



ARKANSAS SECRETARY OF STATE

MARK MARTIN

November 19, 2015

The Honorable Becky LeWallen
Washington County Clerk
280 N College Ste 300
Fayetteville, AR 72701

RE: Annexation

Dear Mrs. LeWallen,

The following information was received and has been filed in the office of the Secretary of State. It has been filed accordingly:

County: Washington

City: Elkins

Annexation:

Ordinance No. 02-19-2015 – Dated May 11, 2015

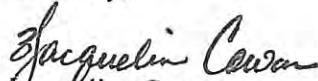
County Court Order. CC-2014-09 – Dated January 27, 2015

Plat of area to be annexed

By copy of this letter, I am sending file marked copies of all of the information to the UALR Institute for Economic Advancement, Arkansas Highway Mapping Department, TomTom, and the State Geographic Information Office. All others listed will only receive notification of the annexation by copy of this letter.

If you have any questions please do not hesitate to contact me at 1-800-482-1127 or 501-682-3476.

Sincerely,


Jacqueline Cowan

Elections Services Representative
Arkansas Secretary of State

cc: UALR Institute for Economic Advancement (w/encl)
Arkansas Highway Mapping Department (w/encl)
TomTom (w/encl)
Shelby Johnson, State Geographic Information Officer GIS (w/encl)
Arkansas Municipal League (w/o encl)
Elkins City Clerk (w/o encl)



FILED

2014 DEC 11 AM 9:02

DEPUTY CLERK
COURT OF WASHINGTON COUNTY
ARKANSAS

IN THE COUNTY COURT OF WASHINGTON COUNTY, ARKANSAS

IN THE MATTER OF THE ANNEXATION
OF CERTAIN REAL PROPERTY TO
THE CITY OF ELKINS, ARKANSAS

CC
Case No. 2014- 9

PETITION FOR ANNEXATION

Come the Petitioners, Jerry Barnett and Rose Barnett, Husband and Wife, by Mr. L. Bruce Ledford and for their Petition to the Court, state:

1. Petitioners herein constitute a majority of the real estate owners, as such term is defined in Arkansas Statutes, owning more than one-half (1/2) of the acreage in a certain tract situate in Washington County, Arkansas contiguous to and adjoining the municipal limits of the City of Elkins, Arkansas. The real property is fully and accurately described in the description and map attached herewith as Exhibit A and is fully incorporated herein by reference.

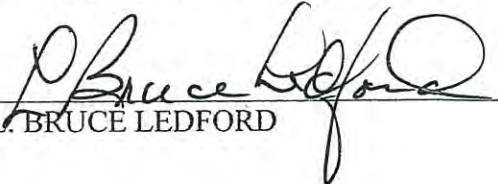
2. That a small portion of the land described at Exhibit A was previously annexed into the City of Elkins, Arkansas; that the entirety of the land described at Exhibit A is now under contract for sale to the City of Elkins, Arkansas, which contract is expected to close no later than December 31, 2014.

3. Petitioners hereby designate Mr. L. Bruce Ledford to act for and on behalf of Petitioners in all proceedings before this Court.

WHEREFORE, Petitioners respectfully petition the County Court of Washington County, Arkansas to approve and confirm the annexation to the City of Elkins, Arkansas of certain

property, more specifically described on Exhibit A attached herewith and fully incorporated herein and made a part hereof by reference, after proper public notice of hearing has been published and hearing has been conducted as required by law; and for all other proper Orders from this Court to which they may be entitled.

**JERRY BARNETT and ROSE BARNETT,
Husband and Wife, Petitioners**

By: 
L. BRUCE LEDFORD

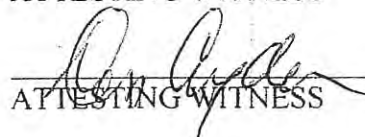

JERRY BARNETT, Petitioner


ROSE BARNETT, Petitioner

We the undersigned hereby attest that Jerry Barnett and Rose Barnett, signed the foregoing Petition For Annexation in our presence on this the 10th day of December, 2014.


ATTESTING WITNESS


ATTESTING WITNESS


ATTESTING WITNESS

EXIHIBIT "A"

ALL the unincorporated portion of the following described property:

A part of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty-seven (27) and part of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Twenty-two (22), all in Township Sixteen (16) North, Range Twenty-nine (29) West in Washington County, Arkansas, and being more particularly described as follows: Commencing at the Northwest corner of said Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4), said point being an existing iron; thence N00°18'04" W 280.02 feet to an existing iron; thence N00°22'20" W 1035.93 feet to an existing iron at the Northwest corner of said Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4); thence N 88°64'42" E 39.49 feet to an existing iron; thence S73°09'54" E 318.50 feet to a set iron for the true point of beginning; thence S 73°09'54" E 183.39 feet; thence S00°23'06" E 1779.94 feet; thence N 62°38'20" W 150.00 feet to an existing iron pipe; thence N52°40'41" W 165.77 feet to an existing iron; thence N15°54'28" E 362.63 feet to a set iron; thence N00°57'06" W 1314.50 feet to the point of beginning, containing 7.251 acres, more or less, and being subject to any public utility easements as per record.

AND

A part of the NW 1/4 of the NE 1/4 of Section 27, T-16-N, R-29-W, in Washington County, Arkansas and being more particularly described as follows: Commencing at a point 280 feet West and 435.00 feet North of the SE corner of said 40 acre tract, said point being the NE corner of the Monroe Corwin property; thence along the North line of said Corwin property N62°51'39" W 509.79 feet to the point of beginning; thence along said North line N 62°54'44" W 231.37 feet to the NW corner of said Corwin property; thence S1°57'21" E 305.99 feet to the North right of way of Highway 16 East; thence along said North right of way, S59°10'16" E 117.66 feet; thence leaving said North right of way, N 19°55'24" E 277.36 feet to the point of beginning, containing 1.078 acres and being subject to any public utility easements as per record.

AND

A part of the SW 1/4 of the SE 1/4 of Section 22, T16N, R29W in Washington County, Arkansas, and being more particularly described as follows: Commencing at the SW corner of said 40 acre tract thence N00°22'20" W 1316.01 feet; thence N88°45'00" E 39.50 feet; thence S73°11'18" E 502.52 feet to the point of beginning; thence S73°11'18" E 575.43 feet; thence S 00°22'20" E 701.76 feet; thence S88°45'00" W 549.82 feet; thence N 00°22'20" W 880.19 feet to the point of beginning, containing 9.98 acres, more or less.

AND

Approximately 9.71 acres in the NW 1/4 of the NE 1/4 of Section 27, and approximately 3.53 acres in the SW 1/4 of the SE 1/4 of Section 22, all in T-16-N, R-29-W in Washington County, Arkansas and being more particularly described as follows: Commencing at the SW corner of said SW 1/4 of the SE 1/4, thence N00°22'20" W 1316.01 feet; thence N 88°45'00" E 39.50 feet; thence S73°11'18" E 1077.95 feet; thence S00°22'20" E 701.76 feet to the point of beginning, thence S00°22'20" E 1197.99 feet to an existing fence; thence along said fence N62°32'53" W 621.62 feet; thence leaving said fence N00°22'20" W 899.42 feet; thence N 88°45'00" E 549.82 feet to the point of beginning, containing 13.24 acres, more or less and being subject to any public utility easements as per record.

Subject to easements, rights-of-way, and protective covenants of record, if any. Subject to all prior mineral reservations and oil and gas leases.

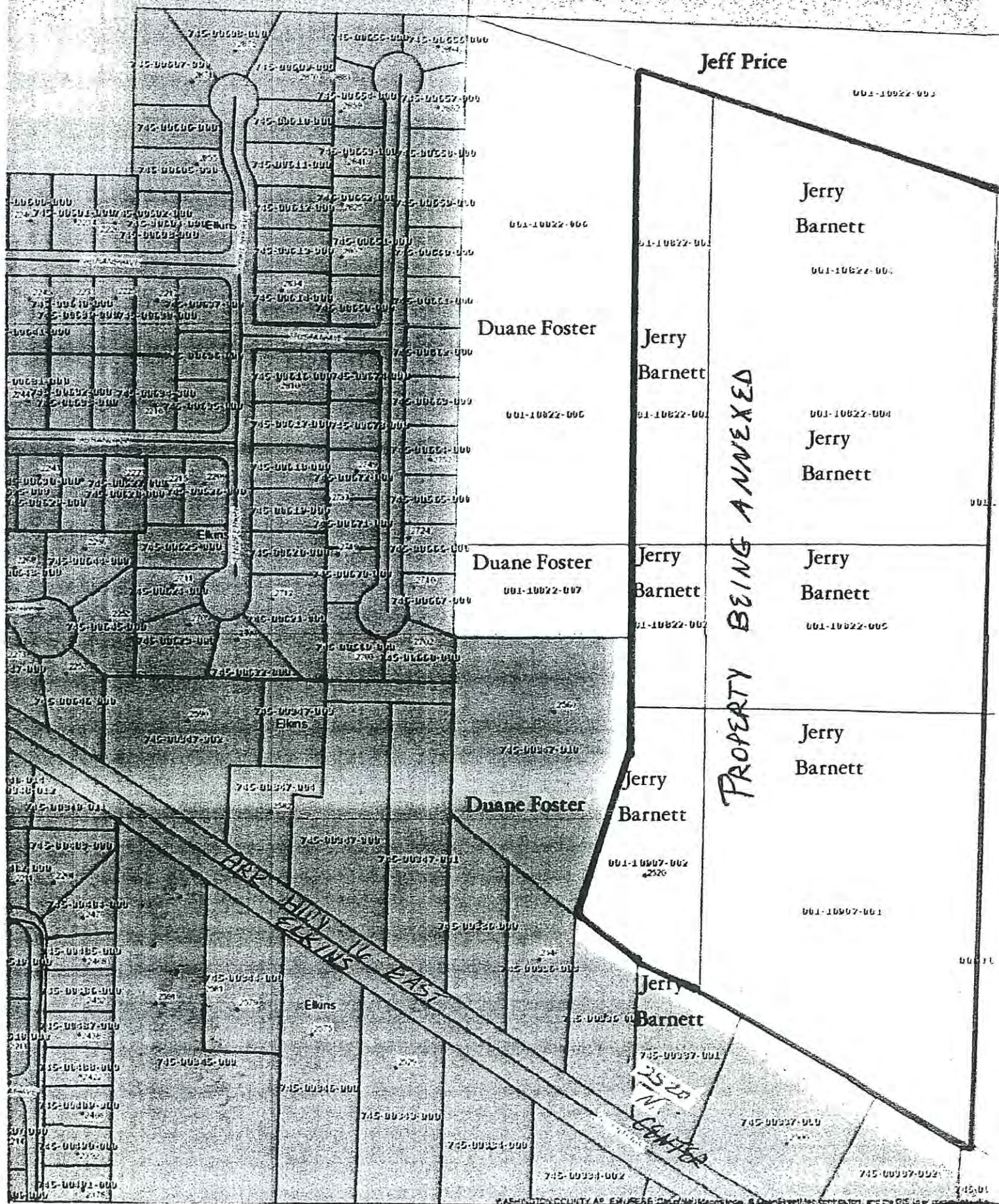
City of Fayetteville

765-39197-000

City of Fayetteville

Fayetteville

765-39195-000



Jeff Price

Jerry Barnett

Duane Foster

Jerry Barnett

Duane Foster

Jerry Barnett

Duane Foster

Jerry Barnett

Jerry Barnett

PROPERTY BEING ANNEXED

ARP HWY 16 EAST

25-20 N CENTER

FILED

2015 JAN 27 AM 9:17

CLERK OF DISTRICT COURT
WASHINGTON COUNTY, ARK.

IN THE COUNTY COURT OF WASHINGTON COUNTY, ARKANSAS

IN THE MATTER OF THE ANNEXATION
OF CERTAIN REAL PROPERTY TO
THE CITY OF ELKINS, ARKANSAS

Case No. CC 2014-09

ORDER OF ANNEXATION

On the 27th day of January 2015, this cause comes to be heard, the Petitioners, Jerry Barnett and Rose Barnett, husband and wife, represented by their agent, L. Bruce Ledford of Elkins, Arkansas, announcing ready for a hearing of the cause and there being no protests or objections filed, whereupon the matter is submitted to the Court upon the attested Petition filed herein, and the attested First Amendment to Petition For Annexation filed herein, and the real and documentary evidence adduced, the Court being well sufficiently advised finds:

1. The Petition for Annexation in this cause was filed on December 11, 2014, and the First Amendment to Petition for Annexation was filed December 23, 2014, and this Court fixed January 27, 2015, as the date of hearing for said cause. A full 30-days notice of the hearing was published as required by law and an Affidavit of Publication of said notice is now on file with the Clerk of this Court.

2. This Court has jurisdiction over the parties and subject matter of this cause.

03-948

3. The Court is satisfied that the allegations of the Petition for Annexation and the First Amendment to Petition for Annexation are sustained by the proof. The limits of the territory to be annexed have been properly filed in the First Amendment to Petition for Annexation. The property owners at the time of filing of the Petition for Annexation and the First Amendment to Petition for Annexation having a freehold interest in the property hereinafter described joined in the Petition and affected.

4. The land proposed to be annexed to the City of Elkins, Washington County, Arkansas, in this cause is described as follows:

See "Exhibit A"

5. The real owner of the land proposed to be annexed is now the City of Elkins, Arkansas, and is for the purposes of this cause represented by its Mayor, L. Bruce Ledford and City Attorney, daniel wright.

6. This area is not unusually large and it is contiguous and adjacent to and adjoins the present corporate limits of the City of Elkins, and it is peculiarly adapted for the urban purposes to which the City of Elkins intends to utilize same and this territory should be annexed to and made a part of the City of Elkins, Arkansas.

IT IS THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED that the aforesaid real estate situated in Washington County, Arkansas, is hereby annexed to and made part of the City of Elkins, Arkansas, in accordance with Act No. 1 of the Acts of Legislature of 1875 of the State of Arkansas and all Acts amendatory thereto, particularly including Act 142 of the Acts of

03-949

Arkansas for the year 1963, as codified in Ark. Code Ann. 14-40-601, et seq., and this Order shall be duly recorded by the Clerk of Washington County.



MARILYN EDWARDS
County Judge
Washington County
State of Arkansas

03-950

EXHIBIT "A"

ALL the unincorporated portion of the following described property:

A part of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty-seven (27) and part of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Twenty-two (22), all in Township Sixteen (16) North, Range Twenty-nine (29) West in Washington County, Arkansas, and being more particularly described as follows: Commencing at the Northwest corner of said Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4), said point being an existing iron; thence N00°18'04" W 280.02 feet to an existing iron; thence N00°22'20" W 1035.93 feet to an existing iron at the Northwest corner of said Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4); thence N 88°54'42" E 39.49 feet to an existing iron; thence S73°09'54" E 318.50 feet to a set iron for the true point of beginning; thence S 73°09'54" E 183.39 feet; thence S00°23'06" E 1779.94 feet; thence N 62°38'20" W 150.00 feet to an existing iron pipe; thence N52°40'41" W 165.77 feet to an existing iron; thence N15°54'28" E 362.63 feet to a set iron; thence N00°57'06" W 1314.50 feet to the point of beginning, containing 7.251 acres, more or less, and being subject to any public utility easements as per record.

AND

A part of the NW 1/4 of the NE 1/4 of Section 27, T-16-N, R-29-W, in Washington County, Arkansas and being more particularly described as follows: Commencing at a point 280 feet West and 435.00 feet North of the SE corner of said 40 acre tract, said point being the NE corner of the Monroe Corwin property; thence along the North line of said Corwin property N62°51'39" W 509.79 feet to the point of beginning; thence along said North line N 62°54'44" W 231.37 feet to the NW corner of said Corwin property; thence S1°57'21" E 305.99 feet to the North right of way of Highway 16 East; thence along said North right of way, S59°10'16" E 117.66 feet; thence leaving said North right of way, N 19°55'24" E 277.36 feet to the point of beginning, containing 1.078 acres and being subject to any public utility easements as per record.

AND

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AND

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Subject to easements, rights-of-way, and protective covenants of record, if any. Subject to all prior mineral reservations and oil and gas leases.

03-951

FILED

2015 MAY 11 AM 9:53

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 02-19-2015

AN ORDINANCE ANNEXING TO THE CITY OF ELKINS, ARKANSAS, A TRACT OF LAND IDENTIFIED IN "ORDER OF ANNEXATION" ENTERED JANUARY 27, 2015, BY HONORABLE MARILYN EDWARDS IN CASE NO. CC-2014-09 IN THE COUNTY COURT OF WASHINGTON COUNTY, ARKANSAS, AND FOR OTHER PURPOSES.

WHEREAS, Jerry Barnett and Rose Barnett, husband and wife, were the previous owners of the real property described at Exhibit A, and now the City of Elkins is the owner of such land, which lies adjacent to the City of Elkins, Arkansas, and is described as follows, to-wit:

Please See Exhibit "A" for Legal Description and Exhibit "B" for Map.

WHEREAS, the City of Elkins as owner of the described real property has requested that the above described real property be annexed to the City of Elkins, Arkansas.

WHEREAS, Jerry Barnett and Rose Barnett initially, and the City of Elkins, Arkansas, prosecuted an action before the County Court of Washington County, Arkansas, securing an "Order of Annexation" on January 27, 2015.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELKINS,

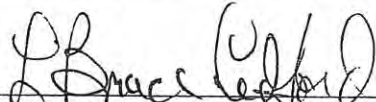
ARKANSAS, That:

SECTION 1: That the real property described at Exhibit A hereto and situate in Washington County, Arkansas is hereby accepted as an annexation to the City of Elkins, Arkansas.

SECTION 2: It is hereby determined that the real property described at Exhibit A is contiguous and adjacent to other lands in Elkins, Arkansas, which are located in Ward 3, and therefore the real property described at Exhibit A is determined and declared to be in Ward 3 of the City of Elkins.

SECTION 3: The official Zoning Districts map of the City of Elkins, Arkansas, is hereby amended to show the annexation to the City of the real property described at Exhibit A and such real property is hereby zoned P.

PASSED AND APPROVED this 16th day of April, 2015.




L. BRUCE LEDFORD, Mayor

ATTEST:



DELIA FOSTER, Recorder-Treasurer

State of Arkansas
City of Elkins
I hereby certify that the attached
are true, correct and exact copies of
the original documents on file in my
Office as Recorder/Treasurer of the
City of Elkins, AR. Dated this 16th
Day of April, 2015.


Recorder/Treasurer

EXHIBIT "A"

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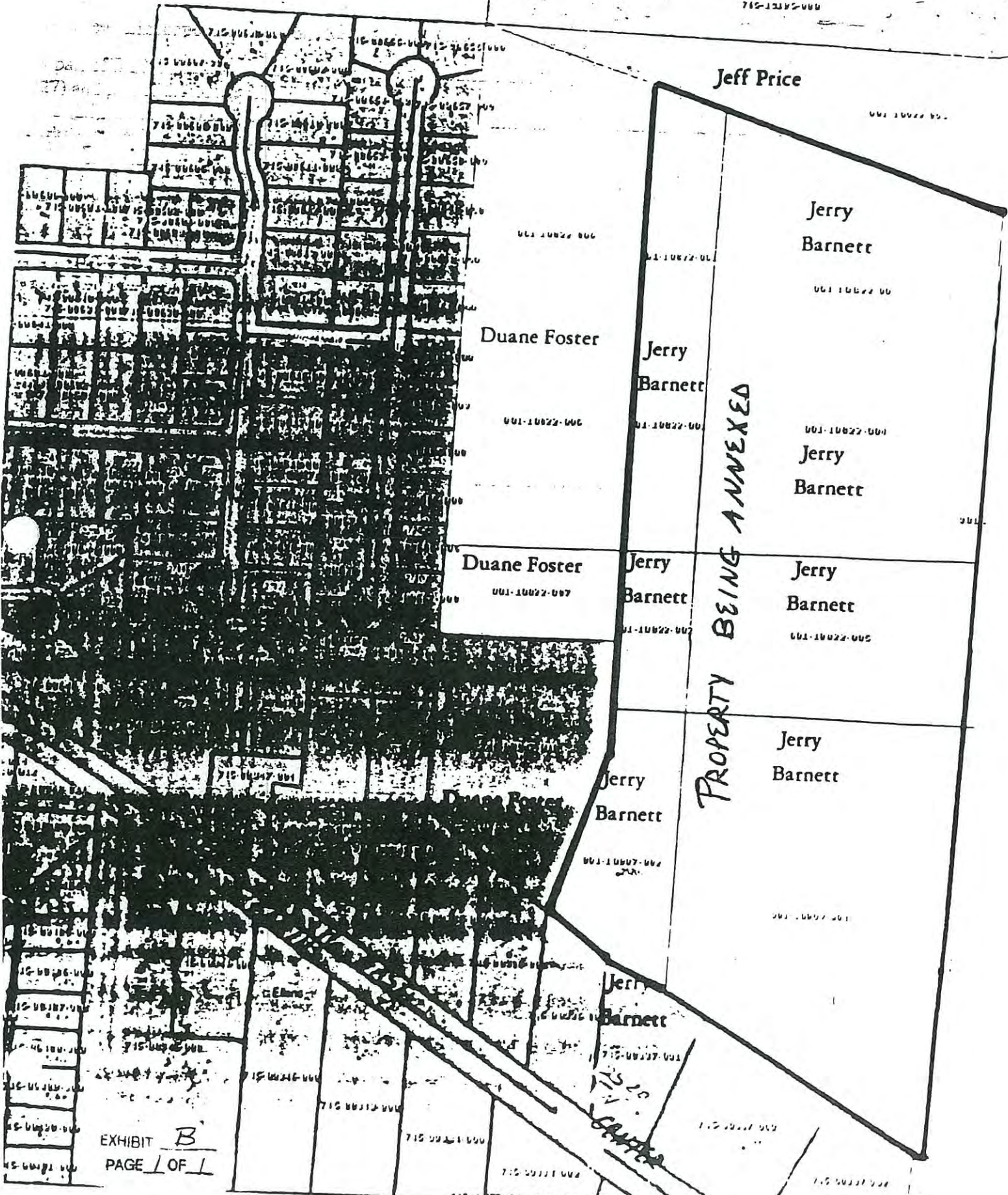
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Jeff Price

Jerry Barnett

Duane Foster

Jerry Barnett

Duane Foster

Jerry Barnett

Jerry Barnett

Jerry Barnett

Jerry Barnett

Jerry Barnett

PROPERTY BEING ANNEXED

CERTIFICATE OF COUNTY AND PROBATE COURT

THE STATE OF ARKANSAS,

COUNTY OF WASHINGTON.

I, Becky Lewallen, County and Probate Clerk within and for the County and State aforesaid, do hereby certify that the foregoing is a true and correct copy of CC2014-9 In the Matter of Annexing to the City of Elkins, Arkansas as it appears of Record File Thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on

This 12th day of November, 2015.

Becky Lewallen

County Clerk

By: *Jennifer Shoemaker*

Deputy County Clerk

