



# State of Arkansas SECRETARY OF STATE

*Sharon Priest*  
SECRETARY OF STATE

September 19, 2001

The Honorable Rhonda Halbrook  
County and Circuit Clerk of IZARD County  
P.O. Box 95  
Melbourne, AR. 72556

Dear Ms. Halbrook:

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

Date: 9-19-2001                      County: IZARD                      City: Melbourne

Annexation:                      Ordinance No. - 2001-01  
    Co. Order No     2001-1  
    Plat                - X

    Election            -  
    Island             -

Incorporation:                      Ordinance No.     -  
    Co. Order No.     -  
    Plat                -  
    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,

  
Leanna Godley  
Election Services Representative

**BAS Correction - City of Melbourne Ordinance 2001-01**  
**\*For Census only - was already in state map**

City: Melbourne  
Mayor: Rhonda Halbrook

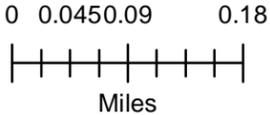
Arkansas Code 14-40-101.

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
- Neighboring City



CITY OF MELBOURNE ORDINANCE NO. 2001- 01

AN ORDINANCE ACCEPTING THE  
ANNEXATION OF CERTAIN LANDS  
TO THE CITY OF MELBOURNE  
IZARD COUNTY, ARKANSAS

WHEREAS, a Petition was filed with the County Clerk of Izard County, Arkansas, by the majority of the real estate owners of the hereinafter described territory praying that said territory and lands be annexed to, and made a part of, the City of Melbourne, Izard County, Arkansas; and,

WHEREAS, on the 1st day of August, 2001, the County Judge of Izard County, Arkansas, found that the said Petition was signed by a majority of the real estate owners in said territory, both in number and in percentage of ownership of lands, and that said lands that were the subject of the annexation proceeding were contiguous to, and adjoining, the present corporate limits of the City of Melbourne, Izard County, Arkansas; that an accurate plat or map of said territory to be annexed has been filed with, and made a part of, said Petition; that proper notice of the hearing on the Petition had been given for the time, and in the manner, prescribed by law; that all things pertaining to the annexation Petition filed by Petitioners had been done in the manner required by Arkansas statute and law; and that said lands and territory should be annexed to, and made a part of, the City of Melbourne, Izard County, Arkansas, subject to the acceptance of the lands into the incorporated City of Melbourne, Izard County, Arkansas, by the City Council of said city; and,

WHEREAS, the time fixed by law for appealing from said County Court Order of Annexation that was made by the County Judge on August 1, 2001, has expired and no appeal

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has been taken from said order.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MELBOURNE, IZARD COUNTY, ARKANSAS, AS FOLLOWS:

Section 1: That the following described lands and territory contiguous to, and adjoining, the City of Melbourne, Izard County, Arkansas, be and by the same the said lands are hereby, accepted as part of, and annexed to, the City of Melbourne, Izard County, Arkansas,

to-wit:

**PARCEL 1: JAMES E. SMITH AND GAYE SMITH**

All that part of the following described lands lying 300 feet North and 300 feet South of the Possum Trot county road: The Southwest Quarter of the Southwest Quarter; the North Half of the Southwest Quarter of Section 33, Township 17 North, Range 8 West.

**PARCEL 2: CHARLES LAMB AND RUTH LAMB**

The North 300 feet of the Southwest Quarter of the Southeast Quarter and a part of the Southeast Quarter of the Southwest Quarter more particularly described as follows: Beginning at the Northwest corner of said Southwest Quarter Southeast Quarter, thence run south 300 feet, thence run East 330 feet, thence run South 300 feet, thence run East 660 feet, thence run North 300 feet, thence run East 330 feet, thence run North along said East line to the Northeast corner of said Southeast Quarter, Southwest Quarter, thence run West back to the point of beginning, all in Section 33, Township 17 North, Range 8 West.

**PARCEL 3: JAMES SISK AND EMBER SISK AND  
JACK KNIGHT AND CAROL KNIGHT**

The West Half of the Northwest Quarter of the Southeast Quarter of the South 300 feet of the East Half of the Northwest Quarter of the Southeast Quarter in Section 33, Township 17 North, Range 8 West.

**PARCEL 4: RONNY G. LOGGAINS AND CANDACE LOGGAINS AND  
JAMES LOGGAINS AND PATRICIA LOGGAINS**

All that part of the following described lands lying 300 feet North and 300 feet South of the Possum Trot County road: the Southeast **FILED** Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter lying West of the

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Lacrosse road. All in Section 33, Township 17 North, Range 8 West.

Section 2: Be it further ordained that the City service of providing fire protection shall be extended to the annexed property immediately upon passage of this ordinance and that all remaining City services shall be extended to the annexed property as City funds become available.

CERTIFICATE

The undersigned, City Recorder of the City of Melbourne, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 2001-01 adopted at a regular session of the City Council of the City of Melbourne, Arkansas, held at the regular meeting place in said City at 7:00 o'clock p.m., on the 4 day of September, 2001 and that the Ordinance is of record in Ordinance Record Book No. 2001, page 01, now in my possession.

GIVEN under my hand and seal on this 4 day of September, 2001.

Connie Wheeler  
CITY RECORDER

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BY \_\_\_\_\_

(SEAL)

STATE OF ARKANSAS

County of \_\_\_\_\_

I, Rhonda Chalko, Clerk of the County and State  
aforesaid, do hereby certify that the foregoing instru-  
ment of writing is a true and correct copy of the original as the  
same appears of record in \_\_\_\_\_ County, Arkansas  
Book \_\_\_\_\_ at page CO-2001-1

WITNESS my hand as such clerk and the seal of the Court this  
17 day of Sept 2001

Rhonda Chalko  
Clerk

AUG 08 2001

IN THE COUNTY COURT OF IZARD COUNTY, ARKANSAS COUNTY & CIRCUIT CLERK  
 BY RHONDA HALBROOK D.C.

IN THE MATTER OF THE ANNEXATION }  
 OF CERTAIN LANDS TO THE CITY OF } NO. CO 2001-1  
 MELBOURNE, IZARD COUNTY, ARKANSAS }

ORDER OF ANNEXATION

On this 1<sup>st</sup> day of August, 2001, the same being the date set for the hearing on the Petition for Annexation of Lands filed by L. Gray Dellinger as the designated representative of Charles Lamb and Ruth Lamb, his wife, James E. Smith and Gaye Smith, his wife, James Sisk and Ember Sisk, his wife, Jack Knight and Carol Knight, his wife, Ronny G. Loggains and Candace Loggains, his wife, and James Loggains and Patricia Loggains, his wife, together with a full description of the lands proposed by said Petitioners to be annexed to the incorporated city of Melbourne, Izard County, Arkansas, together with proof of publication of the Notice of the filing of the Petition and the hearing date thereon, and whereupon the Court finds:

1. That the Petition and the Plat for annexation of the following described lands, to-wit:

**PARCEL 1: JAMES E. SMITH AND GAYE SMITH**

All that part of the following described lands lying 300 feet North and 300 feet South of the Possum Trot county road: The Southwest Quarter of the Southwest Quarter; the North Half of the Southwest Quarter of Section 33, Township 17 North, Range 8 West.

**PARCEL 2: CHARLES LAMB AND RUTH LAMB**

The North 300 feet of the Southwest Quarter of the Southeast Quarter and a part of the Southeast Quarter of the Southwest Quarter more particularly described as follows: Beginning at the Northwest corner of said Southwest Quarter Southeast Quarter, thence run south 300 feet, thence run East 330 feet, thence run South 300 feet, thence run East 660 feet, thence run North 300 feet, thence run East 330 feet, thence run North along said East line to the Northeast corner of said Southeast Quarter, Southwest Quarter, thence run West back to the point of beginning, all in Section 33, Township 17 North, Range 8 West.

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PARCEL 3: JAMES SISK AND EMBER SISK AND  
JACK KNIGHT AND CAROL KNIGHT

The West Half of the Northwest Quarter of the Southeast Quarter of the South  
300 feet of the East Half of the Northwest Quarter of the Southeast Quarter  
in Section 33, Township 17 North, Range 8 West.

PARCEL 4: RONNY G. LOGGAINS AND CANDACE LOGGAINS AND  
JAMES LOGGAINS AND PATRICIA LOGGAINS

All that part of the following described lands lying 300 feet North and 300 feet  
South of the Possum Trot County road: the Southeast Quarter of the Southeast  
Quarter and the Northeast Quarter of the Southeast Quarter lying West of the  
Lacrosse road. All in Section 33, Township 17 North, Range 8 West.

was filed on June 18, 2001. That Notice of the filing of the Petition, the Petition's contents and of  
the hearing thereof to be had on this date, August 1<sup>st</sup>, 2001 at 9:30 a.m. in the IZARD County  
Courthouse in Melbourne, Arkansas was published in *THE MELBOURNE TIMES*, a weekly  
newspaper having a bona fide and general circulation of IZARD County, Arkansas, on the dates of  
June 27, 2001 through July 18, 2001 as required by law; that the Petitioner's have fully complied  
with the law and the Arkansas statutes pertaining to annexation of contiguous and adjoining lands;  
and that this Court has original jurisdiction over the subject matter and of the Petitioners who  
have entered their appearance before the Court.

2. That no objections by remonstrance, answer, intervention or appearance at the hearing  
have been filed or made known to the Court.

3. That the Petitioners are the owners of one hundred (100 %) of the lands that are the  
subject of this annexation proceeding.

4. That the lands that the Petitioners seek to have annexed to the municipal city limits of  
the incorporated city of Melbourne, IZARD County, Arkansas are contiguous to, and adjoin, the  
present existing city limits of said town.

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5. That the Petitioners are the majority of the real estate owners and constitute one hundred percent (100%) of said owners.

6. That all allegations contained and set forth in the petition have been sustained by good and sufficient proof; that the limits of the territory sought to be annexed has been accurately described and has been filed herein.

7. That the lands above described should be made a part of the incorporated city of Melbourne, IZARD County, Arkansas and the Court finds it to be in the best interest of the Petitioners, and of the City, that said lands be annexed by the City of Melbourne, IZARD County, Arkansas.

WHEREFORE, IT IS CONSIDERED, ORDERED, DECREED AND ADJUDGED as follows:

1. That the Petitioners prayer for annexation of the above described lands be, and by the same the said prayer in the petition for annexation is hereby, granted and the above described lands are hereby ordered and declared to be incorporated by the City of Melbourne, IZARD County, Arkansas.

IT IS FURTHER CONSIDERED, ORDERED, DECREED AND ADJUDGED that after thirty (30) days from the date of the entry of the Order, provided that no proceedings have been instituted to prevent annexation as allowed by A.C.A. 14-40-604 and, in addition, provided that the City of Melbourne has by certified copy of it's ordinance accepting such annexation, then the Clerk of this Court is hereby ordered and directed to prepare a certified copy of this order, which said three (3) certified copies shall constitute one instrument, and to transmit one such certified copy to the Secretary of the State of Arkansas; one to the Director of the Tax Division of the Arkansas Public Service Commission and the remaining certified copy to the City Council of

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Melbourne, Izard County, Arkansas following which the said described platted land shall become an integral part of the incorporated City of Melbourne, Izard County, Arkansas.

IT IS SO ORDERED.

*Eddie Cooper*

The Honorable Eddie Cooper  
County Judge of Izard County, Arkansas

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BY \_\_\_\_\_

**CERTIFICATE OF COPY**

STATE OF ARKANSAS  
County of Izard,

I, Rhonda Halbrook, Clerk within and for the County and State aforesaid, do hereby certify that the annexed and foregoing instrument of writing is a true and compared copy of the original as the same appears of record in my office in County of Izard Book 13 at page 630.

WITNESS my hand as such clerk and the seal of the Court this 8th day of Aug 19 2001

*Rhonda Halbrook*  
By KDE Clerk



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