

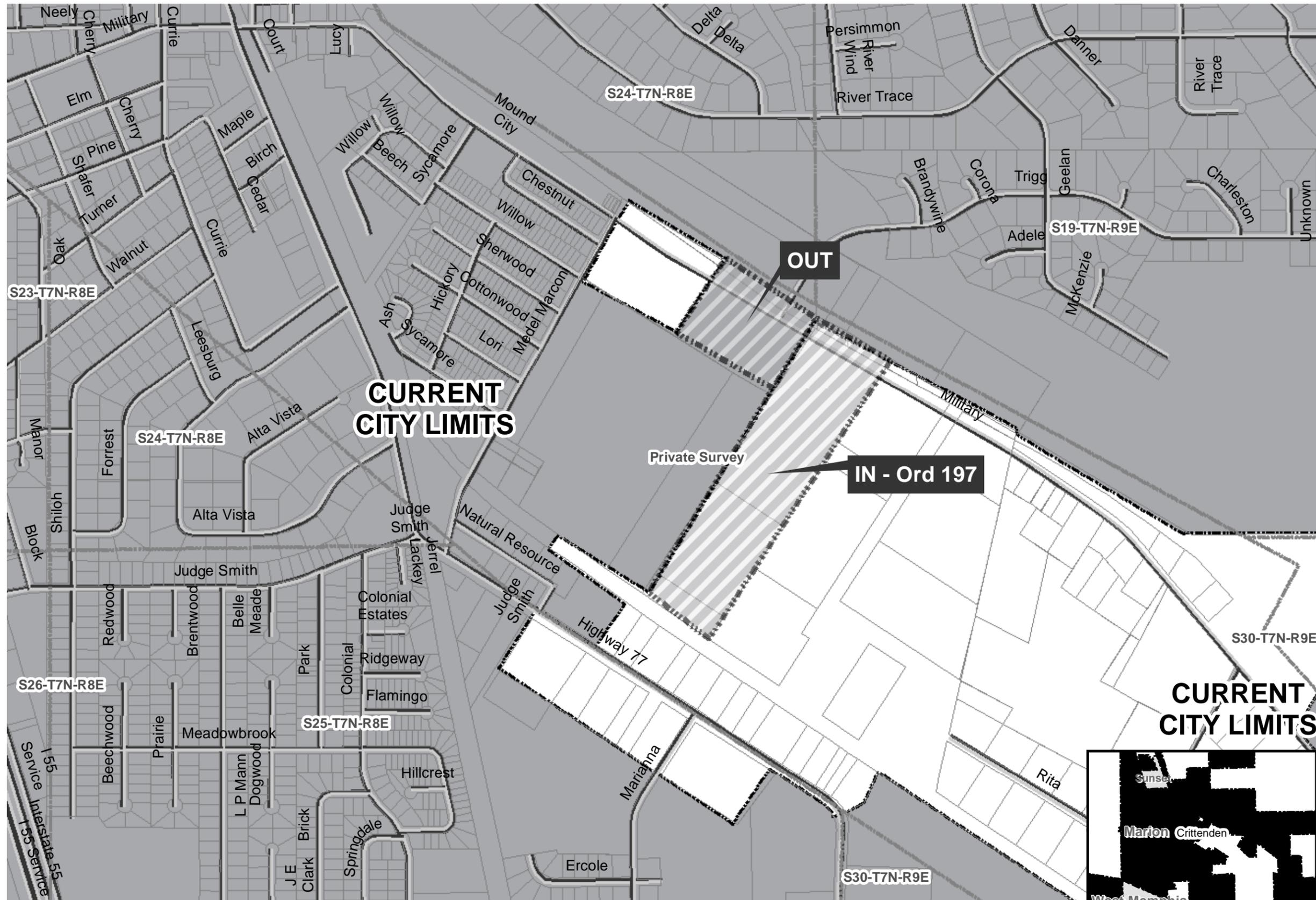
Geometry Correction Ord 197 & 128: City of Marion
January 2020

City: Marion
Mayor: Frank Fogleman

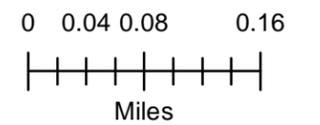
Arkansas Code 14-40-101.

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



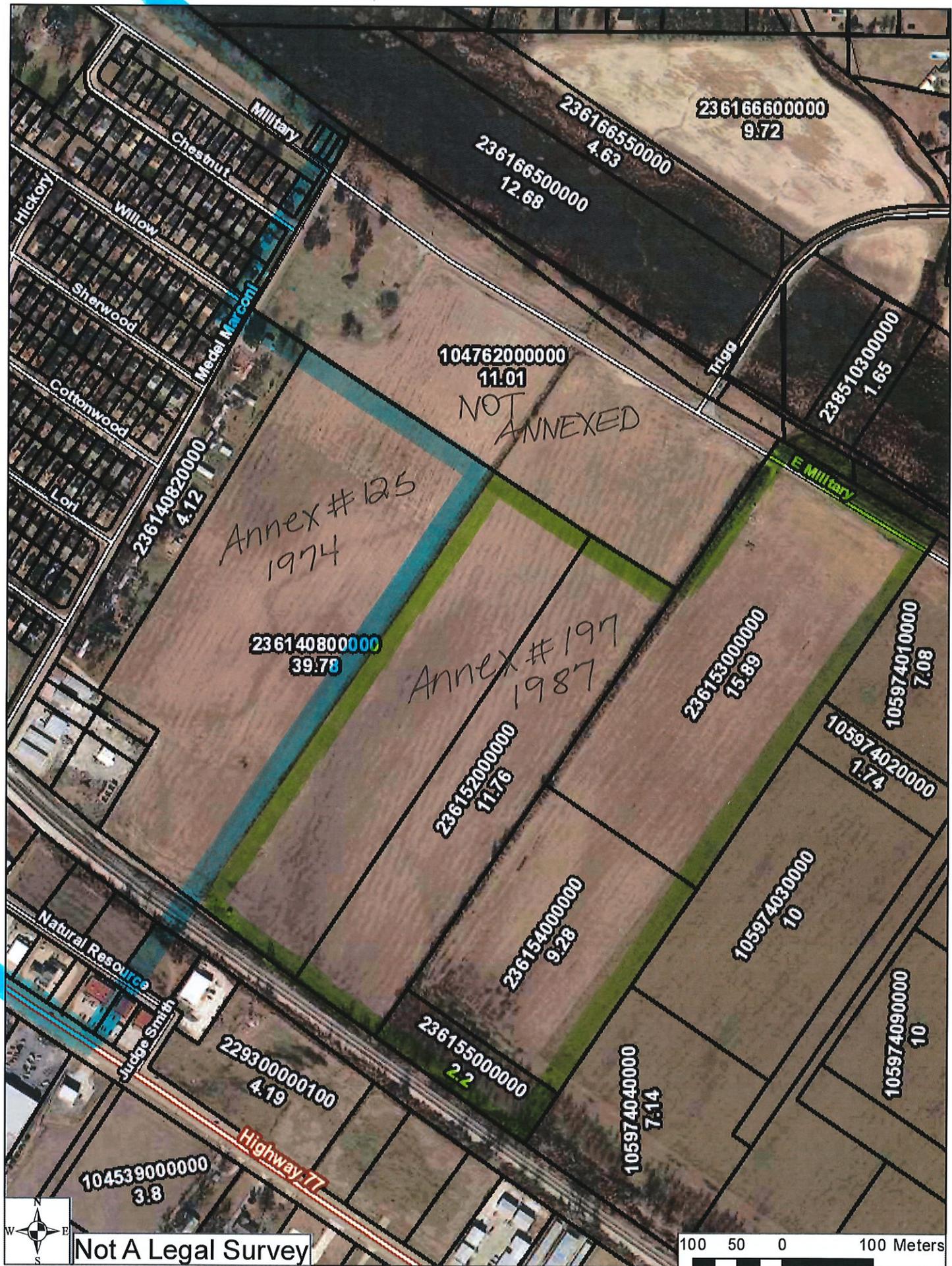
- Proposed Annex
- Sections
- Parcels
- Minor Road
- Existing City



orange - City limits lines Title (Current from state)



City limits per 1974 & 1987 Annexations



ORDINANCE NO. 125

ORDINANCE ACCEPTING 140.0 ACRES OF
TERRITORY ANNEXED TO THE CITY OF
MARION, INCORPORATING SUCH TERRI-
TORY INTO WARDS 1 AND 2 OF SUCH CITY
AND DESIGNATING ZONING CLASSIFICATIONS
THEREOF.

WHEREAS, Carl Baser and others, the owners of lands hereinafter described, instituted proceedings in the County Court of Crittenden County, Arkansas, for the annexation of such described territory to the City of Marion, Arkansas, and the County Court of Crittenden County, Arkansas, has entered its final order approving and confirming the annexation of such territory, and it is necessary and proper and in the best interest of the City that the City accept such territory to complete its annexation as a part of the City and make it a part of the City of Marion, Arkansas; and

WHEREAS, it is also proper that a portion of the territory annexed and accepted be made a part of Ward 1 and a portion thereof be made a part of Ward 2 of the City of Marion and that zoning classifications be designated for such territory;

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

SECTION I. That the territory hereinafter described be, and it is hereby, accepted as a part of the City of Marion, Arkansas, to-wit:

A tract of lands located in Section Twenty-three (23) and Spanish Grant 2324, in Township Seven (7) North, Range Eight (8) East, Crittenden County, Arkansas, described as follows:

Beginning at the intersection of the line of the presently existing city limits of the City of Marion with the easterly line of Spanish Grant 2324, Township 7 North, Range 8 East, run thence South 54 degrees 00 minutes East along the easterly line of Spanish Grant 2324 to the easternmost corner of Lot 1-S, as shown by a plat recorded Plat Book 1, pages 178 and 179 of the records in the office of the Recorder of Crittenden County, Arkansas, run thence South 40 degrees 00 minutes West 116.8 feet to the centerline of Military Road, run thence

South 31 degrees 15 minutes West 480.0 feet, run thence South 58 degrees 45 minutes East 800.0 feet, run thence South 31 degrees 15 minutes West to the southerly right-of-way line of State Highway 77, run thence in a northwesterly direction along the southerly and westerly right-of-way line of State Highway 77 to the northeast corner of the lot conveyed by Delta Properties, Inc. to M D A, Inc. by deed recorded in Deed Record Book 433 at page 177 in the office of the Recorder of Crittenden County, Arkansas, said point being on the line of the presently existing city limits of the City of Marion; run thence southwesterly along the North line of such lot to its northwest corner, run thence in a southerly direction along the westerly line of said lot to the northeast corner of Lot 20, Block 1, Brunetti Seventh Addition to the City of Marion as shown by a plat recorded in Plat Book 2 at page 388 of the records in the office of the Recorder of Crittenden County, run thence South 66 degrees 56 minutes East a distance of 286.33 feet, run thence along a curve to the right with a radius of 1030.0 feet to the southeast corner of Bella Terra First Addition of the City of Marion as shown by a plat of record in Plat Book 2 at page 398 of the records of Crittenden County, Arkansas, run thence North along the East line of Bella Terra First Addition to the northeast corner of said Subdivision, run thence West along the North line of Bella Terra First Addition to the southeast corner of Lot 5 of Bella Terra Subdivision of the City of Marion as shown by a plat of record in Plat Book 2 at page 306 of the records of Crittenden County, run thence North to the intersection with the East right-of-way line of Leesburg Lane as shown by such plat, run thence in a northerly direction along the East right-of-way line of Leesburg Lane to its intersection with the South line of Block 3 of Brunetti Third Addition of the City of Marion as shown by a plat of record in Plat Book 2 at page 247 of the records of Crittenden County, run thence North 68 degrees 40 minutes East 300.0 feet to the West right-of-way line of Currie Avenue, run thence North along the West right-of-way line of Currie Avenue to its intersection with an extension of the South line of Block 3 of Brunetti First Addition of the City of Marion as shown by a plat of record in Plat Book 2, page 211, of the records of Crittenden County, thence northeasterly along such extension and the South line of Block 3 of Brunetti First Addition to its intersection with the existing city limits line of the City of Marion lying just West of Bond's Survey of Irregular Lots of the City of Marion as shown by a plat of record in Plat Book 1 at pages 162 to 165 of the records of Crittenden County, Arkansas, run thence South 23 degrees 5 minutes East along such existing city limits line of the City of Marion to the southwest corner of Lot 5 of Bond's Survey of Irregular Lots as shown by the plat of the City of Marion recorded in Plat Book 1 at page 162 to 165, inclusive, of the records of Crittenden County, run thence North 53 degrees 5 minutes East along the line of the presently existing city limits of the City of Marion to the point of beginning, such tract containing 140.0 acres of lands, more or less.

SECTION 2. That all of that portion of the above-described territory lying East of State Highway 77 of the State of Arkansas and North of Judge

Smith Drive be, and the same is hereby, attached to and incorporated in Ward 1 of the City of Marion and all other parts and portions of the territory hereinabove described be, and the same is hereby, attached to and incorporated in Ward 2 of the City of Marion and such portions shall forthwith be considered and become a part of such Wards, respectively.

SECTION 3. (a) That all of that part of the annexed territory lying West of State Highway 77 of the State of Arkansas except a portion thereof described as follows, to-wit:

Beginning at the intersection of the North line of Judge Smith Drive with the West right-of-way line of State Highway No. 77, run thence North 11 degrees 53 minutes 47 seconds West a distance of 427.91 feet to a point, thence South 57 degrees 27 minutes 42 seconds West a distance of 210 feet to a point, thence South 27 degrees 24 minutes 32 seconds West a distance of 325.74 feet to a point, thence South 23 degrees 4 minutes East a distance of 140.0 feet to the North line of Judge Smith Drive and thence along the North line of Judge Smith Drive to the point of beginning,

be, and the same is hereby, zoned as R-1, Single-Family, Residential;

(b) That the parcel of lands described as an exception to the R-1 Single-Family, Residential Zoning in (a) above and the following-described portions of the annexed tract, to-wit:

(1) All of that portion of the annexed lands lying southeasterly of Judge Smith Drive and northeasterly of State Highway 77 for a depth of 200 feet from the northeasterly right-of-way line of Highway 77, being a strip 200 feet in width and lying between the northeasterly right-of-way line of State Highway No. 77 and a line parallel to and 200 feet distance therefrom; and

(2) All of that portion of the annexed territory lying North and East of Military Road and a parcel South and West of Military Road which lies in a strip 450 feet in width (or depth) between the southwesterly right-of-way of Military Road and a line parallel to and 450 feet distant (measured at right angles to Military Road) therefrom,

be, and the same are hereby zoned as C-2, General Commercial District;

(c) That all of that portion of the annexed territory lying South and East of Judge Smith Drive, except that portion nearest the Frisco Railroad for a depth of 600 feet along Judge Smith Drive, measured in a northeasterly direction from the intersection of the southeasterly right of way line of Judge Smith Drive and the northeasterly right of way line of the Frisco Railroad, with the northeasterly line thereof running at a right angle to Railroad,

Judge Smith Drive and also that portion of the annexed territory lying northwesterly of Judge Smith Drive which adjoins the portion of the lands described in (b) (2) above and extends in a southwesterly direction from such tract last described in (b) (2) above for a distance of 461.70 feet along the northwesterly right of way line of Judge Smith Drive and is bounded on the southwesterly side by a line extending from such point in the right of way line of Judge Smith Drive (which is 911.70 feet in a southwesterly direction from the intersection of the northwesterly right of way line of Judge Smith Drive and the southwesterly right of way line of Military Road) in a northwesterly direction and parallel to the southwesterly right of way line of Military Road be, and the same are hereby zoned as R-4 Medium Density Multiple-Family Residential; and

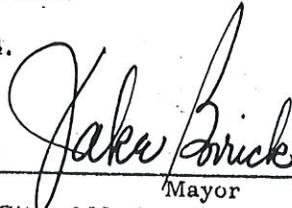
(d) That all other parts and portions of the annexed territory not otherwise herein zoned in a different manner be, and the same are hereby zoned as I-1 Industrial District and such territory consists of the following parcels of lands, to-wit:

- (1) All of the lands lying between the main line of the Frisco Railroad (on the northeasterly side thereof), State Highway 77 (on the southwesterly side thereof) and Judge Smith Drive (on the southeasterly side thereof);
- (2) All of the lands lying southwesterly of the Frisco Railroad right of way and southeasterly of Judge Smith Drive, except the strip 200 feet deep lying northeasterly of and parallel to State Highway 77;
- (3) All that portion of the lands lying northeasterly of the right of way of the main line of the Frisco Railroad and southeasterly of Judge Smith Drive for a depth of 600 feet along the southeasterly line of Judge Smith Drive with the northeasterly line thereof running at right angle to Judge Smith Drive; and
- (4) all of those portions lying northeasterly of the main line of the Frisco Railroad right of way and northwesterly of the right of way of Judge Smith Drive up to a line which begins at the point which is 911.70 feet in a southwesterly direction from the intersection of the southwesterly right of way line of Military Road and the northwesterly right of way line of Judge Smith Drive and runs in a northwesterly direction from such point in the right of way of Judge Smith Drive parallel to and 911.70 feet distant from the southwesterly right of way line of Military Road.

SECTION 4. It is hereby declared by the City Council of the City of Marion that the territory included within the annexed area lie immedi-

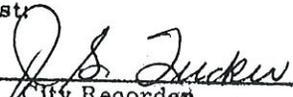
ately adjacent to and are partially surrounded by other areas of the City of Marion and substantial portions thereof are served by water and sewer systems of the City and this ordinance is necessary for the proper protection and preservation of the public peace, health and safety of the City of Marion and the inhabitants of the territory annexed, in order that city water, sewer, fire and police and other governmental services and functions may be furnished thereto and, therefore, an emergency is hereby found and declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 12th day of August, 1974.



Mayor
City of Marion, Arkansas

Attest:



City Recorder



State of Arkansas
SECRETARY OF STATE

State Capitol
Little Rock, Arkansas 72201-1094

W. J. "Bill" McCuen
SECRETARY OF STATE

AT _____ FILED _____
OCT 08 1987
BY SALLYE B. BRADY, Clerk

October 7, 1987

Mr. Ralph W. Sloan
Attorney At Law
600 North Missouri
P.O. Box 768
West Memphis, Arkansas 72301

Dear Mr. Sloan:

We have received the Orders of Annexation, Ordinance No. 197 (Case No. CO-87-18) and Ordinance No. 198 (Case No. CO-87-85) and Plats from the City of Marion, Crittenden County, Arkansas. These documents have been recorded and filed in this office as of October 7, 1987.

If we can be of further assistance in this matter, please do not hesitate to contact us.

Sincerely,

A handwritten signature in cursive script that reads "Bill McCuen".

W.J. "Bill" McCuen

WJM/cr

cc: The Honorable Sallye B. Brady ✓
Crittenden County Clerk
Crittenden County Courthouse
Marion, Arkansas 72364

ORDINANCE NO. 197

FILED
OCT 15 1987
SALLYE B. BRADY
BY Clerk

AN ORDINANCE ACCEPTING AND ANNEXING TO THE CITY OF MARION, ARKANSAS, A 55 ACRE TRACT OF LAND LYING IN SPANISH GRANT 2324 AND 2326, TOWNSHIP 7 NORTH, RANGE 8 EAST AND RANGE 9 EAST.

WHEREAS, Milio Brunetti, Antonesia Brunetti, James R. Williford, A. J. Lumpkin, Estelle Patty, and Lorine L. Padgett have instituted proceedings in the County Court of Crittenden County, Arkansas, for the annexation of certain territory to the City of Marion, Arkansas; and

WHEREAS, such territory is contiguous to the City of Marion and it is proper and right and for the best interest of such city that such territory be annexed; and

WHEREAS, the County Court of Crittenden County, Arkansas has entered its order of February 24, 1987, approving the annexation of such territory as hereinafter described to the City and on March 30, 1987, entered its order confirming such annexation and it is necessary that the city accept such territory before the annexation can be completed and the territory hereinafter described become a part of the City of Marion, Arkansas;

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

SECTION I: That the territory hereinafter described be, and it is hereby accepted as a part of the City of Marion, Arkansas, to wit:

55.0 acres more or less lying in Spanish Grant 2324 and 2326, Township 7 North, Range 8 East and Range 9 East, Crittenden County, Arkansas, being more particularly described as follows:

Beginning at the point on the existing City limits (as described in Ordinance 125 dated August 12, 1974) at its intersection with the east right-of-way line of Burlington Northern Railroad, thence in a southeasterly direction on said railroad right-of-way to a point 550.0 feet, measured perpendicular from the west line of Lot 2 of the survey of the Lumpkin Property as shown by plat recorded in Plat Book 3, Page 255, in the office of the Circuit Court Clerk & Ex-Officio Recorder of Crittenden County, Arkansas, thence North 34 degrees 23. minutes 12 seconds East along a line parallel to the west line of said Lot 2 a distance of 2150 feet more or less to a point on the north line of said Lot 2, thence North 59 degrees 21 minutes 23 seconds West a distance of 550 feet more or less to the northwest corner of said Lot 2, thence South 34 degrees 23 minutes 12 seconds West along the west line of Lot 2, 550 feet more or less to its intersection with the extension of the existing City limits line, thence in a northwesterly direction along the extension of the existing City limits line to a point on the existing City limits as established by Ordinance 125, thence in a southwesterly direction along the existing City limits to the point of beginning, containing 55.0 acres more or less.

SECTION II: That the territory herein described be, and it is hereby, attached to and incorporated in Ward 1 of the City of Marion and shall forthwith be considered and become a part thereof.

SECTION III: It is hereby declared by the City Council of the City of Marion that this Ordinance is necessary for the preservation of public peace, health and welfare of the City and the inhabitants who will live in the territory annexed in order that the inhabitants thereof may be furnished with City water and sewer services, protection of the fire and police departments of the City of Marion and, therefore, an emergency is hereby found and declared to exist, and this Ordinance shall be in full force and effect from and after its passage, approval and publication, as required by law.

PASSED this 25 day of August, 1987.

S/ E. W. Bigger, Jr.
MAYOR

ATTEST:

S/ John Baratti, Jr.
CITY CLERK

CLERK'S CERTIFICATE

STATE OF ARKANSAS
COUNTY OF CRITTENDEN

I, John Baratti, Jr., City Clerk of the City of Marion, Arkansas, hereby certify that the foregoing is a true and correct copy of Ordinance No. 197 passed on August 25, 1987, accepting and annexing to the City of Marion, Arkansas, a 55 acre tract of land lying in Spanish Grant 2324 and 2326, Township 7 North, Range 8 East and Range 9 East.

WITNESS my hand and seal in the City of Marion, Arkansas, on this 7th day of October, 1987.

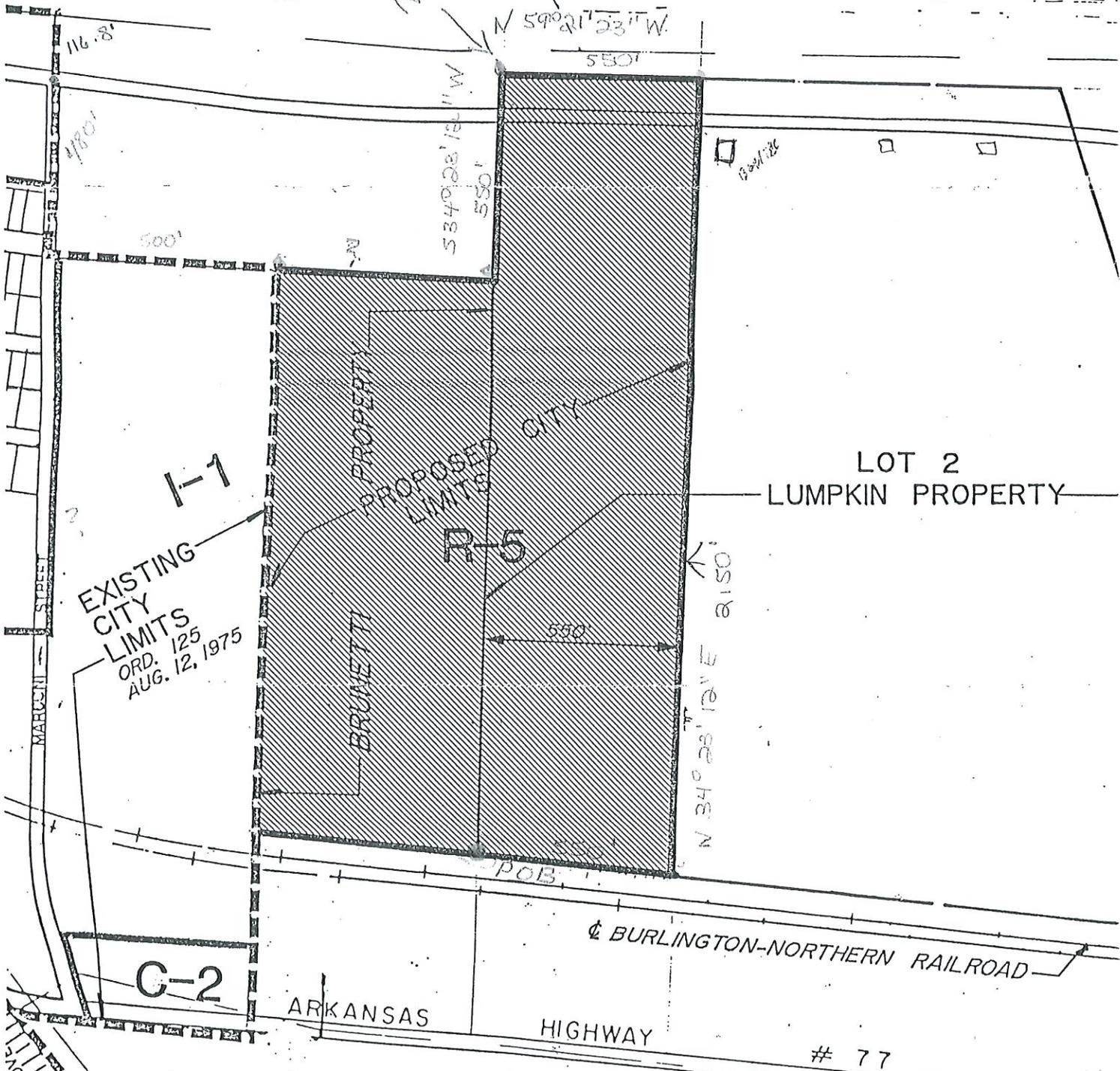

CITY CLERK

NEXT MEETING
30 MAR AT 10 AM

Feb 11 Paper

NW COR LOT 2, PB 3 PG 255

MARION



LEGAL DESCRIPTION
 PROPOSED CITY LIMITS EXTENSION
 CITY OF MARION, ARKANSAS

55.0 acres more or less lying in Spanish Grant 2324 and 2326, T-7-N, R-8-E

Jennifer Wheeler

From: Frank A. Fogleman <mayormarionar@aol.com>
Sent: Wednesday, January 29, 2020 2:21 PM
To: Jennifer Wheeler
Subject: Re: Marion AR City Limit discrepancy

Ms. Wheeler:

I agree with the map as provided by Ms. Campbell.

Thanks,
Frank

-----Original Message-----

From: Jennifer Wheeler <Jennifer.Wheeler@arkansas.gov>
To: mayormarionar@aol.com <mayormarionar@aol.com>
Sent: Wed, Jan 29, 2020 2:13 pm
Subject: FW: Marion AR City Limit discrepancy

Sending again.

Jennifer Wheeler – GIS Analyst

Department of Transformation & Shared Services
Arkansas GIS Office
1 Capitol Mall Ste 6D
Little Rock, AR 72201
501.682.2929 Office
501.454.9524 Mobile
jennifer.wheeler@arkansas.gov Email
<https://www.gis.arkansas.gov> Web

From: Jennifer Wheeler
Sent: Tuesday, June 25, 2019 9:55 AM
To: mayormarionar@aol.com
Subject: FW: Marion AR City Limit discrepancy

Mayor Fogelman & Glenda,

My office maintains a statewide version of city limits for state and federal purposes. The mapper at Crittenden County Assessor's office reached out to us regarding an area in Marion that may be mapped incorrectly on the state map. According to her work and the attached ordinances, the below corrections need to be made to our map. Before we make these corrections I need to make sure the City is aware of the changes and agrees to them. Can you please review the image and the attachments and let me know if you agree we should make these changes. Please feel free to call if you have questions. Thank you in advance for your help!



Jennifer Wheeler – GIS Analyst

Arkansas GIS Office
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Little Rock, AR 72201
501.682.2929 Office
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501.407.0790 Fax
jennifer.wheeler@arkansas.gov Email
<http://www.gis.arkansas.gov> Web

From: tcampbell@crittco.com <tcampbell@crittco.com>

Sent: Thursday, May 30, 2019 1:16 PM

To: Jennifer Wheeler <Jennifer.Wheeler@arkansas.gov>

Subject: Marion AR City Limit discrepancy

Jennifer-I found a discrepancy in the lines on our City Limits layer in one area of Marion that I have researched and made corrections to my parcels; however I was thinking maybe you all have something to do with editing the City Limits layer and I am sending you copies of the two annexation ordinances in the affected area and a before and after map from my GIS. If this is not your department please forward to the correct department or let me know the proper procedure for requesting a correction. Thanks-Teresa



Teresa Campbell, Senior Appraiser-GIS Coordinator
Crittenden County Assessor's Office
250 Pine, Ste. 1
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tcampbell@crittco.com
870-739-3606(office)
870-739-1181(fax)

