



ARKANSAS SECRETARY OF STATE
MARK MARTIN

September 6, 2018

The Honorable Tena O'Brien
Benton County Clerk
215 East Central ST, Suite 217
Bentonville, AR 72712-5373

Re: City of Roger Annexation Ordinance 17-52 amended by Rogers Resolution 18-27(attached)

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 § 14-40-302 (submitted to qualified voter for approval in election)
Effective Date: 12/13/2017
County: Benton City: Rogers
City Ordinance: 17-52 Dated: 08/22/2017
County Court Order: N/A

A file marked copy of the 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.

Please Note: These documents received by the Office of the Secretary of State on February 11, 2018, but held due to a conflict with the City of Cave Springs annexation Ordinance 2018-46 filed on December 28, 2017. Receipt of Rogers Resolution 18-27 on September 05, 2018 clears these documents for filing by agreeing that Ordinance 17-52 is not applicable to the parcels granted to Cave Springs by Benton County Court Order CC-2017-31.

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)

Legal Division • 500 Woodlane Street • Suite 256 • Little Rock, Arkansas 72201-1094
501-682-3401 • Fax: 501-682-1213
e-mail: legal@sos.arkansas.gov • www.sos.arkansas.gov



Arkansas Secretary of State

Mark Martin Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

County: Benton City/Town: Rogers

City Ordinance/Resolution No: 17-52 Date approved: 08/22/2017

County Court Case No: N/A Date Order Filed: N/A

Type: Annexation by Election (contiguous land) A.C.A. §14-40-302

Date Change Effective: _____ Set by: Municipal Ordinance Election - November 14, 2017 Emergency Clause 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) Not provided to my office*
- Proof of Publication for all Legal Notices *(include Hearing, Election, and City Ordinance/Resolution notices) Not provided to my office*
- File marked copy of Petition Part *(if applicable)*
- File marked copy of Complaint and final Circuit Court Order *(Court Challenge only)*

Municipal Contact:

Name: Peggy David Title: City Clerk (Rogers)

Street Address: 301 W Chestnut St

City: Rogers St: AR Zip code: 72756

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: [Signature] Title: Deputy County Clerk

Date: 1-5-18

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: _____

FILED
SEP 06 2018
Arkansas
Secretary of State

FILED

2017 AUG 25 PM 1:36

ORDINANCE NO. 17-52

FILED

2017 AUG 25 PM 1:30

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

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

AN ORDINANCE ANNEXING CERTAIN LANDS EAST OF HIGHWAY 112, SCHEDULING SERVICES TO BE PROVIDED TO THE ANNEXED AREA; CALLING A SPECIAL ELECTION TO SUBMIT THE QUESTION OF ANNEXATION TO VOTERS OF THE CITY OF ROGERS AND OTHER AFFECTED PERSONS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the annexation of the lands located East of Highway 112 which are contiguous to the city and described herein is to the mutual benefit of the City of Rogers and the herein described land;

WHEREAS, the land to be annexed would benefit from needed of the services offered and provided by the City, and the described land to be annexed will benefit the necessary growth and development of the City;

WHEREAS, the land reflects the City of Rogers proposed Water Distribution District;

WHEREAS, certain concerned lands are held to be sold as suburban property;

WHEREAS, certain concerned lands represent the actual growth of the city of Rogers;

WHEREAS, the lands are needed for proper municipal purposes;

WHEREAS, the lands are valuable by reason of their adaptability for proper municipal purposes; and

WHEREAS, owners of lands now used for agricultural purposes may continue to use the land as such, and so long as they do, they shall continue to be taxed at the agricultural rate;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: Annexation. Pursuant to Arkansas Code Annotated (A.C.A.) § 14-40-301, et seq., there shall be submitted to the qualified electors of the City of Rogers and of the following described area, the question of the annexation of the following legally described territory to the City of Rogers:

"T-19-N, R-30-W

SECTION 8

THE N 1/2 OF THE SE 1/4 OF THE SE 1/4, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER MUNICIPALITY. THE EAST, SOUTH AND WEST LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS. THE NORTH LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF BENTONVILLE.

[APP. 2.75 ACRES]

FILED

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Arkansas
Secretary of State

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

SECTION 17

THE N $\frac{1}{2}$ OF THE SW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ AND THE S $\frac{1}{2}$ OF THE NW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ANY MUNICIPALITY. THE NORTH, EAST AND SOUTH LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS.

[APP. 38.9 ACRES]

SECTION 18

THE NE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ANY MUNICIPALITY. THE WEST, NORTH AND PART OF THE EAST LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS.

[APP. 39.9 ACRES]

THE SE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER MUNICIPALITY. PART OF THE EAST LINES AND THE SOUTH LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS.

[APP. 37.0 ACRES]

THE E $\frac{1}{2}$ OF THE SW $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ANY MUNICIPALITY. THE NORTH AND SOUTH LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS. THE WEST LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF CAVE SPRINGS.

[APP. 20.1 ACRES]

SECTION 18

THE S $\frac{1}{2}$ OF THE S $\frac{1}{2}$ OF THE SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER MUNICIPALITY.

THE WEST, NORTH AND EAST LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF ROGERS.

[APP. 1.1 ACRES]

SECTION 19

THE N $\frac{1}{2}$ OF THE N $\frac{1}{2}$ OF THE NE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF CAVE SPRINGS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER MUNICIPALITY. THE SOUTH AND WEST LINE THEREOF BEING CONTIGUOUS WITH THE CITY LIMITS OF CAVE SPRINGS.

[APP. 0.7 ACRES]

THE S $\frac{1}{2}$ OF THE NE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF CAVE SPRINGS OR PRESENTLY IN THE CITY LIMITS OF ANY

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TENA O'BRIEN
CO. & PROBATE CLERK
BENTON COUNTY, AR.
OTHER MUNICIPALITY. THE NORTH LINE THEREOF BEING CONTIGUOUS WITH
THE CITY LIMITS OF CAVE SPRINGS.
[APP. 1.6 ACRES]

THE S ½ OF THE NE ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS
OF CAVE SPRINGS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER
MUNICIPALITY. THE WEST LINE AND PART OF THE NORTH LINE THEREOF BEING
CONTIGUOUS WITH THE CITY LIMITS OF CAVE SPRINGS.
[APP. 80 ACRES]

THE S ½ OF THE NW ¼ OF THE NE ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN
THE CITY LIMITS OF CAVE SPRINGS OR PRESENTLY IN THE CITY LIMITS OF ANY
OTHER MUNICIPALITY. THE WEST AND NORTH LINE THEREOF BEING
CONTIGUOUS WITH THE CITY LIMITS OF CAVE SPRINGS.
[APP. 6.6 ACRES]

THE NE ¼ OF THE SE ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY
LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER
MUNICIPALITY. THE WEST AND EAST LINE THEREOF BEING CONTIGUOUS WITH
THE CITY LIMITS OF ROGERS.
[APP. 26 ACRES]

THE SE ¼ OF THE SE ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY
LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER
MUNICIPALITY. THE EAST, SOUTH AND WEST LINE THEREOF BEING CONTIGUOUS
WITH THE CITY LIMITS OF ROGERS.
[APP. 2.8 ACRES]

SECTION 20

THE NW ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY LIMITS OF
ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER MUNICIPALITY. THE
NORTH, EAST AND SOUTH LINE THEREOF BEING CONTIGUOUS WITH THE CITY
LIMITS OF ROGERS.
[APP. 69.2 ACRES]

THE NW ¼ OF THE SW ¼, LESS AND EXCEPT ALL LAND PRESENTLY IN THE CITY
LIMITS OF ROGERS OR PRESENTLY IN THE CITY LIMITS OF ANY OTHER
MUNICIPALITY. THE EAST AND SOUTH LINE THEREOF BEING CONTIGUOUS WITH
THE CITY LIMITS OF ROGERS.
[APP. 0.4 ACRES]

Section 2: Map. The lands to be annexed (described in Section 1) are represented as red striped territories on the map attached as Exhibit "A" and incorporated herein;

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JENA GRIEN
CORPORATE CLERK
BENTON COUNTY, ARK

Section 3: Notice to County. Upon the effective date of this ordinance, the City Clerk immediately shall notify the Benton County Election Commission and the Benton County Clerk by forwarding to each a certified copy of this ordinance and the map showing the area annexed;

Section 4: Election. The question of the annexation of the lands described in Section 1 and 2 shall be submitted to the electors qualified to vote on this issue at a special election to be held on Tuesday, November 14, 2017 at the time and polling places to be determined by the Benton County Election Commission in accordance with A.C.A. § 7-11-201, et seq.;

Section 5: Ballot. The ballot used at the election on the question of annexation shall be marked as follows:

[] FOR annexation of the territory described in Ordinance No. 17-52 (commonly referred to as "Certain Lands East of Highway 112").

[] AGAINST annexation of the territory described in Ordinance No. 17-52 (commonly referred to as "Certain Lands East of Highway 112");

Or such ballot arrangement as may be determined by the Benton County Board of Election Commissioners.

Section 6: Election Results. If, at such election, a majority of the qualified electors voting in such election shall vote for such annexation, the annexation shall be effective and the territory included within the corporate limits of the City of Rogers thirty [30] days following the County Clerk's certification of the election results and recording of the same, along with the description and a map of the annexed area, in the county records, and filing a certified copy thereof with the Secretary of State; or in the event an action is filed with the Circuit Court, on the date the judgment of said Court becomes final. If a majority of the qualified electors voting on the issue at the election vote against the annexation, this annexation ordinance shall be null and void;

Section 7: Final Annexation. If the annexation is approved and becomes final, the City Council of the City of Rogers shall, by ordinance, as soon as practical after the annexation, attach and incorporate such annexed territory to and in one or more adjacent wards of the city and the territory so assigned and attached to a ward shall thereafter be considered and become a part thereof as fully as any other part of the city;

Section 8: Schedule of Services. If the annexation is approved and becomes final, the following services shall be extended to the area within three [3] years and the schedule of services which shall be included in the annual written report required by A.C.A. 14-40-2201 include but are not limited to, the following:

- (a) Police protection;
- (b) Fire protection;
- (c) Emergency medical services;
- (d) Street development and maintenance;

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JENA O'BRIEN
CITY CLERK
BARTON COUNTY, ARK

- (e) Stormwater management;
- (f) Water transmission lines; and
- (g) Animal control services;

Section 9: GIS Coordination. The City has coordinated with the Arkansas Geographic Information Systems Office in compliance with A.C.A. § 14-40-101, see attached Exhibits "B1", "B2", and "B3";

Section 10: Designation of Ward. The lands to be annexed as described in Sections 1 and 2 of this ordinance shall be annexed to and made a part of Ward 3 of the City of Rogers, and shall henceforth be a part of Ward 3 as fully as the existing parts of the Ward;

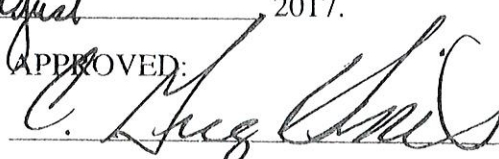
Section 11: Emergency Clause. It is found and determined by the city Council that the area described herein is in need of the services offered by the annexation described above, and it is essential that proper notice be given to the necessary election officials in order to effectuate a timely and legal election; therefor, this ordinance being necessary for the immediate preservation of the public peace, health, safety, and welfare, an emergency is hereby declared to exist and this ordinance shall be effective and in full force and effect from and after its passage and approval;

Section 12: Scrivener's Error. If a scrivener's error exists in a description of the land in Section 1, 2, or Section 5 of this ordinance, the description shall be construed to exclude any land which is within the corporate boundaries of another municipality or otherwise violates the provisions of A.C.A. § 14-40-101, 201, or 301, et seq.;


Section 13: Severability Provision. If any part of this Ordinance is held invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and


Section 14: Repeal of Conflicting Provisions. All ordinances, resolutions or orders of the City Council, or parts of the same, in conflict with this Ordinance are repealed to the extent of such conflict.

PASSED this 22nd day of August 2017.

APPROVED:


C. GREG HINES, Mayor

Attest:

PEGGY DAVID, City Clerk



Requested by: C. Greg Hines, Mayor
Prepared by: Jennifer Waymack, Senior Staff Attorney

2017 2576

2018 AUG -9 AM 11:19

RESOLUTION NO. R-18-27

A RESOLUTION TO ASSIST CERTAIN CAVE SPRINGS RESIDENTS IN RESOLVING QUESTIONS AS TO THEIR RESIDENCY; TO CLARIFY THE RESULTS OF THE NOVEMBER 2017 ANNEXATIONS INTO ROGERS AND CAVE SPRINGS; TO EXPRESS THE INTENT OF THE CITY OF ROGERS; AND FOR OTHER PURPOSES.

WHEREAS, on August 22, 2017, the City of Rogers called an annexation election for the properties located East of Highway 112;

WHEREAS, on November 8, 2017, Christopher and Cynthia Gregory, Kriston and Maude King, and Josh and Janet Hannay petitioned to annex their three (3) properties, parcel numbers 15-07273-000, 15-07273-001, and 15-07273-002, into Cave Springs, Arkansas. These three (3) properties were included in the description of the properties subject to the election called by the City of Rogers;

WHEREAS, on November 14, 2017, the City of Rogers election was held and on the same day Cave Springs City Council adopted the ordinance annexing those three lots into Cave Springs, Arkansas (attached as Exhibit "A");

WHEREAS, the City of Rogers annexation by election was effective on November 20, 2017, and the Cave Springs annexation by petition and ordinance was effective on November 14, 2017;

WHEREAS, these three (3) lots currently have access to Cave Springs water, and provision of water and sewer by Rogers Water Utility is possible but impracticable in light of the current access to Cave Springs water; and

WHEREAS, attorneys for Cave Springs and Rogers have researched and conferred, and, based on facts and relevant law, agree and advise that these three parcels are in Cave Springs, Arkansas, and that the remainder of the lands subject to the above described election annexed into Rogers, Arkansas.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

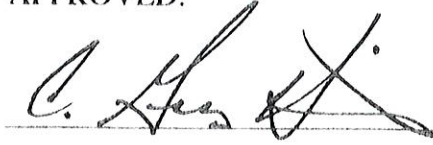
Section 1: The City of Rogers City Council finds and intends that parcel number 15-07273-000 belonging to Christopher S. and Cynthia M. Gregory, parcel number 15-07273-001 belonging to Kriston C. and Maude E. King, and parcel number 15-07273-002 belonging to Josh and Janet Hannay are in Cave Springs, Arkansas, and the remainder of the lands subject to the November 14, 2017 election are in Rogers, Arkansas.

2018 AUG -9 AM 11:19

PASSED this 27th day of March, 2018.

JENNIFER A. WAYMACK
CLERK OF SUPERIOR COURT

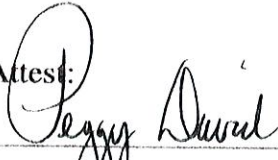
APPROVED:



C. GREG HINES,

Mayor

Attest:



PEGGY DAVID, City Clerk

Requested By: Jennifer A. Waymack, Senior Staff Attorney

Prepared By: Jennifer A. Waymack, Senior Staff Attorney

FILED

2018 AUG -9 AM 11:19



Office of the City Clerk-Treasurer
301 W. Chestnut
Rogers, Arkansas, 72756
479-621-1117 • (FAX) 479-936-5401
www.rogersar.gov

CERTIFICATE

The undersigned, City Clerk of the City of Rogers, Arkansas, hereby certifies that the foregoing pages are a true and correct copy of **Resolution No. R18-27**, 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 27th day of March, 2018, and that **Resolution No. R18-27**, is of record in **Resolution Book No. 12**, now in my possession.

GIVEN under my hand and seal on this 9th day of August, 2018.

A handwritten signature in cursive script that reads "Peggy David". The signature is written in black ink and is positioned above a horizontal line.

Peggy David, City Clerk-Treasurer





ARKANSAS
GIS OFFICE

August 9, 2018

Ms. Cynthia Fisher
Special Projects Manager
Arkansas Secretary of State Legal Division
500 Woodland St, Suite 256
Little Rock, AR 72201

RE: City of Rogers Annexation Coordination Requirement

Ms. Fisher,

Thank you for coordinating with our office as we seek to file and map Rogers annexation Ordinance 17-52 and Resolution 18-27. Initially, Rogers Ordinance 17-52 included area that overlapped with Cave Springs Ordinance 2017-46. Rogers Resolution 18-27 subsequently ceded the overlapping area to Cave Springs. This is illustrated in the attached map.

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

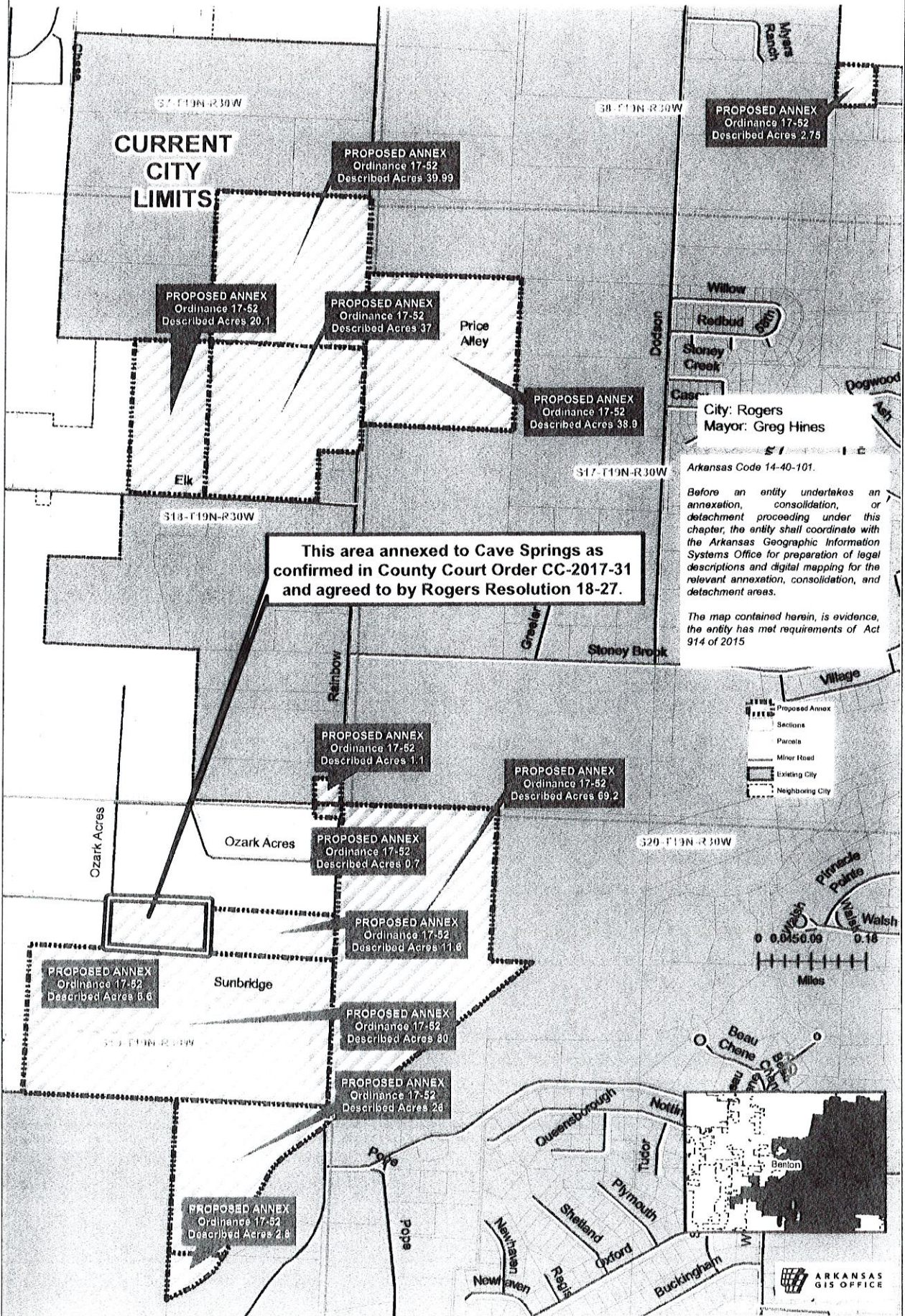
Attachments:
GIS Office Map of Proposed Annexation
Rogers Ordinance 17-52
Cave Springs Ordinance 2017-46
Rogers Resolution 18-27

H:\City_Annexations\Cities\Rogers\20180809\Doc\20180809_Rogers_Annexation_Coordination_Letter.docx

ARKANSAS GIS OFFICE | 1 CAPITOL MALL SUITE 600 | LITTLE ROCK | ARKANSAS | 72201

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

Proposed Annex Ordinance 17-52 and Amendment Resolution 18-27: City of Rogers
August 2018



BENTON COUNTY

STATE OF ARKANSAS

TENA O'BRIEN

COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217
BENTONVILLE, AR 72712-5373

January 5, 2018

PROBATE COURT CLERK

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

Honorable Mark Martin
Secretary of State
State Capitol, Room 026
Little Rock, AR 72201

RE: Annexation – City of Rogers, Arkansas
November 14, 2017

Honorable Mark Martin:

As required by law, I am enclosing herein a certified copy of my Certificate of Election Results, along with the legal description and a map of the annexed area in an annexation election held in the City of Rogers, Arkansas on November 14, 2017.

Please make record of this annexation to the City of Rogers and acknowledge receipt of this information.

Sincerely,

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

Enclosures

cc: Benton County Assessor
NW Arkansas Regional Planning Commission

COUNTY CLERK (479) 271-1013
FAX (479) 271-1019

VOTER REGISTRAR (479) 271-5704

BENTONVILLE (479) 271-1013
FAX (479) 271-1019

SILAM 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

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

CERTIFICATE OF COUNTY CLERK

STATE OF ARKANSAS)
) ss.
COUNTY OF BENTON)

I, Tena O'Brien, County Clerk within and for the County and State aforesaid, hereby certify that the attached Certification of Election Results is a true copy of the return of votes cast by the legal voters of the area to be annexed by the City of Rogers Election held on November 14, 2017.

The legal description and map of the annexed area as filed by the City of Rogers is also attached hereto, and the same has been filed in my office as a permanent record.

WITNESS my hand and official seal this 30th day of November, 2017.

Tena O'Brien By: *D. Cah*
TENA O'BRIEN, COUNTY CLERK

(SEAL)

Benton County Election Commission

1204 SW 14th Street, Suite 6, Bentonville, AR 72712

FILED

2017 NOV 22 AM 8:32

Russell J. Anzalone
Chairman

M. W. Sevak
Commissioner



TENA O'BRIEN
John M. Brown, Jr.
Secretary

Kim Dennison
Coordinator

Office (479) 271-1049 - Fax (479) 271-5749

kimberly.dennison@bentoncountyar.gov; sharon.rose@bentoncountyar.gov

**OFFICIAL CERTIFICATION OF ELECTION RESULTS
NOVEMBER 14, 2017
ROGERS SPECIAL ELECTION**

We, the undersigned Board of Election Commissioners, within and for the County of Benton and State of Arkansas hereby declare that votes cast by the electors of Benton County at the Rogers Special Election held on the 14th day of November, 2017 were tabulated by automatic tabulating equipment at a central location at the Benton County Election Commission Office, 1204 SW 14th Street, Suite 6, Bentonville, Arkansas; and that the attached report as printed by such automatic tabulating equipment represents the official returns of the precinct, including early and absentee votes cast, and is true and correct to the best of our knowledge, information and belief.

We further declare that:

The number of outstanding absentee ballots of overseas voters is 0;

The number of provisional ballots is 0;

Of the 0 provisional ballots 0 were counted and 0 was not counted.

Signed this 20th day of November, 2017.

Russell J. Anzalone, Chairman

John M. Brown, Jr., Secretary

Mike Sevak, Commissioner

FILED
SEP 06 2018
Arkansas
Secretary of State

Attest:

Tena O'Brien, County Clerk

2017 3909

FILED

OFFICIAL RESULTS
2017 NOV 22 AM 8:32

SUMMARY REPT-GROUP DETAIL

Rogers Special Election
Benton County, AR
November 14, 2017

Run Date:11/20/17 02:59 PM

Report: EL45A Page 00

	TOTAL VOTES	%	ABSENTEE	EV PAPER	EV IVO	ED PAPER	ED IVO
PRECINCTS COUNTED (OF 4)	4	100.00					
REGISTERED VOTERS - TOTAL	33,854						
BALLOTS CAST - TOTAL	233		5	0	139	5	84
VOTER TURNOUT - TOTAL		.69					
City of Rogers Ordinance No. 2017-52 ROGERS ORD 17-52							
Vote for One 1							
FOR	109	52.40	1	0	73	2	33
AGAINST	99	47.60	4	0	52	2	41
Over Votes	0		0	0	0	0	0
Under Votes	0		0	0	0	0	0

PREC REPORT-GROUP DETAIL

Rogers Special Election
 Benton County, AR
 November 14, 2017

FILED
 OFFICIAL RESULTS
 2017 NOV 22 AM 8:32

Run Date:11/20/17 03:00 PM

Report EL30A Page 0001-0

0001 01-0001-01

	TOTAL VOTES	%	ABSENTEE	EV PAPER	EV IVO	ED PAPER	ED IVO
REGISTERED VOTERS - TOTAL	33,660						
BALLOTS CAST - TOTAL	190		4	0	117	3	66
VOTER TURNOUT - TOTAL56					

City of Rogers Ordinance No. 2017-52 ROGERS ORD 17-52

Vote for One 1

FOR	104	54.74	1	0	71	2	30
AGAINST	86	45.26	3	0	46	1	36
Over Votes	0		0	0	0	0	0
Under Votes	0		0	0	0	0	0

PREC REPORT-GROUP DETAIL

Rogers Special Election
Benton County, AR
November 14, 2017

FILED
OFFICIAL RESULTS
2017 NOV 22 AM 8:32
Report EL30A Page 0002-0

Run Date:11/20/17 03:00 PM

0002 01-0002-01

	TOTAL VOTES	%	ABSENTEE	EV PAPER	EV IVO	ED PAPER	ED IVO
REGISTERED VOTERS - TOTAL	103						
BALLOTS CAST - TOTAL	21		0	0	12	0	9
VOTER TURNOUT - TOTAL		20.39					

2017 3912

PREC REPORT-GROUP DETAIL

Rogers Special Election
Benton County, AR
November 14, 2017

OFFICIAL RESULTS

Run Date:11/20/17 03:00 PM

Report EL30A Page 0003-01

0003 01-0003-01

	TOTAL VOTES	%	ABSENTEE	EV PAPER	EV IVO	ED PAPER	ED IVO
REGISTERED VOTERS - TOTAL	31						
BALLOTS CAST - TOTAL	4		0	0	2	1	1
VOTER TURNOUT - TOTAL		12.90					

2017 3913

PREC REPORT-GROUP DETAIL

Rogers Special Election
 Benton County, AR
 November 14, 2017

OFFICIAL RESULTS

2017 NOV 22 AM 8:32
 Report EL30A Page 0004-01

Run Date:11/20/17 03:00 PM

0004 01-0004-01

	TOTAL VOTES	%	ABSENTEE	EV PAPER	EV IVO	EQ. PAPER	ED. IVO
REGISTERED VOTERS - TOTAL	60						
BALLOTS CAST - TOTAL	18		1	0	8	1	8
VOTER TURNOUT - TOTAL		30.00					

City of Rogers Ordinance No. 2017-52 ROGERS ORD 17-52

Vote for One 1

FOR	5	27.78	0	0	2	0	3
AGAINST	13	72.22	1	0	6	1	5
Over Votes	0		0	0	0	0	0
Under Votes	0		0	0	0	0	0