



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. 4923 – Dated May 26, 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)



FILED

2015 NOV 19 AM 10:24

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR



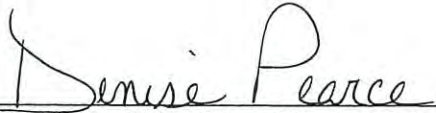
Denise Pearce
City Clerk/Treasurer

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. 4923, adopted at the May 26th 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

ORDINANCE NO. 4923 2015 NOV 19 AM 10:24

BECKY LEWALLEN
CLERK
WASHINGTON COUNTY, AR

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).



Doc ID: 016265210003 Type: REL
Kind: ORDINANCE
Recorded: 06/01/2015 at 01:39:15 PM
Fee Amt: \$25.00 Page 1 of 3
Washington County, AR
Kyle Sylvester Circuit Clerk

File 2015-00014773

WHEREAS, Aaron B. Davis and Nicole C. Davis, 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 ("the Property")(map attached hereto as Exhibit "A"):

PART OF THE SW1/4 OF THE SE1/4 OF THE NW1/4 OF SECTION 33, TOWNSHIP 18 NORTH, RANGE 30 WEST, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE SW1/4 OF THE SE1/4 OF THE NW1/4 OF SECTION 33, TOWNSHIP 18 NORTH, RANGE 30 WEST, PROCEED NORTH 210.00 FEET TO THE POINT OF BEGINNING, THENCE NORTH 219.00 FEET, THENCE SOUTH 89° 22' EAST 660.00 FEET, THENCE SOUTH 429.00 FEET, THENCE NORTH 89° 22' WEST 415.00 FEET, THENCE NORTH 210.00 FEET, THENCE NORTH 89° 22' WEST 245.00 FEET TO THE POINT OF BEGINNING, CONTAINING 5.319 ACRES, MORE OR LESS, ALL IN WASHINGTON COUNTY, ARKANSAS. SUBJECT TO A COUNTY ROAD EASEMENT ALONG THE WEST SIDE THEREOF. LESS AND EXCEPT: PART OF THE SW1/4 OF THE SE1/4 OF THE NW1/4 OF SECTION 33, TOWNSHIP 18 NORTH, RANGE 30 WEST, MORE PARTICULARLY DESCRIBED AS FOLLOWS: PROCEED SOUTH 89° 22' EAST 245 FEET FROM THE SOUTHWEST CORNER OF SAID FORTY ACRE TRACT TO THE POINT OF BEGINNING, THENCE NORTH 210 FEET, THENCE SOUTH 89° 22' EAST 210 FEET, THENCE SOUTH 210 FEET, THENCE NORTH 89° 22' WEST 210 FEET TO THE POINT OF BEGINNING, CONTAINING ONE (1) ACRE, MORE OR LESS.

Also known as 571a Oak Grove Road and Washington County Parcel No. 750-00697-000.

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;

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; and,

WHEREAS, the Property Owners wish to specifically exclude from this annexation a ten foot wide strip of property of equal and uniform width along Oak Grove Road, so as not to create an island of property remaining in Elm Springs and located north of the Property, and a ten foot wide strip of property of equal and uniform width beginning at the southern boundary of the property at Oak Grove Road, and extending eastward along the entire boundary with Parcel No. 815-29801-000, so as to provide access to property located at 571 Oak Grove Road, and so as not to create an island of property remaining in Elm Springs and located south of the Property, and these two ten-foot strips of property shall remain in Elm Springs so as not to violate the provisions of Ark. Code Ann. §14-40-2003.

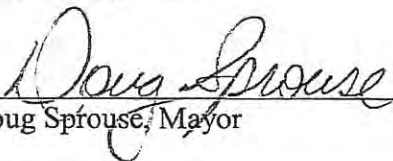
NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS:

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 (less the two ten foot strips described above) is therefore accepted for annexation into the City of Springdale, Arkansas, pursuant to Ark. Code Ann. §14-40-2002, and said property shall hereafter be a part of the City of Springdale.

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

PASSED AND APPROVED this 26th day of May, 2015.

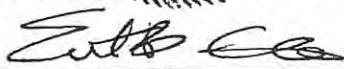


Doug Sprouse, Mayor

ATTEST

Denise Pearce, City Clerk

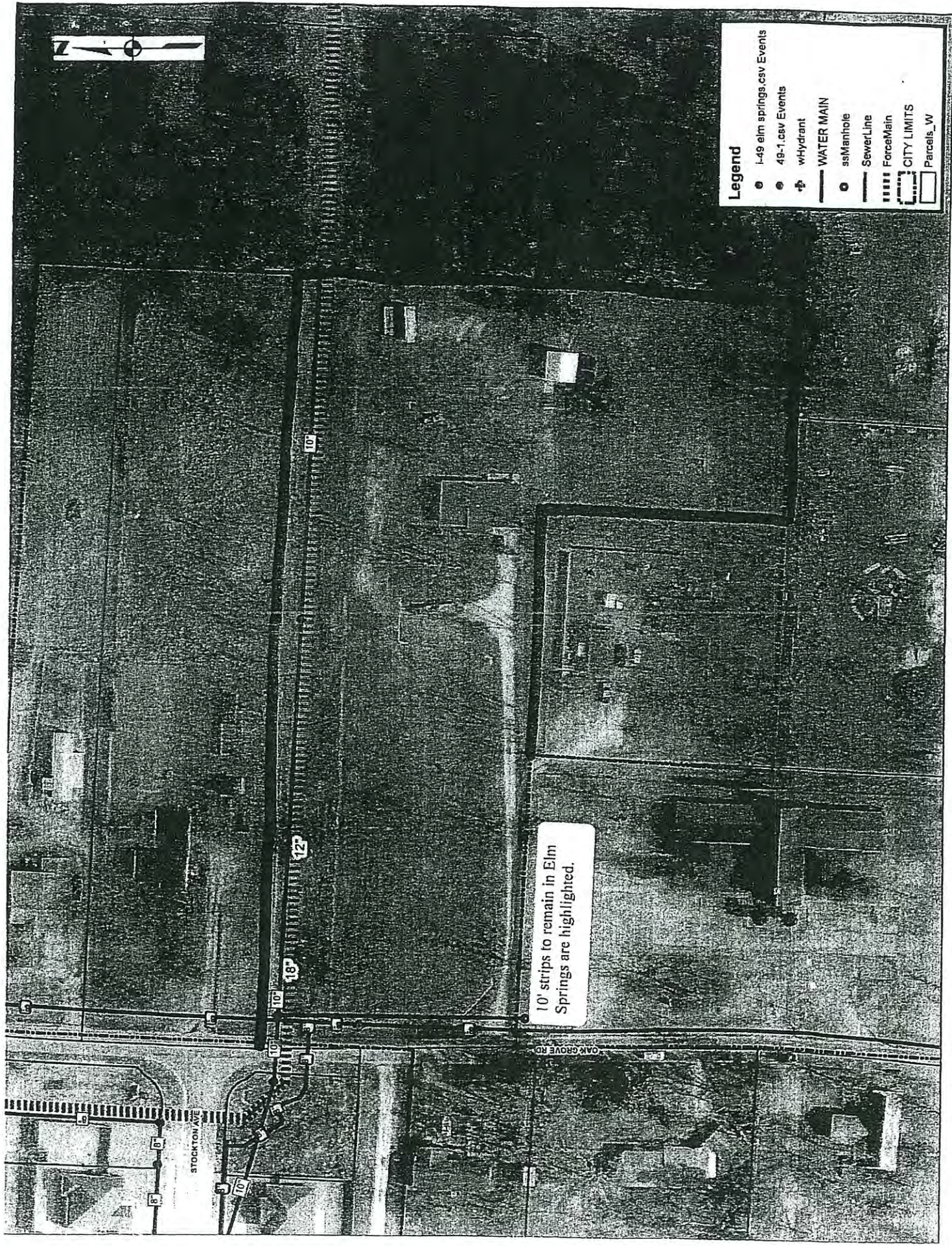
APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



- Legend**
- I-49 elm springs.csv Events
 - 49-1.csv Events
 - ⊕ hydrant
 - WATER MAIN
 - ssManhole
 - SewerLine
 - ▬ ForceMain
 - ▭ CITY LIMITS
 - ▭ Parcels_W



10' strips to remain in Elm Springs are highlighted.

STOCKTON AVE

OAK GROVE RD

10' 18' 10' 12' 10'