



# ARKANSAS GIS OFFICE

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August 22, 2018

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

RE: City of Ozark Annexation Coordination Requirement

Ms. Fisher,

Thank you for coordinating with our office as we seek to reconcile Ozark's missing annexation ordinance 1998-18. 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  
Ordinance 1998-18

H:\City\_Annexations\Cities\Ozark\20180705\_OzarkResearch\Doc\Ord1998-18.docx

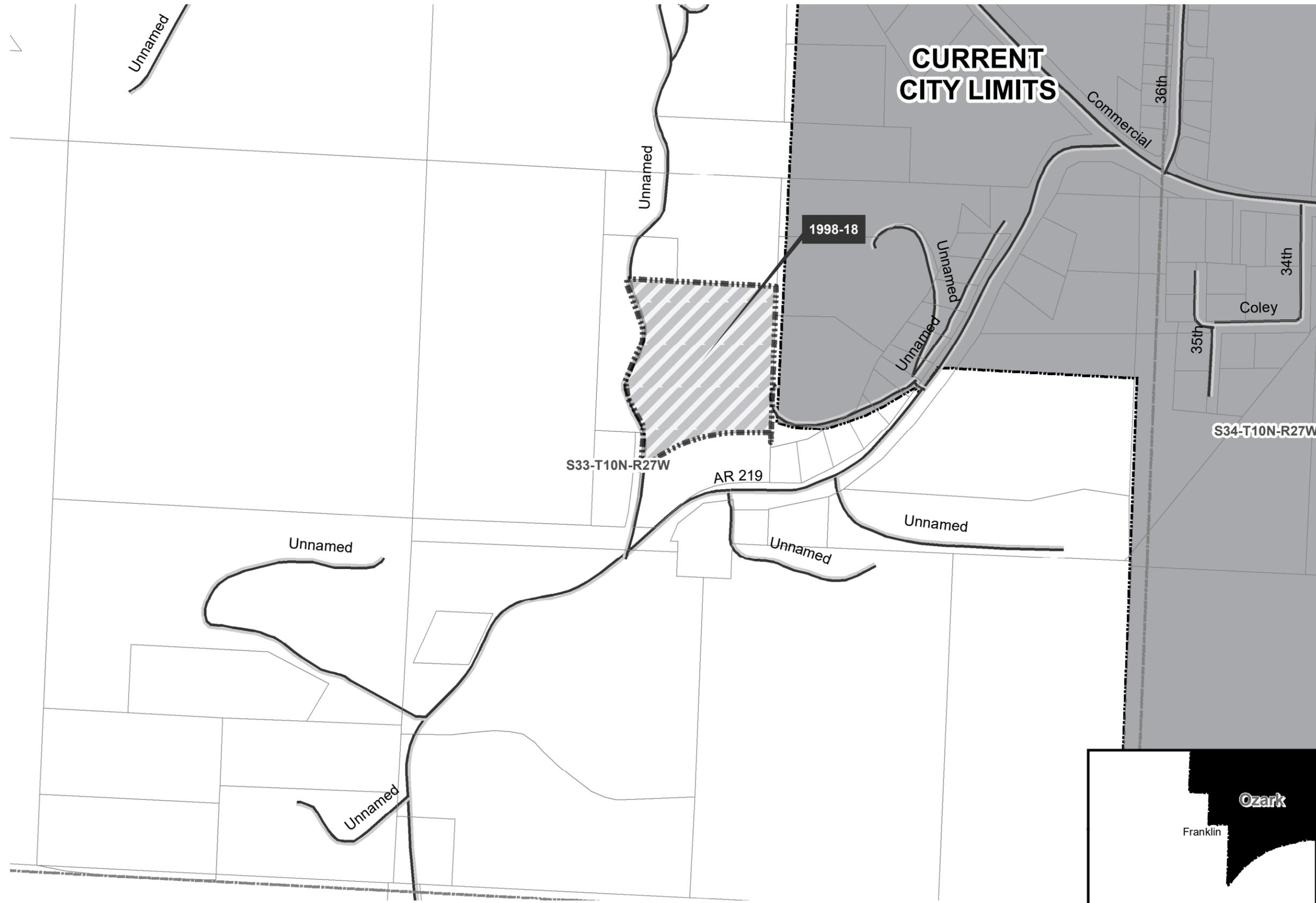
Historic Annexation Ordinance 1998-18 City of Ozark

City: Ozark  
Mayor: T.R. McNutt

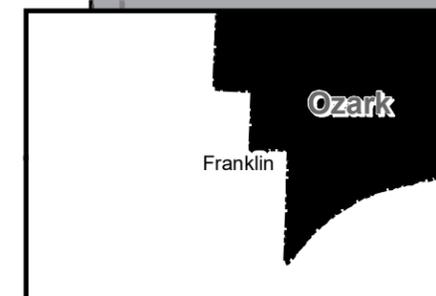
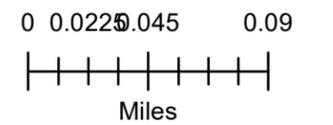
Arkansas Code 14-40-101.

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
- River
- Existing City



**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF OZARK, ARKANSAS, AND MAKING SAME A PART OF THE CITY OF OZARK, AND ASSIGNING SAME TO WARDS**

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

WHEREAS, on the 8th day of October, 1998, the County Court of Franklin County, Arkansas, found that the Petition was signed by the only real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Ozark, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said Petition; that proper notice had been given for the time and in the manner prescribed by law, and that all thing pertaining thereto had been done in the manner prescribed by law, and that said land and territory should be annexed to and made a part of the City of Ozark, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by law; and

WHEREAS, the time affixed 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.

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

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

*Part of the Northwest Quarter of the Southeast Quarter of Section 33, Township 10 North, Range 27 West, Franklin County, Arkansas being more particularly described as follows: Commencing at an existing iron pin marking the Northeast Corner of the Northwest Quarter of the Southeast Quarter. Thence along the East line of said Forty, South 00 degrees 48 minutes 47 seconds West, 398.32 feet to a set rebar and the Point of Beginning. Thence continue along said East line, South 00 degrees 48 minutes 47 seconds West, 572.92 feet to a set rebar. Thence leaving said East line, South 89 degrees 17 minutes 29 seconds West, 104.92 feet to a set rebar. Thence South 86 degrees 10 minutes 48 seconds West, 66.39 feet to set rebar. Thence South 79 degrees 48 minutes 17 seconds West, 76.28 feet to a set rebar. Thence South 70 degrees 43 minutes 08 seconds West, 87.07 feet to a set rebar. Thence South 61 degrees 04 minutes 23 seconds West, 81.11 feet to a set rebar. Thence South 52 degrees 22 minutes 13 seconds West, 95.47 feet to a set p/k nail on the center line of a 50.00 foot Road and Utility Easement. Thence along said center line the following bearings and distances. North 04 degrees 08 minutes 53 seconds East, 65.08 feet to a set p/k nail. North 01 degree 15 minutes 33 seconds West, 57.19 feet to a set p/k nail. North 16 degrees 56 minutes 12 seconds West, 55.28 feet to a set p/k nail. North 31 degrees 14 minutes 42 seconds West, 42.65 feet to a set p/k nail North 28 degrees 08 minutes 12 seconds West, 69.24 feet to a set p/k nail North 08 degrees 39 minutes 31 seconds West, 62.18 feet to a set p/k nail. North 22 degrees 43 minutes*

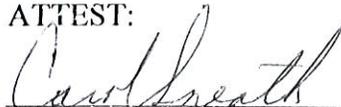
*13 seconds East, 73.78 feet to a set p/k nail. North 23 degrees 48 minutes 27 seconds East, 88.96 feet to a set p/k nail. North 02 degrees 01 minute 14 seconds West, 50.04 feet to a set p/k nail. North 19 degrees 45 minutes 52 seconds West, 165.65 feet to a set p/k nail. North 01 degree 54 minutes 20 seconds West, 45.39 feet to a set p/k nail. Thence leaving said center line South 88 degrees 18 minutes 55 seconds East, 555.07 feet to the Point of Beginning, containing 7.37 acres.*

SECTION 2: That the above described territory shall be annexed to and made a part of Ward 1 of the City of Ozark, and same shall henceforth be a part of said ward as fully existing of said ward.

Passed and approved this 9<sup>th</sup> day of November, 1998.

  
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Mayor, Vernon McDaniel

ATTEST:

  
\_\_\_\_\_  
City Clerk, Carol Sneath

IN THE FRANKLIN COUNTY COURT IN THE MATTER OF ANNEXING TO **FILED**  
THE CITY OF OZARK, ARKANSAS CERTAIN TERRITORY CONTIGUOUS <sup>Franklin County, Arkansas</sup>  
TO THE SAID CITY OF OZARK, ARKANSAS.

No. CC-98-69 OCT 08 1998

DECREE OF ANNEXATION

MARY E. WILLIAMS  
COUNTY AND PROBATE CLERK

On this regular day of a regular term of the County Court of Franklin County, <sup>BY</sup> M. L. X

Arkansas, there is presented to the Court by Darrell Eubanks and Mary M. Eubanks, a  
Petition for Annexation of certain territory, hereinafter more particularly described, to the  
City of Ozark, Arkansas, and the Court being fully advised of the facts and the law, doth  
hereby find, judge and decree as follows:

The Court finds the Petition was filed more than thirty (30) days prior to this date  
and that in said Petition, the said Darrell Eubanks and Mary M. Eubanks was selected by  
himself to present the Petition.

The court doth find that Darrell Eubanks and Mary M. Eubanks are the only  
persons owning real estate in the area affected by this Petition.

The Court further finds that the territory sought to be annexed was accurately described in  
said Petition and that said territory is contiguous to the boundaries of the City of Ozark,  
Arkansas.

The Court further finds that attached to and made a part of said Petition is an  
accurate map of the territory sought to be annexed to the City of Ozark, Arkansas.

The Court further finds that the prayer of the Petition is right and proper.

Therefore, the Court doth hereby ORDER, ADJUDGE AND DECREE that the  
following described territory be and the same is hereby annexed to and made a part of the  
City of Ozark, Arkansas, to-wit:

*Part of the Northwest Quarter of the Southeast Quarter of Section 33, Township 10 North, Range 27 West, Franklin County, Arkansas being more particularly described as follows: Commencing at an existing iron pin marking the Northeast Corner of the Northwest Quarter of the Southeast Quarter. Thence along the East line of said Forty, South 00 degrees 48 minutes 47 seconds West, 398.32 feet to a set rebar and the Point of Beginning. Thence continue along said East line, South 00 degrees 48 minutes 47 seconds West, 572.92 feet to a set rebar. Thence leaving said East line, South 89 degrees 17 minutes 29 seconds West, 104.92 feet to a set rebar. Thence South 86 degrees 10 minutes 48 seconds West, 66.39 feet to set rebar. Thence South 79 degrees 48 minutes 17 seconds West, 76.28 feet to a set rebar. Thence South 70 degrees 43 minutes 08 seconds West, 87.07 feet to a set rebar. Thence South 61 degrees 04 minutes 23 seconds West, 81.11 feet to a set rebar. Thence South 52 degrees 22 minutes 13 seconds West, 95.47 feet to a set p/k nail on the center line of a 50.00 foot Road and Utility Easement. Thence along said center line the following bearings and distances. North 04 degrees 08 minutes 53 seconds East, 65.08 feet to a set p/k nail. North 01 degree 15 minutes 33 seconds West, 57.19 feet to a set p/k nail. North 16 degrees 56 minutes 12 seconds West, 55.28 feet to a set p/k nail. North 31 degrees 14 minutes 42 seconds West, 42.65 feet to a set p/k nail North 28 degrees 08 minutes 12 seconds West, 69.24 feet to a set p/k nail North 08 degrees 39 minutes 31 seconds West, 62.18 feet to a set p/k nail. North 22 degrees 43 minutes 13 seconds East, 73.78 feet to a set p/k nail. North 23 degrees 48 minutes 27 seconds East, 88.96 feet to a set p/k nail. North 02 degrees 01 minute 14 seconds West, 50.04 feet to a set p/k nail. North 19 degrees 45 minutes 52 seconds West, 165.65 feet to a set p/k nail. North 01 degree 54 minutes 20 seconds West, 45.39 feet to a set p/k nail. Thence leaving said center line South 88 degrees 18 minutes 55 seconds East, 555.07 feet to the Point of Beginning, containing 7.37 acres.*

The Court doth further order that the original papers in this case be delivered to the Clerk of Franklin County, Arkansas, same to be properly recorded upon the records of Franklin County, Arkansas, and the Clerk, after properly recording and filing the original papers, prepare transcripts of same; that one of the certified transcripts be delivered to the City of Ozark, Arkansas, one copy to the Secretary of State and one copy to the Director of the Tax Division of the Arkansas Public Service Commission.

  
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County Judge