



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

November 7, 2019

The Hon. Janice Currie
Mississippi County Clerk
200 W. Walnut
Blytheville, AR 72315

Re: City of Manila Annexation Ordinance 2019-05

Dear Ms. Currie,

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: 06/27/2019

County: Mississippi

City Ordinance: 2019-05

County Court Order: CO 2019-08

City: Manila

Dated: 06/27/2019

Date Filed: 06/26/2019

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 that reads "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. Wayne Wagner, Mayor of Manila (w/encl)
Mr. Wes Wagner, Wagner Law Firm (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: Mississippi City/Town: Manila

City Ordinance/Resolution No: 0 2019-05 Date approved: June 27, 2019

County Court Case No: CO 2019-08 Date Order Filed: May 29, 2019 *Weldwell*
Type: 14-40-609 *SM 10/30/19*

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

Date Change Effective: June 27, 2019 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

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

Please indicate which ward(s) the territory will be assigned to: Ward 3
(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: Wagner Law Firm; Wes Wagner Title: Attorney

Street Address: PO Box 909

City: Manila St: SR Zip code: 72442

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: *Janise Currie* Title: *County Clerk*

Date: October 22, 2019

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

NOV 07 2019

Arkansas Secretary of State

Rev. 2/2019

CITY OF MANILA, ARKANSAS

SEP 18 2019

ORDINANCE NO. 2019-05

JANICE CURRIE
COUNTY & PROBATE DIVISION CLERK

CO 2019-08

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF MANILA, ARKANSAS, BEING LOCATED IN SECTION 36, TOWNSHIP 15 NORTH, RANGE 8 EAST, CHICKASAWBA DISTRICT, MISSISSIPPI COUNTY, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF MANILA, AND ASSIGNING SAME TO CERTAIN WARDS, AND OTHER PURPOSES.

WHEREAS, petition was filed with the County Clerk of the Chickasawba District of Mississippi County, Arkansas, by the sole real estate owner of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Manila, Arkansas; and

WHEREAS, on June 26, 2019, the County Court of the Chickasawba District of Mississippi County, Arkansas, found that the petition was signed by the sole real estate owner in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Manila, 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 Manila, Arkansas, subject to the acceptance of the 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.

WHEREAS, it is in the best interest of the City of Manila, Arkansas, that said territory be accepted.

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

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

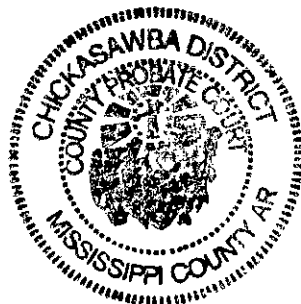
LEGAL: Part of the NE1/4 of the SE1/4 of Section 36, Township 15 North, Range 8 East, Mississippi County, Arkansas, more particularly described as follows: commence at the Southwest corner of the NE1/4 of the SE1/4 of said section 36; thence N89°52'36" E along the South line of the Northeast quarter of the Southeast quarter a distance of 40.00 feet to the point of beginning; thence N00°41'27" W 275.00 feet; thence N89°52'36" E 818.00 feet; thence S00°36'02" E 275.00 feet; thence S89°52'36" W 818.37 feet to the point of beginning, containing 5.17 acres more or less.

SECTION 2. That the above described territory shall be annexed to and made a part of Ward 3, of the City of Manila, Arkansas, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

Passed and approved this 27th day of June 2019.

APPROVED: Wayne Abgner
MAYOR

ATTEST: Lucie Parker
RECORDER



STATE OF ARKANSAS
MISSISSIPPI COUNTY, CHICKASAWBA DISTRICT
I hereby certify this to be a true copy of the original
Ordinance filed in my office 9/18/2019
JANICE CURRIE, COUNTY & PROBATE CLERK
BY Martha Best C. DATE 9/18/2019

**IN THE COUNTY COURT FOR THE CHICKASAWBA DISTRICT OF
MISSISSIPPI COUNTY, ARKANSAS**

IN THE MATTER OF:

FILED

**THE ANNEXATION OF CERTAIN TERRITORY TO
THE CITY OF MANILA, ARKANSAS LOCATED
IN SECTION THIRTY-SIX (36),
TOWNSHIP FIFTEEN (15) NORTH,
RANGE EIGHT (8) EAST.**

JUN 26 2019

NO. CO-2019- 08

JANICE CURRIE
COUNTY & PROBATE DIVISION CLERK

ORDER FOR ANNEXATION

On this 26th day of June, 2019, comes on to be heard the Petition of Premier Properties of NEA, LLC, an Arkansas limited liability corporation, requesting that the following described property located in the Chickasawba District of Mississippi County, Arkansas, be annexed to the City of Manila, Arkansas, to wit:

LEGAL: Part of the NE1/4 of the SE1/4 of Section 36, Township 15 North, Range 8 East, Mississippi County, Arkansas, more particularly described as follows: commence at the Southwest corner of the NE1/4 of the SE1/4 of said section 36; thence N89°52'36" E along the South line of the Northeast quarter of the Southeast quarter a distance of 40.00 feet to the point of beginning; thence N00°41'27" W 275.00 feet; thence N89°52'36" E 818.00 feet; thence S00°36'02" E 275.00 feet; thence S89°52'36" W 818.37 feet to the point of beginning, containing 5.17 acres more or less.

And this Court having considered the petition and the Order setting the same for hearing on this date, which date is more than thirty (30) days after the filing of said petition; proof of publication of notice of said hearing; and all other things and matters before the Court, the Court finds as follows:

1. The petition filed by said Petitioner is in accordance with the Arkansas Code Annotated Section 14-40-601 et. seq.

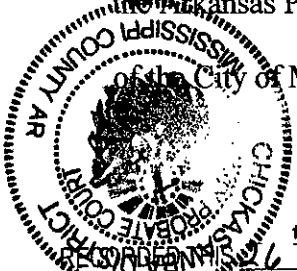
2. The Petitioner is the owner of the property sought to be annexed. The petition has been properly signed and due proper notice of said hearing by publication in the manner and in time required by law has been given.

3. That an accurate plat of the above described property was filed with the Petition; and the limits of the above described area have been properly described in the Petition and said area is contiguous to and adjoins the City of Manila, Arkansas.

4. The Petition filed herein should be granted subject to acceptance by the City of Manila, Arkansas, and subject to the right of any person to file objections to the final granting thereof.

IT IS THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the Petition for Annexation which is before this Court be and the same is hereby granted in all particulars; that the plat attached to said Petition shows the exact boundary line as contained in the legal description in accordance with the copy of said plat and at such areas shall be and become a part of the city limits of the City of Manila, Arkansas, when accepted by the City of Manila, Arkansas, and the Clerk of this Court is hereby directed to prepare the necessary transcript and duly certify the same, one copy to be delivered to the Secretary of State of Arkansas; one copy to be delivered to the Director of the Tax Division of the Arkansas Public Service Commission, after action on this matter is taken by the City Council

of the City of Manila, Arkansas.



RECORDED 26 DAY OF June 2019
BOOK 151-512 PAGE 151-512 OF THE
County RECORDS OF CHICKASAWA
DISTRICT OF MISSISSIPPI COUNTY, ARKANSAS
JANICE CURRIE
COUNTY & PROBATE DIVISION CLERK
BY: Martha Best D.C.



HON. COUNTY JUDGE
June 26, 2019
DATE

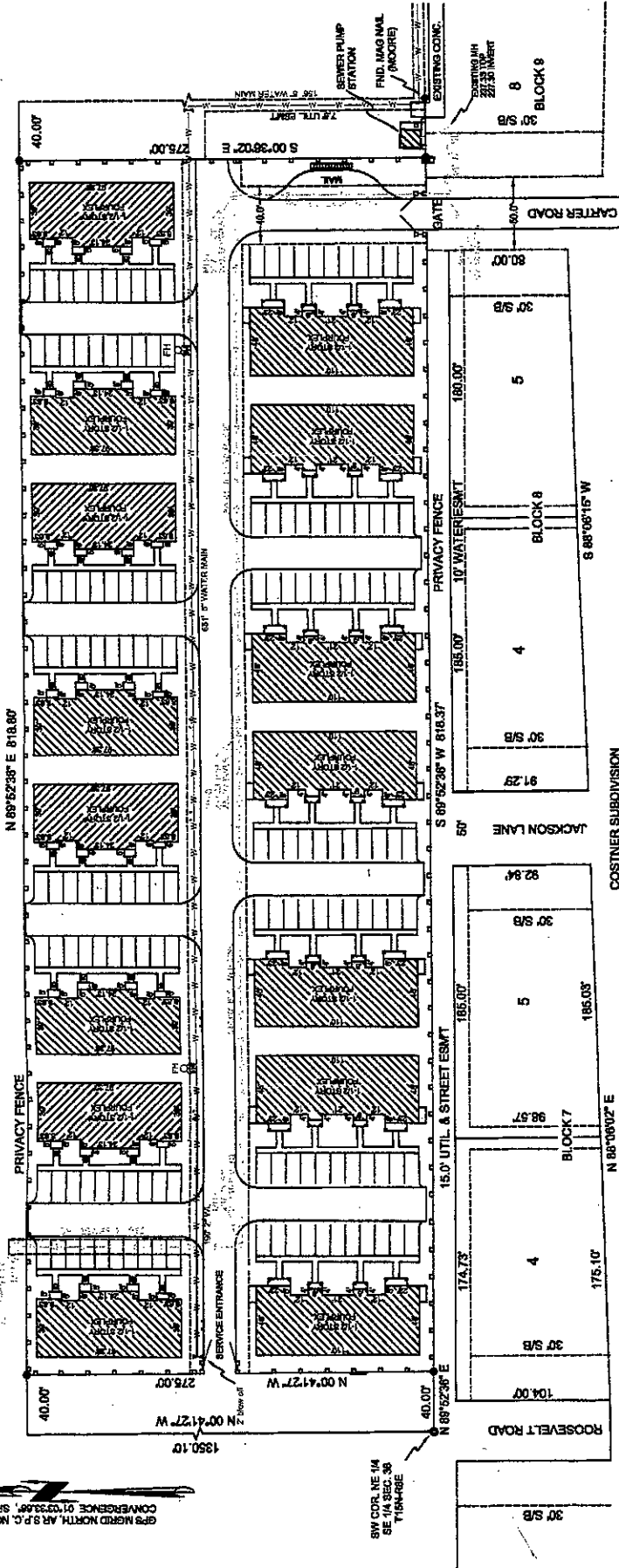
STATE OF ARKANSAS
MISSISSIPPI COUNTY, CHICKASAWA DISTRICT
I hereby certify this to be a true copy of the original
Order filed in my office 6/26/2019
JANICE CURRIE, COUNTY & PROBATE CLERK
BY: Martha Best D.C. DATE 9/18/2019



STATE OF ARKANSAS
 MISSISSIPPI COUNTY, CHICKASAWBA DISTRICT
 I hereby certify this to be a true copy of the original

filed in my office 6/26/2019
 JANICE CURRIE, COUNTY & PROBATE CLERK
 BY: Maureen B. C. DATE 9/18/2019

"The Hideaway"
 Luxury Condominiums



0' 60' 120' 180'

PLAT OF SURVEY

MICHAEL OLDHAM DC, 827 E. MAIN STE. B
 BLYTHEVILLE, ARKANSAS 72315
 ADAMSON SURVEYING, 104 BRANCHWOOD LANE, PLANT SCALE:
 JONESBORO ARKANSAS 72404 PR 822-6660 1" = 80.00'
 REVISION
 DATE: 01/11/2018 SHEET ONE OF ONE



PART OF THE NE 1/4 OF THE SE 1/4 SECTION 28, T16N-R8E, MISSISSIPPI COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS; COMMENCE AT THE SW CORNER OF THE NE 1/4 OF THE SE 1/4 SAID SECTION 28; THENCE N 88°52'38" E ALONG THE SOUTH LINE OF THE NE 1/4 OF THE SE 1/4 A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE N 00°41'27" W 275.00 FEET; THENCE N 88°52'38" E 818.80 FEET; THENCE S 00°38'02" E 275.00 FEET; THENCE S 88°52'38" W 616.37 FEET TO THE POINT OF BEGINNING, CONTAINING 5.17 ACRES, MORE OR LESS.

500-16N-08E-0-36-210-47-1065

500-1085-00000

GPS MGRD NORTH, AR S.P.C. NORTH, NAD83
 CONVERGENCE 01'23.3166", SFCN 0.000004890
 SW COR. NE 1/4
 SE 1/4 SEC. 36
 T16N-R8E



**ARKANSAS
GIS OFFICE**

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

October 10, 2019

Ms. Shantell McGraw
Election Coordinator – Secretary of State
500 Woodlane St. Room 026
Little Rock, AR 72201

RE: City of Manila Annexation Coordination Requirement – Ordinance 2019-05

Ms. McGraw

Thank you for coordinating with our office as you seek to file annexation Ordinance 2019-05 for the City of Manila, AR located in Section 36, Township 15 North, Range 8 East. This letter represents confirmation that this annexation was 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

H:\City_Annexations\Cities\Manila\20191010\Doc\20191010_Manila_Annexation_Coordination_Letter_ord2019-05.docx

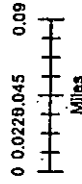
ARKANSAS GIS OFFICE
1 Capitol Mall, Suite 6D • Little Rock, AR 72201 • 501.682.2767
gis.arkansas.gov • transform.ar.gov



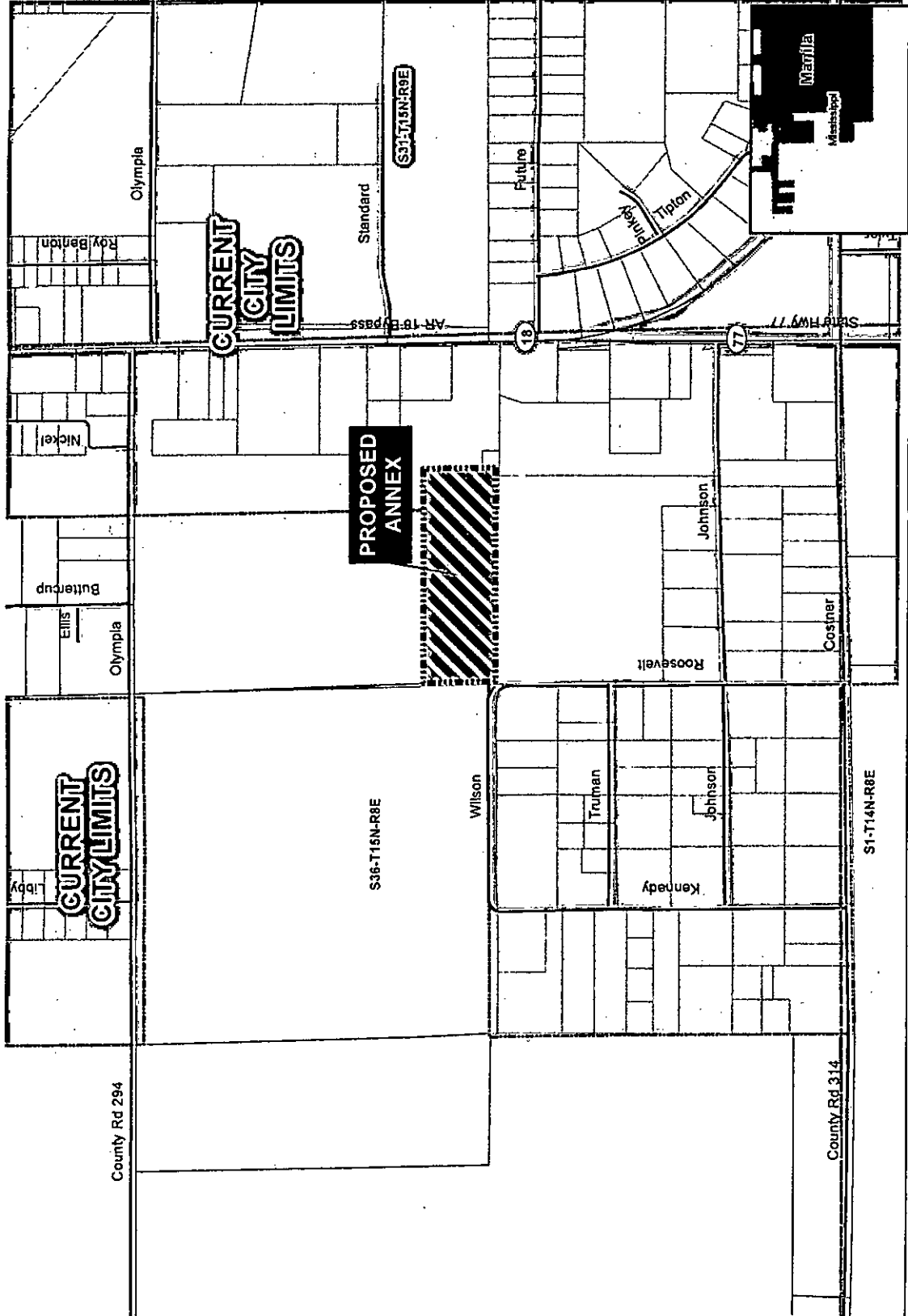
Proposed Annex Ord 2019-05 : City of Manilla
October 2019

City: Manilla
Mayor: Wayne Wagner

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



HC:\City_Annexes\Bona\GIS\Map\20191019





JANICE CURRIE
COUNTY CLERK
MISSISSIPPI COUNTY, ARKANSAS



Courthouse Blytheville, AR
200 W. Walnut - Ste. 103
Blytheville, AR 72315
Tel (870) 762-2411
Fax (870) 838-7784

Courthouse Osceola, AR
200 W. Hale - Room 205
Osceola, AR 72370
Tel (870) 563-2242
Fax (870) 563-1313

Secretary of State
State Capitol Building
Little Rock AR 722201

September 18, 2019

RE: Annexation to City of Manila

Dear Secretary of State:

Pursuant to the provisions of Section 14-40-605 of the Arkansas Code of 1987, I am enclosing herewith the following:

1. Certified copy of plat of annexed territory,
2. Certified copy of the Order of the County Court for the Chickasawba District of Mississippi County, Arkansas authorizing annexation of said territory,
3. Certified copy of Ordinance of the City Council of the City of Manila Arkansas, accepting annexation of territory to the City of Manila.

By separate mailing, certified copies of such documents have been forwarded to the Director of the Tax Division of the Arkansas Public Service Commission. Copies of these documents are enclosed with the request that you note the filing in your office of the certified copies and return to the undersigned.

If you need any additional information, documents or clarification, please notify our office promptly.

Thank you for your usual courtesy and efficient service in completing this procedure.

Yours very truly,

Janice Currie
Mississippi County Clerk