

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 owner 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 24th day of July, 2000, the County Court of Franklin County, Arkansas, found that the Petition was signed by the only real estate owner 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:


See attached legal description.

SECTION 2: That the above described territory shall be annexed to and made a part of Ward three 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 24th day of August, 2000.


Mayor, Todd Timmerman

ATTEST:


City Clerk, Carol Sneath

FILED
Franklin County, Arkansas

JUN 20 2000

IN THE FRANKLIN COUNTY COURT IN THE MATTER OF ANNEXING ~~SHARON NEEDHAM~~
CITY OF OZARK, ARKANSAS, CERTAIN TERRITORY CONTIGUOUS TO THE COUNTY AND PROBATE CLERK
SAID CITY OF OZARK, ARKANSAS. BY *SH*

PETITION FOR ANNEXATION

We, as the property owner of the following described area, do hereby petition the County Court of Franklin County, Arkansas, to annex the following lands to the City of Ozark, Arkansas. The only real estate owner owning acreage in the said area is Life & Garner, Inc., and therefore, by this Petition appoint James Garner, to act on behalf of said property owner in presenting this matter to the court.

The description of the area to be annexed to the City of Ozark, Arkansas is more particularly described as follows:

See attached legal description.

Life & Garner, Inc.

By: *James Garner*
James Garner, its *President*

JPV:rm(b)
Ozark.pet

Part of the Southeast Quarter of the Southwest Quarter of Section 24, Township 10 North, Range 27 West, Franklin County, Arkansas, being more particularly described as follows:

Beginning at an existing iron pin marking the Southeast Corner of the Southeast Quarter of the Southwest Quarter. Thence along the South line of said Forty, North 88 degrees 13 minutes 25 seconds West, 251.88 feet to a right of way marker on the East right of way line of Arkansas Highway 219. Thence along said right of way line the following bearings and distances: North 20 degrees 03 minutes 55 seconds East, 111.58 feet to a right of way marker. North 25 degrees 53 minutes 26 seconds East, 222.42 feet to a right of way marker on the South right of way line of Interstate 40. Thence along Interstate 40 right of way line the following bearings and distances: South 84 degrees 51 minutes 36 seconds East, 33.80 feet to a right of way marker. South 88 degrees 01 minute 29 seconds East, 91.31 feet to a right of way marker. Thence leaving said right of way line, South 01 degree 36 minutes 02 seconds West, 306.66 feet to the Point of Beginning, containing 1.36 acres.

Filed: 07-24-2000
Recorded: 07-24-2000
County Court Record Book "14"
pages 278-280

FILED P. 3
Franklin County, Arkansas

JUN 20 2000

SHARON NEEDHAM
COUNTY AND PROBATE CLERK

NOTICE

Notice is hereby given that there has been filed in the County Court of Franklin County, Arkansas, the
Petition of Lite & Garner, Inc. asking for the annexation to the City of Ozark, Arkansas, the following
described lands situated in Franklin County, Arkansas, contiguous to said City, to-wit:

See attached legal description.

A plat of said land proposed for annexation is on file with said Petition in the office
of the Clerk of said Court. The Court has fixed the 6th day of July, 2000 at
10:00 o'clock as the date for the hearing on said Petition, and all interested persons are now
notified to be present at said Court at the time and date so fixed.

Given this 20th day of June 2000.

Sharon Needham
County Clerk

FILED
Franklin County, Arkansas

JUL 24 2000

SHARON NEEDHAM
COUNTY AND PROBATE CLERK

IN THE FRANKLIN COUNTY COURT IN THE MATTER OF
ANNEXING TO THE CITY OF OZARK, ARKANSAS
CERTAIN TERRITORY CONTIGUOUS TO THE SAID
CITY OF OZARK, ARKANSAS

CC-00-47-a

DECREE OF ANNEXATION

On this regular day of a regular term of the County Court of Franklin County, Arkansas, there is presented to the Court by James Garner, 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 James Garner was selected by Lipe & Garner to present the Petition.

The Court doth find that Lipe & Garner, Inc. is the only property owner 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 finds that attached to and made part of said Petition is an accurate legal description of the territory sought to be annexed to the City of Ozark, Arkansas.

The Court further finds that the prayer in 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:

See attached legal description.


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 be 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.



Joe Powell, County Judge

Attested:



Sharon Needham, County Clerk

7-24-00
Date