

ORDINANCE NO. 0-77-33

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO WATER-
WORKS IMPROVEMENT DISTRICT NO. 5 OF THE CITY OF
CONWAY, ARKANSAS.

WHEREAS, persons claiming to be a majority in value of the owners of real property within the territory hereinafter described, which property adjoins Waterworks Improvement District No. 5 of Conway, Arkansas, a duly created and existing improvement district in said City, desire to be added to and included in said improvement district and have filed a Petition with the City Council of the City of Conway, Arkansas, praying that said territory be annexed to said improvement district, have designated the nature of the improvement to be undertaken and have described the territory to be annexed; and

WHEREAS, the City Council has directed the City Clerk to publish for two weeks in some newspaper having general circulation in Faulkner County, a notice calling upon the property owners within said territory to appear before this Council on this day and show cause for or against such annexation; and,

WHEREAS, such notice has been duly published and this is the time for the hearing to determine whether those signing said Petition constitute the majority in value of the owners of real property in said territory; and,

WHEREAS, this Council has heard all persons who desire to be heard upon the question of whether the signers of said Petition constitute such a majority;

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

Section 1. That the City Council of the City of Conway, Arkansas, has ascertained that the signers of the Petition to annex the property hereinafter described to Waterworks Improvement District No. 5 of the City of Conway, Arkansas, to constitute a majority in value of the owners of real property within the territory sought to be annexed; that said Petition for the annexation of said territory is in due form and properly signed by a majority of the owners of real property as required by law.

Section 2. That all of the real property described as follows:

PARCEL NO. 1 The Southwest Quarter (SW $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 36, Township 6 North, Range 14 West, Faulkner County, Arkansas; the North 1/4 of Section 36, Township 6 North, Range 14 West, Faulkner County, Arkansas.

PARCEL NO. 2 - All that part of the Northeast Quarter (NE $\frac{1}{4}$) of Section 35, Township 6 North, Range 14 West, Faulkner County, Arkansas, that lies South of the North right-of-way line of Interstate 49; the Northwest Quarter (NW $\frac{1}{4}$) of Section 35, Township 6 North, Range 14 West, Faulkner County, Arkansas.

PARCEL NO. 3 - The Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas; the Southwest Quarter (SW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas, excluding that part which lies farther than 500 feet North of the North right-of-way line of State Highway 64 West; the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas, excluding that part which lies farther than 500 feet North of the North right-of-way line of State Highway 64 West; all of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas, which is not a part of the city limits of Conway, Arkansas at this time; all of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas, which is not already a part of the city of Conway, Arkansas; the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas; that part of the South 1/2 of the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 34, Township 6 North, Range 14 West, Faulkner County, Arkansas, which is within 500 feet of the North right-of-way line of State Highway 64 West.

PARCEL NO. 4 - The South 1420 feet of the Southwest Quarter (SW $\frac{1}{4}$) of Section 26, Township 6 North, Range 14 West, Faulkner County, Arkansas; the North 520 feet of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 26, Township 6 North, Range 14 West, Faulkner County, Arkansas; the South one half (S 1/2) of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 26, Township 6 North, Range 14 West, Faulkner County, Arkansas; that part of the North 1/2 of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$)

of Section 26, Township 6 North, Range 14 West, Faulkner County, Arkansas, which lies North of Blaney Hill Road and also that part which is within 300 feet of the South side of Blaney Hill Road; the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 26, Township 6 North, Range 14 West, Faulkner County, Arkansas; the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 27, Township 6 North, Range 14 West, Faulkner County, Arkansas.

PARCEL NO. 8 - The South 1/2 of the Southwest Quarter (SW $\frac{1}{2}$) of Section 25, Township 6 North, Range 14 West, Faulkner County, Arkansas; the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 25, Township 6 North, Range 14 West, Faulkner County, Arkansas; the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 25, Township 6 North, Range 14 West, Faulkner County, Arkansas.

LESS AND EXCEPT: All that part of the Southeast Quarter Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 35, Township 6 North, Range 14 West, described as beginning at a point 190 feet East of the Southwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, run thence North 878 feet to the South right of way line of Hwy. 64, thence East along said South right of way line to a point which is 267 feet West of the East line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence South to the South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence West to the point of beginning, containing 17 acres, more or less. AND ALSO, the East five (5) acres of the West 8 and 1/2 chains of the Southeast Quarter Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 34, Township 6 North, Range 14 West, lying South of Hwy. 64.

be and the same is, hereby added to and annexed to Waterworks Improvement District No. 5 of the City of Conway, Arkansas, and the Commissioners of said District shall proceed to make the improvements petitioned for being the construction of a system of waterlines with appurtenant facilities to serve the inhabitants of the said area, all to be located and constructed in the places and in the manner and of the materials that the Commissioners of the said District shall deem for the best interest of the territory hereby annexed.

Section 3. That said territory hereby annexed shall be known as the First Annex to Waterworks Improvement District No. 5 of the City of Conway, Arkansas.

Section 4. That the Commissioners shall make the assessment of benefits for said improvements on the lots, blocks or parcels of real property in the territory herein annexed on the same basis as if said territory were included in the original district, and shall file said assessments with the City Clerk.

Section 5. That all ordinances or parts of ordinances in conflict herewith are hereby repealed and this Ordinance shall take effect and be in force from and after its passage, and the City Clerk is hereby ordered within a reasonable time hereafter to publish this Ordinance in a newspaper published in the City of Conway, Arkansas for one insertion.

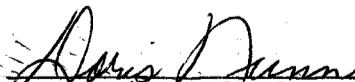
PASSED: December 14, 1977.

APPROVED:



Mayor

ATTEST:



City Clerk

(S E A L)