



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

August 14, 2019

**Form wrong
should say 100%
petition - AGISO**

The Hon. Peggy Fitzjurls
Logan County Clerk
25 W. Walnut St., Room 25
Paris AR, 72855

Re: City of Paris Annexation Ordinance 2018-12

Dear Ms. Fitzjurls,

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

Filing Type: Detachment of land annexed by petition A.C.A §14-40-601

Effective Date: 12/3/2018

County: Logan

City: Paris

City Ordinance: 2018-12

Dated: 12/3/2018

County Court Order: CO-2018-1

Date Filed: 11/26/18

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 change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this filing, please do not hesitate to contact our Office at 501-683-3717.

Sincerely,

A handwritten signature in black ink, appearing to read "Shantell McGraw".

Shantell McGraw
Elections Division

cc: Arkansas Geographic Information Systems Office (w/encl)
Arkansas Department of Transportation Mapping Department (w/encl)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w/encl)
Arkansas Economic Development Institute (w/encl)
The Hon. James Daniel Rogers, Mayor of Paris (w/encl)



Arkansas Secretary of State

John Thurston Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

Act 655 of 2017 and A.C.A. §14-40-103

County: Logan City/Town: Paris

City Ordinance/Resolution No: 2018-12 Date approved: 12/3/18

County Court Case No: CO-2018-1 Date Order Filed: 11/26/18

Type: Detachment of Land annexed by petition under A.C.A. 14-40-601, See A.C.A. 14-40-608

Date Change Effective: 12/3/18 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other *(attach explanation)*

Please indicate which ward(s) the territory will be assigned to: Ward 1
(See A.C.A § 14-40-203)

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 A.C.A. §14-40-501)*
- Copy of Arkansas GIS 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:

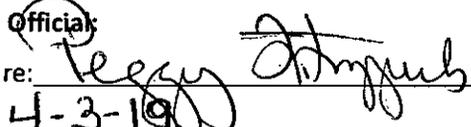
Name: James Daniel Rogers Title: Mayor

Street Address: P. O. Box 271

City: Paris St: Arkansas Zip code: 72855

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: County Clerk

Date: 4-3-19

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents 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: _____

Certification
Of
Ordinance

I, Mary L. Sullivan, City Clerk of the City of Paris, Arkansas, hereby certify the attached to be a true and correct copy of Ordinance 2018-12 adopted by the City Council of Paris, at a Regular Meeting held on Monday December 3, 2018.



Mary L. Sullivan
Mary L. Sullivan, Paris City Clerk

ORDINANCE NO. 2018- 12

AN ORDINANCE TO BE ENTITLED "ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY OF PROPERTY TO THE CITY LIMITS OF PARIS, ARKANSAS; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARIS, ARKANSAS: WHEREAS, a petition was filed, pursuant to A.C.A. Section 14-40-609, for the annexation of certain territory into the city of Paris, Arkansas; and

WHEREAS, the Logan County Assessor and the Logan 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 with 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 Logan 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 Paris for consideration; and

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

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

SECTION 1. That Petitioners, owning 100% of the property in the following described area, do hereby petition pursuant to A.C.A. Section 14-40-609, the City Council of Paris, Arkansas, to annex the following lands to the City of Paris, Arkansas, excepting that portion of a public street included within the description:

Beginning at the intersection of the western right of way and North Fifth Street with the existing City of Paris, Arkansas, continuing North on the Western on the right of way of the said North Fifth Street until the north line of the following tract is intersected, thence East to the Eastern right-of-way of the said North Fifth Street, thence South on the Eastern right of way of said North Fifth Street to the existing city limit of the City of Paris, thence West to the point of beginning, and including the following described lands:

Part of the Northwest Quarter of the Northeast Quarter of Section 2, in Township 7 North, Range 26 West described as beginning at a point 7.43 chains North of the Southeast corner of said Northwest Quarter of Northeast Quarter and run thence West to the West line of said forty, thence North 7.43 chains more or less to the Southwest corner of the tract formerly owned by Mrs. Elizabeth Baerlocher, thence East along the South line said Baerlocher tract to the East line of

said forty, thence South 7.43 chains, more or less to the place of beginning, containing 14.78 acres, more or less.

LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 26 West for a place of beginning, runs thence West 620 feet to an iron pipe, thence South 270 feet to an iron pipe, thence East 620 feet to an iron pipe, thence North 270 feet to the place of beginning a/k/a Lots 1 through 6 of Zeiler Subdivision No. 1.

Section 2. Petitioner further stated that this petition is signed by 100% of the real estate owners owning 100% of the acreage in said area.

Section 3. That said property described herein is in Ward (/), contiguous to and adjoining the present Paris City limits, as shown on the map attached hereto as Exhibit A.

Section 4. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Paris.

Section 5. That the following schedule of services shall be extended to the area by the City of Paris within three (3) years after the date the annexation becomes final: Fire Protection – Immediately; Public Street Maintenance – Immediately; and Zoning and Code Enforcement – Immediately.

Section 6. The inhabitants residing in the above-described property shall have and enjoy all of the rights and privileges of the inhabitants within the original limits of the City of Paris, Arkansas.

Section 7. Any Ordinance, or parts of Ordinances in conflict with the Ordinance are hereby repealed.

Section 8. The declaration of any part of this Ordinance to be null and void shall not serve to void any other part of this Ordinance.

PASSED AND APPROVED by the City of Paris, Arkansas, this 3rd day of December, 2018.



Mayor

ATTEST:


City Clerk

201810 593
Deeds and Mortgages Book & Page

Lozay County, AR Northern Dist
I certify this instrument was filed on
12-05-2018 01:08:32 PM

Proposed Annex: City of Paris
July 2018

Tim Philopha

City: Paris
Mayor: Daniel Rogers

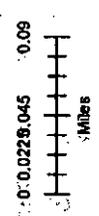
Arkansas Code 14-40-101.

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.

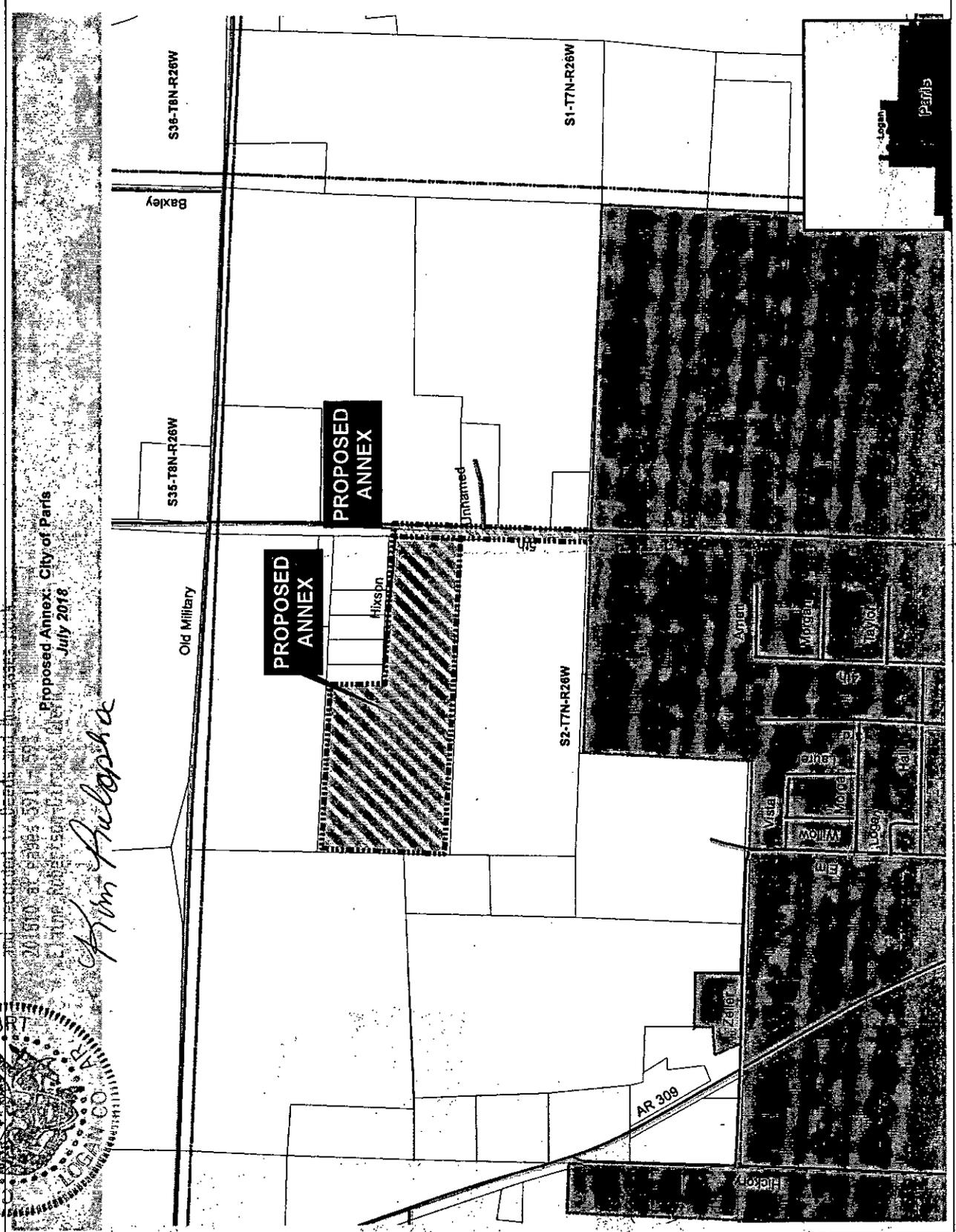
The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015

Legend

- Proposed Annex
- Existing City
- Neighboring City
- County Boundary
- Unimproved
- Water
- Highway
- Other Road
- Parcel



H:\City_Annexation\CityofParis\20180724



FILED FOR RECORD

NOV 26 2018 *PS*

EGGY FITZJURLS
County and Probate Clerk
Logan County, AR

Township **IN THE COUNTY COURT OF LOGAN COUNTY, ARKANSAS** East 620 feet to
Corner South 270 Northern District East 620 feet to an iron pipe,
770 feet to the place of beginning w/k Lots 1 through 6 of Zeller
IN THE MATTER OF ANNEXATION
TO THE CITY OF PARIS CASE NO. CO-2018-1

ORDER OF ANNEXATION

On this 19th day of November, 2018, came on for hearing the petition of Shane Phillips and Ashley Phillips, husband and wife, on their petition for annexation to the City of Paris, Arkansas. That the petitioners are a majority of the real property owners in the property described above. The property herein to be annexed is a parcel which is

1. That there were no objections voiced to the annexation.
2. That it would be economically feasible for the property described above to be annexed to the City of Paris, Arkansas. That the petitioners are a majority of the real property owners in the property described above. From the Pleadings and testimony before the Court, the Court doth find:

1. This Court has jurisdiction of the parties and subject matter herein.
2. That Shane Phillips and Ashley Phillips, husband and wife, are the owners of the following schedule of services will be extended to this property by the City of Paris within three (3) years after the date hereof: Police Protection - Immediate Fire Protection - Immediately Public Street Maintenance - Immediately, and Zoning and Code Enforcement - Immediately.

Beginning at the intersection of the western right of way and North Fifth Street with the existing City of Paris, Arkansas, continuing North on the Western on the right of way of the said North Fifth Street until the north line of the following tract is intersected, thence East to the Eastern right-of-way of the said North Fifth Street, thence South on the Eastern right of way of said North Fifth Street to the existing city limit of the City of Paris, thence West to the point of beginning, and including the following described lands:

Part of the Northwest Quarter of the Northeast Quarter of Section 2, in Township 7 North, Range 26 West described as beginning at a point 7.43 chains North of the Southeast corner of said Northwest Quarter of Northeast Quarter and run thence West to the West line of said forty, thence North 7.43 chains more or less to the Southwest corner of the tract formerly owned by Mrs. Elizabeth Baerlocher, thence East along the South line said Baerlocher tract to the East line of said forty, thence South 7.43 chains, more or less to the place of beginning, containing 14.78 acres, more or less.

LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2,

IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED AND
ADJUDGED that the above described property be and the same is hereby approved to be
annexed to the City of Paris, Arkansas.


RAY GACK, COUNTY JUDGE
ENTRY DATE: 11-26-2015

2018-11-19 10:10 Barham Law Office PA

4799632209 >>

4796753741 P 2/2

IN THE COUNTY COURT OF LOGAN COUNTY, ARKANSAS
NORTHERN DISTRICT

IN THE MATTER OF ANNEXATION
TO THE CITY OF PARIS

CASE NO. 2018-1

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

We, Peggy Fitzjurs, County Clerk of Logan County, Arkansas and Shannon
Cotton, County Assessor of Logan 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 Paris, and
- d) no enclaves will be created if the petition is accepted by the City of Paris.

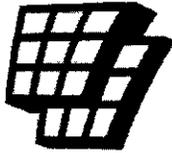
Peggy Fitzjurs
Hon. Peggy Fitzjurs, County Clerk

Shannon Cotton
Hon. Shannon Cotton, County Assessor

FILED FOR RECORD

NOV 19 2018

PEGGY FITZJURLS
County and Probate Clerk
Logan County, AR



ARKANSAS
GIS OFFICE

July 25, 2018

Mr. R. Kevin Barham
Attorneys at Law
Barham Law Office, P.A.
111 E. Walnut Street
Paris, AR 72855

RE: City of Paris Annexation Coordination Requirement

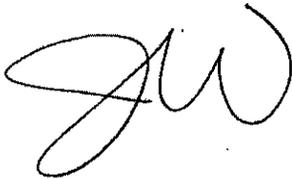
Mr. Barham,

Thank you for coordinating with our office as you seek to annex property into the City of Paris, AR located in Section 2, Township 7 North, Range 26 West. 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 90th General Assembly.

Please note the Secretary of State's Office advised that we generally inform those we coordinate with of a potential issue when strips of land are used to make annexations contiguous. This annexation may not be valid due to conflicts with previous court rulings on contiguity. In **Chastain v. Davis**, 294 Ark.134 (1987) it was found that Arkansas has rejected the use of tiny strips of land to reach the larger area to be annexed. See also, **Clark v. Holt**, 218 Ark.504 (1951) (annexation improper, contiguity requirement not met – subterfuge). In **City of Jacksonville v. City of Sherwood**, 375 Ark. 107 (2008), **Vestal** criteria was found to apply even to land being annexed by petition. And in **City of Centerton v. City of Bentonville**, 375 Ark. 439 (2009) the annexation was ruled invalid because part of the proposed area did not meet **Vestal** criteria. [**Vestal v. Little Rock**, 54 Ark. 321 (1891): suitable annexation criteria are any of the following: (1) platted and held for sale or use as municipal lots; (2) whether platted or not, if lands area held to be sold as suburban property; (3) lands furnish the abode for a densely settled community or represent the actual growth of municipality beyond its legal boundary; (4) lands needed for proper municipal purposes (e.g., police regulation, water, sewer, etc.); OR (5) lands are valuable by reason of their adoptability for prospective municipal purposes).]

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,

A handwritten signature in black ink, appearing to be the initials 'JW' in a cursive, stylized font.

Jennifer Wheeler, GIS Analyst
/jjw

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

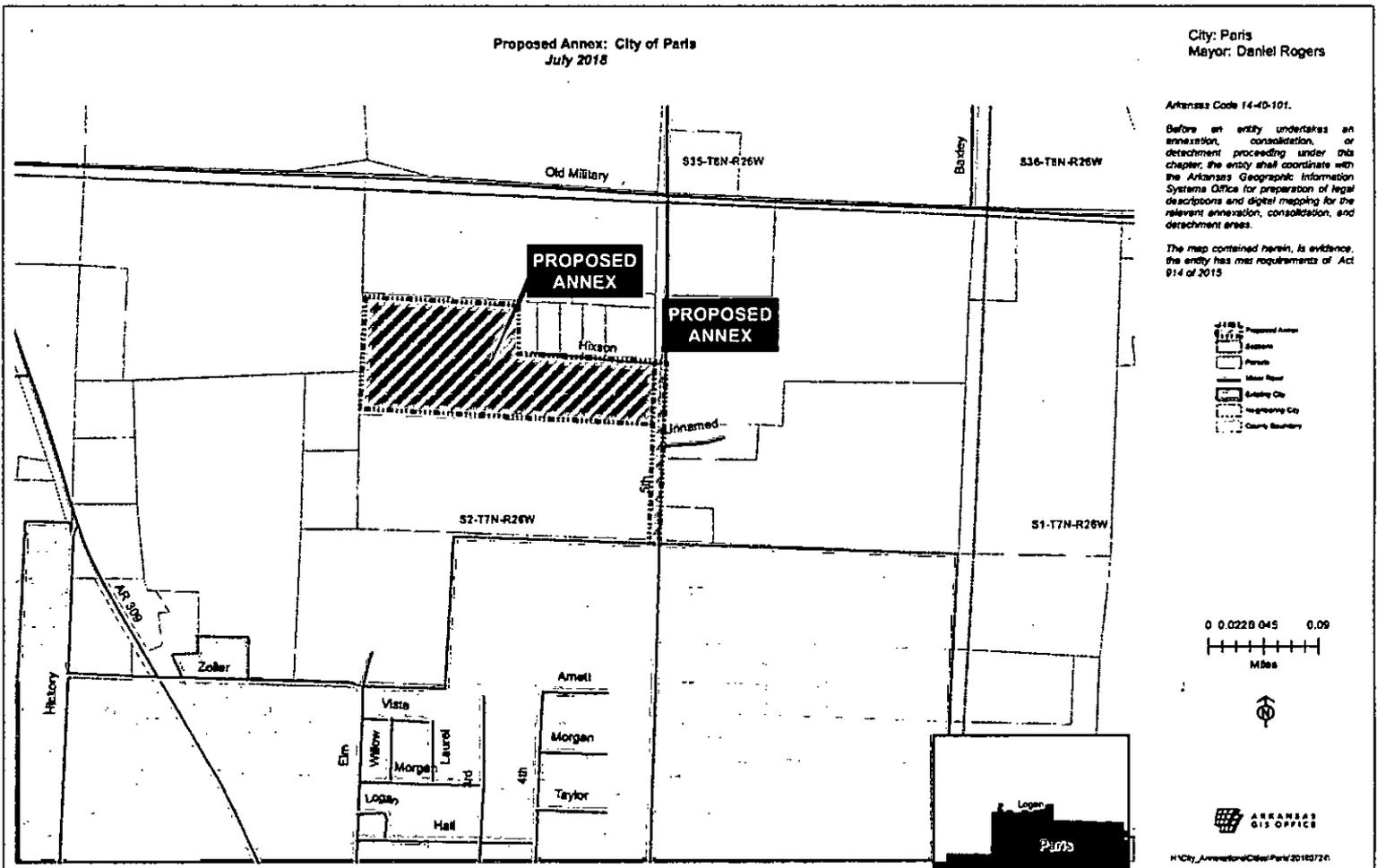
Proposed Annex: City of Paris
July 2018

City: Paris
Mayor: Daniel Rogers

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
- Existing
- Parcel
- Water River
- Existing City
- Neighboring City
- County Boundary

0 0.0228 0.045 0.09
Miles



ARKANSAS GIS OFFICE

H:\City_Annexation\City of Paris\20180726

Beginning at the intersection of the western right of way and North Fifth Street with the existing City of Paris, Arkansas, continuing North on the Western on the right of way of the said North Fifth Street until the north line of the following tract is intersected, thence East to the Eastern right-of-way of the said North Fifth Street, thence South on the Eastern right of way of said North Fifth Street to the existing city limit of the City of Paris, thence West to the point of beginning, and including the following described lands:

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LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 26 West for a place of beginning, runs thence West 620 feet to an iron pipe, thence South 270 feet to an iron pipe, thence East 620 feet to an iron pipe, thence North 270 feet to the place of beginning a/k/a Lots 1 through 6 of Zeiler Subdivision No. 1.

PROOF OF PUBLICATION

STATE OF ARKANSAS
COUNTY OF LOGAN

I, Julie Newman, an advertising representative of the Paris Express newspaper published at Paris, Arkansas, and having a bona fide County, Arkansas, for one year next proceeding the first insertion of the Notice hereto attached, do solemnly swear that the same was published in the above named paper as follows:

Customer Name: BARHAM LAW OFFICE

RE: IN THE MATTER OF ANNEXATION TO THE CITY OF PARIS
CASE NO. 2018-1 NOTICE OF ANNEXATION HEARING

Cost: \$274.89

First Run: 10-17-18

Second Run: 10-24-18

Third Run: 10-31-18

Fourth Run:

Signature

Julie Newman

Subscribed and sworn to before the undersigned, this 8th day

My commission expires 3/13/2027

NOTARY PUBLIC

Josh Brabec

Remit Payment to:

Paris Express

PO Box 551

Paris, AR 72855

FILED FOR RECORD

NOV 13 2018

PEGGY FITZJURLS
County and Probate Clerk
Logan County, AR

FOSTER BRABEC
NOTARY PUBLIC
CRAWFORD COUNTY, ARKANSAS
COMM. EXP. 03/13/2027
COMMISSION NO. 12700989

IN THE COUNTY COURT OF LOGAN COUNTY,
ARKANSAS
NORTHERN DISTRICT

IN THE MATTER OF ANNEXATION
TO THE CITY OF PARIS
COUNTY COURT CASE NO. 2018-1

NOTICE OF ANNEXATION HEARING

A petition has been filed by Shane Phillips and Ashley Phillips, husband and wife, to annex the following described property to the City of Paris, Arkansas:

Beginning at the intersection of the western right of way and North Fifth Street with the existing City of Paris, Arkansas, continuing North on the Western on the right of way of the said North Fifth Street until the north line of the following tract is intersected, thence East to the Eastern right-of-way of the said North Fifth Street, thence South on the Eastern right of way of said North Fifth Street to the existing city limit of the City of Paris, thence West to the point of beginning, and including the following described lands:

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LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 26 West for a place of beginning, runs thence West 620 feet to an iron pipe, thence South 270 feet to an iron pipe, thence East 620 feet to an iron pipe, thence North 270 feet to the place of beginning a/k/a Lots 1 through 6 of Zeller Subdivision No. 1.

Notice is hereby given that a hearing on this Petition for Annexation will be held in the Logan County Courthouse at Paris, Arkansas, at 9:00 o'clock a.m. on Monday, November 19, 2018. All interested persons should attend.

/s/Peggy Fitzjurls
County Clerk

PROOF OF PUBLICATION

STATE OF ARKANSAS
COUNTY OF LOGAN

I, Julie Newman, an advertising representative of the published at Paris, Arkansas, and having a bona fide Arkansas, for one year next proceeding the first issue of the Notice hereto attached, do solemnly swear that above named paper as follows:

Customer Name: BARHAM LAW OFFICE

RE: ORDINANCE NO. 2018-12

Ad Number: 1201758

Cost: \$219.90

First Run: 1-30-2019

Second Run:

Third Run:

Fourth Run:

Signature

Subscribed and sworn to before the undersigned, this

My commission expires 31.3.2027

NOTARY PUBLIC

Remit Payment to:

Paris Express

PO Box 551

Paris, AR 72855

FOSTER BRABEC
NOTARY PUBLIC
CRAWFORD COUNTY, ARKANSAS
COMM. EXP. 03/13/2027
COMMISSION NO. 12700989

ORDINANCE NO. 2018-12

AN ORDINANCE TO BE ENTITLED "ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY OF PROPERTY TO THE CITY LIMITS OF PARIS, ARKANSAS; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH TO WARDS"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARIS, ARKANSAS: WHEREAS, a petition was filed, pursuant to A.C.A. Section 14-40-609, for the annexation of certain territory into the city of Paris, Arkansas; and

WHEREAS, the Logan County Assessor and the Logan 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 with 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 Logan 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 Paris for consideration; and

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

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

SECTION 1. That Petitioners, owning 100% of the property in the following described area, do hereby petition pursuant to A.C.A. Section 14-40-609, the City Council of Paris, Arkansas, to annex the following lands to the City of Paris, Arkansas, excepting that portion of a public street included within the description:

Beginning at the intersection of the western right of way and North Fifth Street with the existing City of Paris, Arkansas, continuing North on the Western on the right of way of the said North Fifth Street until the north line of the following tract is intersected, thence East to the Eastern right-of-way of the said North Fifth Street, thence South on the Eastern right of way of said North Fifth Street to the existing city limit of the City of Paris, thence West to the point of beginning, and including the following described lands:

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LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 26 West for a place of beginning, runs thence West 620 feet to an iron pipe, thence South 270 feet to an iron pipe, thence East 620 feet to an iron pipe, thence North 270 feet to the place of beginning a/k/a Lots 1 through 6 of Zeller Subdivision No. 1.

Section 2. Petitioner further stated that this petition is signed by 100% of the real estate owners owning 100% of the acreage in said area.

Section 3. That said property described herein is in Ward (1), contiguous to and adjoining the present Paris City limits, as shown on the map attached hereto as Exhibit A.

Section 4. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Paris.

Section 5. That the following schedule of services shall be extended to the area by the City of Paris within three (3) years after the date the annexation becomes final: Fire Protection - Immediately; Public Street Maintenance - Immediately; and Zoning and Code Enforcement - Immediately.

Section 6. The inhabitants residing in the above-described property shall have and enjoy all of the rights and privileges of the inhabitants within the original limits of the City of Paris, Arkansas.

Section 7. Any Ordinance, or parts of Ordinances in conflict with the Ordinance are hereby repealed.

Section 8. The declaration of any part of this Ordinance to be null and void shall not serve to void any other part of this Ordinance.

PASSED AND APPROVED by the City of Paris, Arkansas, this 3rd day of December, 2018.

/s/Daniel Rogers
Mayor

ATTEST:
Mary Sullivan
City Clerk

filed 11/19/18
Shannon Colton
Assessor by [Signature]

FILED FOR RECORD

OCT 04 2018 [Signature]

IN THE COUNTY COURT OF LOGAN COUNTY, ARKANSAS
NORTHERN DISTRICT

PEGGY FITZJURLS
County and Probate Clerk
Logan County, AR

IN THE MATTER OF ANNEXATION
TO THE CITY OF PARIS

CASE NO. County Court Case 2018-1

PETITION FOR ANNEXATION

Comes now, Shane Phillips and Ashley Phillips, husband and wife, and for their
Petition for Annexation, state:

1. That Shane Phillips and Ashley Phillips, owning 100% of the property in the
following described property and are petitioning, pursuant to A.C.A. 14-40-609, the City
Council of Paris, Arkansas, to annex the following lands to the City of Paris, Arkansas:

Beginning at the intersection of the western right of way and North Fifth Street with the
existing City of Paris, Arkansas, continuing North on the Western on the right of way of
the said North Fifth Street until the north line of the following tract is intersected, thence
East to the Eastern right-of-way of the said North Fifth Street, thence South on the
Eastern right of way of said North Fifth Street to the existing city limit of the City of
Paris, thence West to the point of beginning, and including the following described lands:

Part of the Northwest Quarter of the Northeast Quarter of Section 2, in Township 7
North, Range 26 West described as beginning at a point 7.43 chains North of the
Southeast corner of said Northwest Quarter of Northeast Quarter and run thence West to
the West line of said forty, thence North 7.43 chains more or less to the Southwest corner
of the tract formerly owned by Mrs. Elizabeth Baerlocher, thence East along the South
line said Baerlocher tract to the East line of said forty, thence South 7.43 chains, more or
less to the place of beginning, containing 14.78 acres, more or less.

LESS AND EXCEPT: Beginning at an iron pipe 980 feet North and 20 feet West of the
Southeast corner of the Northwest Quarter of the Northeast Quarter of Section 2,
Township 7 North, Range 26 West for a place of beginning, runs thence West 620 feet to
an iron pipe, thence South 270 feet to an iron pipe, thence East 620 feet to an iron pipe,
thence North 270 feet to the place of beginning a/k/a Lots 1 through 6 of Zeiler
Subdivision No. 1.

2. The property herein requested to be annexed is property which is contiguous to
the City of Paris, Arkansas, as shown on the map attached hereto as Exhibit A.

Furthermore, Petitioners are the sole owners (100%) of the real estate described above, excepting the city street.

3. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Paris.

4. That the following schedule of services shall be extended to the area by the City of Paris within three (3) years after the date the annexation becomes final: Fire Protection – Immediately; Public Street Maintenance – Immediately; and Zoning and Code Enforcement – Immediately;

5. This Petition should be presented to County Court and a date for hearing set on Petition. The date for hearing shall not be less than thirty (30) days after the filing of the Petition.

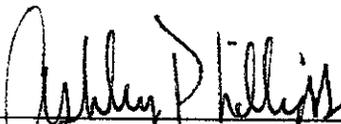
6. Petitioners request the Notice of Petition be published three (3) weeks before the hearing date.

7. We, Shane Phillips and Ashley Phillips, husband and wife, being duly sworn, under oath, state that the above document and statements are true and correct to the best of our knowledge and belief.

WHEREFORE, the Petitioners pray the property described above be annexed to the City of Paris, Arkansas.



Shane Phillips, Petitioner



Ashley Phillips, Petitioner

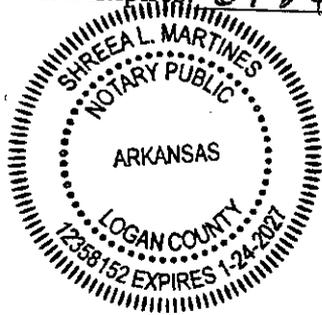
STATE OF ARKANSAS)
COUNTY OF LOGAN)

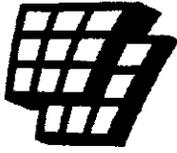
Subscribed and sworn to before me, a Notary Public, this 19th day of October, 2018.

Shreela L. Martines
Notary Public

My Commission Expires: 01-24-2027

(Seal)





ARKANSAS GIS OFFICE

July 25, 2018

Mr. R. Kevin Barham
Attorneys at Law
Barham Law Office, P.A.
111 E. Walnut Street
Paris, AR 72855

RE: City of Paris Annexation Coordination Requirement

Mr. Barham,

Thank you for coordinating with our office as you seek to annex property into the City of Paris, AR located in Section 2, Township 7 North, Range 26 West. 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 90th General Assembly.

Please note the Secretary of State's Office advised that we generally inform those we coordinate with of a potential issue when strips of land are used to make annexations contiguous. This annexation may not be valid due to conflicts with previous court rulings on contiguity. In *Chastain v. Davis*, 294 Ark.134 (1987) it was found that Arkansas has rejected the use of tiny strips of land to reach the larger area to be annexed. See also, *Clark v. Holt*, 218 Ark.504 (1951) (annexation improper, contiguity requirement not met - subterfuge). In *City of Jacksonville v. City of Sherwood*, 375 Ark. 107 (2008), *Vestal* criteria was found to apply even to land being annexed by petition. And in *City of Centerton v. City of Bentonville*, 375 Ark. 439 (2009) the annexation was ruled invalid because part of the proposed area did not meet *Vestal* criteria. [*Vestal v. Little Rock*, 54 Ark. 321 (1891): suitable annexation criteria are any of the following: (1) platted and held for sale or use as municipal lots; (2) whether platted or not, if lands area held to be sold as suburban property; (3) lands furnish the abode for a densely settled community or represent the actual growth of municipality beyond its legal boundary; (4) lands needed for proper municipal purposes (e.g., police regulation, water, sewer, etc.); OR (5) lands are valuable by reason of their adoptability for prospective municipal purposes].]

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,

A handwritten signature in black ink, appearing to be the initials 'JW' with a stylized flourish.

Jennifer Wheeler, GIS Analyst
/jjw

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