

ORDINANCE NO. 2008-16

AN ORDINANCE ACCEPTING CERTAIN LANDS ANNEXED TO THE CITY OF BROOKLAND, ARKANSAS, BY ORDER OF THE COUNTY COURT OF CRAIGHEAD COUNTY, ARKANSAS, BEING SEVEN TRACTS OF LAND ADJOINING VARIOUS PARTS OF THE PRESENT CITY LIMITS; ASSIGNING SAID ANNEXED TERRITORIES TO WARDS ONE AND THREE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, a petition for the annexation of seven particular tracts of land to the City of Brookland, Arkansas, hereinafter described, was duly filed in the County Court of Craighead County, Arkansas, on August 19, 2008; and

WHEREAS, said petition for the annexation of these lands was duly signed by a majority of the owners of real estate in each of said tracts to be annexed; and

WHEREAS, an order setting a hearing upon said petition were entered, notice duly published of said hearing, and a hearing upon said petition was duly had and held on September 22, 2008, at which hearing it was duly found and declared that said petition for annexation was right and proper and that such lands hereinafter described should be annexed to the City of Brookland, Arkansas; whereupon an order of annexation was made and entered; and

WHEREAS, thirty (30) days having expired since the order of annexation dated September 22, 2008, and no proceedings to prevent said annexation having been filed in the Circuit Court of Craighead County, Arkansas, said annexation proceedings were in all things confirmed by the County Court of Craighead County, Arkansas, by its order dated SEPTEMBER 22, 2008;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF BROOKLAND, ARKANSAS:

Section 1. All of the territory and lands annexed to the City of Brookland, Arkansas, by order of the County Court of Craighead County, Arkansas, dated September 22, 2008, be, and they are hereby accepted by the City of Brookland, Arkansas, and said territories hereinafter described shall be hereafter deemed and taken to be a part and parcel of the limits of the City of Brookland, Arkansas, and the inhabitants residing therein shall have and enjoy all of the rights and privileges of the inhabitants within the original limits of the City of Brookland, Arkansas.

Section 2. The portions of land and territories hereby annexed to and accepted by the City of Brookland, Arkansas, are more particularly described as follows:

Tract 1:

That part of the East Half of the Southeast Quarter of Section 19, Township 15 North, Range 5 East, described as follows: Beginning at the Southeast corner of said E1/2 SE1/4, run thence N0°20'E 1308.3 feet to the true point of beginning, run thence N0°20'E 230.0 feet, run thence S89°04'W 506.2 feet to the East right-of-way of Highway 49, run thence S2°56'E along said right-of-way 470.63 feet, run thence S0°02'E along said right-of-way 291.95 feet, run thence N14°38'E 188.5 feet to a ditch, run thence S86°46'E along said ditch 117.7 feet, run thence N88°35'E along said ditch 69.3 feet, run thence N0°20'E 358.8 feet, run thence N89°04'E 244.0 feet to the true point of beginning, containing 4.70 acres, more or less, AND SUBJECT TO the right-of-way of Oak Street off the East side thereof, the right-of-way of Honeysuckle Drive off the North side thereof, and all easements as shown on plat.

Tract 2:

That part of the East Half of the Southeast Quarter of Section 19, Township 15 North, Range 5 East, described as follows: Beginning at the Southeast corner of said E1/2 SE1/4, run thence N0°20'E 1538.3 feet, run thence S89°04'W 506.2 feet to the true point of beginning, run thence N2°56'W 193.6 feet, run thence N89°28'W 807.1 feet, run thence S0°32'W 362.4 feet, run thence N89°04'E 828.1 feet, run thence N2°56'W 148.3 feet to the true point of beginning, containing 6.6 acres, more or less.

Tract 3:

That part of the Southeast Quarter of the Northeast Quarter of Section 19, Township 15 North, Range 5 East, described as follows: Beginning at the Southeast corner of said SE1/4 NE1/4, said point being on the existing City Limits of Brookland, Arkansas, run thence Westerly 607 feet along the South line of said SE1/4 NE1/4 607 feet, more or less, to the East right-of-way of Highway 49, run thence Northerly along said East right-of-way 1142 feet, more or less, run thence Easterly 670.7 feet, more or less, to the East line of said SE1/4 NE1/4, run thence South 1130 feet, more or less, to the point of beginning, containing 16.6 acres, more or less.

Tract 4:

ALL of the East Half of the Southeast Quarter of Section 29, Township 15 North, Range 5 East, described as follows: Beginning at the Southwest corner of said E1/2 SE1/4, said point being on the existing City Limits of Brookland, Arkansas, run thence North 2640 feet, more or less, run thence East 1320 feet, more or less, run thence South 2640 feet, more or less, run thence West 1320 feet, more or less, to the point of beginning, containing 80 acres, more or less.

Tract 5:

ALL of the Northwest Quarter of the Northeast Quarter of Section 32, Township 15 North, Range 5 East, described as follows: Beginning at the Northeast corner of said NW1/4 NE1/4, said point being on the existing City Limits of Brookland, Arkansas, run thence South 1320 feet, more or less, run thence West 1320 feet, more or less, run thence North 1320 feet, more or less, run thence East 1320 feet, more or less, to the point of beginning, containing 40 acres, more or less.

Tract 6:

That part of the North Half of the Northwest Quarter of Section 32, Township 15 North, Range 5 East, described as follows: Beginning at the Northwest corner of said N1/2 NW1/4, said point being on the existing City Limits of Brookland, Arkansas, run thence South 421 feet, more or less, to the centerline of Sutfin Creek, run thence Southeasterly along said creek 1312 feet, more or less, to the South line of said N1/2 NW1/4, run thence East along said South line 1680 feet to the Southeast corner of said N1/2 NW1/4, run thence North along the East line of said N1/2 NW1/4 783.75 feet, more or less, run thence West 1056.0 feet, run thence North 536.25 feet to the North line of said N1/2 NW1/4, run thence West along said North line 1584 feet, more or less, to the true point of beginning, containing 57 acres, more or less.

Tract 7:

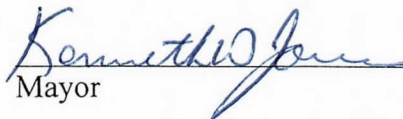
That part of the North Half of the Northeast Quarter, that part of the Southeast Quarter of the Northeast Quarter, and that part of the Northeast Quarter of the Southeast Quarter, all in Section 20, Township 20 North, Range 5 East, described as follows: Beginning at the Southwest corner of said NE1/4 SE1/4, said point being on the existing City Limits of Brookland, Arkansas, run thence East 218 feet to the West right-of-way of the railroad, run thence Northeasterly along said right-of-way 1465 feet, more or less, to the South line of Lot 165 of University Heights Addition, run thence Northwesterly along the South line of said Lot 165 a distance of 210 feet, run thence Northeasterly parallel with the railroad a distance of 440 feet, more or less, run thence Northerly 565 feet, more or less, to the South line of Lot 37-A of University Heights Addition, run thence Westerly 242.5 feet to the Southwest corner of Lot 37-B of University Heights Addition, run thence Northwesterly along the West line of Block One a distance of 1525 feet, more or less, to the South line of Lot 21, run thence Westerly along said Block One a distance of 1720 feet, more or less, to the Southwest corner of Lot 4 of University Heights Addition, run thence Northerly 190 feet to the North line of said N1/2 NE1/4, run thence West along said North line 365 feet, more or less, to the Northwest corner of said N1/2 NE1/4, run thence South along the West line of said N1/2 NE1/4 a distance of 1145 feet, more or less, run thence East along the North line of Block 2 of University Heights Addition a distance of 1495 feet, more or less, run thence Southerly 295 feet, run thence Westerly 175 feet, run thence Southerly 300 feet, run thence East 175 feet, run thence South 100 feet, run thence West 175 feet, run thence South 2120 feet, more or less, to the true point of beginning, said lands being University Heights Golf Course and the platted lots owned by Adam Smith, containing 100 acres, more or less.

Section 3. The land and territories annexed to the City of Brookland, Arkansas, and herby accepted by the City of Brookland, Arkansas, are assigned and attached to Wards

TRACTS 1-2-3, WARD 3 ; TRACTS 4-5-6-7,
WARD 1

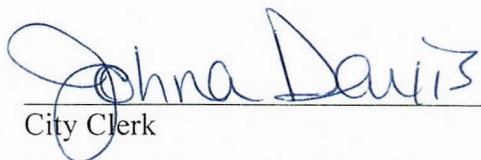
Section 4. It is herby found and declared by the City Council of the City of Brookland, Arkansas, that there is an extreme urgency that the territory herein be immediately annexed to and accepted by the City of Brookland, Arkansas, so that said property and the citizens and property owner of said territories described herein can be entitled to fire, police, zoning and other protection and benefits, and that said benefits are urgently needed now in order to allow orderly growth and development of said lands and territory, therefore, an emergency is declared to exist, and this ordinance being necessary for the preservation of the public peace, health and safety, it shall take effect and be in full force from and after its passage.

PASSED and ADOPTED this 14th day of October, 2008.



Mayor

ATTEST:



City Clerk

PROPOSED ANNEXATION CITY OF BROOKLAND, ARKANSAS

The following described lands in Craighead County, Arkansas, to-wit:

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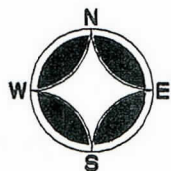
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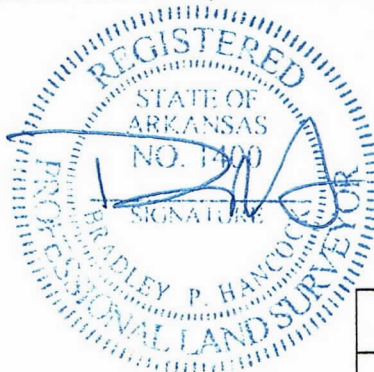
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Dated: July 19, 2008



SCALE 1"=660'
0 660 1320



PROPOSED ANNEXATION
CITY OF BROOKLAND, ARKANSAS

Bradley P. Hancock
Surveying & Mapping
120 North Second Street
Paragould, Arkansas

