



# JOHN THURSTON

ARKANSAS SECRETARY OF STATE

June 7, 2021

The Hon. Christie Martin  
Ashley County Clerk  
205 E. Jefferson St.  
Hamburg, AR 71646

Re: City of Crossett Annexation Ordinance 2020-6

Dear Ms. Martin,

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 of majority of landowners)

Effective Date: 10/29/2020

County: Ashley

City: Crossett

City Resolution: 2020-6

Dated: 9/29/2020

County Court Order: C-2020-2

Date Filed: 10/29/2020

A file marked copy of the resolution 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, appearing to read "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. Crystal Marshall, Mayor of Crossett (w/encl)  
Mr. James Hamilton, Crossett City Attorney (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: Ashley City/Town: Crossett

City Ordinance/Resolution No: 2020-6 Date approved: 09/29/2020

County Court Case No: C-2020-2 Date Order Filed: 10/29/2020

Type: ACA 14-40-602

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

Date Change Effective: 10/29/2020 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: Crossett Ward 3  
(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: James Hamilton Title: Attorney for City of Crossett

Street Address: PO Box 71

City: Hamburg St: AR Zip code: 71646

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: Christie Martin Title: Ashley County Clerk  
Signature: \_\_\_\_\_ Date: 4/8/21

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: [Signature]

**FILED**  
JUN 07 2021  
Arkansas Secretary of State

**Prepared by:**  
Walter McSpadden  
Wright, Lindsey & Jennings LLP  
200 West Capitol Avenue, Suite 2300  
Little Rock, Arkansas 72201

**Prepared by:**  
Mr. James A. Hamilton  
Hamilton & Hamilton, PLLC  
300 E. Adams Street  
Hamburg, Arkansas 71646

**ORDINANCE NO.: 2020-6**

**AN ORDINANCE ACCEPTING THE ANNEXATION OF LAND TO THE CITY OF CROSSETT, ARKANSAS; PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY**

**WHEREAS**, a petition was filed on August 28, 2020, with the County Clerk of Ashley County, Arkansas by the sole owner of the lands described in Exhibit A attached hereto and hereby incorporated herein by reference (the "Property") praying that said lands be annexed to and made a part of the City of Crossett, Arkansas; and

**WHEREAS**, on September 28, 2020, the County Court of Ashley County, Arkansas, found that the petition was signed by the owner of the Property; that said lands were contiguous and adjoining the present corporate limits of the City of Crossett, Arkansas; that an accurate plat or map of said lands, as attached hereto as Exhibit B, 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 said Property should be annexed to and made a part of the City of Crossett, Arkansas subject to acceptance of same by the City Council of said City at the proper time as provided by law.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CROSSETT, ARKANSAS.**

**SECTION 1:** The Property described in Exhibit A hereto, contiguous to and adjoining the City of Crossett, Arkansas, be, and the same are hereby accepted as part of and annexed to and made a part of the City of Crossett.

**SECTION 2.** The City hereby acknowledges that the Property is subject to certain hunting leases granted by the petitioner for the 2020-2021 hunting season. Accordingly, the City hereby acknowledges and agrees that Chapter 7.52 - Firearms of the Crossett Municipal Code will not be enforced or be effective on the Property until July 1, 2021.

**SECTION 3.** The Property in its entirety is hereby zoned and designated AG: Agricultural District, which the City hereby determines is suitable for its intended purpose as a photo-voltaic electric generating facility. The City hereby acknowledges that no additional site plan will be required for such use.

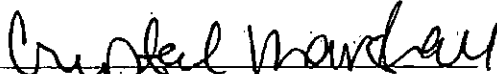
**SECTION 4.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**SECTION 5.** The provisions of this ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared to be held invalid, such validity shall not affect the remainder of the sections, phrases or provisions.

**SECTION 6: EMERGENCY.** It is hereby found by the City Council of the City of Crossett, Arkansas, that there is an immediate need to annex this property to the City in order that the proper growth of the City can be encouraged and in order that the City utilities, police protection and other

services may be furnished to the residents therein, and that the unnecessary delay of said annexation will cause undue hardship to the citizens of Crossett and the residents of the area to be annexed: therefore, an emergency is declared to exist and this Ordinance being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect immediately after its passage and approval.

**ADOPTED** as an Ordinance of the City Council of the City of Crossett, Arkansas, this 29<sup>th</sup> day of September, 2020.

  
Crystal Marshall, Mayor

ATTEST:

  
Jesse Walthall, City Clerk-Treasurer

IN THE MATTER OF ANNEXING LANDS,  
PARTICULARLY DESCRIBED AS FOLLOWS:

As described in Exhibit A attached hereto and incorporated herein by reference.


ORDER GRANTING PETITION AND APPROVING ANNEXATION

On the 28<sup>th</sup> day of September, 2020, the Court finds that (i) the Petition is in proper legal form as defined in A.C.A. §14-40-601., *et seq.*, (ii) the Petition is complete and accurate, (iii) that the allegations contained in the Petition are true and correct, (iv) that the annexation prayed for in the Petition (the "Annexation") will not create enclaves, that the limits of the territory to be annexed (the "Property") have been accurately shown on the map with the legal description shown thereon, which map was filed with the Petition and attached hereto as Exhibit B, (v) that notice of a public hearing before this Court on the Petition and the Annexation has been properly published in accordance with Arkansas law, (vi) that such hearing has been held and that no one has appeared before this Court to object to such Annexation or otherwise filed a proceeding in the County to prevent such Annexation, (vii) that the prayer of the Petition is proper and should be granted, and (viii) that all requirements of law for entry of an Order approving said Petition and Annexation have been met.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the Petition, along with this Order, be forwarded to the City Council of the City of Crossett, Arkansas for its consideration.

IT IS THEREFORE FURTHER CONSIDERED, ORDERED AND ADJUDGED that the Annexation is hereby approved and the Property is hereby annexed to the City of Crossett, Arkansas.

IT IS SO ORDERED this 28<sup>th</sup> day of September, 2020.

  
\_\_\_\_\_  
HONORABLE JIM HUDSON  
ASHLEY COUNTY JUDGE



FILED FOR RECORD  
ASHLEY COUNTY CLERK

Recorded on this 28<sup>th</sup> day of Sept 2020

SEP 29 2020 11:01 AM

**IN THE MATTER OF ANNEXING LANDS,  
PARTICULARLY DESCRIBED AS FOLLOWS:**

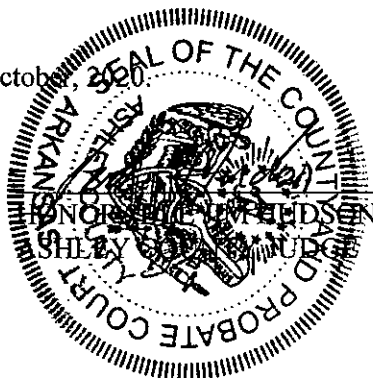
*As described in Exhibit A attached hereto and incorporated herein by reference.*

**ORDER CONFIRMING ANNEXATION**

On the 29<sup>th</sup> day of October, 2020, the Court, (i) having received from the City Clerk of Crossett, Arkansas the legal description of the annexed property attached hereto as Exhibit A and the map thereof attached hereto as Exhibit B (the "Property"), (ii) having received the Ordinance approved by the City Council of the City of Crossett, Arkansas, accepting the Property into the city limits of the City of Crossett, Arkansas, NOW, THEREFORE, THE COUNTY COURT OF ASHLEY COUNTY, ARKANSAS HEREBY FINDS that all requirements of law for entry of an Order confirming its previous Order Granting Petition and Annexation with respect to the above referenced Property have been met.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the Order Granting Petition and Approving Annexation entered by this Court on September 28, 2020, in this matter is hereby ratified and confirmed.

IT IS SO ORDERED this 29<sup>th</sup> day of October, 2020.



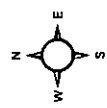
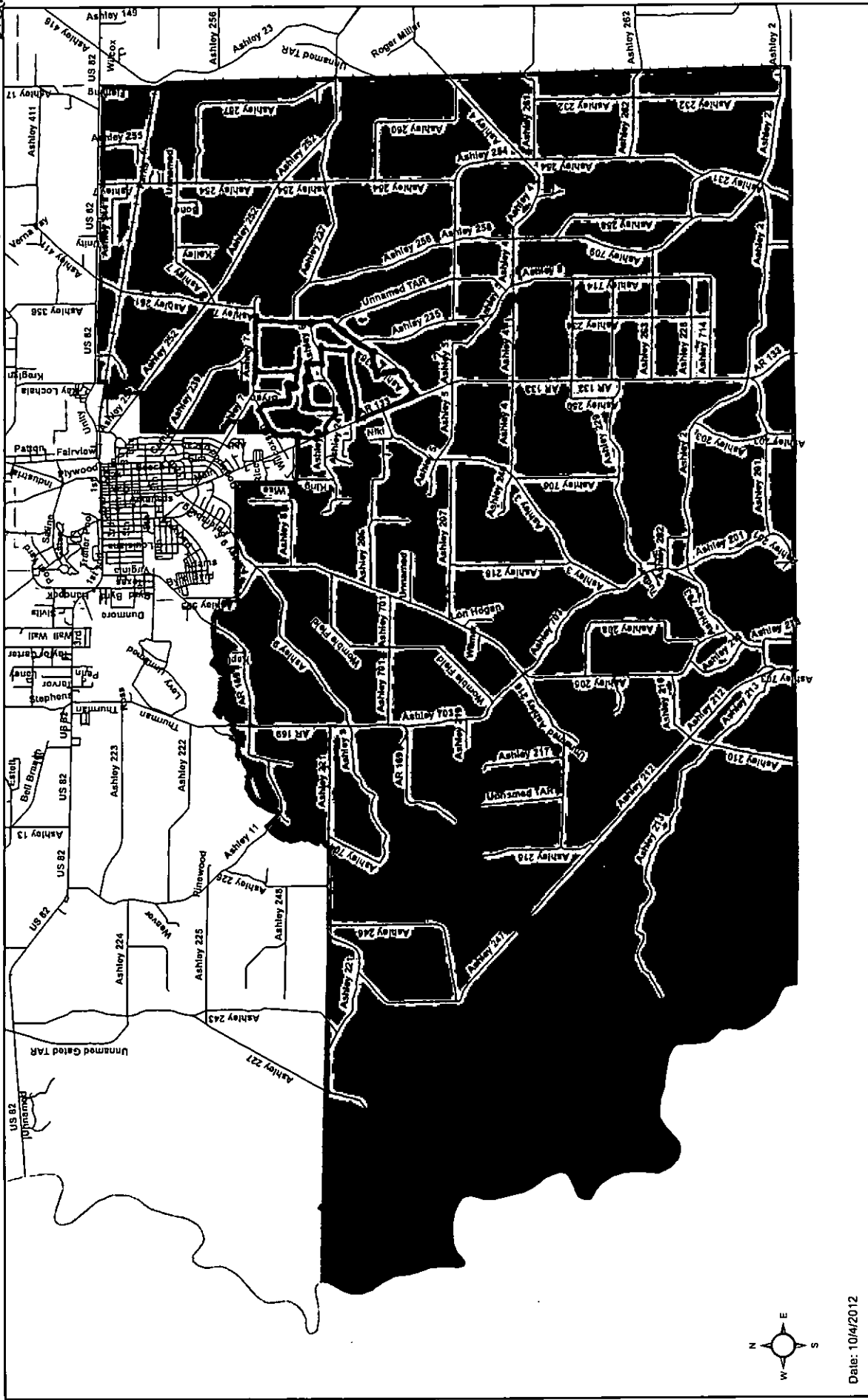
*County Judge*

FILED FOR RECORD  
ASHLEY COUNTY CLERK

Recorded on this 29 day of Oct 2020  
Record, 1P on pages

The Dark Lines Need to be changed to Crasset Ward 3.

### Hickory Grove - Voting Precinct



Date: 10/4/2012

**EXHIBIT "A"**

**Legal Description**

The real property located in Ashley County, Arkansas, more particularly described as follows:

A survey of a parcel of land lying in the East Half of Section 32 and part of Section 33 in Township 18 South, Range 08 West, and in the East Half of Section 05 and part of Section 04 in Township 19 South Range 08 West, all in Ashley County, Arkansas more particularly described as follows: Beginning at a Railroad Spike at the Northeast Corner of Section 33 Township 18 South Range 08 West, being found in the Right of Way of the intersection of Ashley Road 235 and Ashley Road 7 E, said point being the POINT OF BEGINNING; thence with the East line of said Section 33, S.00°05'36"W., a distance of 3,832.90 feet to a cotton spindle in the intersection of Ashley Road 235 and Ashley Road 6 E; thence departing said East line and along the South Right of Way line of Ashley Road 6 E the following 9 courses, N.84°22'56"W., a distance of 227.32 feet to a 3/8 inch Rebar with yellow cap; thence N.84°26'52"W., a distance of 195.63 feet; thence S.87°44'36"W., a distance of 113.49 feet; thence S.76°11'34"W., a distance of 248.98 feet; thence S.80°45'36"W., a distance of 88.26 feet to a 3/8 inch Rebar with yellow cap; thence S.80°51'09"W., a distance of 72.31 feet; thence S.83°43'54"W., a distance of 262.45 feet; thence S.77°48'43"W., a distance of 58.02 feet; thence S.65°13'36"W., a distance of 76.56 feet to a point on the west line of the East Half of the Southeast Quarter of said Section 33, thence S.66°17'40"W., a distance of 62.25 feet; thence S. 63°29'07"W., a distance of 72.48 feet; thence departing said Right of Way line S.22°05'26"E., a distance of 322.07 feet to a point on said West line; thence with said west line S.00°07'06"W., a distance of 995.01 feet to the South line of said Section 33; thence along said South line S.88°45'20"E., a distance of 1,228.02 feet to a point in the centerline of Ashley Road 235; thence along said centerline the following 5 courses: S.40°51'26"W., a distance of 523.53 feet; thence S.41°48'53"W., a distance of 401.82 feet; thence S.43°14'29"W., a distance of 504.27 feet to a point at the beginning of a curve to the left having a radius of 3,473.22 feet and a central angle of 16°51'27"; thence Southwesterly along the arc a distance of 1,021.88 feet, having a Chord Bearing of S.34°48'46"W. and a Chord Distance of 1018.20 feet; thence S.26°23'03"W., a distance of 771.08 feet; thence departing said road centerline, parallel to the south line of the North Half of said Section 4, N.88°38'36"W., a distance of 671.30 feet to a point on the west line of the Northeast Quarter of Section 4 Township 19 South Range 08 West; thence continue Westerly along said line, a distance of 50.01 feet; thence parallel with said west line S.00°01'48"W., a distance of 1,129.86 feet to a point in the centerline of Ashley Road 236; thence along said centerline the following 4 courses: S.40°27'29"W., a distance of 364.90 feet to a point at the beginning of a curve to the right having a radius of 955.32 feet and a central angle of 22°16'28"; thence Southwesterly along the arc a distance of 371.39 feet, having a Chord Bearing of S.51°35'43"W. and a Chord Distance of 369.06 feet; thence S.62°43'57"W., a distance of 194.74 feet to a point at the beginning of a curve to the left having a radius of 1578.25 feet and a central angle of 25°39'23"; thence Southwesterly along the arc a distance of 706.72 feet, having a Chord Bearing of S.49°16'28"W. and a Chord Distance of 700.83 feet; thence departing said centerline, parallel to the south line of said Section 4 N.88°33'53"W., a distance of 1,362.90 feet to a point on the West line of said Section 4; thence parallel to the south line of Section 5, N.88°40'27"W., a distance of 37.51 feet to a point in the east Right of Way line of Highway 133; thence along said Right of Way line the following 10 courses: N.25°59'16"W., a distance of 404.08 feet to a 2.5 inch aluminum highway monument; thence N.21°19'32"W., a distance of 721.54 feet to a 2.5 inch aluminum highway monument; thence N.12°47'06"W., a distance of 109.48 feet to a 2.5 inch aluminum highway monument; thence N.31°47'00"W., a distance of 90.32 feet to a 2.5 inch aluminum highway monument; thence N.21°20'03"W., a distance of 1,040.16 feet to a point on the south line of the Northeast Quarter of said Section 5; thence continue Northerly along said line, a distance of 75.36 feet; thence N.14°24'25"W., a distance of 264.42 feet; thence N.21°22'22"W., a distance of 459.32 feet to a 2.5 inch aluminum highway



monument; thence N.28°11'07"W., a distance of 264.30 feet to a 2.5 inch aluminum highway monument; thence N.21°32'30"W., a distance of 14.22 feet; thence departing said Right of Way line parallel to the north line of said Section 5, S.88°59'16"E., a distance of 1,320.02 feet to a point in the East line of said Section 5; thence parallel to the north line of said Section 4 S.88°45'20"E., a distance of 2,642.31 feet to a point in the West line of the Northeast Quarter of said Section 4; thence with said west line N.00°01'25"E., a distance of 1,668.77 feet to the North Quarter Corner of said Section 4; thence along the West line of the East Half of said Section 33 N.00°08'36"E., a distance of 466.26 feet; thence departing said West line N.88°45'53"W., a distance of 1,398.80 feet to a point in the centerline of Ashley Road 6 E; thence with said centerline the following 3 courses: S.55°57'17"W., a distance of 278.08 feet; thence S.56°08'51"W., a distance of 257.84 feet to a point at the beginning of a curve to the right, having a radius of 963.65 feet and a central angle of 20°01'58"; thence Southwesterly along the arc a distance of 336.93 feet, having a Chord Bearing of S.66°11'37"W. and a Chord Distance of 335.22 feet; thence departing said centerline N.00°10'49"E., a distance of 651.74 feet to a point on the North line of the Southwest Quarter of the Southwest Quarter of the Southwest Quarter of said Section 33; thence with said North line N.88°52'11"W., a distance of 494.98 feet to a point on the east line of Section 32 Township 18 South Range 8 West; thence with said east line N.00°14'22"E., a distance of 665.86 feet to a 1 inch iron pipe at the Northeast Corner of the Southeast Quarter of the Southeast Quarter; thence with the North line of the Southeast Quarter of the Southeast Quarter N.88°45'16"W., a distance of 991.50 feet to a 1 inch iron pipe; thence continue Westerly along said line, a distance of 35.01 feet; thence S.00°09'17"W., a distance of 1,336.46 feet to the south line of said Section 32; thence with said south line N.88°46'48"W., a distance of 144.41 feet a point on the centerline of Ashley Road 6 E the following 4 courses: being a curve to the right, having a radius of 414.15 feet and a central angle of 25°40'39"; thence Northwesterly along the arc a distance of 185.61 feet, having a Chord Bearing of N.54°40'08"W. and a Chord Distance of 184.06 feet; thence N.48°31'04"W., a distance of 249.66 feet to a point at the beginning of a curve to the left, having a radius of 1264.36 feet and a central angle of 22°15'42"; thence Northwesterly along the arc a distance of 491.25 feet to a cotton spindle, having a Chord Bearing of N.59°32'19"W. and a Chord Distance of 488.17 feet to a point at the beginning of a curve to the left, having a radius of 1028.32 feet and a central angle of 13°09'59"; thence Northwesterly along the arc a distance of 236.30 feet, having a Chord Bearing of N.80°52'50"W. and a Chord Distance of 235.79 feet to a point in the East Right of Way line of Highway 133; thence with said Right of Way line the following 3 courses: N.21°16'34"W., a distance of 20.43 feet; thence S.68°57'00"W., a distance of 26.72 feet; thence N.21°09'30"W., a distance of 627.98 feet to a point in the West line of a transmission line easement; thence with said West line N.00°34'00"E., a distance of 507.98 feet; thence N.00°26'18"W., a distance of 491.79 feet; thence departing said West line S.89°04'33"E., a distance of 109.61 feet; thence N.00°55'26"E., a distance of 381.10 feet to a 3/8 inch rebar; thence N.89°39'51"W., a distance of 107.32 feet to a point on the West line of a transmission easement; thence with said West line N.00°16'50"E., a distance of 1,314.66 feet to a point on the South Right of Way line of Wilcoxon Avenue; thence with said Right of Way line N.62°22'52"E., a distance of 2,495.42 feet; thence departing said Right of Way line, along the West line of a parcel to Rex Dodson recorded in Volume 186 Page 145, thence S.00°08'51"W., a distance of 219.00 feet; thence with Rex's South line, S.89°51'09"E., a distance of 208.50 feet to a point on the East line of said Section 32; thence with said East line S.00°08'51"W., a distance of 2,140.59 feet to the East Quarter Corner of said Section 32 marked with a 2 inch aluminum cap; thence with the North Line of the Southwest Quarter of said Section 33 S.88°47'30"E., a distance of 1,319.08 feet to the Northeast Corner of the Northwest Quarter of the Southwest Quarter of said Section 33; thence with the East line of the West Half of the Southwest Quarter of said Section 33 S.00°10'06"W., a distance of 1,998.26 feet; thence S.88°45'53"E., a distance of 1,322.10 feet to the West line of the East half of said Section 33; thence with said West line N.00°08'36"E., a distance of 4,666.62 feet to the North Quarter Corner of said Section 33 in the Right of Way of Ashley Road 7 E; thence with the North line of said Section 33 S.88°46'22"E., a distance of 2,640.12 feet to the POINT OF BEGINNING.

Containing 37,920,877.63 square feet or 870.5435 acres, more or less.



Rose Hamilton <handhlawfirmsec@gmail.com>

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**Fwd: FW: filed Order Confirming Annexation**

1 message

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**Lisa Gulledge** <l.gulledge@cityofcrossett.net>  
To: Rose Hamilton <handhlawfirmsec@gmail.com>

Tue, Apr 6, 2021 at 9:58 AM

----- Original Message -----

**Subject:** FW: filed Order Confirming Annexation  
**Date:** Tue, 6 Apr 2021 14:06:59 +0000  
**From:** Jennifer Wheeler <Jennifer.Wheeler@arkansas.gov>  
**To:** Lisa Gulledge <l.gulledge@cityofcrossett.net>

Lisa—here is the proposed annexation I am following up on. We have not received this yet at the state level. If it's completed you may want to follow up and make sure the County Clerk (not County Circuit Clerk) received this and has filed it with the SoS. Thank you for looking into it. I look forward to hearing back from you.

**Jennifer Wheeler**

Senior GIS Analyst

Transformation and Shared Services, Geographic Information Systems

o. 501.682.2929 | m. 501.454.9524

jennifer.wheeler@arkansas.gov  
<https://gis.arkansas.gov/>

**EPIC Service**

*Promoting efficient development, maintenance, and distribution of Arkansas' geographic information resources.*

**From:** Shelby Johnson <shelby.johnson@arkansas.gov>  
**Sent:** Thursday, October 29, 2020 9:19 AM  
**To:** Rose Hamilton <handhlawfirmsec@gmail.com>; Lisa Gulledge <l.gulledge@cityofcrossett.net>  
**Cc:** Jennifer Wheeler <Jennifer.Wheeler@arkansas.gov>  
**Subject:** RE: filed Order Confirming Annexation

Ms. Hamilton,

I was in between meetings yesterday afternoon as was not able to provide you with some additional background, for which the City and County may have not been aware. A.C.A. § 14-40-101 is the statute that requires us to coordinate on mapping any municipal boundary change prior to a change.

We will do our work as quickly as possible and return our letter and map to be included in the information that is recorded with the Secretary of State Office.

## **SHELBY D JOHNSON**

STATE GEOGRAPHIC  
INFORMATION OFFICER

Transformation and Shared  
Services, Geographic  
Information Systems

o. 501.682.2943 | m.  
501.837.5337

shelby.johnson@arkansas.gov  
<http://gis.arkansas.gov>

## **EPIC Service**

*Promoting efficient development, maintenance, and distribution of Arkansas' geographic information resources.*

**From:** Rose Hamilton <handhlawfirmsec@gmail.com>  
**Sent:** Thursday, October 29, 2020 8:59 AM  
**To:** Shelby Johnson <shelby.johnson@arkansas.gov>; Lisa Gulledge

<l.gulledge@cityofcrossett.net>

**Subject:** filed Order Confirming Annexation

attached

**Rose Hamilton**

**Office Manager for**

**James A. Hamilton**

**HAMILTON & HAMILTON PLLC**

**P.O. Box 71**

**Hamburg, AR 71646**

**(870)853-5021**

**email: [handhlawfirm@sbcglobal.net](mailto:handhlawfirm@sbcglobal.net)**

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 **20201028\_Crossett\_Annexation\_Coordination\_Letter.pdf**  
2152K

IN THE COUNTY COURT OF ASHLEY COUNTY, ARKANSAS

IN THE MATTER OF THE ANNEXATION OF  
CERTAIN TERRITORY LOCATED IN  
ASHLEY COUNTY, ARKANSAS

Case No. C-2020-2

PETITION FOR ANNEXATION

Comes the Petitioner, the undersigned property owner, and state that it is the owner of all the property hereinafter described and proposed to be annexed and respectfully petitions the Court that said lands hereinafter described be annexed to the City of Crossett, Ashley County, Arkansas, and in support of said petition states:

1. Legal Description:

*As described in Exhibit A attached hereto and incorporated herein by reference.*

2. That attached hereto and made a part hereof as *Exhibit "A"* is an accurate legal description, which reflects the bounds of all land sought to be annexed to the City of Crossett, Ashley County, Arkansas.

3. That the land described above and sought to be annexed to the City of Crossett, Ashley County, Arkansas, is contiguous to and adjoins the eastern and southern boundaries of the City of Crossett and will not create an enclave if annexed as is shown in the legal description referred to above and the map attached hereto as *Exhibit "B"* and incorporated herein by reference.

4. Petitioner is the sole owner of real estate affected by this petition (the lands described above) and Petitioner owns all of the acreage affected.

5. James A. Hamilton, of Hamilton & Hamilton, counsel to the Petitioner, is authorized to act on behalf of Petitioner.

FILED FOR RECORD  
ASHLEY COUNTY CLERK

2020 AUG 28 AM 10:44

CHRISTIE MARTIN

BY \_\_\_\_\_

*Ju*

6. The lands described above are subject to certain hunting leases granted by the Petitioner for the 2020-2021 hunting season. It is the intent of the Petitioner that Chapter 7.52 – Firearms, of the Crossett Municipal Code will not be enforced or be effective on the Property until July 1, 2021. Should the city, county or any other government subdivision or agency deny this limited waiver of code enforcement, Petitioner's Petition for Annexation is immediately and automatically withdrawn.

WHEREFORE, Petitioner prays that this court, acting pursuant to Ark. Code Ann. § 14-40-601, *et seq.*, enter its order annexing the area and territory described in this Petition to the incorporated limits of the City of Crossett, and for all other relief as the Court deems just and proper.

On behalf of

WEYERHAEUSER COMPANY:

By: HAMILTON & HAMILTON, PLLC  
Attorney for Petitioner  
P.O. Box 71  
Hamburg, Arkansas 71646

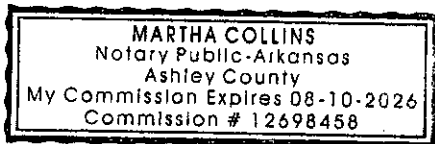
By: James A. Hamilton  
James A. Hamilton

STATE OF ARKANSAS     )  
  )ss  
COUNTY OF ASHLEY     )

**ACKNOWLEDGEMENT**

On this day, before me, the undersigned, a Notary Public acting within and for the County and State set forth above, personally appeared the within named James A. Hamilton, who stated that he is the attorney for Weyerhaeuser Company, a Washington corporation, and duly authorized in such capacity to execute the foregoing instrument for and in the name and on behalf of said company, and further stated and acknowledged that he had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal on this 28 day of August, 2020.



Martha Collins  
Notary Public

## EXHIBIT "A"

### Legal Description

The real property located in Ashley County, Arkansas, more particularly described as follows:

A survey of a parcel of land lying in the East Half of Section 32 and part of Section 33 in Township 18 South, Range 08 West, and in the East Half of Section 05 and part of Section 04 in Township 19 South Range 08 West, all in Ashley County, Arkansas more particularly described as follows; Beginning at a Railroad Spike at the Northeast Corner of Section 33 Township 18 South Range 08 West, being found in the Right of Way of the intersection of Ashley Road 235 and Ashley Road 7 E, said point being the POINT OF BEGINNING; thence with the East line of said Section 33, S.00°05'36"W., a distance of 3,832.90 feet to a cotton spindle in the intersection of Ashley Road 235 and Ashley Road 6 E; thence departing said East line and along the South Right of Way line of Ashley Road 6 E the following 9 courses, N.84°22'56"W., a distance of 227.32 feet to a 3/8 inch Rebar with yellow cap; thence N.84°26'52"W., a distance of 195.63 feet; thence S.87°44'36"W., a distance of 113.49 feet; thence S.76°11'34"W., a distance of 248.98 feet; thence S.80°45'36"W., a distance of 88.26 feet to a 3/8 inch Rebar with yellow cap; thence S.80°51'09"W., a distance of 72.31 feet; thence S.83°43'54"W., a distance of 262.45 feet; thence S.77°48'43"W., a distance of 58.02 feet; thence S.65°13'36"W., a distance of 76.56 feet to a point on the west line of the East Half of the Southeast Quarter of said Section 33, thence S.66°17'40"W., a distance of 62.25 feet; thence S.63°29'07"W., a distance of 72.48 feet; thence departing said Right of Way line S.22°05'26"E., a distance of 322.07 feet to a point on said West line; thence with said west line S.00°07'06"W., a distance of 995.01 feet to the South line of said Section 33; thence along said South line S.88°45'20"E., a distance of 1,228.02 feet to a point in the centerline of Ashley Road 235; thence along said centerline the following 5 courses: S.40°51'26"W., a distance of 523.53 feet; thence S.41°48'53"W., a distance of 401.82 feet; thence S.43°14'29"W., a distance of 504.27 feet to a point at the beginning of a curve to the left having a radius of 3,473.22 feet and a central angle of 16°51'27"; thence Southwesterly along the arc a distance of 1,021.88 feet, having a Chord Bearing of S.34°48'46"W. and a Chord Distance of 1018.20 feet ; thence S.26°23'03"W., a distance of 771.08 feet; thence departing said road centerline, parallel to the south line of the North Half of said Section 4, N.88°38'36"W., a distance of 671.30 feet to a point on the west line of the Northeast Quarter of Section 4 Township 19 South Range 08 West; thence continue Westerly along said line, a distance of 50.01 feet; thence parallel with said west line S.00°01'48"W., a distance of 1,129.86 feet to a point in the centerline of Ashley Road 236; thence along said centerline the following 4 courses: S.40°27'29"W., a distance of 364.90 feet to a point at the beginning of a curve to the right having a radius of 955.32 feet and a central angle of 22°16'28"; thence Southwesterly along the arc a distance of 371.39 feet, having a Chord Bearing of S.51°35'43"W. and a Chord Distance of 369.06 feet; thence S.62°43'57"W., a distance of 194.74 feet to a point at the beginning of a curve to the left having a radius of 1578.25 feet and a central angle of 25°39'23"; thence Southwesterly along the arc a distance of 706.72 feet, having a Chord Bearing of S.49°16'28"W. and a Chord Distance of 700.83 feet ; thence departing said centerline, parallel to the south line of said Section 4 N.88°33'53"W., a distance of 1,362.90 feet to a point on the West line of said Section 4; thence parallel to the south line of Section 5, N.88°40'27"W., a distance of 37.51 feet to a point in the east Right of Way line of Highway 133; thence along said Right of Way line the following 10 courses: N.25°59'16"W., a distance of 404.08 feet to a 2.5 inch aluminum highway monument; thence N.21°19'32"W., a distance of 721.54 feet to a 2.5 inch aluminum highway monument; thence N.12°47'06"W., a distance of 109.48 feet to a 2.5 inch aluminum highway monument; thence N.31°47'00"W., a distance of 90.32 feet to a 2.5 inch aluminum highway monument; thence N.21°20'03"W., a distance of 1,040.16 feet to a point on the south line of the Northeast Quarter of said Section 5; thence continue Northerly along said line, a distance of 75.36 feet; thence N.14°24'25"W., a distance of 264.42 feet; thence N.21°22'22"W., a distance of 459.32 feet to a 2.5 inch aluminum highway monument; thence N.28°11'07"W., a distance of 264.30 feet to a 2.5 inch aluminum highway monument;

thence N.21°32'30"W., a distance of 14.22 feet; thence departing said Right of Way line parallel to the north line of said Section 5, S.88°59'16"E., a distance of 1,320.02 feet to a point in the East line of said Section 5; thence parallel to the north line of said Section 4 S.88°45'20"E., a distance of 2,642.31 feet to a point in the West line of the Northeast Quarter of said Section 4; thence with said west line N.00°01'25"E., a distance of 1,668.77 feet to the North Quarter Corner of said Section 4; thence along the West line of the East Half of said Section 33 N.00°08'36"E., a distance of 466.26 feet; thence departing said West line N.88°45'53"W., a distance of 1,398.80 feet to a point in the centerline of Ashley Road 6 E; thence with said centerline the following 3 courses: S.55°57'17"W., a distance of 278.08 feet; thence S.56°08'51"W., a distance of 257.84 feet to a point at the beginning of a curve to the right, having a radius of 963.65 feet and a central angle of 20°01'58"; thence Southwesterly along the arc a distance of 336.93 feet, having a Chord Bearing of S.66°11'37"W. and a Chord Distance of 335.22 feet ; thence departing said centerline N.00°10'49"E., a distance of 651.74 feet to a point on the North line of the Southwest Quarter of the Southwest Quarter of said Section 33; thence with said North line N.88°52'11"W., a distance of 494.98 feet to a point on the east line of Section 32 Township 18 South Range 8 West; thence with said east line N.00°14'22"E., a distance of 665.86 feet to a 1 inch iron pipe at the Northeast Corner of the Southeast Quarter of the Southeast Quarter; thence with the North line of the Southeast Quarter of the Southeast Quarter N.88°45'16"W., a distance of 991.50 feet to a 1 inch iron pipe; thence continue Westerly along said line, a distance of 35.01 feet; thence S.00°09'17"W., a distance of 1,336.46 feet to the south line of said Section 32; thence with said south line N.88°46'48"W., a distance of 144.41 feet a point on the centerline of Ashley Road 6 E the following 4 courses: being a curve to the right, having a radius of 414.15 feet and a central angle of 25°40'39"; thence Northwesterly along the arc a distance of 185.61 feet, having a Chord Bearing of N.54°40'08"W. and a Chord Distance of 184.06 feet ; thence N.48°31'04"W., a distance of 249.66 feet to a point at the beginning of a curve to the left, having a radius of 1264.36 feet and a central angle of 22°15'42"; thence Northwesterly along the arc a distance of 491.25 feet to a cotton spindle, having a Chord Bearing of N.59°32'19"W. and a Chord Distance of 488.17 feet to a point at the beginning of a curve to the left, having a radius of 1028.32 feet and a central angle of 13°09'59"; thence Northwesterly along the arc a distance of 236.30 feet, having a Chord Bearing of N.80°52'50"W. and a Chord Distance of 235.79 feet to a point in the East Right of Way line of Highway 133; thence with said Right of Way line the following 3 courses: N.21°16'34"W., a distance of 20.43 feet; thence S.68°57'00"W., a distance of 26.72 feet; thence N.21°09'30"W., a distance of 627.98 feet to a point in the West line of a transmission line easement; thence with said West line N.00°34'00"E., a distance of 507.98 feet; thence N.00°26'18"W., a distance of 491.79 feet; thence departing said West line S.89°04'33"E., a distance of 109.61 feet; thence N.00°55'26"E., a distance of 381.10 feet to a 3/8 inch rebar; thence N.89°39'51"W., a distance of 107.32 feet to a point on the West line of a transmission easement; thence with said West line N.00°16'50"E., a distance of 1,314.66 feet to a point on the South Right of Way line of Wilcoxon Avenue; thence with said Right of Way line N.62°22'52"E., a distance of 2,495.42 feet; thence departing said Right of Way line, along the West line of a parcel to Rex Dodson recorded in Volume 186 Page 145, thence S.00°08'51"W., a distance of 219.00 feet; thence with Rex's South line, S.89°51'09"E., a distance of 208.50 feet to a point on the East line of said Section 32; thence with said East line S.00°08'51"W., a distance of 2,140.59 feet to the East Quarter Corner of said Section 32 marked with a 2 inch aluminum cap; thence with the North Line of the Southwest Quarter of said Section 33 S.88°47'30"E., a distance of 1,319.08 feet to the Northeast Corner of the Northwest Quarter of the Southwest Quarter of said Section 33; thence with the East line of the West Half of the Southwest Quarter of said Section 33 S.00°10'06"W., a distance of 1,998.26 feet; thence S.88°45'53"E., a distance of 1,322.10 feet to the West line of the East half of said Section 33 ; thence with said West line N.00°08'36"E., a distance of 4,666.62 feet to the North Quarter Corner of said Section 33 in the Right of Way of Ashley Road 7 E; thence with the North line of said Section 33 S.88°46'22"E., a distance of 2,640.12 feet to the POINT OF BEGINNING.

Containing 37,920,877.63 square feet or 870.5435 acres, more or less.

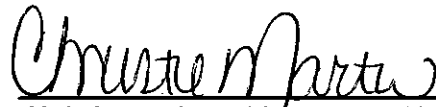




NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the County Court of Ashley County, Arkansas on the question of the annexation by the City of Crossett, Arkansas (the "City") of the land located in Ashley County, Arkansas (the "County") described in Exhibit A attached hereto and hereby incorporated by reference herein (the "Property") under the authority of Arkansas Code Annotated Title 14, Chapter 40, Subchapter 6, as amended. Weyerhaeuser Company, as the sole landowner of the Property, has filed a Petition for Annexation with the County Clerk of Ashley County, Arkansas, dated August 28, 2020. The Property sought to be annexed to the City is contiguous to and adjoins the eastern and southern boundaries of the City and will not create an enclave if annexed as is shown in the legal description referred to above. Any person interested may express their views, both orally and in writing, on the proposed annexation before the County Court, on Monday, September 28, 2020, at 9:00 a.m., in the Ashley County Courthouse, 205 E. Jefferson Street #14, Hamburg, Arkansas 71646. At such hearing, all objections and suggestions will be heard and considered and the Issuer will take such action as is deemed proper in the premises.

Given this 28<sup>th</sup> day of August, 2020.

  
Christie Martin, Ashley County Clerk

FILED FOR RECORD  
ASHLEY COUNTY CLERK

2020 AUG 28 PM 12:42

CHRISTIE MARTIN

This Instrument Prepared By:

Hamilton & Hamilton, PLLC  
Attorneys at Law  
300 E. Adams St  
Post Office Box 71  
Hamburg, Arkansas 71646

BY       24

## EXHIBIT "A"

### Legal Description

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A survey of a parcel of land lying in the East Half of Section 32 and part of Section 33 in Township 18 South, Range 08 West, and in the East Half of Section 05 and part of Section 04 in Township 19 South Range 08 West, all in Ashley County, Arkansas more particularly described as follows; Beginning at a Railroad Spike at the Northeast Corner of Section 33 Township 18 South Range 08 West, being found in the Right of Way of the intersection of Ashley Road 235 and Ashley Road 7 E, said point being the POINT OF BEGINNING; thence with the East line of said Section 33, S.00°05'36"W., a distance of 3,832.90 feet to a cotton spindle in the intersection of Ashley Road 235 and Ashley Road 6 E; thence departing said East line and along the South Right of Way line of Ashley Road 6 E the following 9 courses, N.84°22'56"W., a distance of 227.32 feet to a 3/8 inch Rebar with yellow cap; thence N.84°26'52"W., a distance of 195.63 feet; thence S.87°44'36"W., a distance of 113.49 feet; thence S.76°11'34"W., a distance of 248.98 feet; thence S.80°45'36"W., a distance of 88.26 feet to a 3/8 inch Rebar with yellow cap; thence S.80°51'09"W., a distance of 72.31 feet; thence S.83°43'54"W., a distance of 262.45 feet; thence S.77°48'43"W., a distance of 58.02 feet; thence S.65°13'36"W., a distance of 76.56 feet to a point on the west line of the East Half of the Southeast Quarter of said Section 33, thence S.66°17'40"W., a distance of 62.25 feet; thence S. 63°29'07"W., a distance of 72.48 feet; thence departing said Right of Way line S.22°05'26"E., a distance of 322.07 feet to a point on said West line; thence with said west line S.00°07'06"W., a distance of 995.01 feet to the South line of said Section 33; thence along said South line S.88°45'20"E., a distance of 1,228.02 feet to a point in the centerline of Ashley Road 235; thence along said centerline the following 5 courses: S.40°51'26"W., a distance of 523.53 feet; thence S.41°48'53"W., a distance of 401.82 feet; thence S.43°14'29"W., a distance of 504.27 feet to a point at the beginning of a curve to the left having a radius of 3,473.22 feet and a central angle of 16°51'27"; thence Southwesterly along the arc a distance of 1,021.88 feet, having a Chord Bearing of S.34°48'46"W. and a Chord Distance of 1018.20 feet ; thence S.26°23'03"W., a distance of 771.08 feet; thence departing said road centerline, parallel to the south line of the North Half of said Section 4, N.88°38'36"W., a distance of 671.30 feet to a point on the west line of the Northeast Quarter of Section 4 Township 19 South Range 08 West; thence continue Westerly along said line, a distance of 50.01 feet; thence parallel with said west line S.00°01'48"W., a distance of 1,129.86 feet to a point in the centerline of Ashley Road 236; thence along said centerline the following 4 courses: S.40°27'29"W., a distance of 364.90 feet to a point at the beginning of a curve to the right having a radius of 955.32 feet and a central angle of 22°16'28"; thence Southwesterly along the arc a distance of 371.39 feet, having a Chord Bearing of S.51°35'43"W. and a Chord Distance of 369.06 feet; thence S.62°43'57"W., a distance of 194.74 feet to a point at the beginning of a curve to the left having a radius of 1578.25 feet and a central angle of 25°39'23"; thence Southwesterly along the arc a distance of 706.72 feet, having a Chord Bearing of S.49°16'28"W. and a Chord Distance of 700.83 feet ; thence departing said centerline, parallel to the south line of said Section 4 N.88°33'53"W., a distance of 1,362.90 feet to a point on the West line of said Section 4; thence parallel to the south line of Section 5, N.88°40'27"W., a distance of 37.51 feet to a point in the east Right of Way line of Highway 133; thence along said Right of Way line the following 10 courses: N.25°59'16"W., a distance of 404.08 feet to a 2.5 inch aluminum highway monument; thence N.21°19'32"W., a distance of 721.54 feet to a 2.5 inch aluminum highway monument; thence N.12°47'06"W., a distance of 109.48 feet to a 2.5 inch aluminum highway monument; thence N.31°47'00"W., a distance of 90.32 feet to a 2.5 inch aluminum highway monument; thence N.21°20'03"W., a distance of 1,040.16 feet to a point on the south line of the Northeast Quarter of said Section 5; thence continue Northerly along said line, a distance of 75.36 feet; thence N.14°24'25"W., a distance of 264.42 feet; thence N.21°22'22"W., a distance of 459.32 feet to a 2.5 inch aluminum highway

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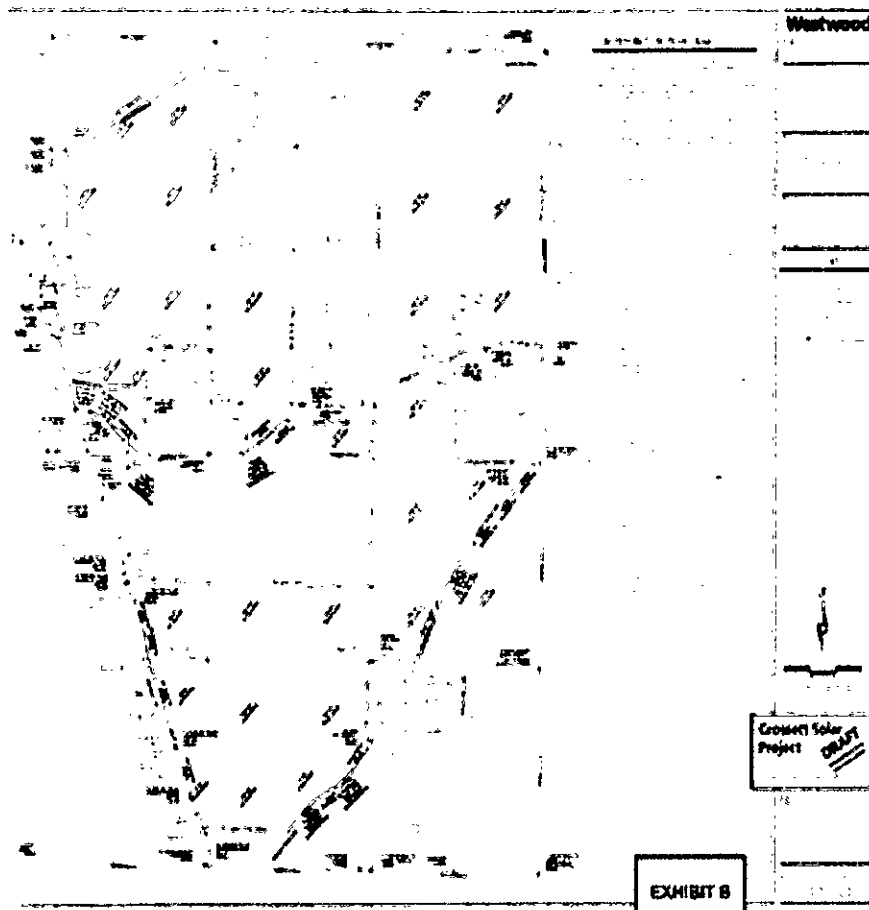


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Containing

Map



Crowell Solar Project

EXHIBIT B

3t9/2,3,16





**ARKANSAS  
GIS OFFICE**

**Department of Transformation  
and Shared Services**  
Governor Asa Hutchinson  
Secretary Amy Fecher  
Director Shelby Johnson

October 29, 2020

Ms. Lisa Gulledge  
City of Crossett  
PO BOX 560  
Crossett, AR 71635

RE: City of Crossett Annexation Coordination Requirement

Ms. Gulledge,

Thank you for coordinating with our office as you seek to annex property into the City of Crossett, AR located in Sections 32 & 33, Township 18 South, Range 8 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.

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

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**ARKANSAS GIS OFFICE**  
1 Capitol Mall, Suite 6D • Little Rock, AR 72201 • 501.682.2767  
gis.arkansas.gov • transform.ar.gov

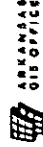
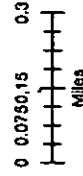
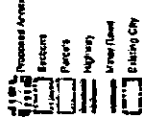


City: Crosssett  
Mayor: Crystal Marshall

Proposed Annex: City of Crosssett  
October 2020

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 evidence, the entity has met requirements of Act 814 of 2018



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