

ORDINANCE NO. 861

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THE QUESTION OF ANNEXING THAT TERRITORY REFERRED TO AS "STADIUM ADDITION" TO THE CITY LIMITS OF SAID CITY.

WHEREAS, the City Commission of the City of Eureka Springs, Arkansas, at a regularly scheduled meeting, and after notice to each and every Commissioner, has determined that it will be to the best interest of the City to annex the hereinbelow described contiguous territory to the City Limits of said City, and this question must be submitted to the Electors of said City;

NOW, THEREFORE, be it ordained by the City Commission of the City of Eureka Springs, Arkansas:

SECTION I. That a special election be held in the City of Eureka Springs, Arkansas, on the ~~20th~~^{30th} day of November, 1965, at which there will be submitted to the Electors the question of whether or not the "Stadium Addition" should be annexed to the City of Eureka Springs, Arkansas, said proposed "Stadium Addition" being more particularly described in the ballot form below.

SECTION II. That the ballot for said election be in substantially the following form:

BALLOT
Special Election
City of Eureka Springs, Arkansas
November 2, 1965

Vote by placing an "X" in a square above the measure either for or against.

For annexing the "Stadium Addition" to the City Limits of
the City of Eureka Springs, Arkansas

Against annexing the "Stadium Addition" to the City Limits of
the City of Eureka Springs, Arkansas

The "Stadium Addition" is more particularly described as follows, to-wit:

A part of Sections 14, 22, and 23, all in Township 20 North of Range 26 West in Carroll County, Arkansas; more particularly described as follows:

Beginning at the NW Corner of Section 22, T-20-N, R-26-W; thence East along section line to the NE Corner of said Section 22; thence North

to the NW Corner of the SW1/4 of the SW1/4 of Section 14; thence East to the NE Corner of said SW1/4, SW1/4, Section 14; thence South to the SE Corner of the SW1/4 of the NW1/4 of Section 23; thence West to the SW Corner of said SW1/4, NW1/4, Section 23; thence North to the NW Corner of said SW1/4, NW1/4, Section 23; thence West to the SW Corner of the NE1/4 of the NE1/4 of Section 22; thence South to an iron stake at the SE Corner of the Pauline Newton Property; thence North 87° West 621.5 feet; thence Southerly to a 24" Black Oak Tree; thence South 77° East 396 feet; thence South 13° East 297 feet; thence South 69° West 231 feet; thence North 70° West 165 feet; thence North 49° West 287.5 feet; thence Westerly to a large Black Oak Tree at the NE Corner of the Roy Walker Property; thence Southerly 370 feet; thence Westerly to a point 270 feet South and 200 feet East of the NW Corner of the S1/2 of the SW1/4 of the NE1/4 of Section 22; thence Southeasterly 600 feet along center of gulch to spring; thence South 50 feet to the South line of said SW1/4, NE1/4, Section 22; thence East to the NE Corner of the NW1/4 of the SE1/4 of Section 22; thence South to the center of the hollow; thence Southwesterly to a point on the centerline of the Greenwood Hollow Road that is approximately 532 feet Northwesterly of where said road intersects the East line of said NW1/4, SE1/4, Section 22; thence Northwesterly along the centerline of the Greenwood Hollow Road to a point where the said road intersects the Lake Lucerne Road; thence Southerly along the centerline of the Lake Lucerne Road to the South line of said NW1/4, SE1/4, Section 22; thence West to the SW Corner of the NE1/4 of the SW1/4 of Section 22; thence North 84° 30' West 595 feet to Highway 23; thence North 26° 30' East 316.8 feet along said Highway 23; thence North 46° 30' East to the East line of the NW1/4 of the SW1/4 of Section 22; thence North to a point approximately 500 feet South of the NE Corner of the SW1/4 of the NW1/4 of Section 22; thence Northwesterly along the middle of the draw to a point on the West line of said SW1/4, NW1/4, Section 22, which is approximately 225 feet South of the NW Corner of said SW1/4, NW1/4, Section 22; thence North to the NW Corner of Section 22, the point of beginning, containing 400 acres, more or less.

LIST OF VOTERS NUMBER _____

SECTION III. That said election shall be held and conducted and the vote thereof canvassed and the result declared under the law and in the manner now provided for Municipal Elections, so far as the same may be applicable, and the Mayor of the City of Eureka Springs, Arkansas, is hereby authorized and directed to give notice of such election by an advertisement published in the "Times-Echo", a newspaper published in the City of Eureka Springs, Arkansas, and having a bona fide circulation therein, in the manner required by law, and only qualified voters of the City of Eureka Springs, Arkansas, shall have the right to vote in said election.

SECTION IV. That the results of said election shall be proclaimed by the Mayor and his proclamation shall be published one (1) time in said newspaper; the result of said election as proclaimed by the Mayor shall be conclusive

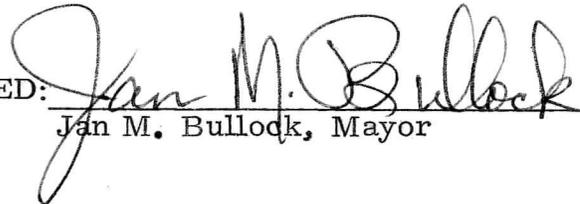
unless attacked in the Court within thirty (30) days after the date of such proclamation.

SECTION V. That a copy of this Ordinance be given to the Carroll County Board of Election Commissioners so that the necessary election officials and supplies may be provided.

SECTION VI. That it is hereby ascertained and declared that there is immediate and urgent need to annex the "Stadium Addition" to the City of Eureka Springs, Arkansas; therefore, an emergency exists and this Ordinance shall be in force and take effect immediately upon and after its passing.

PASSED: October 26th, 1965.

APPROVED:


Jan M. Bullock, Mayor

ATTEST:


Albert Harp, City Clerk

CERTIFICATE

I, the undersigned, City Clerk of Eureka Springs, Arkansas, hereby certify that the foregoing ordinance was duly passed by the Commissioners of said City at a meeting held October 26, 1965; that said meeting was duly called by the Mayor and was attended by a majority of the Commissioners; and that the ordinance was passed by a majority vote of the Commissioners.

CERTIFIED this 26th day of October, 1965, under the seal of said City.


Albert Harp, City Clerk