

John Thurston

ARKANSAS SECRETARY OF STATE

April 1, 2021

The Hon. Terri Hollingsworth Pulaski County Clerk 401 West Markham, Suite 100 Little Rock, AR 72201

Re:

City of Little Rock Annexation Ordinance 21,832

Dear Ms. Hollingsworth,

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 \$14-40-609 (petition of all landowners)

Effective Date: 6/10/2020

County: Pulaski City Ordinance: 21,832 County Court Order: CI-2019-055 City: Little Rock Dated: 2/4/2020 Date Filed: 6/9/2020

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,

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. Frank D. Scott, Jr., Mayor of Little Rock (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: Pulaski	_City/Town: Little Rock
City Ordinance/Resolution No: 21832	
County Court Case No: CI-2019-055	Date Order Filed: 6/10/2020 4/9/80
Type: Incorporation by direct petition of landov	vners A.C.A 14-38-101 4-4() - (£60)
Date Change Effective: 6/10/2020 Set by: OM (Required by Act 655 of 2017)	unicipal Ordinance © Emergency Clause © Court © Default Oupheld © Overturned © Other (attach explanation
Please indicate which ward(s) the territory will be ass	signed to:
Initiating party:	(See A.C.A § 14-40-203)
● All Landowners	icipal Governing Body OState OOther
Supporting Documentation attached (check all that appl	/y):
File marked copy of City Ordinance/Resolution (req	uired)
File marked copy of County Court Order or certified	d annexation election results (required except for A.C.A. §14-40-501)
Copy of Arkansas GIS approved printed map and c	ertification letter (required)
Proof of Publication for all Legal Notices (include He	aring, Election, and City Ordinance/Resolution notices)
File marked copy of Petition Part (if applicable)	
File marked copy of Complaint and final Circuit Cou	urt Order (Court Challenge only)
Municipal Contact:	
Name:	Title:
Street Address:	·
City:	
Complete one form per ordinance/resolution, attach it as a cove	r page to the supporting document set and submit to the County Clerk's Office ctive Date as required by Act 655 of 2017
County Official:	O
Signature:	Title: Clours (Wh
Date: /1/200a	<i>\(\tau\)</i>
Pursuant to Act 655 of 2017, County Officials must submit a file-r	narked copy of municipal boundary change documents within 30 days of receip dary Filing, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094
Office of the Arkansas Secretary of State use only	FILED
Received by: Shaulttleauc	APR 01 2021
	Arkansas Secretary of State

REGENTED: 03-05-2020 03:18:55 AM RECORDED: 03-05-2020 09:21:45 AM

in Official Records of Terri Hollingsworth Circuit/County Clerk

ORDINANCE NO. 21,832 PULASKI CO, AR FEE \$25.00

ARV	ORDI	NANCE TO . CERTAIN	ACCEPT	THE	BEAR	DEN 2	ANNI	EXATION	(A-336)	RN	ine led
TO	ADD	CERTAIN	LANDS	TO	THE	CITY	OF	LITTLE	ROCK		
ARI	KANSA	S: AND FO	R OTHER	PUE	RPOSE	S.			· MA	R 0.5	2020

ARRAISAS, AND FOR OTHER TURI OSES.

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TERRI HULLINGSWORTH

WHEREAS, a petition for voluntary annexation (the "Petition") was filed with the Schrift Edolf NTY CLERK Pulaski County, Arkansas, for 100% owner praying that said lands be annexed to and made part of the City of Little Rock, Arkansas; and,

WHEREAS, the County Court of Pulaski County, Arkansas, found that the Petition was correct as to form as required of Arkansas Code 14-40-609; and,

WHEREAS, the Pulaski County Judge has signed an Annexation Order for the site requesting annexation (filed December 23, 2019); and,

WHEREAS, an accurate map of said lands has been filed with and made a part of said Petition; and,

WHEREAS, all things pertaining thereto have been done in the manner prescribed by law and that said lands should be annexed to and made part of the City of Little Rock.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The following described territory contiguous and adjoining the City of Little Rock, Arkansas is accepted as annexed to and made a part of the City of Little Rock, Pulaski County, Arkansas, to wit:

BÉAR DEN ANNEXATION (A-336): BEING THE SOUTH ½ OF THE SOUTHEAST ½ OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY ARKANSAS AND ALL ADJACENT, ABUTTING AND TRAVERSING ROADS AND RIGHTS-OF WAY.

Section 2. The City of Little Rock shall provide police and fire protection; and upon approval by the respective utility allow the property owners within the annexation to extend service lines to the Little Rock Water Reclamation system and Central Arkansas Water system from the effective date of the annexation.

Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the ordinance.

Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

PASSED: February 4, 2020 2 3 Susan Dangley, City Clerk APPROVED AS TO LEGAL FORM: . 7 10 # // 11 12 13 // 11 14 15 // 16 # 17 // 18 // 19 // // 20 21 11 22 23 // 24 // 25 11 . 26 // 27 28 # 29 // // 30 31 // 32 // // 33

34

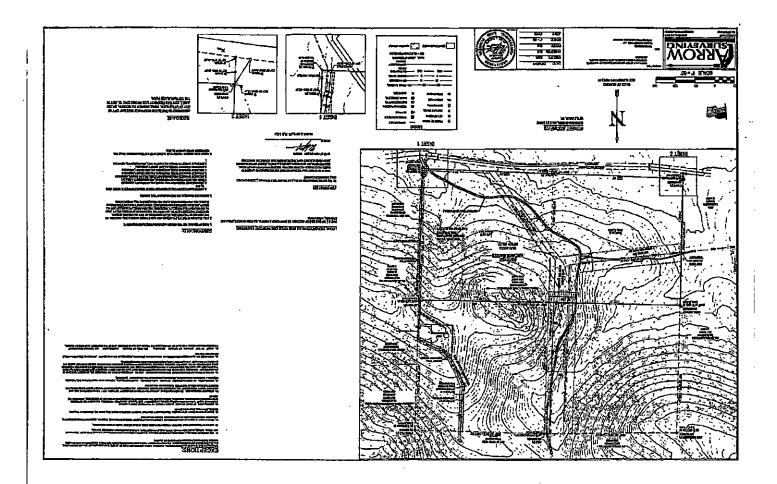
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APPROVED:

Frank Scott, Jr., Mayor





JUN: 0 9 2020

TERRI HOLLINGSWORTH CIRCUIT COUNTY CLERK

2020-138 IN THE COUNTY COURT OF PULASKI COUNTY, ARKANSAS

IN THE MATTER OF THE PETITION FOR ANNEXATION OF CERTAIN TERRITORY LOCATED WITHIN PULASKI COUNTY TO THE CITY OF LITTLE ROCK, PULASKI COUNTY, ARKANSAS

NO. CI-2019-055

ORDER OF CONFIRMATION OF ANNEXATION

On this day is presented to the Court a certified copy of the Ordinance duly adopted by the Board of Directors of Little Rock, Arkansas on the 4th Day of February, 2020, accepting as a part and parcel of the City of Little Rock, Arkansas, in accordance with the order of annexation made and entered by this Court on December 23, 2019, the following area described in both said order of this Court and said Ordinance of the Board of Directors of the City of Little Rock, Arkansas, lying wholly within Pulaski County, Arkansas, to-wit:

LEGAL DESCRIPTION

THE SOUTH ½ OF THE SOUTHEAST ¼ OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY ARKANSAS AND ALL ADJACENT, ABUTTING AND TRAVERSING ROADS AND RIGHTS-OF-WAYS.

And it appearing to the Court that the statements in said Ordinance are true and correct and that no person has given any notice or instituted any proceeding to prevent said annexation of said area to the City of Little Rock, Arkansas; it is therefore considered, ordered and adjudged by the Court that the proceeding annexing the area hereinbefore described to and making the same a part and parcel of the City of Little Rock, Arkansas, be and the same is hereby in all things ratified and confirmed.

And the Clerk of this Court is hereby ordered and directed to make and duly certify one copy of the plat of such annexed territory, one copy of the said order of

annexation made and entered by this Court on December 23, 2019 and the said Ordinance adopted by the Board of Directors of the City of Little Rock, Arkansas, and forward a copy of each, together with a certified copy of this Order, to the Secretary of State, who shall file and preserve the same; the Clerk of this Court shall forward one copy of the plat of such annexed territory and one copy of said order of annexation made and entered by this Court on December 23, 2019 to the Director of the Tax Division of the Arkansas Public Service Commission so that it may file and preserve the same and so that it may notify all utility companies having property in the City of Little Rock, Arkansas, as provided by law (Ark. Stats. Sec. 19-305 as amended); and, the Clerk of this Court is further ordered and directed to forward a certified copy of said order of annexation made and entered by this Court on December 23, 2019, together with a certified copy of this Order, to the City Clerk of the City of Little Rock, Arkansas.

IT IS SO ORDERED.

Barry Hyde) County Judge/Chief Executive Officer

Date: 4-9-2020

Approved as to Form;

Cedrick Simpson

From:

Van McClendon

Sent:

Monday, June 8, 2020 11:26 AM

To:

Cedrick Simpson

Cc:

Jim Cranor

Subject:

Re: Annexation for Shinall Mountain (Bear Den) Case No. CI-2019-055

Cedrick, we are satisfied with this annexation. It has been completed and meets the standard.

Van McClendon CFM, Director Pulaski County Planning and Development 3200 Brown Street Little Rock, Arkansas 72204 (501) 340-8260 Fax: (501) 340-8274

From: Cedrick Simpson

Sent: Monday, June 8, 2020 10:38 AM

To: Van McClendon

Subject: RE: Annexation for Shinall Mountain (Bear Den) Case No. CI-2019-055

Morning,

Have you been able to review and approve or identify any possible errors.

Sent: Friday, June 5, 2020 12:30 PM To: Cedrick Simpson <csimpson@pulaskicounty.net> Subject: Re: Annexation for Shinall Mountain (Bear Den) Case No. Cl-2019-055

Thanks, Cedrick.

Van McClendon CFM, Director Pulaski County Planning and Development 3200 Brown Street Little Rock, Arkansas 72204 (501) 340-8260 Fax: (501) 340-8274

From: Cedrick Simpson

Sent: Friday, June 5, 2020 11:01 AM

To: Van McClendon

Subject: Annexation for Shinall Mountain (Bear Den) Case No. CI-2019-055



NOV 22 2019

TERRI HOLLINGSWORTH

2019075595

RECORDED: 11-22-2019 01:13:05 PM

In Official Records of Terri Hallingsworth Circuit/County Clerk

PULASKI CO, AR FEE \$55.00

IN THE COUNTY COURT OF PULASKI COUNTY, ARKANSAS

CERTAIN TERRITORY LOCATED WITHIN **PULASKI COUNTY** TO THE CITY OF LITTLE ROCK, IN PULASKI COUNTY, ARKANSAS

2019-055

PETITION FOR ANNEXATION

Comes the petitioner, the undersigned property owner, and attests that it is the one hundred percent (100%) owner of the land hereinafter described and proposed to be annexed, and respectfully petitions the Court that said lands hereinafter described be annexed to the City of Little Rock, Pulaski County, Arkansas, in accordance with the provisions of Arkansas Code Ann. 14-40-609 (2017) which allows annexation by petition of a one hundred percent landowner. In support of said petition, the petitioner hereby attests before a notary public as follows:

- 1. That an accurate and complete description of the real property to be annexed is attached as Exhibit A, which is incorporated herein for all purposes.
- 2. That attached hereto and made a part hereof is an accurate map, which contains an accurate description of all land sought to be annexed to the City of Little Rock, Pulaski County, Arkansas.
- 3. That the letter from a certified abstractor or title company attached as Exhibit B verifies that the undersigned petitioner is the sole, one hundred percent owner of the property to be annexed.
- 4. That the land described above and sought to be annexed to the City of Little Rock, Pulaski County, Arkansas, is contiguous to and adjoins an already established

boundary of the City of Little Rock as is shown on the map above referred to; that the property proposed for annexation is suitable for use and zoned for residential and other urban usage and purposes. That said area sought to be annexed constitutes a material, logical and reasonable extension to the city limits of the City of Little Rock, Arkansas, and that no enclaves will be created by this annexation.

5. That attached as Exhibit C is a schedule of services that will be extended to the area within three (3) years after the date the annexation becomes final.

WHEREFORE, petitioners pray that this Court enter its order within fifteen (15) days of its receipt of this petition from the Clerk making the findings and determinations set forth in Arkansas Code Ann. 16-40-609(c)(2), and for such other relief as is just and proper.

Petitioner names as the persons authorized to act in its behalf in connection with said matter: Bradford Gaines, Colliers Arkansas or H. Baker Kurrus, Attorney at Law, H. Baker Kurrus, PLLC.

PETITIONER:

SHINALL MOUNTAIN REAL ESTATE TRUST

Jane P. Terrell, Trustee

ATTESTATION

STATE OF ARKANSAS

COUNTY OF PULASKI

On this the 22 day of November, 2019, personally appeared before me, a Notary Public for the state and county aforesaid, Jane P. Terrell, who after being first

duly sworn, attested to the forgoing petition as being true and correct to the best of her knowledge, information and belief, and further stated and attested that she had signed the Petition after being duly authorized, for the uses and purposes therein stated and set forth.

Attested, subscribed to and sworn this 22 day of November, 2019.

NOT DY BUBLIC

My commission expires:

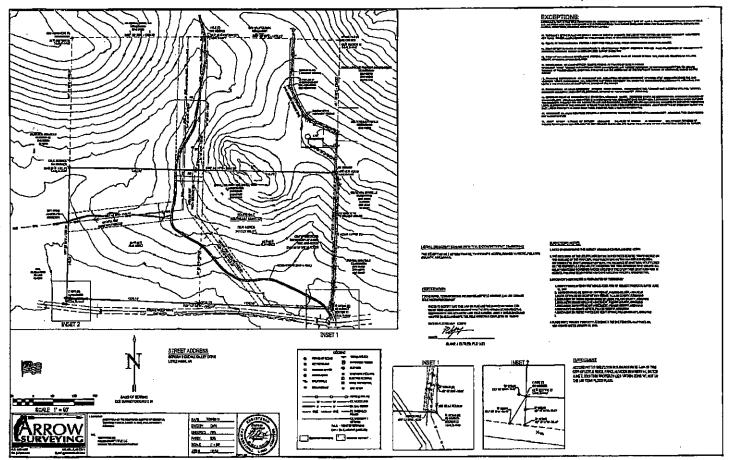
CYNTHIA LEE SMITH

(Seal) Wolary Public - Arkanser

Wo County

Commission # 12358697

My Commission Expires Jan W.





8114 CANTRELL ROAD STE 300 LITTLE ROCK, ARKANSAS 72227 501-537-3700 FAX 501-537-3701

15 NOVEMBER, 2019

THE SOUTH 1/2 OF THE SE 1/4, SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY, RE: ARKANSAS.

THIS IS TO CERTIFY, I HAVE CHECKED THE RECORDS OF PULASKI COUNTY, ARKANSAS, RELATIVE TO THE ABOVE DESCRIBED LAND AND FIND THE FOLLOWING PERSON(S) AND/OR ENTITIES TO BE THE FEE SIMPLE TITLE HOLDER(S):

JANE POUZAR TERRELL, AS TRUSTEE OF THE SHINALL MOUNTAIN REAL ESTATE TRUST

THIS IS A LIMITED SEARCH OF THE RECORDS AND IS NOT TO BE CONSTRUED AS A TITLE INSURANCE POLICY, LEGAL OPINION OR COMMITMENT TO INSURE. LIABILITY IS LIMITED TO THE AMOUNT CHARGED FOR THIS SEARCH.

CERTIFIED THIS THE 28TH DAY OF OCTOBER, 2019 @ 6:00 A.M.

SINCERELY.

WILLIAM G. LETZIG

RTA NO. 16876100

EXHIBIT C TO ANNEXATION PETITION CITY SERVICES TO BE EXTENDED TO ANNEXED PROPERTY

All city services offered or available, including but not limited to police and fire protection, Code enforcement services, emergency alert and response services, traffic control services, street and drainage services, including maintenance thereof, waste management and recycling services, and all other services offered or available within the City of Little Rock, and such other city services as shall be offered in the future.

Annexation shall also allow property owners within the annexation to extend service lines to the Little Rock Water Reciamation system and Central Arkansas Water system from the effective date of the annexation.

County Court Cover Sheet

Select the matter type.						
☐ Incorporation into a city or town	Municipal Annexation 14-40-303					
Municipal Annexation 14-40-502	☐ Annexation by adjoining land owners 14-40-602					
Annexation by 100% petition 14-40-609	☐ Petition to consolidate municipalities 14-40-1202					
Detachment petition 14-40-1801	☐ Detachment of unsuitable property by city 14-40-1901					
Simultaneous detachment/Annexation 14-40-2101	☐ Annexation by imp district 14-93-133					
Assessor Benefits and Damages Assessment 14-116-601	☐ Drainage and Levee Improvement Districts 14-120-112					
Drainage and improvement Districts 14-121-202	Subdistrict Formation drainage district 14-242-502					
Addition of Land to Drainage District 14-121-703	Conservation District- Assessment of Benefits and Damages 14-125-703					
☐ Industrial Development Bonds 14-164-208	☐ Annexation by Fire improvement District 14-284-224					
☐ Notice Prerequisite to Petition for County Road 14-298-102	Laying Out, Changing or Vacating Roads by Order of County Court 14-298-120					
☐Formation of Imp Dist. for Acquiring Right-of-Way.14-318-10.	3 Award of Contracts 22-9-203					
☐ Appeal of County BOE to County Court 26-27-318	Other list Statute number					
Name(s) of Petitioner(s) <u>Tane</u> P.	Terrell					
Phone Number	Email					
Address						
Name of Attorney Baker Kurius						
Phone Number <u>501 831 0325</u>	Email					
Address						
Name of Contact Person Bradford (Auines					
Phone Number <u>59</u> 551 6508	Email bradford gaines @ colliers.com					
Address 1 Allied Drive Ste 160	v					
Little Rock AR 12203						
•						

FILED

IN THE COUNTY COURT OF PULASKI COUNTY, ARKANSAS DEC 23 2019

IN THE MATTER OF THE PETITION FOR ANNEXATION OF CERTAIN TERRITORY LOCATED WITHIN PULASKI COUNTY TO THE CITY OF LITTLE ROCK, PULASKI COUNTY, ARKANSAS

TERRI HOLLINGSWORTH CIRCUIT COUNTY CLERK

NO. CI-2019-055

2019-350 ORDER

On November 22, 2019, Petitioner filed its Petition for Annexation pursuant to Arkansas Code Annotated § 14-40-609, which provides a process for annexation of property by a petition of 100% of the owners of the subject property. On December 4, 2019 and December 17, 2019, the county clerk and county assessor, respectively, filed verifications recognizing that the petitioner's identity is verified by notarized signature to the Petition; that the Trustee of Petitioner has attested that the Petitioner owns one hundred percent (100%) of the property for which annexation is sought; and that Petitioner attached an Abstractor's Certificate prepared by Pulaski County Title, a qualified title company, to its Petition, indicating ownership in Petitioner and no ownership or interest in any person or entity other than Petitioner; and Petitioner attached a Surveyor's Certificate prepared by Arrow Surveying, certifying that the property depicted in a drawing attached to the Petition is a true and accurate depiction of the Legal Description, is contiguous to and adjoins an already established boundary of the City of Little Rock and finding that the proposed annexation will not create an enclave if accepted by the City of Little Rock. This Court, having reviewed the Petition, Attachments and Verifications, is satisfied that all are complete and accurate; that no enclaves will be created by the annexation of the property to the City of Little Rock; confirms that the Petition contains a schedule of services; and hereby issues this Order.

As such:

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED by the Court that the following described area, all lying wholly within Pulaski County, Arkansas, to wit:

LEGAL DESCRIPTION:

THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY, ARKANSAS

AND ALL ADJACENT, ABUTTING AND TRAVERSING ROADS AND RIGHTS-OF-WAY.

is the subject of this petition and the same may hereby be annexed to and made a part of the City of Little Rock, Pulaski County, Arkansas, as authorized and provided by law.

PULASKI COUNTY JUDGE

12/27/19

Order approved as to form and provided by:

PULASKI COUNTY ATTORNEY



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

November 12, 2019

Mr. Bradford Grimes
Director of New Developments
Brokerage Department
Colliers International
1 Allied Drive Ste 1500
Little Rock, AR 72202

RE: City of Little Rock Annexation Coordination Requirement

Mr. Grimes,

Thank you for coordinating with our office as you seek to annex property into the City of Little Rock, AR located in Section 22, Township 2 North, Range 14 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 90th General Assembly.

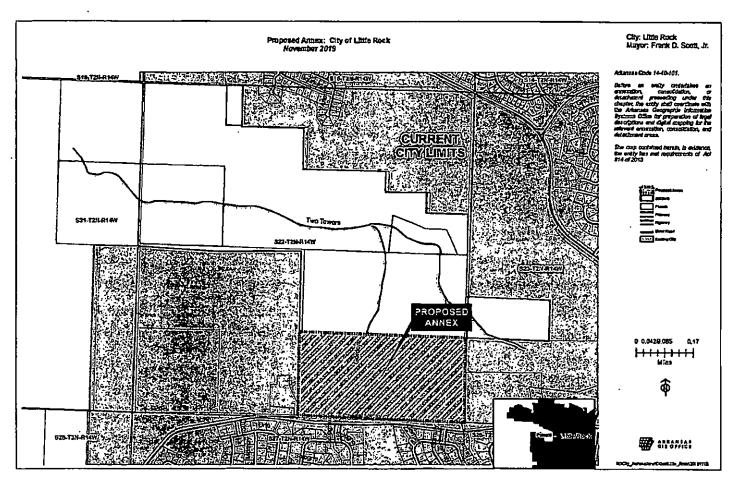
Our office will wait completion of any additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after any appropriate filing by your County Clerk.

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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LEGAL DESCRIPTION AS PER TITLE COMMITMENT 19-0029942

THE S $\frac{1}{2}$ OF THE SE $\frac{1}{4}$ OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY, ARKANSAS.