



ARKANSAS SECRETARY OF STATE

MARK MARTIN

June 29, 2017

The Honorable Tena O'Brien
Benton County Clerk
215 E Central Ave, Suite 217
Bentonville, AR 72712-5304

Re: City of Rogers Annexation Ordinance 2017-38

Dear Ms. O'Brien,

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: 5/23/2017 (emergency declared)
County: Benton City: Rogers
City Ordinance: 2017-38 Dated: 05/23/2017
County Court Order: CC-2017-06 Filed: 04/10/2017 Honorable Barry Moehring, Benton County Judge

A file marked copy of the ordinance, annexation ordinance 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.

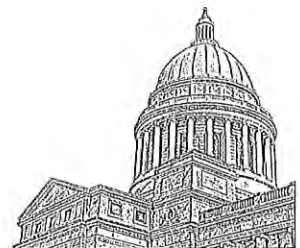
If you have any questions or concerns regarding this pending filing please contact our office at 501-682-3401.

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)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w.encl)
UALR Institution for Economic Advancement (w/encl)
Tom-Tom (w/encl)
Ms. Peggy David, Rogers City Clerk (w/encl)



BENTON COUNTY

STATE OF ARKANSAS

TENA O'BRIEN

COUNTY CLERK & VOTER REGISTRAR
215 EAST CENTRAL, SUITE 217
BENTONVILLE, AR 72712-5373

PROBATE COURT CLERK
COURTHOUSE, 102 N.E. "A" STREET
BENTONVILLE, AR 72712-5350

June 13, 2017

Honorable Mark Martin
Secretary of State
Room 256 State Capitol
Little Rock, AR 72201-1094

RE: Sammy R. & Sharron L. Wooldridge, ET AL
City of Rogers Annexation
Benton County Court Case No. CC# 2017-06

Dear Secretary Martin:

In accordance with the law, I am enclosing a certified copy of each of the following:

1. Map (survey and vicinity map) of the affected area
2. Order Authorizing Annexation entered on May 2, 2017
3. Ordinance No. 2017-38 adopted on May 23, 2017, by the City of Rogers

If you have any questions regarding this matter, please do not hesitate to call my office.

Sincerely,

Tena O'Brien
Tena O'Brien By: T. Underwood

TO/tku
Enclosures

cc: Roderick Grieve
Benton County Assessor

NW Arkansas Regional Planning Commission
1311 Clayton Street
Springdale, AR 72765

FILED

JUN 29 2017

Arkansas
Secretary of State

Benton County 9-1-1 Administration

COUNTY CLERK (479) 271-1013 FAX (479) 271-1019	VOTER REGISTRAR (479) 271-5704	BENTONVILLE (479) 271-1013 FAX (479) 271-1019	SILOAM SPRINGS (479) 238-0120 FAX (479) 524-8534	PROBATE COURT CLERK (479) 271-5727 FAX (479) 271-1712	ROGERS (479) 636-3727 FAX (479) 636-4922 ARCHIVIST (479) 636-1037 FAX (479) 636-1053
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FILED

2017 JUN -5 PM 1: 59

ROGERS

ARKANSAS

WHERE POSSIBLE LIVES

Office of the City Clerk-Treasurer

301 W. Chestnut

Rogers, Arkansas, 72756

479-621-1117 • (FAX) 479-631-3341

www.rogersarkansas.com

TEJA O'BRIEN
SO. & PROBATE CLERK
SEVEN COUNTY, ARK.

CERTIFICATE

The undersigned, City Clerk of the City of Rogers, Arkansas, hereby certifies that the foregoing pages are a true and correct copy of **Ordinance No. 17-38**, adopted at a regular session of the City Council of the City of Rogers, Arkansas, held at the regular meeting place in the city at 6:30 o'clock P.M. on the 23rd day of May, 2017, and that **Ordinance No. 17-38**, is of record in **Ordinance Book No. 26**, now in my possession.

GIVEN under my hand and seal on this 31st day of May, 2017.

Peggy David
City Clerk



FILED

2017 JUN -5 PM 1:59

ORDINANCE NO. 17- 38

CITY OF ROGERS, BENTON COUNTY, ARKANSAS

TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK

AN ORDINANCE ANNEXING FIVE CERTAIN PARCELS OF UNINCORPORATED LAND CONTIGUOUS TO THE CITY OF ROGERS AS SET FORTH IN BENTON COUNTY COURT NO. CC 2017-06 AMENDED PETITION AND ORDER AUTHORIZING ANNEXATION ATTACHED HERETO; MAKING SAID PARCELS A PART OF THE CITY OF ROGERS; ASSIGNING SAME TO A WARD; ASSIGNING SAME TO A ZONING DISTRICT; SAID ANNEXATION TO BE EFFECTIVE IMMEDIATELY.

WHEREAS, one hundred percent of the Owners of the unincorporated lands described below have petitioned by verified petition for annexation to the city of Rogers pursuant to ACA 14-40-609; and

WHEREAS, The Honorable Barry Moehring, Benton County Judge, has approved an Order Authorizing Said Annexation; and

WHEREAS, at the request of the Owners and in order to assist the Owners in obtaining needed municipal services, the City Council of the City of Rogers desires to annex the same parcels into the City of Rogers to become part and parcel of the municipal limits of the City of Rogers; and

WHEREAS, the City Council of the City of Rogers has determined that the territory is needed for the extension of water, sewer, police, and fire protection services and that the territory is valuable and needed by reason of its adaptability for prospective municipal purposes; and

WHEREAS, the Rogers Municipal Code provides that property annexed into Rogers will be zoned A-1 (Agricultural) unless the annexing Ordinance accepts such annexed area in a district other than A-1 (Agricultural);

NOW THEREFORE, BE IT ENACTED, by the City Council of the City of Rogers, as follows:

Section 1. The City Council of the City of Rogers calls for and here authorizes the immediate annexation of the lands described in Exhibits A-F attached hereto; incorporated by reference and comprising:

Exhibit A
Legal Description of Wooldridge Property Parcel No. 18-09200-000 (2009-59927)

Exhibit B
Legal Description of Jobe Property Parcel No. 18-09186-000 (2017-9020)

FILED

JUN 29 2017

Arkansas
Secretary of State

2017 1900

2017 JUN -5 PM 1:59

Exhibit C

Legal Description of Gibson Trust Property No. 18-09201-002 (2015-63965)

TERA O'BRIEN
CLERK
BENTON COUNTY, ARK

Exhibit D

Legal Description of GBSN, LLC Property No. 18-09201-001 (2015-63961)

Exhibit E

Legal Description of Haden Trust Property No. 18-09201-000 (96-13445)

Exhibit F

Amended Petition and Order In the Benton County Court No. CC2017-06 Matter of Annexing to the City of Rogers, Arkansas Certain Territory Contiguous to said City of Rogers; Arkansas; Sammy R Woolridge and Sharron L. Wooldridge et al, Petitioners.

Section 2. The above described lands and territory being contiguous to and adjoining the City of Rogers is hereby annexed to and made a part of Ward 3 of the City of Rogers, and the same shall henceforth be a part of Ward as fully existing parts of said Ward.

Section 3. Pursuant to the Rogers City Code as well as the existing uses of the territory described above, said territory shall, upon its annexation into the City of Rogers, be zoned as A-1 Agricultural.

Section 4. Upon annexation of the above described territory, the official zoning map of the City of Rogers will be amended to include the territory described above and to reflect the zoning thereof as provided in Section 3 hereof.

Section 5. The need to adopt this Ordinance is immediate and in order to protect the public peace, health, safety and welfare, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately.

Section 6: In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

Section 7: All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND APPROVED this 23rd day of May, 2017.

APPROVED:

FILED

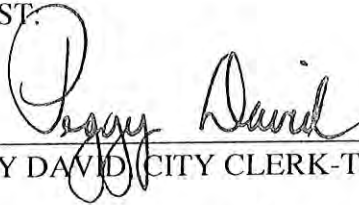
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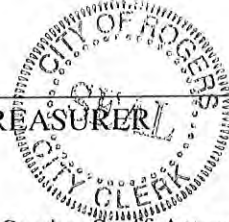
C. GREG HINES, MAYOR

TERA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK

ATTEST.



PEGGY DAVID, CITY CLERK-TREASURER



Requested by: Greg Hines, Mayor

Prepared by: Jennifer A. Waymack, Senior Staff Attorney

2017 1902

2017 JUN -5 PM 1: 59

EXHIBIT A
TO PETITION AND TO ORDINANCE
WOOLDRIDGE PARCEL 18-09200-000 (2009-59927)

TENA O'BRIEN
CLERK & PROBATE CLERK
BENTON COUNTY, ARK

The North 10 acres of the NE 1/4 of the SE 1/4, subject to public roads on North and East sides of said tract, said tract being 20 rods North and South and 80 rods East and West, Section 26, Township 19 North, Range 31 West and the Easy Half of the NW 1/4 of the SE 1/4 and the South 30 Acres of the NE 1/4 of the SE 1/4 of Section 26, Township 19 North, Range 31 West, containing 50 acres, more or less.

EXHIBIT B
TO PETITION AND TO ORDINANCE
JOBE PARCEL 18-09186-000 (2017-9020)

Located in a part of the SE 1/4 of the NE 1/4 of Section 26, Township 19 North, Range 31 West n Benton County, Arkansas, more precisely described as follows: Starting at a set cotton spindle at the Southeast corner of the NE 1/4 of Section 26 for the true point of beginning; thence along the South line of SE 1/4 OF THE NE 1/4, North 87°02'29" West 331.39 feet to a cotton spindle; thence North 02°26'37" East 663.51 feet to a set 5/8" Rebar; thence South 87°07'57" East 331.39 feet to a set 5/8" rebar; thence along the East line of the SE 1/4 of the NE 1/4, South 02°26'37" West 664.04 feet to a set cotton spindle and the true point of beginning; containing 5.050 Acres, more or less and being subject to the right of way of Haxton Road and any easements of record. Subject to easements, right-of-ways, and protective covenants of record, if any. Subject to all prior mineral reservations and oil and gas leases, if any.

EXHIBIT C
TO PETITION AND TO ORDINANCE
GIBSON TRUST PARCEL 18-09201-002 (2015-63965)

Part of the W 1/2 of the W 1/2 of the SE 1/4 of Section 26, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Tract 4

Beginning at a point 1943.44 feet, S 02°37'00" West of the NW Corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.22 feet; thence S 02°38'13" W 697.95 feet; thence N 87°07'47" W 661.98 feet; thence N 02°37'00" E 696.82 feet to the point of beginning, having an area of 10.60 ACRES. Subject to the right of way of Morning Star Road on the West side. Subject to easements, rights-of-way, and protective covenants of record, if any. Subject to all prior mineral reservations and oil and gas leases, if any.

2017 JUN -5 PM 1:59

EXHIBIT D
TO PETITION AND TO ORDINANCE
GBSN, LLC PARCEL 18-09201-001 (2015-63961)

TEHA O'BRIEN
SOLICITOR & PROBATE CLERK
BENTON COUNTY, ARK.

Part of the W 1/2 of the W 1/2 of the SE 1/4 OF Section 26, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Tract 1

Beginning at the NW Corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.91 feet, thence S 02°37'00" W 637.50 Feet; thence N 87°13'38" W 662.68 feet; thence N 02°37'00" E 637.50 feet to the point of beginning. Having an area of 9.70 acres. Subject to the right of way of Morning Star Road on the West side and Haxton Road on the North side.

Tract 2

Beginning at a point 637.50 FEET, S 02°37'00" West of the NW Corner of the SE 1/4 of said Section 26; thence; S 87°13'38" E 662.68 FEET; THENCE S 02°38'13" W 637.82 FEET; THENCE N 87°13'38" W 662.46 feet; thence N 02°37'00" E 637.82 feet, to the point of beginning, having an area of 9.70 acres. Subject to the right of way of Morning Star Road on the West side.

Subject to easements, rights-of-way, and protective covenants of record, if any.
Subject to all prior mineral reservations and oil and gas leases, if any.

EXHIBIT E
TO ORDINANCE
HADEN TRUST PARCEL 18-09201-000 (96-13445)

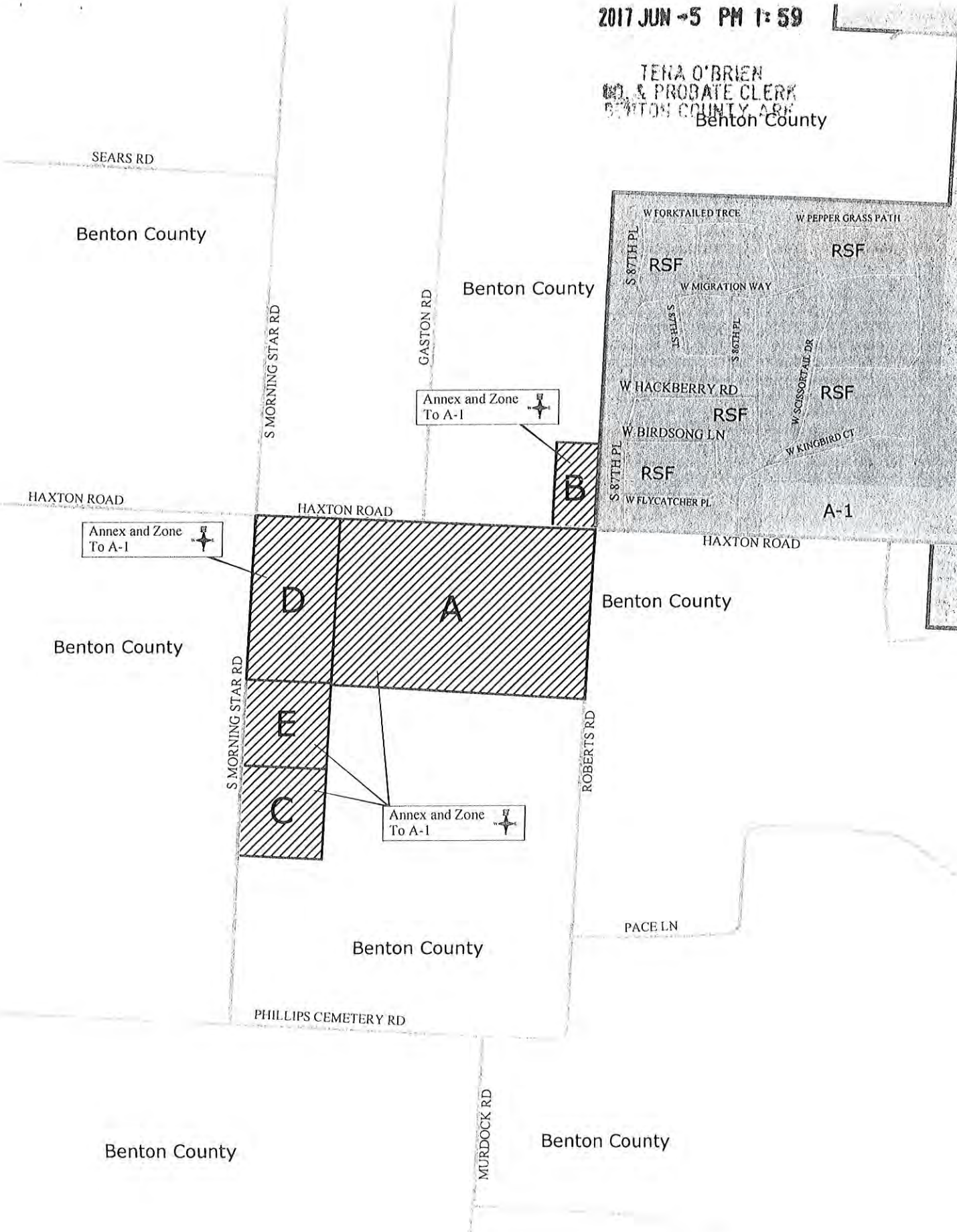
Part of the W 1/2 of the W 1/2 of the SE 1/4 of Section 26, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Tract 3

Beginning at a point 1275.32' S 02°37'00" W of the NW corner of the SE1/4 of said Section 26; thence S 87°13'38" E 662.46'; thence S 02°38'13" W 668.12'; thence N 87°13'38" W 662.22'; thence N 02°37'00" E 668.12'; to the point of beginning, having an area of 10.16 Acres. Property is subject to the right of way of Morning Star Road on the west side.

2017 JUN -5 PM 1: 59

TENA O'BRIEN
CLERK & PROBATE CLERK
BENTON COUNTY, ARK
Benton County



FILED

2017 JUN -5 PM 1: 59

FILED

TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK

2017 MAY 23 PM 1: 31

TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, AR

STATE OF ARKANSAS)
)ss
COUNTY OF BENTON)

AFFIDAVIT OF SCRIVENER'S ERROR

COMES NOW the undersigned, who states under oath as follows:

1. I am the County Judge for Benton County, Arkansas.
2. That on May 2, 2017, I did enter an Order in County Court Case number CC2017-06 authorizing the annexation of certain real property by the City of Rogers.
3. Attached to said Order were various legal descriptions, in particular the description for the property of the Haden Revocable Trust, Helen Haden ,Trustee, same being tax parcel number 18-09201-000 (the "Haden Property"), same being attached thereto as "Exhibit E".
4. That the legal description for the Haden Property contained various errors that appear to be the result of scanning or transcription errors by AR County Data.
5. That the properties described in Exhibits C, D1 and D2 also attached thereto were correct but related to the Haden Property in that they were originally owned by the Haden Revocable Trust, Helen Haden ,Trustee, but conveyed away leaving "Exhibit E" as the remaining Haden Property.
6. That attached hereto as "Exhibit A" is a survey which correctly describes, as "Tract 3" the Haden Property (Exhibit E) as well as the properties described in Exhibits C, D1, and D2.

Further affiant sayeth not.


 BARRY MOEHRING
 BENTON COUNTY JUDGE

Subscribed and sworn to before me this 23rd day of May, 2017.

ROSEMARY GOINES
 Arkansas - Benton County
 Notary Public - Comm# 12403081
 My Commission Expires Mar 9, 2025


 NOTARY PUBLIC

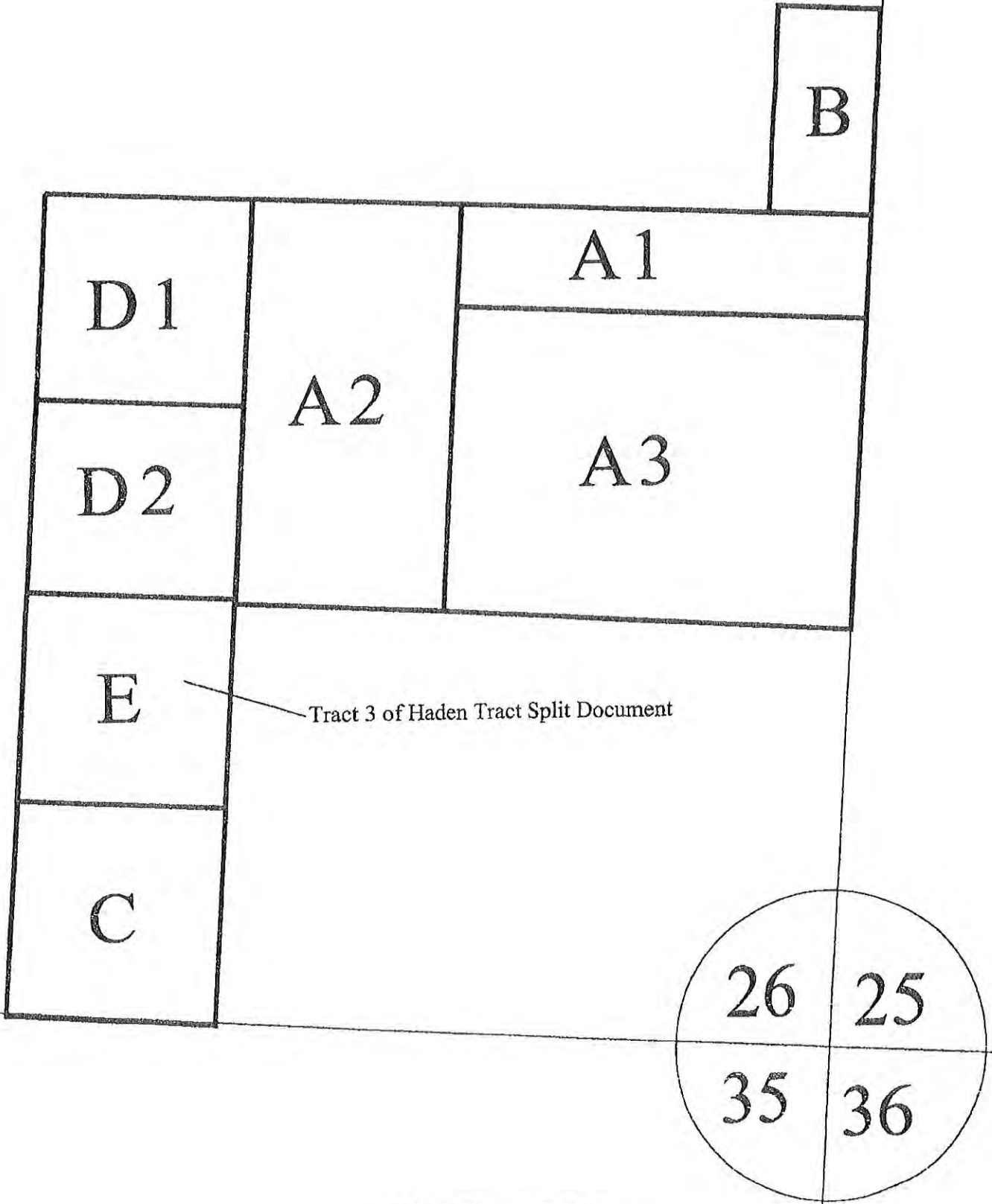
My Commission Expires:

3-9-2025

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2017 JUN 05 / PM 1:59

TENA O'BRIEN
SOL. & PROBATE CLERK
NEWTON COUNTY, ARK



2017 1908

FILED

2017 JUN 12 PM 2:50

TENA O'BRIEN
CO. & PROBATE CLERK
BERNARD COUNTY, ARK



ARKANSAS
GIS OFFICE

June 8, 2017

Mr. Jeff Austin
City of Rogers
Planning and Transportation

RE: City of Rogers Annexation Coordination Requirement

Mr. Austin,

Thank you for coordinating with our office as you seek to annex property into the City of Rogers, AR ordinance number 17-38. 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
Ordinance 17-38

FILED

JUN 29 2017

Arkansas
Secretary of State

H:\City_Annexations\Templates\Folder Structure\Doc\20170608_Rogers_Annexation_Coordination_Letter.docx

City: Rogers
Mayor: Greg Hines

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 Ac 914 of 2015

- Proposed Annex
- Sections
- Parcels
- Existing City
- Neighboring City
- County Boundary

FILED

JUN 29 2017

Arkansas
Secretary of State

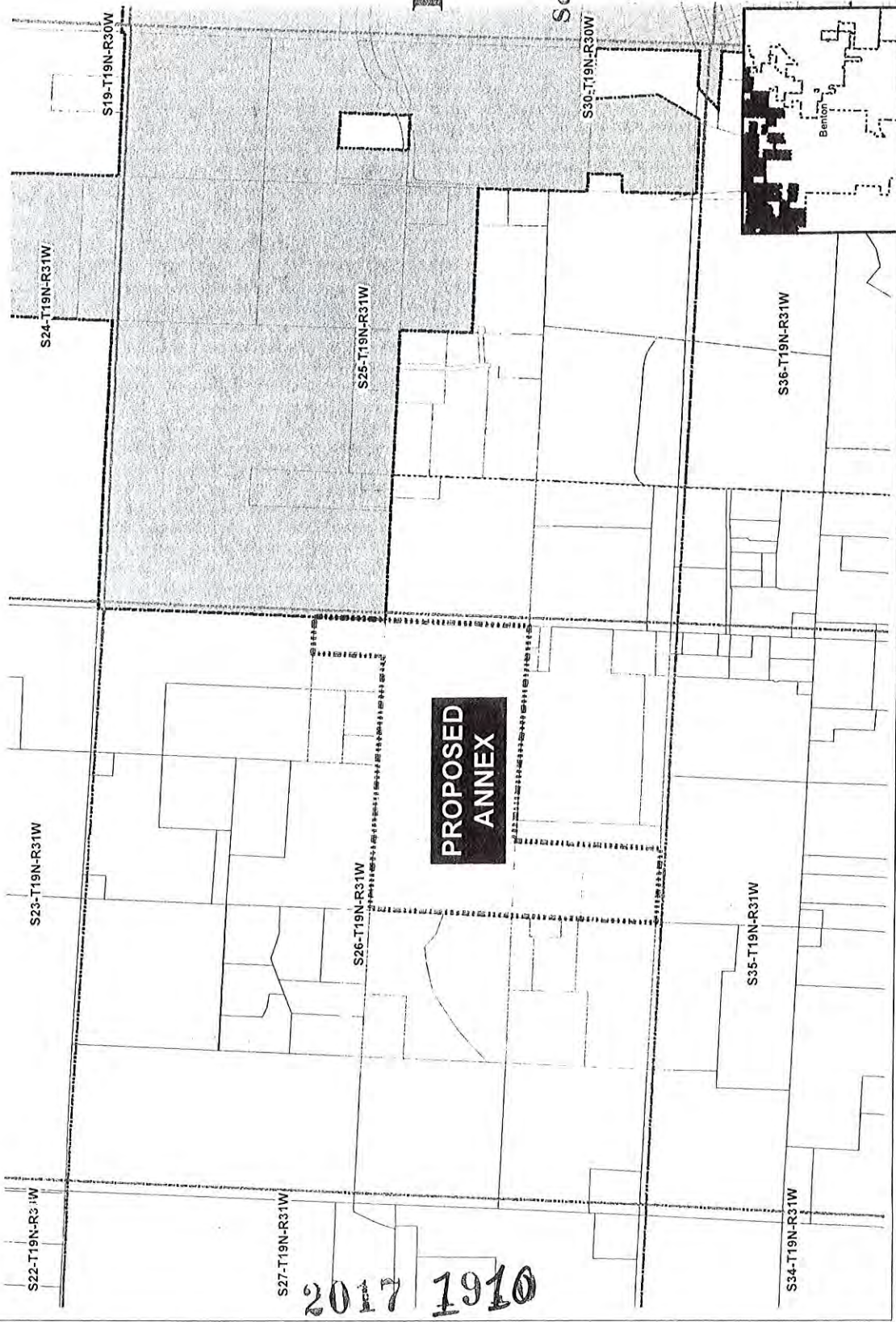
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2017 JUN 12 PM 2:54
TEHA O'BRIEN
& PROBATE CLERK
LITTON COUNTY, ARK

ARKANSAS
GIS OFFICE

H:\City_Annexations\Cities\Rogers\2017\6081

Proposed Annex: City of Rogers
June 2017



2017 1910

STATE OF ARKANSAS)
COUNTY OF BENTON)

CERTIFICATE OF CLERK

I, TENA O'BRIEN, Clerk of the County and Probate Courts
in and for the County and State aforesaid, do hereby certify
that this instrument of writing is a true and complete copy,

and the same appears of record in _____
Book 2017 Page 1899 being on file in my said office.

I have hereunto set my hand and official seal this 13th

day of June, 2017

TENA O'BRIEN, Clerk
Benton County Arkansas

By T. Underwood

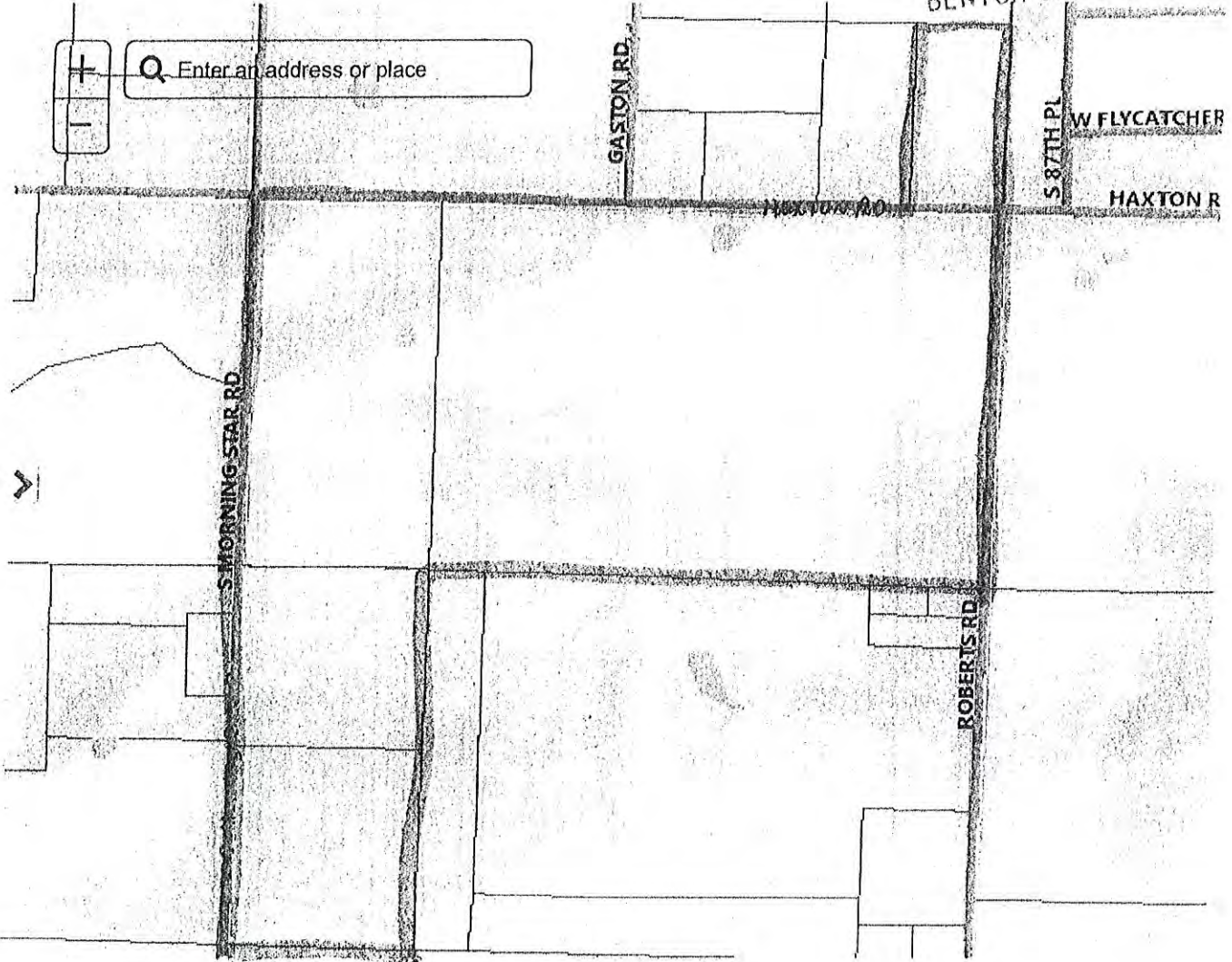




FILED

2017 APR 10 AM 11:36 Help

TENA O'BRIEN
CO & PROBATE CLERK
BENTON COUNTY AR



3/2/2017

HADEN REVOCABLE TRUST, NELLE D-18-09201-000 - ARCountyData.com

MORE PARTICULARLY DESCRIBED AS FOLLOWS: TRACT 4 BEGINNING AT A POINT 1943.44 FEET S
 02°37'00" WEST OF THE NW CORNER OF THE SE 1/4 OF SAID SECTION 26; THENCE S 87°13'38" E 662.22
 FEET; THENCE S 02°38'13" W 697.95 FEET; THENCE N 87°07'47" W 661.98 FEET; THENCE N 02°37'00" E
 696.82 FEET TO THE POINT OF BEGINNING, HAVING AN AREA OF 10.60 ACRES. SUBJECT TO THE
 RIGHT OF WAY OF MORNING STAR ROAD ON THE WEST SIDE. SUBJECT TO EASEMENTS, RIGHTS-OF-
 WAY, AND PROTECTIVE COVENANTS OF RECORD, IF ANY. SURVEYS: 10/30/2015 2015-647

FILED
APR 10 AM 11:36
RENA O'BRIEN
CO & PROBATE CLERK
BENTON COUNTY AR

School District: 6 Bentonville

Homestead Parcel?: Yes

Tax Status: Taxable

Over 65?: Yes

FILED

HADEN REVOCABLE TRUST, NELLE D

2017 APR 10 AM 11:35

10192 S MORNING STAR RD
BENTONVILLE, AR

TENA O'DNIEN
CO & PROBATE CLERK
BENTON COUNTY AR

- [Basic](#)
- [Land](#)
- [Sales](#)
- [Valuation](#)
- [Improvements](#)
- [Map View](#)

Basic Info

Parcel Number: 18-09201-000

County Name: Benton County

Ownership Information: HADEN, NELLE D TRUSTEE
10192 S MORNING STAR RD
BENTONVILLE AR 72712-6792

Property Address: HADEN REVOCABLE TRUST, NELLE D
10192 S MORNING STAR RD
BENTONVILLE, AR
[Map This Address](#)

Billing Information: HADEN NELLE D TRUSTEE
10192 S MORNING STAR RD
BENTONVILLE, AR 72712-6792

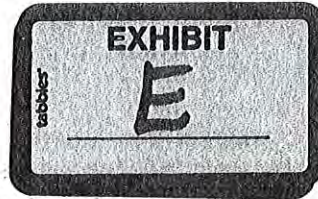
Total Acres: 9.93

Timber Acres: 0.12

Sec-Twp-Rng: 26-19-31

Lot/Block: /

Subdivision: 26-19-31-RURAL



Legal Description: W1/2 NW SE, W/2 SW SE LESS AND EXCEPT: PART OF THE W 1/2 OF THE W 1/2 OF THE SE 1/4 OF SECTION 26, TOWNSHIP 19 NORTH, RANGE 31 WEST, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: TRACT 1 BEGINNING AT THE NW CORNER OF THE SE 1/4 OF SAID SECTION 26; THENCE S 87°13'38" E 662.91 FEET; THENCE S 0298°13' W 637.50 FEET; THENCE N 87°13'38" W 662.68 FEET; THENCE N 02°37'00" E 637.50 FEET TO THE POINT OF BEGINNING, HAVING AN AREA OF 9.70 ACRES. SUBJECT TO THE RIGHT OF WAY OF MORNING STAR ROAD ON THE WEST SIDE AND HAXTON ROAD ON THE NORTH SIDE. TRACT 2 BEGINNING AT A POINT 637.50 FEET, S 02°37'00" WEST OF THE NW CORNER OF THE SE 1/4 OF SAID SECTION 26; THENCE S 87°13'38" E 662.68 FEET; THENCE S 02°38'13" W 637.82 FEET; THENCE N 87°13'38" W 662.46 FEET; THENCE N 02°37'00" E 637.82 FEET, TO THE POINT OF BEGINNING, HAVING AN AREA OF 9.70 ACRES. SUBJECT TO THE RIGHT OF WAY OF MORNING STAR ROAD ON THE WEST SIDE. SUBJECT TO EASEMENTS, RIGHTS-OF-WAY, AND PROTECTIVE COVENANTS OF RECORD, IF ANY. LESS AND EXCEPT: PART OF THE W 1/2 OF THE W 1/2 OF THE SE 1/4 OF SECTION 26, TOWNSHIP 19 NORTH, RANGE 31 WEST, BENTON COUNTY, ARKANSAS,

...da DeShields

Circuit Clerk

Benton County, AR

Book/Pg: 2015/6396

e-Filed for Record

11/12/2015

10:29:19AM
2017 APR 10

AM 11:35

TENA O'LENNEN
CO. & PROBATE CLERK
BENTON COUNTY AR

After recording please return to:
Waco Title Company
6815 Isaac's Orchard Rd, Ste D
Springdale, AR 72762

WARRANTY DEED (TRUSTEE)

File #: 1507660-108

KNOW ALL MEN BY THESE PRESENTS:

That, Nelle D. Haden, Trustee of Nelle D. Haden Revocable Trust dated February 21, 1996, hereinafter called GRANTOR, for and in consideration of the sum of ---ONE AND 00/100--- DOLLARS---(\$1.00)---and other good and valuable consideration in hand paid by GBSN LLC, an Arkansas limited liability company, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto GBSN LLC, an Arkansas limited liability company, hereinafter called GRANTEE(S), and unto its successors and assigns forever, the following lands lying in Benton County, Arkansas to-wit:

Part of the W 1/2 of the W 1/2 of the SE1/4 of Section 26, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Tract 1

Beginning at the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.91 feet; thence S 02°38'13" W 637.50 feet; thence N 87°13'38" W 662.68 feet; thence N 02°37'00" E 637.50 feet to the point of beginning, having an area of 9.70 acres. Subject to the right of way of Morning Star Road on the West side and Haxton Road on the North side.

Tract 2

Beginning at a point 637.50 feet, S 02°37'00" West of the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.68 feet; thence S 02°38'13" W 637.82 feet; thence N 87°13'38" W 662.46 feet; thence N 02°37'00" E 637.82 feet, to the point of beginning, having an area of 9.70 acres. Subject to the right of way of Morning Star Road on the West side.

Subject to easements, rights-of-way, and protective covenants of record, if any.
Subject to all prior mineral reservations and oil and gas leases.



Waco 150 7660-108

Linda DeShields
Circuit Clerk
Benton County, AR
Book/Pg: 2015/63965
e-Filed for Record
11/12/2015 10:30:01 AM 11:35

TENA O'BRIEN
CO & PROBATE CLERK
BENTON COUNTY AR

After recording please return to:
Waco Title Company
6815 Isaac's Orchard Rd, Ste D
Springdale, AR 72762

**WARRANTY DEED
(TRUSTEE)**

File #: 1507663-108

KNOW ALL MEN BY THESE PRESENTS:

That, Nelle D. Haden, Trustee of Nelle D. Haden Revocable Trust dated February 21, 1996, hereinafter called GRANTOR, for and in consideration of the sum of ---ONE AND 00/100--- DOLLARS---(\$1.00)---and other good and valuable consideration in hand paid by Micah Gibson, Trustee of the Micah C. Gibson Trust u/t/a dated November 10, 2010, an undivided one-half interest, and Lindsey Gibson, Trustee of the Lindsey E. Gibson Trust u/t/a dated November 10, 2010, an undivided one-half interest, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Micah Gibson, Trustee of the Micah C. Gibson Trust u/t/a dated November 10, 2010, an undivided one-half interest, and Lindsey Gibson, Trustee of the Lindsey E. Gibson Trust u/t/a dated November 10, 2010, an undivided one-half interest, hereinafter called GRANTEE(S), and unto its successors and assigns forever, the following lands lying in Benton County, Arkansas to-wit:

waco 1507663-108

Part of the W 1/2 of the W 1/2 of the SE 1/4 of Section 26, Township 19 North, Range 31 West, Benton County, Arkansas, more particularly described as follows:

Tract 4
Beginning at a point 1943.44 feet, S 02°37'00" West of the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.22 feet; thence S 02°38'13" W 697.95 feet; thence N 87°07'47" W 661.98 feet; thence N 02°37'00" E 696.82 feet to the point of beginning, having an area of 10.60 acres. Subject to the right of way of Morning Star Road on the West side.

Subject to easements, rights-of-way, and protective covenants of record, if any.
Subject to all prior mineral reservations and oil and gas leases.

TO HAVE AND TO HOLD the same unto the said Grantee(s) and unto its successors and assigns forever, with all appurtenances thereunto belonging. And the Grantor hereby covenant with said Grantee(s) that the Grantor will forever warrant and defend the title to the said lands against all claims whatsoever.



IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

CASE NO. CC 2017-06

IN RE: ANNEXATION OF PROPERTY CONTIGUOUS TO THE
CITY OF ROGERS, BENTON COUNTY, ARKANSAS

2017 APR 10 AM 11:35

TERRY HADEN
CO & PROBATE CLERK
BENTON COUNTY AR

**AMENDED PETITION FOR ANNEXATION OF PROPERTY
CONTIGUOUS TO THE CITY OF ROGERS, ARKANSAS**

COME NOW the petitioners, Sammy R. Wooldridge and Sharron L. Wooldridge, Trustees of the Sammy R. Wooldridge and Sharron L. Wooldridge Revocable Trust dated the 14th day of November, 2002, and Matthew R. Jobe and Jennifer D. Jobe, husband and wife, Micah Gibson, Trustee of the Micah C. Gibson Trust u/t/a dated November 10, 2010, Lindsey E. Gibson, Trustee of the Lindsey E. Gibson Trust u/t/a dated November 10, 2010, GBSN, LLC., and Nelle D. Haden, Trustee of the Nelle D. Haden Revocable Trust dated February 21, 1996, owners of certain real properties located in Benton County, Arkansas, petition the Court as follows:

1. That the Petitioners have previously filed their properly verified petition with this court on April 3, 2017. This Amended Petition is supplemental to that pleading.

2. That the petitioners constitute the ownership of one hundred percent (100%) of the real property that is the subject of this action and are the sole owners of certain real property located in Benton County, Arkansas, described as follows:

The Wooldridge property attached hereto as "Exhibit A"

The Jobe property attached hereto as "Exhibit B"

The Gibson Trust Property attached hereto as "Exhibit C"

The GBSN, LLC property attached hereto as "Exhibit D"

The Haden Trust property attached hereto as "Exhibit E"

3. That together all of said property is contiguous to and adjoins the City of Rogers, Arkansas. A map of the subject properties is attached hereto as "Exhibit F".

4. The Petitioners respectfully request that said property be released by the County and annexed to, added to, and included within the boundaries of the City of Rogers, Arkansas.

FILED

2017 MAY -2 PM 3: 10

TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, ARK

IN THE MATTER OF ANNEXING TO THE CITY OF
ROGERS, ARKANSAS CERTAIN TERRITORY
CONTIGUOUS TO SAID CITY OF ROGERS, ARKANSAS

SAMMY R. WOOLDRIDGE and SHARRON L.
WOOLDRIDGE, et al,

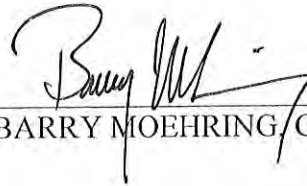
COUNTY COURT NO. CC 2017-06
PETITIONER(S)

ORDER AUTHORIZING ANNEXATION PURSUANT TO ACA § 14-40-609

I, Barry Moehring, County Judge of Benton County, having reviewed the attached petition for annexation and verification of petition, hereby find:

- (1) That the petition and verifications are complete and accurate;
- (2) That no enclaves will be created by the proposed annexation; and
- (3) That the petition contains a schedule of services.

The County Clerk is directed to forward a copy of this order and the related Petition to the Mayor of the City of Rogers.



HON. BARRY MOEHRING, County Judge

Date

FILED

JUN 29 2017

Arkansas
Secretary of State

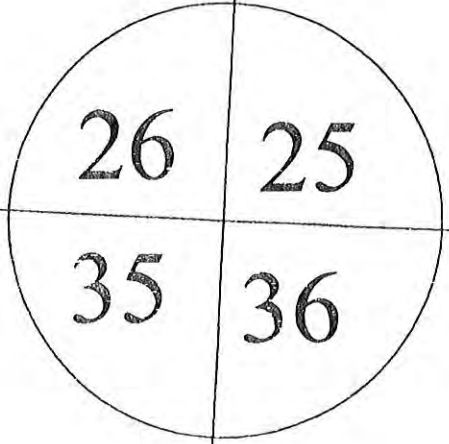
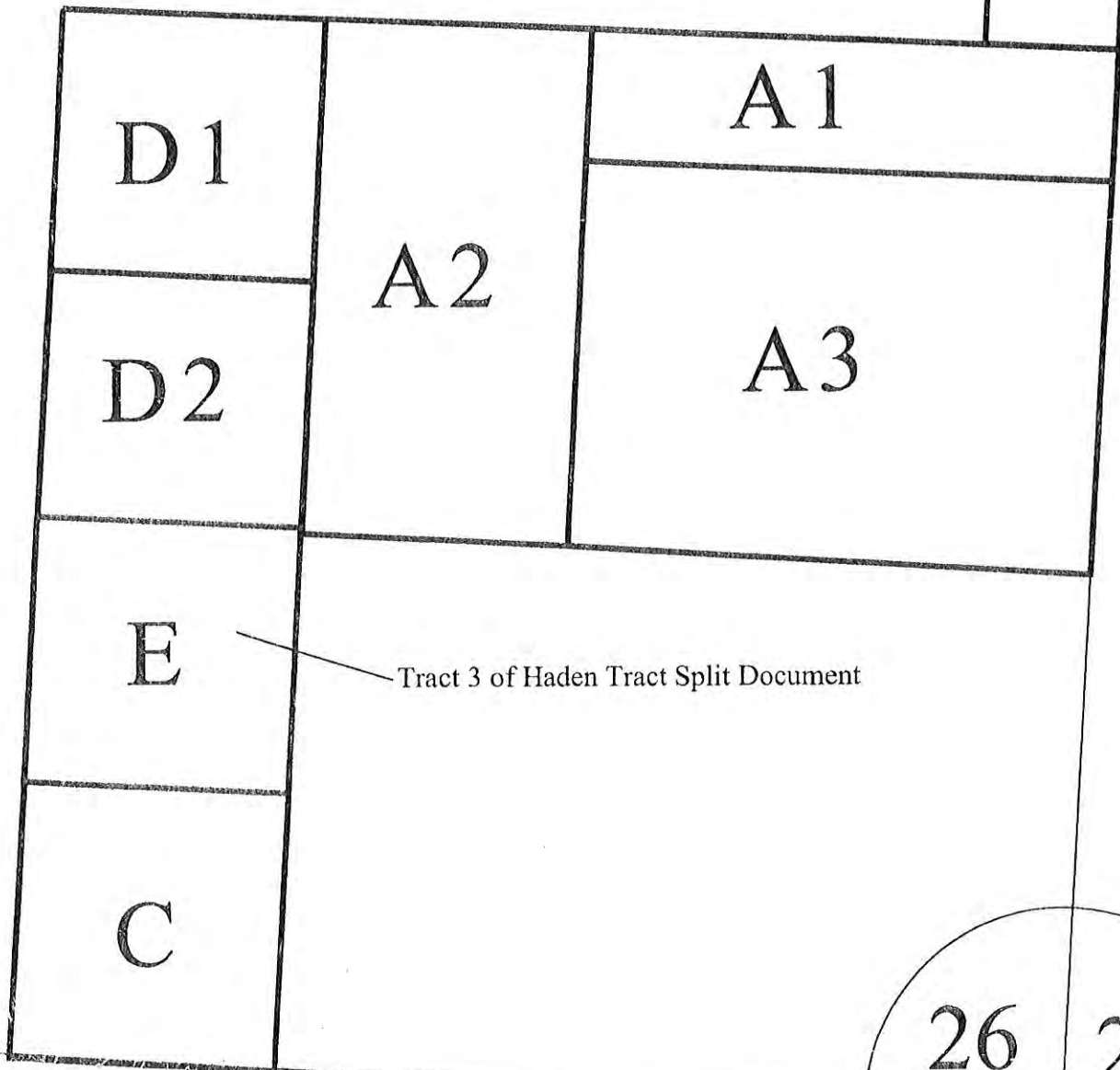
2017 1525

FILED

2017 MAY 23 PM 1:31

JILL CONNER
CO. & PROBATE CLERK
BENTON COUNTY, AR

B



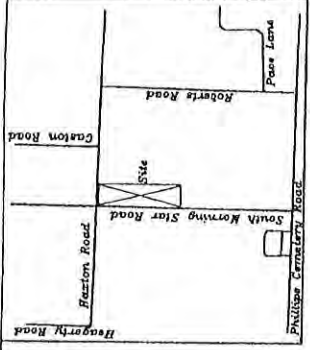
Record Book No. 155
 Book/Pg: 2015/647
 10/20/2015
 Fee: \$535.57
 Total Fees: \$15.00

Book 2015 Page 647
 Recorded in the Above
 Plat Book & Page
 10/20/2015

FILE BLOCK

VICINITY MAP

ZONING - AGRICULTURAL



2017 MAY 23
 NORTH
 CO. & PROBATE CLERK
 BENTON COUNTY, AR
 400' 400' 400' 400' 400'
 1000 ft.
 LEGEND
 FOUNDATION PIN
 SET IRON PIN
 POWER POLE
 FOUR RAILROAD SPIKE
 COMPUTED CORNER
 FENCE
 SET RAILROAD SPIKE

FLOOD CERTIFICATION:

THIS PROPERTY IS NOT LOCATED WITHIN ANY PRESENTLY ESTABLISHED 100-YEAR FLOOD PLAIN, AS DETERMINED BY THE NATIONAL FLOOD INSURANCE PROGRAM, FLOOD INSURANCE RATE MAP FOR BENTON COUNTY, ARKANSAS AND INCORPORATED AREAS. MAP NUMBER: 0500700265 K. DATE: JUNE 5, 2007.



SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY THAT THE HEREON PLATTED AND DESCRIBED SURVEY WAS COMPLETED AND MONUMENTS WERE FOUND OR SET AS SHOWN ON SEPTEMBER 15, 2015.

NOTES:

1. THIS SURVEY WAS MADE ONLY IF THE DRAWING INCLUDES THE SEAL AND SIGNATURE OF THE SURVEYOR.
2. BIDS OF BIDDERS: OPS OBSERVATION-ARKANSAS NORTH-ZONE
3. THIS SURVEY MEETS CURRENT MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS AND PLATS FOR THE STATE OF ARKANSAS.
4. NO CURRENT ABSTRACT OR TITLE OPINION WAS FURNISHED TO THE SURVEYOR AND NO RESTRICTIONS OF RECORD, UNLESS ALL EASEMENTS, RIGHTS-OF-WAY, AND INTERESTS OF RECORD, WERE NOTED BY THE SURVEYOR.
5. APPROVAL OF THIS PLAT DOES NOT CONSTITUTE AN ASSURANCE THAT THIS TRACT WILL QUALIFY FOR A SEPTIC PERMIT FROM THE ARKANSAS DEPARTMENT OF HEALTH.

500-198-3196-05-25-200-04-0985
TRACT FOR SPLIT
NELLE D. HADEN
 PART OF THE SE 1/4
 SECTION 26, TOWNSHIP 19 NORTH, RANGE 31 WEST
 BENTON COUNTY, ARKANSAS
 James Surveying
 P.O. Box 617
 72104
 (479) 356-8416 for (479) 356-8438
 DATE: September 15, 2015
 JOB NUMBER: JS04859A
 FILE NAME: JS04859A.dwg



IF THE SIGNATURE ON THIS SEAL IS A COPY OF THE ORIGINAL, IT IS ASSUMED TO CONTAIN UNAUTHORIZED COPIES. THE COPIATION SHALL NOT APPLY TO ANY COPIES OF THIS INFORMATION SHOULD BE BY THE PROFESSIONAL LAND SURVEYOR WHOSE SIGNATURE APPEARS TO THE SEAL.

PARENT TRACT
 PARCEL # 78-09201-000

SURVEY DESCRIPTION
 Part of the West 1/2 of the West 1/2 of the SE 1/4 of Section 26, T-19-N-R-31-W-Benton County, Arkansas, more particularly described as follows:

TRACT 1
 Beginning at the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.91'; thence S 69°35'13" W 637.50'; thence N 87°13'38" W 662.68'; thence N 02°37'00" E 637.50' to the point of beginning, having an area of 9.70 Acres. Property is subject to the right way of Morning Star Road on the west side and Haxton Road on the north side.

TRACT 2
 Beginning at a point 637.50' S 02°37'00" W of the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.68'; thence S 02°38'13" W 637.82'; thence N 87°13'38" W 652.46'; thence N 02°37'00" E 637.82'; to the point of beginning, having an area of 9.70 Acres. Property is subject to the right of way of Morning Star Road on the west side.

TRACT 3
 Beginning at a point 1275.32' S 02°37'00" W of the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.68'; thence S 02°38'13" W 688.12'; thence N 87°13'38" W 652.22'; thence N 02°37'00" E 688.12'; to the point of beginning, having an area of 10.16 Acres. Property is subject to the right of way of Morning Star Road on the west side.

TRACT 4
 Beginning at a point 1943.44' S 02°37'00" W of the NW corner of the SE 1/4 of said Section 26; thence S 87°13'38" E 662.222'; thence S 02°38'13" W 697.95'; thence N 87°07'47" W 661.98'; thence N 02°37'00" E 698.82'; to the point of beginning, having an area of 10.60 Acres. Property is subject to the right of way of Morning Star Road on the west side.

CAVE SPRINGS PLANNING COMMISSION

This plat is hereby approved by the Cave Springs Planning Commission this 22nd day of SEP 2015.

[Signature]
 CHAIRMAN

OWNER'S CERTIFICATION

As owners, we hereby certify that we have caused the land to be surveyed, divided, platted, dedicated and access rights reserved as represented on this plat and attachments.

Nelle D. Haden 9-23-15
 Date
 NELLE D. TRUSTEE
 10162 S MORNING STAR RD
 BENTONVILLE, AR 72712-8792
 18-09201-000

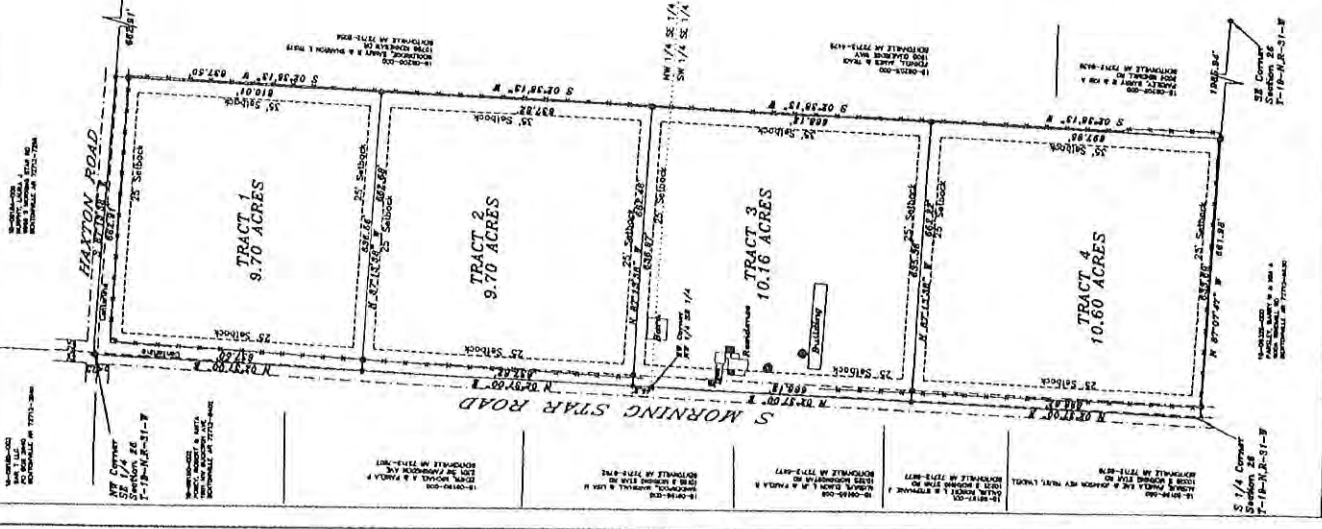
STATE OF ARKANSAS
 COUNTY OF BENTON

Subscribed and sworn before me this 22nd day of SEPTEMBER 2015.

My commission expires 04/10/16

[Signature]
 Notary Public

MICHAEL E. JAMES
 NOTARY PUBLIC
 BENTON COUNTY, ARKANSAS
 COMM. EXP. 04/10/16



2017 1775

STATE OF ARKANSAS)
)ss
COUNTY OF BENTON)

FILED

2017 MAY 23 PM 1:31

JOHN S. BIRLEN
CLERK OF PROBATE
BENTON COUNTY, AR

AFFIDAVIT OF SCRIVENER'S ERROR

COMES NOW the undersigned, who states under oath as follows:

1. I am the County Judge for Benton County, Arkansas.
2. That on May 2, 2017, I did enter an Order in County Court Case number CC2017-06 authorizing the annexation of certain real property by the City of Rogers.
3. Attached to said Order were various legal descriptions, in particular the description for the property of the Haden Revocable Trust, Helen Haden ,Trustee, same being tax parcel number 18-09201-000 (the "Haden Property"), same being attached thereto as "Exhibit E".
4. That the legal description for the Haden Property contained various errors that appear to be the result of scanning or transcription errors by AR County Data.
5. That the properties described in Exhibits C, D1 and D2 also attached thereto were correct but related to the Haden Property in that they were originally owned by the Haden Revocable Trust, Helen Haden ,Trustee, but conveyed away leaving "Exhibit E" as the remaining Haden Property.
6. That attached hereto as "Exhibit A" is a survey which correctly describes, as "Tract 3" the Haden Property (Exhibit E) as well as the properties described in Exhibits C, D1, and D2.

Further affiant sayeth not.


BARRY MOEHRING
BENTON COUNTY JUDGE

Subscribed and sworn to before me this 23rd day of May, 2017.

ROSEMARY GOINES
Arkansas - Benton County
Notary Public - Comm# 12403081
My Commission Expires Mar 9, 2025


NOTARY PUBLIC

My Commission Expires:
3-9-2025