



State of Arkansas Secretary of State

Charlie Daniels
Secretary of State

Business & Commercial Services	682-3409
Elections	682-5070
Building & Grounds	682-3407
Communications & Education	683-0057
State Capitol Police	682-5173
Business Office	682-8032
Information Technology	682-3411

November 22, 2005

The Honorable Mary Ann Walters
Hot Spring County Clerk
210 Locust Streets
Malvern, AR 72104

Dear Ms. Walters:

The Following Information has been recorded and filed in the Office of the Secretary of State:

Date: 11/18/2005 County: Hot Spring City: Malvern

Annexation:	Ordinance No. -
	Co. Order No. -
	Resolution No. - 26-05
	Plat - X
	Election - «ANNEX_ELECTION»
	Island - «ISLAND»
Incorporation:	Ordinance No. - «DATE_FILED»
	Co. Order No. - «INCCOORDNO»
	Plat - «INCPLAT»
	Election -
Census Information	-
1st Class City	-
2nd Class City	-
Incorporated Town	-

I have forwarded this information to the Arkansas Municipal League. If you have any further questions please do not hesitate to contact me at 1-800-482-1127 or 682-3451.

Sincerely,

Alesha L. Harris
Election Services Representative

RESOLUTION NO. 26-05

A RESOLUTION ACCEPTING DESIGNATED REAL PROPERTY AS A PART OF THE CORPORATE LIMITS OF THE CITY OF MALVERN, ARKANSAS

WHEREAS, on the 9th day of __November__, 2005, Petition was filed with the City of Malvern, Arkansas, by the owners of the property described in attached Exhibits A - I praying that the City of Malvern, Arkansas approve and accept said landowners' request to annex the said property consistent with the provisions of Act 779 of 1999, to the corporate limits of the City of Malvern, Arkansas; and

WHEREAS, Act 779 provides that the land shall be annexed if the governing body of the municipality to which annexation is sought signs a statement committing to make the services requested by the landowners available and approves the request for annexation; and

WHEREAS, the governing body of the City of Malvern, Arkansas has passed Resolution No. 550 agreeing to make the requested services available to the landowners and has signed a statement further committing to make said services available.

NOW, THEREFORE, BE IT RESOLVED BY THE MALVERN CITY COUNCIL AS FOLLOWS:

Section 1. The City of Malvern, Arkansas, hereby accepts the described property in attached Exhibits A - I as a part of the corporate limits of the City of Malvern, Arkansas.

Adopted this 14th day of November, 2005

Stephen Northcutt
Mayor

ATTEST:

Angie Deed
City Clerk

FILED MARY ANN
WALTERS COUNTY AND
PROBATE CLERK
2005 NOV 18 PM 10 55
NOT STAFFING COUNTY, AR.
Mary Ann Walters

FILED

NOV 18 2005

CHARLIE DANIELS
SECRETARY OF STATE

BY _____

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION TEN (10), TOWNSHIP FOUR (4) SOUTH, RANGE SEVENTEEN (17) WEST, DESCRIBED AS:

Beginning at a point 493 links East of the Southwest corner of said tract; thence North parallel with West line of tract 2030 links to the North line of said tract; thence East 1330 links; thence Southwesterly to the South line; thence West 715 links to the POB.

LESS AND EXCEPT: A part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 4 South, Range Seventeen (17) West, described as beginning at a point 493 links East of the SW corner of said tract; thence North parallel with West line of tract 2030 links to the North line of said tract; thence East 665 links; thence South to the South line of said tract; thence West 357 $\frac{1}{2}$ links to the POB.

ALSO LESS AND EXCEPT: A part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 4 South, Range 17 West, more minutely described as follows: Beginning at a point 1,061 links (700.28') East of the SW corner of said 40-acre tract; thence East 97 feet; thence North 185.5 feet; thence West 140 feet; thence South 178.2 feet to the POB.

FILED

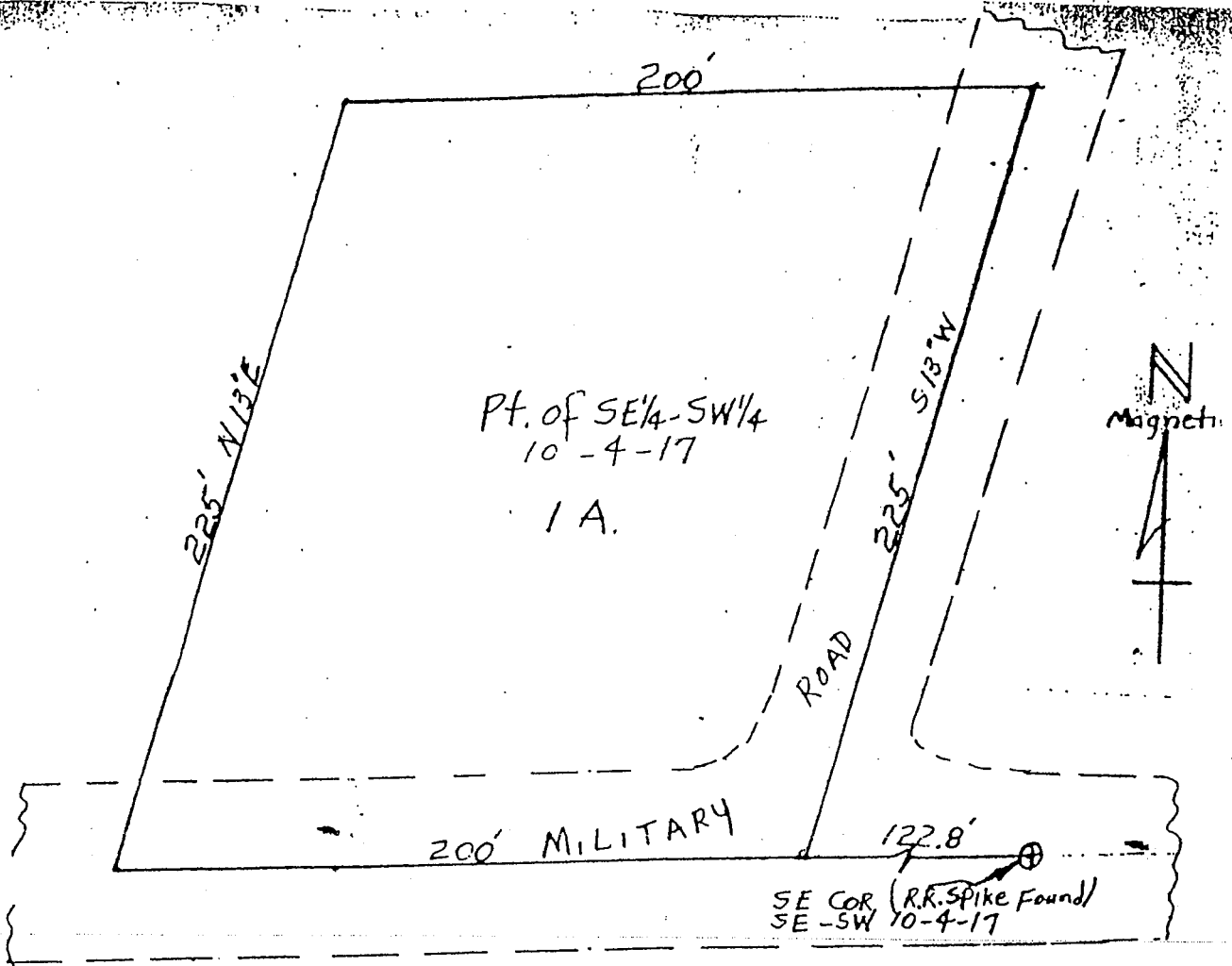
NOV 18 2005

CHARLIE DANIELS
SECRETARY OF STATE

BY _____

EXHIBIT A

part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, Township 4 South, Range 17 West, being more particularly described as follows: Commencing at the SE corner of said tract thence West 122.8 feet, thence magnetic North 13 deg. East 225 feet to the point of beginning for this conveyance; thence West 200 feet; thence magnetic North 13 deg. East 110 feet; thence East 200 feet; thence South 13 deg. West 110 feet to the point of beginning, being $\frac{1}{2}$ acre more or less and being the South $\frac{1}{2}$ of the $\frac{1}{2}$ acre deeded in Deed Record Book 225 at page 321, Hot Spring County Recorder's Office.



PROPERTY PLAT

FILED

Mr & Mrs. Eugene Treadaway

EXHIBIT NOV 8 2005

CHARLIE W. SECRETARY

A part of the SE $\frac{1}{4}$ -SW $\frac{1}{4}$ of Section 10, Township 4 South, Range 17 West, being more particularly described as follows; Beginning at a point on the South line of said tract 122.8 feet West of the Southeast Corner; thence West 200 feet; thence Magnetic N 13° E 225 feet; thence East Parallel with the South line 200 feet; thence Magnetic S 13° W 225 feet to the point of beginning.

A part of the North East Quarter of the North West Quarter of Section Fifteen (15) Township Four (4) South Range Seventeen (17) West, minutely described as follows: Beginning at the North West corner of said 40 acre tract and run thence East 208.7 feet; thence South to the South line of the said forty acre tract; thence West 208.7 feet to the SW corner of the said forty acre tract; thence North along the West line to the NW corner thereof which is the point of beginning. Being in all 6.42 acres more or less.

Less and except: A part of the North East quarter of the North West Quarter of Section Fifteen (15) Township Four (4) South Range Seventeen (17) West, minutely described as follows: Commence at the SW Corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section Fifteen, Township 4 South, Range 17 W, thence North 228.7 feet; thence East 208.7 feet; thence South 228.7 feet; thence West 208.7 feet to the Point of Beginning.

FILED

EXHIBIT C

NOV 18 2005

CHARLIE DANIELS
SECRETARY OF STATE

BY _____

the County of Hot Spring, and State of Arkansas, to wit:

Part of the Southeast Quarter of the Southwest Quarter of Section Ten (10), Township Four (4) South, Range Seventeen (17) West, beginning at the Southwest corner of said forty-acre tract, thence North along West line thereof 2030 links to the Northwest corner of said forty-acre tract, thence East 493 links along the North line, thence South parallel with the West line of the forty 2030 links to the South line of the forty, thence West 493 links to the place of beginning, being 10 acres, more or less: EXCEPT a one-acre (1) which is the homeplace and more minutely described as follows: Commencing at the Southwest corner of said tract; thence North 25 feet to the North side of road, thence East 325.4 feet to the point of beginning, thence North 208.7 feet, thence West 208.7 feet, thence South 208.7 feet to the road, thence East 208.7 feet to the point of beginning, containing one acre: Leaving nine (9) acres being conveyed by this instrument.

FILED

NOV 18 2005

CHARLIE DANIELS
SECRETARY OF STATE

BY: _____

EXHIBIT D

THE EAST ONE QUARTER (E¼) OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 4 SOUTH, RANGE 17 WEST.

FILED

NOV 18 2005

CHARLIE
SECRETARY

BY _____

EXHIBIT E

PART OF THE SE 1/4 OF THE SW 1/4 OF SECTION 10, TOWNSHIP 4 SOUTH,
RANGE 17 WEST IN HOT SPRING COUNTY, ARKANSAS, AND BEING MORE
PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT: COMMENCING AT THE
SOUTHWEST CORNER OF SAID TRACT; THENCE ALONG THE SOUTH LINE
THEREOF SOUTH 89 DEGREES 06'30" E 330.03'; THENCE N 01 DEGREES
36'49"E 727.83' TO THE POINT OF BEGINNING; THENCE N 01 DEGREES
36'49"E 603.58' TO THE NORTH LINE OF SAID TRACT; THENCE ALONG
SAID NORTH LINE S 89 DEGREES 32'24"E 433.59'; THENCE DEPARTING
FROM SAID LINE S 10 DEGREES 01'06"W 629.77'; THENCE N 86 DEGREES
35'31"W 341.62' TO THE POINT OF BEGINNING.

COPY

FILED

NOV 18 2005

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SECRETARY OF STATE

EXHIBIT F

Part of the Northeast Quarter of the Northwest Quarter of Section
15, Township 4 South, Range 17 West, Hot Spring County, Arkansas,
and being more minutely described as:

Commencing at the Northwest corner of said forty-acre tract,
thence East 208.7 feet to the point of beginning for this convey-
ance; thence South 400 feet; thence East 100 feet; thence North
400 feet; thence West 100 feet to the point of beginning and
~~containing .92 of an acre, more or less.~~

FILED

NOV 18 2005

CHARLIE DANIELS
SECRETARY OF STATE

EXHIBIT G

Attach to Property Survey

PART OF THE NW 1/4 OF THE NW 1/4 OF SECTION 15,
TOWNSHIP 4 SOUTH, RANGE 17 WEST, IN HOT SPRING
COUNTY, ARKANSAS AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS, TO WIT:

Commencing at the Northwest corner of said section 15;
Thence S 89° 06' 00" E 712.25 Feet along the North line
of said Tract to the point of beginning; Thence S 89° 06' 00" E
535.00 Feet to the northeast corner of said NW 1/4 NW 1/4;
Thence S 00° 51' 05" E 468.60 Feet; Thence N 89° 06' 00" W
535.00 Feet; Thence N 00° 51' 05" W 468.60 Feet to the
Point of beginning and containing 5.76 Acres more
or less.

Bill or Olivia Pierce
262 Military Rd.
Malvern, AR 72104
Phone 337-7048

FILED

NOV 18 2005

CHARLES DANIELS
SECRETARY OF STATE

EXHIBIT H

A part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, Township 4 South, Range 17 West, more minutely described as follows: Beginning at a point 1208 links (797.28') E of the SW corner of said 40 acre tract; thence N 225'; thence W 97'; thence S 225'; thence E 97' to the point of beginning. Being a tract of land 97' E & W by 225' N & S. LESS AND EXCEPT:

A part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 4 South, Range 17 West, more minutely described as follows: Commencing at a point 1208 links (797.28') E of SW corner of said 40 acre tract; thence N 185.5 to the point of beginning for this description; thence N 39.5"; thence W 97'; thence S 39.5'; thence E 97' to the point of beginning. Being a tract of land 97' E & W by 39.5' N & S. Also Conveying:

A part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, Township 4 South, Range 17 West, more minutely described as follows: Beginning at a point 1,061 links (700.28') E of SW corner of said 40 acre tract; thence N 195.5'; thence W 43'; thence S 178.2' to the point of beginning. Being a tract of land in the shape of a triangle.

Subject to all rights of way, restrictions and easements of record. This legal description was provided by Grantors.

Commented 19D.4

NOV 18 2005
CHARLIE DANIELS
SECRETARY OF STATE

BY _____
EXHIBIT I