



# JOHN THURSTON

ARKANSAS SECRETARY OF STATE

March 2, 2021

The Hon. Dawn Porterfield  
Lonoke County Clerk  
301 N. Center St.  
Lonoke, AR 72086

Re: City of Lonoke Annexation Ordinance 769

Dear Ms. Porterfield,

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: 9/14/2020

County: Lonoke

City: Lonoke

City Ordinance: 769

Dated: 9/14/2020

County Court Order: C-2020-250

Date Filed: 9/17/2020

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,

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. Trae Reed, III, Mayor of Lonoke (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: Lonoke City/Town: Lonoke

City Ordinance/Resolution No: 769 Date approved: 9/14/20

County Court Case No: C-2020-250 Date Order Filed: 9/17/20

Type: A.C.A. 14-40-609

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

Date Change Effective: 9/14/20 Set by:  Municipal Ordinance  Emergency Clause  Court  Default  
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: 9/17/20  Upheld  Overturned  Other (attach explanation)

Please indicate which ward(s) the territory will be assigned to: Ward 5  
(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: Trae Reed, III, Mayor Title: Mayor, City of Lonoke

Street Address: 107 W. Second Str

City: Lonoke St: AR Zip code: 72056

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:

Signature: Dawn Porterfield Title: Lonoke County Clerk

Date: 10/9/2020

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: Shantell

**FILED**

MAR 02 2021

Arkansas Secretary of State

Rev. 2/2019

FILED

2020 AUG 24 AM 11:25

IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS  
CLERK  
DAWN PORTERFIELD

BY mJames D.C.

NO. C-2020-250

IN THE MATTER OF THE ANNEXATION OF  
CERTAIN LANDS TO THE CITY OF LONOKE,  
ARKANSAS

**PETITION FOR ANNEXATION**

Come now the undersigned petitioner, and states as follows:

1. That, the Lonoke Public School District, owning 100% of the property in the following described area, by its undersigned duly appointed representatives, does hereby petition, pursuant to Arkansas Code Annotated section §14-40-609, the City Council of Lonoke, Arkansas, to annex the following land to the City of Lonoke, Arkansas:

2. DESCRIPTION:

A part of the Southwest Quarter of Section Twenty, Township Two North of the Base Line, Range Eight West of the Fifth Principal Meridian, Lonoke County, Arkansas, being more particularly described as follows:

Commencing at the Northwest Corner of Said Southwest ¼ of Section 20, T2N-R8W, Thence S01° 16' 26" W for 194.85 Feet to a Point on the Southerly Right of Way of U.S. Highway No. 70; Thence S89° 21' 39" E Along Said Right of Way for 492.59 Feet to a Point; Thence S88° 48' 39" E Along Said Right of Way for 246.12 Feet to the Point of Beginning; Thence S88° 43' 34" E Along Said Right of Way for 1,000.00 Feet to a Point; Thence Leaving Said Right of Way Run S00° 40' 02" W for 392.00 Feet to a Point; Thence N88° 43' 34" W for 1,000.00 Feet to a Point; Thence N00° 40' 02" E for 392.00 Feet Returning to the Point of Beginning, containing 9.00 Acres more or less.

Property is subject to a Ten Foot Sewer Easement Along the North Line.

**SEE ATTACHED EXHIBIT "A" ACCURATE SURVEY/PLAT OF THE PROPERTY TO BE ANNEXED.**

3. We, the undersigned duly appointed representatives, do hereby further state that this

petition is signed by one hundred percent (100%) of the real estate owners owning one hundred percent (100%) of the acreage in said area and that the area to be annexed does not contain property whose owners do not wish to have their property annexed. See Exhibit B.

4. That said property described herein is contiguous to and adjoining the present Lonoke City limits, as verified by a certified surveyor. See Exhibit C.

5. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Lonoke. See Exhibit C.

6. That the following schedule of services shall be extended to the area by the City of Lonoke within three (3) years after the date the annexation becomes final: Water, sewer, and mosquito control.

LONOKE PUBLIC SCHOOL DISTRICT,  
PETITIONER



By: JOHN TACKET, SUPERINTENDENT



By: ROSS MOORE, PRESIDENT



By: ANGELA SUMNER, SECRETARY



By: TONYA WEAVER, DIRECTOR OF FIN.

ATTESTATION

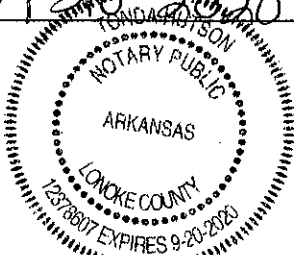
STATE OF ARKANSAS)  
  )SS.  
COUNTY OF LONOKE )

On this day personally appeared before the undersigned, a Notary Public, within and for the County and State aforesaid, duly qualified, commissioned and acting the following representatives of the Lonoke Public School District, Lonoke, Arkansas: John Tacket, Superintendent; Ross Moore, President; Angela Sumner, Secretary and Tonya Weaver, Director of Finance, to me well known as the duly appointed representatives of the Petitioner, the Lonoke Public School District, in the foregoing Petition for Annexation, and stated that they had executed the same for the consideration and purposes therein mentioned and set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 21<sup>st</sup>  
day of August, 2020.

*Jonda Hutson*  
\_\_\_\_\_  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

09-20-2020  
\_\_\_\_\_  


RESPECTFULLY SUBMITTED,

*Jerry Kelly*  
\_\_\_\_\_  
JERRY KELLY  
KELLY LAW FIRM, P.A.  
P.O. Box 500  
Lonoke, AR 72086  
501) 676-5770  
Arkansas Bar No. 84085

ATTORNEY FOR PETITIONER



FILED  
2020 SEP 15 AM 10:05  
LONOKE COUNTY CLERK  
DAWN PORTERFIELD  
BY *mJames* D.C.

**ORDINANCE NUMBER 769**

**AN ORDINANCE ACCEPTING THE ANNEXATION  
OF CERTAIN TERRITORY TO THE CITY OF  
LONOKE; APPROVING THE SCHEDULE OF  
SERVICES TO BE EXTENDED TO SAID AREA;  
AND ASSIGNING SUCH TO A WARD**

WHEREAS, a Petition was filed, pursuant to Arkansas Code Annotated § 14-40-609, for the annexation of certain territory into the City of Lonoke, Arkansas; and

WHEREAS, The Lonoke County assessor and the Lonoke County clerk have

- (A) verified the identity of the petitioner;
- (B) verified that there are no property owners included in the petition that do not wish to have their property annexed, as the Lonoke Public School District owns the entirety of the property to be annexed and is the petitioner seeking annexation herein;
- (C) verified that the property or properties are contiguous with the City of Lonoke;
- (D) verified that no enclaves will be created if the petition is accepted by the City of Lonoke; and

presented the Petition and their respective verifications to the Lonoke County Judge; and

WHEREAS, the Lonoke County Judge has

- (A) reviewed the Petition and verifications for completeness and accuracy;
- (B) determined that no enclaves will be created by the annexation;
- (C) confirmed that the Petition contains a schedule of services to be provided by the City of Lonoke, including water, sewer and mosquito control;
- (D) found that the land to be annexed will not create any of the exceptions to annexation under Ark. Code Ann. § 14-40-302(b); and
- (E) issued an order articulating these findings and forwarded the Petition and Order to the contiguous City of Lonoke for consideration; and

WHEREAS, it is the desire of the Lonoke City Council that said territory be annexed.

NOW, THEREFORE, BE IT ORDAINED BY THE LONOKE CITY COUNCIL:

1. Section 1. That the following described territory, contiguous to the City of Lonoke, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Lonoke, Arkansas:

A PART OF THE SOUTHWEST QUARTER OF SECTION TWENTY, TOWNSHIP TWO NORTH OF THE BASE LINE, RANGE EIGHT WEST OF THE FIFTH PRINCIPAL MERIDIAN, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST ¼ OF SECTION 20, T2N-R8W, THENCE S01° 16' 26" W FOR 194.85 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY OF U.S. HIGHWAY NO. 70; THENCE S89° 21' 39" E ALONG SAID RIGHT OF WAY FOR 492.59 FEET TO A POINT; THENCE S88° 48' 39" E ALONG SAID RIGHT OF WAY FOR 246.12 FEET TO THE POINT OF BEGINNING; THENCE S88° 43' 34" E ALONG SAID RIGHT OF WAY FOR 1,000.00 FEET TO A POINT; THENCE LEAVING SAID RIGHT OF WAY RUN S00° 40' 02" W FOR 392.00 FEET TO A POINT; THENCE N88° 43' 34" W FOR 1,000.00 FEET TO A POINT; THENCE N00° 40' 02" E FOR 392.00 FEET RETURNING TO THE POINT OF BEGINNING, CONTAINING 9.00 ACRES MORE OR LESS.

PROPERTY IS SUBJECT TO A TEN FOOT SEWER EASEMENT ALONG THE NORTH LINE.

2. Section 2. That the following schedule of services shall be extended to the area by the City of Lonoke within the statutorily required three-year period after the date the annexation becomes final, as follows: water, sewer and mosquito control.

3. Section 3. That the above-described territory shall be annexed to and made a part of Ward 5 of the City of Lonoke, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

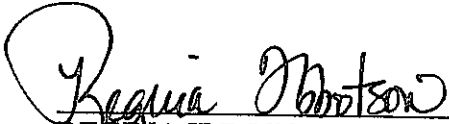
4. Section 4. Thirty days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Lonoke, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty-day period.

5. Section 5. Notice. Within forty-five days of the effective date of this Ordinance, the City Clerk shall provide written notice, along with complete documentation, to the county clerk of each county in which the territory is affected.

PASSED AND APPROVED THIS 14<sup>TH</sup> DAY OF SEPTEMBER, 2020.

  
\_\_\_\_\_  
HENRY F. REED, MAYOR

ATTEST:

  
\_\_\_\_\_  
REGINA IBBOTSON



FILED

2020 SEP 17 PM 12:26

~~IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS~~ COUNTY CLERK

DAWN PORTERFIELD

BY M. James D.C.

NO. \_\_\_\_\_

~~IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS~~  
**IN THE MATTER OF THE ANNEXATION OF  
CERTAIN LANDS TO THE CITY OF LONOKE,  
ARKANSAS**

**DECREE CONFIRMING ANNEXATION**

On this a regular day of a regular term of the County Court of Lonoke County, Arkansas, there is presented to the Court by the Lonoke Public School District, a Petition for annexation of certain territory, hereinafter more particularly described, to the City of Lonoke, Arkansas, and the Court being fully advised of the facts and the law, doth hereby find, judge, decree and confirm as follows:

The Court finds that 100% of the total number of real estate owners in the area affected by this petition have signed said petition.

The Court further finds that the territory sought to be annexed was accurately described in said petition and that said territory is contiguous to the boundaries of the City of Lonoke, Arkansas.

The Court further finds that the prayer of the petitioners is right and proper.

WHEREFORE, the Court doth hereby ORDER, JUDGE, DECREE AND CONFIRM that the following described territory be and the same is hereby annexed to and made a part of the City of Lonoke, Arkansas, to-wit:

**DESCRIPTION**

A part of the Southwest Quarter of Section Twenty, Township Two North of the Base Line, Range Eight West of the Fifth Principal Meridian, Lonoke County, Arkansas, being more particularly described as follows:

Commencing at the Northwest Corner of Said Southwest  $\frac{1}{4}$  of Section 20, T2N-R8W, Thence S01° 16' 26" W for 194.85 Feet to a Point on the Southerly Right of Way of U.S. Highway No. 70; Thence S89° 21' 39" E Along Said Right of Way for 492.59 Feet to a Point; Thence S88° 48' 39" E Along Said Right of Way for 246.12 Feet to the Point of Beginning; Thence

IN THE COUNTY COURT OF LONOKE COUNTY, ARKANSAS

IN THE MATTER OF THE ANNEXATION OF  
CERTAIN LANDS TO THE CITY OF LONOKE,  
ARKANSAS

NO. C · 2020 · 250

ORDER

Comes to be heard this 28 day of August, 2020, the Petition of the Lonoke Public School District, requesting annexation of certain Lonoke County, Arkansas property to the City of Lonoke, Arkansas pursuant to Arkansas Code Annotated §14-40-609, and from the said Petition, together with the necessary and appropriate letters or verifications of the Lonoke County Assessor and Lonoke County Clerk, together with all other facts and evidence determined by the Court, the court doth find and order:

1. That the petition and accompanying records were received within fifteen (15) days of the petition being filed.
2. That the petition and accompanying records are complete and accurate.
3. That said property is contiguous and joins the present corporate limits of the City of Lonoke, Arkansas.
4. That no enclaves will be created by the annexation of this property by the City of Lonoke, Arkansas.
5. That the petition contains a schedule of services in accordance with A.C.A. §14-40-609.
6. That within thirty (30) days of the petition being filed, I forwarded said petition and accompanying documents to the City of Lonoke, Arkansas.

FILED  
2020 AUG 28 AM 9:29  
LONOKE COUNTY CLERK  
DAWN PORTERFIELD  
BY: McGinnis D.B.

Doug Ewin  
COUNTY JUDGE

August 28, 2020  
DATE

NOW, THEREFORE, BE IT ORDAINED BY THE LONOKE CITY COUNCIL:

1. Section 1. That the following described territory, contiguous to the City of Lonoke, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Lonoke, Arkansas:

A PART OF THE SOUTHWEST QUARTER OF SECTION TWENTY, TOWNSHIP TWO NORTH OF THE BASE LINE, RANGE EIGHT WEST OF THE FIFTH PRINCIPAL MERIDIAN, LONOKE COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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4. Section 4. Thirty days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Lonoke, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty-day period.



**ARKANSAS  
GIS OFFICE**

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

October 8, 2020

Mayor Trae Reed, III  
City of Lonoke  
107 W. Second Street  
Lonoke, AR 72086

RE: City of Lonoke Annexation Coordination Requirement

FILED  
2020 OCT 15 AM 11:43  
LONOKE COUNTY CLERK  
DANN PORTERFIELD  
BY \_\_\_\_\_

Mayor Reed,

Thank you for coordinating with our office as you seek to annex property into the City of Lonoke, AR located in Section 20, Township 2 North, 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

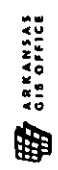
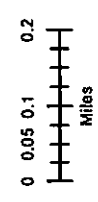
H:\City\_Annexations\Cities\Lonoke\20200615\Doc\20200615\_Lonoke\_Annexation\_Coordination\_Letter\_Revised.docx



City: Lonoke  
 Mayor: Trae Reed, III

Proposed Annex: City of Lonoke  
 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 914 of 2015



H:\City\_Annexation\GIS\Lonoke\02000015

