



## ARKANSAS SECRETARY OF STATE

# MARK MARTIN

August 17, 2018

The Honorable Dawn Moffet  
Marion County and Circuit Clerk  
P.O. Box 385  
Yellville, AR 72687

Re: City of Flippin Annexation Ordinance 203

Dear Mr. Davis,

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

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

Effective Date: 02/29/1998 (Court Order Date Filed)

County: Marion

City: Flippin

City Ordinance: 203

Dated: 10/06/1997

County Court Order: CO-97-4

Date Filed: 02/29/1998

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 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,

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)  
Department of Finance and Administration (w/encl)  
Arkansas Public Service Commission (w.encl)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Honorable Jerald Marberry, Mayor of Flippin (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: Marion City/Town: Flippin

City Ordinance/Resolution No: 203 Date approved: 10/06/1997

County Court Case No: CO-97-4 Date Order Filed: 12/02/1997

Type: Annexation by Petition majority of Landowners A.C.A §14-40-602

Date Change Effective: 02/09/1998 Set by:  Municipal Ordinance  Emergency Clause  Court  Default  
*(Required by Act 653 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 or certified annexation election results *(required except for island annexation)*
- Copy of Arkansas GIS Office 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: Honorable Jerald Mayberry Title: Mayor of Flippin

Street Address: P.O. Box 40

City: Flippin St: AR Zip code: 72634

*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: Marion County Clerk

Date: \_\_\_\_\_

*Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documentation 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

**FILED**

**AUG 17 2018**

**Arkansas  
Secretary of State**

ORDINANCE NO. 203

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF FLIPPIN, ARKANSAS, AND TO ANNEX PROPERTY TO THE CITY OF FLIPPIN, ARKANSAS AS Industrial.

WHEREAS, a petition was filed with the County Clerk of Marion County, Arkansas, by the real estate owners of the land hereinafter described, praying that said lands be annexed to and made a part of the City of Flippin, Arkansas; and

WHEREAS, on the 30<sup>th</sup> day of October 1997, the County Court of Marion County, Arkansas, found that said petition was signed by all of the fee simple owners of said property; that said territory, showing its relationship to the present city, has been filed and made a part of said annexation petition; that proper notice has been given for the time and in the manner prescribed by law; that said lands and territory should be annexed to the City of Flippin, Arkansas, subject to the acceptance of the 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; and

WHEREAS, after due notice as required by law, the City Council of the City of Flippin, Arkansas, has heard all persons desiring to be heard and has ascertained that said petition was signed by all the owners of the real property in said territory; and

WHEREAS, a proper petition was filed by property owners requesting that a zoning; that said petition was submitted to the Planning Commission of the City of Flippin, Arkansas; that notice of said petition and a public hearing thereon was published in a newspaper having local circulation as required by ordinance; that a public hearing was held; that all remonstrances were heard, after which the Planning Commission recommended that all property described hereinafter be annexed to the City of Flippin, Arkansas, as

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Flippin, Arkansas:

SECTION 1, That the following described lands in territory contiguous to and adjoining the City of Flippin, Arkansas, and the same is hereby accepted and annexed to the City of Flippin, Arkansas.

That the following described property is annexed to the City of Flippin, Arkansas, as Industrial, to-wit:

**FILED**

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Arkansas  
Secretary of State

The Southwest diagonal  $\frac{1}{2}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 28, Township 19 North, Range 15 West.

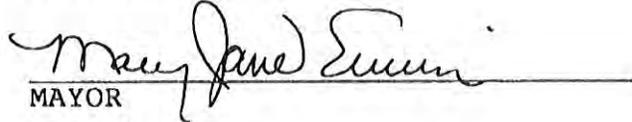
The E $\frac{1}{2}$  SE $\frac{1}{4}$  and all that part of the S $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 17, Township 19 North, Range 15 West, lying South and East of the Airport Road.

The W $\frac{1}{2}$  NE $\frac{1}{4}$ ; W $\frac{1}{2}$  SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  SW $\frac{1}{4}$ ; all that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$  lying South of the MOPAC Railroad; all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  lying North of the MOPAC Railroad and East of County Road No. 753; all that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  lying East of County Road No. 753; and all that part of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  lying South of Arkansas State Highway No. 202 and East of County Road No. 753; all being in Section 19, Township 19 North, Range 15 West.

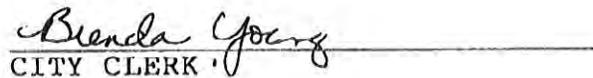
All that part of the E $\frac{1}{2}$  NW $\frac{1}{4}$  and all that part of the N $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 30, Township 19 North, Range 15 West, lying North and West of U. S. Highway No. 62.

PASSED, AND APPROVED this 6<sup>th</sup> day of October, 1997.

APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK

**FILED**

AUG 17 2018

Arkansas  
Secretary of State

IN THE COUNTY COURT OF MARION COUNTY, ARKANSAS

FILED FOR RECORD

IN THE MATTER OF THE ANNEXING TO THE CITY OF FLIPPIN, ARKANSAS, CERTAIN LANDS CONTIGUOUS TO THE SAID CITY OF FLIPPIN, ARKANSAS

98 FEB -9 P 3: 33 8

MARY JO LAYTON NO. CO-97-4  
MARION CO./CIR. CLERK

ORDER BY *[Signature]*

On this 2 day of December, 1997, being the day set for the hearing of this cause, comes on for consideration, the questions of the annexation of the following described property to the City of Flippin, Arkansas, to-wit:

#1 The Southwest diagonal  $\frac{1}{2}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 28, Township 19 North, Range 15 West.

#2 The E $\frac{1}{2}$  SE $\frac{1}{4}$  and all that part of the S $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 17, Township 19 North, Range 15 West, lying South and East of the Airport Road.

#3 The W $\frac{1}{2}$  NE $\frac{1}{4}$ ; W $\frac{1}{2}$  SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  SW $\frac{1}{4}$ ; all that part of the NE $\frac{1}{4}$  SW $\frac{1}{4}$  lying South of the MOPAC Railroad; (all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  lying North of the MOPAC Railroad and East of County Road No. 753;) (all that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  lying East of County Road No. 753;) (and all that part of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  lying South of Arkansas State Highway No. 202 and East of County Road No. 753; all being in Section 19, Township 19 North, Range 15 West.)

#4 All that part of the E $\frac{1}{2}$  NW $\frac{1}{4}$  and all that part of the N $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 30, Township 19 North, Range 15 West, lying North and West of U. S. Highway No. 62.

That on the 29 day of October, 1997, there was filed with the Clerk of this Court, a petition requesting the annexation to the City of Flippin, Arkansas, of the above described lands. That said petition is signed by a majority, in both number and ownership of acreage, of the real estate owners within said territory; that said territory is contiguous to and adjoining the present corporate limits of the City of Flippin, Arkansas, and is within Marion County, Arkansas; that an accurate plat or map of said territory is attached to the petition and made a part thereof;

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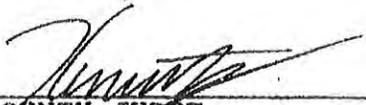
Arkansas  
Secretary of State

*Book "79"*

*147*

that proper notice has been given for the time and in the manner prescribed by law for the hearing on said petition; and that said lands should be annexed to the City of Flippin, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time as provided by law.

IT IS, THEREFORE, ORDERED that the territory above described be, and the same is hereby annexed to and made a part of the City of Flippin, Arkansas, subject to the acceptance of same by the City Council of said City as provided by law.

  
\_\_\_\_\_  
COUNTY JUDGE

147A



**ARKANSAS  
GIS OFFICE**

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July 23, 2018

Ms. Cynthia Fisher  
Special Projects Manager  
Secretary of State – Legal Division  
500 Woodlane St, STE 256  
Little Rock, AR 72201

RE: City of Flippin Annexation Coordination Requirement

Ms. Fisher

Thank you for working with our office as we seek to file historic Flippin annexation CO-97-4. 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  
/jjw

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

**F I L E D**

**AUG 17 2018**

**Arkansas  
Secretary of State**

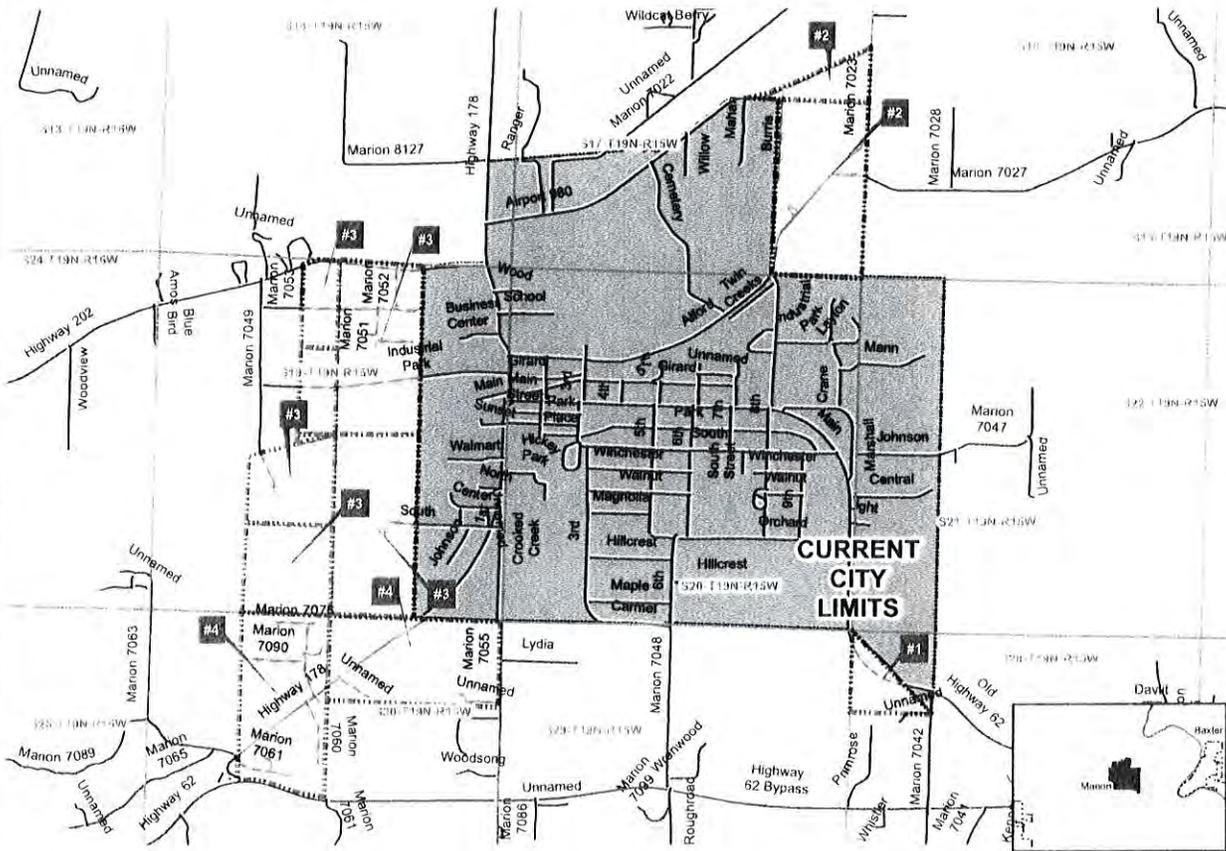
Historic Annex CO-97-4: City of Flippin  
July 2018

City: Flippin  
Mayor: Jerald Marberry

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.



FILED

AUG 17 2018

Arkansas  
Secretary of State



**ARKANSAS  
GIS OFFICE**

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July 23, 2018

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Secretary of State – Legal Division  
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**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**

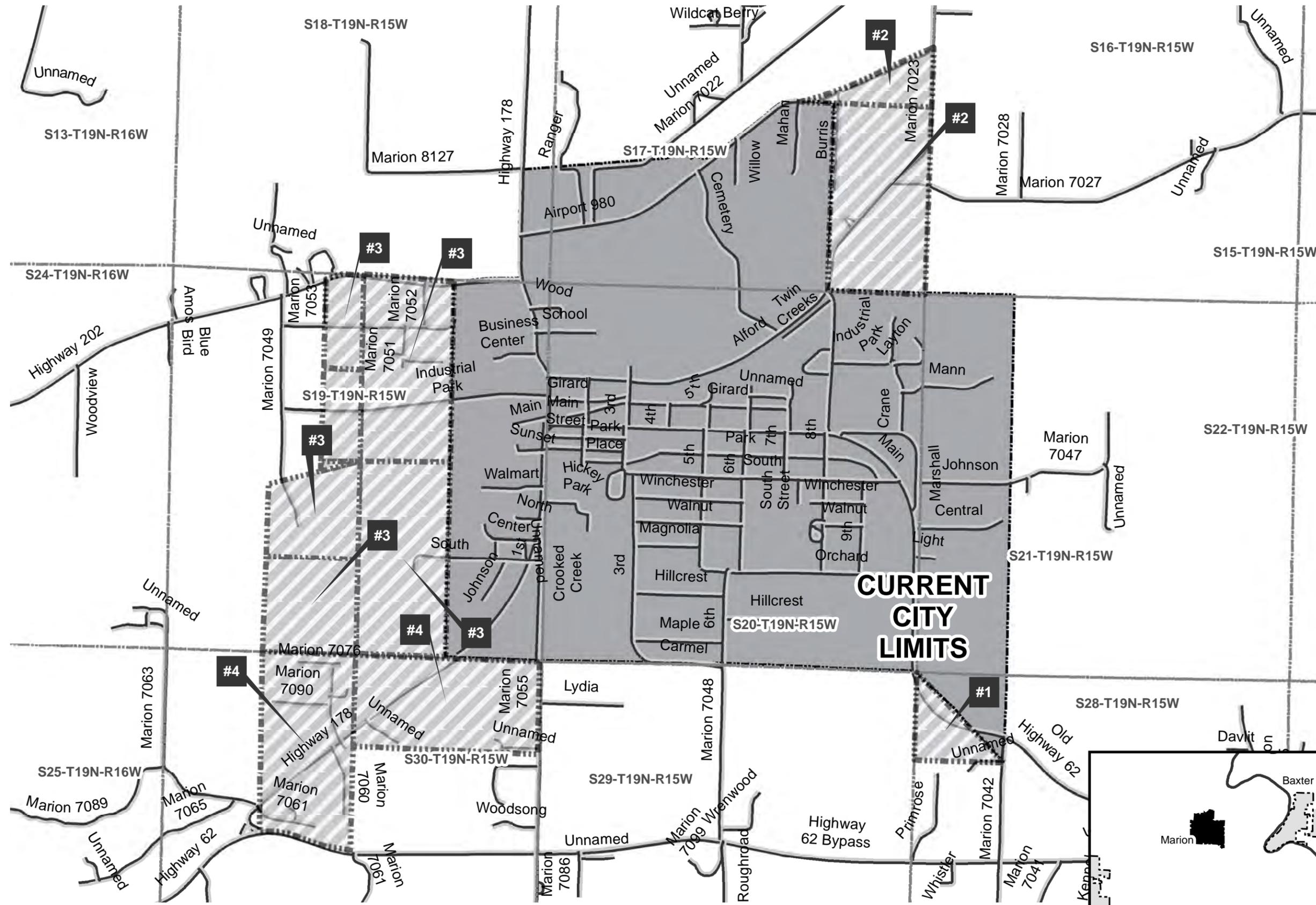
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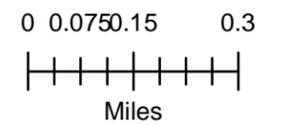
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The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015



- Proposed Annex
- Sections
- Minor Road
- Existing City





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COUNTY JUDGE

147A