



## ARKANSAS SECRETARY OF STATE

MARK MARTIN

April 6, 2017

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

Re: City of Siloam Springs Annexation Ordinance 17-04

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 landowner)  
Effective Date: 04/25/2017  
County: Benton                                      City: Siloam Springs  
City Ordinance: 17-04                              Dated: 03/21/2017  
County Court Order: CC-2017-01                      Date Filed: 1/19/2017

A file marked copy of the ordinance, Court Order and exhibits submitted to our Office are enclosed. By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas. Please retain these copies as official record of the filing of the municipal boundary change by the Arkansas Secretary of State.

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

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Fisher".

Cynthia Fisher  
Arkansas Secretary of State Legal Division  
500 Woodlane St, Room 256  
Little Rock, AR 72201  
501-682-3401

cc: Arkansas Geographic Information Systems Office (w/ encl)  
Arkansas Highway and Transportation Department Mapping Department (w/ encl)  
Department of Finance and Administration (w/encl)  
Arkansas Public Service Commission (w.encl)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Mr. Phillip Patterson, Siloam Springs City Administrator



2017 MAR 27 PM 1:48



Arkansas Secretary of State

Mark Martin

State Capitol 500 Woodlane Ave Suite 256 • Little Rock, AR 72201-1094

Municipal Boundary Change Form

County: Benton City/Town: Siloam Springs

City Ordinance/Resolution No: 17-04 Date approved: 03-31-2017

County Court Case No: CC 2017-01 Date Order Filed: 1-19-2017

Type: 100% Annexation (Choose from the list of Arkansas Code Sections located on the back)

Date Change Effective: 04-25-2017 Emergency clause: Yes No

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

Municipal Contact:

Name: Phillip R. Patterson Title: City Administrator

Street Address: 400 N. Broadway

City: Siloam Springs St: AR Zip code: 72761

City/County Official:

Signature: Phillip R. Patterson Title: City Administrator

Date: March 21, 2017

(Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, 500 Woodlane Ave, Suite 256, Little Rock, AR 72201-1094)

Office of the Arkansas Secretary of State use only

Received by: Cynthia Fisher

FILED

APR 06 2017

Arkansas Secretary of State

# 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

March 27, 2017

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

Dear Secretary Martin:

RE: Arkansas Baptist State Convention  
City of Siloam Springs Annexation  
Benton County Court Case No. CC# 2017-01

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 January 19, 2017
3. Ordinance No. 2017-04 adopted on March 21, 2017, by the City of Siloam Springs

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

Sincerely,

*Tena O'Brien*  
By: T. Underwood

Tena O'Brien

FILED

2017 MAR 27 PM 1:46

ORDINANCE NO. 17-04

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN  
TERRITORY TO THE CITY OF SILOAM SPRINGS, ARKANSAS  
AND ASSIGNING SAME TO A WARD.

WHEREAS, a petition was filed with the County Clerk of Benton County, Arkansas, by the owner of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Siloam Springs, Arkansas; and,

WHEREAS, on January 19, 2017, the County Court of Benton County, Arkansas, found that the petition was signed by 100% of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Siloam Springs, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said petition; that proper notice had been given in the time and in the manner prescribed by law, that the petition contained a schedule of services and that no enclaves will be created if the petition is accepted by the City of Siloam Springs; and,

WHEREAS, the time fixed by law for appealing from said order of annexation made by the County Court has expired and no appeal has been taken from said order; and

WHEREAS, the annexed parcel of real property is contiguous and adjacent to the other lands in Siloam Springs, Arkansas, which are located in Ward 3.

NOW, THEREFORE, BE IT ORDAINED BY THE City Board of Directors of the City of Siloam Springs, Arkansas:

**Section 1.** That the following described lands and contiguous territory adjoining the City of Siloam Springs, Arkansas, (and as shown on Attachment 1), be and the same is hereby accepted as part of and annexed to and made a part of the City of Siloam Springs, Arkansas:

Part of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 17, Township 17 N, Range 33 W, Benton County, Arkansas, being more particularly described as follows:

Beginning at a stone at the northwest corner of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 17; thence S85°39'52"E 167.31 feet to an iron pin; thence S85°52'25"E 278.12 feet to an iron pin; thence S03°19'30"W 941.17 feet to a point in the right-of-way of state highway 59; thence leaving said right-of-way N82°56'44"E 330.69 feet; thence N86°41'41"E 216.50 feet; thence S02°53'18"W 61.23 feet to an iron pin; thence S50°34'09"E 26.34 feet; thence S33°31'36"E 84.16 feet; thence S20°47'25 "E 83.60 feet; thence S00°42'00"E 199.98 feet; thence N88°09'52"W 1093.59 feet to the SW Corner of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 17; thence along the west line of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 17 N02°45'41"E 1311.81 feet to the point of beginning, containing 18.745 acres more or less, and subject to the right-of-way of state highway 59, and subject to the right-of-way of Howell Road, and subject to the right-of-way of Meadow Brook Drive, and subject to all easements of record.

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Arkansas  
Secretary of State

2017 1119

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FILED

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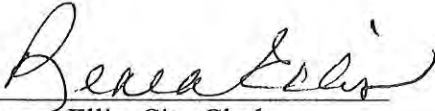
**Section 2.** That the above-described territory shall be annexed to and made a part of Ward 3 of the City of Siloam Springs, Arkansas, and the same shall be a part of said ward as fully as existing parts of said ward.

**Section 3.** That the zoning map of the City (Municipal Code Section 102-21) is hereby amended to include within the G-I zoning district the above described territory.

ORDAINED AND ENACTED this 21<sup>st</sup> day of March 2017.

APPROVED:

ATTEST:



Renea Ellis, City Clerk



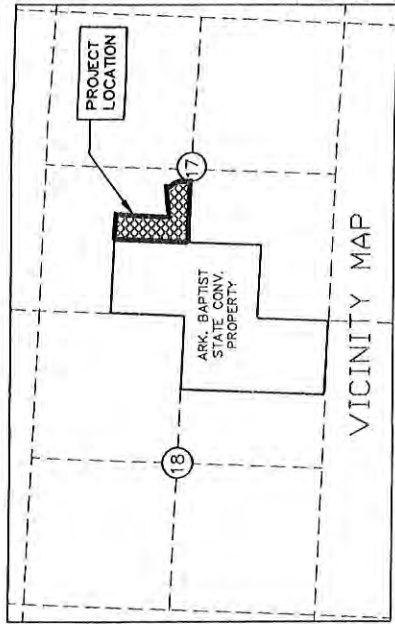
John Mark Turner, Mayor

(SEAL)



FILED

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**SURVEY DESCRIPTION:**

PART OF THE SE/4 OF THE NW/4 OF SECTION 17, TOWNSHIP 17 NORTH, RANGE 33 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A STONE AT THE NORTHWEST CORNER OF THE SE/4 OF THE NW/4 OF SAID SECTION 17, THENCE S85°39'52"E 167.31 FEET TO AN IRON PIN, THENCE S85°52'25"E 278.12 FEET TO AN IRON PIN, THENCE S03°19'30"W 941.17 FEET TO A POINT IN THE RIGHT-OF-WAY OF STATE HIGHWAY 59, THENCE LEAVING SAID RIGHT-OF-WAY N82°56'44"E 330.69 FEET, THENCE N86°41'41"E 216.50 FEET, THENCE S02°53'18"W 61.23 FEET TO AN IRON PIN, THENCE S50°34'09"E 26.34 FEET, THENCE S33°31'36"E 84.16 FEET, THENCE S20°47'25"E 83.60 FEET, THENCE S00°42'00"E 199.98 FEET, THENCE N88°09'52"W 1093.59 FEET TO THE SOUTHWEST CORNER OF THE SE/4 OF THE NW/4 OF SAID SECTION 17, THENCE ALONG THE WEST LINE OF THE SW/4 OF THE NW/4 OF SAID SECTION 17 N02°45'41"E 1311.81 FEET TO THE POINT OF BEGINNING, CONTAINING 18.745 ACRES MORE OR LESS, AND SUBJECT TO THE RIGHT-OF-WAY OF STATE HIGHWAY 59, AND SUBJECT TO THE RIGHT-OF-WAY OF HOWELL ROAD, AND SUBJECT TO THE RIGHT-OF-WAY OF MEADOW BROOK DRIVE, AND SUBJECT TO ALL EASEMENTS OF RECORD.

**BASIS OF BEARINGS:** State Plane Coordinate System - Arkansas North Zone - NAD 83  
Ties and rotation made to City of Siloam Springs reference monuments GPS-G and GPS-I2 listed in Aerial Data Service Coordinate listing dated March 24, 1997.

**CERTIFICATION:** I hereby certify that on Jan. 3, 2017 the hereon plotted and described survey was completed as shown to the best of my knowledge, and is for the sole use of the party stated herein.

This property DOES NOT LIE in a designated flood zone according to F.E.M.A. Map #05007c0370J, Dated September 28, 2007.

# ANNEXATION PLAT - Parcel # 18-12934-000

<b>Survey By:</b> JAMES CALDWELL, PLS #1310 609 South Dakhill Siloam Springs, AR 72761 (479) 238-4069	<b>Survey For:</b> ARKANSAS BAPTIST STATE CONVENTION	<b>Plat Code:</b> 500-17N-33W-0-17-304-04-1310 500-17N-33W-0-18-200-04-1310	<b>Date:</b> January 3, 2017	<b>Job #:</b> 215034-1
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- LEGEND:**
- FOUND IRON PIN
  - FOUND RIGHT-OF-WAY MARKER
  - ⊙ FOUND STONE

## Ord. 17-04. Attachment 1



### GRAPHIC SCALE



FILED

APR 06 2017

Arkansas  
Secretary of State

2017 1121

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CERTIFICATE

1000 A. B. B. B. B. B.  
1000 A. B. B. B. B. B.  
1000 A. B. B. B. B. B.

I, Renea Ellis, the duly appointed, qualified and acting City Clerk of Siloam Springs, Arkansas, do hereby certify that the above and foregoing Ordinance is a true and correct copy of the Ordinance as the same appears in the record books of said City, adopted at a regular meeting of the Board of Directors of Siloam Springs, held on the 21<sup>st</sup> day of March 2017, at which meeting a quorum of the Board of Directors was present, and said Ordinance was adopted by a vote of 5 ayes, 0 nays.

Witness my hand and seal as City Clerk of Siloam Springs on this 22<sup>nd</sup> day of March 2017.

  
\_\_\_\_\_  
Renea Ellis, City Clerk



2017 1122

FILED

2017 JAN 19 PM 4: 25

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

ARKANSAS BAPTIST STATE CONVENTION

COUNTY COURT NO. CC 2017-01

Jason Wilkie

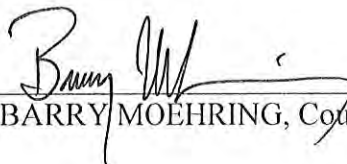
PETITIONER(S)

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 Siloam Springs.



HON. BARRY MOEHRING, County Judge

1-19-17

Date

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APR 06 2017

Arkansas  
Secretary of State

2017 0374



CC 2017-01

FILED

2017 JAN 13 PM 3:04

PETITION FOR ANNEXATION BY 100% OF THE OWNERS OF PROPERTY

To: The Mayor and City Council of the City of Siloam Springs

The undersigned, being 100% of the owners of the property described herein, hereby petition(s) for the annexation of the following property to the City of Siloam Springs:

PART OF THE SE/4 OF THE NW/4 OF SECTION 17, TOWNSHIP 17 NORTH, RANGE 33 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A STONE AT THE NORTHWEST CORNER OF THE SE/4 OF THE NW/4 OF SAID SECTION 17, THENCE S85°39'52"E 167.31 FEET TO AN IRON PIN, THENCE S85°52'25"E 278.12 FEET TO AN IRON PIN, THENCE S03°19'30"W 941.17 FEET TO A POINT IN THE RIGHT-OF-WAY OF STATE HIGHWAY 59, THENCE LEAVING SAID RIGHT-OF-WAY N82°56'44"E 330.69 FEET, THENCE N86°41'41"E 216.50 FEET, THENCE S02°53'18"W 61.23 FEET TO AN IRON PIN, THENCE S50°34'09"E 26.34 FEET, THENCE S33°31'36"E 84.16 FEET, THENCE S20°47'25"E 83.60 FEET, THENCE S00°42'00"E 199.98 FEET, THENCE N88°09'52"W 1093.59 FEET TO THE SOUTHWEST CORNER OF THE SE/4 OF THE NW/4 OF SAID SECTION 17, THENCE ALONG THE WEST LINE OF THE SW/4 OF THE NW/4 OF SAID SECTION 17 N02°45'41"E 1311.81 FEET TO THE POINT OF BEGINNING, CONTAINING 18.745 ACRES MORE OR LESS, AND SUBJECT TO THE RIGHT-OF-WAY OF STATE HIGHWAY 59, AND SUBJECT TO THE RIGHT-OF-WAY OF HOWELL ROAD, AND SUBJECT TO THE RIGHT-OF-WAY OF MEADOW BROOK DRIVE, AND SUBJECT TO ALL EASEMENTS OF RECORD.

The following services will be extended to the described area by the City of Siloam Springs within three (3) years after the date the annexation becomes final:

City of Siloam Springs utility services are already present on this property and will be maintained as all other City services currently installed.

I certify the statements herein are true and accurate to the best of my knowledge, information, and belief.

Jason C. Wilkie  
Printed Name of Property Owner #1

\_\_\_\_\_  
Printed Name of Property Owner #2

[Signature]  
Signature of Property Owner #1

\_\_\_\_\_  
Signature of Property Owner #2

ACKNOWLEDGMENT

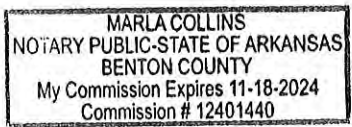
State of Arkansas    )  
                                  )  
County of Benton    )

ss.

On this the 5<sup>th</sup> day of January, 2017, before me, the undersigned officer, personally appeared Jason Wilkie, known to me to be the person whose name is subscribed to the within instrument and acknowledged that it was executed for the purposes therein contained.

Marla Collins  
NOTARY PUBLIC

My Commission Expires: 11-18-2024



FILED

2017 JAN 13 PM 3:04



RECEIVED  
OFFICE OF THE  
SECRETARY OF STATE

January 3, 2017

To whom it may concern,

Please find attached the articles of incorporation for the Arkansas Baptist State Convention. Jason Wilkie is the executive director of Arkansas Baptist Assembly (DBA Camp Siloam) and thus an agent of the ABSC pursuant to the duties and responsibilities of his role with Camp Siloam Springs.

Please feel free to contact me with any further requests.

A handwritten signature in cursive script that reads "Guy Gilchrist".

Associate Executive Director

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2017 JAN 19 PM 1:03

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

ARKANSAS BAPTIST STATE CONVENTION

Jason Wilkie

PETITIONERS

CC 2017-01

VERIFICATION OF PETITION FOR ANNEXATION PURSUANT TO ACA § 14-40-609

We, Tena O'Brien, County Clerk of Benton County, and Roderick Grieve, County Assessor of Benton County, attest as follows:

Our offices have received the attached petition seeking annexation. The petition has been reviewed and we hereby verify that:

- (A) the identity of the petitioner or petitioners has been confirmed;
- (B) there are no property owners included in the petition that do not wish to have their property annexed;
- (C) the property described in the petition is contiguous with the City of Siloam Springs, and
- (D) no enclaves will be created if the petition is accepted by the City of Siloam Springs.



HON. TENA O'BRIEN, County Clerk



HON. RODERICK GRIEVE, County Assessor

FILED

APR 06 2017

Arkansas  
Secretary of State

FILED

2017 JAN 19 PM 1:03



Date: January 17, 2017

Subject: Petition for Annexation (CC2017-01)

Parcel Number(s) and owner(s):

Owners: Arkansas Baptist State Convention (310-229 and 263-465)

Parcel number: 18-12934-000

I have reviewed the subject petition for annexation of territory into the City of Siloam Springs, AR and find the following:

1. The property to be annexed has a boundary line that is contiguous with the existing city boundary of Siloam Springs, AR.
2. The submitted description substantially conforms to the size and location of the property.
3. The submitted description closes mathematically and generally conforms to the deed(s) of record noted above.
4. According to the documentation attached to the annexation request (citing Articles of Incorporation), the named representative has the authority to sign for the owners of record.
5. The proposed annexation appears to not create any enclaves.

Please contact me if you have any questions.

Michael D. Million

Manager – Mapping Dept.

Benton County Assessor's Office

Phone: 479-271-1037, ext. 7004

Email: michael.million@bentoncountyar.gov