



ARKANSAS SECRETARY OF STATE

MARK MARTIN

April 3, 2014

The Honorable Linda Heritage
Greene County Clerk
320 West Court St. Room 102
Paragould, AR 72450

RE: Annexation

Dear Ms. Heritage,

The following information was received and has been recorded and filed in the office of the Secretary of State:

County: Greene City: Paragould

Annexation: Ordinance No. CO-2013-37 - Dated September 9, 2013
 Ordinance No. 2013-16 – Dated October 14, 2013
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By copy of this letter, I am sending file marked copies of all of the information to the UALR Institute for Economic Advancement, Arkansas Highway Mapping Department, and TomTom. All others listed will only receive notification of the annexation by copy of this letter.

If you have any questions please do not hesitate to contact me at 1-800-482-1127 or 501-682-3419.

Sincerely,

A handwritten signature in cursive script that reads "Ryan W. Norris".

Ryan Norris
Voter Services Project Administrator
Arkansas Secretary of State

cc: UALR Institute for Economic Advancement (w/encl)
Arkansas Highway Mapping Department (w/encl)
TomTom (w/encl)
Arkansas Municipal League (w/o encl)
Andrea Williams, City Clerk/Treasure (w/o encl)
Shelby Johnson, State Geographic Information Officer GIS (w/o encl)



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IN THE COUNTY ~~SECRETARY OF STATE~~ GREENE COUNTY, ARKANSAS **2013 SEP 9 P 2:18**

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

LINDA HERITAGE, CLERK

Case No. CO-2013-37

ORDER FOR ANNEXATION

On this 9th day of September, 2013, this matter was presented to the court upon the petition of John W. McCollum and Keith Bayird seeking the annexation of certain lands located in Greene County, Arkansas, to the City of Paragould, Arkansas. Thereupon, the matter was presented to the court upon the petition filed herein, statements by counsel for the petitioners, and other things, facts and matters, from all of which the court does find that:

1. The petition of John W. McCollum and Keith Bayird requesting the annexation of certain lands located in Greene County, Arkansas, to the City of Paragould, Arkansas, was filed in this court on August 8, 2013.

2. The court did, by its order entered August 8, 2013, establish September 9, 2013, 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 August 14, 2013, on August 21, 2013, and on August 28, 2013, as required by A.C.A. §14-40-602.

34-071

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 map attached as Exhibit "A" to the petition filed herein on August 8, 2013.

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

That part of the North Half of the Southeast Quarter of Section 22, Township 16 North, Range 5 East, described as follows: Beginning at the Northwest corner of the Northeast Quarter of the Southeast Quarter of said section; run thence North 89 degrees 27 minutes West, 1016.0 feet; run thence South 01 degrees 09 minutes East, 32.6 feet to the South right-of-way line of Greene County Road #730, being the true point of beginning; run thence South 89 degrees 33 minutes East along said right-of-way line, 661.0 feet; run thence North 89 degrees 39 minutes East along said right-of-way line, 106.1 feet; run thence South 87 degrees 37 minutes East along said right-of-way line, 59.8 feet; run thence South 83 degrees 53 minutes East along said right-of-way line, 48.9 feet; run thence South 86 degrees 29 minutes East along said right-of-way line, 119.9 feet; run thence South 87 degrees 19 minutes East along said right-of-way line, 78.0 feet; run thence South 81 degrees 51 minutes East along said right-of-way line, 42.6 feet; run thence South 76 degrees 33 minutes East along said right-of-way line, 79.7 feet; run thence South 73 degrees 21 minutes East along said right-of-way line, 116.5 feet; run thence South 76 degrees 10

minutes East along said right-of-way line, 33.3 feet to the West right-of-way line of U.S. Highway #49; run thence South 09 degrees 03 minutes West along said right-of-way line, 70.7 feet; run thence South 04 degrees 10 minutes East along said right-of-way line, 51.0 feet; run thence South 09 degrees 03 minutes West along said right-of-way line, 150.1 feet; run thence South 07 degrees 08 minutes West along said right-of-way, 100.0 feet; run thence South 00 degrees 27 minutes East along said right-of-way line, 151.3 feet; run thence South 10 degrees 57 minutes West along said right-of-way line, 150.3 feet; run thence South 01 degrees 26 minutes West along said right-of-way line, 26.2 feet; run thence North 89 degrees 33 minutes West, 590.4 feet; run thence North 89 degrees 17 minutes West, 659.4 feet; run thence North 01 degrees 09 minutes West, 769.7 feet to the true point of beginning, containing 22.70 acres, more or less. Subject to any easements that may affect said lands.

7. The court is satisfied that the allegations of the petitioners 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 an accurate map thereof has been made and filed with the petition; and that the request of the petitioners is proper.

IT IS, THEREFORE, BY THE COURT, CONSIDERED, ORDERED AND ADJUDGED that the petition of John W. McCollum and Keith Bayird 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 described 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.

Jerry Shipman
Jerry Shipman, County Judge

PREPARED BY:

HAMILTON, COLBERT & SCURLOCK, LLP
P.O. Box 638
Paragould, Arkansas 72451-0638
Telephone: 870-236-1500

By: Roger Colbert
Roger Colbert (84026)
Attorney for Petitioners,
John W. McCollum and
Keith Bayird

STATE OF ARKANSAS,)
County of Greene)

I, LINDA HERITAGE, County and Probate Clerk in and for the State and County aforesaid, hereby certify that the attached instrument is a true, correct and compared copy of the original Order was filed in this office on the 9 day of Sept, 2013 and same is (and of record on page 11 of Record No. 34 of County Court Records of Greene County, Arkansas

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the Seal of Court on this the 22 day of October, 2013

Seal Linda Heritage Clerk
D.C.

FILED

RUC:mrc
10/1/13

APR 03 2014

**Arkansas
Secretary of State**

ORDINANCE NO. 2013- 16

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

WHEREAS, John W. McCullom and Keith Bayird, being the sole owners of the real property hereinafter described, filed a petition in the County Court of Greene County, Arkansas, on August 8, 2013, 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 August 8, 2013, the County Court of Greene County, Arkansas, set September 9, 2013, 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 August 14, 2013, on August 21, 2013, and on August 28, 2013; and

WHEREAS, the County Court of Greene County, Arkansas, entered an order for annexation on September 9, 2013, 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, there are presently no improvements located on the lands and Keith Bayird has agreed to pay any costs charged by Entergy Arkansas, Inc. for the release of the lands from its service territory; and

WHEREAS, Keith Bayird will 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, John W. McCullom and Keith Bayird acknowledge that the lands may not be subdivided or improvements constructed on the lands until they have paid the required fees to obtain release of the lands from the Entergy Arkansas, Inc. service territory and the Western Greene County Water District service territory.

NOW, THEREFORE, be it ordained by the City Council of the City of Paragould, Arkansas, that:

Section I: The following described lands located in Greene County, Arkansas, shall be and they hereby are accepted for annexation to the City of Paragould, Arkansas:

That part of the North Half of the Southeast Quarter of Section 22, Township 16 North, Range 5 East, described as follows: Beginning at the Northwest corner of the Northeast Quarter of the Southeast Quarter of said section; run thence North 89 degrees 27 minutes West, 1016.0 feet; run thence South 01 degrees 09 minutes East, 32.6

feet to the South right-of-way line of Greene County Road #730, being the true point of beginning; run thence South 89 degrees 33 minutes East along said right-of-way line, 661.0 feet; run thence North 89 degrees 39 minutes East along said right-of-way line, 106.1 feet; run thence South 87 degrees 37 minutes East along said right-of-way line, 59.8 feet; run thence South 83 degrees 53 minutes East along said right-of-way line, 48.9 feet; run thence South 86 degrees 29 minutes East along said right-of-way line, 119.9 feet; run thence South 87 degrees 19 minutes East along said right-of-way line, 78.0 feet; run thence South 81 degrees 51 minutes East along said right-of-way line, 42.6 feet; run thence South 76 degrees 33 minutes East along said right-of-way line, 79.7 feet; run thence South 73 degrees 21 minutes East along said right-of-way line, 116.5 feet; run thence South 76 degrees 10 minutes East along said right-of-way line, 33.3 feet to the West right-of-way line of U.S. Highway #49; run thence South 09 degrees 03 minutes West along said right-of-way line, 70.7 feet; run thence South 04 degrees 10 minutes East along said right-of-way line, 51.0 feet; run thence South 09 degrees 03 minutes West along said right-of-way line, 150.1 feet; run thence South 07 degrees 08 minutes West along said right-of-way, 100.0 feet; run thence South 00 degrees 27 minutes East along said right-of-way line, 151.3 feet; run thence South 10 degrees 57 minutes West along said right-of-way line, 150.3 feet; run thence South 01 degrees 26 minutes West along said right-of-way line, 26.2 feet; run thence North 89 degrees 33 minutes West, 590.4 feet; run thence North 89 degrees 17 minutes West, 659.4 feet; run thence North 01 degrees 09 minutes West, 769.7 feet to the true point of beginning, containing 22.70 acres, more or less. Subject to any easements that may affect said lands.

Section II: Pursuant to City of Paragould Zoning Ordinance No. 92-9, as amended, the above described lands are hereby zoned "AG" Agricultural Use Zoning Classification.

Section III: All of the above described lands are hereby assigned to the City of Paragould Ward No. 1.

Section IV: The adoption of this ordinance shall not in any way accept for maintenance or improvement any street, road or other thoroughfare currently existing on the lands hereinabove described. Further, the adoption of this ordinance does not waive any of the requirements for the development of subdivisions, streets, roads or utilities within the City of Paragould, Arkansas.

Section V: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 14th day of October, 2013.

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 2013-16, was filed in this Office on the 14th day of October, 2013, and same is found on record on page 305 of 2011- Ordinances, 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 21st day of October, 2013.

Andrea Williams City Clerk

**GREENE COUNTY CLERK
LINDA HERITAGE
320 West Court Street Room 102
Paragould, AR 72450
Phone: 870-239-6311
Fax: 870-239-6320**

October 22, 2013

AR Secretary of State
Room 026, State Capitol
Little Rock, AR 72201

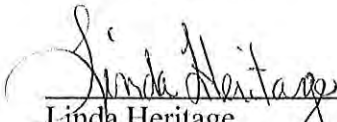
RE: Order CO# 2013-37 for Annexation and Ordinance Number 2013-16

To Whom It May Concern:

Find enclosed certified copies of an Order for Annexation and an Ordinance to Provide for the Confirmation of Annexation of Certain Lands to the City of Paragould, Arkansas.

Thank you for your attention to this matter.

Sincerely yours,



Linda Heritage
Greene County Clerk