



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

August 4, 2021

The Hon. Sharon Brooks
Sebastian County Clerk
35 South 6th St., Room 102
Fort Smith, AR 72901

Re: City of Mansfield Detachment Ordinance 2019-9

Dear Ms. Brooks,

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: Detachment pursuant to A.C.A §14-40-601 (detachment by petition)

Effective Date: 5/18/2021

County: Sebastian

City: Fort Smith

City Resolution: 2019-9

Dated: 10/17/2019

County Court Order: CC-2021-3-G

Date Filed: 5/19/2021

A file marked copy of the resolution, 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. Buddy Black, Mayor of Mansfield (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: Sheridan City/Town: Mansfield
 City Ordinance/Resolution No: 2019-9 Date approved: 10/17/19
 County Court Case No: CC-2021-3-G Date Order Filed: 5/19/21
 Type: A.C.A. § 14-40-601 14-40-601

(Choose from the list of Arkansas Code Sections located on the back)
 Date Change Effective: 5/18/21 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: _____

Initiating party: _____ (See A.C.A. § 14-40-203)

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: Buddy Black Title: Mayor
 Street Address: P.O. Box 307, 200 N. Sebascott
 City: Mansfield St: AR Zip code: 72944

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: Sharon Brooks Title: County Clerk
 Date: 6-25-2021

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: [Signature]

FILED

AUG 04 2021

Arkansas Secretary of State

Rev. 2/2019



Sharon Brooks
County Clerk and Recorder

35 S. 6th Street, Room 102
P.O. Box 1089
Fort Smith, Arkansas 72902-1089
479.782.5065 Fax 479.784.1567
sbrooks@co.sebastian.ar.us

RECEIVED

JUL 01 2021

Arkansas
Secretary of State

June 28, 2021

Arkansas Secretary of State
Attn: Municipal Boundary Filing
500 Woodland Ave Suite 256
Little Rock AR 72201-1094

RE: In the Matter of the Detachment of Real Property
from the City of Mansfield
Sebastian County Court No. CC-2021-3-G

Dear Sirs:

Please find enclosed a certified copy of the following documents in the above captioned annexation:

1. Plat of area to be annexed
2. Order of Annexation
3. Resolution No.2019-9

Thank you for your attention to this matter.

Sincerely,

SHARON BROOKS, COUNTY CLERK AND RECORDER

A handwritten signature in cursive script that reads "Jean Sterling".

Jean Sterling
Deputy Clerk
CC: City of Mansfield

Greenwood

301 East Center
P.O. Box 428

Greenwood, Arkansas 72936-0428
479.996.4195 Fax 479.996.4165

RESOLUTION NO. 2019- 9

Pages: 2

A RESOLUTION AUTHORIZING THE DETACHMENT, OR DEANNEXATION, OF CERTAIN REAL PROPERTY LOCATED WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF MANSFIELD, ARKANSAS AND REMITTING SAME TO SEBASTIAN COUNTY, ARKANSAS; FOR THE APPROVAL OF THE PETITION LANDOWNERS SEEKING SAME; FOR A REQUEST FOR HEARING BEFORE THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS; AND FOR OTHER PURPOSES

WHEREAS, the State of Arkansas allows for the detachment, or deannexation, of certain real property from within the boundaries of a municipal corporation at the request of qualifying landowners; and

WHEREAS, such a petition has been made by the rightful landowners of certain real property currently lying with the municipal boundaries of the City of Mansfield, Arkansas; and

WHEREAS, officials with the State of Arkansas GIS Office in Little Rock have been consulted and have confirmed that the subject real property does, in fact, lie within the municipal boundaries of the City of Mansfield, Arkansas; and

WHEREAS, it has been the mutual understanding heretofore of both the subject landowners and the City of Mansfield, Arkansas that the subject property has lied outside of the municipal boundaries of the City of Mansfield, Arkansas and solely within the unincorporated boundaries of the Greenwood District of Sebastian County, Arkansas;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mansfield, Arkansas, as follows:

Section 1: David L. Carlton and Janet L. Carlton, by way of proof of a Warranty Deed With Relinquishment of Dower as tenants by the entirety with rights of survivorship dated December 16, 1974, have proven themselves as the rightful landowners of the following real property located within the City of Mansfield, Sebastian County, Greenwood District, Arkansas, to wit:

A part of Lot Number Eight (8) in Section Two (2), Township Four (4) North, Range Thirty-one (31) West of the 5th Principal Meridan in the County of Sebastian, State of Arkansas, and being more particularly described as follows: Beginning at a point which is 1013.76 feet North of the Southwest corner of Lot 8, thence North 74 degrees 30 minutes East 506.00 feet more or less to the Look Out Gap Road, thence along said road, South 15 degrees 30 minutes East 377 feet to the Northeast corner of the Hunton Land, thence along the North line of said Hunton Land West 588.35 feet to the West line of Lot 8, thence North 228.07 feet, more or less to the point of beginning, containing 3.73 acres, more or less.

Section 2: The petition of David L. Carlton and Janet L. Carlton to have the aforementioned real property detached, or deannexed, from the municipal boundaries of the City of Mansfield, Arkansas and remitted to Sebastian County, Arkansas is hereby granted.



Section 3: Pursuant to Arkansas law, the City of Mansfield, Arkansas shall request a hearing before the County Court of Sebastian County, Arkansas to exclude the above-mentioned real property from the limits of this municipal corporation and remit same back to Sebastian County, Arkansas

PASSED ON THIS 17 DAY OF OCTOBER, 2019.

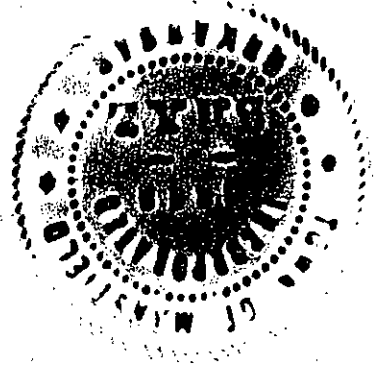


William T. "Buddy" Black, Mayor

Attest:



Becky Walker, Recorder-Treasurer

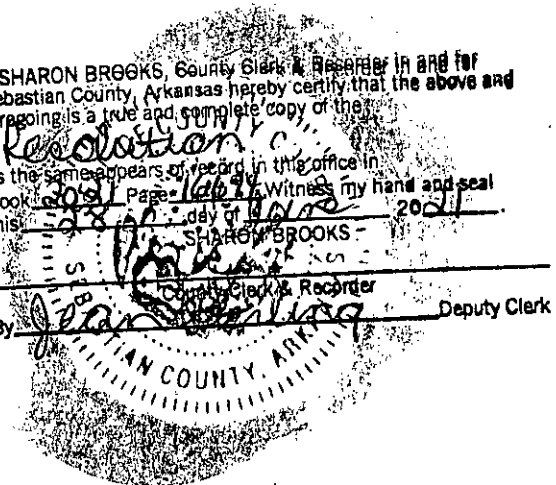


CERTIFIED

I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the

Resolution
as the same appears of record in this office in
Book 2091 Page 166 Witness my hand and seal
this 28 day of June 2021

By Sharon Brooks County Clerk & Recorder Deputy Clerk



IN THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS

IN THE MATTER OF THE DETACHMENT, OR
DEANNEXATION, OF LANDS FROM THE CITY
OF MANSFIELD, ARKANSAS

CASE NO. CC-2021-3-G

DAVID L. CARLTON and
JANET L. CARLTON

PETITIONERS

ORDER NO. CCO-2021-0093

Now on this 18th day of May, 2021, comes before the Court for hearing the above-captioned matter, the Petitioners, appearing in person and pro se, the City of Mansfield, appearing by and through its attorney, Travis Plummer, and after the considering the facts and matters of law set forth before it, the Court finds as follows:

1. That this Court has jurisdiction over the parties and subject matter herein, and venue is proper.
2. That the Petitioners are seeking to have their real property, the legal description of which is included in the Petition filed herein, removed from within the municipal boundary of the City of Mansfield, Arkansas, pursuant to A.C.A. § 14-40-601.
3. That the Petitioners have satisfied their obligation to complete the steps necessary to petition the Court for detachment or deannexation of their property in accordance with the guidelines set forth by the Arkansas Secretary of State and in accordance with A.C.A. § 14-40-103.

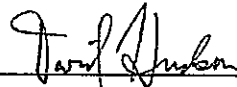
FILED

MAY 19 2021

SHARON BROOKS
Sebastian County Clerk & Recorder
BY: PS

4. That the Petitioners' Petition for Detachment is hereby granted, and the real property that is subject to this action is hereby detached or deannexed from within the municipal boundary of the City of Mansfield.

IT IS SO ORDERED.



Honorable David Hudson,
Sebastian County Judge

5/18/2021

Date

CERTIFIED

I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the

order NO C-00-2021-00033

as the same appears of record in this office in

Book Page Witness my hand and seal

this 18 day of June 2021

SHARON BROOKS

By Jean Sterling County Clerk & Recorder Deputy Clerk

FILED

APR 22 2021

SHARON BROOKS
Sebastian County Clerk & Recorder
BY SS

IN THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS

**IN THE MATTER OF THE DETACHMENT, OR
DEANNEXATION, OF LANDS FROM THE CITY
OF MANSFIELD, ARKANSAS**

CASE NO. CC-2021-3 G

**DAVID L. CARLTON and
JANET L. CARLTON**

PETITIONERS

NOTICE OF PETITION FOR DETACHMENT

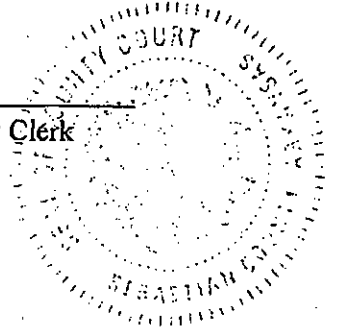
Notice is hereby given that a Petition for Detachment has been filed in the office of the County Clerk of Sebastian County, Arkansas, to detach, or deannex, the following described lands from the City of Mansfield, Sebastian County, Arkansas, to wit:

A part of Lot Number Eight (8) in Section Two (2), Township Four (4) North, Range Thirty-one (31) West of the 5th Principal Meridian in the County of Sebastian, State of Arkansas, and being more particularly described as follows: Beginning at a point which is 1013.76 feet North of the Southwest corner of Lot 8, thence North 74 degrees 30 minutes East 506.00 feet more or less to the Look Out Gap Road, thence along said road, South 15 degrees 30 minutes East 377 feet to the Northeast corner of the Hunton Land, thence along the North line of said Hunton Land West 588.35 feet to the West line of Lot 8, thence North 228.07 feet, more or less to the point of beginning, containing 3.73 acres, more or less.

Any person or entity with objection to the detachment of the above described lands from the City of Mansfield, Arkansas, is hereby given notice that a public hearing in this matter is scheduled for May 18, 2021, at 11:00 A.M. at the Fort Smith Courthouse located at 6th and Rogers, Courtroom 204.

WITNESS my hand and seal of this Court this 22nd day of April, 2021.

Sharon Brooks
Sharon Brooks, Sebastian County Clerk

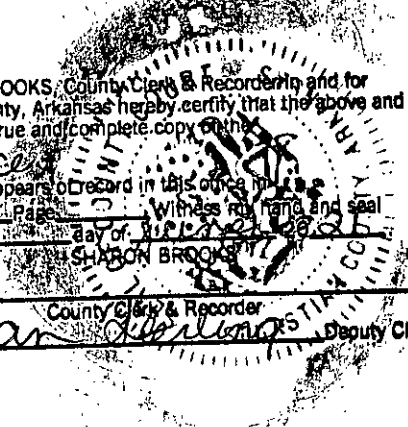


CERTIFIED

I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the

Notice
as the same appears of record in this office in
Book _____ Page _____ with my hand and seal
this 28 day of April 2021.

By Jean Arline
County Clerk & Recorder Deputy Clerk



FILED

APR 19 2021

SHARON BROOKS
Sebastian County Clerk & Recorder
BY _____

IN THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS

**IN THE MATTER OF THE DETACHMENT, OR
DEANNEXATION, OF LANDS FROM THE CITY
OF MANSFIELD, ARKANSAS**

CASE NO. CC-2021-3 G

**DAVID L. CARLTON and
JANET L. CARLTON**

PETITIONERS

NOTICE OF PETITION FOR DETACHMENT

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Any person or entity with objection to the detachment of the above described lands from the City of Mansfield, Arkansas, is hereby given notice that a public hearing in this matter is scheduled for May 11, 2021, at 11:00 A.M. at the Fort Smith Courthouse located at 6th and Rogers, Courtroom 204.

WITNESS my hand and seal of this Court this 19th day of April, 2021.

Sharon Brooks

Sharon Brooks, Sebastian County Clerk

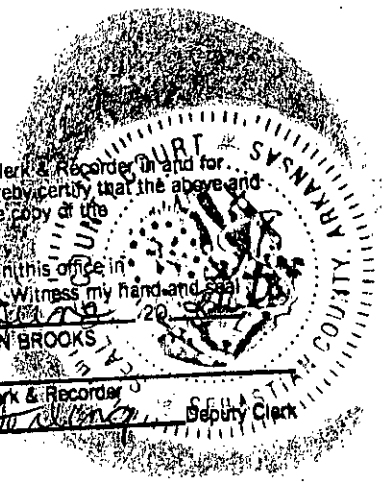


CERTIFIED

I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the

Notice
as the same appears of record in this office in
Book _____ Page _____ Witness my hand and seal
this 19 day of April 2021
SHARON BROOKS

County Clerk & Recorder
By Jeanette Deputy Clerk



IN THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS

IN THE MATTER OF THE DETACHMENT, OR DEANNEXATION, OF LANDS FROM THE CITY OF MANSFIELD, ARKANSAS

CASE NO. CC-2021-36

DAVID L. CARLTON and
JANET L. CARLTON

PETITIONERS

PETITION FOR DETACHMENT

COMES NOW, the Petitioners, David L. Carlton and Janet L. Carlton, husband and wife, and for their Petition to Detach lands lying within the County of Sebastian, City of Mansfield, Arkansas, do state as follows:

1. That this Court has jurisdiction over the parties and subject matter herein, and venue is proper.
2. That the Petitioners state on oath that they are the true and correct owners of record of the property that is the subject of this cause.

CERTIFIED

3. That the property is currently located within the municipal boundary of the City of Mansfield, Sebastian County (Greenwood District), Arkansas, and the Petitioners petition to be detached or deannexed from the municipal boundary of the City of Mansfield.

The legal description for the subject property is as follows:
I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the

petition for detachment
as the same appears of record in this office in Book 208 Page 11 and Witness my hand and seal this 25 day of March 2021
SHARON BROOKS

BY
SHARON BROOKS
SEBASTIAN CO. CLERK
SB

2021 MAR 25 PM 2:21

FILED

County Clerk & Recorder
By Jean Sterling Deputy Clerk

RESOLUTION NO. 2019- 9

A RESOLUTION AUTHORIZING THE DETACHMENT, OR DEANNEXATION, OF CERTAIN REAL PROPERTY LOCATED WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF MANSFIELD, ARKANSAS AND REMITTING SAME TO SEBASTIAN COUNTY, ARKANSAS; FOR THE APPROVAL OF THE PETITION LANDOWNERS SEEKING SAME; FOR A REQUEST FOR HEARING BEFORE THE COUNTY COURT OF SEBASTIAN COUNTY, ARKANSAS; AND FOR OTHER PURPOSES

WHEREAS, the State of Arkansas allows for the detachment, or deannexation, of certain real property from within the boundaries of a municipal corporation at the request of qualifying landowners; and

WHEREAS, such a petition has been made by the rightful landowners of certain real property currently lying with the municipal boundaries of the City of Mansfield, Arkansas; and

WHEREAS, officials with the State of Arkansas GIS Office in Little Rock have been consulted and have confirmed that the subject real property does, in fact, lie within the municipal boundaries of the City of Mansfield, Arkansas; and

WHEREAS, it has been the mutual understanding heretofore of both the subject landowners and the City of Mansfield, Arkansas that the subject property has lied outside of the municipal boundaries of the City of Mansfield, Arkansas and solely within the unincorporated boundaries of the Greenwood District of Sebastian County, Arkansas;

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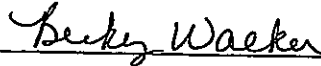
Section 3: Pursuant to Arkansas law, the City of Mansfield, Arkansas shall request a hearing before the County Court of Sebastian County, Arkansas to exclude the above-mentioned real property from the limits of this municipal corporation and remit same back to Sebastian County, Arkansas

PASSED ON THIS 17 DAY OF OCTOBER, 2019.

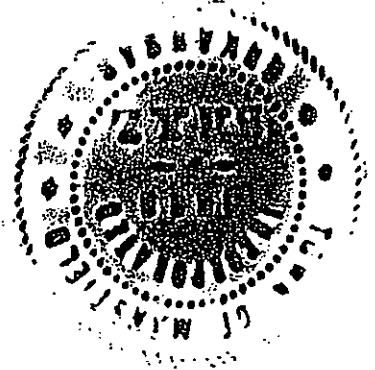


William T. "Buddy" Black, Mayor

Attest:



Becky Walker, Recorder-Treasurer



PUBLISHER'S AFFIDAVIT

Resident Press
P.O. Box 646
Mansfield, AR 72944
479-461-8546

PROOF OF PUBLICATION

I, Jason Saggatt, Publisher of Resident Press, a newspaper of general circulation, published weekly at Mansfield, Arkansas, solemnly swear that the notice herewith attached is a true copy and was published in the regular and entire issue of said newspaper for three (3) consecutive week(s), commencing with the issue date April 28, 2021 and ending with the issue date May 12, 2021.

Publisher Jason Saggatt

Subscribed and sworn to before me this 12th day of May, 2021.

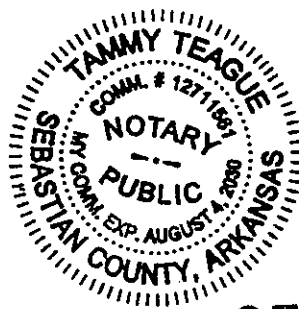
Notary Public Tammy Teague Date 5/12/21

My Commission expires, 8/14/2030

Inches 8x6 # Words 283

\$225.00 Amount Due

1272 Ad Number



CERTIFIED

I, SHARON BROOKS, County Clerk & Recorder in and for Sebastian County, Arkansas hereby certify that the above and foregoing is a true and complete copy of the:

Proof of Publication
as the same appears of record in this office in
Book _____ Page _____ Witness my hand and seal
this 28 day of May, 2021.

By Sharon Brooks County Clerk & Recorder
Deputy Clerk

BY SS
SHARON BROOKS
SEBASTIAN CO. CLERK
2021 MAY 12 PM 1:57

FILED

**IN THE COUNTY COURT OF
SEBASTIAN COUNTY, ARKANSAS**

**IN THE MATTER OF THE DETACHMENT, OR DEANNEXATION, OF LANDS FROM THE
CITY OF MANSFIELD, ARKANSAS**

CASE NO. CC-2021-3 G

**DAVID L. CARLTON and
JANET L. CARLTON**

PETITIONERS

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Witness my hand and seal of this Court this 22nd day of April, 2021.

Sharon Brooks, Sebastian County Clerk



**ARKANSAS
GIS OFFICE**

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

February 19, 2020

Honorable Mayor Black
City of Mansfield
PO Box 307
Mansfield, AR 72944

RE: City of Mansfield Detachment Coordination Requirement

Mayor Black,

Thank you for coordinating with our office as you seek to detach property from the City of Mansfield, AR located in Section 2, Township 4 North, Range 31 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

H:\City_Annexations\Cities\Mansfield\20200219_Detachment\Doc\20200219_Detachment_Mansfield_Annexation_Coordination_Letter.docx

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



