

C02017-01

FILED

MAR 14 2018

11:50 A.M.  
TRACEY MITCHELL  
COUNTY & PROBATE CLERK  
TM D.C.

RESOLUTION NO. 2018-02

A RESOLUTION ACCEPTING THE ANNEXATION OF CERTAIN PROPERTY

WHEREAS, a majority of the owners, owning a majority of certain property hereinafter described, located in Independence County and contiguous to the corporate limits of the City of Pleasant Plains, heretofore filed a petition in the Independence County Court to annex territory to the City of Pleasant Plains, Arkansas; and

WHEREAS, a notice was duly published, as required by law, of the filing of said petition and that a hearing on the petition would held in the County Court of Independence County; and

WHEREAS, at the time and place fixed in said notice, the County Court, being fully advised of the facts and the law, heard all persons desiring to be heard. The Court subsequently ascertained and declared in a Decree of Annexation order that the petition was signed by a majority of the real estate owners, owning a majority of the acreage affected; that said territory sought to be annexed was accurately described in said petition; that said territory is suitable for annexation, and is contiguous to the corporate boundary of Pleasant Plains; that an accurate map of said territory was attached to and made a part of said petition; and that the prayer of the petition is right and proper, and ordered that the territory be annexed to the City of Pleasant Plains; and

WHEREAS, no appeals having been taken within thirty (30) days from issuance of the County Court's order, it is now the desire of the Pleasant Plains City Council to accept the said annexation.

NOW, THEREFORE, BE IT RESOLVED BY CITY OF PLEASANT PLAINS, ARKANSAS

That the following described land is hereby annexed to the City of Pleasant Plains, Arkansas, as part of the City of Pleasant Plains, Arkansas, described area in Independence County, Arkansas, City of Pleasant Plains: All U.S. Hwy. 167 right-of-way, 19.94 acres more or less; And the N 1/4 of the SE 1/4 of the R6W, more particularly described as follows: C 1/4 NE 1/4, thence running N 88°02'01" E along the East right-of-way of U.S. 167; thence running S 03°05'41" E, 18.15 feet; thence S 08°48'20" E, 18.15 feet to the point of beginning; thence continue S 08°48'20" E, 255.30 feet, thence S 03°05'41" E, 51.35 feet to the point of beginning, containing 1.18 acres more or less; And a tract of land in the NE 1/4 NE 1/4 of S27, T11N, R06W more particularly

*Staggs*  
*Roussell Annexation*  
*Resolution: 2018-02*

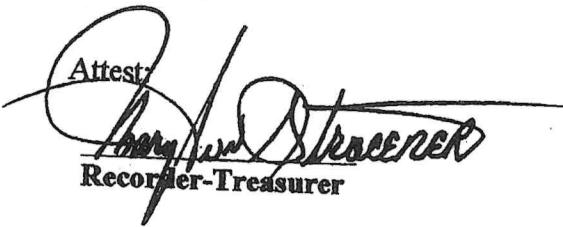
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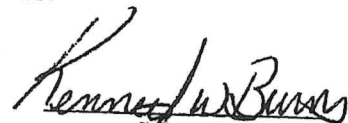
APR 17 2018

Arkansas  
Secretary of State

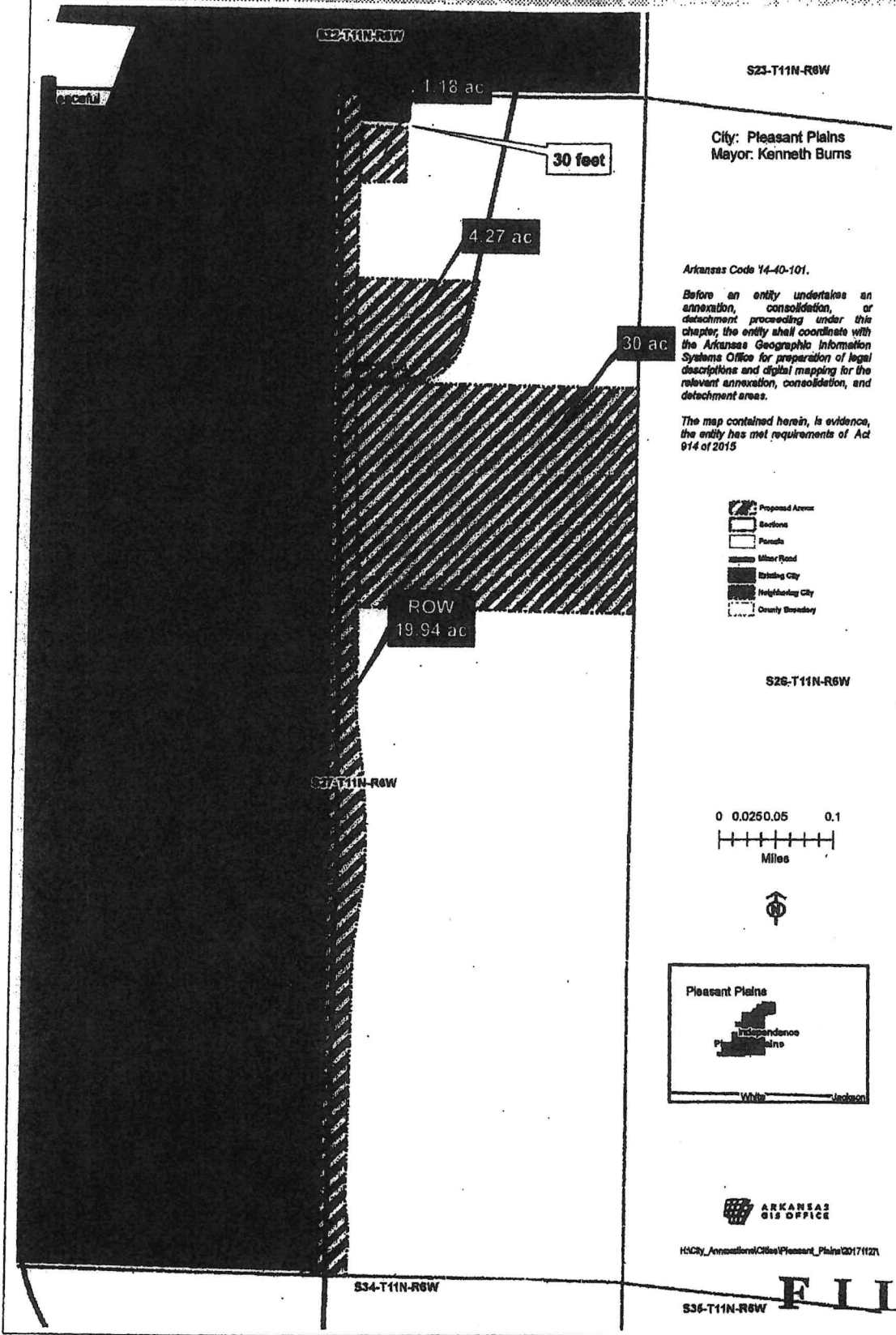
described as follows: Commencing at the NW corner of said NE ¼ NE ¼, thence running N 88°02'01" E along the North line of said S27, 64.01 feet; thence S 03°05'41" E, 18.15 feet; thence S 08°48'20" E, 100.50 feet; S 00°05'41" E, 750.71 feet to the point of beginning on the East right-of-way line of U.S. 167; thence South along said East right of way 485 feet to the Southern right of way of HWY 157/Blackland ; thence along southern right of way of HWY 157/Blackland the following calls; East 100 feet, S 89°52'44" E, 126.35 feet; thence along a curve to the left having a 281.85 foot radius and a curve distance of 300 feet, thence continue along curve to the left having a 500 foot radius and a curve distance of 150 feet; thence along the Eastern right of way of HWY 157/Blackland N 13°0'00" E, 180 feet; thence leaving right of way N 89°14'41" W, 565.5 to the point of beginning containing 4.27 acres more or less.

**PASSED AND APPROVED THIS 13<sup>th</sup> DAY OF March, 2018.**

Attest:  
  
Recorder-Treasurer

  
Mayor

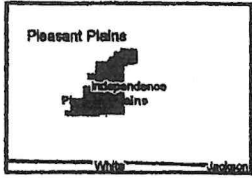
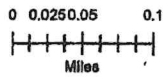
Proposed Annex: City of Pleasant Plains  
November 2017



City: Pleasant Plains  
Mayor: Kenneth Burns

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
- Sections
- Parcels
- Major Road
- Existing City
- Neighboring City
- County Boundary



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**ARKANSAS SECRETARY OF STATE**  
**MARK MARTIN**

April 17, 2018

The Honorable Deborah Finley  
Independence County Clerk  
192 E. Main Street  
Batesville, AR 72501

Re: City of Pleasant Plains Annexation Resolution 2018-02

Dear Ms. Finley,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Secretary of State:

Filing Type: Annexation pursuant to A.C.A § 14-40-602 (petition by a majority of the landowners)

Effective Date: 04/12/2018

County: Independence

City: Pleasant Plains

City Resolution: 2018-02

Dated: 03/13/2018

County Court Order: CO-2017-01

Date Filed: 02/01/2018 Hon. Robert Griffin, Independence County Judge

A file marked copy of the resolution, Court Order and exhibits submitted to our Office are enclosed. By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas. Please retain these copies as official record of the filing of the municipal boundary change by the Arkansas Secretary of State.

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

Sincerely,

Cynthia Fisher  
Arkansas Secretary of State Legal Division  
500 Woodlane St, Room 256  
Little Rock, AR 72201  
501-682-3401

cc: Arkansas Geographic Information Systems Office (w/ encl)  
Arkansas Highway and Transportation Department Mapping Department (w/ encl)  
Department of Finance and Administration (w/encl)  
Arkansas Public Service Commission (w.encl)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Hon. Ken Burns, Mayor of Pleasant Plains (w/encl)





# Arkansas Secretary of State

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

## Municipal Boundary Change Checklist

County: Independence City/Town: Pleasant Plains

City Ordinance/Resolution No: 2018-02 Date approved: 03/13/2018

County Court Case No: C02017-01 Date Order Filed: 02/01/2018

Type: A.C.A. § 14-40-602  
(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: Ken Burns Title: Mayor

Street Address: 386 main Street (P.O. Box 269)

City: Pleasant Plains St: AR Zip code: 72568

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: Gracy Mitchell, Clerk Title: Independence County Clerk

Date: 03/14/2018

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents within 30 days of receipt to: Arkansas Secretary of State, Attn: Municipal Boundary Filing, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: Cynthia Fisher

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WHEREAS, at the time and place fixed in said notice, the County Court, being fully advised of the facts and the law, heard all persons desiring to be heard. The Court subsequently ascertained and declared in a Decree of Annexation order that the petition was signed by a majority of the real estate owners, owning a majority of the acreage affected; that said territory sought to be annexed was accurately described in said petition; that said territory is suitable for annexation, and is contiguous to the corporate boundary of Pleasant Plains; that an accurate map of said territory was attached to and made a part of said petition; and that the prayer of the petition is right and proper, and ordered that the territory be annexed to the City of Pleasant Plains; and

WHEREAS, no appeals having been taken within thirty (30) days from issuance of the County Court's order, it is now the desire of the Pleasant Plains City Council to accept the said annexation.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLEASANT PLAINS, ARKANSAS:**

That the following described land is hereby annexed into and accepted, effective this date, as part of the City of Pleasant Plains, Arkansas, to-wit: All of the following described area in Independence County, Arkansas, collectively being contiguous to the City of Pleasant Plains: All U.S. Hwy. 167 right-of-way in S27, T11N, R6W, containing 19.94 acres more or less; And the N ¼ of the SE ¼ NE ¼ of S27, T11N, R6W, containing 30 acres more or less; And a tract of land in the NE ¼ NE ¼ of S27, T11N, R6W, more particularly described as follows: Commencing at the NW corner of said NE ¼ NE ¼, thence running N 88°02'01" E along the North line of said S27, 64.01, feet to the East right-of-way of U.S. 167; thence running along said right-of-way as follows: S 03°05'41" E, 18.15 feet; thence S 08°48'20" E, 100.50 feet; thence S 03°05'41" E, 61.35 feet to the point of beginning; thence continue S 03°05'41" E, 255.30 feet; thence leaving said East right-of-way line run N 88°02'01" E, 195.14 feet; thence North 255.30 feet; thence S 88°02'01" W, 216 feet to the point of beginning, containing 1.18 acres more or less; And a tract of land in the NE ¼ NE ¼ of S27, T11N, R6W more particularly

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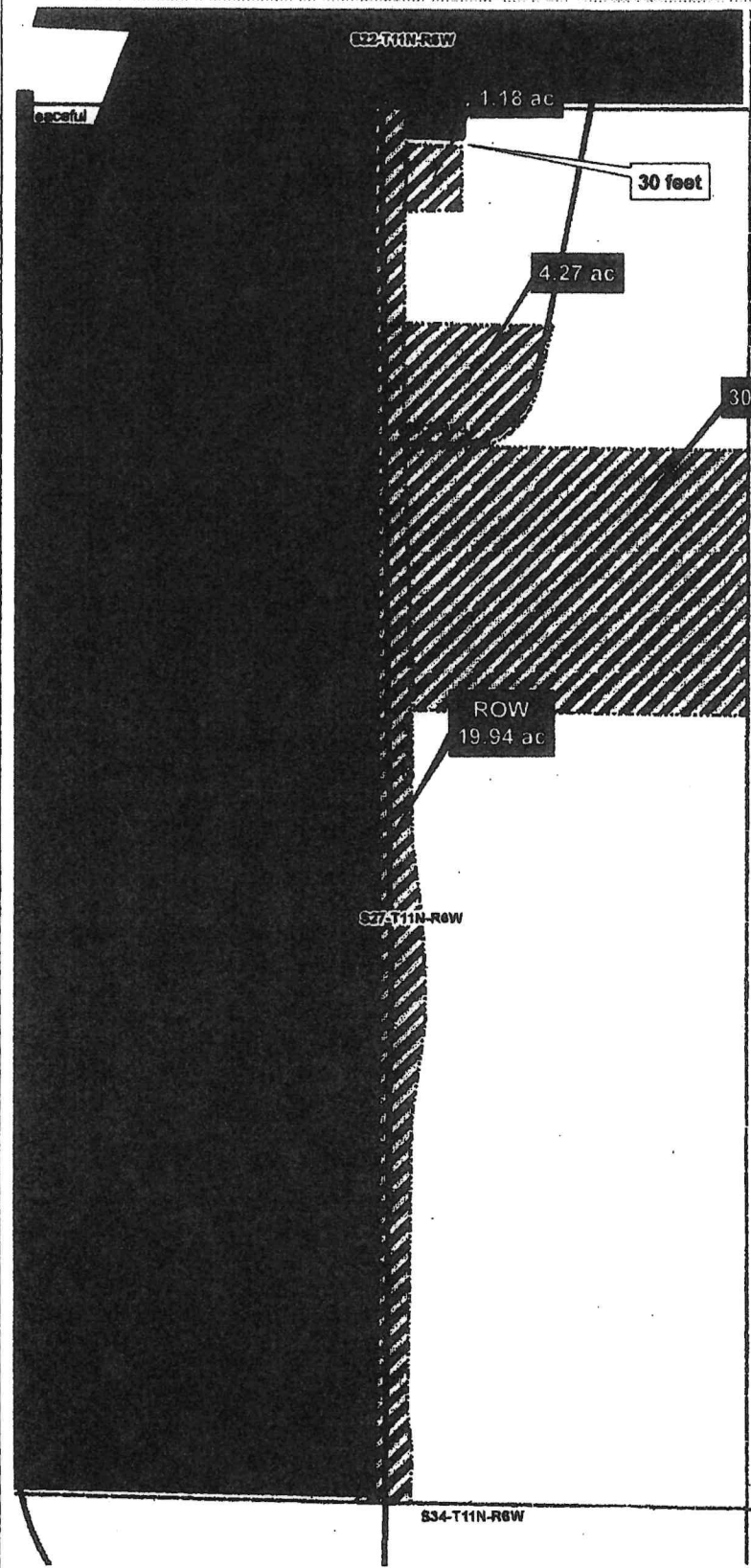
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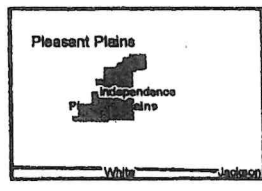
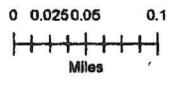
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GIS OFFICE

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