

ORDINANCE NUMBER: 01-20 23

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF FOUNTAIN LAKE, ARKANSAS AND MAKING SAME A PART OF THE TOWN OF FOUNTAIN LAKE, ARKANSAS. DECLARING AN EMERGENCY TO EXIST AN FOR OTHER PURPOSES.

WHERE AS, a petition for voluntary annexation were filed with the County Clerk of Garland County, Arkansas by the majority of the real estate owners of the herinafter described territory praying that said territory be annexed to, and made part of the Town of Fountain Lake, Arkansas; and,

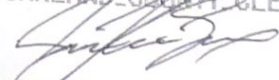
WHERE AS, on February 15, 2023, the Circuit Court of Garland County, Arkansas in the case of IN THE MATTER OF ANNEXING TO THE TOWN OF FOUNTAIN LAKE, ARKANSAS, CERTAIN TERRITORY CONTINGUOUS TO THE SAID TOWN OF FOUNTAIN LAKE, ARKANSAS, et al v. Darryl Mahony, County Judge of Garland County, Arkansas, approved the petition for voluntary annexation, finding the petition was signed by the majority of the real estate owners in said territory; that such majority owns more than one-half of the acreage affected. That an accurate plat or map of said territory had been filed with and made a part of said petition; that the court finds the petition was filed more than 30 days prior to this and that in said petition Jack Fields, Mayor of Fountain Lake, Arkansas, was selected by the petitioners to act on their behalf in filing and presenting the petition. The Court finds that notice of the hearing of this matter was published one (1) time a week for three (3) consecutive weeks as required by Ark. Code Ann.- 14-40-602. The Court finds that the territory consists of lands that (a) whether platted or not, are held to be sold as suburban property and (b) furnish the abode for densely settled communtiy or represent the actual growth of the municipality beyond its legal boundaries. The Court finds that the territory sought to be annexed was accurately described in said petition and that said territoy is contiguous to the boundaries of the Town of Fountain Lake, Arkansas 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 part of the Town of Fountain Lake, Arkansas, subject to the acceptance of the same by the Town Council of said Town at the proper time, as provided by law; and the Court finds that the prayer of the petition is right and proper. Therefore, the Court hereby ORDERS, JUDGES, AND DECREES that the following described territory be and the same is hereby annexed to and made part of the Town of Fountain Lake, Arkansas, to-wit:

ALL THAT PART OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 33.

TOWNSHIP 1 SOUTH, RANGE 18 WEST, GARLAND COUNTY ARKANSAS.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF FOUNTAIN LAKE, ARKANSAS:

That the following described lands territoy contiguous and adjoining the Town



of Foutnain Lake, Arkansas be and the same is hereby accepted as part of and annexed to and made a part of, the Town of Fountain Lake, Arkansas, as set forth in the attached Petiton, which is hereby incorporated herein and made part hereof.

PASSED AND APPROVE THIS 11 DAY OF April 2023

APPROVED: *Jack Fields*
JACK FIELDS, MAYOR

ATTEST:

Tracie Taylor
TRACIE TAYLOR, TOWN CLERK

