



## ARKANSAS SECRETARY OF STATE

MARK MARTIN

May 22, 2017

The Honorable Tena O'Brien  
Benton County Clerk  
215 E Central Ave, Suite 217  
Bentonville, AR 72712-5304

Re: Garfield Ordinance 167 replacing Garfield Ordinance 164 to correct the Ordinance Number

Dear Ms. O'Brien,

This letter acknowledges receipt and filing of Garfield Ordinance 167, which replaces Garfield Ordinance 164 filed with the Office of the Secretary of State on October 4, 2016. This corrects the ordinance number on the original document. All other documentation previously filed for this annexation remains unchanged.

Filing Type: Annexation pursuant to A.C.A § 14-40-609 (petition of 100% of the landowners)  
Effective Date: 9/13/2016 (emergency declared)  
County: Benton                      City: Garfield  
City Ordinance: 167                      Dated: 9/13/2016  
Court Order No: CC 2016-07              Filed: 06/06/2016      Honorable Robert Clinard, Benton County Judge

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)  
Hon. Gary Blackburn, Mayor of Garfield





# Arkansas Secretary of State

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

## Municipal Boundary Change Checklist

County: Benton City/Town: Garfield

City Ordinance/Resolution No: 167 (replaces 164) Date approved: 09/13/2016

County Court Case No: CC 2016-07 Date Order Filed: 06/16/2016

Type: Annexation by Petition of all Landowners A.C.A §14-40-609

Date Change Effective: 09/13/2016 Set by:  Municipal Ordinance  Emergency Clause  Other

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 (not required for A.C.A §14-40-1801)
- File marked copy of County Court Order (not required for A.C.A. §14-40-501)
- Proof of Publication for all Legal Notices (Hearing, Election, City Ordinance/Resolution)
- Copy of Arkansas GIS approved printed map and certification letter
- 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: Honorable Gary Blackburn Title: Mayor of Garfield

Street Address: P.O. Box 131

City: Garfield St: AR Zip code: 72732

### City/County Official:

Signature: \_\_\_\_\_ Title: \_\_\_\_\_

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

Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, Atten: Municipal Boundary Filing, 500 Woodlane Ave, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

*Ordinance 167 replaces Ordinance 164 filed 10/4/2016 Ordinance # correction.*

**FILED**

Received by: *Cynthia Fisher*

MAY 22 2017

Arkansas Secretary of State

# BENTON COUNTY

STATE OF ARKANSAS

TENA O'BRIEN

COUNTY CLERK & VOTER REGISTRAR  
215 EAST CENTRAL, SUITE 217  
BENTONVILLE, AR 72712-5373

PROBATE COURT CLERK  
COURTHOUSE, 102 N.E. "A" STREET  
BENTONVILLE, AR 72712-5350

May 9, 2017

Honorable Mark Martin  
Secretary of State  
Room 256 State Capitol  
Little Rock, AR 72201-1094

Dear Secretary Martin:

RE: John & Glorie Oxford, Et al  
City of Garfield Annexation  
Benton County Court Case No. CC# 2016-07

Dear Secretary Martin:

Enclosed is a certified copy of the City of Garfield's Ordinance 167. This will replace Ordinance 164 that was previously sent with County Court Case 2016-07 in September of 2016. The city did not have the correct ordinance number on the original document. All other documentation that was previously sent is correct.

If you have any questions regarding this matter, please do not hesitate to call my office.

Sincerely,

*Tena O'Brien*

Tena O'Brien

*By T. Underwood*

FILED

MAY 22 2017

ARKANSAS  
Secretary of State

COUNTY CLERK (479) 271-1013  
VOTER REGISTRAR (479) 271-5704  
BENTONVILLE (479) 271-1013  
SILOAM SPRINGS (479) 238-0120  
PROBATE COURT CLERK (479) 271-5727  
ROGERS (479) 636-3727  
FAX (479) 271-1019 FAX (479) 271-1019 FAX (479) 524-8534 FAX (479) 271-1712 FAX (479) 636-4922  
ARCHIVIST (479) 636-1037  
FAX (479) 636-1053



P.O. Box 131  
Garfield, AR 72732  
Office: 479-359-3652  
Fax: 479-359-2345

**FILED**

**2017 MAY -3 PM 2: 23**

**TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK**

**ORDINANCE NO 167**

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF GARFIELD;; AND APPROVING THE SCHEDULE OF SERVICES TO BE PROVIDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS**

**WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the city of Garfield, Arkansas: and**

**WHEREAS, the Benton County Assessor and the Benton County Clerk have (A) Verified the identity of the petitioner(s); (B) Verified that there are no property owners included in the petition that do not wish to have their property annexed; (C) Verified that the property or properties are contiguous within the city; (D) Verified that no enclaves will be created if the petition is accepted by the city; and presented the petition and their respective verifications to the Benton County Judge; and**

**WHEREAS, the County Judge has (A) Reviewed the petition and verifications for completeness and accuracy; (B) Determined that no enclaves will be created by the annexation; (C) Confirmed that the petition contains a schedule of services; and (D) Issued and order articulating these findings, and forwarded the petition and order to the contiguous City of Garfield for consideration; and**

**WHEREAS, it is the desire of the Mayor and City Council of Garfield that said territory be annexed.**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARFIELD, ARKANSAS:**

**SECTION 1. That the following described territory, contiguous to the City of Garfield, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Garfield, Arkansas to wit:**

**FILED**

**MAY 24 2017**

**Arkansas  
Secretary of State**

**2017 1530**

FILED

2016 SEP 23 PM 3:45

18-02094-002  
CLERK OF GARFIELD COUNTY  
BENTON COUNTY, ARKANSAS

Page 2

PART OF THE SOUTHWEST CORNER (SW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 31, TOWNSHIP 21 NORTH, RANGE 28 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A POINT WHICH IS NORTH 89 DEGREES 47' 40", EAST 30.00 FEET FROM THE NORTHWEST CORNER OF THE SW ¼ OF THE SE ¼ OF SAID SECTION 31; THENCE SOUTH 174.89 FEET, MORE OR LESS, TO THE POINT OF BEGINNING OF THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NW CORNER OF BENTON COUNTY PARCEL # 18-02094-002 THENCE SOUTH 186.04 FEET, MORE OR LESS, TO A POINT, SAME POINT BEING THE SW CORNER OF BENTON COUNTY PARCEL # 18-02094-004; THENCE SOUTH 89 DEGREES 31' 57" EAST 360.07 FEET, MORE OR LESS, TO A POINT, SAME BEING THE SE CORNER OF SAID PARCEL; THENCE NORTH 121 FEET, MORE OR LESS TO A POINT, SAME AS BEING THE NE CORNER OF SAID PARCEL; THENCE SOUTH 89 DEGREES 31' 15 " WEST 151.37 FEET, MORE OR LESS, TO A POINT, SAID BEING THE SE CORNER OF BENTON COUNTY PARCEL # 18-02094-002; THENCE NORTH 57.33 FEET, MORE OR LESS TO A POINT ON THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NE CORNER OF SAID PARCEL; THENCE NORTH 88 DEGREES 22' 47" WEST 208.78 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 1.30 ACRES, MORE OR LESS.

SECTION 2. That the following schedule of services shall be extended to the area by the city of Garfield within the statutorily required three (3) years after the date the annexation becomes final, as follows: Fire Protection – (NEBCO) Immediately; Public Street Maintenance – immediately; Zoning and Code Enforcement - Immediately.

SECTION 3. That the above described property shall be annexed to and made a part of Ward 2 of the City of Garfield, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

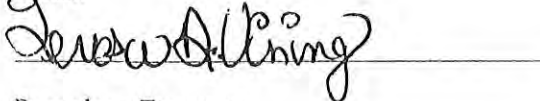
SECTION 4. It is the desire of the Garfield City Council to expedite the procedure outlined above. Therefore, it is declared that an emergency exists and the Ordinance is immediately effective.

PASEED AND APPROVED THIS 13<sup>th</sup> DAY OF September 2016.



Mayor

Attest:



Recorder – Treasurer



2016 4196



ARKANSAS SECRETARY OF STATE  

---

**MARK MARTIN**

October 04, 2016

The Honorable Tena O'Brien  
Benton County Clerk  
215 E Central Ave, Suite 217  
Bentonville, AR 72712-5304

Re: City of Garfield Annexation Ordinance 164

Dear Ms. O'Brien,

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 by petition pursuant to A.C.A § 14-40-609 (petition by 100% of the land owners)  
Effective Date: 09/13/2016 (emergency declared)  
County: Benton City: Garfield  
City Ordinance: 164 Dated: 09/13/2016  
County Court Order: CC 2016-07 Dated: 06/16/2016 Hon. Robert Clinard, County Judge, Benton County

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)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Honorable Gary Blackburn, Mayor of Garfield, (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





# Arkansas Secretary of State

Mark Martin

State Capitol 500 Woodlane Ave Suite 256 • Little Rock, AR 72201-1094

## Municipal Boundary Change Form

County: Benton City/Town: Garfield

City Ordinance/Resolution No: 104 Date approved: 9-13-16

County Court Case No: CC2016-07 Date of Order: 9-16-16

Filing Type: 14-40-609 100% Annexation

*(List of municipal boundary changes with associated Arkansas Code sections reference on back)*

Date Change Effective: 9-13-16 Emergency clause:  Yes  No

For Circuit Court Challenge: Date 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 *(not required for A.C.A. §14-40-1801)*
- File marked copy of County Court Order *(not required for A.C.A. §14-40-501)*
- Proof of Publication for all Legal Notices *(Hearing, Election, City Ordinance/Resolution)*
- Copy of Arkansas GIS approved printed map and certification letter
- 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: Gary Blackburn Title: Mayor

Street Address: PO Box 131

City: Garfield St: AR Zip code: 72732

### City/County Official:

Signature: [Signature] Title: Deputy Clerk

Date: 9-20-16

(Submit form and supporting documents to Arkansas Secretary of State, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094)

### Office of the Arkansas Secretary of State use only

Received by: [Signature]

**FILED**

OCT 04 2016

Arkansas Secretary of State

Please complete this form and attach it as a cover page to each ordinance and supporting document set

# BENTON COUNTY

STATE OF ARKANSAS

**TENA O'BRIEN**

COUNTY CLERK & VOTER REGISTRAR  
215 EAST CENTRAL, SUITE 217  
BENTONVILLE, AR 72712-5373

PROBATE COURT CLERK  
COURTHOUSE, 102 N.E. "A" STREET  
BENTONVILLE, AR 72712-5350

September 26, 2016

Honorable Mark Martin  
Secretary of State  
Room 256 State Capitol  
Little Rock, AR 72201-1094

RECEIVED

OCT 03 2016

Arkansas  
Secretary of State

Dear Secretary Martin:

RE: Christal Allen AND Glorie & John Oxford  
City of Garfield Annexation  
Benton County Court Case No. CC# 2016-07

FILED

OCT 04 2016

Arkansas  
Secretary of State

Dear Secretary Martin:

In accordance with the law, I am enclosing a certified copy of each of the following:

1. Map (survey and vicinity map) of the affected area
2. Order of Annexation entered on June 16, 2016
3. Ordinance No. 164 adopted on September 13, 2016 by the City of Garfield

If you have any questions regarding this matter, please do not hesitate to call my office.

Sincerely,

*Tena O'Brien*

Tena O'Brien

*By T. Underwood*

COUNTY CLERK  
(479) 271-1013  
FAX (479) 271-1019

VOTER REGISTRAR  
(479) 271-5704

BENTONVILLE  
(479) 271-1013  
FAX (479) 271-1019

SILOAM SPRINGS  
(479) 238-0120  
FAX (479) 524-8534

PROBATE COURT CLERK  
(479) 271-5727  
FAX (479) 271-1712

ROGERS  
(479) 636-3727  
FAX (479) 636-4922  
ARCHIVIST (479) 636-1037  
FAX (479) 636-1053





P.O. Box 131  
Garfield, AR 72732  
Office: 479-359-3652  
Fax: 479-359-2345

FILED

2016 SEP 23 PM 3:45

TERA WARRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK.

ORDINANCE NO 164

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF GARFIELD; AND APPROVING THE SCHEDULE OF SERVICES TO BE PROVIDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS

WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the City of Garfield, Arkansas; and

WHEREAS, the Benton County Assessor and the Benton County Clerk have (A) Verified the identity of the petitioners(s); (B) Verified that there are no property owners included in the petition that do not wish to have their property annexed; (C) Verified that the property or properties are contiguous within the city; (D) Verified that no enclaves will be created if the petition is accepted by the city; and presented the petition and their respective verifications to the Benton County Judge; and

WHEREAS, the County Judge has (A) Reviewed the petition and verifications for completeness and accuracy; (B) Determined that no enclaves will be created by the annexation; (C) Confirmed that the petition contains a schedule of services; and (D) Issued an order articulating these findings, and forwarded the petition and order to the contiguous City of Garfield for consideration; and

WHEREAS, it is the desire of the Mayor and City Council of Garfield that said territory be annexed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARFIELD, ARKANSAS:

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

FILED

OCT 04 2016

Arkansas  
Secretary of State

2016 4195

2016 SEP 23 PM 3:45

JENA SIBBEN  
CL. & PROPR. CLERK  
BENTON COUNTY, ARK.

PART OF THE SOUTHWEST CORNER (SW ¼) OF THE SOUTHWEST QUARTER (SE ¼) OF SECTION 31, TOWNSHIP 21 NORTH, RANGE 28 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A POINT WHICH IS NORTH 89 DEGREES 47' 40", EAST 30.00 FEET FROM THE NORTHWEST CORNER OF THE SW ¼ OF THE SE ¼ OF SAID SECTION 31; THENCE SOUTH 174.89 FEET, MORE OR LESS, TO THE POINT OF BEGINNING OF THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NW CORNER OF BENTON COUNTY PARCEL # 18-02094-002 THENCE SOUTH 186.04 FEET, MORE OR LESS, TO A POINT, SAME POINT BEING THE SW CORNER OF BENTON COUNTY PARCEL # 18-02094-004; THENCE SOUTH 89 DEGREES 31' 57" EAST 360.07 FEET, MORE OR LESS, TO A POINT, SAME BEING THE SE CORNER OF SAID PARCEL; THENCE NORTH 121 FEET, MORE OR LESS TO A POINT, SAME AS BEING THE NE CORNER OF SAID PARCEL; THENCE SOUTH 89 DEGREES 31' 15 " WEST 151.37 FEET, MORE OR LESS, TO A POINT, SAID BEING THE SE CORNER OF BENTON COUNTY PARCEL # 18-02094-002; THENCE NORTH 57.33 FEET, MORE OR LESS TO A POINT ON THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NE CORNER OF SAID PARCEL; THENCE NORTH 88 DEGREES 22' 47" WEST 208.78 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 1.30 ACRES, MORE OR LESS.

SECTION 2. That the following schedule of services shall be extended to the area by the city of Garfield within the statutorily required three (3) years after the date the annexation becomes final, as follows: Fire Protection – (NEBCO) Immediately; Public Street Maintenance – immediately; Zoning and Code Enforcement - Immediately.

SECTION 3. That the above described property shall be annexed to and made a part of Ward 2 of the City of Garfield, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

SECTION 4. It is the desire of the Garfield City Council to expedite the procedure outlined above. Therefore, it is declared that an emergency exists and the Ordinance is immediately effective.

PASEED AND APPROVED THIS 13<sup>th</sup> DAY OF September 2016.

Crosby B. Decker

Mayor

Attest:

Jena Sibben

Recorder – Treasurer



Posted  
9-23-16

FILED

2016 JUN 13 PM 1:53

TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK

IN THE MATTER OF ANNEXING TO THE CITY OF  
GARFIELD, ARKANSAS CERTAIN TERRITORY  
CONTIGUOUS TO SAID CITY OF GARFIELD, ARKANSAS

GLORIE AND JOHN OXFORD,  
CHRISTAL J. ALLEN  
PETITIONERS

COUNTY COURT ORDER NO. CC 2016-07

ORDER AUTHORIZING ANNEXATION PURSUANT TO ACA § 14-40-609

I, Robert Clinard, County Judge of Benton County, having reviewed the attached petition for annexation and verification of petition, hereby find:

- (1) That the petition and verifications are complete and accurate;
- (2) That no enclaves will be created by the proposed annexation; and
- (3) That the petition contains a schedule of services.

The County Clerk is directed to forward a copy of this order and the related Petition to the Mayor of the City of Garfield.

  
\_\_\_\_\_  
HON. ROBERT CLINARD, County Judge

6-13-2016  
Date

2016 2669

FILED

2016 JUN 17 AM 10:51

TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK



ARKANSAS  
GIS OFFICE

June 16, 2016

Mrs. Tiffany Underwood  
Benton County Clerk's Office  
215 E. Central Ave.  
Bentonville, AR 72712

RE: City of Garfield Annexation Coordination Requirement

Mrs. Underwood,

Thank you for coordinating with our office as you seek to annex property into the City of Garfield, AR case number CC206-07. 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,

Richie Pierce, Sr. GIS Analyst  
/rp

FILED

OCT 04 2016

Arkansas  
Secretary of State

FILED

2016 JUN 17 AM 10: 51

TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK

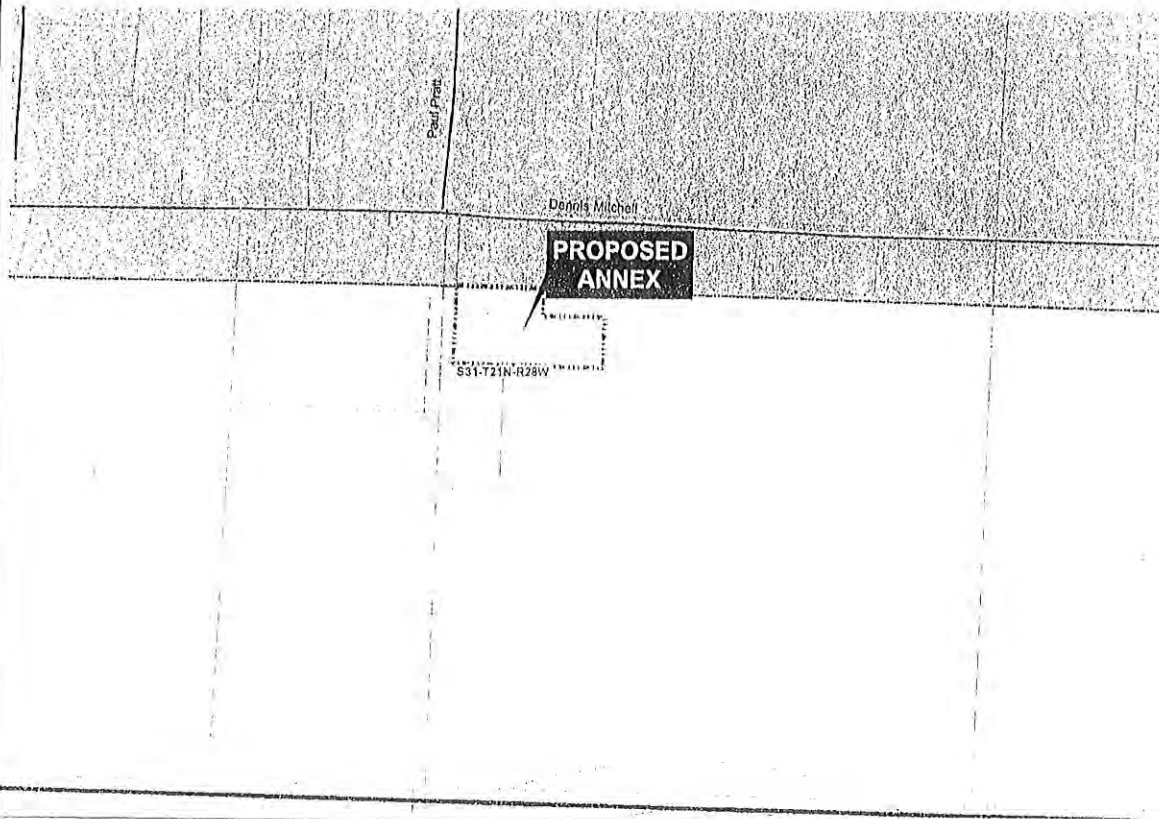
Proposed Annex: City of Garfield  
June 2016

City: Garfield  
Mayor: Gary Blackburn

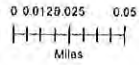
Arkansas Code 14-40-101.

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, that the entity has met requirements of Act 514 of 2015



- Proposed Township Range
- Section
- Parish
- Highway
- Motor Road
- Existing City
- Municipality City
- County Boundary



ARKANSAS  
GIS OFFICE

06/16/20160609

FILED

OCT 04 2016

Arkansas  
Secretary of State

FILED

2016 JUN 10 PM 1:48

TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, AR

IN THE MATTER OF ANNEXING TO THE  
CITY OF GARFIELD, ARKANSAS  
CERTAIN TERRITORY CONTIGUOUS TO SAID  
CITY OF GARFIELD, ARKANSAS

GLORIE AND JOHN OXFORD,  
CHRISTAL J. ALLEN  
PETITIONERS

CC 2016-07


VERIFICATION OF PETITION FOR ANNEXATION PURSUANT TO ACA § 14-40-609

We, Tena O'Brien, County Clerk of Benton County, and Linda Hambrick, County Assessor of Benton County, attest as follows:

Our offices have received the attached petition seeking annexation. The petition has been reviewed and we hereby verify that:

- (A) the identity of the petitioner or petitioners has been confirmed;
- (B) there are no property owners included in the petition that do not wish to have their property annexed;
- (C) the property described in the petition is contiguous with the City of Garfield, and
- (D) no enclaves will be created if the petition is accepted by the City of Garfield.

  
HON. TENA O'BRIEN, County Clerk

  
HON. LINDA HAMBRICK, County Assessor



FILED

2016 JUN 10 PM 1:48

TERA O'BRIEN  
CO & PROBATE CLERK  
BENTON COUNTY, AR

Date: June 10, 2016

Subject: Petition for Annexation (CC2016-07)

Parcel Numbers and owners:

Owners: John and Glorie Oxford 18-02094-002 (2014-6353)

Owner: Christal Allen 18-02094-004 (2016-25954)

I have reviewed the subject petition for annexation of territory into the City of Garfield, AR and find the following:

1. The property to be annexed is contiguous with the existing city boundary of Garfield, AR.
2. The submitted description substantially conforms to the size and location of the property.
3. The submitted description cannot be closed mathematically but generally conforms to the deeds of record noted above.
4. The owners that signed the petition match the owners of record.

Please contact me if you have any questions.

Michael D. Million  
Manager – Mapping Dept.  
Benton County Assessor's Office  
Phone: 479-271-1037, ext. 7004  
Email: michael.million@bentoncountyar.gov

FILED

2016 JUN -9 PM 1:41

TENA O'BRIEN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK

**PETITION FOR ANNEXATION**

**IN THE MATTER OF ANNEXING TO  
THE CITY OF GARFIELD, ARKANSAS  
CERTAIN TERRITORY CONTIGUOUS TO  
SAID CITY OF GARFIELD, ARKANSAS**

DATE: 6-9-16

**F I L E D**

OCT 04 2016

Arkansas  
Secretary of State

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 Garfield, Arkansas, to annex the following lands to the City of Garfield, Arkansas:

PART OF THE SOUTHWEST QUARTER (SW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 31, TOWNSHIP 21 NORTH, RANGE 28 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A POINT WHICH IS NORTH 89 DEGREES 47' 40", EAST 30.00 FEET FROM THE NORTHWEST CORNER OF THE SW ¼ OF THE SE ¼ OF SAID SECTION 31; THENCE SOUTH 174.89 FEET, MORE OR LESS, TO THE POINT OF BEGINNING ON THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NW CORNER OF BENTON COUNTY PARCEL #18-02094-002; THENCE SOUTH 186.04 FEET, MORE OR LESS, TO A POINT, SAME POINT BEING THE SW CORNER OF BENTON COUNTY PARCEL #18-02094-004; THENCE SOUTH 89 DEGREES 31' 57" EAST 360.07 FEET, MORE OR LESS, TO A POINT, SAME BEING THE SE CORNER OF SAID PARCEL; THENCE NORTH 121 FEET, MORE OR LESS TO A POINT, SAME BEING THE NE CORNER OF SAID PARCEL; THENCE SOUTH 89 DEGREES 31' 15" WEST 151.37 FEET, MORE OR LESS, TO A POINT, SAME BEING THE SE CORNER OF BENTON COUNTY PARCEL #18-02094-002; THENCE NORTH 57.33 FEET, MORE OR LESS TO A POINT ON THE GARFIELD CITY LIMIT LINE, SAME POINT BEING THE NE CORNER OF SAID PARCEL; THENCE NORTH 88 DEGREES 22' 47" WEST 208.78 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 1.30 ACRES, MORE OR LESS.

2. We further state that this petition is signed by 100% of the real estate owners owning 100% of the acreage in said area.
3. That said property described herein is contiguous to and adjoining the present Garfield city limits, as shown on the map attached hereto as Exhibit A.



4. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Garfield.
  
5. That the following schedule of services shall be extended to the area by the City of Garfield within three (3) years after the date the annexation becomes final: Fire Protection – (NEBCO) Immediately; Public Street Maintenance – Immediately; and Zoning and Code Enforcement – Immediately.

Christal J. Allen  
 Signature of Property Owner  
 Witness  
 Christal J. Allen

[Signature]  
 Signature of Attesting

1750 Dennis Mitchell Rd. Garfield, Ar. 72732  
 Address

[Signature]

Signature of Property Owner  
 Glorie Oxford

[Signature]  
 Signature of Attesting Witness

1773 Dennis Mitchell Rd. Garfield, AR 72732  
 Address

[Signature]  
 Signature of Property Owner  
 Witness  
 John Oxford

[Signature]  
 Signature of Attesting

1173 Dennis Mitchell Rd. Garfield, AR 72732  
 Address

TERESA BRADSHAW  
 CO. & PROBATE CLERK  
 BENTON COUNTY, ARK.

2016 JUN -9 PM 1:41

FILED

Voluntary Annexation –100% Method

Act 991 of 2015 amended the petition method of annexation in an attempt to simplify the procedure when 100% of the owners, owning 100% of the property, seek annexation of their property— which must be contiguous to the city limits. That amendment is codified at A.C.A. 14-40-609. The petition, which is technically made to the governing body of the annexing city, shall be in writing, attested by the property owner(s); shall contain an accurate description of the relevant property or properties, and be accompanied by a map of the area to be annexed; shall not create enclaves; and shall include a schedule of services of the annexing city that will be extended to the area with three (3) years after the date the annexation becomes final.

The petition shall be filed (by the petitioner(s) with the county assessor and the county clerk, and within fifteen (15) days of the filing, the county assessor and the county clerk shall: (A) Verify the identity of the petitioner(s); (B) Verify that there are no property owners included in the petition that do not wish to have their property annexed; (C) Verify that the property or properties are contiguous with the city; and (D) Verify that no enclaves (islands) will be created if the petition is accepted by the city.

Upon completion of the verifications of the petition by the county assessor and county clerk, the county assessor and the county clerk shall present the petition and verifications to the county judge who shall review the petition and verifications for accuracy. Within fifteen (15) days of the receipt of the petitions and verifications, the county judge shall: (A) Review the petition and verifications for completeness and accuracy; (B) Determine that no enclaves will be created by the annexation; (C) Confirm that the petition contains a schedule of services; and (D) Issue an order articulating these findings and forward the petition and order to the contiguous city.

The city may, by ordinance or resolution, grant the petition and accept the property for annexation. If no challenge is filed in county circuit court within thirty (30) days after passage of the ordinance or resolution, the annexation shall be final. The city clerk shall send a copy of the ordinance or resolution and map to the county clerk, who notifies the State as required by law. (The estimated timing for an annexation under this new procedure is around 45 days).

This summary was prepared by:

Jeff Hawkins, Director  
NWARPC / 751-7125  
3/10/2016

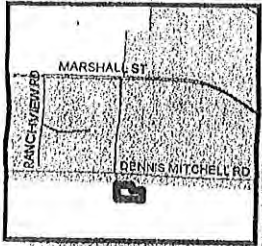
TEHA BRYAN  
CO. & PROBATE CLERK  
BENTON COUNTY, ARK

2016 JUN -9 PM 1:41

FILED

# Exhibit A

Garfield Proposed Annexation  
 John and Glorie Oxford (18-02094-002) and  
 Christal Allen (18-02094-004)



SITE VICINITY

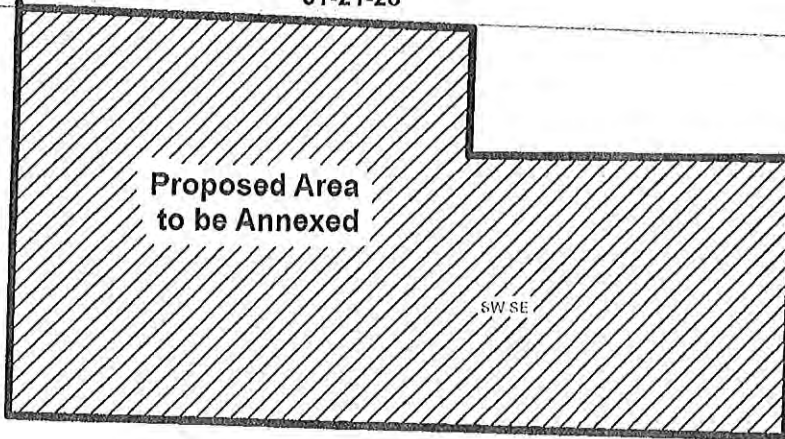
NE SW

PAUL PRATT RD

NW SE

DENNIS MITCHELL RD

31-21-28



Proposed Area  
 to be Annexed

SW SE

SE SW

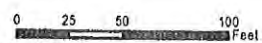
2016 JUN -9 PM 1:41  
 TEMA O'GREEN  
 CO. & PROBATE CLERK  
 BENTON COUNTY, ARK

FILED

Disclaimer: This map was developed for the use of the... and contains a graphic representation of the... No liability is assumed for any... NWA Planning Commission



Prepared: May 26, 2016



	Oxford/Allen Property
	Oxford/Allen Property
	Roads
	State Highway
	Roads
	S-T-R
	Quarter Sections
	OO Sections
	Garfield_Cty_Lines