

Geometry Correction Ord 98-04: City of Melbourne
 May 2019

City: Melbourne
 Mayor: Rhonda Halbrook

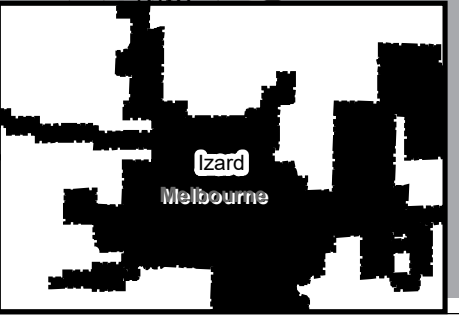
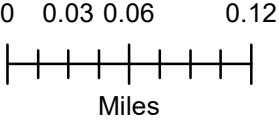
Arkansas Code 14-40-101.

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



- Sections
- Parcels
- Minor Road
- Geometry Correction
- Existing City
- Neighboring City



CITY OF MELBOURNE ORDINANCE NO. 98-04

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF MELBOURNE, IZARD COUNTY, ARKANSAS IN MAKING SAME A PART OF THE CITY OF MELBOURNE, ARKANSAS.

WHEREAS, a Petition was filed with the County Clerk of Izard County, Arkansas, by the majority of the real estate owners of the hereinafter described territory praying that said territory and lands be annexed to, and made a part of, the City of Melbourne, Izard County, Arkansas; and,

WHEREAS, on the 20th day of January, 1998, the County Judge of Izard County, Arkansas, found that the said Petition was signed by a majority of the real estate owners in said territory, both in number and in percentage of ownership of lands, and that said lands that were the subject of the annexation proceeding were continuous to, and adjoining, the present corporate limits of the City of Melbourne, Izard County, Arkansas; that an accurate plat or map of said territory to be annexed has been filed with, and made a part of, said Petition; that proper notice of the hearing on the Petition had been given for the time, and in the manner, prescribed by law; that all things pertaining to the annexation Petition filed by Petitioners had been done in the manner required by Arkansas statute and law; and that said lands and territory should be annexed to, and made a part of, the City of Melbourne, Izard County, Arkansas, subject to the acceptance of the lands into the

FILED incorporated City of Melbourne, Izard County, Arkansas, by the City Council of said city; and,

FILED
IN MY OFFICE
MAY 11 1998

OFFICE OF THE
IZARD COUNTY CLERK

Page 603 WHEREAS
ad 5-11-98
Rhonda Halbrook, Clerk

the time fixed by law for appealing from said County

COUNTY & CIRCUIT CLERK
RHONDA HALBROOK
BY _____ D.C.

Court Order of Annexation that was made by the County Judge on January 20, 1998, has expired and no appeal has been taken from said order.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MELBOURNE, IZARD COUNTY, ARKANSAS, AS FOLLOWS:

Section 1: That the following described lands and territory contiguous to, and adjoining, the City of Melbourne, Izard County, Arkansas be, and by the same the said lands are hereby, accepted as part of, and annexed to, the City of Melbourne, Izard County, Arkansas, to-wit:

The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$; the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$; all that part of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ that lies South of the Melbourne-Larkin W.P.A. Road in Section 1, Township 16 North, Range 9 West.

ALSO, LESS AND EXCEPT: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, Township 16 North, Range 9 West, more particularly described as follows: Beginning at a point on the West line of above said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, N 01 deg. 16' E 258.90 feet from the SW corner thereof; thence N 01 deg. 16' E 300 feet to a point; thence S 88 deg. 44' E 631.43 feet to a point; thence S 01 deg. 16' W 300 feet to a point; thence N 88 deg. 44' 631.43 feet to the point of beginning.

ALSO, LESS AND EXCEPT: Part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1, Township 16 North, Range 9 West, more particularly described as follows: Beginning at a point on the West line above said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, N 01 deg. 16' E 558.90 feet from the SW corner thereof; thence N 01 deg. 16' E 278.0 feet to a point; thence S 88 deg. 44' E 631.43 feet to a point, thence S 01 deg. 16' W 278.0 feet to a point; thence N 88 deg. 44' W 631.43 feet to the point of beginning.

ALSO, LESS AND EXCEPT: Beginning at the NW corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, Township 16 North, Range 9 West, thence South along the West line of said Section 477.25 feet for a true point of beginning, thence S 88 deg. 44' E 631.42 feet; thence N. 01 deg. 16' E 278 feet; thence N. 88 deg. 44' W 631.43 feet; thence S 01 deg. 16' E 278 feet to point of beginning

ALSO, LESS AND EXCEPT: All that part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ that lies West of a county road in Section 1, Township 16 North, Range 9 West, being more particularly described as follows: Beginning at the NW corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence East 100 feet to the centerline of Jacob's Lane, thence South with the meanderings of said Jacob's Lane approximately 200 feet to the North line of the Howard Jacob's Land, thence West to the West line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence North along said line to the Point of beginning.

All that part of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ that lies North of Hwy. #69 and West of Mill Creek; and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ in Section 1, Township 16 North, Range 9 West.

ALSO, LESS AND EXCEPT: Part of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 1, Township 16 North, Range 9 West, being more fully described as follows: Beginning at the SW corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, thence N 01 deg. 16 E 1924.93 feet; thence S 87 deg. 05' E 910 feet; thence S 01 deg. 16' W 1735.55 feet; thence S 32 deg. 45' W 190.53 feet; thence N 87 deg. 43' W 810.23 feet to the point of beginning.

ALSO, LESS AND EXCEPT: A tract of land being a part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 1, Township 16 N Range 9 West in Izard County, Arkansas, more particularly described as follows: Beginning at the NW corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, thence S 01 deg. 51'36" W along the east line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 164.29 feet; thence N 87 deg. 57'24" W a distance of 300.0 feet; thence S 01 deg. 51'36" W a distance of 100.0 feet; thence N 87 deg. 47'24" W a distance of 474.80 feet; thence N 01 deg. 51'36" E a distance of 261.52 feet to the North line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence S 89 deg. 28'24" E a distance of 775.0 feet to the point of beginning. Containing 4.17 acres, more or less.

ALSO:

the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, all that part of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ that lies South of the Melbourne-Larkin W.P.A road in Section 1, Township 16 North, Range 9 West, Izard County, Arkansas

ALSO:

All that part of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ that lies North of Hwy. #69 and West of Mill Creek, and NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ in Section 1, Township 16 North, Range 9 West.

ALSO:

Included in the above described land is Ashley Woods Subdivision, having a total number of 32 Lots as shown by the Recorded Plat thereof.

Section II: Be it further ordained that the City service of providing fire protection shall be extended to the annexed property immediately upon passage of this ordinance and that all remaining City services shall be extended to the annexed property as City funds become available.

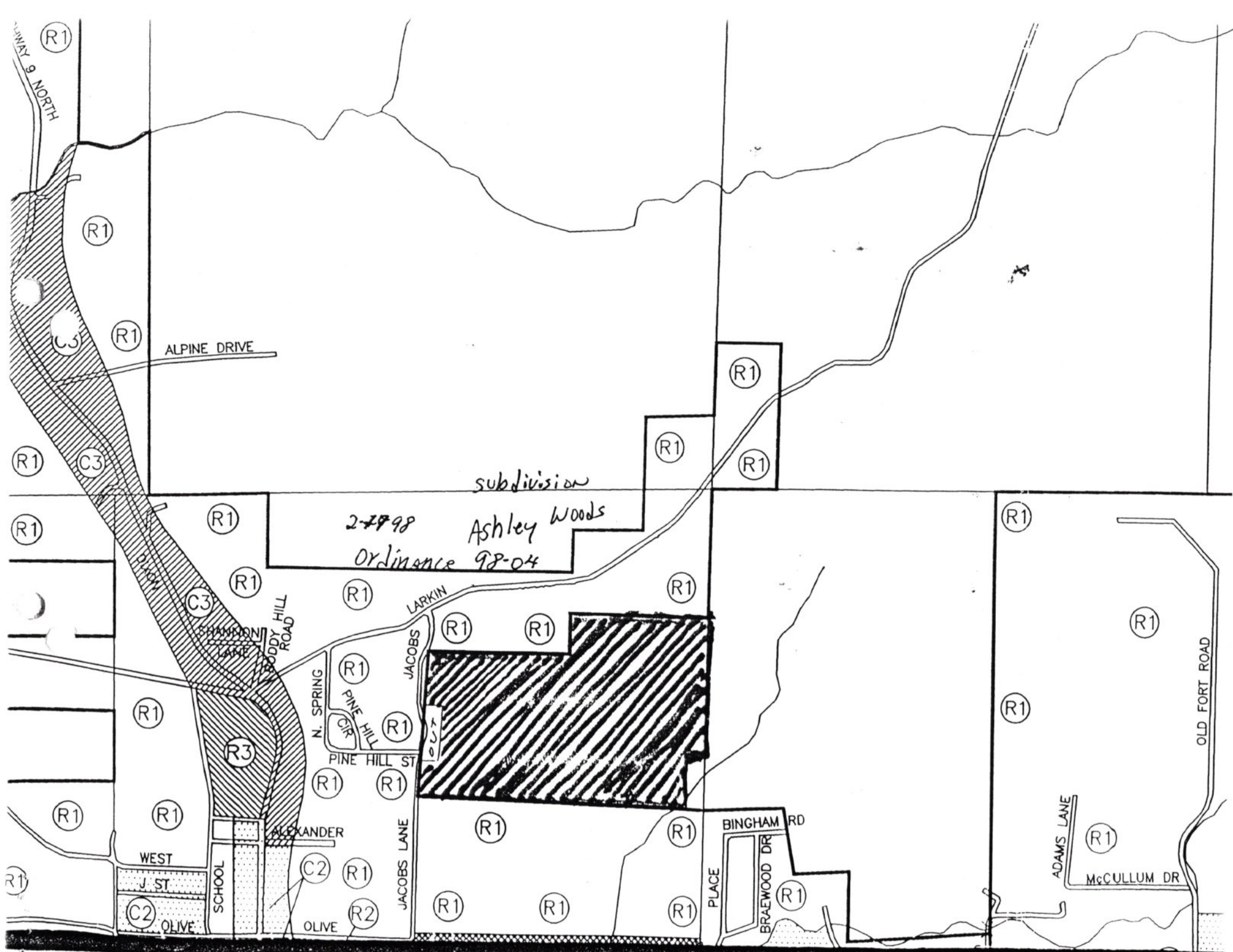
CERTIFICATE

The undersigned, City Recorder of the City of Melbourne, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 98-04, adopted at a regular session of the City Council of the City of Melbourne, Arkansas, held at the regular meeting place in said City at 6:30 o'clock p.m., on the 19th day of February, 1998 and that the ordinance is of record in Ordinance Record Book No. 98. page 04, now in my possession.

GIVEN under my hand and seal on this 19 day of February, 1998.

Connie Wheeler
City Recorder

(Seal)



subdivision

2-7998 Ashley Woods
Ordinance 98-04

ALPINE DRIVE

LARKIN

JACOBS LANE

BINGHAM RD

OLD FORT ROAD

WEST J ST

OLIVE

OLIVE

SCHOOL

N. SPRING

PINE HILL CIR

PINE HILL ST

ALEXANDER

PLACE

BRAEWOOD DR

ADAMS LANE

McCULLUM DR

HAMMOND LANE

WIDDY HILL ROAD

Jennifer Wheeler

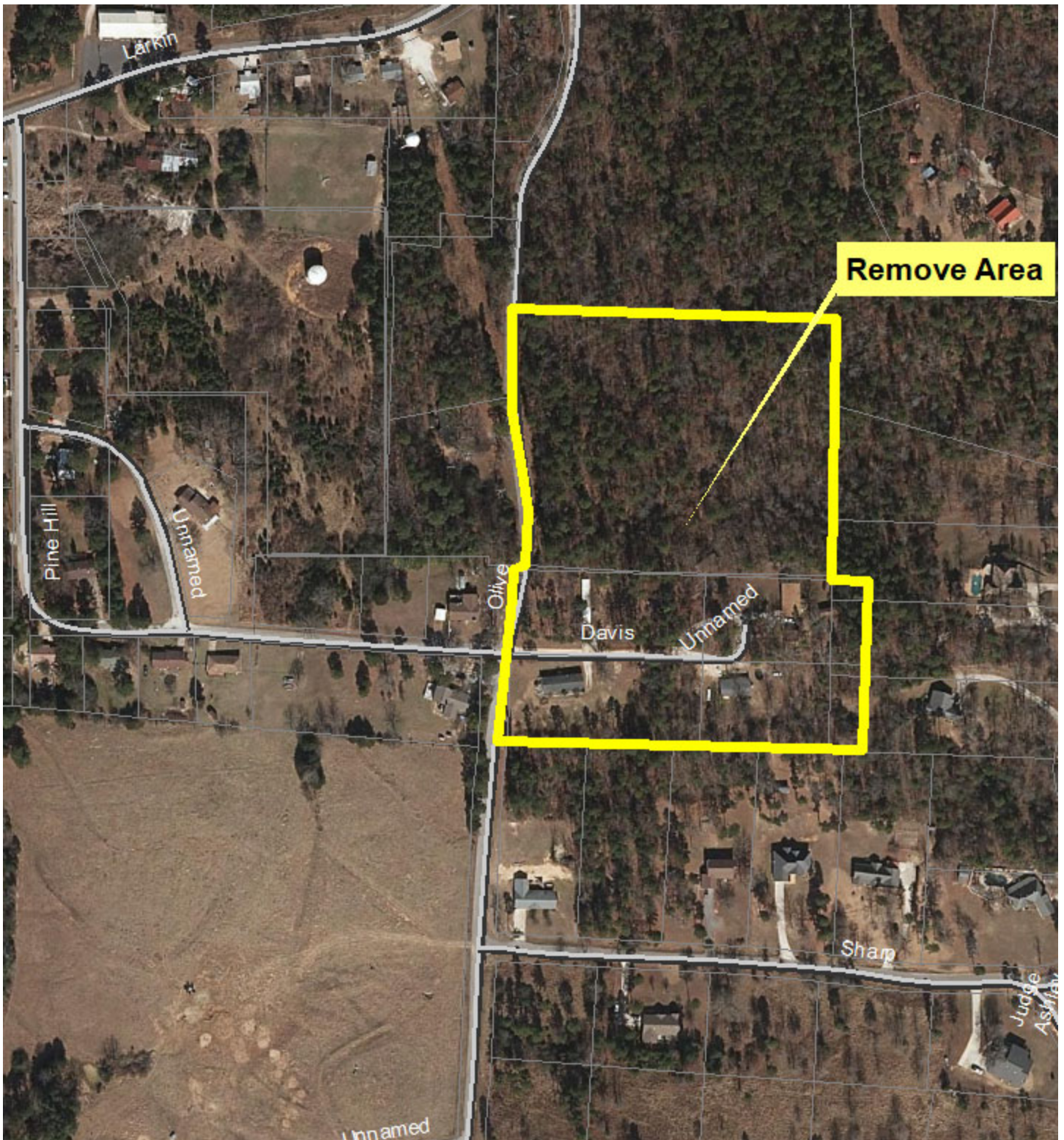
From: MELBOURNE CITY HALL <rhalbrook@yelcot.net>
Sent: Tuesday, May 28, 2019 11:46 AM
To: Jennifer Wheeler
Subject: Re: Izard County (Melbourne City) mapping

Yes this is correct and I approve of you changing your records. Thanks, Rhoda Halbrook Mayor of Melbourne

From: "Jennifer Wheeler" <Jennifer.Wheeler@arkansas.gov>
To: rhalbrook@yelcot.net
Sent: Wednesday, May 22, 2019 11:53:45 AM
Subject: Izard County (Melbourne City) mapping

Mayor Halbrook,

I believe Shelly may have given you a heads up on a possible correction to Melbourne's city limits as maintained by the state. We were working with Shelly to make sure we have the correct election precincts for the county before we submit them to the Census and found an area where the precincts and possibly the city limits are wrong. She provided the attached ordinance that "less and excepts" the area in question. According to this document and what the county assessor is showing, it makes sense that we may need to remove this part of the city from our map. Before we make changes to the state map for Melbourne, I wanted to get your approval and make sure I interpreted the legal description correctly. Can you please confirm if the below is correct? Also—as an FYI, this correction would create an enclave and I don't believe there were any provisions against doing so in 1998 when the ordinance was filed. If the city should ever want to bring that enclave in, there are relatively new statutes that allow cities to do so by ordinance—if they choose to.



Jennifer Wheeler – GIS Analyst

Arkansas GIS Office
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501.454.9524 Mobile
501.407.0790 Fax

jennifer.wheeler@arkansas.gov Email
<http://www.gis.arkansas.gov> Web

From: jsdowning523@gmail.com <jsdowning523@gmail.com> **On Behalf Of** Izard County Clerk
Sent: Thursday, May 16, 2019 11:47 AM
To: Jennifer Wheeler <Jennifer.Wheeler@arkansas.gov>
Subject: Izard County (Melbourne City) mapping

Jennifer,

I am attaching the annexation order for Ashley Woods Subdivision. The City of Melbourne mayor is Rhonda Halbrook. Her e-mail is r.halbrook@hotmail.com.

Thank you,
Shelly

P. S.
East Olive Street was formerly named Jacobs Lane