



# ARKANSAS SECRETARY OF STATE

## MARK MARTIN

June 24, 2016

The Honorable Tracey Mitchell  
Independence County Clerk  
192 East Main St  
Batesville, AR 72501

Re: City of Southside Annexation, Resolution R 2016-1

Dear Ms. Mitchell,

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 by petition pursuant to A.C.A § 14-40-602 (petition by majority of the land owners)

Effective Date: 07/09/2016

County: Independence

City: Southside

City Resolution: R 2016-1

Dated: 06/09/2016

County Court Order: CO-2016-2 Dated: 05/03/2016 Hon. Robert T. Griffin, County Judge Independence County

A file marked copy of the 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 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)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Ray Bowman, Mayor of Southside (w/encl)





# Arkansas Secretary of State

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

## Municipal Boundary Change Checklist

County: Independence City/Town: City of Southside

City Ordinance/Resolution No: R.2016-1 Date approved: 06/09/2016

County Court Case No: C02016-02 Date of Order: 05/03/2016

Type: Click down arrow at right to select from a list of Arkansas Code municipal boundary filing types

Date Change Effective: 7/9/2016 Emergency clause:  Yes  No

For Circuit Court Challenge: Date Filed: N/A  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 *\*I believe Southside is working on this with the GIS office.\**
- 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: Ray Bowman Title: Mayor

Street Address: 1743 Patesville Blvd.

City: Patesville St: AR Zip code: 72501

### City/County Official:

Signature: Gracy Mitchell Title: Independence County Clerk

Date: 06/10/2016

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, Atten: Municipal Boundary Filing, 500 Woodlane Ave, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: Cynthia Fisher

**FILED**

JUN 24 2016

Arkansas  
Secretary of State

CO 2016-02

RESOLUTION NO. R2016-1

**A RESOLUTION ACCEPTING THE ANNEXATION OF CERTAIN PROPERTY**

**WHEREAS**, a majority of the owners, owning a majority of certain property located in Independence County and contiguous to the corporate limits of the City of Southside, heretofore filed a petition in the Independence County Court to annex territory to the City of Southside, Arkansas; and

**WHEREAS**, a notice was duly published, as required by law, of the filing of said petition and that a hearing on the petition would be held in the County Court of Independence County; and

**WHEREAS**, at the time and place fixed in said notice, the County Court, being fully advised of the facts and the law, and after hearing all persons desiring to be heard, found and concluded that the petition complied with applicable statutory requirements in all respects, that the allegations of the petition were sustained by the proof, that the requirements for signatures under the applicable statute had been complied with, that the limits of the territory to be annexed had been accurately described, that an accurate map thereof had been made and filed, and that the prayer of the petitioners was right and proper. Based on the Court's findings and conclusions, The Honorable Robert T. Griffin, County Judge of Independence County, Arkansas, on May 3, 2016, issued an Order Granting Petition For Annexation; and

**WHEREAS**, no appeals having been taken within thirty (30) days from issuance of the County Court's Order, it is now the desire of the Southside City Council to accept the said annexation.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTHSIDE, ARKANSAS:**

That after giving due consideration to the Order Granting Petition for Annexation and the accompanying description, attached hereto as Exhibit "A," and the map of the annexation area as shown on Exhibit "B" attached hereto, the City Council of the City of Southside does hereby accept the described territory as part of the City of Southside, as evidenced by the adoption of this Resolution.

PASSED AND APPROVED THIS 9<sup>TH</sup> DAY OF June, 2016. JUN 24 2016

**FILED**

Arkansas  
Secretary of State

*Ray Bonham*  
Mayor

Attest: *Ursula Byrd*  
City Recorder

**FILED**  
JUN 10 2016  
12:25 P M  
TRACEY MITCHELL  
COUNTY & PROBATE CLERK  
1m e.e.



34/256-262

IN THE COUNTY COURT OF INDEPENDENCE COUNTY, ARKANSAS


IN THE MATTER OF ANNEXING  
TO THE CITY OF SOUTHSIDE,  
ARKANSAS, CERTAIN TERRITORY  
CONTIGUOUS TO THE CITY OF  
SOUTHSIDE, ARKANSAS,  
PURSUANT TO ARK. CODE ANN. §§  
14-40-601 TO 606

MATTER NO. CO-2016-2

ORDER GRANTING PETITION FOR ANNEXATION

Comes now for consideration the Petition for Annexation filed herein on March 30, 2016. The Court, having considered said petition, the exhibits attached thereto, and the proof presented by petitioners at the hearing held in this matter on May 2, 2016, find and concludes that the petition complies with the requirements of Ark. Code Ann. § 14-40-601 in all respects, that the allegations of the petition were sustained by the proof, that the requirements for signatures under Ark. Code Ann. § 14-40-601 have been complied with, that the limits of the territory to be annexed have been accurately described, that an accurate map thereof has been made and filed, and that the prayer of the petitioners is right and proper. Based on these findings and conclusions, the Petition for Annexation filed herein is granted.

IT IS SO ORDERED this 3<sup>rd</sup> day of May, 2016.

  
The Honorable Robert T. Griffin, County Judge,  
Independence County, Arkansas

**FILED**

JUN 24 2016

Arkansas  
Secretary of State

**FILED**

MAY 04 2016

8:00 AM  
TRACY MITCHELL  
COUNTY & PROBATE CLERK  
T.M. cc.

34/139



ARKANSAS  
GIS OFFICE

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June 9, 2016

Honorable Ray Bowman  
99 Scott Drive  
Batesville, AR 72501-9796

RE: City of Southside Annexation Coordination Requirement

Honorable Mayor Bowman,

Thank you for coordinating with our office as you seek to annex property into the City of Southside, AR case number CO-2016-2. 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 90<sup>th</sup> 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,

Shelby D Johnson  
State Geographic Information Officer

/sdj

**F I L E D**

JUN 24 2016

Arkansas  
Secretary of State

