

ORDINANCE NO. 733

AN ORDINANCE ASSIGNING TO WARD FOUR OF THE CITY OF MONTICELLO CERTAIN RECENTLY ANNEXED TERRITORY LYING ADJACENT THERETO; AND DECLARING AN EMERGENCY TO EXIST.

Preamble. In an appropriate proceeding the County Court of Drew County, Arkansas, on April 19, 2003, ordered that the territory described in Section 1 below be annexed to and incorporated within the City of Monticello. There being no complaint made in the manner prescribed by law to prevent such annexation within thirty days after the making of said order of annexation by the Drew County Court, the proceeding before said court was confirmed by a resolution duly adopted by the City Council of Monticello on this 20th day of May, 2004, accepting the annexation of this territory. Upon the adoption of said resolution this territory was, in law, deemed and taken to be included in, and became a part of, the City of Monticello, and the inhabitants thereof became in all respects citizens thereafter of this City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Monticello, now in regular meeting duly constituted and convened, as follows:

Section 1. Description of Territory Affected. This ordinance affects the following described real property situated in Drew County, Arkansas:

A part of the East Half of the Northeast Quarter of the Northeast Quarter (E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 16, Township 13 South, Range 7 West in Drew

County, Arkansas being more particularly described as beginning at the Southwest corner of the E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$; THENCE, FROM SAID BEGINNING POINT, running North 00° 02' 39" East along and with the West boundary of the E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ for a distance of 1294.91 feet to a point on the South boundary of Bowser Road; thence running South 86° 46' 05" East along the last-mentioned boundary for a distance of 319.97 feet; thence running South 00° 02' 39" West parallel with the West boundary of said E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ for a distance of 1295.35 feet to a point on the South boundary of said E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$; and thence running North 86° 41' 25" West along and with the last-mentioned boundary for a distance of 320.0 feet to the point of beginning containing 9.50 acres of land, more or less; also

A part of the East Half of the Northeast Quarter of the Northeast Quarter (E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 16, Township 13 South, Range 7 West and part of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15, Township 13 South, Range 7 West, in Drew County, Arkansas, being more particularly described as beginning at the Southwest corner of said E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16, Township 13 South, Range 7 West; thence running South 86° 41' 25" East along the South boundary of said E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ for a distance of 320.0 feet to the point of beginning for the parcel of land hereby described; THENCE, FROM SAID BEGINNING POINT, running North 00° 02' 39" East parallel with the West boundary of said E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ for a distance of 1295.35 feet to the point located on the South boundary of Bowser Road; thence running South 86° 46' 05" East along and with the last-mentioned boundary for a distance of 352.78 feet; thence continue along the last-mentioned boundary South 86° 37' 29" East for a distance of 188.50 feet; thence running South 13° 23' 01" West for a distance of 591.61 feet; thence running South 89° 57' 49" West for a distance of 62.40 feet; thence running South 00° 00' 32" East for a distance of 708.54 feet to a point on the South boundary of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$; and thence running North 86° 41' 25" West along the last-mentioned boundary for a distance of 342.73 feet to the point of beginning containing 11.92 acres of land, more or less.

All of said real property lies adjacent to Ward Four of this City.

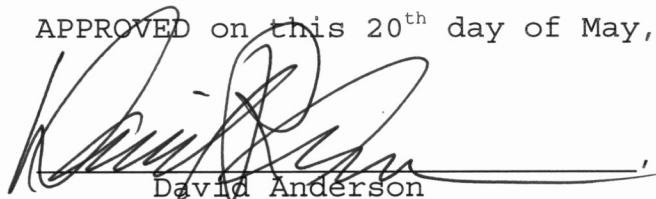
Section 2. Assignment of Territory to Ward. All of this recently annexed territory is hereby assigned to, attached to and incorporated in Ward Four of the City of Monticello, as the same is now or may hereafter be constituted.

Section 3. Emergency. The life and property of the citizens of the territory described in Section 1 above are presently in jeopardy, to some degree, due to the lack of fire and health protection which can be afforded more adequately by the immediate assignment of this territory to Ward Four of this City, as accomplished by this ordinance. Therefore, an emergency is declared to exist; and this ordinance, being necessary for the immediate preservation and protection of the public peace, health, welfare and safety, shall take effect and be in force immediately from and after its adoption.

ADOPTED on this 20th day of May, 2004.


Cindy Fakouri,
City Clerk-Treasurer

APPROVED on this 20th day of May, 2004.


David Anderson, Mayor