



BECKY LEWALLEN
County And Probate Clerk

WASHINGTON COUNTY

STATE OF ARKANSAS
Washington County Courthouse
280 North College Avenue, Suite 300
Fayetteville, Arkansas 72701
Telephone: (479) 444-1711
Fax: (479) 444-1894

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 an Annexation by Ordinance to the City of Elm Springs as it appears of Record File Thereof.

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

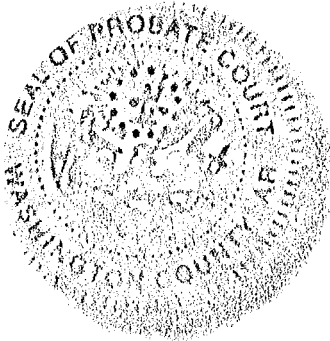
This 12th day of April, 2016.

Becky Lewallen

County Clerk

By: *Jennifer Sharpshaw*

Deputy County Clerk





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April 12, 2016

To Whom it may Concern:

You will find enclosed an Annexation to the City of Elm Springs by Ordinance. If you have any further questions please don't hesitate to call.

Thanks,

ORDINANCE NO. 2015-01

CITY OF ELM SPRINGS, ARKANSAS

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON

2016 APR -6 AM 8:44

FILED

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY, KNOWN AS THE O'BARR PROPERTY TO THE CITY OF ELM SPRINGS, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF ELM SPRINGS, ASSIGNING SAME TO WARDS AND DESIGNATING THE ZONING FOR THE ANNEXED PROPERTY.

WHEREAS, the property belonging to the O'Barrs is located in Springdale, Arkansas, and the owners wish to develop it. A request for services was made upon the City of Springdale, which responded, through its City Attorney, that Springdale did not intend to provide services to the property and that the owner should proceed to be annexed by the City of Elm Springs, which borders the property; and that said territory be annexed to, and made a part of the City of Elm Springs, Arkansas; and,

WHEREAS, the Planning Commission has recommend acceptance of the property for annexation and the Mayor of Elm Springs has committed to providing the requested services to the O'barr property and has recommended that Elm Springs annex the property.

THEREFORE, BE IT ORDAINED:

Section 1. That the following described lands, described in EXHIBIT A to this Ordinance, commonly known as the O'Barr Property, and territory contiguous and adjoining the City of Elm Springs, Arkansas, be and the same is hereby accepted as part of and annexed to and made a part of the City of Elm Springs.

Section 2. That the territory described in EXHIBIT A shall be annexed to and made a part of Ward 3 of the City of Elm Springs, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

Section 3. ZONING. The territory described in EXHIBIT A shall be zoned Ra. The City of Elm Springs Zoning Map shall be changed as soon as is practicable to reflect this annexation and these zoning designations.

PASSED AND APPROVED this 19 day of January, 2015.

APPROVED:
Harold Douthit
Harold Douthit, Mayor

Attest:
Glenda Pettus
Glenda Pettus, City Clerk

I CERTIFY THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL DOCUMENT. DATED THIS 36 DAY OF March 2016.
Glenda Pettus
City COURT CLERK

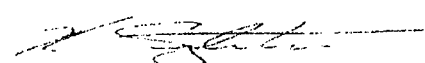
EXHIBIT "A"

A part of the North Half (N 1/2) of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty-nine (29), Township Eighteen (18) North, Range Thirty (30) West, Washington County, Arkansas, being more particularly described as follows: Commencing at the Northeast Corner of said 40 acre tract, said point being an existing iron rebar; thence N 88°52'30" W 792.87 feet along the North line of said 40 acre tract to a set 1/2" iron rebar for the true Point of Beginning; thence N 88°52'40" W 197.51 feet to an existing iron rebar in the pavement of West County Line Road; thence S 00°12'11" W 661.69 feet to an existing iron rebar; thence S 88°56'25" E 197.51 feet to a set 1/2" iron rebar; thence N 00°12'11" E 661.59 feet to the Point of Beginning, containing 3.00 acres, more or less. The above described 3.00 acre tract being subject to a 25 foot right of way of West County Line Road along the entire North boundary and any other easements and/or rights of way whether or not of 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.

Washington County, AR
I certify this instrument was filed on
4/30/2013 10:44:35 AM
and recorded in REAL ESTATE

File# 2013-00014107
Kyle Sylvester - Circuit Clerk



PROOF OF POSTING OF ORDINANCE

STATE OF ARKANSAS

COUNTY OF Washington

We, Harold Dauthit and Glenda Pettus, do solemnly swear that as Mayor and City Clerk, respectively, of and for the City of Elm Springs, Washington County, Arkansas that a certified copy of Ordinance No. 2015-01 (the "O'Bar Property Annexation Ordinance") was, on the 20 day of January, 2015, duly posted in five (5) separate and distinct places inside the corporate limits of the City in accordance with Ordinance No. 01-10 and that the Ordinance remained posted for thirty (30) days.

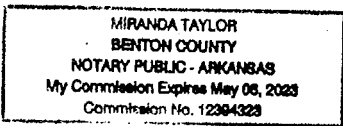
DATED this 20 day of January, 2015.

Harold Dauthit
Mayor

Glenda Pettus
City Clerk

(SEAL)

SUBSCRIBED AND SWORN to before me, a Notary Public, on this 20th Day of January, 2015.



Miranda Taylor
Notary Public

My Commission Expires:

May 6, 2023