

RESOLUTION NO. 34

WHEREAS, the majority of the owners of real estate owning more than one-half of the acreage described on Exhibit A attached hereto and made a part hereof have petitioned and/or will petition County Court of Faulkner County, Arkansas for abandonment from said County for the purpose of annexation into the City of Conway, Arkansas; and,

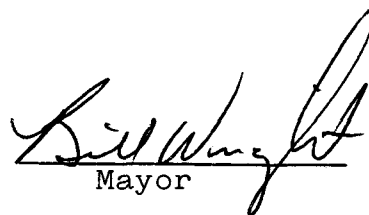
WHEREAS, it is desirable to indicate unto the County Court of Faulkner County, Arkansas the willingness of the City of Conway, Arkansas concerning said annexation.

NOW, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

THAT, said City Council does hereby declare its willingness to accept said lands as described in Exhibit A as a part of the City of Conway, provided that said County Court of Faulkner County, Arkansas, shall, in the exercise of its power and discretion, deem, said lands suitable for annexation and abandon said lands unto the City of Conway.

PASSED on this 12<sup>th</sup> day of November, 1985.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk

CERTIFICATE

I, Martha Hartwick, City Clerk of the City of Conway, Arkansas, do hereby certify that the above and foregoing is a true, complete, and correct copy of the Resolution adopted by the City Council of the City of Conway, Arkansas, at a meeting on the 12th day of November, 1985.

WITNESS my hand as such Clerk and the Seal of said office this 12th day of November, 1985.

  
City Clerk

BOUNDARY DESCRIPTION OF PROPOSED ANNEXATION OF PROPERTY  
ALONG HWY. 286 WEST AND ALONG SOUTH DONAGHEY STREET TO THE CITY OF CONWAY -  
PARTS OF SECTIONS 13, 14, 15, 23 AND 24 IN TOWNSHIP 5 NORTH, RANGE 14 WEST,  
FAULKNER COUNTY, ARKANSAS:

Beginning at the SE Corner of the NW 1/4 of the SE 1/4 of Sec. 24, T5N, R14W and thence running W to the NE Corner of the SW 1/4 of the SW 1/4 of said Sec. 24; thence running S to the SE Corner of said SW 1/4 of the SW 1/4 of Sec. 24; thence running W to the SW Corner of the E 1/2 of the SW 1/4 of the SW 1/4 of Sec. 24; thence running N to the NW Corner of said E 1/2 of the SW 1/4 of the SW 1/4 of Sec. 24; thence running W to the SW Corner of the NW 1/4 of the SW 1/4 of Sec. 24, said pt. being near the center line of Hwy. 286 West spur sometimes known as South Donaghey; thence running N to the NW Corner of said NW 1/4 of the SW 1/4 of Sec. 24; thence running W to the SW Corner of the NE 1/4 of Sec. 23; thence running N to the SE Corner of the N 1/2 of the NW 1/4 of Sec. 23; thence running W to the SW Corner of said N 1/2 of the NW 1/4 of Sec. 23; thence running N to the NW Corner of said N 1/2 of the NW 1/4 of Sec. 23; thence running W to a pt. 200 feet W of the SW Corner of the SE 1/4 of Sec. 15; thence running N parallel to said center line of Sec. 15, to a pt. 200 feet W of the NW Corner of the SW 1/4 of the NE 1/4 of Sec. 15; thence running E 200 feet to the said NW Corner of the SW 1/4 of the NE 1/4 of Sec. 15; thence run N to the NW Corner of the NE 1/4 of Sec. 15; thence run S 89° 17' 12" E along the N line of said NE 1/4 a distance of 1539.4 feet; thence run S 0° 54' 5" W a distance of 1143.57 feet to the center line of a road; thence running along said center line N 71° 33' E a distance of 476.95 feet; thence running S to the SW Corner of the NE 1/4 of the SE 1/4 of the NE 1/4 of Sec. 15; thence running W to the SW Corner of the NW 1/4 of the SE 1/4 of the NE 1/4 of Sec. 15; thence running S to the SW Corner of the SE 1/4 of the NE 1/4 of Sec. 15, said pt. being near the center line of Hwy. 286 W; thence run E to the SE Corner of the SW 1/4 of the SW 1/4 of the NW 1/4 of Sec. 14; thence run N to the NE Corner of the NW 1/4 of the SW 1/4 of the NW 1/4 of Sec. 14; thence run E to the SE Corner of the SE 1/4 of the NW 1/4 of the NW 1/4 of Sec. 14; thence running N to the NE Corner of the NW 1/4 of the NW 1/4 of Sec. 14; thence run E to the NE Corner of the N 1/2 of the NE 1/4 of the NW 1/4 of Sec. 14; thence run S approximately 1760 feet to the SW Corner of Westgate Subdivision; thence run E along the S line of Westgate Subdivision approximately 660 feet to the E line of the NW 1/4 of Sec. 14; thence running S along said

line of the NW 1/4 of Sec. 14 to a pt. which is 320 feet N of the SE Corner of said NW 1/4 of Sec. 14; thence run Northwestwardly along the existing city limits 875 feet to a pt.; thence running Southwestwardly 320 feet to a pt. 350 feet N and 940 feet W of the SE corner of the NW 1/4 of Sec. 14; thence run S 350 feet to a pt. on the S line of the NW 1/4 of Sec. 14 at a distance of 940 feet W of the SE Corner thereof, said pt. being near the center line of Hwy. 286 W; thence run E approximately 40 feet to a pt. 417.42 feet E of the NW corner of the NE 1/4 of the SW 1/4 of Sec. 14; thence run S 208.71 feet to a pt.; thence run W to 208.71 feet to a pt. which is 208.71 feet S and 208.71 feet E of said NW Corner of the NE 1/4 of SW 1/4 of Sec. 14; thence run S 521.25 feet to a pt. 729.96 feet S and 208.71 feet E of said NW Corner of the NE 1/4 of the SW 1/4 of Sec. 14; thence run E 1108.65 feet to a pt. on the E line of said NE 1/4 of the SW 1/4 of Sec. 14, which pt. is 729.96 feet S of the NE Corner of said NE 1/4 of the SW 1/4 of Sec. 14, said pt. being located in the center of the latter Chapel Rd.; thence running N along the E line of said NE 1/4 of the SW 1/4 of Sec. 14, 107.26 feet to a pt. that is 522.7 feet S of said NE Corner of the NE 1/4 of the SW 1/4 of Sec. 14; thence running E parallel to and 522.7 feet S of the N line of the SE 1/4 of Sec. 14 to a pt. that is 377.2 feet W of the E line of said SE 1/4 of Sec. 14; thence running S 197.3 feet to the S line of the NE 1/4 of the SE 1/4 of Sec. 14; thence running W 282.8 feet along said S line to the SW Corner of the E 1/2 of the NE 1/4 of the SE 1/4 of Sec. 14; thence running S 792 feet; thence running E 660 feet to the E line of the SE 1/4 of Sec. 14, said pt. being near the center line Hwy. 286 spur (sometimes known as South Donaghey); thence running N to a pt. 460 feet S of the NE Corner of said SE 1/4 of Sec. 14; thence running E 195.7 feet; thence running S 60 feet; thence running E 604.3 feet to a pt. 1200 feet E and 20 feet S of the NW Corner of the SW 1/4 of Sec. 13, T5N, R14W; thence running S 60 feet; thence running E 378.78 feet; thence running N 580 feet to a pt. on the N line of said SW 1/4 of Sec. 13; thence running E along said N line to the NW Corner of the E 1/2 of the NE 1/4 of the SW 1/4 of Sec. 13; thence running S along the W line of said E 1/2 of the NE 1/4 of the SW 1/4 to a pt. that is 36.7 feet N of the SW Corner of said E 1/2 of the NE 1/4 of the SW 1/4 of Sec. 13; thence running E parallel to and 36.7 feet N of the S line of said

1/2 of the NE 1/4 of the SW 1/4 of Sec. 13 to a pt. that is 36.7 feet N and 50 feet W of the SE Corner of said E 1/2 of the NE 1/4 of the SW 1/4 of Sec. 13; thence running N parallel to the E line of said E 1/2 of the NE 1/4 of the SW 1/4 of Sec. 13 to the S R/W of Hwy. 286 West; thence running Southeastwardly along said S R/W of Hwy. 286 West to the line of said E 1/2 of the NE 1/4 of the SW 1/4 of Sec. 13; thence running S along the E lines of the SW 1/4 of Sec. 13 and of the NW 1/4 of Sec. 24 to the SE Corner of the NW 1/4 of Sec. 24, said pt. being in an existing County Road; thence running E along the N line of the NW 1/4 of the SE 1/4 of Sec. 24 to the NE Corner of said NW 1/4 of the SE 1/4 of Sec. 24, said pt. being in South German Lane; thence running S along the E line of said NW 1/4 of the SE 1/4 to the SE Corner of the NW 1/4 of the SE 1/4 of Sec. 24, which is a pt. of beginning. Containing 1285 acres more or less.

AGREEMENT

THIS AGREEMENT, entered into this 12<sup>th</sup> day of November, 1985 by and between the City of Conway, Arkansas acting by and through its Mayor and City Clerk, hereinafter called City and Don Langston, hereinafter called Owner, witnesseth: For and in consideration of the annexation of property owned by Owner and located on the west side of South Donaghey Avenue in Faulkner County, Arkansas, into the City of Conway, Arkansas, and in further consideration of the City of Conway participating in the formation of a Water Improvement District encompassing the said lands possessed by Owner and in consideration of the covenants and other consideration, the parties hereby agree as follows: That Owner agrees to take whatever steps that are necessary to provide sanitary sewer service connected to the sewer system of the City of Conway including whatever main extensions may become necessary to provide complete sewer service to the apartment complex owned by him on South Donaghey Avenue. Further, Owner agrees to construction a paved road from State Highway 286 along the southern side of the property to the south end of the present drive fronting on unit #60 of the apartment complex, and to tie the present existing drive of unit #60 to the driveway of unit #101 as indicated by the shaded area on Exhibit A attached hereto and made a part hereof by reference.

Further Owner agrees that the above mentioned sewer construction and road construction shall be completed within one year of the date of the annexation of the above apartment complex into the City of Conway, Arkansas.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 12<sup>th</sup> day of November, 1985.

Donal Langston  
Don Langston

ATTEST:

Martha Hattner  
City Clerk

Bill W. [Signature]  
Mayor, City of Conway

IN THE MUNICIPAL COURT OF CONWAY, FAULKNER COUNTY, ARKANSAS

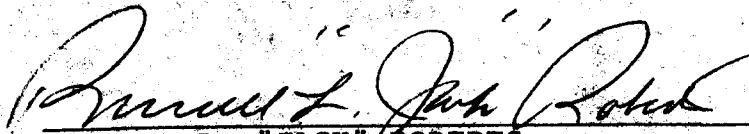
IN THE MATTER OF CERTAIN RECORDS  
DATING FROM 1975 to 1981 MAINTAINED  
BY THE MUNICIPAL COURT CLERK'S OFFICE

ORDER

Now on this the 3rd day of October, 1985 the Court being sufficiently advised that there is records dating from 1975 to 1981 in City, County, Civil, and Small Claims Divisions of Conway Municipal Court and that all said records have been audited by a Division of Legislative Audit of the State of Arkansas.

FURTHER, the Court orders that the attached list is made a part of this order, and that said records are hereby ordered destroyed forthwith.

IT IS SO ORDERED.

  
RUSSELL L. "JACK" ROBERTS  
MUNICIPAL JUDGE

AFFIDAVIT

Comes now, Shirley Garrett, Clerk of the Conway Municipal Court and after being duly sworn, stated on oath as follows:

1. That there is, in the storage room of the Police & Courts Building the following records that are no longer useful or necessary to the Court or the City of Conway, and that they are no longer required to be kept by law.
  - A. Records from 1975 - 1981
  - B. List attached to affidavit
  - C. Order from Municipal Judge
2. That subject to Council approval, said records will be buried in the City Landfill owned and operated by the City of Conway, Arkansas.

Witness our hands and seal this \_\_\_\_\_ day of November, 1985.

Shirley Garrett  
Court Clerk

Woodrow Cummins  
Alderman

Subscribed and sworn to before me this 12<sup>th</sup> day of November, 1985.

Martha Houtchard  
City Clerk

IN THE MUNICIPAL COURT OR CONWAY, FAULKNER COUNTY, ARKANSAS

RECORDS FROM 1975 - 1981 ORDERED DESTROYED

CITY, COUNTY, CIVIL, SMALL CLAIMS DIVISIONS

Arrest reports  
Bank reconciliations  
Bank statements, cancelled checks and check stubs  
Court list  
Court reports  
Monthly reports  
Juvenile bank reconciliations  
Special account bank reconciliations  
Special account paid bills  
Motivation service paid bills  
Arkansas Transportation Commission reports  
Game & Fish reports  
Arkansas Highway Department reports  
Community Alcohol Fund  
Ledger Small Claims Referees  
Time sheet for CETA employees  
Check stubs police fine fund  
Correspondence