



ARKANSAS SECRETARY OF STATE

MARK MARTIN

February 22, 2016

The Honorable Tena O'Brien
Benton County Clerk
215 E. Central, Suite 217
Bentonville, AR 72712-5304

RE: Annexation

Dear Mrs. O'Brien,

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

County: Benton

City: Gravette

Annexation:

City Ordinance No. 2016-01 – Dated January 28, 2016
County Decree No. 2015-17 – Dated November 30, 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.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peyton Murphy".

Peyton Murphy
Elections Attorney
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)
Gravette City Clerk (w/o encl)



BENTON COUNTY

STATE OF ARKANSAS

TENA O'BRIEN

COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217
BENTONVILLE, AR 72712-5373

PROBATE COURT CLERK

COURTHOUSE, 102 N.E. "A" STREET
BENTONVILLE, AR 72712-5350

February 8, 2016

Honorable Mark Martin
Secretary of State
Room 256 State Capitol
Little Rock, AR 72201-1094

RE: City of Gravette Ordinance #2016-01
Lykins, John and Janice, et al
Benton County Court Case No. CC 2015-17

Dear Secretary Martin:

In accordance with the law, I am enclosing a certified copy of each of the following:

1. Map (survey and vicinity map) of the affected area
2. Decree of Annexation entered on November 30, 2015
3. Ordinance No. 2016-01 adopted on January 28, 2016 by the City of Gravette

If you have any questions regarding this matter, please do not hesitate to call my office.

Sincerely,



Tena O'Brien

CC 2015-17

FILED

ORDINANCE NO. 16-01

2016 FEB -5 PM 1:52

TENA O'BRIEN
CO & PROBATE CLERK
SEWELL COUNTY, AR

AN ORDINANCE APPROVING THE VOLUNTARY ANNEXATION OF CERTAIN LANDS INTO THE CITY OF GRAVETTE, ARKANSAS.

WHEREAS, property owners contiguous to the City of Gravette, Arkansas have signed a petition to annex said property into the City of Gravette, Arkansas, and

WHEREAS, the land is further described by metes and bounds in said decree of annexation as attached herewith as Exhibits "A", and

WHEREAS, said petition has been reviewed and approved by County Judge Bob Clinard in an open hearing on November 30, 2015, and

WHEREAS, these lands are contiguous to the City of Gravette, Arkansas, and

WHEREAS, at least 51% of the property owners affected have signed said petition, and

WHEREAS, annexation of said property is necessary for the future growth of the City of Gravette, Arkansas, and

WHEREAS, annexation of said property is necessary to provide adequate police and fire protection for the citizens in the affected area, and

WHEREAS, a public hearing was held at a special meeting of the Gravette City Council on January 28, 2016, and

WHEREAS, the annexed property will be assigned to Ward as follows parcels 18-15032-000, 18-15031-001, 18-15031-002 of the City of Gravette, Arkansas, and 18-15031-003 and 18-15031-000 will be assigned to Ward 1 and parcel 18-15031-000 will be assigned to Ward 2, and

WHEREAS, All lands contained in this annexation will be zoned as C-2 (Highway Commercial), and

WHEREAS, following said public hearing, the City Council for the City of Gravette, Arkansas voted to approve the annexation petition as presented.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GRAVETTE, ARKANSAS:

SECTION 1: That annexation of said property as described in Exhibit "A" as attachments to this Ordinance is approved by the City Council of the City of Gravette.

201610484

SECTION 2: That the Mayor and City Recorder be and are hereby authorized and directed to evidence the acceptance of said petition by certifying said acceptance on the approved petition for annexation.

SECTION 3: If any section or provision of this Ordinance shall be held to be unconstitutional or invalid for any reason, such holding shall not render the remaining sections or provisions of this Ordinance unconstitutional or affect the validity of the same.

SECTION 4. That this Ordinance is necessary for timely annexation of the above lands and an emergency is therefore deemed to exist and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED THIS 28TH DAY OF January, 2016

APPROVED:


MAYOR

ATTEST:


CITY RECORDER

2016 FEB -5 PM 1:52
TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, AR

FILED

STATE OF ARKANSAS)
COUNTY OF BENTON)
I, TENA O'BRIEN, Clerk of the County and Probate Courts
in and for the County and State aforesaid; do hereby certify
that this instrument of writing is a true and complete copy,
and the same appears of record in County Court Record
Book 2016 Page 0484 being on file in my said office.
I have hereunto set my hand and official seal this 8th
day of February, 2016
TENA O'BRIEN, Clerk
Benton County, Arkansas
By B. Barrett

EXHIBIT A

JACKSON ST SE

Gravette Proposed Annexation - October 2015

FILED

2016 FEB -5 PM 1:52

TENA O'BRIEN
CO & PROBATE CLERK
BENTON COUNTY, AR

Proposed Annexation (7.83 Acres)

- Parcels
- S-T-R
- Quarter Sections
- QQ Sections
- State Highway
- Roads
- Railroads

13-20-33

2016 0486

N HWY 5

1ST AVE SW

2ND AVE SW

3RD AVE SW

4TH AVE SW

SW NW

IRVING ST SW

SE NE

LIMEKILN RD

18-15013-003

18-15031-000

18-15031-003

18-15031-002

18-15031-001

18-15032-000

NW SW

NE SE

NW SE

Gravette

STATE OF ARKANSAS
COUNTY OF BENTON

CERTIFICATE OF CLERK

I, TENA O'BRIEN, Clerk of the County and Probate Courts in and for the County and State aforesaid, do hereby certify that this instrument of writing is a true and complete copy,

and the same appears of record in County Court Record

Book 2016 Page 0486 being on file in my said office.

I have hereunto set my hand and official seal this 8th

day of February, 2016

TENA O'BRIEN, Clerk
Benton County, Arkansas

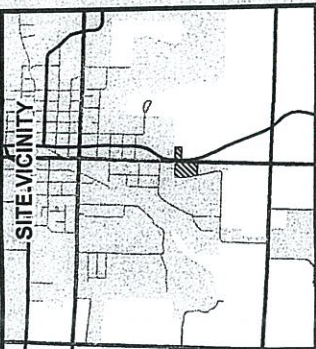
By: B. Barrett

14-20-33

0 125 250 500 Feet



NNMAPC: 10062015



IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

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

CASE NO. CC-2015-17

PETITIONERS

John and Janice Lykins
Bank of Gravette, Rick Pollries

CLERK OF COURT
BENTON COUNTY, ARKANSAS

2015 NOV 30 AM 10:05

DECREE OF ANNEXATION

On this 30th of November, 2015, a day of the regular term of the County Court of Benton County, Arkansas, there is presented to the court by the petitioner or Michael von Ree, their agent, a Petition for annexation of certain territory, hereinafter more particularly described, to the City of Gravette, Arkansas, and the Court being fully advised of the facts and the law, doth hereby find, judge and decree as follows:

1. The court finds that the Petition for annexation was filed in the office of the Clerk of this Court more than thirty (30) days prior to the date.
2. The Court doth find that a majority of the total numbers of real estate owners in the area affected by the Petition has signed said Petition and that such a majority owns more than one-half of the acreage affected.
3. The Court further finds that the territory sought to be annexed was accurately described in said Petition, or as amended, and that said territory is contiguous to the boundaries of the City of Gravette, Arkansas.

4. The Court further finds that attached to and made a part of said Petition is an accurate map of the territory sought to be annexed to the City of Gravette, Arkansas.
5. The Court further finds that the prayer of the Petition is right and proper.

WHEREFORE, THE COURT DOTH HEREBY ORDER, JUDGE AND DECREE. That the following described territory be and the same is hereby annexed to and made part of the City of Gravette, Arkansas to-wit:

All unincorporated territory in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of S14, T20N, R33W; and the following described contiguous territory: Beginning on the Gravette city limit line at the NW corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of S13, T20N, R33W; thence easterly along the north line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ 386.42 feet more or less to a point, same being the NE corner of Benton County parcel #18-15013-003; thence southerly 167.48 feet more or less to a point, same being the SE corner of said parcel; thence westerly 382.75 feet more or less along the south line of said parcel and the extension thereof west to the west line of S13, T20N, R33W; thence northerly along said west line to the P.O.B.

That the boundaries if the above described property adjoin the corporate limits of the City of Gravette, Arkansas.

1. That the Petitioners desire that their lands become a part of the City of Gravette, Arkansas,
2. That the limits of the lands to be annexed have been accurately described and an accurate map thereof has been made and is attached to this petition.
3. That Michael von Ree, is herein designated as the person authorized to act on the behalf of the Petitioners.
4. WHEREFORE, Petitioners pray that this court enter its Order annexing the above described real estate to the City of Gravette, Arkansas, and for all other relief to which they may prove themselves entitled.
5. That upon annexation, the City of Gravette will provide police, fire and ambulance services to the annexed area.

Signed Petition attached.

2015 3158

THE COURT DOTH FURTHER ORDER that the County Clerk, after properly recording this Order, deliver one certified copy thereof to the City of Gravette, Arkansas.

After thirty (30) days from entry of this Order, if no challenge to this Order has been initiated in the Circuit Court, the City of Gravette may adopt an ordinance or resolution accepting the property annexed by this Order. Upon doing so, the City of Gravette shall return one certified copy of its ordinance or resolution to the County Clerk.

Thereafter, the County Clerk shall deliver one copy each of this Order and the ordinance or resolution of the City of Gravette accepting this annexation to the Secretary of State, and one copy to the Director of the Tax Division of the Arkansas Public Service Commission.


ROBERT D. CLINARD, COUNTY JUDGE

2015 NOV 30 AM 10:05
CLERK OF COUNTY COURT
BENTON COUNTY ARKANSAS

STATE OF ARKANSAS
COUNTY OF BENTON
CERTIFICATE OF CLERK
I, TENA O'BRIEN, Clerk of the County and Probate Courts in and for the County and State aforesaid, do hereby certify that this instrument of writing is a true and complete copy, and the same appears of record in County Court Record Book 2015 Page 3159 being on file in my said office. I have hereunto set my hand and official seal this 8th day of February, 20 16
TENA O'BRIEN, Clerk
Benton County Arkansas
By B. Barrett

2015 3159