



ARKANSAS SECRETARY OF STATE

MARK MARTIN

December 1, 2015

The Honorable Becky LeWallen
Washington County Clerk
280 N College Ste 300
Fayetteville, AR 72701

RE: Annexation

Dear Mrs. LeWallen,

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

County: Washington City: Springdale

Annexation: Ordinance No. 4902 – Dated April 15, 2015
Plat of area to be annexed

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, TomTom, and the State Geographic Information Office. 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 501-682-3476.

Sincerely,

A handwritten signature in black ink, appearing to read "Peyton Murphy".

Peyton Murphy
Elections Attorney
Arkansas Secretary of State

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





BECKY LEWALLEN
County And Probate Clerk

WASHINGTON COUNTY
STATE OF ARKANSAS
Washington County Courthouse
280 North College Avenue, Suite 300
Fayetteville, Arkansas 72701
Telephone: (479) 444-1711
Fax: (479) 444-1894

CERTIFICATE OF COUNTY AND PROBATE COURT

THE STATE OF ARKANSAS,

COUNTY OF WASHINGTON.

I, Becky Lewallen, County and Probate Clerk within and for the County and State aforesaid, do hereby certify that the foregoing is a true and correct copy of 5 Annexation by Ordinance to the City of Springdale. In the Matter of Annexing to the City of Springdale, Arkansas as it appears of Record File Thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on

This 19th day of November, 2015.

Becky Lewallen

County Clerk

By: *Jennifer Sharpshorn*
Deputy County Clerk

FILED

2015 NOV 19 AM 10:24

BECKY LEWALLER
CO. & PROBATE CLERK
WASHINGTON CO. AR




Denise Pearce
City Clerk/Treasurer

201 Spring Street
Springdale, Arkansas 72764
(479) 750.8119
(479) 750.8505 fax
www.SpringdaleAR.gov

CERTIFICATE

I, Denise Pearce, Clerk of the City of Springdale, County of Washington, State of Arkansas, hereby certify that the attached and foregoing is a true copy of Ordinance No. 4902, adopted at the April 14th 2015, City Council meeting, the original which is now on file in the City Clerk's Office of the City of Springdale, Arkansas.

In witness whereof, I have hereunto set my hand and affixed the official Seal of the City of Springdale, Washington County, Arkansas, this the 17th day of November, 2015.


City Clerk of the City of Springdale
Washington County, Arkansas

FILED

2015 NOV 19 AM 10:24

(Corrected Ordinance with
Exhibits "A" & "B")

ORDINANCE NO. 4902

**AN ORDINANCE ANNEXING CERTAIN REAL
PROPERTY TO THE CITY OF SPRINGDALE,
ARKANSAS, PURSUANT TO ARK. CODE ANN.
§14-40-2002 (ACT 779 of 1999), AND MAKING A
COMMITMENT TO PROVIDE SEWER
SERVICES TO SAID PROPERTY AS REQUIRED
BY ARK. CODE ANN. §14-40-2002 (ACT 779 of
1999).**

BECKY LEWALLEN
CO. CLERK
WASHINGTON CO. AR



Doc ID: 016209340004 Type: REL
Kind: ORDINANCE
Recorded: 04/30/2015 at 03:12:23 PM
Fee Amt: \$30.00 Page 1 of 4
Washington County, AR
Kyle Sylvester Circuit Clerk

File **2015-00011441**

WHEREAS, Keith A. Hunter and Erin Hunter, husband and wife, Daniel C. Brackett and Amanda Brackett, husband and wife, and Dan F. Taylor and Nora A. Taylor, husband and wife, ("the Property Owners"), are the owners of the following real property currently located in Elm Springs, Washington County, Arkansas, and which are contiguous to and adjacent to the City of Springdale, Arkansas (collectively "the Property")(legal descriptions and map attached hereto as Exhibits "A" and "B" respectively):

- Tract 1: 881 Oak Grove Road, Washington County Parcel No. 750-00688-000, containing one 0.82 acres more or less, and more particularly described as Tract 1 on Exhibit "A" attached hereto;
- Tract 2: 825 Oak Grove Road, Washington County Parcel No. 750-00686-000, more particularly described as Tract 2 on Exhibit "A" attached hereto;
- Tract 3: 5119 Elm Springs Road, Washington County Parcel No. 750-00693-000, containing 1.35 acres more or less, and more particularly described as Tract 3 on Exhibit "A" attached hereto.

WHEREAS, the Property Owners wish to avail themselves of the detachment and annexation procedure contained in Ark. Code Ann. §14-40-2002, as they are seeking additional municipal services, namely sewer services, to the Property;

WHEREAS, pursuant to Ark. Code Ann. §14-40-2002, the Property Owners made demand upon the City of Elm Springs to make a commitment to provide sewer service to the Property;

WHEREAS, the City of Elm Springs has indicated that it does not intend to extend sewer service to the Property;

WHEREAS, the City of Springdale, as annexing municipality pursuant to Ark. Code Ann. §14-40-2002, by the adoption of this Ordinance, does hereby commit to take substantial steps within 180 calendar days after the adoption of this Ordinance toward making the requested services available to the Property, and within each 30 day period thereafter, to continue to take steps demonstrating a consistent commitment to provide the requested sanitary sewer services to the Property within a reasonable time; and,

WHEREAS, upon the City of Springdale making the commitment to provide the requested sanitary sewer services to the Property, the Property Owners now seek approval of the request for detachment from Elm Springs and annexation into the City of Springdale, Arkansas, pursuant to Ark. Code Ann. §14-40-2002.

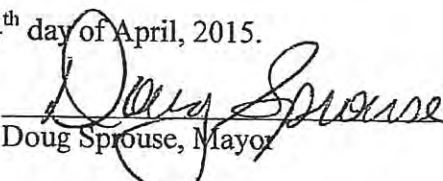
NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS:


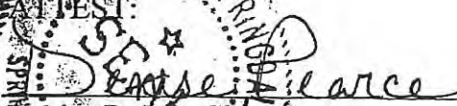
SECTION 1: The City of Springdale, Arkansas hereby makes a commitment to provide sewer services to the Property, and to take substantial steps within one hundred eighty (180) days after the passage of this ordinance to make the services available and, within each thirty-day period thereafter, continue taking steps demonstrating a consistent commitment to make the additional services available within a reasonable time, as determined by the kind of services requested.

SECTION 2: Given the commitment made by the City of Springdale, Arkansas, to provide the requested services, the Property is therefore accepted for annexation into the City of Springdale, Arkansas, pursuant to Ark. Code Ann. §14-40-2002, and the Property shall hereafter be a part of the City of Springdale.

SECTION 3: The Property is hereby assigned to Ward 1 of the City of Springdale, Arkansas.

PASSED AND APPROVED this 14th day of April, 2015.


Doug Sprouse, Mayor


ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

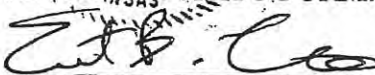

Ernest B. Cate, City Attorney

Exhibit "A"

Tract 1 Hunter Property

A part of the SE1/4 of the NW1/4 of Section 33-T-18-N, R-30-W; Washington County, Arkansas, described as beginning at the NW corner of said 40 acre tract; thence East 180 feet; thence South 196 feet; thence West 180 feet; thence North 196 feet to the point of beginning, containing 0.81 acres, more or less, Subject to the Elm Springs Road right-of-way along the North side and the N 48th Street right-of-way along the West side thereof.

Tract 2 Brackett Property

Part of the Southeast Quarter of the Northwest Quarter of Section Thirty-three (33), Township Eighteen (18) North, of Range Thirty (30) West, Washington County, Arkansas, described as: Beginning at a point 196 feet South of the Northwest corner of said Forty acre tract, and running thence East 180 feet; thence South 100 feet; thence West 180 feet; thence North 100 feet to the Point of Beginning.

Tract 3 Taylor Property

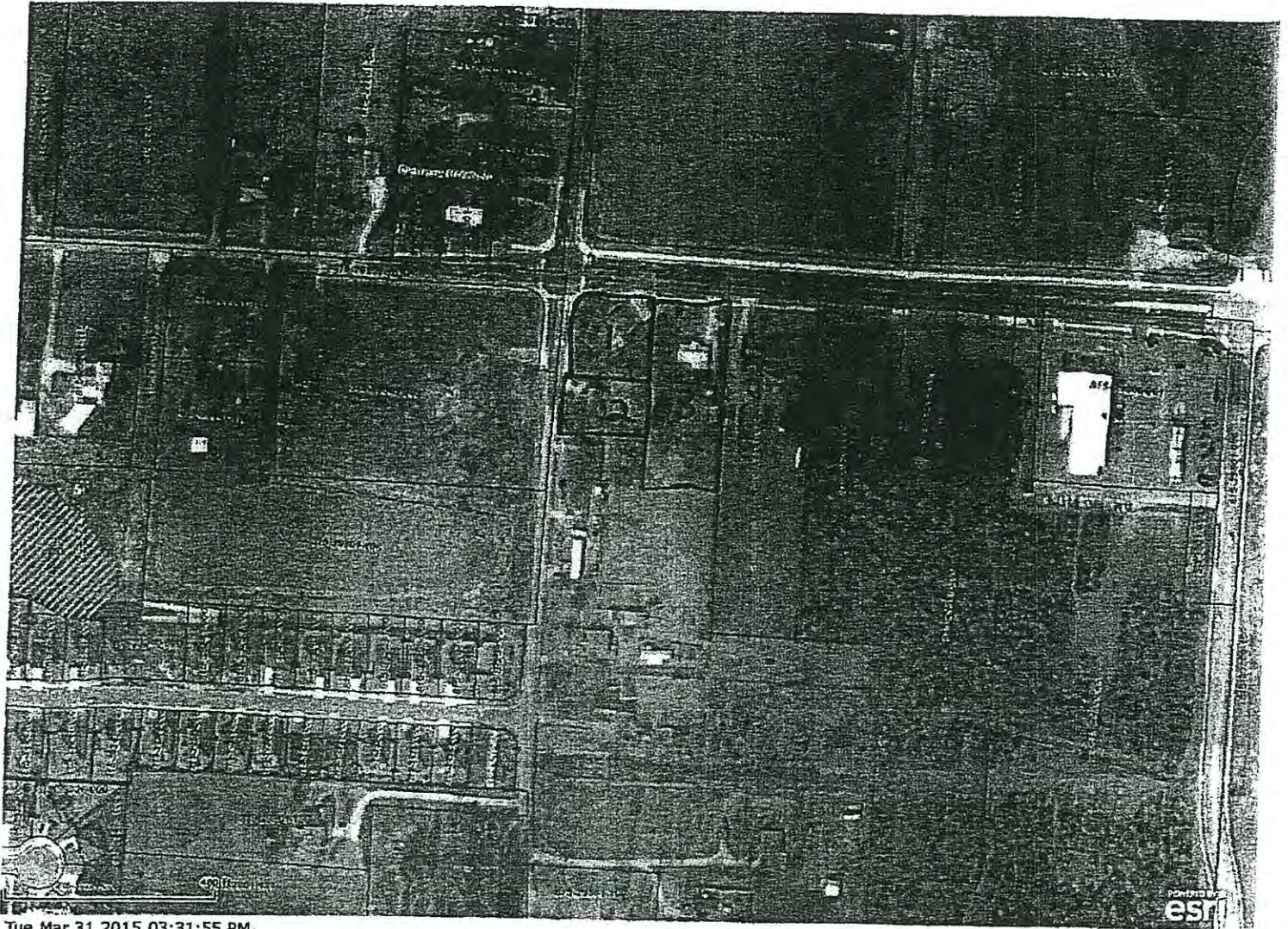
A part of the West Half (W1/2) of the Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) of Section Thirty Three (33), Township Eighteen (18) North, Range Thirty (30) West, in Washington County, Arkansas, and being more particularly described as follows, to-wit:

Beginning at the Northwest (NW) Corner of the said Twenty (20) acres, and running South 88° 23' 45", East 180.00 feet to the POINT OF BEGINNING, and running thence:

South 88° 23' 45" East 150.00 feet, thence
South 01° 57' 15" West 396.00 feet, thence
North 88° 23' 45" West 150.00 feet, thence
North 01° 57' 15" East 396.00 feet, to the

POINT OF BEGINNING, and containing 1.36 acres, more or less and subject to the Right of Way of a County Road, running along the North Line.

Exhibit "B"



Tue Mar 31 2015 03:31:55 PM.