



JOHN THURSTON
ARKANSAS SECRETARY OF STATE

August 28, 2019

The Hon. Tammy Sisson
Franklin County Clerk
211 W. Commercial
Ozark, AR 72949

Re: City of Wiederkehr Village Annexation Ordinance 2019-003

Dear Ms. Sisson,

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 (annexation by petition of all landowners)
Effective Date: 7/16/2019
County: Franklin
City Ordinance: 2019-003
County Court Orders: CC-19-97 and CC-19-78
City: Wiederkehr Village
Dated: 6/3/2019
Date Filed: 7/16/2019 and 5/31/2019

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. Jeff Coley, Mayor of Wiederkehr Village (w/encl)



Arkansas Secretary of State

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

Municipal Boundary Change Checklist

Act 655 of 2017 and A.C.A. §14-40-103

County: Franklin City/Town: Wiederkehr Village
 City Ordinance/Resolution No: ~~CC-19-97~~ 2019-003 8/26/19 SM Date approved: ~~7-10-19~~ 6/3/19 8/26/19 gm
 County Court Case No: CC-19-97 CC-19-78 Date Order Filed: 7.11.19 + 5/31/19
 Type: A.C.A. 14-40-609

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

Date Change Effective: 7.11.19 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other (attach explanation)

Please indicate which ward(s) the territory will be assigned to: _____
(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: Jeff Coley Title: Mayor
 Street Address: 3323 Swiss Family Drive
 City: Wiederkehr Village St: AR Zip code: 72821

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: Ricky Barr Title: Franklin Co Judge
 Date: _____

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

JUL 25 2019

Office of the Arkansas Secretary of State use only

Received by: [Signature]

Arkansas Secretary of State

Municipal Annexation, Detachment, and Incorporation Reference

- Annexation of Territories Contiguous to County Seat A.C.A §14-40-201
- Annexation of Territories in another Judicial District (multiple county seats) A.C.A. §14-40-202
 - Annexation of City Park or Airport (automatic) A.C.A §14-40-204
- Annexation of building on boundary of two municipalities (written notice) A.C.A. §14-40-207
 - Annexation by Election (contiguous land) A.C.A. §14-40-302
 - Annexation of land in adjoining County A.C.A §14-40-401
- Annexation of surrounded unincorporated area (island/doughnut holes) by ordinance A.C.A. §14-40-501
 - Annexation by Petition of majority of Landowners A.C.A. §14-40-602
 - Annexation by Petition of all Landowners A.C.A §14-40-609
 - Consolidation of two municipalities by Election A.C.A §14-40-1201
- Annexation with Detachment from another municipality at landowner request A.C.A §14-40-2001
 - Annexation with Detachment from adjoining city at city request A.C.A §14-40-2101
- Detachment of Land annexed by petition under §14-40-601 A.C.A §14-40-608
- Detachment of municipal lands back to County by election A.C.A. §14-40-1801
- Detachment of unsuitable land by municipal resolution A.C.A §14-40-1901
 - Incorporation by direct petition of landowners A.C.A §14-38-101
 - Incorporation by petition for special election A.C.A §14-38-115
- Surrender of Charter (Disincorporation) by second class city A.C.A §14-39-101

FILED
FOR RECORD
AT _____ O'CLOCK ____ M.
JUL 16 2019

RECORDED IN BOOK 26 PAGE 516
TAMMY SISSON
FRANKLIN COUNTY PROBATE CLERK
BY SS D.C.

IN THE COUNTY COURT OF FRANKLIN COUNTY, ARKANSAS
OZARK, DISTRICT

CC-19-97

ORDER TO APPROVE ANNEXATION

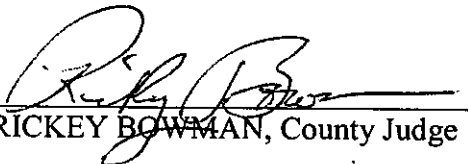
Now on this 16th day of July, 2019, the same being a regular judicial day of the Court, comes the matter to approve annexation.

WHEREAS After review of the petition and verifications for completeness and accuracy; and determined that no enclaves will be created with this annexation; and confirmed that the petition contains a schedule of services I approve this annexation per attached documentation.

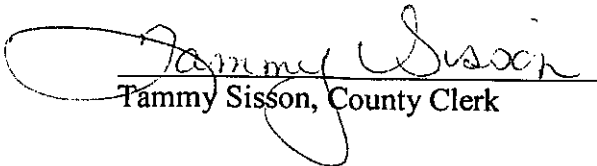
WHEREAS The City of Wiederkehr Village passed Ordinance number 2019-003 accepting the annexation of the property described below in to the City of Wiederkehr Village.

Now therefore the County Court of Franklin County, Arkansas orders to allow Wiederkehr Village, Arkansas to annex the described property in the attachments to this order and contains Parcel 001-01539-000 Tract 1, 001-01539-002 Tract 2, and 001-01630-001 Tract 2 in Franklin County Arkansas.

Dated this 16th day of July 2019


RICKEY BOWMAN, County Judge

Attest:


Tammy Sisson, County Clerk

FILED
FOR RECORD
AT _____ O'CLOCK ____ M.

JUN 04 2019

RECORDED IN BOOK 26 PAGE 509
TAMMY S SISON
FRANKLIN COUNTY PROBATE CLERK
BY JK D.C.

IN THE COUNTY COURT OF FRANKLIN COUNTY, ARKANSAS
OZARK, DISTRICT

CC-19-78

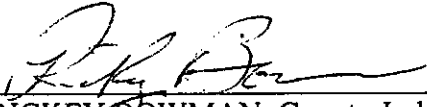
ORDER TO APPROVE ANNEXATION

Now on this 31st day of May, 2019, the same being a regular judicial day of the Court, comes the matter to approve annexation.

After review of the petition and verifications for completeness and accuracy; and determined that no enclaves will be created with this annexation; and confirmed that the petition contains a schedule of services I approve this annexation per attached documentation.

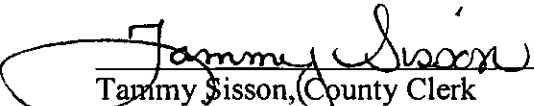
Now therefore the County Court of Franklin County, Arkansas orders to allow Wiederkehr Village, Arkansas to annex the described property in the attachments to this order and contains Parcel 001-01539-000 Tract 1, 001-01539-002 Tract 2, and 001-01630-001 Tract 2 in Franklin County Arkansas.

Dated this 31st day of May 2019



RICKEY BOWMAN, County Judge

Attest:



Tammy Sisson, County Clerk

FILED 5-31-19
RECORDED 6-4-19
COUNTY COURT RECORD
BOOK 26 PAGE(S) 509-510
BY JK

VERIFICATION

I, Cathy Bennett, County Assessor of the County of Franklin, Arkansas, with respect to the annexation by one-hundred percent petition filed by Dennis Wiederkehr & Sharla Wiederkehr on _____, 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 or properties are contiguous with the city of Wiederkehr Village.
4. That an enclave will not be created if the petition is accepted by the city or town.
5. That the petition does contain a schedule of services.

Comments: Parcel # 001-01539-000 Tract 1
001-01539-002 Tract 2
001-01630-001 Tract 2

Signed: Cathy Bennett by Patricia Muckelle
County Assessor

Date: 5/17/19

received Kaylyn Power

WIEDERKEHR VILLAGE CITY COUNCIL MEETING

June 03, 2019

The Wiederkehr Village City Council meeting was called to order by Mayor Jeff Coley at 4:00. Mayor Jeff Coley called the meeting to order, asking for roll call of Council members. All Council members were present.

The minutes from previous meeting were read. A motion was made by Council member Dennis Wiederkehr to approve previous minutes, Council member Annette Timmerman seconded motion, the motion carried.

Water Issues: Council member Eddie Vela asked whether or not the certified letters to past due water customers had been sent out. Recorder/Treasurer Michelle Robbins said they had not been sent out. The water customers who are past due are likely not to pay their bills.

New Business: Council member Dennis Wiederkehr turned in City of Wiederkehr Village Ordinance 2019-003, concerning the annexation of his property. A motion was made by Council member Annette Timmerman to suspend the Robert's Rules of Order, and not read the City of Wiederkehr Village's Ordinance 2019-003 concerning the annexation of the property belonging to Dennis Wiederkehr for next three consecutive meetings and read the City of Wiederkehr Village, Ordinance 2019-003 three consecutive times at present meeting, the motion was seconded by Council member Eddie Vela, motion carried. Recorder/Treasurer Michelle Robbins read the first reading of The City of Wiederkehr Village Ordinance 2019-003 an ordinance accepting the annexation of certain territory to the City of Wiederkehr Village, Arkansas, and making same a part of the City of Wiederkehr Village, and assigning same to wards. A motion was made by Annette Timmerman to accept the City of Wiederkehr Village Ordinance 2019-003, seconded by Council member Eddie Vela, motion carried. Recorder/Treasurer Michelle Robbins read the City of Wiederkehr Village Ordinance 2019-003 an ordinance accepting the annexation of certain territory to the City of Wiederkehr Village, Arkansas, and making same a part of the City of Wiederkehr Village, and assigning same to wards, for the second time. A motion was made by Council member Annette Timmerman to accept the second reading of the City of Wiederkehr Village, Ordinance 2019-003, the motion was seconded by Council member Eddie Vela, motion carried. Recorder/Treasurer Michelle Robbins read for third and final time the City of Wiederkehr Village, Ordinance 2019-003, an ordinance accepting the annexation of certain territory to the City of Wiederkehr Village, Arkansas, and making same a part of the City of Wiederkehr Village, Arkansas, and assigning same to wards. A motion was made by Council member Annette Timmerman to accept the third and final reading of the City of Wiederkehr Village, Ordinance 2019-003, Council member Linda Wiederkehr seconded motion, motion carried. Mayor Jeff Coley reported on the bill owed to law firm Harrington Miller. Council member Dennis Wiederkehr asked Mayor Jeff Coley if he would call said law firm and see if they would work out a payment schedule with the City of Wiederkehr Village. In the meantime Council member Dennis Wiederkehr made a motion to pay Harrington Miller law firm \$250.00, Council member Annette Timmerman seconded, motion carried. Recorder/Treasurer Michelle Robbins reported that the City of Wiederkehr Village needed to start paying the rent for City Hall to Wiederkehr Village Winery in the

amount of \$200.00 per month and pay an additional \$200.00 a month until past due amount of \$1000.00 was paid in full. Council member Eddie Vela made a motion to pay the rent and back rent for City Hall, Council member Annette Timmerman seconded, motion carried.

Advertising and Promotions: Chairman Adam Wiederkehr discussed paying the \$300.00 back to the General fund, Mayor suggested we wait to repay the monies and instead pay a past due bill owed to the Tonitown Magazine in the amount of \$545.00. A motion was made by Council member Dennis Wiederkehr to just pay one half, which is \$272.50 motion was seconded Council member Eddie Vela, motion carried. Chairman Adam Wiederkehr reported that recent straight line winds damage the "Gateway to Wine Country", sign and said it needs to be repaired. Council member Dennis Wiederkehr reported that that particular sign does not belong to the City of Wiederkehr Village, but we could see about getting some repairs done if agreed by the City Council. Council member Dennis Wiederkehr reported that he was still waiting on the RSVP permits to allow mowing and clearing around City of Wiederkehr Village signs on interstate 40. A motion was made by Council member Dennis Wiederkehr to pay \$100.00 to The Arkansas Democrat Gazette, Council member Eddie Vela seconded, motion carried. Chairman Adam Wiederkehr reported that light bulbs were needed on the City of Wiederkehr Village's advertising signs, about seven bulbs need replacing. Council member Eddie Vela asked if the Ashby Street Outdoor account was taken care of and Mayor Jeff Coley stated that it was paid in full. Chairman Adam Wiederkehr left meeting at 4:22pm.

Infrastructure: It was mentioned that neighbors were hauling dirt for the wash out on Swiss Family Drive. Mayor Jeff Coley said he would contact Franklin County Road Department about getting some help with the roads. Mayor Jeff Coley is also going to contact Ricky Bowman and see about getting some disaster relief funds. Mayor Jeff Coley discussed hiring Michael Wright to do some road work for the City of Wiederkehr Village roads with the City Council, especially repairing Swiss Family Drive. Mayor Jeff Coley also discussed with City Council about just digging a ditch on Swiss Family Drive to fix drainage problem, Council members Dennis Wiederkehr and Annette Timmerman said they thought the gas lines ran across Swiss Family Drive in the area where the ditch needed to be dug. Mayor Jeff Coley is going to check on this.

Old Business:

A motion was made by Council member Dennis Wiederkehr to ratify and pay the bills for the month of June 2019. The motion was seconded by Council member Annette Timmerman, motion carried unanimously.

A motion was entertained by Mayor Jeff Coley to adjourn. The motion to adjourn was made by Council member Annette Timmerman and seconded by Council member Dennis Wiederkehr. The motion carried unanimously. The meeting was adjourned at 4:40pm..

Respectfully Submitted

Michelle Robbins

Michelle "Shelly" Robbins

Recorder/Treasurer

Jeff Coley

Jeff Coley

Mayor



ORDINANCE NO. 2019-003 AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF WIEDERKEHR VILLAGE, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF WIEDERKEHR VILLAGE, AND ASSIGNING SAME TO WARDS.

WHEREAS, a petition was filed with the County Clerk of Franklin 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 Wiederkehr Village, Arkansas; and,

WHEREAS, on 5-23-2019, the County Court of Franklin, 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 Wiederkehr Village, 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 Wiederkehr Village, 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 Wiederkehr Village, Arkansas:

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

Description of the area to be annexed to the City of Wiederkehr Village, Arkansas:

Tract 1: A certain tract of land located in Part of the South half of the Southeast half of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SE Corner of the SW/4 of the SE/4 of said Section 27; thence North 87 degrees 37 minutes 44 seconds West 1076.02 feet along the South line thereof to a found ½ inch rebar thence North 02 degrees 46 minutes 43 seconds East 674.45 feet to a found ½ inch rebar at the SW Corner of Arkansas River Valley Surveying Job No. 2312; thence South 87 degrees 37 minutes 44 seconds East 250.00 feet to a found ½ inch rebar at the SE Corner thereof thence South 84 degrees 16 minutes 30 seconds East 236.92 feet to a found ½ inch rebar on the West line of Arkansas River Valley Surveying Job No. 3481; thence South 22 degrees 25 minutes 49 seconds West 31.33 feet to a set ½ inch rebar at the SW Corner thereof thence South 76 degrees 47 minutes 12 seconds East 588.14 feet to a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774; thence South 02 degrees 59 minutes 52 seconds West 243.45 to a set ½ inch rebar thence South 79 degrees 37 minutes 44 seconds East 149.19 feet to a set ½ inch rebar thence South 00 degrees 24 minutes 40 seconds West 256.46 feet to a set ½ inch rebar thence North 87 degrees 37 minutes 44 seconds West 136.03 feet to the point of beginning,

Tract 2: A certain tract of land located in Part of the South half of the Southeast Quarter of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SW Corner of SE/4 of the SE/4 of said Section 27; thence South 87 degrees 37 minutes 44 seconds East 136.03 feet along the South line thereof to a set ½ inch rebar thence North 00 degrees 24 minutes 40 seconds East 256.46 feet to a set ½ inch rebar then North 79 degrees 37 minutes 44 seconds West 149.19 feet to a set ½ inch rebar; thence North 02 degrees 59 minutes 52 seconds East 243.45 feet to

a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774 thence North 01 degrees 04 minutes 13 seconds East 238.08 feet to a set ½ inch rebar at the NE Corner thereof said point being on the South right of way of Highway 186 thence South 57 degrees 16 minutes 11 seconds East 1029.86 feet along said right of way to a found ½ inch rebar at the NW Corner of Arkansas River Valley Surveying Job No. 1980; thence South 39 degrees 22 minutes 24 seconds West 231.67 feet along the West line thereof to a found ½ inch rebar thence South 02 degrees 51 minutes 42 seconds West 868.52 feet to the SW Corner of Arkansas River Valley Surveying Job No. 4245 in the centerline of Pritchard Road said point being South 02 degrees 51 minutes 42 seconds West 30.0 feet from a set ½ inch rebar then North 88 degrees 33 minutes 14 seconds West 135.17 feet along said centerline to the p.c. of a curve with a delta of 07 degrees 02 minutes 54 seconds and a radius of 1407.21 feet thence Southwesterly along the arc of said curve and with said centerline for a distance of 173.11 feet to the p.t. of said curve thence South 81 degrees 11 minutes 51 seconds West 130.50 feet along said centerline thence South 85 degrees 59 minutes 10 seconds West 314.34 feet along said centerline to a point on the West line of the NE/4 of the NE/4 of said Section 34 said point being South 03 degrees 05 minutes 14 seconds West 30.2 feet from a set ½ inch rebar then North 03 degrees 05 minutes 14 seconds East 912.40 feet to the point of beginning.

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

SECTION 3: 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.

APPROVED - Mayor:

Jeff Coley

6-3-19

ATTEST - Clerk or Recorder:

Michelle Robbin

6-3-19





ARKANSAS
GIS OFFICE

April 4, 2019

Mr. Dennis Wiederkehr
9219 Highway 186
Altus, AR 72821

RE: City of Wiederkehr Village Annexation Coordination Requirement

Mr. Wiederkehr,

Thank you for coordinating with our office as you seek to annex property into the City of Wiederkehr Village, AR located in Sections 27 and 34, Township 10 North, Range 26 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.

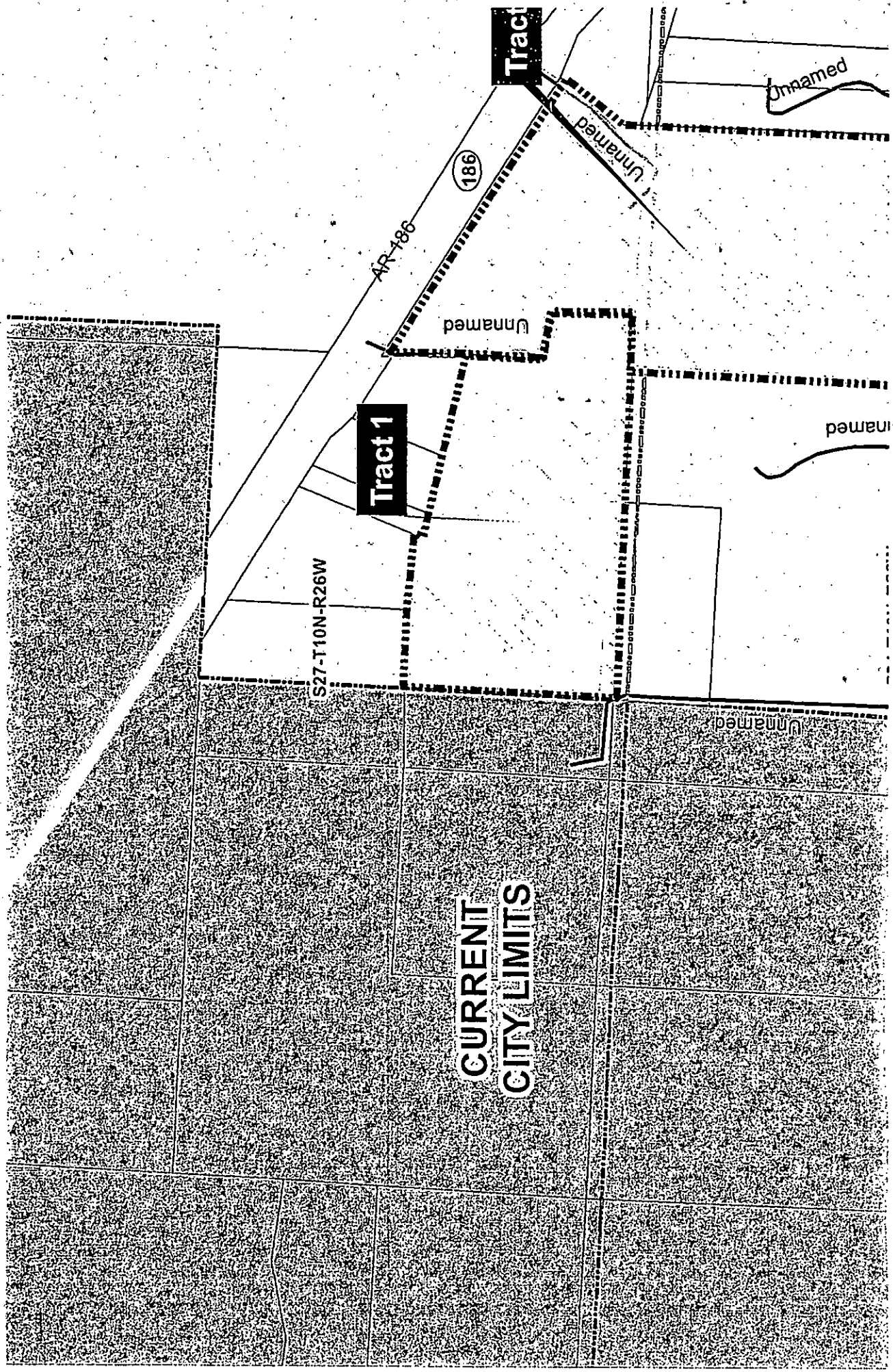
Thank you,

Jennifer Wheeler, GIS Analyst
/jw

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

H:\City_Annexations\Cities\Wiederkehr_Village\20190403\Doc\20190403_Wiederkehr_Village_Annexation_Coordination_Letter.docx

Proposed Annex: City of Wiederkehr Village
April 2019



IN THE FRANKLIN COUNTY COURT IN THE MATTER OF ANNEXING TO THE CITY OF WIEDERKEHR VILLAGE, ARKANSAS, CERTAIN TERRITORY CONTIGUOUS TO THE SAID CITY OF WIEDERKEHR VILLAGE, ARKANSAS

PETITION

We, as property owners of the following described area, do hereby petition the County Court of Franklin, Arkansas. 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 Dennis W. Wiederkehr to act on behalf of the petitioners in presenting this matter to the court.

Description of the area to be annexed to the City of Wiederkehr Village, Arkansas:

Tract 1: A certain tract of land located in Part of the South half of the Southeast half of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found 1/2 inch rebar at the SE Corner of the SW/4 of the SE/4 of said Section 27; thence North 87 degrees 37 minutes 44 seconds West 1076.02 feet along the South line thereof to a found 1/2 inch rebar thence North 02 degrees 46 minutes 43 seconds East 674.45 feet to a found 1/2 inch rebar at the SW Corner of Arkansas River Valley Surveying Job No. 2312; thence South 87 degrees 37 minutes 44 seconds East 250.00 feet to a found 1/2 inch rebar at the SE Corner thereof thence South 84 degrees 16 minutes 30 seconds East 236.92 feet to a found 1/2 inch rebar on the West line of Arkansas River Valley Surveying Job No. 3481; thence South 22 degrees 25 minutes 49 seconds West 31.33 feet to a set 1/2 inch rebar at the SW Corner thereof thence South 76 degrees 47 minutes 12 seconds East 588.14 feet to a set 1/2 inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774; thence South 02 degrees 59 minutes 52 seconds West 243.45 to a set 1/2 inch rebar thence South 79 degrees 37 minutes 44 seconds East 149.19 feet to a set 1/2 inch rebar thence South 00 degrees 24 minutes 40 seconds West 256.46 feet to a set 1/2 inch rebar thence North 87 degrees 37 minutes 44 seconds West 136.03 feet to the point of beginning,

Tract 2: A certain tract of land located in Part of the South half of the Southeast Quarter of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found 1/2 inch rebar at the SW Corner of SE/4 of the SE/4 of said Section 27; thence South 87 degrees 37 minutes 44 seconds East 136.03 feet along the South line thereof to a set 1/2 inch rebar thence North 00 degrees 24 minutes 40 seconds East 256.46 feet to a set 1/2 inch rebar then North 79 degrees 37 minutes 44 seconds West 149.19 feet to a set 1/2 inch rebar; thence North 02 degrees 59 minutes 52 seconds East 243.45 feet to a set 1/2 inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774 thence North 01 degrees 04 minutes 13 seconds East 238.08 feet to a set 1/2 inch rebar at the NE Corner thereof said point being on the South right of way of Highway 186 thence South 57 degrees 16 minutes 11 seconds East 1029.86 feet along said right of way to a found 1/2 inch rebar at the NW Corner of Arkansas River Valley Surveying Job No. 1980; thence South 39 degrees 22 minutes 24 seconds West 231.67 feet along the West line thereof to a found 1/2 inch rebar thence South 02 degrees 51 minutes 42 seconds West 868.52 feet to the SW Corner of Arkansas River Valley Surveying Job No. 4245 in the centerline of Pritchard Road said point being South 02 degrees 51 minutes 42 seconds West 30.0 feet from a set 1/2 inch rebar then North 88 degrees 33 minutes 14 seconds West 135.17 feet along said centerline to the p.c. of a curve with a delta of 07 degrees 02 minutes 54 seconds and a radius of 1407.21 feet thence Southwesterly along the arc of said curve and with said centerline for a distance of 173.11 feet to the p.t. of said curve thence South 81 degrees 11 minutes 51 seconds West 130.50 feet along said centerline thence South 85 degrees 59 minutes 10 seconds West 314.34 feet along said centerline to a point on the West line of the NE/4 of the NE/4 of said Section 34 said point being South 03 degrees 05 minutes 14 seconds West 30.2 feet from a set 1/2 inch rebar then North 03 degrees 05 minutes 14 seconds East 912.40 feet to the point of beginning.

Dennis W. Wiederkehr

Signature of Property Owner
Dennis W. Wiederkehr

Ammy Henry
Signature of Attesting Witness

Sharla K. Wiederkehr

Signature of Property Owner
Sharla K. Wiederkehr

Ammy Henry
Signature of Attesting Witness

Address
9219 Highway 186
Altus, AR 72821

FILED
Franklin County, Arkansas

MAY 23 2019

TAMMY SISSON
COUNTY AND PROBATE CLERK
BY RM

PETITION FOR ANNEXATION IN THE MATTER OF ANNEXING TO WIEDERKEHR VILLAGE
TO MAYOR JEFF COLEY

APRIL 15, 2019

THE CITY OF WIEDERKEHR VILLAGE, ARKANSAS CERTAIN TERRITORY CONTIGUOUS TO
SAID CITY OF WIEDERKEHR VILLAGE, ARKANSAS.

Come now the undersigned petitioners, and state as follows:

1. That we, owning 100% of the property in the following described area, do hereby petition, pursuant to A.C.A. // 14-40-609, the City Council of Wiederkehr Village, Arkansas, to annex the following lands to the City of Wiederkehr Village, Arkansas.
2. Description of the area to be annexed to the City of Wiederkehr Village, Arkansas:

Tract 1: A certain tract of land located in Part of the South half of the Southeast half of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SE Corner of the SW/4 of the SE/4 of said Section 27; thence North 87 degrees 37 minutes 44 seconds West 1076.02 feet along the South line thereof to a found ½ inch rebar thence North 02 degrees 46 minutes 43 seconds East 674.45 feet to a found ½ inch rebar at the SW Corner of Arkansas River Valley Surveying Job No. 2312; thence South 87 degrees 37 minutes 44 seconds East 250.00 feet to a found ½ inch rebar at the SE Corner thereof thence South 84 degrees 16 minutes 30 seconds East 236.92 feet to a found ½ inch rebar on the West line of Arkansas River Valley Surveying Job No. 3481; thence South 22 degrees 25 minutes 49 seconds West 31.33 feet to a set ½ inch rebar at the SW Corner thereof thence South 76 degrees 47 minutes 12 seconds East 588.14 feet to a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774; thence South 02 degrees 59 minutes 52 seconds West 243.45 to a set ½ inch rebar thence South 79 degrees 37 minutes 44 seconds East 149.19 feet to a set ½ inch rebar thence South 00 degrees 24 minutes 40 seconds West 256.46 feet to a set ½ inch rebar thence North 87 degrees 37 minutes 44 seconds West 136.03 feet to the point of beginning,

Tract 2: A certain tract of land located in Part of the South half of the Southeast Quarter of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SW Corner of SE/4 of the SE/4 of said Section 27; thence South 87 degrees 37 minutes 44 seconds East 136.03 feet along the South line thereof to a set ½ inch rebar thence North 00 degrees 24 minutes 40 seconds East 256.46 feet to a set ½ inch rebar then North 79 degrees 37 minutes 44 seconds West 149.19 feet to a set ½ inch rebar; thence North 02 degrees 59 minutes 52 seconds East 243.45 feet to a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774 thence North 01 degrees 04 minutes 13 seconds East 238.08 feet to a set ½ inch rebar at the NE Corner thereof said point being on the South right of way of Highway 186 thence South 57 degrees 16 minutes 11 seconds East 1029.86 feet along said right of way to a found ½ inch rebar at the NW Corner of Arkansas River Valley Surveying Job No. 1980; thence South 39 degrees 22 minutes 24 seconds West 231.67 feet along the West line thereof to a found ½ inch rebar thence South 02 degrees 51 minutes 42 seconds West 868.52 feet to the SW Corner of Arkansas River Valley Surveying Job No. 4245 in the centerline of Pritchard Road said point being South 02 degrees 51 minutes 42 seconds West 30.0 feet from a set ½ inch rebar then North 88 degrees 33 minutes 14 seconds West 135.17 feet along said centerline to the p.c. of a curve with a delta of 07 degrees 02 minutes 54 seconds and a radius of 1407.21 feet thence Southwesterly along the arc of said curve and with said centerline for a distance of 173.11 feet to the p.t. of said curve thence South 81 degrees 11 minutes 51 seconds West 130.50 feet along said centerline thence South 85 degrees 59 minutes 10 seconds West 314.34 feet along said centerline to a point on the West line of the NE/4 of the NE/4 of said Section 34 said point being South 03 degrees 05 minutes 14 seconds West 30.2 feet from a set ½ inch rebar then North 03 degrees 05 minutes 14 seconds East 912.40 feet to the point of beginning.

3. We further state that this petition is signed before a notary by one hundred percent (100%) of the real estate owners owning one hundred percent (100%) of the acreage in said area and that the area to be annexed does not contain property whose owners do not wish to have their property annexed.
4. Accompanying this petition is a title opinion verifying that the petitioners are all owners of record of the relevant properties attached hereto as Exhibit A.
5. That said property described herein is contiguous to and adjoining the present Wiederkehr Village City limits, and no enclaves will be created through this annexation, as indicated by the surveyor's letter attached hereto as Exhibit B.
6. No services need be provided by Wiederkehr Village, Arkansas. Service are already available to the owners through current sources. Such as: Arkansas Valley Electric, Watalula Water, CenturyLink and Altus Rural Fire Department.

Dennis Wiederkehr

Signature of Property Owner

Dennis Wiederkehr

Printed Name of Owner

Sharla Wiederkehr

Signature of Property Owner

Sharla Wiederkehr

Printed Name of Property Owner

9219 Highway 186

Address Altus, AR 72821

Amy Henry

Signature of Attesting Witness

Amy Henry

Printed Name of Witness

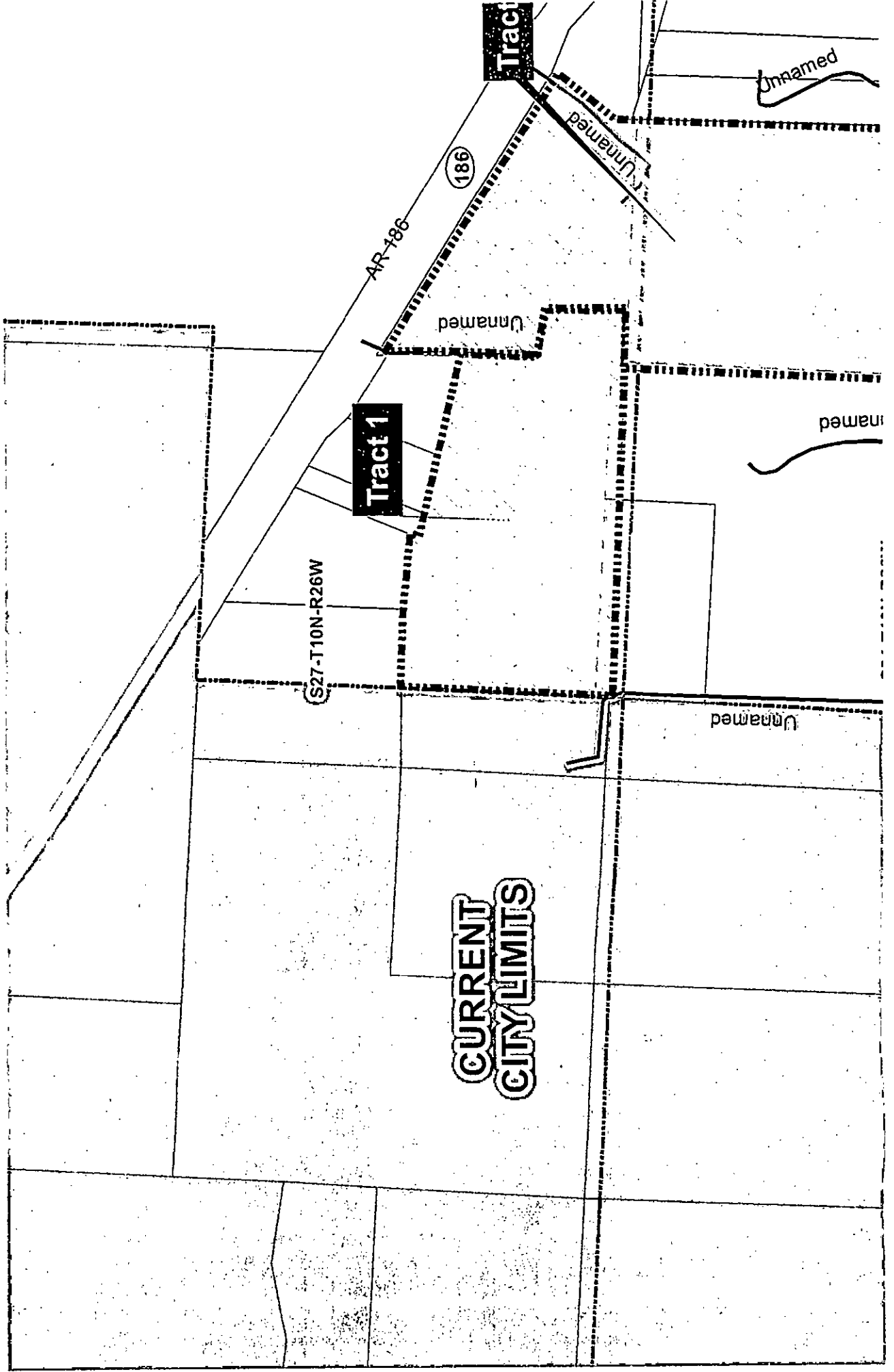
Amy Henry

Signature of Attesting Witness

Amy Henry

Printed Name of Witness

Proposed Annex: City of Wiederkehr Village
April 2019



ORDINANCE NO. 2019-003 AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF WIEDERKEHR VILLAGE, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF WIEDERKEHR VILLAGE, AND ASSIGNING SAME TO WARDS.

WHEREAS, a petition was filed with the County Clerk of Franklin 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 Wiederkehr Village, Arkansas; and,

WHEREAS, on _____, the County Court of Franklin, 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 Wiederkehr Village, 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 Wiederkehr Village, 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 Wiederkehr Village, Arkansas:

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

Description of the area to be annexed to the City of Wiederkehr Village, Arkansas:

Tract 1: A certain tract of land located in Part of the South half of the Southeast half of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SE Corner of the SW/4 of the SE/4 of said Section 27; thence North 87 degrees 37 minutes 44 seconds West 1076.02 feet along the South line thereof to a found ½ inch rebar thence North 02 degrees 46 minutes 43 seconds East 674.45 feet to a found ½ inch rebar at the SW Corner of Arkansas River Valley Surveying Job No. 2312; thence South 87 degrees 37 minutes 44 seconds East 250.00 feet to a found ½ inch rebar at the SE Corner thereof thence South 84 degrees 16 minutes 30 seconds East 236.92 feet to a found ½ inch rebar on the West line of Arkansas River Valley Surveying Job No. 3481; thence South 22 degrees 25 minutes 49 seconds West 31.33 feet to a set ½ inch rebar at the SW Corner thereof thence South 76 degrees 47 minutes 12 seconds East 588.14 feet to a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774; thence South 02 degrees 59 minutes 52 seconds West 243.45 to a set ½ inch rebar thence South 79 degrees 37 minutes 44 seconds East 149.19 feet to a set ½ inch rebar thence South 00 degrees 24 minutes 40 seconds West 256.46 feet to a set ½ inch rebar thence North 87 degrees 37 minutes 44 seconds West 136.03 feet to the point of beginning,

Tract 2: A certain tract of land located in Part of the South half of the Southeast Quarter of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found ½ inch rebar at the SW Corner of SE/4 of the SE/4 of said Section 27; thence South 87 degrees 37 minutes 44 seconds East 136.03 feet along the South line thereof to a set ½ inch rebar thence North 00 degrees 24 minutes 40 seconds East 256.46 feet to a set ½ inch rebar then North 79 degrees 37 minutes 44 seconds West 149.19 feet to a set ½ inch rebar; thence North 02 degrees 59 minutes 52 seconds East 243.45 feet to

a set ½ inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774 thence North 01 degrees 04 minutes 13 seconds East 238.08 feet to a set ½ inch rebar at the NE Corner thereof said point being on the South right of way of Highway 186 thence South 57 degrees 16 minutes 11 seconds East 1029.86 feet along said right of way to a found ½ inch rebar at the NW Corner of Arkansas River Valley Surveying Job No. 1980; thence South 39 degrees 22 minutes 24 seconds West 231.67 feet along the West line thereof to a found ½ inch rebar thence South 02 degrees 51 minutes 42 seconds West 868.52 feet to the SW Corner of Arkansas River Valley Surveying Job No. 4245 in the centerline of Pritchard Road said point being South 02 degrees 51 minutes 42 seconds West 30.0 feet from a set ½ inch rebar then North 88 degrees 33 minutes 14 seconds West 135.17 feet along said centerline to the p.c. of a curve with a delta of 07 degrees 02 minutes 54 seconds and a radius of 1407.21 feet thence Southwesterly along the arc of said curve and with said centerline for a distance of 173.11 feet to the p.t. of said curve thence South 81 degrees 11 minutes 51 seconds West 130.50 feet along said centerline thence South 85 degrees 59 minutes 10 seconds West 314.34 feet along said centerline to a point on the West line of the NE/4 of the NE/4 of said Section 34 said point being South 03 degrees 05 minutes 14 seconds West 30.2 feet from a set ½ inch rebar then North 03 degrees 05 minutes 14 seconds East 912.40 feet to the point of beginning.

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

SECTION 3: 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.

APPROVED - Mayor: _____

ATTEST - Clerk or Recorder: _____

ACKNOWLEDGMENT

STATE OF ARKANSAS
COUNTY OF FRANKLIN

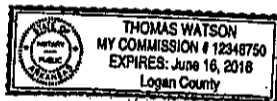
ON THIS 19TH DAY OF APRIL, 2013 BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC, DULY COMMISSIONED, QUALIFIED AND ACTING, WITHIN AND FOR SAID COUNTY AND STATE, APPEARED IN PERSON THE WITHIN NAMED LONNY SAMPLEY AS PRESIDENT, OF S & S EXCAVATION, INCORPORATED, TO ME PERSONALLY WELL KNOWN, WHO STATED THAT HE IS DULY AUTHORIZED IN HIS CAPACITY TO EXECUTE THE FOREGOING INSTRUMENT FOR AND IN THE NAME AND BEHALF OF SAID CORPORATION, AND FURTHER STATED AND ACKNOWLEDGED THAT HE HAD SO SIGNED, EXECUTED AND DELIVERED SAID FOREGOING INSTRUMENT FOR THE CONSIDERATION, USES AND PURPOSES THEREIN MENTIONED AND SET FORTH.

WITNESS MY HAND AND SEAL AS SUCH NOTARY PUBLIC THIS 19TH DAY OF APRIL, 2013

Thomas Watson

NOTARY PUBLIC

MY COMMISSION EXPIRES: 06/16/2016



Prepared By:
Adams Abstract & Title Co., Inc.
PO Box 105
Ozark, AR 72949

This form approved by
Lonnie C. Turner
110 W. Commercial
Ozark, AR 72949

STATE OF ARKANSAS, COUNTY OF FRANKLIN
 OZARK DISTRICT
 FILED FOR RECORD THE 23rd DAY OF April
 2013 AT 8:35 O'CLOCK A.M. AND RECORDED
 IN BOOK 160 PAGE 355
 WILMA GRAGG - BRUSHWOOD
 CIRCUIT CLERK AND RECORDER
 BY Elizabeth Stahl D.O.

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That Lonny Sampley, a single person, GRANTOR, for and in consideration of the sum of TEN DOLLARS AND OTHER VALUABLE CONSIDERATION (\$10.00) in hand paid by Sharia K. Wiederkehr and Dennis W. Wiederkehr, GRANTEES, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Sharla K. Wiederkehr and Dennis W. Wiederkehr, wife and husband, GRANTEES, and unto their heirs and assigns forever the following lands lying in Franklin County, Arkansas, to-wit:

A certain tract of land located in Part of the South half of the Southeast half of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found 1/2 inch rebar at the SE Corner of the SW/4 of the SE/4 of said Section 27; thence North 87 degrees 37 minutes 44 seconds West 1076.02 feet along the South line thereof to a found 1/2 inch rebar thence North 02 degrees 46 minutes 43 seconds East 674.45 feet to a found 1/2 inch rebar at the SW Corner of Arkansas River Valley Surveying Job No. 2312; thence South 87 degrees 37 minutes 44 seconds East 250.00 feet to a found 1/2 inch rebar at the SE Corner thereof thence South 84 degrees 16 minutes 30 seconds East 236.92 feet to a found 1/2 inch rebar on the West line of Arkansas River Valley Surveying Job No. 3481; thence South 22 degrees 25 minutes 49 seconds West 31.33 feet to a set 1/2 inch rebar at the SW Corner thereof thence South 76 degrees 47 minutes 12 seconds East 588.14 feet to a set 1/2 inch rebar at the SE Corner of Arkansas River Valley Surveying Job No. 4774; thence South 02 degrees 59 minutes 52 seconds West 243.45 to a set 1/2



I HEREBY CERTIFY, UNDER PENALTY OF FALSE SWEARING, THAT AT LEAST THE CORRECT AMOUNT OF REVENUE STAMPS ARE AFFIXED TO THIS STATEMENT.

Jonny Watson
 GRANTEE OR GRANTEE AGENT
Po Box 111
Arkus, AR 72521
 GRANTEE'S ADDRESS

This form approved by
 Lonnie C. Turner
 110 W. Commercial
 Ozark, AR 72949

STATE OF ARKANSAS, COUNTY OF FRANKLIN
OZARK DISTRICT
FILED FOR RECORD THE 23rd DAY OF April
2013 AT 8:40 O'CLOCK A M. AND RECORDED
IN BOOK 160 PAGE 357
WILMA GRAGG - BRUSHWOOD
CIRCUIT CLERK AND RECORDER
BY Elizabeth Stahl P.A.

CORPORATION WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT S & S EXCAVATION, INCORPORATED, A CORPORATION ORGANIZED UNDER AND BY VIRTUE OF THE LAWS OF THE STATE OF ARKANSAS, GRANTOR, DULY AUTHORIZED BY PROPER RESOLUTION OF ITS BOARD OF DIRECTORS, FOR AND IN CONSIDERATION OF THE SUM OF TEN DOLLARS AND OTHER VALUABLE CONSIDERATION TO IT IN HAND PAID BY SHARLA K. WIEDERKEHR AND DENNIS W. WIEDERKEHR, DOES HEREBY GRANT, BARGAIN AND SELL AND CONVEY UNTO THE SAID SHARLA K. WIEDERKEHR AND DENNIS W. WIEDERKEHR, WIFE AND HUSBAND, GRANTEES, AND UNTO THEIR HEIRS AND ASSIGNS FOREVER, THE FOLLOWING LANDS LYING IN THE COUNTY OF FRANKLIN, STATE OF ARKANSAS, TO-WIT:

A certain tract of land located in Part of the South half of the Southeast Quarter of Section 27 and in Part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 10 North, Range 26 West in Franklin County, Arkansas being more particularly described as follows: beginning at a found 1/2 inch rebar at the SW Corner of the SE/4 of the SE/4 of said Section 27; thence South 87 degrees 37 minutes 44 seconds East 136.03 feet along the South line thereof to a set 1/2 inch rebar thence North 00 degrees 24 minutes 40 seconds East 256.46 feet to a set 1/2 inch rebar thence North 79 degrees 37 minutes 44 seconds West 149.19 feet to a set 1/2 inch rebar; thence North 02 degrees 59 minutes 52 seconds East 243.45 feet to a set 1/2 inch

Page 1 of 3

"I CERTIFY, UNDER PENALTY OF FALSE SWEARING, THAT AT LEAST THE LEGALLY CORRECT AMOUNT OF DOCUMENTARY STAMPS HAVE BEEN PLACED ON THIS INSTRUMENT."

Johnny Watson
GRANTEE OR GRANTEE AGENT

Po Box 111

Atbus, AR 72821
GRANTEE'S ADDRESS

inch rebar thence South 79 degrees 37 minutes 44 seconds East 149.19 feet to a set 1/2
inch rebar thence South 00 degrees 24 minutes 40 seconds West 256.46 feet to a set 1/2
inch rebar thence North 87 degrees 37 minutes 44 seconds West 136.03 feet to the point
of beginning.


LESS AND EXCEPT ALL MINERAL RIGHTS.

SUBJECT HOWEVER TO ALL PRIOR EASEMENTS, RESERVATIONS, EXCEPTIONS AND RIGHTS
OF WAY OF RECORD.

To have and to hold the same unto the said GRANTEES, and unto their heirs and assigns forever,
with all appurtenances thereunto belonging.

And I, Lonny Sampley, a single person, hereby covenant with said GRANTEES, that I will forever
warrant and defend the title to the said lands against all claims

WITNESS my hand and seal this 19th day of April, 2013.


Lonny Sampley

ACKNOWLEDGMENT

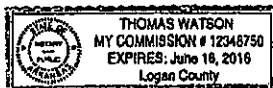
STATE OF ARKANSAS
COUNTY OF FRANKLIN

On this 19th day of April, 2013, before me, within and for the aforementioned State and County,
duly commissioned and acting, appeared in person, Lonny Sampley, a single person, to me personally well
known as the person whose name appears upon the within and foregoing deed of conveyance as the party
GRANTORS and stated that he had executed the same and signed and sealed the relinquishment of dower,
homestead and curtesy for the consideration and purpose therein mentioned and set forth, and I do hereby
so certify.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of office as such Notary Public
at the County and State aforesaid, on this 19th day of April, 2013.


NOTARY PUBLIC

My Commission Expires: 06/16/2016



PREPARED BY:
Adams Abstract & Title Co., Inc
P.O. Box 105
Ozark, Arkansas 72949
1-479-667-2194

**** Property description provided by Grantor ****

rebar at the SE Corner of Arkansas River Surveying Job No. 4774 thence North 01 degrees 04 minutes 13 seconds East 238.08 feet to a set 1/2 inch rebar at the NE Corner thereof said point being on the South right of way of Highway 186 thence South 57 degrees 16 minutes 11 seconds East 1029.86 feet along said right of way to a found 1/2 inch rebar at the NW Corner of Arkansas Valley Surveying Job No. 1980; thence South 39 degrees 22 minutes 24 seconds West 231.67 feet along the West line thereof to a found 1/2 inch rebar thence South 02 degrees 51 minutes 42 seconds West 868.52 feet to the SW Corner of Arkansas River Valley Surveying Job No. 4245 in the centerline of Pritchard Road said point being South 02 degrees 51 minutes 42 seconds West 30.0 feet from a set 1/2 inch rebar thence North 88 degrees 33 minutes 14 seconds West 135.17 feet along said centerline to the p.c. of a curve with a delta of 07 degrees 02 minutes 54 seconds and a radius of 1407.21 feet thence Southwesterly along the arc of said curve and with said centerline for a distance of 173.11 feet to the p.t. of said curve thence South 81 degrees 11 minutes 51 seconds West 130.50 feet along said centerline thence South 85 degrees 59 minutes 10 seconds West 314.34 feet along said centerline to a point on the West line of the NE/4 of the NE/4 of said Section 34 said point being South 03 degrees 05 minutes 14 seconds West 30.2 feet from a set 1/2 inch rebar thence North 03 degrees 05 minutes 14 seconds East 912.40 feet to the point of beginning.

LESS AND EXCEPT ALL MINERAL RIGHTS.
SUBJECT HOWEVER TO ALL PRIOR EASEMENTS, RESERVATIONS AND RIGHTS OF WAY OF RECORD.

TO HAVE AND TO HOLD THE SAME UNTO THE SAID SHARLA K. WIEDERKEHR AND DENNIS W. WIEDERKEHR, AND UNTO THEIR HEIRS AND ASSIGNS FOREVER, WITH ALL PRIVILEGES AND APPURTENANCES THERETO BELONGING.

AND S & S EXCAVATION, INCORPORATED, HEREBY COVENANTS WITH SHARLA K. WIEDERKEHR AND DENNIS W. WIEDERKEHR, AND UNTO THEIR HEIRS AND ASSIGNS, THAT IT WILL FOREVER WARRANT AND DEFEND THE TITLE TO THE SAID LANDS AGAINST ALL LAWFUL CLAIMS WHATEVER.

IN TESTIMONY WHEREOF, THE NAME OF THE GRANTOR IS HEREUNTO AFFIXED AND ATTESTED TO BY ITS PRESIDENT ON THIS 19TH DAY OF APRIL, 2013.

S & S EXCAVATION, INCORPORATED

BY: Lonny Sampley
LONNY SAMPLEY, PRESIDENT

ATTEST:

ACKNOWLEDGMENT