



# JOHN THURSTON

ARKANSAS SECRETARY OF STATE

April 14, 2021

The Hon. Betsy Harrell  
Benton County Clerk  
215 East Central, Suite 217  
Bentonville, AR 72712-5373

Re: City of Bentonville Annexation Ordinance 2021-57

Dear Ms. Harrell,

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 §14-40-602 (petition majority of landowners)

Effective Date: 4/8/2021

County: Benton

City: Bentonville

City Ordinance: 2021-57

Dated: 3/9/2021

County Court Order: 2020-24

Date Filed: 12/17/2020

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,

A handwritten signature in black ink that reads "Shantell McGraw".

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. Stephanie Orman, Mayor of Bentonville (w/encl)  
The Hon. Linda Spence, Bentonville 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

County: Benton City/Town: Bentonville

City Ordinance/Resolution No: 2021-57 Date approved: 03/09/2021

County Court Case No: 2020-24 Date Order Filed: 12/17/2020

Type: Annexation by Petition Majority of Landowners A.C.A. 14-40-602

Date Change Effective: 04/08/2021 Set by:  Municipal Ordinance  Emergency Clause  Court  Default  
*(Required by Act 655 of 2017)*

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

Please indicate which ward(s) the territory will be assigned to: \_\_\_\_\_  
*(See A.C.A § 14-40-203)*

**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 A.C.A. §14-40-501)*
- 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: Linda Spence Title: City Clerk

Street Address: 117 W Central Ave

City: Bentonville St: AR Zip code: 72712

*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: *Cleemaster* Title: *Deputy Clerk*

Date: *3/12/21*

*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: *Shantell*

**F I L E D**

**APR 14 2021**

Rev. 2/2019

**Arkansas Secretary of State**

# BENTON COUNTY

STATE OF ARKANSAS

## BETSY HARRELL

### COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217

BENTONVILLE, AR 72712-5373

479-271-1013

Fax: 479-271-1019

Honorable John Thurston

Secretary of State

Room 256 State Capitol

Little Rock, AR 72201-1094

March 12, 2021

### PROBATE COURT CLERK

COURTHOUSE, 102 N.E. "A" STREET

BENTONVILLE, AR 72712-5350

479-271-5727

FAX: 479-271-1712

RE: Pagan Incorporation  
City of Bentonville Annexation  
Benton County Court Case No. CC# 2020-24

## RECEIVED

MAR 12 2021

Arkansas  
Secretary of State

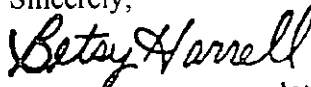
Dear Secretary Thurston:

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 January 14, 2021
3. Ordinance No. 2021-57 adopted March 9, 2021 by the City of Bentonville.

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

Sincerely,



Betsy Harrell

by Clemons

BH/cnl

Enclosures

Cc Roderick Grieve  
Benton County Assessor

NWA Regional Planning Commission  
1311 Clayton Street  
Springdale, AR 72765

Benton County 9-1-1 Administration

ROGERS OFFICE  
2111 W. WALNUT  
(479) 636-3727  
FAX (479) 636-4922

ROGERS ARCHIVES  
2111 W. WALNUT  
(479) 636-1037  
FAX (479) 636-1053

SILAM SPRINGS OFFICE  
707 S. LINCOLN  
479-271-1013  
FAX (479) 524-8534

FILED

202117308 3/10/2021 12:44:12 PM  
Grenda DeShields, Circuit Clerk  
BENTON CO Circuit Clerk & Recorder

2021 MAR 11 PM 12:26

BETSY HARRELL  
CO & SO. CLERK  
BENTON CO

ORDINANCE NO. 2021-57

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF BENTONVILLE, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF BENTONVILLE, AND ASSIGNING SAME TO WARDS.**

WHEREAS, petition was filed with the County Clerk of Benton County, Arkansas by a majority of the owners of the hereinafter described territory, said owners being listed in Exhibit "A" to this ordinance, praying that said territory be annexed to, and made a part of the City of Bentonville, Arkansas, and

WHEREAS, on the 14th day of January, 2021, the County Court of Benton County, Arkansas, entered an order authorizing annexation pursuant to § 14-40-601 et seq. of the Arkansas Code, finding that the petition met the requirements for annexation by a majority of property owners under those provision and directed the Clerk to forward the order to the City of Bentonville; and

WHEREAS, thirty days have passed since the County Judge entered his order and the City is thus authorized to complete the annexation,

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

**Section 1.** That the land described on the attached Exhibit "B," is territory contiguous to and adjoining the City of Bentonville, Arkansas, and the petition to annex that property is hereby accepted and the property described in Exhibit "B" is hereby accepted as part of and annexed to and made a part of the City of Bentonville.

2021 1643

FILED

2021 MAR 11 PM 12:26

GETSY HARRILL  
CO. & COUNTY CLERK  
BENTONVILLE, ARKANSAS

**Section 2.** That the above described territory shall be annexed to and made a part of Ward 3 of the City of Bentonville, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

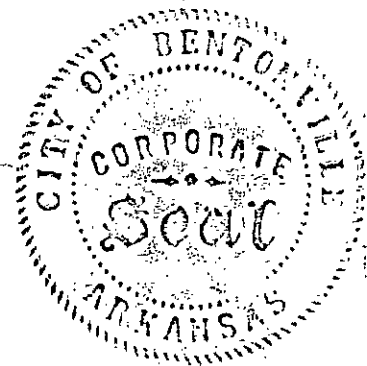
**Section 3.** That the above described territory shall be zoned A-1 to be used in accordance with City zoning laws and the laws of the State of Arkansas.

**Section 4:** That this ordinance shall become effective 30 days from its passage and approval.

PASSED AND APPROVED THIS 9 DAY OF MARCH, 2021.

APPROVED: *Stephanie Orman*  
HON. STEPHANIE ORMAN, Mayor

ATTEST: *Kirby Romines*  
HON. KIRBY ROMINES, City Clerk



FILED

2021 MAR 11 PM 12:27

BETSY HARNELL  
CO. & COUNTY CLERK

**EXHIBIT "A"**  
**ATTACHMENT TO ANNEXATION ORDINANCE**  
**PROPERTY OWNERS PETITIONING TO BE ANNEXED**

**KALAISELVAN (PAGAN) ANNEXATION**

Pagan Incorporation \_\_\_\_\_ 18-08647-000  
18-08648-001

FILED

2021 MAR 11 PM 12: 27

BETSY WARREN  
CO & PROBATE CLERK  
BENTON COUNTY, ARKANSAS

**EXHIBIT "B"**  
**ATTACHMENT TO ANNEXATION ORDINANCE**  
**DESCRIPTION OF PROPERTY TO BE ANNEXED**

The Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section 1 and part of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows: Beginning at the South Quarter Corner of Section 1, being marked by an existing Stone Monument, thence along the south line thereof, N 87° 09' 32" W, 1,324.75 feet to an existing Mag Nail, marking the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 1; Thence along the west line of the Southeast Quarter of the Southwest Quarter of said Section 1, N 02° 09' 47" E, 1,323.51 feet to an existing ½ " rebar and cap stamped 1801; Thence S 87° 07' 31" E, 1,329.35 feet to an existing 5/8" rebar marking the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 86° 57' 12" E, 1,326.72 feet to and existing Nail marking the Northeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 03° 04' 53" W, 593.34 feet to a set ½" rebar and cap stamped 1703; Thence N 86° 57' 12" W, 1,319.27 feet to a set ½" rebar and cap stamped 1703; Thence S 02° 21' 43" W, 729.30 feet to the Point of Beginning, containing 58.33 acres more or less and being subject to any rights-of-way or easements of record.

2021 1646





# BENTON COUNTY

STATE OF ARKANSAS

## BETSY HARRELL

### COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217  
BENTONVILLE, AR 72712-5373  
479-271-1013  
Fax: 479-271-1019

January 15, 2021

PROBATE COURT CLERK  
COURTHOUSE, 102 N.E. "A" STREET  
BENTONVILLE, AR 72712-5350  
479-271-5727  
FAX: 479-271-1712

City Clerk Linda Spence  
City of Bentonville  
117 West Central Avenue  
Bentonville, AR 72712

RE: City of Bentonville Annexation  
Pagan Incorporation  
County Court Case No. CC 2020-24

Dear Ms. Spence:

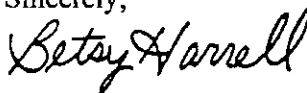
I am enclosing herein a certified copy of the Decree of Annexation entered by the County Court of Benton County on January 14, 2021

After thirty days have passed from that date and no contest to the annexation is made, please send me certified copies of the following items so that I can send those on to the Secretary of State required by the statute:

- Ordinance or resolution approving the annexation
- Plat of the annexed property

If you have any questions regarding this matter, please let me know.

Sincerely,



Betsy Harrell

by Cleemaster

BH/cno

ROGERS OFFICE  
2111 W. WALNUT  
(479) 636-3727  
FAX (479) 636-4922

ROGERS ARCHIVES  
2111 W. WALNUT  
(479) 636-1037  
FAX (479) 636-1053

SILOAM SPRINGS OFFICE  
707 S. LINCOLN  
479-271-1013  
FAX (479) 524-8534

FILED

2021 JAN 14 PM 2:08

BETSY HARRELL  
CO & PROBATE CLERK  
BENTON COUNTY, AR

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO  
THE CITY OF BENTONVILLE, ARKANSAS,  
CERTAIN TERRITORY CONTIGUOUS TO  
SAID CITY OF BENTONVILLE, ARKANSAS

CASE NO. CC 2020-24

PAGAN INCORPORATION

PETITIONER

ORDER APPROVING ANNEXATION

Now on this 14th day of January, 2021, comes on this matter for consideration of the Petition For Annexation filed herein, the Petitioners appearing by Jim Wheelless, appointed in their petition to act on their behalf, and from a review of the Petition and the entire file, and all things considered, the Court finds:

1. This matter involves property located in Benton County, Arkansas, having a legal description as follows:

The Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section 1 and part of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows: Beginning at the South Quarter Corner of Section 1, being marked by an existing Stone Monument, thence along the south line thereof, N 87° 09' 32" W, 1,324.75 feet to an existing Mag Nail, marking the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 1; Thence along the west line of the Southeast Quarter of the Southwest Quarter of said Section 1, N 02° 09' 47" E, 1,323.51 feet to an existing ½" rebar and cap stamped 1801; Thence S 87° 07' 31" E, 1,329.35 feet to an existing 5/8" rebar marking the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 86° 57' 12" E, 1,326.72 feet to an existing Nail marking the Northeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 03° 04' 53" W, 593.34 feet to a set ½" rebar and cap stamped 1703; Thence N 86° 57' 12" W, 1,319.27 feet to a set ½" rebar and cap stamped 1703; Thence S 02° 21' 43" W, 729.30 feet to the Point of Beginning, containing 58.33 acres more or less and being subject to any rights-of-way or easements of record.

2021 0300

✓

✓

2021 JAN 14 PM 2: 08

BETSY HARRELL  
CO. CLERK  
BENTONVILLE, AR

2. Petitioners constitute a majority of the numbers of the real estate described in paragraph one and own more than one-half (1/2) of the acreage in that area.
3. That notice of the date of the hearing on this matter was published as required by law.
4. That at least thirty (30) days have passed since the notice of hearing was published.
5. That the only person appearing for the hearing was the Petitioners' representative.
6. That the allegations of the petition are sustained by the proof, including that the statutory requirement for signatures has been met, the limits of the territory to be annexed have been accurately described, and an accurate map of the area to be annexed has been filed.
7. That the prayer of the Petitioners is found to be "right and proper."

IT IS THEREFORE CONSIDERED AND ORDERED THAT the property described in paragraph 1 is hereby annexed to the City of Bentonville, Arkansas, subject only to a timely challenge to the annexation filed in Circuit Court, and a confirmation of the annexation by the City of Bentonville.



HON. BARRY MOEHRING, COUNTY JUDGE

Date Entered:

1/14/21

✓

✓

# NORTHWEST ARKANSAS Democrat Gazette

P.O. BOX 467, FAYETTEVILLE, AR. 72702 • 479-442-1700 • FAX 479-695-018 • WWW.NWADG.COM

FILED

PM 2:43

2020 DEC 15 AM 3:43

## AFFIDAVIT OF PUBLICATION

I, Brittany Smith, do solemnly swear that I am the Accounting Legal Clerk of the Northwest Arkansas Democrat-Gazette, a daily newspaper printed and published in said County, State of Arkansas; that I was so related to this publication at and during the publication of the annexed legal advertisement the matter of: Notice pending in the Court, in said County, and at the dates of the several publications of said advertisement stated below, and that during said periods and at said dates, said newspaper was printed and had a bona fide circulation in said County; that said newspaper had been regularly printed and published in said County, and had a bona fide circulation therein for the period of one month before the date of the first publication of said advertisement; and that said advertisement was published in the regular daily issues of said newspaper as stated below.

Benton County Clerk  
PH Case No. CC 2020-23

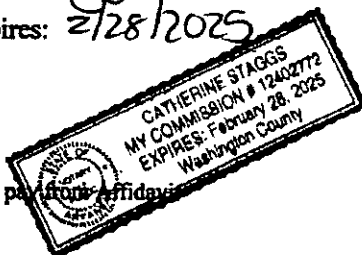
Was inserted in the Regular Edition on:  
December 6, 2020

Publication Charges: \$168.72

Brittany Smith  
Brittany Smith

Subscribed and sworn to before me  
This 9 day of Dec, 2020.

Catherine Staggs  
Notary Public  
My Commission Expires: 2/28/2025



\*\*NOTE\*\* Please do not pay for affidavits  
Invoice will be sent.

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS IN THE MATTER OF ANNEXING TO THE CASE NO. CC 2020-23 CERTAIN PROPERTY CONTIGUOUS TO SAID CITY OF BENTONVILLE, BENTON COUNTY, ARKANSAS KALAIARASI KALAISELVAN PETITIONER(S) NOTICE OF HEARING Notice is hereby given that there has been filed in the County Court of Benton County, Arkansas, the Petition of Kalaiarasi Kalaiselvan asking for annexation to the City of Bentonville of the following described lands situated in Benton County, Arkansas, and contiguous to said City of Bentonville: Part of the Southeast Quarter of the Southwest Quarter of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, and more particularly described as follows: Beginning at the Northeast Corner of the Southeast Quarter SE ¼ of the Southwest Quarter SW ¼ of said Section 1. Thence South 02° 21' 43" West, 559.60'; Thence North 87° 38' 17" West, 207.43'; Thence South 02° 21' 43" West, 420.00'; Thence South 87° 38' 17" East, 207.43'; Thence South 02° 21' 43" West, 343.08'; Thence North 87° 09' 32" West, 1,324.75'; Thence North 02° 09' 47" East, 1,323.51'; Thence South 87° 07' 31" East, 1,329.35' to the Point of Beginning. AND Part of the Southwest Quarter of the Southeast Quarter of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows: Beginning at the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1. Thence South 86° 57' 12" East, 1,326.72';

Thence South 03° 04' 53" West, 593.34'; Thence North 86° 57' 12" West, 1,319.27'; Thence North 02° 21' 43" East, 593.38' to the Point of Beginning. A map of said land proposed for annexation is on file with said Petition in the Office of the Clerk of said Court. The Court has fixed the 21st day of December, 2020, at 11:00 o'clock a.m. as the date for a hearing on said Petition to be held in the Quorum Court Room, County Administration Building, 215 East Central Avenue, Bentonville, Arkansas. All interested persons desiring to be heard are now notified to be present at said Court at the time and date so fixed. Petitioners: Kalaiarasi Kalaiselvan 75353612 Dec 6, 13 & 20

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO THE  
CERTAIN PROPERTY CONTIGUOUS TO  
SAID CITY OF BENTONVILLE,  
BENTON COUNTY, ARKANSAS

CASE NO. CC 2020-24

PAGAN INCORPORATION

PETITIONER(S)

NOTICE OF HEARING

Notice is hereby given that there has been filed in the County Court of Benton County, Arkansas, the Petition of Pagan Incorporation asking for annexation to the City of Bentonville of the following described lands situated in Benton County, Arkansas, and contiguous to said City of Bentonville:

The Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section 1 and part of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows: Beginning at the South Quarter Corner of Section 1, being marked by an existing Stone Monument, thence along the south line thereof, N 87° 09' 32" W, 1,324.75 feet to an existing Mag Nail, marking the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 1; Thence along the west line of the Southeast Quarter of the Southwest Quarter of said Section 1, N 02° 09' 47" E, 1,323.51 feet to an existing ½ " rebar and cap stamped 1801; Thence S 87° 07' 31" E, 1,329.35 feet to an existing 5/8" rebar marking the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 86° 57' 12" E, 1,326.72 feet to an existing Nail marking the Northeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 03° 04' 53" W, 593.34 feet to a set ½" rebar and cap stamped 1703; Thence N 86° 57' 12" W, 1,319.27 feet to a set ½" rebar and cap stamped 1703; Thence S 02° 21' 43" W, 729.30 feet to the Point of Beginning, containing 58.33 acres more or less and being subject to any rights-of-way or easements of record.

A map of said land proposed for annexation is on file with said Petition in the Office of the Clerk of said Court.

The Court has fixed the 14<sup>th</sup> day of January, 2021, at 2:00 o'clock p.m. as the date for a hearing on said Petition to be held in the Quorum Court Room, County Administration Building, 215 East Central Avenue, Bentonville, Arkansas. All interested persons desiring to be heard are now notified to be present at said Court at the time and date so fixed.

Petitioners

Pagan Corporation



**ATTENTION: CATHY WILES, ADVERTISING DEPARTMENT**  
**Northwest Arkansas Newspaper**  
**Email: cwiles@nwadg.com**

**Date E-mailed: December 22, 2020**

Annexation by Petition CC 2020-24

Date to be Published: Sunday, December 27, 2020  
Sunday, January 03, 2021 and  
Sunday, January 10, 2021

Publication and Certification Statement should be sent to:

Name: City of Bentonville  
Attn: Jim Wheelless

Address: 305 SW A Street  
Bentonville, AR 72712

Phone: 479-271-5926

Please acknowledge receipt of this Notice. If you have any questions, please call the County Clerk's office at (479)-271-1013.

Thank you.

Betsy Harrell

FILED

2020 DEC 17 PH 4:06

CLERK OF COURT  
CO & PROBATE CLERK  
BENTON COUNTY, AR

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO  
THE CITY OF BENTONVILLE, ARKANSAS,  
CERTAIN PROPERTY CONTIGUOUS  
TO THE CITY OF BENTONVILLE IN BENTON  
COUNTY, ARKANSAS

CASE NO. CC# 2020-24

Pagan Incorporation

PETITIONER(S)

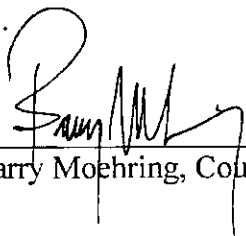
ORDER FOR HEARING

A Petition of real estate owners desiring the annexation of certain territory to the City of Bentonville, Arkansas, more particularly described therein, has been filed on the 15<sup>th</sup> day of December, 2021.

The Court does hereby fix the 14<sup>th</sup> day of January, 2021, at 2 o'clock p.m. as the date and time for hearing on said Petition. Said hearing to be held in the Quorum Court Room, County Administration Building, 215 East Central Avenue, Bentonville, Arkansas.

The Court further orders that the Petitioners, shall give notice of such hearing as provided by law.

It is so ordered on this 17<sup>th</sup> day of December, 2020.

  
\_\_\_\_\_  
Barry Moehring, County Judge

FILED

2020 DEC 15 AM 9:22

DETSY HAI BELL  
CO & PARTNERS LLP  
BENTONVILLE, ARKANSAS

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO THE CITY  
OF BENTONVILLE, ARKANSAS CERTAIN TERRITORY  
CONTIGUOUS TO SAID CITY

NO. CC 2020-24

PAGAN INCORPORATION

PETITIONER

PETITION FOR ANNEXATION

Come now the undersigned Petitioner(s), and state as follows:

1. That Petitioner(s) is (are) a majority of the real estate owners (meaning a majority of the total number of owners who own more than one half (1/2) of the acreage affected) of property in Benton County, Arkansas, proposed to be annexed, which is described as follows:

The Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section 1 and part of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows: Beginning at the South Quarter Corner of Section 1, being marked by an existing Stone Monument, thence along the south line thereof, N 87° 09' 32" W, 1,324.75 feet to an existing Mag Nail, marking the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 1; Thence along the west line of the Southeast Quarter of the Southwest Quarter of said Section 1, N 02° 09' 47" E, 1,323.51 feet to an existing 1/2" rebar and cap stamped 1801; Thence S 87° 07' 31" E, 1,329.35 feet to an existing 5/8" rebar marking the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 86° 57' 12" E, 1,326.72 feet to an existing Nail marking the Northeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 03° 04' 53" W, 593.34 feet to a set 1/2" rebar and cap stamped 1703; Thence N 86° 57' 12" W, 1,319.27 feet to a set 1/2" rebar and cap stamped 1703; Thence S 02° 21' 43" W, 729.30 feet to the Point of Beginning, containing 58.33 acres more or less and being subject to any rights-of-way or easements of record.

2. That the described property is contiguous to and adjoining the present City of Bentonville city limits, as shown on the map attached hereto as Exhibit "A."

FILED

2020 DEC 15 AM 9:22

3. That Petitioners authorize Jim Wheelless to act on their behalf to complete this annexation process.

CLERK OF COURT  
CO. & DISTRICT CLERK  
BENTONVILLE

4. That the following schedule of services shall be extended to the area by the City of Bentonville within three (3) years after the date the annexation becomes final: All properties annexed into the City of Bentonville are provided with Police; Fire and EMS services. Additional services such as water and sewer may be provided if readily available. Such services are provided in accordance with existing ordinances and terms of service, including but not limited to the payment of required fees, the necessary permits, inspections and approvals.

5. That the Arkansas Geographic Information System Office has been consulted concerning this proposed annexation and has issued a letter confirming that consultation which is attached hereto as Exhibit "B."

WHEREFORE, Petitioners pray that the land described be annexed into the City of Bentonville, and for all other proper relief.





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FILED

EXHIBIT "B"



**ARKANSAS  
GIS OFFICE**

2020 DEC 15 AM 9:22  
Department of Transformation  
BETSY and Shared Services  
GOVERNOR Governor Asa Hutchinson  
BENTON Secretary Amy Fecher  
Director Shelby Johnson

December 10, 2020

Mr. Jim Wheelless  
GIS Coordinator – City of Bentonville  
305 SW A Street  
Bentonville, AR 72712

RE: City of Bentonville Coordination Requirement

Mr. Wheelless,

Thank you for coordinating with our office as you seek to annex property into the City of Bentonville, AR described as the "Kalaiselvan" annexation and located in Section 1, Township 19 North, Range 31 West. 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.

Please note this annexation appears to create an enclave within an existing enclave.

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

H:\City\_Annexations\Cities\Bentonville\20200818\Doc\20201210\_Bentonville\_Annexation\_Coordination\_Letter\_revised.docx





FILED

2020 DEC 15 AM 9:22

BEISSY HARRELL  
CO & COUNTY CLERK  
BENTONVILLE, AR

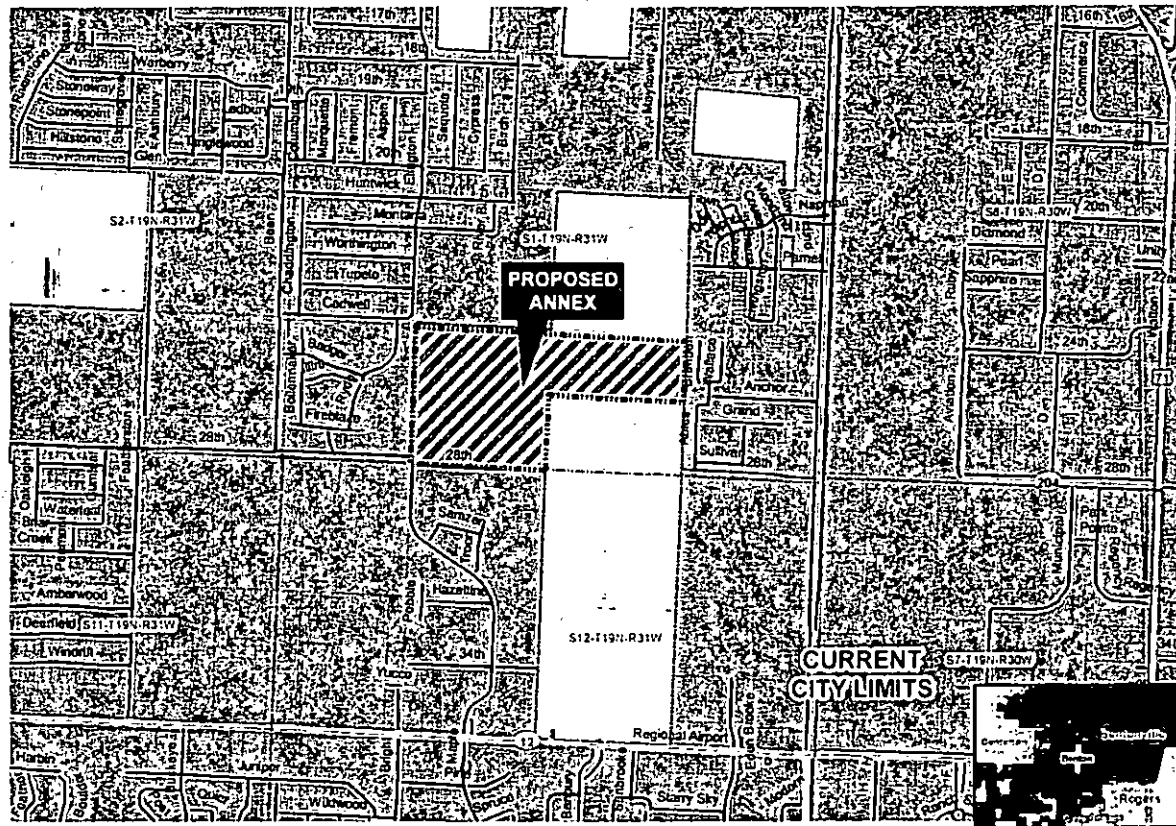
Revised Proposed "Kalaiselvan" Annex: City of Bentonville  
December 2020

City: Bentonville  
Mayor: Stephanie Orman

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 preservation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, in evidence, the entity has met requirements of Act 514 of 2015.



- PROPOSED ANNEX
- CURRENT CITY LIMITS
- Other symbols and lines representing different map features.

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Miles



ARKANSAS GIS OFFICE

City of Bentonville, Arkansas - December 2020

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BETSY HARRELL  
CO. & PD. ATTORNEY  
BENTON COUNTY

**Kalaiselvan Annexation**  
**Exhibit "A"**

The Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section 1 and part of the Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) of Section 1, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Beginning at the South Quarter Corner of Section 1, being marked by an existing Stone Monument, thence along the south line thereof, N 87° 09' 32" W, 1,324.75 feet to an existing Mag Nail, marking the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 1; Thence along the west line of the Southeast Quarter of the Southwest Quarter of said Section 1, N 02° 09' 47" E, 1,323.51 feet to an existing ½" rebar and cap stamped 1801; Thence S 87° 07' 31" E, 1,329.35 feet to an existing 5/8" rebar marking the Northwest Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 86° 57' 12" E, 1,326.72 feet to an existing Nail marking the Northeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 1; Thence S 03° 04' 53" W, 593.34 feet to a set ½" rebar and cap stamped 1703; Thence N 86° 57' 12" W, 1,319.27 feet to a set ½" rebar and cap stamped 1703; Thence S 02° 21' 43" W, 729.30 feet to the Point of Beginning, containing 58.33 acres more or less and being subject to any rights-of-way or easements of record.



# 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

County: \_\_\_\_\_ City/Town: \_\_\_\_\_

City Ordinance/Resolution No: \_\_\_\_\_ Date approved: \_\_\_\_\_

County Court Case No: \_\_\_\_\_ Date Order Filed: \_\_\_\_\_

Type: \_\_\_\_\_

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

Date Change Effective: \_\_\_\_\_ Set by:  Municipal Ordinance  Emergency Clause  Court  Default  
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: \_\_\_\_\_  Upheld  Overturned  Other (attach explanation)

Please indicate which ward(s) the territory will be assigned to: \_\_\_\_\_

(See A.C.A § 14-40-203)

### 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 A.C.A. §14-40-501)
- 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: \_\_\_\_\_ Title: \_\_\_\_\_

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ St: \_\_\_\_\_ Zip code: \_\_\_\_\_

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 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: \_\_\_\_\_