

JUN 16 2006

LONOKE CO. CLERK PUBLIC PLACE FULL  
BY *[Signature]*

ORDINANCE NO. 3-2005

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

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

WHEREAS, on April 18<sup>th</sup>, 2005, the County Court of Lonoke County, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Austin, Arkansas; that an accurate plat or map of said territory had been filed with and made part of said petition; that proper notice had been given for the time and in the manner prescribe by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Austin, 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 fixed 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 Austin, Arkansas:

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

CERTIFIED COPY

STATE OF ARKANSAS, COUNTY OF LONOKE  
I, Public Prosecutor, County Clerk within and to the County and State aforesaid, do hereby certify that the annexed and foregoing instrument of writing is a true and correct copy of Ordinance 3-2005 Recorded on this 16th day of June 2006 Recorded Book Vol. 2 Page 312  
IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said Court on the 16th day of June 2006  
By *[Signature]*

RECORDED

--- 9 PAGE 312

A 24.467 acre parcel of land, being part of the Northwest Quarter (NE  $\frac{1}{4}$ ) of the Northwest Quart (NW  $\frac{1}{4}$ ) and part of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northeast Quarter (NE  $\frac{1}{4}$ ) of Section 08, Township 04 North, Range 09 West of the Fifth Principal Meridian, Lonoke County, Arkansas, more particularly described as follows:

BEGINNING at a set one-half inch diameter rebar with four inch aluminum cap at the Northwest corner of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northwest Quarter (NE  $\frac{1}{4}$ ) of said Section 08;

THENCE South 42 degrees 46 minutes 06 seconds West (record South 42 degrees 00 minutes West), 420.00 feet to a found angle iron;

THENCE South 42 degrees 46 minutes 27 seconds west, 479.37 feet to the Northwest corner of Block 61, Austin Station;

THENCE South 47 degrees 13 minutes 33 seconds east, 299.24 feet along the West line of Block 61, Austin Station to the Northwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 01 degrees 52 minutes 03 seconds and a chord (bearing and distance) of South 45 degrees 02 minutes 18 seconds West 92.40 feet to a set on-half inch diameter rebar;

THENCE North 44 degrees 01 minutes 40 seconds West, 20.00 feet along the Northwesterly Right of Way of said Arkansas State Highway 367 to a set one-half inch diameter rebar at the beginning of a non-tangent curve concave Northwesterly having a radius of 2814.88 feet;

THENCE Southwesterly 312.41 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 06 degrees 09 minutes 06 seconds West 312.25 feet to a set one-half diameter rebar;

THENCE North 89 degrees 28 minutes 54 seconds West, crossing a found five-eighths inch diameter rebar at 12.62 feet, in all 503.76 feet (record West 573.02 feet) to a found five eighths inch diameter rebar;

THENCE North 00 degrees 28 minutes 53 seconds East, 1401.45 feet (record North 1398.37 feet) to a found five-eighths inch diameter rebar on the North line of the Northeast Quarter (NE  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of said Section 08;

THENCE North 90 degrees 00 minutes 00 seconds East, 901.66 feet (record East 932.25 feet) to the POINT OF BEGINNING.

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

**RECORDED**

--- 9

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2

Passed and approved May 23<sup>rd</sup>, 2005

APPROVED:

*Mayor  
Purvi Chaudhary*

ATTEST:

*Monica Roy*

**RECORDED**

BOOK 9

PAGE 314

PROOF OF PUBLICATION

(Mark an X in box from newspaper sending proof.)

- CABOT STAR-HERALD  
P. O. Box 1058, Cabot, Arkansas 72023
- LONOKE DEMOCRAT  
P. O. Box 747, Lonoke, Arkansas 72086
- CARLISLE INDEPENDENT  
P. O. Box 47, Carlisle, Arkansas 72024
- JACKSONVILLE PATRIOT  
P. O. Box 5329, Jacksonville, Arkansas 72078
- THE SHERWOOD VOICE  
P. O. Box 6166, Sherwood, Arkansas 72124

Publications of Magie Enterprises, Inc.

- STATE OF ARKANSAS
- COUNTY OF LONOKE
- COUNTY OF PULASKI

1  
1SS  
1

THIS IS TO CERTIFY that the attached legal advertisement

being Legal Notice / Petition of Rene Langston for annexation to Austin

In the matter of \_\_\_\_\_

\_\_\_\_\_

versus \_\_\_\_\_

\_\_\_\_\_ pending in the \_\_\_\_\_ court

of said county, was published for 2 consecutive times on the

following dates:

3/23 , 2005 \_\_\_\_\_ , 2005

3/30 , 2005 \_\_\_\_\_ , 2005

\_\_\_\_\_ , 2005 \_\_\_\_\_ , 2005

in the regular edition of the newspaper as checked above, a newspaper of general benafide circulation, having a Second Class Postal Permit and published continuously for a period of more than one year in the County of Lonoke or County of Pulaski, State of Arkansas.

PUBLICATION FEE ..... \$ 245.60

COST OF PROOF ..... \$ 5.00

TOTAL ..... \$ 250.60

By: Anna Swanson FOR THE PUBLISHER

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 31st DAY OF March, 2005

James J. [Signature]  
My commission expires 08/01/08



NOTICE  
Notice is hereby given that there has been filed in the County Court of Lonoke, Arkansas, the petition of Rene Langston, Trustee of F.R. Langston Special Trust and others, asking for the annexation to the City of Austin of the following described lands situated in Lonoke County, Arkansas, and contiguous to said city, to-wit:

A 24.467 acre of land, being part of the Northwest Quarter (NE 1/4) of the Northwest Quar-

ter (NW 1/4) and part of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section 08, Township 03 North, Range 09 West of the Fifth Principal Meridian, Lonoke County Arkansas, more particularly described as follows:

BEGINNING at a set one-half inch diameter rebar with four inch aluminium cap at the Northwest corner of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NE 1/4) of said Section 08;

THENCE, South 42 degrees 46 minutes 06 seconds West (record South 42 degrees 00 minutes West), 420.00 feet to a found angle iron;

THENCE South 42 degrees 46 minutes 27 seconds West, 479.37 feet to the Northwest corner of Block 61 Austin Station;

THENCE South 47 degrees 13 minutes 33 seconds East, 299.24 feet along the West line of Block 61, Austin Station to the Northwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 01 degrees 52 minutes 03 seconds and a chord (bearing and distance) of South 45 degrees 02 minutes 18 seconds West 92.40 feet to a set on half inch diameter rebar;

THENCE North 44 degrees 01 minutes 40 seconds West, 20.00 feet along the Northwesterly Right of Way of said Arkansas State Highway 367 to a set one-half inch diameter rebar at the beginning of a non-tangent curve concave Northwesterly having a radius of 2814.88 feet;

THENCE Southwesterly 312.41

feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 06 degrees 09 minutes 06 seconds West 312.25 feet to a set one-half inch diameter rebar;

THENCE North 89 degrees 21 minutes 54 seconds West, crossing a found five-eighths inch diameter rebar at 12.62 feet, in a curve through a central angle of 503.76 feet (record West 573.76 feet) to a found five eighths inch diameter rebar;

THENCE North 00 degrees 28 minutes 53 seconds East, 1401.43 feet (record North 1398.37 feet) to a round five-eighths inch diameter rebar on the North line of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 08;

THENCE North 90 degrees 00 minutes 00 seconds East, 901.66 feet (record East 932.25 feet) to the POINT OF BEGINNING.

A plat of said land proposed for annexation is on file with said petition in the office of the Clerk of said Court, and the undersigned has been named by the petitioners as the person authorized to act for them.

The Court has fixed the 14th day of April at 10 A.M. o'clock as the date for a 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 14th day of March, 2005.

Prudie Perciful, County Clerk

FILED

JUL 13 2006

LONOKE CO. CLERK BY Sharon E. Wood



# State of Arkansas Secretary of State

**Charlie Daniels**  
Secretary of State

Business & Commercial Services	682-3409
Elections	682-5070
Building & Grounds	682-3407
Communications & Education	683-0057
State Capitol Police	682-8173
Business Office	682-8032
Information Technology	682-3411

July 19, 2006

The Honorable Prudie Percifull  
Lonoke County Clerk  
Post Office Box 188  
Lonoke, AR 72086

Dear Ms. Percifull:

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

Date: 07/19/2006      County: Lonoke      City: Austin

Annexation:      Ordinance No. - 3-2005  
                          Co. Order No - C-2005-59  
                          Plat - X  
                          Election -  
                          Island -

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

Census Information: The following City or Town has been upgraded or reduced to:

1st Class City -  
 2nd Class City -  
 Incorporated Town -

I have forwarded this information to the Arkansas Municipal League and the Arkansas Highway and Transportation Department. If you have any further questions please do not hesitate to contact me at 1-800-482-1127 or 682-3526

Sincerely,

Tena Arnold  
Election Services Representative  
Arkansas Secretary of State

FILED

APR 18 2005

C-2005-59

LONOKE CO. CLERK PRUDIE PERCEFULL

BY *[Signature]*

IN THE LONOKE COUNTY COURT IN THE MATER OF ANNEXING TO THE CITY OF AUSTIN, ARKANSAS, CERTAIN TERRITORY CONTIGUOUS TO THE SAID CITY OF AUSTIN, ARKANSAS

DECREE OF ANNEXATION

On this regular day of a regular term of the County Court of Lonoke County, Arkansas, there is presented to the Court by Lonoke County, agent of the petitioners, a petition for annexation of certain territory, hereinafter more particularly described, to the City of Austin, Arkansas, and the Court being fully advised of the facts and the law, doth hereby find, judge and decree as follows:

The Court finds that the petition was filed more than thirty (30) days prior to this date and that in said petition the said Rene Langston, Trustee of F.R. Langston Special Trust was selected by the petitioners to act on their behalf in filing and presenting the petition.

The Court doth find that a majority of the total numbers of real estate owners in the area affected by this petition have signed said petition and that such majority owns more than one-half of the acreage affected.

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 Austin, 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 Austin.

The Court further finds that the prayer if the petition is right and proper.

CERTIFIED COPY

STATE OF ARKANSAS, COUNTY OF LONOKE

I, Prudie Percefull, County Clerk with and to the County and State attest, do hereby certify that the annexed and foregoing instrument of writing is a true and correct copy of the original as the same appears from the records of said County.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said Court on this 18th day of April 2005.

RECORDED

BOOK 9 PAGE 308

*[Signature]*  
Prudie Percefull  
County Clerk

THEREFORE, the Court doth hereby ORDER, JUDGE and DECREE that the following described territory be and the same is hereby annexed to and made part of the City of Austin, Arkansas, to-wit:

A 24.467 acre parcel of land, being part of the Northwest Quarter (NE  $\frac{1}{4}$ ) of the Northwest Quart (NW  $\frac{1}{4}$ ) and part of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northeast Quarter (NE  $\frac{1}{4}$ ) of Section 08, Township 04 North, Range 09 West of the Fifth Principal Meridian, Lonoke County, Arkansas, more particularly described as follows:

BEGINNING at a set one-half inch diameter rebar with four inch aluminum cap at the Northwest corner of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northwest Quarter (NE  $\frac{1}{4}$ ) of said Section 08;

THENCE South 42 degrees 46 minutes 06 seconds West (record South 42 degrees 00 minutes West), 420.00 feet to a found angle iron;

THENCE South 42 degrees 46 minutes 27 seconds west, 479.37 feet to the Northwest corner of Block 61, Austin Station;

THENCE South 47 degrees 13 minutes 33 seconds east, 299.24 feet along the West line of Block 61, Austin Station to the Northwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

THENCE Southwesterly 92.40 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 01 degrees 52 minutes 03 seconds and a chord (bearing and distance) of South 45 degrees 02 minutes 18 seconds West 92.40 feet to a set on-half inch diameter rebar;

THENCE North 44 degrees 01 minutes 40 seconds West, 20.00 feet along the Northwesterly Right of Way of said Arkansas State Highway 367 to a set one-half inch diameter rebar at the beginning of a non-tangent curve concave Northwesterly having a radius of 2814.88 feet;

THENCE Southwesterly 312.41 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 06 degrees 09 minutes 06 seconds West 312.25 feet to a set one-half diameter rebar;

THENCE North 89 degrees 28 minutes 54 seconds West, crossing a found five-eights inch diameter rebar at 12.62 feet, in all 503.76 feet (record West 573.02 feet) to a found five eights inch diameter rebar;

THENCE North 00 degrees 28 minutes 53 seconds East, 1401.45 feet (record North 1398.37 feet) to a found five-eights inch diameter rebar on the North line of the Northeast Quarter (NE  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of said Section 08;

THENCE North 90 degrees 00 minutes 00 seconds East, 901.66 feet (record East 932.25 feet) to the POINT OF BEGINNING.

**RECORDED**

BOOK 9 PAGE 309

The Court doth further order that the original papers in this cause be delivered to the Clerk of Lonoke County, Arkansas, same to be properly recorded upon the records of Lonoke 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 Austin, Arkansas, one copy to the Secretary of State and one copy to the Director of the Tax Division of the Arkansas Public Service Commission.

  
County Judge

**RECORDED**

BOOK 9 PAGE 310



C-2005-59

FILED

MAR 14 2005

IN THE LONOKE COUNTY COURT IN THE MATER OF ANNEXING  
TO THE CITY OF AUSTIN ARKANSAS, CERTAIN TERRITORY  
CONTIGUOUS TO THE SAID CITY OF AUSTIN ARKANSAS

LONOKE CO. CLERK FIDELIE PERCEFULL  
BY *J. L. Moody*

ORDER

On this the 14 day of March, 2005, is filed the petition of real estate owners  
desiring the annexation of territory to the City of Austin, Arkansas, more particularly  
described therein, and this Court does hereby fix 14 day of April, 2005 as  
the date for hearing on said petition, and Rene Langston, Trustee of F.R. Langston  
Special Trust, the agent named by said petitioners, shall give notice of such hearing as  
provided by law, said hearing to be held in the office of the County Judge at 10 a.m. /

p.m.

*Charles J. ...*  
County Judge

RECORDED

BOOK 9 PAGE 307

CERTIFIED COPY

STATE OF ARKANSAS, COUNTY OF LONOKE  
I, Fidelity Percefull, County Clerk within and to the County and State aforesaid, do  
hereby certify that the annexed and foregoing instrument of writing is a true and correct  
copy of ... Recorded on this 14  
day of March 2005 Recorded Book Vol. 9 Page 307  
IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of said  
Court on the 14 day of March 2005  
*J. L. Moody*  
County Clerk

ORDINANCE NO. 3-2005

FILED

JUN 16 2006

LONOKE CO. CLERK PHILIP PERCEPULI

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

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

WHEREAS, on April 18<sup>th</sup>, 2005, the County Court of Lonoke County, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Austin, Arkansas; that an accurate plat or map of said territory had been filed with and made part of said petition; that proper notice had been given for the time and in the manner prescribe by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Austin, 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 fixed 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 Austin, Arkansas:

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

A 24.467 acre parcel of land, being part of the Northwest Quarter (NE  $\frac{1}{4}$ ) of the Northwest Quart (NW  $\frac{1}{4}$ ) and part of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northeast Quarter (NE  $\frac{1}{4}$ ) of Section 08, Township 04 North, Range 09 West of the Fifth Principal Meridian, Lonoke County, Arkansas, more particularly described as follows:

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THENCE South 42 degrees 46 minutes 06 seconds West (record South 42 degrees 00 minutes West), 420.00 feet to a found angle iron;

THENCE South 42 degrees 46 minutes 27 seconds west, 479.37 feet to the Northwest corner of Block 61, Austin Station;

THENCE South 47 degrees 13 minutes 33 seconds east, 299.24 feet along the West line of Block 61, Austin Station to the Northwesterly 92.40 feet along the Northwesterly having a radius of 2834.88 feet;

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THENCE North 44 degrees 01 minutes 40 seconds West, 20.00 feet along the Northwesterly Right of Way of said Arkansas State Highway 367 to a set one-half inch diameter rebar at the beginning of a non-tangent curve concave Northwesterly having a radius of 2814.88 feet;

THENCE Southwesterly 312.41 feet along the Northwesterly Right of Way of Arkansas State Highway 367 and along said curve through a central angle of 06 degrees 09 minutes 06 seconds West 312.25 feet to a set one-half diameter rebar;

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THENCE North 90 degrees 00 minutes 00 seconds East, 901.66 feet (record East 932.25 feet) to the POINT OF BEGINNING.

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

Passed and approved May 23<sup>rd</sup>, 2005

APPROVED:

*Mayor  
Doris Charlaian*

ATTEST:

*Mona Roy*