



ARKANSAS SECRETARY OF STATE

MARK MARTIN

June 24, 2016

The Honorable Phyllis Rhymes
Greene County and Probate Clerk
320 West Court ST Room 102
Paragould, AR 72350

Re: City of Paragould Annexation, Ordinance 2016-12

Dear Ms. Rhymes,

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 by petition pursuant to A.C.A § 14-40-602 (petition by majority of the land owners)

Effective Date: 06/23./2016

County: Greene

City: Paragould

City Ordinance: 2016-12

Dated: 05/23/2016

County Court Order: CO-2016-16

Dated: 04/20/2016

Hon. Rusty McMillin, County Judge, Greene County

A file marked copy of the 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)

UALR Institution for Economic Advancement (w/encl)

Tom-Tom (w/encl)

Andrea Williams, Paragould City Clerk (w/encl)

Roger U. Colbert, P.A. (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: Greene City/Town: Paragould

City Ordinance/Resolution No: 2016_12 Date approved: 05/23/2016

County Court Case No: 2016-16 Date of Order: 04/26/2016

Type: 14-40-602 or (14-40-609) please circle one

Date Change Effective: June 23, 2016 Emergency clause: Yes No

For Circuit Court Challenge: Date 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 (not required for A.C.A §14-40-1801)
- File marked copy of County Court Order (not required for A.C.A. §14-40-501)
- Proof of Publication for all Legal Notices (Hearing, Election, City Ordinance/Resolution)
- Copy of Arkansas GIS approved printed map and certification letter
- File marked copy of Petition Part or File marked copy of the certified special election results (if applicable)
- File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: Andrea Williams Title: Paragould City Clerk

Street Address: 301 W. Court

City: Paragould St: AR Zip code: 72450

City/County Official:

Signature: Phyllis Rhynes Title: County Clerk

Date: 6-13-16

Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, Atten: Municipal Boundary Filing, 500 Woodlane Ave, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: _____

F I L E D

JUN 21 2016

Arkansas
Secretary of State

RUC:cgt
5/13/16

CITY CLERK OF PARAGOULD
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2016 JUN 15 P 4: 23

ORDINANCE NO. 2016- 12

ORDINANCE TO PROVIDE FOR THE CONFIRMATION OF ANNEXATION OF
CERTAIN LANDS TO THE CITY OF PARAGOULD, ARKANSAS

ANDREA WILLIAMS, CITY CLERK

WHEREAS, UHIC Properties, LLC, being the owner of the real property hereinafter described, filed a petition in the County Court of Greene County, Arkansas, on March 15, 2016, seeking the annexation of said lands to the City of Paragould, Arkansas; and

WHEREAS, the lands hereinafter described are contiguous to properties which are located within the existing Paragould, Arkansas, city limits; and

WHEREAS, pursuant to an order entered March 15, 2016, the County Court of Greene County, Arkansas, set April 20, 2016, at 2:00 p.m., as the time and date for the hearing of said petition for annexation; and

WHEREAS, the notice to public of the application for annexation was published in the Paragould Daily Press on March 18, 2016, on March 25, 2016, and on April 1, 2016; and

WHEREAS, the County Court of Greene County, Arkansas, entered an order for annexation on April 20, 2016, annexing the lands hereinafter described to the City of Paragould, Arkansas; and

WHEREAS, no proceeding has been instituted in the Greene County, Arkansas, Circuit Court seeking to prevent the annexation of said lands; and

WHEREAS, more than thirty days have expired since the entry of the order for annexation by the County Court of Greene County, Arkansas; and

WHEREAS, UHIC Properties, LLC, has agreed to pay any costs charged by Entergy Arkansas, Inc., for the release of the lands from its service territory; and

WHEREAS, UHIC Properties, LLC, will also be required to pay the required fee to Western Greene County Water District in exchange for said district's release of its right to provide service to the lands hereinafter described; and

WHEREAS, UHIC Properties, LLC, acknowledges that the lands may not be subdivided or improvements constructed on the lands until it has paid the required fees to

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Arkansas
Secretary of State 1

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5/13/16

PASSED AND APPROVED this 23rd day of May, 2016.

CITY OF PARAGOULD, ARKANSAS

By: *Mike Gaskill*
Mike Gaskill, Mayor

ATTEST:

Andrea Williams
Andrea Williams, City Clerk

CERTIFICATE

STATE OF ARKANSAS
COUNTY OF GREENE

I, Andrea Williams, City Clerk of the City of Paragould, Arkansas, do hereby certify that the attached instrument is a true, correct, and compared copy of the Original Ordinance 2016-12, was filed in this Office on the 23rd day of May, 2016, and same is found on record on page 109 of Ordinance 2016-, of the City of Paragould, Arkansas.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the Seal of City of Paragould, Arkansas, on this the 13th day of June, 2016.

Andrea Williams City Clerk

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Arkansas
Secretary of State

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2016 APR 20 P 2:18
PHYLLIS RHYNES, CLERK

IN THE COUNTY COURT OF GREENE COUNTY, ARKANSAS

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

BY _____ DC
Case No. CO-2016-16

ORDER FOR ANNEXATION

On this 20th day of April, 2016, this matter was presented to the court upon the petition of UHIC Properties, LLC, seeking the annexation of certain lands located in Greene County, Arkansas, to the City of Paragould, Arkansas. Thereupon, this matter was presented to the court upon the petition filed herein, statements by counsel for the petitioner, and other things, facts and matters, from all of which the court does find that:

1. The petition of UHIC Properties, LLC, requesting the annexation of certain lands located in Greene County, Arkansas, to the City of Paragould, Arkansas, was filed in this court on March 15, 2016.

2. The court did, by its order entered March 15, 2016, establish April 20, 2016, at 2:00 p.m. as the time and date for the hearing on said petition pursuant to A.C.A. §14-40-602.

3. Notice to the public of the application for annexation was published in the Paragould Daily Press on March 18, 2016, on March 25, 2016, and on April 1, 2016, as required by A.C.A. §14-40-602.

4. The court has not been made aware of any opposition to the petition and no one appeared at the public hearing in opposition to the petition for annexation.

5. The lands hereinafter described adjoin the existing city limits of the City of Paragould, Arkansas, and are accurately described as set forth herein and on the survey attached as Exhibit "A" to the petition filed herein on March 15, 2016.

6. The lands which petitioner requests to be annexed to the City of Paragould, Arkansas, are described as follows:

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That part of the Southeast Quarter of the Northeast Quarter of Section 22, Township 16 North, Range 5 East, also, that part of the Southwest Quarter of the Northwest Quarter of Section 23, Township 16 North, Range 5 East, described as follows: Beginning at the Northeast corner of the Southeast Quarter of the Northeast Quarter of said Section 22, run thence South 00°32' West 50.8 feet to the true point of beginning, run thence South 89°57' East 660.8 feet, run thence South 00°34' West 1270.2 feet, run thence North 89°48' West 660.1 feet, run thence North 89°19' West 789.9 feet to the East right of way of Highway 49, run thence North 09°52' West along right of way 51.3 feet, run thence North 07°10' East along right of way 100.0 feet, run thence North 09°35' East along right of way 350.3 feet, run thence North 11°02' East along said right of way 221.0 feet, run thence North 08°07' East along said right of way 176.1 feet, run thence North 02°20' East along said right of way 248.3 feet; run thence North 12°05' East along said right of way 49.3 feet, run thence North 14°57' East along said right of way 87.5 feet, run thence South 89°15' East 629.6 feet to the true point of beginning, containing 40.06 acres, more or less, SUBJECT TO any easements that may affect said lands.

7. The court is satisfied that the allegations of the petitioner have been sustained by the proof presented to the court; that the requirement for signatures under A.C.A. §14-40-601 has been complied with; that the limits of the territory to be annexed have been accurately described and accurate maps thereof have been made and filed with the petition; and that the request of the petitioner is proper.

IT IS, THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the petition of UHIC Properties, LLC, for annexation should be, and it hereby is, granted; that the lands as hereinabove described are hereby annexed to the City of Paragould, Arkansas; and that upon the adoption of an ordinance by the City of Paragould, Arkansas, City Council accepting the above lands as part of the territory of the City of Paragould, Arkansas, a copy of said ordinance shall be recorded with the Clerk of this court.



Rusty McMillin, County Judge



ARKANSAS
GIS OFFICE

June 24, 2016

Mrs. Cynthia Fisher
Special Projects Manager
AR Secretary of State Legal Division

RE: City of Paragould Annexation Coordination Requirement

Mrs. Fisher,

Thank you for coordinating with our office as you seek to annex property into the City of Paragould, AR case number CO-2016-16. 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,

Richie Pierce, Sr. GIS Analyst
/rp

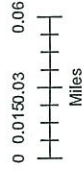
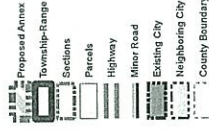
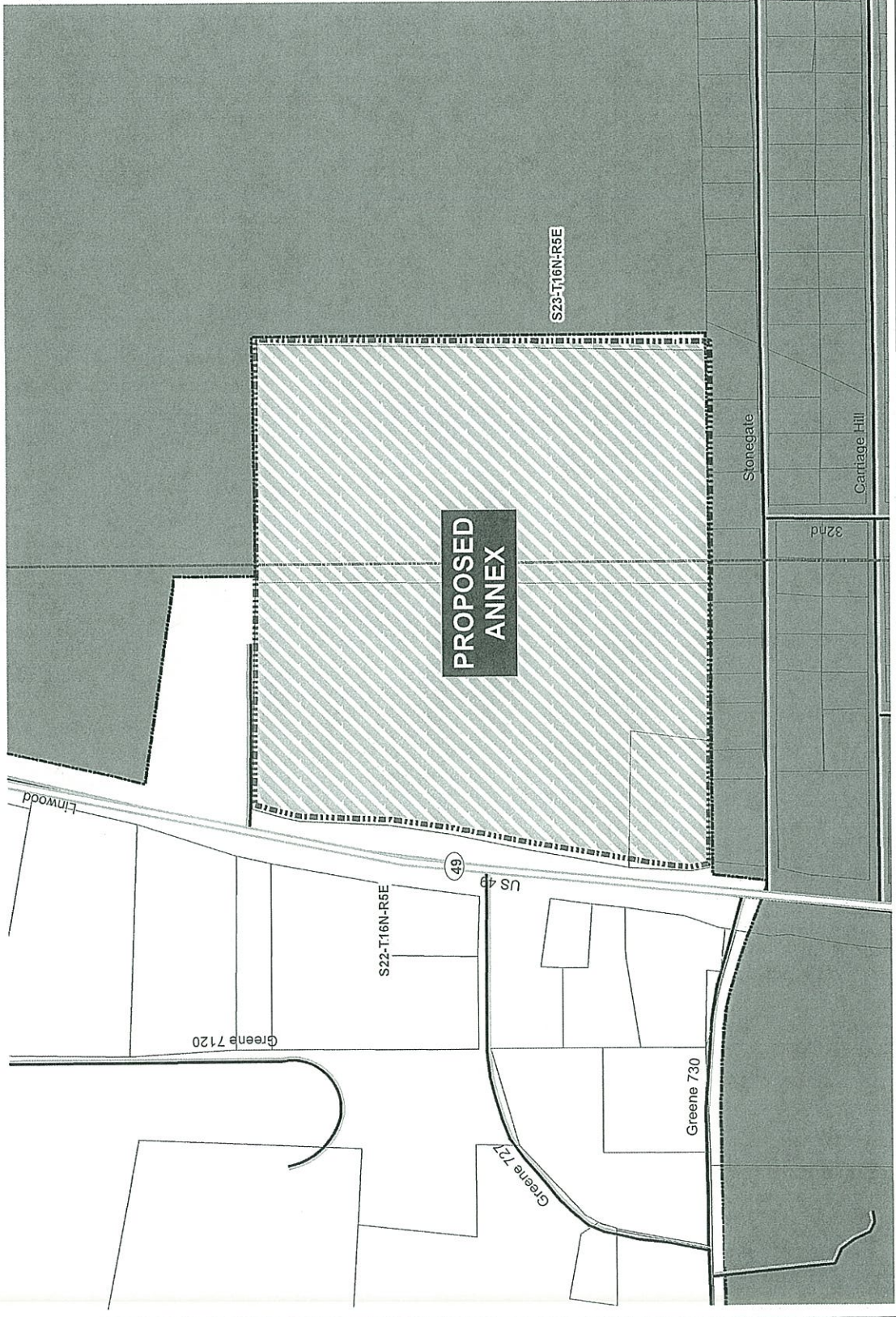
Proposed Annex: City of Paragould
June 2016

City: Paragould
Mayor: Mike Gaskill

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



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Paragould-20160623