



ARKANSAS SECRETARY OF STATE

MARK MARTIN

July 17, 2018

The Honorable Sandy Campbell
Pike County Clerk
P.O Box 219
Murfreesboro, AR 71958

Re: City of Murfreesboro Annexation Ordinance 2018-3

Dear Ms. Campbell,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Secretary of State:

Filing Type: Annexation pursuant to A.C.A § 14-40-602 (petition by a majority of the landowners)

Effective Date: 06/13/2018 (default)

County: Pike

City: Murfreesboro

City Resolution: 2018-3

Dated: 05/14/2018

County Court Order: C-2018-1

Date Filed: 05/03/2018 Hon. Dewight Mack, Pike County Judge

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 boundary change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this pending filing, please contact our office at 501-682-3401.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Fisher".

Cynthia Fisher
Arkansas Secretary of State Legal Division
500 Woodlane St, Room 256
Little Rock, AR 72201
501-682-3401

cc: Arkansas Geographic Information Systems Office (w/ encl)
Arkansas Highway and Transportation Department Mapping Department (w/ encl)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w.encl)
UALR Institution for Economic Advancement (w/encl)
Tom-Tom (w/encl)
Ms. Penny R. Lamb, Murfreesboro Recorder and Treasurer (w/encl)



Arkansas Secretary of State

Mark Martin Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

County: Pike City/Town: Murfreesboro

City Ordinance/Resolution No: 2018-3 Date approved: 05/14/2018

County Court Case No: C-2018-1 Date Order Filed: 05/03/2018

Type: Incorporation by direct petition of landowners A.C.A §14-38-101

Date Change Effective: 07/12/2018 Set by: Municipal Ordinance Emergency Clause Court Default ^{Act}

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other (attach explanation)

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 island annexation)
- Copy of Arkansas GIS Office 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: Penny R. Lamb Title: Recorder/Treasurer

Street Address: 204 E Main, PO Box 251

City: Murfreesboro St: AR Zip code: 71958

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: [Handwritten Signature] Title: County Clerk

Date: 07/12/2018

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documentation 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: [Handwritten Signature]

FILED

JUL 17 2018

Arkansas Secretary of State

ORDINANCE NO. 2018-3

**AN ORDINANCE ACCEPTING THE ANNEXATION
OF CERTAIN TERRITORY CONTIGUOUS TO THE
CITY OF MURFREESBORO, ARKANSAS, AND
MAKING SAME A PART OF THE CITY OF
MURFREESBORO, ARKANSAS, AND ASSIGNING
SAME TO WARDS**

DECREE OF ANNEXATION

WHEREAS, Petition was filed with the County Clerk of Pike County, Arkansas, by the majority of real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the city of Murfreesboro, Pike County, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said petition; that proper notice had been given for the time and in the manner prescribed by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the city of Murfreesboro, Pike county, Arkansas, subject to the acceptance of same by the city Council of said City at the proper time as provided by law; and

WHEREAS, the time fixed by law for appealing from said order of annexation made by the County Court has expired and no appeal has been taken from said order.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURFREESBORO, PIKE COUNTY, ARKANSAS:

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

See Exhibit "A" attached hereto.

FILED

JUL 17 2018

Arkansas
Secretary of State

FILED
07/05/2018 07:58:50 am
SANDY CAMPBELL
Pike County Clerk
By _____

R D.C.

SECTION 2. That the above-described territory shall be annexed to and made a part of the North Ward of the City of Murfreesboro, and the same shall henceforth be a part of the said ward as fully as existing parts of said ward.

Passed and approved this 14th day of May, 2018.

APPROVED: *Rodney Fagan*
RODNEY FAGAN, MAYOR

ATTEST: *Penny Lamb*
PENNY LAMB, RECORDER/TREASURER

Exhibit "A"

Part of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) in Section Nine (9), Township Eight (8) South, Range Twenty-five (25) West, Pike County, Arkansas, described as follows: Commencing at a point that is 207 yards East of the Southwest corner of said forty (40) acre tract; thence North 38 degrees East 87 yards; thence East 70 yards to the County Road; thence South 38 degrees West 87 yards; thence West 70 yards to the Point of Beginning, containing one (1) acre, more or less.

SUBJECT: to any valid right of ways and/or easements and to all oil, gas and other minerals of every kind and character.

IN THE CIRCUIT COURT OF PIKE COUNTY, ARKANSAS
CIVIL DIVISION

**IN THE MATTER OF ANNEXING
TO THE CITY OF MURFREESBORO, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS
THE SAID CITY OF MURFREESBO, ARKANSAS**

CASE NO. C-2018-1

DECREE OF ANNEXATION

On this regular day of a regular term of the County Court of Pike County, Arkansas, there is presented to this Court by Penny Lamb, agent (s) of the Petitioners, a petition for annexation of certain territory, hereinafter more particularly described, to the City of Murfreesboro, Arkansas, and the Court being fully advised of the facts and the law, doth hereby find, judge and decree as follows:

The Court finds that the petition was filed more than thirty (30) days prior to this date and that in said Petition the said Penny Lamb was selected by the Petitioners to act on their behalf in filing and presenting the Petition.

The Court doth find that a majority of the total number of real estate owners in the area affected by this Petition have signed said petition and that such majority owns more than one-half (1/2) of the acreage affected.

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 Murfreesboro, Arkansas.

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 Murfreesboro, Arkansas.

FILED

JUL 17 2018

Arkansas
Secretary of State

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FILED
05/03/2018 10:21:04 am
SANDY CAMPBELL
Pike County Clerk
By _____ *OC*

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

Therefore, 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 Murfreesboro, Pike County, Arkansas to wit:

The Court doth further order that the original papers in this cause be delivered to the Clerk of Pike County, Arkansas same to be property recorded upon the records of Pike County, Arkansas, and the Clerk, after properly recording and filing the original PAPERS, prepare transcripts of the same; that one of the certified transcripts be delivered to the City of Murfreesboro, Pike County, Arkansas, one copy to the Secretary of State and one copy to the Director of the Tax Division of the Arkansas Public Service Commission.


PIKE COUNTY JUDGE

Exhibit "A"

Part of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) in Section Nine (9), Township Eight (8) South, Range Twenty-five (25) West, Pike County, Arkansas, described as follows: Commencing at a point that is 207 yards East of the Southwest corner of said forty (40) acre tract; thence North 38 degrees East 87 yards; thence East 70 yards to the County Road; thence South 38 degrees West 87 yards; thence West 70 yards to the Point of Beginning, containing one (1) acre, more or less.

SUBJECT: to any valid right of ways and/or easements and to all oil, gas and other minerals of every kind and character.



**ARKANSAS
GIS OFFICE**

May 7, 2018

Ms. Penny Lamb
Penny Lamb
Office of the Pike County Clerk
Courthouse Square
Murfreesboro, AR 71958

RE: City of Murfreesboro Annexation Coordination Requirement

Ms. Lamb,

Thank you for coordinating with our office as you seek to annex property into the City of Murfreesboro, AR case number C-2018-1 located in Section 9, Township 8 South, Range 25 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
/jjw

F I L E

JUL 17 2

**Arkansas
Secretary of State**

Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Murfreesboro\20180507\Doc\20180507_Murfreesboro_Annexation_Coordination_Letter.docx

Proposed Annex: City of Murfreesboro Case No. C-2018-1
 May 2018

City: Murfreesboro
 Mayor: Rodney Fagan



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, is evidence, the entity has met requirements of Act 914 of 2015

- Proposed Annex
- Sections
- Parcels
- Minor Road
- Existing City

FILED

JUL 17 2018

Arkansas
 Secretary of State



ORDINANCE 2018-3

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF MURFREESBORO, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF MURFREESBORO, ARKANSAS, AND ASSIGNING SAME TO WARDS

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SECTION 1. That the following described lands and territory contiguous and adjoining the city of Murfreesboro, Arkansas, be and the same is hereby accepted as part of and annexed to and made a part of the City of Murfreesboro, Arkansas:

Part of the Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) in Section Nine (9), Township Eight (8) South, Range Twenty-five (25) West, Pike County, Arkansas, described as follows: Commencing at a point that is 207 yards East of the Southeast corner of said forty (40) acre tract; thence North 38 degrees East 87 yards; thence East 70 yards to the County Road; thence South 38 degrees West 87 yards; thence West 70 yards to the Point of Beginning, containing one (1) acre, more or less.

SUBJECT: to any valid right of ways and/or easements and to all oil, gas and other minerals of every kind and character. SECTION 2. That the above-described territory shall be annexed to and made a part of the North Ward of the City of Murfreesboro, and the same shall henceforth be a part of the said ward as fully as existing parts of said ward. Passed and approved this 14th day of May, 2018

APPROVED: Rodeny Fagan, Mayor
ATTEST: Penny Lamb, Recorder / Treasurer

PROOF OF PUBLICATION

In the
Murfreesboro Diamond
Murfreesboro, AR 71958

I, John R. Schirmer, do solemnly swear that I am the publisher of the **Murfreesboro Diamond**, a newspaper published weekly at Murfreesboro, Pike County, Arkansas, and that said newspaper, published in said county, has a bonafide circulation, and that the notice attached hereto was published in said newspaper for 1 consecutive issues

as follows:

- 1st Pub July 11, 2018
- 2nd Pub _____
- 3rd Pub _____
- 4th Pub _____

John R. Schirmer
Publisher

State of Arkansas
County of Howard

Subscribed and sworn to before me this
12 day of July, 2018.

Pam McAnelly
Notary Public

My commission expires 4-1-2025
Publication cost _____

PAM MCANELLY
Notary Public - Arkansas
Sevier County
Commission #12403418
My Commission Exp. 4/01/2025