



ARKANSAS SECRETARY OF STATE

MARK MARTIN

January 26, 2018

The Honorable Teresa Rouse
Poinsett County Clerk
401 Market St
Harrisburg, AR 72432

Re: City of Trumann Annexation Ordinance 635-2017

Dear Ms. Rouse,

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 § 14-40-602 (petition by a majority of the landowners)

Effective Date: 01/12/2018

County: Poinsett

City: Trumann

City Ordinance: 635-2017

Dated: 12/12/2017

County Court Order: 2017-04

Filed 11/09/2017

Hon. Bob Cantrell, Poinsett County Judge

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)
Hon. Barbara Lewallen, Mayor of Truman (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: POINSETT City/Town: TRUMANN

City Ordinance/Resolution No: 635-2017 Date approved: DECEMBER 12, 2017

County Court Case No: 2017-04 Date Order Filed: NOVEMBER 9, 2017

Type: a.c.a. 14-40-602

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

Date Change Effective: 01-12-2018 Set by: X Municipal Ordinance O Emergency Clause O court O Default (Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: Q Upheld O Overturned O Other {attach explanation}

Initiating party:

O All Landowners XO Majority Landowners O Municipal Governing Body O State O Other

Supporting Documentation attached (check all that apply):

- D File marked copy of City Ordinance/Resolution (required)
D File marked copy of County Court Order or certified annexation election results (required except for A.C.A. §14-40-501)
D Copy of Arkansas GIS approved printed map and certification letter (required)
D Proof of Publication for all Legal Notices (include Hearing, Election, and City Ordinance/Resolution notices)
D File marked copy of Petition Part (if applicable)
D File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: BARBARA LEWALLEN Title: MAYOR

Street Address: 225 HIGHWAY 463/P O BOX 120
City: TRUMANN St: AR Zip code: 72472

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: Teresa Rouse Title: Poinsett County Clerk
Date: January 16, 2018

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 72201-1092/

Office of the Arkansas Secretary of State use only

Received by: Cynthia Fisher

FILED
JAN 29 2018
Arkansas Secretary of State

ORDINANCE NO. 635 -2017



AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF TRUMANN, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF TRUMANN, ARKANSAS, AND ASSIGNING SAME TO WARDS.

WHEREAS, a petition was filed with the County Clerk of Poinsett County, Arkansas, by the majority of the real estate owners of the hereinafter described territory praying that said territory be annexed to, and made a part of the City of Trumann, Arkansas; and,

WHEREAS, on August 23, 2017, the County Court of Poinsett, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Trumann, 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 for the time and in the manner prescribed by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Trumann, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by law; 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.

Now, therefore, be it ordained by the city council of the City of Trumann, Arkansas:

SECTION 1. That the following described lands and territory contiguous and adjoining the City of Trumann, Arkansas, be and the same is hereby accepted as part of and annexed to and made a part of the City of Trumann, Arkansas.

All of the Northwest Quarter of Section 10, Township 12 North, Range 5 East, and the North Half of the Northeast Quarter of Section 10, Township 12 North, Range 5 East, and The Southwest Quarter of the Northeast Quarter of Section 10, Township 12 North, Range 5 East and the North Half of the Northwest Quarter of the Southeast Quarter of Section 10, Quarter of Section, Township 12 North Range 5 East, and all that portion of Interstate 555, Interstate 555 north bound, and south bound access ramps, and all right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East, and all that portion of Industrial Drive, and right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East not already within the City of Trumann.

SECTION 2. That the above described territory shall be annexed to and made a part of Ward 2 of the City of Trumann, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

FILED
JAN 23 2017
Arkansas
Secretary of State

SECTION 3. That the services listed in the schedule of services contained in the petition shall be extended to the annexed area with three (3) years after the date of the annexation becomes final. The scheduled services contained in the petition are:

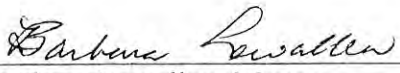
1. Police protection
2. Sanitation service
3. Street maintenance

The schedule of services shall be included in the annual written report required by A.C.A. 14-40-2201 and 14-40-2202.

This annexation shall become effective January 12, 2018.

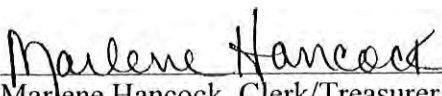
PASSED AND APPROVED this 12th day of December, 2017.

APPROVED:



Barbara Lewallen, Mayor

ATTEST:



Marlene Hancock, Clerk/Treasurer

IN THE POINSETT COUNTY COURT



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

DECREE OF ANNEXATION

On this regular day of a regular term of the County Court of Poinsett County, Arkansas there is presented to the Court by Jimmy Gazaway, agent of the Petitioners, a Petition for annexation of certain territory, hereinafter more particularly described, to the City of Trumann, Arkansas, and the Court being fully advised of the facts and the law, does hereby find, judge and decree as follows:

1. The Court finds that the petition was filed more than thirty (30) days prior to this date and that Jimmy Gazaway was selected by the petitioners to act on their behalf in filing and presenting the petition.

2. The Court further finds that notice of hearing on this matter was published one (1) time a week for three (3) consecutive weeks as required by A.C.A. § 14-40-602.

3. The Court finds that a majority of the total number of real estate owners in the area affected by this petition have signed said petition and that such majority owns more than one-half of the acreage affected.

4. The Court further finds that the territory consists of lands that: are needed for any proper municipal purposes such as for the extension of needed police regulation and that said lands are valuable by reason of their adaptability for prospective municipal uses.

5. The Court further finds that the territory sought to be annexed was accurately described in said petition and that said territory is contiguous to the boundaries of the City of Trumann, Arkansas.

STATE OF ARKANSAS
COUNTY OF POINSETT

I, Teresa Rouse, Clerk of the County and Probate Court within and for the County and State aforementioned do hereby certify that the above and foregoing is a true copy of the original, the same being of record in

Book A-12 Page 276-277
of the records of my office in Harrisburg, Arkansas

I hereunto set my hand and seal on the 23rd day
of January, 20 18

Teresa Rouse, Clerk
Teresa Rouse, Clerk of the Poinsett County and Probate Court

FILED

JAN 25 2017


Arkansas
Secretary of State A-12
276

6. The Court further finds that attached to and made a part of said petition is an accurate map of the territory sought to be annexed to the City of Trumann. The Court further finds that the prayer of the petition is right and proper.

THEREFORE, the Court hereby ORDERS, JUDGES and DECREES that the following described territory be and the same is hereby annexed to and made a part of the City of Trumann, Arkansas, to wit:

All of the Northwest Quarter of Section 10, Township 12 North, Range 5 East, and the North Half of the Northeast Quarter of Section 10, Township 12 North, Range 5 East, and the Southwest Quarter of the northeast Quarter of Section 10, Township 12 North, Range 5 East and the North Half of the Northwest Quarter of the Southeast Quarter of Section 10, Quarter of Section, Township 12 North, Range 5 East, and all that portion of Interstate 555, Interstate 555 north bound, and south bound access ramps, and all right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East, and all that portion of Industrial Drive, and right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East not already within the City of Trumann.

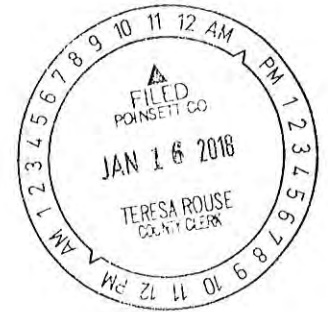
The Court further orders that the original papers in this cause be delivered to the Clerk of Poinsett County, Arkansas, same to be properly recorded upon the records of Poinsett County, Arkansas, and the Clerk, after property recording and filing the original papers, prepare transcripts of the same; that one of the certified transcripts be delivered to the City of Trumann, Arkansas, one copy to the Secretary of State, and one copy to the Director of the Tax Division of the Arkansas Public Service Commission.



COUNTY JUDGE

FILED
JAN 25 2017
Arkansas
Secretary of State

A. 13
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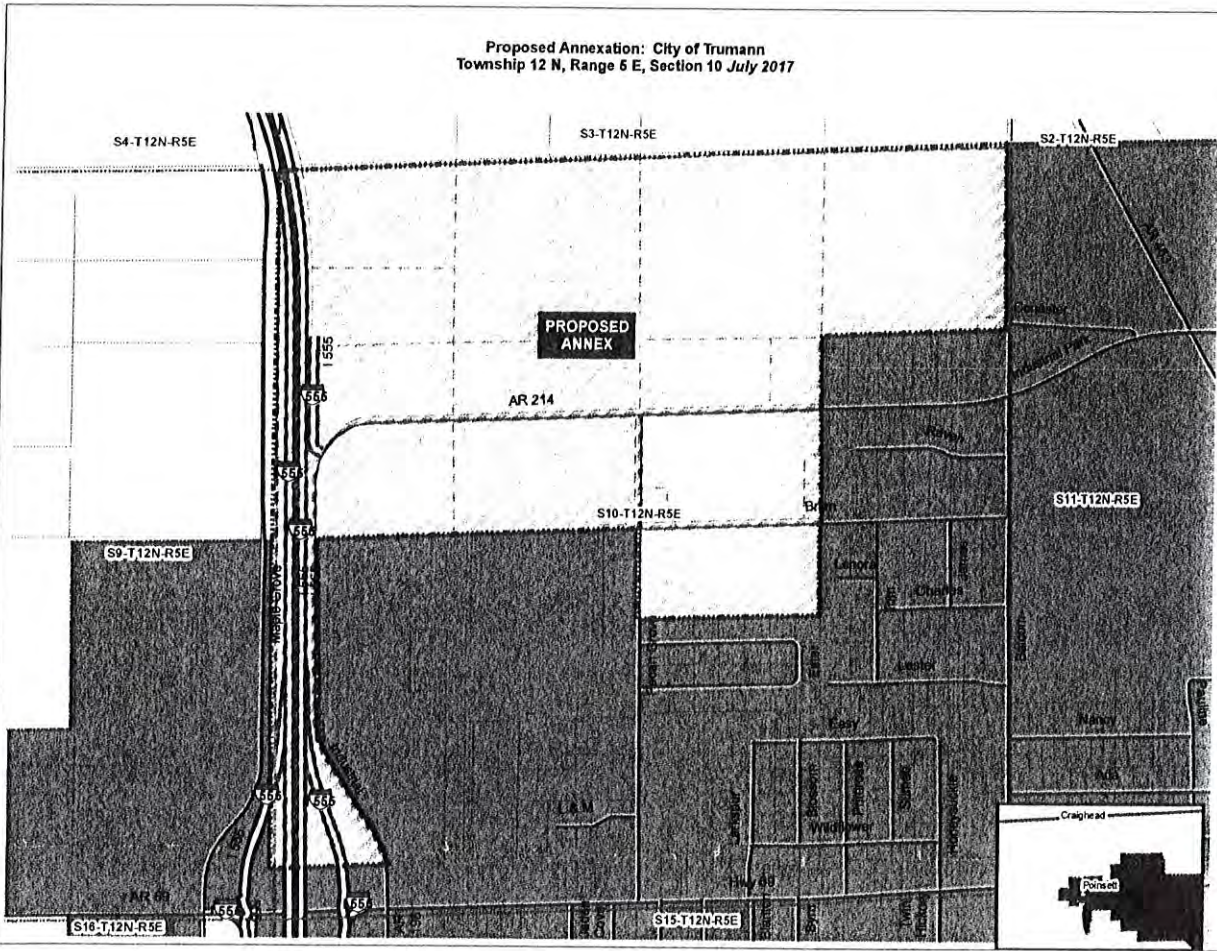
Proposed Annexation: City of Trumann
Township 12 N, Range 6 E, Section 10 July 2017

City: Trumann
 Mayor: Barbara Lewallen

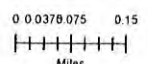
Arkansas Code 14-40-101.

Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015



- Proposed Annex
- Existing City
- Section
- Parcel
- Freeway
- Minor Road
- Existing City



ARKANSAS
 GIS OFFICE



ARKANSAS GIS OFFICE



July 5, 2017

Mayor Barbara Lewallen
PO BOX 120
Trumann AR 72472

RE: City of Trumann Annexation Coordination Requirement

Honorable Mayor Lewallen,

Thank you for coordinating with our office as you seek to annex territory in Section 10, Township 12 North, Range 5 East into the City of Trumann, AR. 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
jjw

Attachments:
GIS Office Map of Proposed Annexation
Secretary of State Municipal Change Checklist
Signed Petition for Annexation

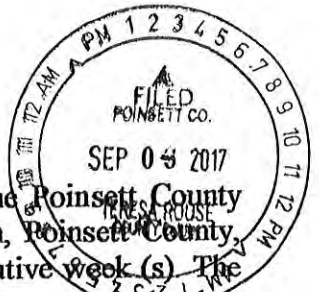
FILED

JAN 25 2017

Arkansas
Secretary of State

H:\City_Annexations\Templates\Folder Structure\Doc\20170525_Trumann_Annexation_Coordination_Letter.docx

Affidavit of Publication



I, Leah Hazelwood, do hereby make oath that I am Office Manager of the Pointsett County Democrat Tribune, a weekly newspaper published in the town of Trumann, Pointsett County, Arkansas, and that the attached notice was published for 3 consecutive week (s). The first publication was on the 27th day of July 2017 and the last insertion was on the 10th day of August 2017.

Cost of Publication \$ 307.80
Cost of Proof \$ 3.00
Total Cost \$ 310.80

Signed: Leah Hazelwood
Office Manager

Sworn to before me this

10th day of August, 2017
Debbie Davis

My Commission Expires: 07-19-2023

DEBBIE DAVIS
POINSETT COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires July 19, 2023
Commission No. 12385137



Notice

IN THE POINSETT COUNTY COURT

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

NOTICE

Notice is hereby given that there has been filed in the County Court of Poinsett County, Arkansas, the petition of and others, asking for the annexation to the City of Trumann, Arkansas the following described lands situated in Poinsett County, Arkansas, and contiguous to said city, to wit:

All of the Northwest Quarter of Section 10, Township 12 North, Range 5 East, and the North Half of the Northeast Quarter of Section 10, Township 12 North, Range 5 East, and the Southwest Quarter of the Northeast Quarter of Section 10, Township 12 North, Range 5 East and the North Half of the Northwest Quarter of the Southeast Quarter of Section 10, Quarter of Section, Township 12 North, Range 5 East, and all that portion of Interstate 555, Interstate 555 north bound, and south bound access ramps, and all right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East, and all that portion of Industrial Drive, and right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East not already within the City of Trumann.

A plat of said land proposed for annexation is on file with said petition in the office of the Clerk of said Court, and the undersigned has been named by the petitioners as the person authorized to act for them.

The Court has fixed the 23rd day of August, 2017 at 9:30 a.m. in the office of the Poinsett County Judge located at 401 Market St., Harrisburg, Arkansas 72432 as the date, time, and location for a hearing on said petition, and all interested persons are now notified to be present at said Court at the time and date so fixed.

Given this 20th day of July, 2017.

Jimmy Gazaway, Attorney at Law
800 W. Court St.
Paragould, AR 72450
870-239-4002
AR Bar No. 2006265

7-27,8-3,10-2017

IN THE POINSETT COUNTY COURT



IN THE MATTER OF ANNEXING TO
THE CITY OF TRUMANN, ARKANSAS,
CERTAIN TERRITORY CONTIGUOUS TO
THE SAID CITY OF TRUMANN, ARKANSAS.

CC2017-04

PETITION FOR ANNEXATION

We, as property owners of the following described area, being all of the Northwest Quarter of Section 10, Township 12 North, Range 5 East, and the North Half of the Northeast Quarter of Section 10, Township 12 North, Range 5 East, and the Southwest Quarter of the Northeast Quarter of Section 10, Township 12 North, Range 5 East and the North Half of the Northwest Quarter of the Southeast Quarter of Section 10, Quarter of Section, Township 12 North, Range 5 East, and all that portion of Interstate 555, Interstate 555 north bound, and south bound access ramps, and all right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East, and all that portion of Industrial Drive, and right-of-way in the Southwest Quarter of the Southwest Quarter of Section 10, Township 12 North, Range 5 East not already within the City of Trumann, do hereby petition the County Court of Poinsett County, Arkansas, to annex the following lands to the City of Trumann, Arkansas:

Property 1) NE NE	38.22 ac more or less
PT NE NE Lot 80 x 146'	0.27 ac more or less
Property 2) NW NE	38.49 ac more or less
NE NW	38.49 ac more or less
Property 3) PT SW NE	34.32 ac more or less
Property 4) PT SW NE	3.79 ac more or less
Property 5) PT SE SW NE	.89 ac more or less
Property 6) PT NW NW	17.92 ac more or less
PT NW NW	12.16 ac more or less
Property 7) PT SW NW	29.73 ac more or less
Property 8) SE NW	40.00 ac more or less
Property 9) N 1/2 NW SE	20.00 ac more or less
Property 10) SW Corner of SW NE	1.01 ac more or less

See Exhibit A and Exhibit B

We further state that the petition is signed by a majority of the real estate owners owning more than one-half of the acreage in said area, and do further by our petition appoint City Attorney Jimmy Gazaway to act on behalf of the petitioners in presenting this matter to the court.

The following services shall be extended to the annexed area within three [3] years after the date the annexation becomes final: Police protection, Sanitation service, and Street maintenance.

Exhibit A

Section 10, Township 12 N, Range 5 E Landowners petitioning to be brought into the City of Trumann

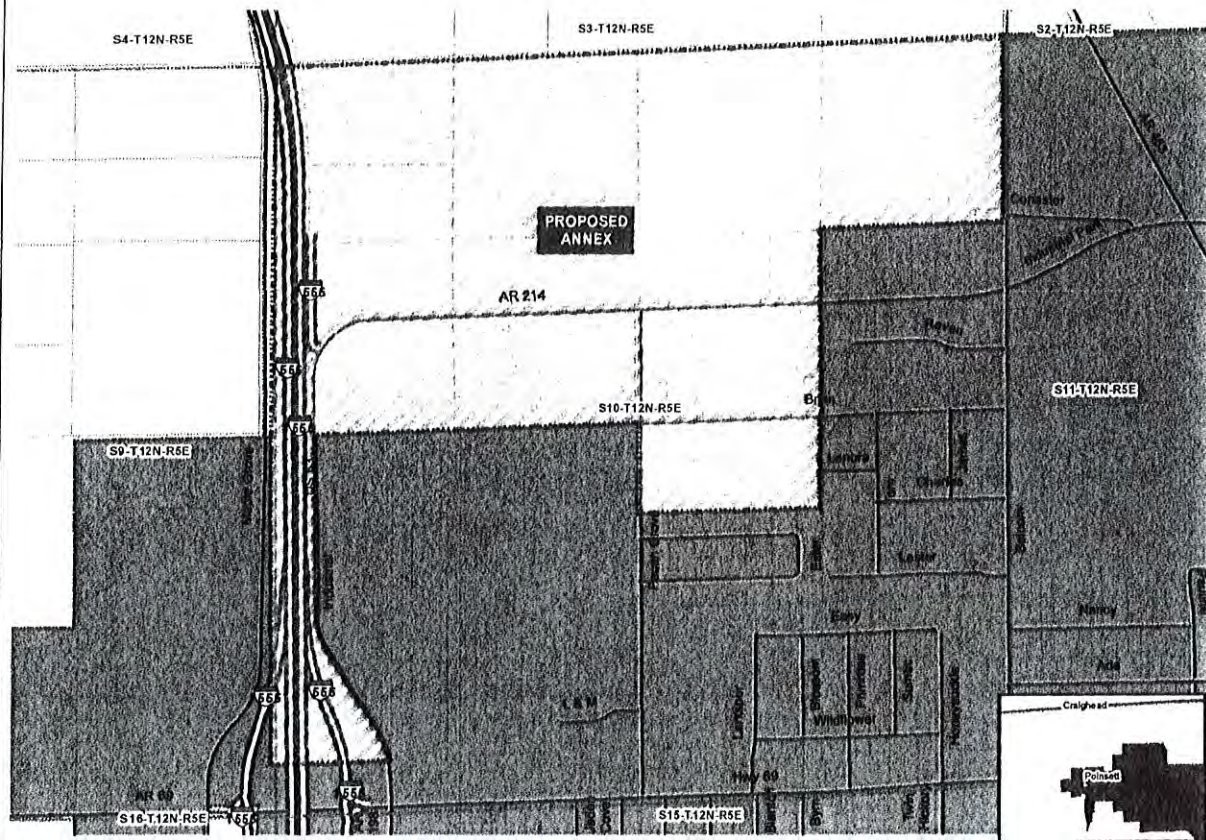
Property 1. The Conatser Family Irrevocable Trust	NE NE PT NE NE Lot 80 x 146'	38.22 acres +/- 0.27 acre +/-
Property 2. John C. Stuckey	NW NE NE NW	38.49 acres +/- 38.49 acres +/-
Property 3. Myra Biggers Trust	PT SW NE	34.32 acres +/-
Property 4. David E & Judy L. Thompson	PT SW NE	3.79 acres +/-
Property 5. William T & Peggy J. Biggers	PT SE SW NE	0.89 acres +/-
Property 6. Richard & Lena Wornat Rev. Living Trust	PT NW NW PT NW NW	17.92 acres +/- 12.16 acres +/-
Property 7. Virginia Norfleet Trust Agreement	PT SW NW	29.73 acres +/-
Property 8. Mary Julia Houston	SE NW	40.0 acres +/-
Property 9. John Charles Rowlett	N1/2 NW SE	20.0 acres +/-
Property 10. Cody Neal & Jessica Blagg	SW corner of SW NE	1.01 acre +/-

Proposed Annexation: City of Trumann
 Township 12 N, Range 6 E, Section 10 May 2017

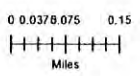
City: Trumann
 Mayor: Barbara Lewallen

Arkansas Code 14-40-101.
 Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, in evidence, the entity has met requirements of Act 514 of 2015



- Proposed Annex
- Section
- Parcel
- Freeway
- Minor Road
- Existing City

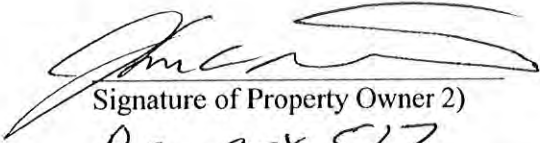


ARKANSAS
 GIS OFFICE
 HNC4y_AnnexationIC06es1Trumann20170424

Signature of Property Owner 1)

Signature of Attesting Witness

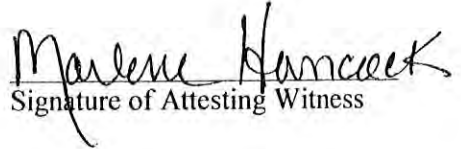
Address




Signature of Property Owner 2)

P.O. Box 517
Irumann AR 72472

Address



Signature of Attesting Witness



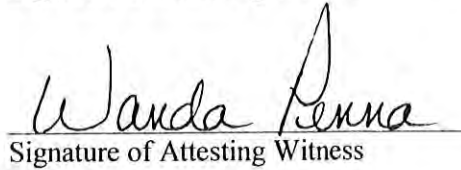
Signature of Property Owner 4)



Signature of Attesting Witness




Signature of Property Owner 4)



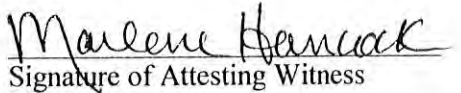
Signature of Attesting Witness

423 W. Main

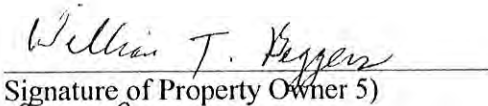
Address



Signature of Property Owner 5)



Signature of Attesting Witness



Signature of Property Owner 5)

P.O. Box 68
Irumann, AR. 72472

Address



Signature of Attesting Witness

Signature of Property Owner 10)

Signature of Attesting Witness

Signature of Property Owner 10)

Signature of Attesting Witness

Address

ACKNOWLEDGMENT

State of Arkansas)
County of Poinsett) ss.

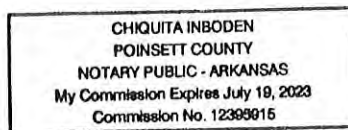
On this 29th day of June, 2017, before me the undersigned officer, personally appeared John C. Stuckey, David E. Thompson, Judy L. Thompson, William T. Biggers, Peggy J. Biggers, _____, and _____,

_____ , known to me to be the persons whose names are subscribed to the within instrument and acknowledged that it was executed for the purposes therein contained.

Chiquita Inboden
NOTARY PUBLIC

My Commission Expires:

July 19, 2023



Myra Jane Biggers
Signature of Property Owner 3) trustee

[Signature]
Signature of Attesting Witness

2385 N. HOSTA DR.
FAYETTEVILLE, AR 72704
Address

ACKNOWLEDGMENT

State of Arkansas)
County of WASHINGTON) ss.

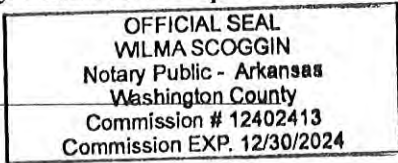
On this 1ST day of JUNE, 2017,

before me the undersigned officer, personally appeared MYRA JANE BIGGERS

_____ , 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.

[Signature]
NOTARY PUBLIC

My Commission Expires:



Richard Warnat
Signature of Property Owner 6)

Lena Warnat
Signature of Attesting Witness

Lena Warnat
Signature of Property Owner 6)

Jelena Deuberg
Signature of Attesting Witness

2215 Clubhouse Ave SW
Huntsville, AL 35802-5023
Address

ACKNOWLEDGMENT

State of Alabama)
County of Madison) ss.

On this 23 day of June, 2017, before me the undersigned officer, personally appeared Richard Warnat and Lena Warnat, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that it was executed for the purposes therein contained.

Forrest Merrill
NOTARY PUBLIC

My Commission Expires:



Virginia L. Norfleet
Signature of Property Owner 7)

Einfader
Signature of Attesting Witness

514 NW Murray Rd. APT 210C
Address
Lee's Summit, MO

ACKNOWLEDGMENT

State of Missouri)
County of Jackson) ss.

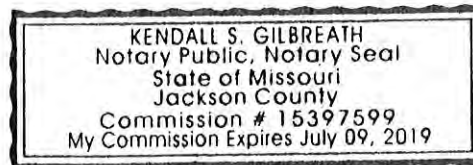
On this 23rd day of June, 2017, before me the undersigned officer, personally appeared Virginia Norfleet,

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.

Kendall S. Gilbreath
NOTARY PUBLIC

My Commission Expires:

July 9, 2019



Estate of Mam Julia Houston, deceased

By: Noye Houston, Executor
Signature of Property Owner &

Gracia Q. Reed
Signature of Attesting Witness

PO Box 3076
Jonesboro, AR 72403

Address

ACKNOWLEDGMENT

State of Arkansas)
County of Craighead) ss.

On this 27th day of June, 2017, before me
the

undersigned officer, personally appeared Noye Houston,

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.

Misty Hailey
NOTARY PUBLIC

My Commission Expires:

08/10/2021



John C. Rowlett POA
Signature of Property Owner 9) †

Jessica Smith
Signature of Attesting Witness

1511 Brian Lane THUNDER 73472
Address

ACKNOWLEDGMENT

State of Arkansas)
County of Fulton) SS.

On this 24th day of May, 2017, before me the undersigned officer, personally appeared James F. Rowlett, 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.

Karen A. Plumlee
NOTARY PUBLIC

My Commission Expires:

4-5-2022

