



ARKANSAS SECRETARY OF STATE

MARK MARTIN

November 16, 2018

The Honorable Deborah Finley
Independence County Clerk
192 E. Main Street
Batesville, AR 72501

Re: City of Pleasant Plains Annexation Resolution 2018-03

Dear Ms. Finley,

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 § 14-40-609 (petition by 100% of the landowners)

Effective Date: 05/08/2018

County: Independence

City: Pleasant Plains

City Resolution: 2018-03

Dated: 05/08/2018

County Court Order: CO-2018-01

Date Filed: 05/17/2018 Hon. Robert Griffin, Independence County Judge

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 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,

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)
Ms. Maryann Stracener, Pleasant Plains 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: Independence City/Town: Pleasant Plains

City Ordinance/Resolution No: 2018-03 Date approved: 05/08/2018

County Court Case No: CO-2018-01 Date Order Filed: 05/17/2018

Type: Annexation by Petition of all Landowners A.C.A §14-40-609

Date Change Effective: 05/08/2018 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 653 of 2017)

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: Ms. Maryann Stracener Title: City Recorder and Treasurer

Street Address: P.O. Box 269

City: Pleasant Plains St: AR Zip code: 72568

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: _____ Title: Independence County Clerk

Date: _____

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: *Cynthia Fisher*

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RESOLUTION NO. 2018-03

**A RESOLUTION ACCEPTING AND GRANTING
THE ANNEXATION OF CERTAIN LANDS TO
THE CITY OF PLEASANT PLAINS, ARKANSAS**

Whereas, Priscilla L. Burress and Mt. Calvary Missionary Baptist Church, filed a petition pursuant to Arkansas Code Annotated § 14-40-609, for the annexation of certain lands into the City of Pleasant Plains, Arkansas;

Whereas, the Independence County Assessor and the Independence County Clerk have verified the petition in accordance with that statute;

Whereas, the Independence County Judge has found and ordered that petition complies with Arkansas Code Annotated § 14-40-609, and made specific findings required by that statute; and

Whereas the City Council of the City of Pleasant Plains, Arkansas, desires to accept and grant that petition for annexation as it is not inconsistent with the laws of this State,

The City Council of the City of Pleasant Plains, Arkansas, therefore resolves the Petition for Annexation by One Hundred Percent by Priscilla L. Burress and Mt. Calvary Missionary Baptist Church, is accepted and granted:

- 1. This resolution has been approved by a majority of the city council members elected to that position. Ark. Code Ann. § 14-55-203. The

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City of Pleasant Plains, Arkansas, hereby grants and accepts the Petition for Annexation by One Hundred Percent by Priscilla L. Burress and Mt. Calvary Missionary Baptist Church, filed in No. CO-2018-01 pending in the County Court of Independence County, Arkansas. That petition meets all of the requirements for annexation under Arkansas Code Annotated § 14-40-609. It has been properly verified by the County Assessor and County Clerk, and properly reviewed and approved by the County Judge.

2. The following contiguous lands to the City of Pleasant Plains, Independence County, Arkansas, are hereby annexed to and are now a part of the City of Pleasant Plains, Arkansas, as provided by law:

A part of the Southwest Quarter of the Southeast Quarter containing approximately 5.37 acres and a part of the Southeast Quarter of the Southwest Quarter containing approximately 1.36 acres, all in Section 22, Township 11 North, Range 6 West, Independence County, Arkansas and more particularly described as follows:

Commencing at the Southwest corner of the Southwest Quarter of the Southeast Quarter of Section 22, Township 11 North, Range 6 West, Independence County, Arkansas; thence N 01 degree 46'55" W along the West Line of the said Southwest Quarter of the Southeast Quarter a distance of 264.5 feet to the point of beginning; thence S 88 degree 32'59" W a distance of 100.00

feet to a point, thence N 01 degree 46'55" W a distance of 602.88 feet to a point, thence S 78 degree 30'10" E along a existing fence and the extension thereof a distance of 647.23 feet to a point, thence S 19 degree 33'10" W along the West right of way line of Main Street a distance of 490.44 feet to a point, thence S 88 degree 32'59" W along the South line of the Priscilla L. Burress Property as described on a deed recorded in Deed Book 2014, Page 1717 Independence County, Arkansas Circuit Clerk Records a distance of 351.50 to the point of beginning.

AND

A tract of land being a part of the SW Quarter of the SE Quarter of Section 22, and a part of the NW Quarter of the NE Quarter of Section 27, Township 11 North, Range 6 West in Independence County, Arkansas, more particularly described as follows:

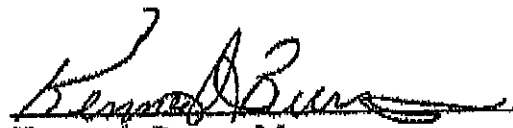
Beginning at the Southwest corner of said SW Quarter SE Quarter; thence North 00 degree 48'35" East along an existing fence a distance of 262.14' to a fence corner post; thence South 88 degree 51'33" East along a fence and the extension of said fence a distance of 351.5 feet to the West right way line of Main Street (Former U.S. Highway No. 167); thence South 20 degree 26'39" West along said west right of way line a distance of 404.81 feet; thence South 89 degree 26' West a distance of 214.9 feet to the west line of said NW Quarter NE Quarter; thence North 00 degree 31'25" East a distance of 126.33 feet to the point of beginning, containing 2.5 acres, more or less.

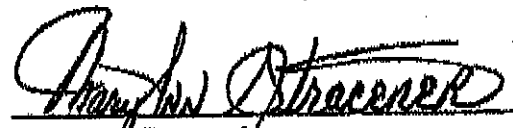


3. The Clerk or Recorder of the City shall certify and send one copy of the plat of the annexed property and one copy of this resolution to the County Clerk upon the effective date provided below. Ark. Code Ann. § 14-40-609(d)(3).

4. This resolution shall be immediately effective today, on May 8, 2018. Thirty days after that effective date this annexation shall be final and the above property shall be within the corporate limits of the City of Pleasant Plains, Arkansas.

PASSED AND APPROVED THIS 8th DAY OF MAY, 2018.


Kenneth Burns, Mayor


Clerk of Recorder

IN THE COUNTY COURT OF INDEPENDENCE COUNTY, ARKANSAS

IN THE MATTER OF ANNEXATION)

TO)

No. CO-2018-01

THE CITY OF PLEASANT PLAINS,)
ARKANSAS, CERTAIN TERRITORY)
CONTIGUOUS THERETO)

ORDER CONFIRMING ANNEXATION

Priscilla L. Burress's and Mt. Calvary Missionary Baptist Church's
Petition for Annexation by One Hundred Percent remains granted, and the
Court confirms the annexation as accepted by the City of Pleasant Plains,
Arkansas in its resolution number 2018-03.

The City of Pleasant Plains, Arkansas, accepted and granted the
annexation on May 8, 2018 by Resolution No. 2018-03. On May 14, 2018, the
City filed a certified copy of its plat of the proposed annexed property and a
certified copy of its resolution.

From the record, petition, order, and certified copy of the
annexed property and resolution, and other matters before the Court, it finds
and orders as follows.

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COUNTY & PROBATE CLERK
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1. The Court's previous findings and orders related to the Petition for Annexation by One Hundred Percent remain in full force and effect.

2. The City's certified copy of the plat and resolution are correct in form and substance to meet the annexation statute's standard. The requirements of Arkansas Code Annotated § 14-40-609 have been complied with and the annexation is in all respects proper. Ark. Code Ann. 14-40-609(d)(3)(B)(ii).

3. The annexation is therefore confirmed. The following lands are hereby annexed into the City of Pleasant Plains, Independence County, Arkansas:

A part of the Southwest Quarter of the Southeast Quarter containing approximately 5.37 acres and a part of the Southeast Quarter of the Southwest Quarter containing approximately 1.36 acres, all in Section 22, Township 11 North, Range 6 West, Independence County, Arkansas and more particularly described as follows:

Commencing at the Southwest corner of the Southwest Quarter of the Southeast Quarter of Section 22, Township 11 North, Range 6 West, Independence County, Arkansas; thence N 01 degree 46'55" W along the West Line of the said Southwest Quarter of the Southeast Quarter a

distance of 264.5 feet to the point of beginning, thence S 88 degree 32'59" W a distance of 100.00 feet to a point, thence N 01 degree 46'55" W a distance of 602.88 feet to a point, thence S 78 degree 30'10" E along an existing fence and the extension thereof a distance of 647.23 feet to a point, thence S 19 degree 33'10" W along the West right of way line of Main Street a distance of 490.44 feet to a point, thence S 88 degree 32'59" W along the South line of the Priscilla L. Burress Property as described on a deed recorded in Deed Book 2014, Page 1717 Independence County, Arkansas Circuit Clerk Records a distance of 351.50 to the point of beginning.

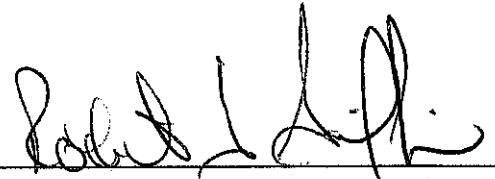
AND

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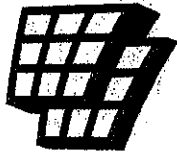
point of beginning, containing 2.5 acres, more or less.

NOW THEREFORE, IT IS HEREBY CONSIDERED, ORDERED, AND ADJUDGED that the real property described above should be and hereby is annexed to the City of Pleasant Plains, Arkansas, and that annexation is confirmed.



Robert T. Griffin, County Judge

Dated: 5-17-2018



**ARKANSAS
GIS OFFICE**

October 13, 2017

Honorable Kenneth Burns
City of Pleasant Plains
PO Box 269
Pleasant Plains, AR 72568

RE: City of Pleasant Plains Annexation Coordination Requirement

Mayor Burns,

Thank you for coordinating with our office as you seek to annex property into the City of Pleasant Plains, AR described as the Burress and Sutter properties. 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

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

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ARKANSAS GIS OFFICE · 1 CAPITOL MALL SUITE 6D · LITTLE ROCK · ARKANSAS · 72201

PHONE (501) 682-2767 · www.gis.arkansas.gov · FAX (501) 682-6077



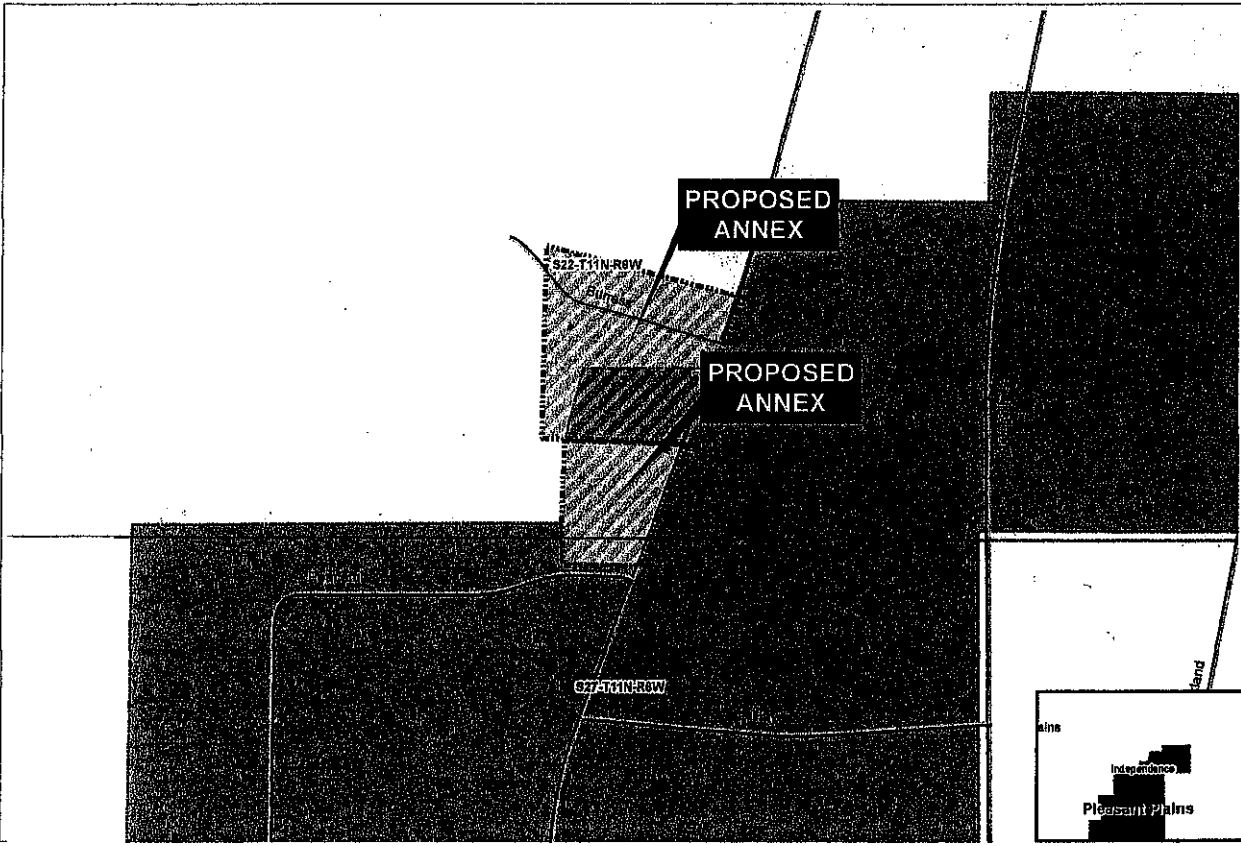


City: Pleasant Plains
Mayor: Kenneth Burns

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, in evidence, the entity has met requirements of Act 014 of 2012.



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