

ORDINANCE NO. 59

**AN ORDINANCE TO ESTABLISH AND LAY OFF  
GOSHEN MUNICIPAL PROPERTY OWNERS'  
IMPROVEMENT DISTRICT NO. 2- WATERFORD  
ESTATES AT HISSOM RANCH**

**WHEREAS**, a Petition to form Goshen Municipal Property Owners' Improvement District No. 2- Waterford Estates At Hissom Ranch has been filed with the Goshen City Recorder; and,

**WHEREAS**, the City Recorder has presented said petition to the Mayor; and,

**WHEREAS**, the Mayor has set July 12, 2005, at 6:30 p.m. as the date and time for a hearing before the Goshen City Council for consideration of said petition; and,

**WHEREAS**, the Goshen City Council has determined from an abstractor's certificate of property ownership that those signing the petition constitute all the owners of the real property to be located in the district; and,

**WHEREAS**, the Arkansas Municipal Property Owners' Improvement District Law provides at Ark. Code Ann. Sec. 14-94-106(b)(2) that if the governing body determines that all the owners of the record title to the real property to be located in the district have petitioned for the improvements, it shall then be its duty by ordinance to establish and lay off the district as defined in the petition and to appoint the commissioners named in the petition.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF  
GOSHEN, ARKANSAS:**

**SECTION 1:** That the real property described in Exhibit "A" attached hereto and made a part hereof is hereby established and laid off as Goshen Municipal Property Owners' Improvement District No. 2-Waterford Estates At Hissom Ranch for the purpose of constructing, purchasing, accepting as a gift or maintaining facilities for waterworks, recreation, drainage, gas pipelines, underground trenches and excavations necessary for the installation by public utilities or municipal utilities of electric and telephone distribution systems, sanitary sewers, streets and highways including curbs and gutters, and sidewalks, together with facilities related to any of the foregoing, or for more than one of those purposes.



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Washington County, AR  
Bette Stamps Circuit Clerk

**SECTION 2:** The following three individuals are hereby appointed as commissioners of said improvement district: Gary W. Combs, Gabriel W. Combs and Gary R. Head.

**SECTION 3:** The name of said improvement district shall be Goshen Municipal Property Owners' Improvement District No. 2 –Waterford Estates At Hissom Ranch.

**SECTION 4.** The district shall not cease to exist upon the acquiring, constructing or completion of the improvements, but it shall continue to exist for the purpose of preserving, maintaining, and operating the improvements, replacing equipment, paying salaries to employees, and performing any other functions or services authorized in Ark. Code Ann., Title 14, Chapter 94.

**PASSED AND APPROVED** this 12<sup>th</sup> day of July, 2005.

**APPROVED:**



A handwritten signature in blue ink, appearing to read "Andy Bisher", is written over a horizontal line.

**MAYOR**

**ATTEST:**



A handwritten signature in blue ink is written over a horizontal line.

**CITY RECORDER**

"A"

Commencing at the 5/8" pipe which marks the southwest corner of Section 35, Township 17 North, Range 29 West of the 5th Principal Meridian and run thence N 1° 40' 02" East 2644.10' to the West 1/4 corner of said of said Section 35; thence S 87° 31' 52" E 5274.06' to the East 1/4 corner of said Section 35 for the POINT OF BEGINNING; thence S 87° 32' 43" E 1867.40' to the cusp of a arc at the point of intersection of the north line of the SW 1/4 of Section 36, Township 17 North, Range 29 West and the south right of way line of Arkansas Highway 45; thence with said right of way line along the arc of said curve to the left, said curve having a radius of 1949.86 feet, and a arc length of 1101.53'; thence along said south right of way line N 50° 30' 42" E 1483.54' to the east line of the west 1/2 of the Northeast 1/4 of said Section 36; thence along said east line S 2° 10' 51" W 1670.22' to the Corps of Engineer Beaver Lake Boundary Line as monumented; thence along said Corps of Engineers Boundary S 37° 34' 05" W 1362.69' to the north line of the Southwest 1/4 of the Southeast 1/4 of said Section 36; thence along said north line N 87° 33' 26" W 148.46'; thence S 2° 06' 08" W 200.70' to said Corps of Engineers Boundary; thence along said boundary as monumented S 38° 44' 18" W 569.50'; thence along said boundary S 15° 15' 56" W 710.31'; thence along said boundary S 2° 12' 39" W 766.65'; thence along said boundary S 21° 51' 20" W 514.35'; thence along said boundary N 87° 02' 06" W 660.00'; thence along said boundary S 48° 05' 58" W 233.44'; thence along said boundary N 86° 55' 58" W, 311.85'; thence along said boundary N 70° 13' 49" W 860.78'; thence along said boundary S 62° 18' 14" W 203.07' to the point of intersection of said Corps of Engineers Boundary as monumented and a meander line along the mean high-water mark along the north side of the White River; thence along said meander line N 71° 16' 05" W 568.49'; thence along said meander line N 76° 19' 04" W 595.74'; thence N 01° 43' 51" W 3649.90' to the south right of way line of Arkansas Highway 45; thence along said right of way line S 87° 31' 52" E 948.65' to the POINT OF BEGINNING, containing 377.06 acres, more or less, approximately 2.03 acres of which are within that part of the right of way of Arkansas Highway 45 situated in said Section 35 and the west 1867.40 feet of said Section 36. Subject to all easements and rights of way of record.

