.00 feet to the point of beginning, containing 25.78 acres, more or less,

AND ALSO, Part of the North Half of the South Half of the Northwest Quarter ($N\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$), Section 23, Township 3 North, Range 2 West, and being more particularly described as follows: Commence at the Northwest corner of said Section 23; thence South $00^{\circ}46'11''$ West along the West line thereof, a distance of 1,979.30 feet to the Northwest corner of the said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence South $89^{\circ}34'06''$ East along the North line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$, a distance of 630.28 feet for a point of beginning; thence continue South $89^{\circ}34'06''$ East along said North line, a distance of 1,430.49 feet to the West right of way line of an asphalt county road; thence North $21^{\circ}16'17''$ West along said right of way line, a distance of 94.74 feet to a point; thence North $89^{\circ}01'20''$ West a distance of 1,450.43 feet; thence South $00^{\circ}46'11''$ West a distance of 37.00 feet to the point of beginning, containing 7.04 acres, more or less.

3. The Petitioner is the sole property owner of the above described lands and therefore constitutes more than the requisite majority of property owners as provided by A.C.A. §14-40-601.

4. The lands are contiguous and adjacent to the city limits of the City of Brinkley, Monroe County, Arkansas.

5. There have been no objections filed in opposition to the Order granting of the Petition for Annexation. No action has been filed in the Monroe County Circuit Court seeking to prevent the annexation.


6. The Order of this Court granting of the Petition for Annexation is hereby confirmed.

IT IS THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED, that the following lands be and hereby are annexed into the city limits of the City of Brinkley, Monroe County, Arkansas, subject to the provisions of confirmation as provided by A.C.A. § 14-40-605, said lands being more fully described as follows:

Part of the South Half of the South Half of the Northwest Quarter ($S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$), Section 23, Township 3 North, Range 2 West, and being more particularly described as follows: Commence at the Northwest corner of said Section 23; thence South $00^{\circ}46'11''$ West along the West line thereof a distance of 1,979.30 feet to the Northwest corner of the said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence South $89^{\circ}34'06''$ East along the North line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$, a distance of 630.28 feet for a point of beginning; thence continue South $89^{\circ}34'06''$ East along said North line, a distance of 1,430.49 feet to the West right of way line of an asphalt county road; thence South $21^{\circ}16'17''$ East along said right of way line, a distance of 710.34 feet to the South line of said $S\frac{1}{2} S\frac{1}{2} NW\frac{1}{4}$; thence North $89^{\circ}34'06''$ West along said South line a distance of 1,696.96 feet; thence North a distance of 660.00 feet to the point of beginning, containing 25.78 acres, more or less,

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IT IS SO ORDERED.


TOM CATLETT
Monroe County Judge

DATED: December 14, 1998