



JOHN THURSTON
ARKANSAS SECRETARY OF STATE

October 27, 2020

The Hon. Betsy Harrell
Benton County Clerk
215 East Central, Suite 217
Bentonville, AR 72712-5373

Re: City of Siloam Springs Annexation Ordinance 20-19

Dear Ms. Harrell,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Arkansas Secretary of State:

Filing Type: Annexation pursuant to A.C.A §14-40-602 (petition of majority of landowners)

Effective Date: 9/11/2020

County: Benton

City: Siloam Springs

City Ordinance: 20-19

Dated: 8/4/2020

County Court Order: CC-2020-04

Date Filed: 5/27/2020

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 change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this filing, please do not hesitate to contact our Office at 501-683-3717.

Sincerely,

A handwritten signature in black ink, appearing to read "Shantell McGraw".

Shantell McGraw
Elections Division

cc: Arkansas Geographic Information Systems Office (w/encl)
Arkansas Department of Transportation Mapping Department (w/encl)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w/encl)
Arkansas Economic Development Institute (w/encl)
The Hon. John Mark Turner, Mayor of Siloam Springs (w/encl)
Mr. Phillip R. Patterson, Siloam Springs City Administrator (w/encl)



Arkansas Secretary of State

John Thurston Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

2020 AUG -8 PM 12:40

Municipal Boundary Change Checklist

Act 655 of 2017 and A.C.A. §14-40-103

FILED
COUNTY CLERK
PETITION

County: Benton City/Town: Siloam Springs

City Ordinance/Resolution No: Ord. 20-19 Date approved: August 4, 2020

County Court Case No: CC-2020-04 Date Order Filed: May 27, 2020

Type: A.C.A. §14-40-602

(Choose from the list of Arkansas Code Sections located on the back)

Date Change Effective: Sept. 11, 2020 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: n/a Upheld Overturned Other (attach explanation)

Please indicate which ward(s) the territory will be assigned to: Ward 1

(See A.C.A § 14-40-203)

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 A.C.A. §14-40-501)
- Copy of Arkansas GIS approved printed map and certification letter (required)
- Proof of Publication for all Legal Notices (include Hearing, Election, and City Ordinance/Resolution notices)
- File marked copy of Petition Part (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, Post Office Box 80

City: Siloam Springs St: AR Zip code: 72761

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: Chief Deputy County Clerk

Date: 8/16/20

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents within 30 days of receipt to: Arkansas Secretary of State, Attn: Municipal Boundary Filing, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094

FILED

Office of the Arkansas Secretary of State use only

Received by: [Signature]

OCT 27 2020

Arkansas Secretary of State

Rev. 2/2019

FILED

ORDINANCE NO. 20-19

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

2020 AUG -8 PM 12:43

JOSEPH HARTWELL
CITY CLERK
CITY OF SILOAM SPRINGS, ARKANSAS

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 May 27, 2020, the County Court of Benton County, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; that the petitioners own more than one-half of the total acreage affected by the petition, 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, and that no enclaves will be created if the petition is accepted by the City of Siloam Springs; 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 1.

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:

Benton County Tax Parcels 18-15853-002, 15-17126-000, 15-17129-000, 15-18804-000 through 15-18816-000, 15-18816-001, & 15-18817-000 through 15-18835-000, which is more particularly described as:

NE 14 of the SE 14 of Section 25, T-18-N, R-34-W, Part of N 1/2 of the SW 1/4 of Section 30, T-18-N, R-33-W which includes Lots 1 through 32 and the street right of ways of Lawlis Ranch Subdivision Phase 1, Part of the SW 1/4 of the SW 1/4 of Section 30, T-18-N, R-33-W which includes Lots 9 and 12 of Heritage Ranch Subdivision Phase 1

Total Acres: 55.63

Section 2. That the above-described territory shall be annexed to and made a part of Ward 1 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.

FILED
2020 AUG -8 PM 12:43

Section 3. That the zoning map of the City (Municipal Code Section 102-21) is hereby amended to include within the R-1 zoning district the described territory as follows:

Part of the SW ¼ of the SW ¼ of Section 30, T-18-N, R-33-W and Part of the NE ¼ of the SE ¼ of Section 25, T-18-N, R-34-W, Benton County, Arkansas. Being More particularly described as follows:

Beginning at a the SE Corner of the NE 1/4 of the SE 1/4 of said Section 25; thence N 87°06'58" W 1321.74'; thence N 02°56'07" E 175.21'; thence S 87°02'41" E 1321.80'; thence S 02°57'19" W 105.02'; thence S 86°52'41" E 111.68'; thence S 03°07'19" W 363.41'; thence S 82°11'54" W 49.31'; thence S 49°09'16" E 263.60'; thence S 40°50'44" W 85.00'; thence N 49°09'16" W 275.88'; thence N 02°54'40" E 363.93' to the point of beginning and containing 6.81 acres.

Section 4. That the zoning map of the City (Municipal Code Section 102-21) is hereby amended to include within the R-2 zoning district the described territory as follows.

Part of the NE 1/4 of the SE 1/4 of Section 25, T-18-N, R-34-W, Benton County, Arkansas. Being More particularly described as follows:

Beginning at a point 173.56' N 02°57'19" E of the SE Corner of the NE 1/4 of the SE 1/4 of said Section 25; thence N 87°02'41" W 1321.80'; thence N 02°56'07" E 1147.20'; thence S 86°43'57" E 1052.22'; thence S 02°57'19" W 581.47'; thence S 87°02'41" E 104.22'; thence S 83°18'23" E 70.94'; thence S 81°06'08" E 95.50'; thence S 02°57'19" W 545.49'; to the point of beginning and containing 31.08 acres.

Section 5. That the zoning map of the City (Municipal Code Section 102-21) is hereby amended to include within the R-3 zoning district the described territory as follows.

Part of the N 1/2 of the SW 1/4 of Section 30, T-18-N, R-33-W, Benton County, Arkansas and Part of the NE 1/4 of the SE 1/4 of Section 25, T-18-N, R-34-W, Benton County, Arkansas, more particularly described as follows:

Beginning at a point 275.00' N 02°57'19" E of the SW corner of said N 1/2 of the SW 1/4; thence N 02°57'19" E 376.46'; thence N 81°06'08" W 95.50'; thence N 83°18'23" W 70.94'; thence N 87°02'41" W 104.22'; thence N 02°57'19" E 581.47'; thence S 86°43'57" E 270.00'; thence N 02°57'22" E 72.39'; thence S 87°00'05" E 304.24'; thence S 03°00'05" W 374.03'; thence S 86°52'30" E 341.97'; thence S 03°07'30" W 142.50'; thence S 86°52'30" E 14.41'; to a tangent curve concave to the Northwest and having a radius of 175.00'; thence along said curve with an arc distance of 35.08' and a chord of N 87°22'57" E 35.02'; thence leaving said curve S 08°21'37" E 200.01'; thence S 86°52'30" E 65.99'; thence S 03°07'30" W 192.50'; thence N 86°52'30" W 2.00'; to a tangent curve concave to the Southeast and having a radius of 15.00'; thence along said curve with an arc distance of 23.56' and a chord of S 48°07'30" W 21.21'; thence leaving said curve S 03°07'30" W 127.50'; thence S 02°57'19" W 250.00'; thence N 86°52'30" W 50.00'; thence N 02°57'19" E 250.00';

thence N 86°52'30" W 732.00' to the point of beginning, having an area of 17.89 Acres.

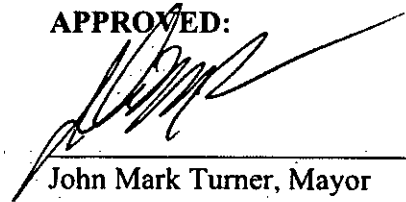
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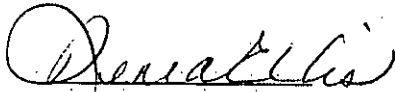
ORDAINED AND ENACTED this 4th day of August, 2020.

BETTY HARRELL
CITY CLERK
BENTON COUNTY, ARKANSAS

APPROVED:


John Mark Turner, Mayor

ATTEST:


Renea Ellis, City Clerk



(SEAL)



FILED

CERTIFICATE

2020 AUG -8 PM 12:44

I, Renea Ellis, the duly appointed, qualified and acting City Clerk of Siloam Springs, Arkansas, do hereby certify that the above and foregoing Ordinance 20-19 is a true and correct copy of the Ordinance as the same appears in the records of said City, adopted at a regular meeting of the Board of Directors of Siloam Springs, held on the 4th day of August 2020, at which meeting a quorum of the Board of Directors was present, and said Ordinance was adopted by a vote of 7 ayes, 0 nays.

Witness my hand and seal as City Clerk of Siloam Springs on this 5th day of August 2020.


Renea Ellis, City Clerk

(SEAL)



2020 3413

FILED

2020 MAY 27 PM 1:51 OAM OSUS

BETSY HARRELL
CO & PROBATE CLERK
BENTON COUNTY, AR

3

IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING INTO THE
CITY OF SILOAM SPRINGS, ARKANSAS,
CERTAIN CONTIGUOUS LAND

Case No. 2020-04

ORDER OF ANNEXATION

COMES NOW on this 20th day of May, 2020, before the Court for consideration of the Petition for Annexation filed herein by petitioners (collectively, the "Petitioners") seeking to have certain real property annexed into the City of Siloam Springs, Arkansas (the "City"). Petitioners appeared by and through their counsel, Larry McCredy. Based on the Petition and other things before it, the Court finds and orders as follows:

1. This Court is the proper forum for this Petition; venue is proper and the Court has jurisdiction over the subject matter of the Petition.
2. The Petition herein was filed more than thirty (30) days prior to the date of this hearing. Darin Riggins was selected to act of behalf of the Petitioners in presenting this Petition.
3. The Petitioners are property owners of certain real property (the "Property") for which they are petitioning the Court for annexation into the City of Siloam Springs, Arkansas.

The Property is more specifically as follows:

Benton County Tax Parcels 18-15853-002, 15-17126-000, 15-17129-000, 15-18804-000 through 15-18816-000, 15-18816-001, & 15-18817-000 through 15-18835-000, which is more particularly described as:

NE ¼ of the SE ¼ of Section 25, Township 18 North, Range 34 West, Benton County, Arkansas; and

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2020 MAY 27 PM 1:10 ES. YAM 0515

BETSY HARRELL
CO & PROPERTY
BENTON COUNTY

Part of the SW ¼ of Section 30, Township 18 North, Range 33 West, Benton County, Arkansas, which includes Lots 1 through 32 and the street right of ways of Lawlis Ranch Subdivision Phase 1; and

Part of the SW ¼ of the SW ¼ of Section 30, Township 18 North, Range 33 West, Benton County, Arkansas which includes Lots 9 and 12 of Heritage Ranch Subdivision Phase 1.

Total Acres: 55.63

4. The Petitioners are a majority of real estate owners of the Property as defined in Ark. Code Ann. § 14-40-601(b), each of whom signed the Petition under oath. Petitioners own more than one-half of the total acreage affected by the Petition. The Court finds that Petitioners have complied with the signature requirements of Ark. Code. Ann. § 14-40-601.

5. The Property was accurately described in the Petition and such Property is contiguous to and adjoining the present city limits of the City of Siloam Springs, Arkansas. Attached to and made a part of the Petition is an accurate map of the Property sought to be annexed into the City of Siloam Springs.

6. The Property meets at least one of the statutory criteria making it suitable for annexation.

7. The Court had previously scheduled a hearing for this Petition on April 8, 2020. Notice of this first hearing was published on March 13, 20 & 27, 2020 in the Northwest Arkansas Democrat Gazette.

8. Because of the COVID-19 pandemic, the hearing on the Petition was rescheduled for May 20, 2020. Notice of this second hearing was published on April 24, May 1 & 8, 2020 in the Northwest Arkansas Democrat Gazette.

2020 2173

2020 0202

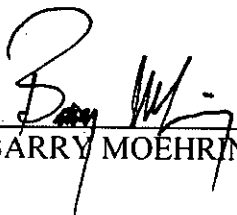
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BETSY HARRELL
CLERK
BENTON COUNTY, AR

9. Because Petitioners have met the requirement of Ark. Code Ann. § 14-40-604, *seq.*, the Petition is granted and the Property described herein is annexed into the City of Siloam Springs, Arkansas.

10. The original papers in this matter shall be delivered to the County Clerk of Benton County, same to be properly recorded upon the records of Benton County, Arkansas, and the County Clerk shall, after properly recording and filing the original papers, prepare transcripts of the same and deliver one of the certified transcripts to the City of Siloam Springs, Arkansas, one copy to the Secretary of State, and one copy to the Director of the Tax Division of the Arkansas Public Service Commission. Provided, however, pursuant to Ark. Code Ann. § 14-40-604, no further action may be taken on the Petition for thirty (30) days after entry of this Order with the County Clerk in order to give any interested party the opportunity to obtain review of this action by the Circuit Court.

IT IS SO ORDERED.


HON. BARRY MOEHRING, Benton County Judge

Date: 5.27.2020

NORTHWEST ARKANSAS Democrat Gazette

P.O. BOX 1607, FAYETTEVILLE, AR, 72702 • 479-442-1700 • FAX: 479-695-1118 • WWW.NWADG.COM

AFFIDAVIT OF PUBLICATION

I, Brittany Smith, do solemnly swear that I am the Accounting Legal Clerk of the Northwest Arkansas Democrat-Gazette, printed and published in Washington County and Benton County, Arkansas, and of bona fide circulation, that from my own personal knowledge and reference to the files of said publication, the advertisement of:

Reece Moore Pendergraft
Case No CC# 2020-04

Was inserted in the Regular Edition on:
April 24, May 1 & 8, 2020

Publication Charges: \$276.90

Brittany Smith
Brittany Smith

Subscribed and sworn to before me
This 8 day of May, 2020.

Catherine Staggs
Notary Public
My Commission Expires: 2/28/2025



****NOTE****

Please do not pay from Affidavit.
Invoice will be sent.

IN THE COUNTY COURT OF
BENTON COUNTY, ARKANSAS
IN THE MATTER OF ANNEXING
INTO THE
CITY OF SILOAM SPRINGS,
ARKANSAS,
CERTAIN CONTIGUOUS LAND
Case No. CC# 2020-04
Riggins Commercial Construction &
Development, Inc.,
Riggins Properties, Inc., Riggins
Construction of NWA, Inc., and
The Keith Gardner, Jr. & Marjorie
Denise Gardner Revocable Trust
PETITIONERS
NOTICE
A Petition of real estate owners desiring
the annexation of certain territory to the
City of Siloam Springs, Arkansas, more
particularly described below, has been
filed on the 2nd day of March, 2020.
The legal description of the
aforementioned property is as follows:
Benton County Tax Parcels 18-15853-
002, 15-17126-000, 15-17129-000, 15-
18804-000 through 15-18816-000, 15-
18816-001, & 15-18817-000 through 15-
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described as:
NE ¼ of the SE ¼ of Section 25, T-18-
N, R-34-W, Part of N ¼ of the SW ¼ of
Section 30, T-18-N, R-33-W which
includes Lots 1 through 32 and the street
right of ways of Lawlis Ranch
Subdivision Phase 1, Part of the SW ¼
of the SW ¼ of Section 30, T-18-N, R-
33-W which includes Lots 9 and 12 of
Heritage Ranch Subdivision Phase 1
Total Acres: 55.63
A hearing on said Petition will take
place on the 20th day of May, 2020 from
3:00 - 4:00 p.m. The hearing will be held
in the Quorum Court Room, County
Administration Building, 215 East
Central Avenue, Bentonville, Arkansas.
75262354 Aug 24, May 1 & 8, 2020

NORTHWEST ARKANSAS Democrat Gazette

P.O. BOX 1607, FAYETTEVILLE, AR 72702 • 479-443-1700 • FAX: 479-695-1118 • WWW.NWADG.COM

AFFIDAVIT OF PUBLICATION

I, Brittany Smith, do solemnly swear that I am the Accounting Legal Clerk of the Northwest Arkansas Democrat-Gazette, printed and published in Washington County and Benton County, Arkansas, and of bona fide circulation, that from my own personal knowledge and reference to the files of said publication, the advertisement of:

Reece Moore Pendergraft
PH Annexation

Was inserted in the Regular Edition on:
March 13, 20 & 27, 2020

Publication Charges: \$273.00

Brittany Smith

Brittany Smith

Subscribed and sworn to before me
This *27* day of *Mar*, 2020.

Catherine Staggs

Notary Public

My Commission Expires: *2/28/2025*



****NOTE****

Please do not pay from Affidavit.
Invoice will be sent.

IN THE COUNTY COURT OF
BENTON COUNTY, ARKANSAS
IN THE MATTER OF ANNEXING
INTO THE
CITY OF SILOAM SPRINGS,
ARKANSAS,
CERTAIN CONTIGUOUS LAND
Case No. CC9 2020-04

Riggins Commercial Construction &
Development, Inc.,

Riggins Properties, Inc., Riggins
Construction of NWA, Inc., and
The Keith Gardner, Jr. & Marjorie
Denise Gardner Revocable Trust
PETITIONERS

NOTICE

A Petition of real estate owners desiring the annexation of certain territory to the City of Siloam Springs, Arkansas, more particularly described below, has been filed on the 2nd day of March, 2020.

The legal description of the aforementioned property is as follows: Benton County Tax Parcels 18-15853-002, 15-17126-000, 15-17129-000, 15-18804-000 through 15-18816-000, 15-18816-001, & 15-18817-000 through 15-18835-000, which is more particularly described as:

NE ¼ of the SE ¼ of Section 25, T-18-N, R-34-W, Part of N ½ of the SW ¼ of Section 30, T-18-N, R-33-W which includes Lots 1 through 32 and the street right of ways of Lawlis Ranch Subdivision Phase 1, Part of the SW ¼ of the SW ¼ of Section 30, T-18-N, R-33-W which includes Lots 9 and 12 of Heritage Ranch Subdivision Phase 1
Total Acres: 55.63

A hearing on said Petition will take place on the 8th day of April, 2020 at 2:00 p.m., to be held in the Quorum Court Room, County Administration Building, 215 East Central Avenue, Bentonville, Arkansas.

75230490 03/13, 03/20 & 03/27/2020

BENTON COUNTY

STATE OF ARKANSAS

BETSY HARRELL

COUNTY CLERK & VOTER REGISTRAR

215 EAST CENTRAL, SUITE 217
BENTONVILLE, AR 72712-5373
479-271-1013
Fax: 479-271-1019

August 16, 2020

PROBATE COURT CLERK

COURTHOUSE, 102 N.E. "A" STREET
BENTONVILLE, AR 72712-5350
479-271-5727
FAX: 479-271-1712

Honorable John Thurston
Secretary of State
Room 256 State Capitol
Little Rock, AR 72201-1094

RE: Riggins Properties, et al
City of Siloam Springs Annexation
Benton County Court Case No. CC# 2020-04

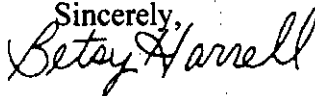
Dear Secretary Thurston:

In accordance with law, I am enclosing a certified copy of each of the following:

1. Map (survey and vicinity map) of the area affected
2. Decree of Annexation entered on May 27, 2020
3. Ordinance No. 20-19 adopted August 4, 2020 by the City of Siloam Springs.

Please record this annexation on your records and acknowledge receipt of these documents.

Sincerely,



Betsy Harrell

B.T. Underwood

BH/Tku
Enclosures

Cc Roderick Grieve
Benton County Assessor

NWA Regional Planning Commission
1311 Clayton Street
Springdale, AR 72765

Benton County 9-1-1 Administration
ROGERS OFFICE
2111 W. WALNUT
(479) 636-3727
FAX (479) 636-4922

ROGERS ARCHIVES
2111 W. WALNUT
(479) 636-1037
FAX (479) 636-1053

SILOAM SPRINGS OFFICE
707 S. LINCOLN
479-271-1013
FAX (479) 524-8534



**ARKANSAS
GIS OFFICE**

**Department of Transformation
and Shared Services**
Governor Asa Hutchinson
Secretary Amy Fecher
Director Shelby Johnson

February 25, 2020

Mr. Ron Homeyer, P.E.
Civil Engineering, Inc.
701 S Mt Olive Street
Siloam Springs, AR 72761

RE: City of Siloam Springs Annexation Coordination Requirement

Mr. Homeyer,

Thank you for coordinating with our office as you seek to annex property into the City of Siloam Springs, AR located in Section 25, Township 18 North, Range 34 West and Section 30, Township 18 North, Range 33 West. 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

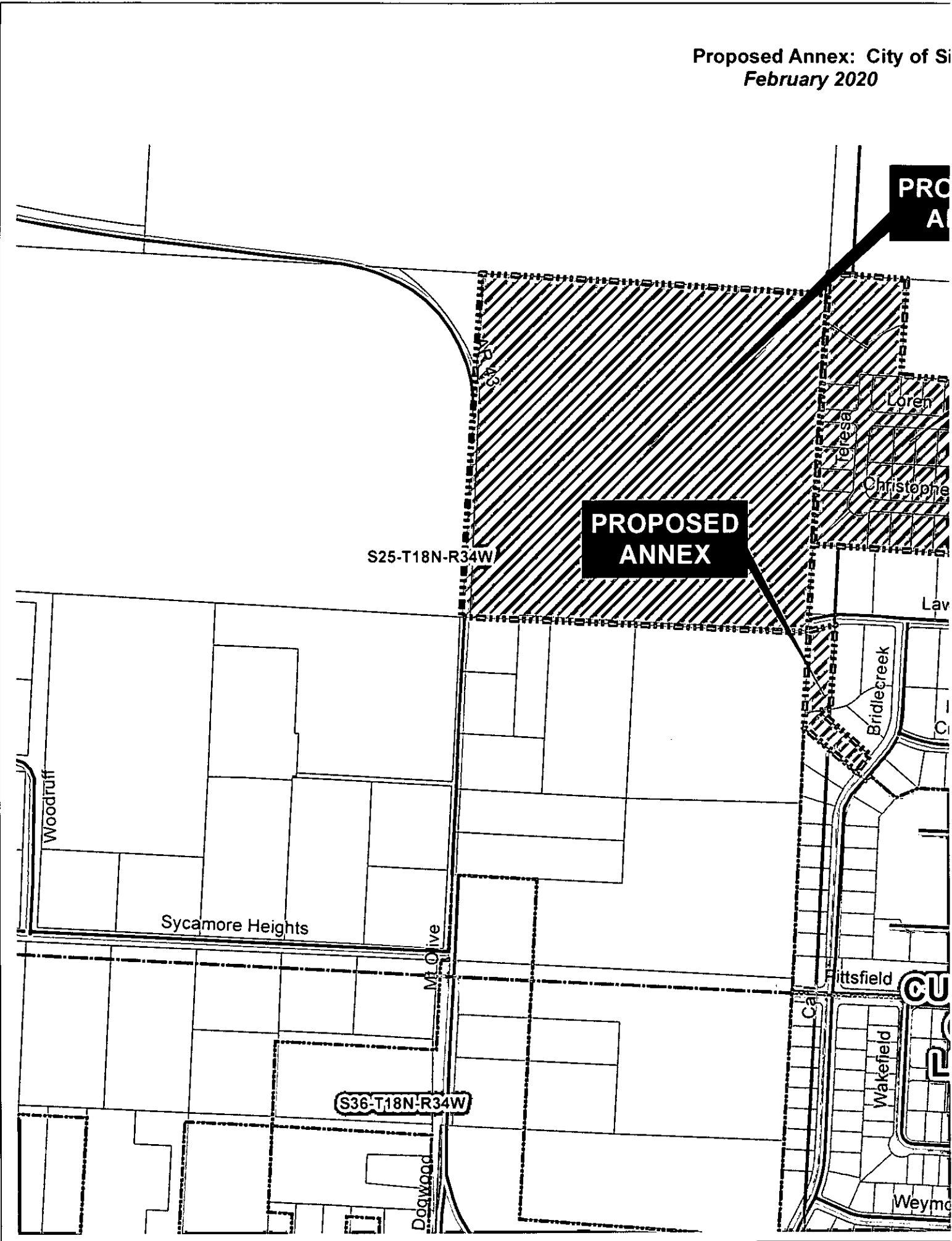
Attachments:

GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Siloam_Springs\20200225\Doc\20200225_Siloam Springs_Annexation_Coordination_Letter.docx

ARKANSAS GIS OFFICE
1 Capitol Mall, Suite 6D • Little Rock, AR 72201 • 501.682.2767
gis.arkansas.gov • transform.ar.gov





PRO
A

PROPOSED
ANNEX

S25-T18N-R34W

S36-T18N-R34W

Woodruff

Sycamore Heights

Mc Olive

Dogwood

Bridlecreek

Pittsfield

Wakefield

Weymo

Lav

Loren

Telesa

Christophe

CU

PL