



# JOHN THURSTON

ARKANSAS SECRETARY OF STATE

February 3, 2020

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

Re: City of Trumann Annexation Ordinance 657-2019

Dear Ms. Rouse,

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 14-40-609 (petition of all landowners)

Effective Date: 12/21/2019

County: Poinsett

City: Trumann

City Ordinance: 657-2019

Dated: 11/12/2019

County Court Order: CC 2019-02

Date Filed: 8/26/2019

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 that reads "Shantell McGraw".

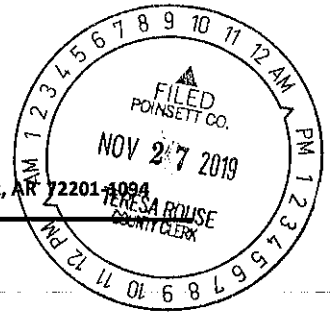
Shantell McGraw  
Elections Division

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. Barbara Lewallen, Mayor of Trumann (w/encl)



**Arkansas Secretary of State**  
**Mark Martin**

State Capitol 500 Woodlane Ave Suite 256 • Little Rock, AR 72201-1094



**Municipal Boundary Change Form**

County: Poinsett City/Town: Trumann

City Ordinance/Resolution No: 657-2019 Date approved: November 12, 2019

County Court Case No: CC2019-02 Date Order Filed: August 26, 2019

Type: Annexation by Petition of all landowners ACA 14-40-609  
 (Choose from the list of Arkansas Code Sections located on the back)

Date Change Effective: December 21, 2019 Emergency clause:  Yes  No

For Circuit Court Challenge: Date Order Filed: \_\_\_\_\_  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
- 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: Barbara Lewallen Title: Mayor

Street Address: 225 Highway 463

City: Trumann St: AR Zip code: 72472

**City/County Official:**

Signature: Barbara Lewallen Title: Mayor

Date: 11-25-19 Teresa Rouse, Poinsett County Clerk 12/10/19

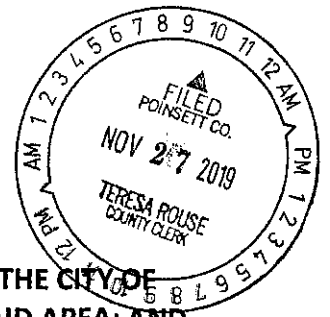
*(Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, 500 Woodlane Ave, Suite 256, Little Rock, AR 72201-1094)*

Office of the Arkansas Secretary of State use only

Received by: [Signature]

**FILED**  
 FEB 03 2020  
 Arkansas Secretary of State

ORDINANCE NO. 657 -2019



**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF TRUMANN: APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS**

**WHEREAS**, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the City of Trumann, Arkansas; and

**WHEREAS**, the Poinsett County Assessor and the Poinsett County Clerk have (A) Verified the identity of the petitioners; (B) Verified that there are no property owners included in the petition that do not wish to have their property annexed; (C) Verified that the property or properties are contiguous with the City of Trumann; (D) Verified that no enclaves will be created if the petition is accepted by the City of Trumann; and presented the petition and their respective verifications to the Poinsett County Judge; and

**WHEREAS**, the County Judge has (A) reviewed the petition and verifications for completeness and accuracy and found them to be complete and accurate; (B) determined that no enclaves will be created by the annexation; (C) confirmed that the petition contains a schedule of services; (D) found that the land to be annexed consists of lands that are needed for proper municipal purposes such as the extension of needed police regulation and are valuable by reason of their adaptability for prospective municipal uses; found that the petition and verifications have been properly executed in all respects and delivered to the County Judge in the time period proscribed by law and that the Court approves the same within the time period allowed by law following the delivery of the petition and papers concerning this annexation to the County Judge; and issued an order articulating these findings and forwarded the petition and order to the contiguous City of Trumann for consideration; and

**WHEREAS**, it is the desire of the City Council of Trumann that said territory be annexed.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRUMANN, ARKANSAS:**

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

Part of Section 19, T12N, R6E, Poinsett County, Arkansas, more particularly described as follows: Commence at the NE corner of said Section 19; thence N 89° 52' 39" W 2,061.18 feet to the point of beginning proper; thence S 00° 50' 52" E 850.30 feet; thence N 89° 49' 41" W 562.26 feet; thence S 36° 30' 10" W 397.92 feet; thence S 89° 37' 49" W 836.07 feet; thence N 01° 18' 31" W 1,177.61 feet; thence S 89° 52' 39" E 1,649.33 feet to the point of beginning proper, containing 39.22 acres, more or less.

**SECTION 2.** That the following schedule of services shall be extended to the area by the City of Trumann within the statutorily required three (3) year period after the date the annexation becomes final, as follows: Police and fire protection

**SECTION 3.** That the above described territory shall be annexed to and made a part of Ward 3 of the City of Trumann, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

**SECTION 4.** Thirty (30) days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Trumann, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period.

**SECTION 5.** Notice. Within forty-five (45) days of the effective date of this ordinance the city clerk shall provide written notice, along with complete documentation, to the county clerk of each county in which the territory is affected.

PASSED AND APPROVED this 12<sup>th</sup> day of November, 2019.

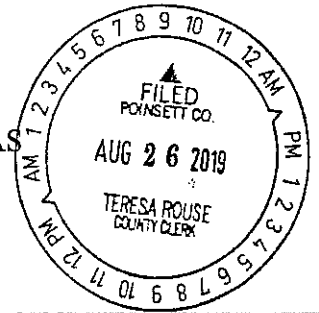
**APPROVED:**

Barbara Lewallen  
Barbara Lewallen, Mayor

**ATTEST:**

Carol Waleszonia  
Carol Waleszonia, Clerk

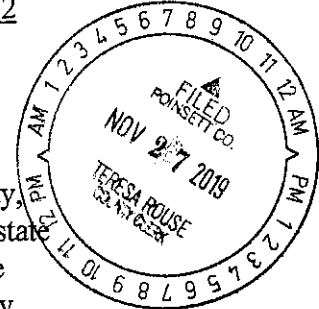
IN THE COUNTY COURT OF POINSETT COUNTY, ARKANSAS



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

NO. CC 2019-02

**ORDER CONCERNING 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, the petition of real estate owners desiring the annexation of territory to the City of Trumann, Arkansas, more particularly described therein. The Court has received the verification of the county assessor and county clerk required by A.C.A. 14-40-609. This Court being fully advised of the facts and the law, does hereby find as follows:

1. The Court finds that the petition and verifications are complete and accurate.
2. The Court further finds that no enclaves will be created by the annexation.
3. The Court finds that the petition contains a schedule of services.
4. The Court further finds that the territory consists of lands that are needed for any proper municipal purposes such as the extension of needed police regulation and are valuable by reason of their adaptability for prospective municipal uses.
5. That this petition and verifications have been properly executed in all respects and delivered to the County Judge in the time period proscribed by law and that the Court approves the same within the time period allowed by law following the delivery of the petition and papers concerning this annexation to the County Judge.

THEREFORE, the Court hereby ORDERS that the petition and this Order be delivered to the City of Trumann, Arkansas.

Bob Cantrell  
Bob Cantrell, Poinsett County Judge

8-26-19  
DATE

A-13  
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# Legal Notice

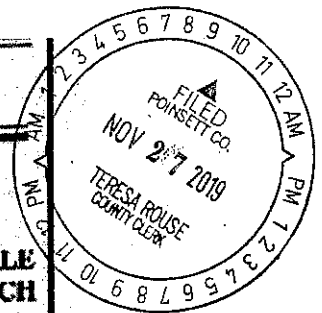
ORDINANCE NO. 657-2019

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF TRUMANN; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS**

WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the City of Trumann, Arkansas; and

WHEREAS, the Poinsett County Assessor and the Poinsett County Clerk have (A) Verified the identity of the petitioners; (B) Verified that there are no property owners included in the petition that do not wish to have their property unannexed; (C) Verified that the property or properties are contiguous with the City of Trumann; (D) Verified that no enclaves will be created if the petition is accepted by the City of Trumann; and presented the petition and their respective verifications to the Poinsett County Judge; and

WHEREAS, the County Judge has (A) reviewed the petition and verifications for completeness and accuracy and found them to be complete and accurate; (B) determined that no enclaves will be created by the annexation; (C) confirmed that the petition contains a schedule of services; (D) found that the land to be annexed consists of lands that are needed for proper municipal purposes such as the extension of needed police regulation and are valuable by reason of their adaptability for prospective municipal uses; found that the petition and verifications have been properly executed in all respects and delivered to the County Judge in the time period proscribed by law and that the Court approves



**Affidavit of Publication**

I, Anthony Cossey, do hereby make oath that I am Office Manager of the Poinsett County Democrat Tribune, a weekly newspaper published in the town of Trumann, Poinsett County, Arkansas, and that the attached notice was published for 1 consecutive week (s). The first publication was on the 21<sup>st</sup> day of November, 2019 and the last insertion was on the \_\_\_\_\_ day of \_\_\_\_\_.

Cost of Publication \$ 326.75  
Cost of Proof \$ 5.00  
Total Cost \$ 331.75

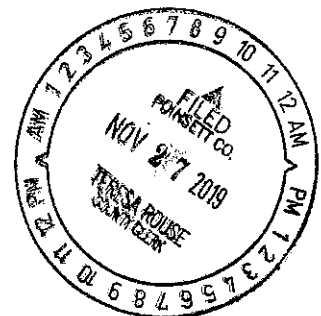
Signed: Anthony J Cossey  
Office Manager

Sworn to before me this

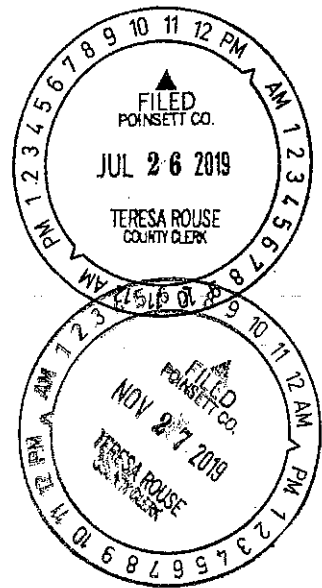
21<sup>st</sup> day of November, 2019  
Notary Public

DEEBYE DAVIS  
POINSETT COUNTY  
NOTARY PUBLIC - ARKANSAS  
My Commission Expires July 19, 2023  
Commission No. 10293187

My Commission Expires: 07-19-2023



**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**

**PETITION FOR ANNEXATION**

We, as property owners of the following described areas, do hereby petition the County Court of Poinsett County, Arkansas, to annex the following lands to the City of Trumann, Arkansas:

Part of Section 19, T 12N, R6E, Poinsett County, Arkansas, more particularly described as follows: Commence at the NE corner of said Section 19; thence N 89° 52'39" W 2,061.18 feet to the point of beginning proper; thence S 00° 50'52" E 850.30 feet; thence N 89° 49'41" W 562.26 feet; thence S 36° 30'10" W 397.92 feet; thence S 89° 37'49" W 836.07 feet; thence N 01° 18'31" W 1,177.61 feet; thence S 89° 52'39" E 1,649.33 feet to the point of beginning proper, containing 39.22 acres, more or less.

And all adjoining public rights of way.

We further state as follows:

1. This petition is signed by one hundred percent (100%) of the real estate owners owning one hundred percent (100%) of the acreage in said area; and, by our petition, appoint City Legal Counsel Representative Jimmy Gazaway to act on behalf of the petitioners in presenting this matter to the court.
2. The said property described herein is contiguous to and adjoining the present Trumann city limits, as shown on the map attached hereto as Exhibit A.
3. No enclaves will be created if this petition is accepted and the territory annexed into The City of Trumann.
4. The following schedule of services shall be extended to the area by the City of Trumann within three (3) years after the date the annexation becomes final: police and fire protection.



[Signature]  
Signature of Property Owner

Katelyn Furnish  
Signature of Attesting Witness

G.W. Roach Jr.  
Printed name of Owner

Katelyn Furnish  
Printed Name of Witness

PO Box 1310, Trumann, AR 72472  
Address

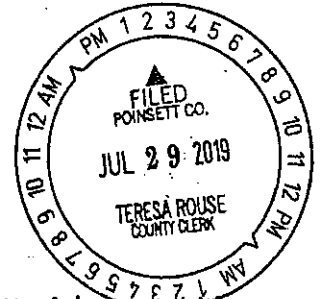
[Signature]  
Signature of Property Owner

Katelyn Furnish  
Signature of Attesting Witness

Margaret Parks  
Printed Name of Owner

Katelyn Furnish  
Printed Name of Witness

PO Box 1310, Trumann, AR 72472  
Address



**VERIFICATION**

I, [Signature] County Assessor of the County of Poinsett, Arkansas, with respect to the annexation by one-hundred percent petition filed by Roach Manufacturing Corporation on 7/26/19 JKR  
Do hereby verify:

1. That the identity of the petitioners as listed on the petition is accurate.
2. That all property owners included in the petition do wish to have their property annexed.
3. That the property is contiguous with the city.
4. That an enclave will not be created if the petition is accepted by the city.

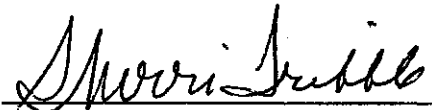
[Signature]  
County Assessor

7/29/19  
Date

State of Arkansas

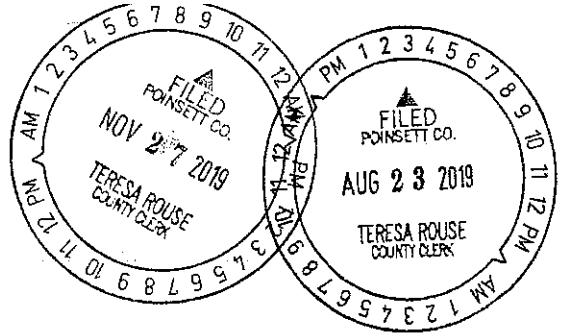
County of Poinsett

On this 9th Day of July, 2019, before me, the undersigned notary public, personally appeared G.W. Roach, Jr., Margaret Parks and Katelyn Furnish, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

  
\_\_\_\_\_  
Notary Public



My commission expires 1/10/2026

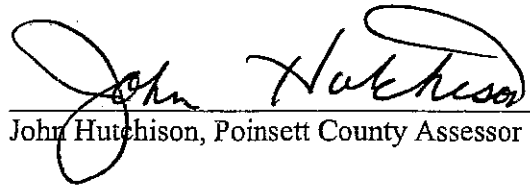


AMENDED VERIFICATION

I, John Hutchison, County Assessor of the County of Poinsett, Arkansas, with respect to the annexation by one-hundred percent petition filed by Roach Manufacturing Corp., by individuals with authority to bind the Roach Manufacturing Corp., do hereby verify:

1. That the identity of the petitioners as listed on the petition is accurate.
2. That all property owners included in the petition do wish to have their property annexed.
3. That the properties are contiguous with the city of Trumann.
4. That an enclave will not be created if the petition is accepted by the city of Trumann.
5. That the Petition does contain a schedule of services.

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
John Hutchison, Poinsett County Assessor

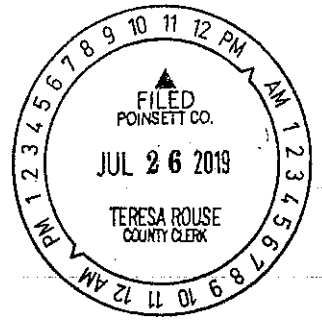
Legal Description

PART OF SECTION 19, T12N-R6E, POINSETT COUNTY, ARKANSAS,  
MORE PARTICULARLY DESCRIBED AS FOLLOWS;  
COMMENCE AT THE NE CORNER OF SAID SECTION 19; THENCE N  
89°52'39" W 2061.18 FEET TO THE POINT OF  
BEGINNING, THENCE S 00°50'52" E 850.30 FEET; THENCE N 89°49'41" W  
562.26 FEET; THENCE S 36°30'10" W 397.92  
FEET; THENCE S 89°37'49" W 836.07 FEET; THENCE N 01°18'31" W 1177.61  
FEET; THENCE S 89°52'39" E 1649.33 FEET  
TO THE POINT OF BEGINNING, CONTAINING 39.22 ACRES, MORE OR  
LESS.



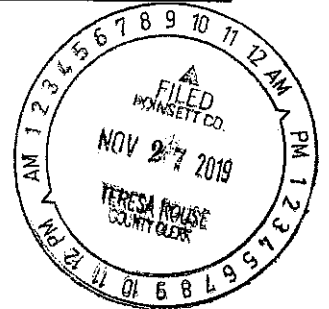
**ARKANSAS  
GIS OFFICE**

COPY



July 2, 2019

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 property into the City of Trumann, AR located in Section 19, Township 12 North, Range 6 East. 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,

Jennifer Wheeler, GIS Analyst  
/jw

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

H:\City\_Annexations\Cities\Trumann\20190515\Doc\20190515\_Trumann\_Annexation\_Coordination\_Letter.docx

ARKANSAS GIS OFFICE · 1 CAPITOL MALL SUITE 6D · LITTLE ROCK · ARKANSAS · 72201  
PHONE (501) 682-2767 · [www.gis.arkansas.gov](http://www.gis.arkansas.gov) · FAX (501) 682-6077

Proposed Annex: City of Trumann  
July 2019

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 814 of 2015

Proposed Annex

