



ARKANSAS SECRETARY OF STATE

MARK MARTIN

June 23, 2017

The Honorable Kade Holliday
Craighead County Clerk
P.O. Box 1167
Jonesboro, AR 72403-1167

Re: Pending City of Jonesboro Boundary Change identified by Annexation Court Order CO-2009-1

Dear Mr. Holliday,

This letter acknowledges receipt of pending municipal boundary change approved by Craighead County Court Order CO-2009-1, dated March 16, 2009. It appears that the City of Jonesboro has not yet taken an essential step to complete this pending annexation. Pursuant to A.C.A. § 14-40-605, the city must take formal action to accept the territory either by ordinance or resolution.

Given the number of potential legal issues involved, please be aware of the urgency of the situation. As a result of this letter, the City may need to take immediate action. I am returning a copy of the County Court Order and Confirmation Order. Our Office will retain the certified copy pending notification of completion of the statutory filing requirements. After City approval, please send a completed Municipal Boundary Checklist (enclosed) along with copies of the Ordinance/Resolution and Arkansas Geographic Information Systems (GIS) Office map and certification letter to my attention at the Office of the Secretary of State within 30 days of receipt from the city. See Act 655 of the 2017 Arkansas General Assembly enclosed.

By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas that this annexation is not complete and the area is not considered within the Jonesboro Municipal Boundary. Please retain this letter as official record of the pending municipal boundary change with the Arkansas Secretary of State.

If you have any questions or concerns regarding this filing, please contact our office at 501-682-3401.

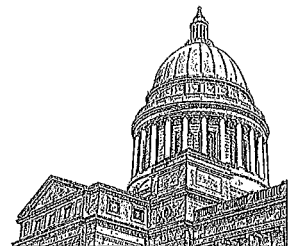
Sincerely,

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)
UALR Institution for Economic Advancement (w/encl)
Tom-Tom (w/encl)
Ms. Donna Jackson, Jonesboro City Clerk (w/encl)
Ms. Carol M. Duncan, Jonesboro City Attorney (w/encl)
Lyons and Cone, P.L.C (w/encl)

Room 256 State Capitol • Little Rock, Arkansas 72201-1094
501-682-1010 • Fax 501-682-3510
e-mail: arsos@sos.arkansas.gov • www.sos.arkansas.gov



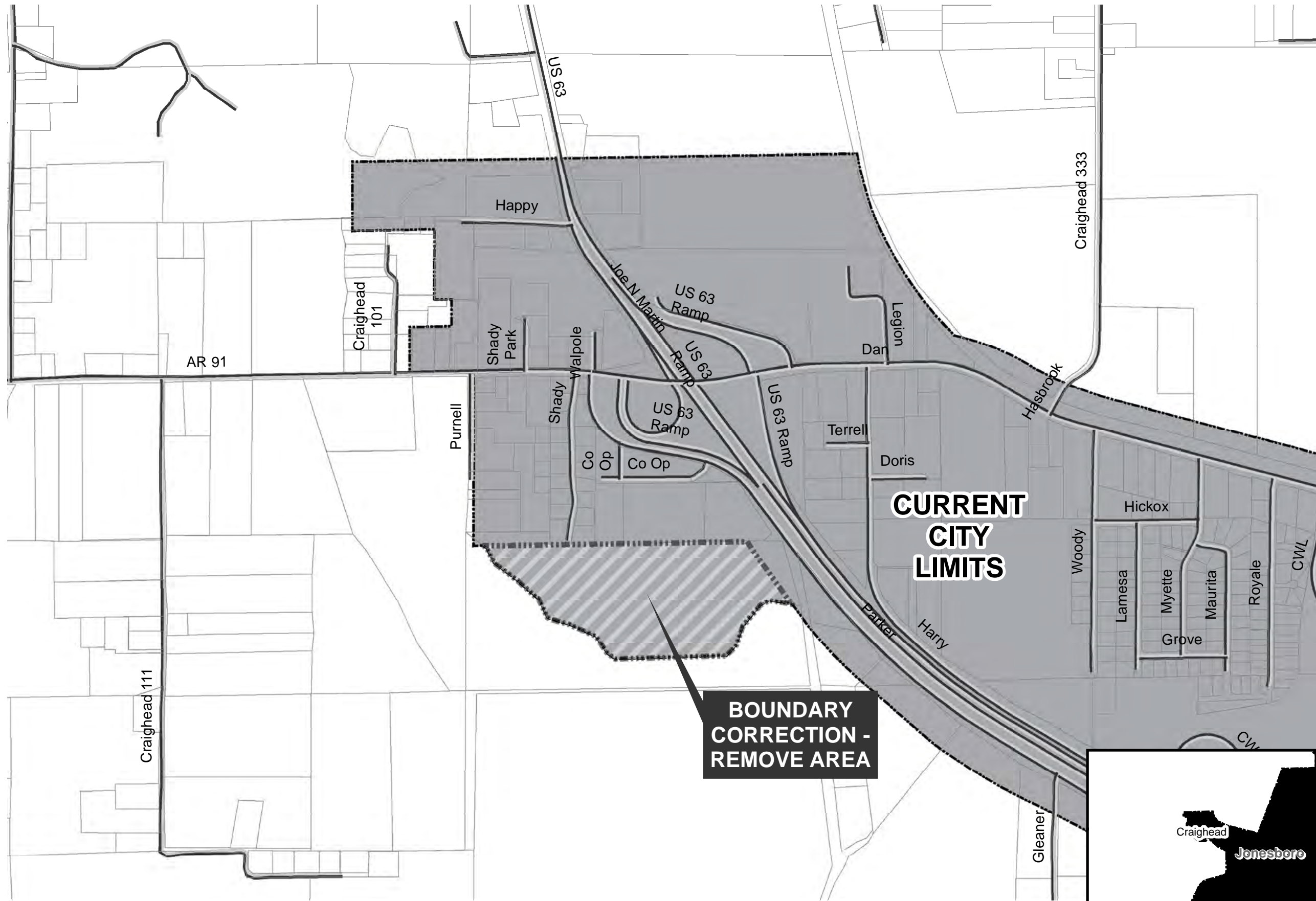
**Boundary Correction: City of Jonesboro CO-2009-1
November 2017**

City: Jonesboro
Mayor: Harold Perrin

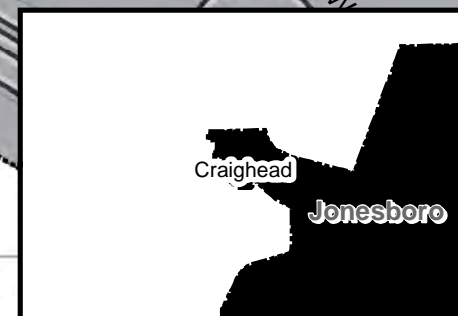
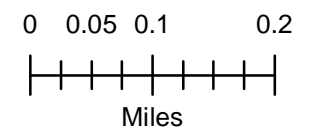
Arkansas Code 14-40-101.

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
- Parcels
- Minor Road
- Existing City
- Neighboring City
- County Boundary





Arkansas Secretary of State

Mark Martin Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

County: _____ City/Town: _____

City Ordinance/Resolution No: _____ Date approved: _____

County Court Case No: _____ Date Order Filed: _____

Type: _____

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

Date Change Effective: _____ 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)

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 (required except for island annexation and annexation approved by election)
- 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 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: _____ Title: _____

Street Address: _____

City: _____ St: _____ Zip code: _____

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: _____ Title: _____

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

Office of the Arkansas Secretary of State use only

Received by: _____

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H3/10/17
A Bill

HOUSE BILL 1950

5 By: Representative Boyd
6 *By: Senator Files*
7

8 **For An Act To Be Entitled**

9 AN ACT TO AMEND THE LAW CONCERNING INCORPORATION,
10 ANNEXATION, CONSOLIDATION, AND DETACHMENT PROCEDURES
11 FOR MUNICIPALITIES; TO REQUIRE AN EFFECTIVE DATE FOR
12 ANY MUNICIPAL BOUNDARY CHANGE; AND FOR OTHER
13 PURPOSES.
14

15
16 **Subtitle**

17 TO AMEND THE LAW CONCERNING THE EFFECTIVE
18 DATE OF MUNICIPAL BOUNDARY CHANGE
19 ACTIONS.
20

21
22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code Title 14, Chapter 38, Subchapter 1, is amended
25 to add an additional section to read as follows:

26 14-38-117. Effective date of incorporation required.

27 (a)(1) The county court order of incorporation affecting territory
28 under this chapter shall include the effective date upon which the petition
29 for incorporation is granted and the municipality is considered organized.

30 (2) County court orders that fail to include a specified
31 effective date in the order shall require using the date of the county
32 clerk's file mark as the effective date for all purposes.

33 (b) The effective date specified in the order of incorporation issued
34 under § 14-38-104 is the official effective date to be used by any county or
35 state official charged with recording, forwarding, maintaining, or
36 instituting the order of incorporation.



1 instituting the ordinance or resolution.

2 (e)(1) In the event of a circuit court challenge to a county court
3 order approving a municipal boundary change under this chapter, the final
4 order of the circuit court shall specify a change to the effective date, if
5 any.

6 (2) In the absence of a specific attestation, the municipally
7 designated effective date is the effective date.

8
9 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly of the State of Arkansas that an urgent need exists to clarify the
11 official effective dates of municipal boundary actions, to aid the United
12 States Bureau of the Census in the bureau's decennial census counts, and to
13 maintain more accurate records regarding municipal boundary changes; and that
14 this act is immediately necessary to clarify the effective dates of municipal
15 boundary changes. Therefore, an emergency is declared to exist, and this act
16 being immediately necessary for the preservation of the public peace, health,
17 and safety, shall become effective on:

18 (1) The date of its approval by the Governor;

19 (2) If the bill is neither approved nor vetoed by the Governor,
20 the expiration of the period of time during which the Governor may veto the
21 bill; or

22 (3) If the bill is vetoed by the Governor and the veto is
23 overridden, the date the last house overrides the veto.

24
25 */s/Boyd*

26
27
28 **APPROVED: 03/27/2017**

IN THE COUNTY COURT OF CRAIGHEAD COUNTY, ARKANSAS

IN THE MATTER OF THE PROPOSED
ANNEXATION OF CERTAIN LANDS
TO THE CITY OF JONESBORO, ARKANSAS

No. 2009-1

DAVID GRISHAM and GROVERNEL GRISHAM,
His Wife, and LAWRENCE GRISHAM and
SHERRY GRISHAM, His Wife

Petitioners

ORDER OF ANNEXATION

FILED

MAR 16 2009

NANCY NELMS
COUNTY & PROBATE COURT CLERK

On this 16th day of March, 2009, comes on for hearing before this Court the Petition for Annexation of Certain Lands to the City of Jonesboro, Arkansas, properly filed in this Court, with the Petitioners appearing by and through their attorneys, Lyons & Cone, P.L.C. This cause is heard upon the Petition, the exhibits thereto and the notice of filing of said Petition of the date, time and place of hearing thereof, and a proper publication of such notice as required by law, and the evidence introduced by the witnesses, argument of counsel and other things and matters coming before the Court, from all of which the Court finds:

1. That said Petition is authorized and signed by the owners of the land hereinafter described; that the notice of filing of said Petition, the date, time and place of hearing upon said Petition has been duly given and published as required by law; that all things required by law to be done have been duly and properly done; that the allegations of the Petitioner are sustained by proof; that the limits of this territory and lands to be annexed have been accurately described; that an accurate plat thereof has been duly made and filed with this Court; and the prayer of the Petitioner thereof has been duly made and filed with this Court; and the prayer of the Petitioner is right and proper; and the lands hereinafter described should be annexed to the City of Jonesboro,

FILED

DEC 22 2016

Arkansas
Secretary of State

Arkansas.

IT IS THEREFORE, BY THE COURT CONSIDERED, ORDERED and ADJUDGED that the Petition here be and is hereby granted and all of the lands and territories hereinafter described and are hereby annexed to the City of Jonesboro, Arkansas, said lands and territories so annexed to the City of Jonesboro, Arkansas, described as follows, to wit:

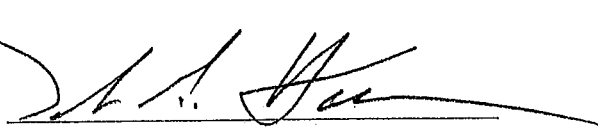
A part of the Southwest Quarter and part of the Southeast Quarter all in Section 9, Township 14 North, Range 3 East, Craighead County, Arkansas more particularly described as follows:

From the West quarter corner of said Section 9, thence S00°14'00"W a distance of 1327.40 ft. to a point; thence S00°10'00"W a distance of 31.68 ft. to a point; thence N90°00'00"E a distance of 39.07 ft. to a point; thence S51°23'26"E a distance of 115.40 ft. to a point on the existing line of the City Limits of the City of Jonesboro, and the POINT OF BEGINNING thence along the existing line of the City Limits of the City of Jonesboro as follows: N89°11'00"E a distance of 2311.03 ft. to a point; thence S36°46'54"E a distance of 568.46 ft. to a point; thence departing from the existing line of the City Limits of the City of Jonesboro, Arkansas, run S08°06'00"E a distance of 156.02 ft. to a point; thence N60°19'37"W a distance of 82.29 ft. to a point; thence N75°53'07"W a distance of 113.77 ft. to a point; thence S88°51'33"W a distance of 117.82 ft. to a point; thence S62°05'13"W a distance of 117.34 ft. to a point; thence S38°59'41 "W a distance of 130.88 ft. to a point; thence S21°34'40"W a distance of 236.14 ft. to a point; thence S47°39'58"W a distance of 100.75 ft. to a point; thence S87°15'29"W a distance of 93.37 ft. to a point; thence S86°53'14"W a distance of 181.75 ft. to a point; thence S89°22'35"W a distance of 68.14 ft. to a point; thence S89°08'25"W a distance of 246.03 ft. to a point; thence S89°12'04"W a distance of 316.63 ft. to a point; thence N76°09'36"W a distance of 69.54 ft. to a point; thence N29°55'13"W a distance of 197.88 ft. to a point; thence N53°15'59"W a distance of 132.58 ft. to a point; thence N74°53'23"W a distance of 121.76 ft. to a point; thence N79°23'24"W a distance of 160.62 ft. to a point;

thence N60°16'45"W a distance of 82.47 ft. to a point;
thence N28°04'39"W a distance of 38.58 ft. to a point;
thence N25°44'04"W a distance of 175.43 ft. to a point;
thence N41°05'44"W a distance of 131.15 ft. to a point;
thence N59°05'26"W a distance of 223.72 ft. to a point;
thence N41°05'34"W a distance of 91.57 ft. to a point;
thence N21°33'45"W a distance of 123.80 ft. to a point;
thence N51°23'26"W a distance of 29.42 ft. to the POINT OF
BEGINNING, containing 42.38 acres.

BE IT FURTHER ORDERED, that said lands and territories shall be deemed and taken to be a part of the limits of the City of Jonesboro, Arkansas, and the inhabitants residing therein shall have and enjoy all of the rights and privileges of the inhabitants within the original limits of the City of Jonesboro, Arkansas, upon said lands and territories being accepted by resolution or ordinance of the City Council of the City of Jonesboro, Arkansas.

ENTERED, this 16th day of March, 2009.


County Judge

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CERTIFICATE OF RECORD
State of Arkansas }
County of Craighead } ss
I, KADE HOLLIDAY, Clerk of the County and Probate Court of
the County and State aforesaid, do hereby certify that the
annexed and foregoing

A true copy of the original as filed for record
this 14 day of July, 2009.
NANCY NELMS, County Clerk
