

ORDINANCE NO. 12

**AN ORDINANCE TO ESTABLISH AND LAY OFF
GOSHEN MUNICIPAL PROPERTY OWNERS'
IMPROVEMENT DISTRICT NO. 1**

WHEREAS, a Petition to form Goshen Municipal Property Owners' Improvement District No. 1 has been filed with the Goshen City Clerk; and ,

WHEREAS, notice of the filing of the petition for creation of such district has been given by first class mail to the Mayor by the City Clerk; and,

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

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

WHEREAS, the Arkansas Municipal Property Owners' Improvement District Law provides that if the governing body determines that all the owners of 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. 1 for the purpose of constructing 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 and highways, streets including curbs and gutters, and sidewalks, together with facilities related to any of the foregoing within said district.

SECTION 2: The following three individuals are hereby appointed as commissioners of said improvement district: R.J. Hissom, Robert Goble and Rayburn Green.

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SECTION 3: The name of said improvement district shall be Goshen Municipal Property Owners' Improvement District No. 1.

PASSED AND APPROVED this 9th day of February,
1999.

APPROVED:

Evel E Bower
MAYOR

ATTEST:

Dolores J. Varner
CITY CLERK

EXHIBIT "A"

Survey Boundary Description

R. J. Hissom Property

Phase 1 Development

The Southeast One-Quarter (SE $\frac{1}{4}$) of Section Thirty-five, part of the Southwest One-Quarter (SW $\frac{1}{4}$), part of the Southeast One-Quarter (SE $\frac{1}{4}$) of the Northwest One-Quarter (NW $\frac{1}{4}$), part of the West One-Half (W $\frac{1}{2}$) of the Northeast One-Quarter (NE $\frac{1}{4}$) and part of the West One-half (W $\frac{1}{2}$) of the Southeast One-Quarter (SE $\frac{1}{4}$) of Section Thirty-six (36) of Township Seventeen (17) North, Range Twenty-nine (29) West of the Fifth Principal Meridian, Washington County, Arkansas, and part of the Fractional Northwest One-Quarter (NW $\frac{1}{4}$) of Section Two (2), and part of the Fractional Northeast One-Quarter (NE $\frac{1}{4}$) of Section Three (3), of Township Sixteen (16) North, Range Twenty-nine (29) West of the Fifth Principal Meridian, Washington County, Arkansas, more particularly described as follows: Commence at the 5/8 inch pipe which marks the southwest corner of Section 35, Township 17 North, Range 29 West of the 5th Principal Meridian, thence North 1° 40' 02" East a distance of 2,644.10 feet to the W $\frac{1}{4}$ corner of said Section 35; thence South 87° 31' 52" East a distance of 4,326.38 feet to the Point of Beginning and run thence South 87° 31' 52" East a distance of 947.68 feet to the E $\frac{1}{4}$ corner of said Section 35; thence South 87° 32' 43" East a distance of 1,886.37 feet to the point of intersection of the north line of the SW $\frac{1}{4}$ 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 a 3° curve to the left, said curve having a radius of 1,949.858 feet, a distance of 1,083.79 feet; thence along said south right of way line North 50° 30' 42" East a distance of 1,483.54 feet to the east line of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of said Section 36; thence along said east line South 2° 10' 51" West a distance of 1,670.22 feet to the Corps of Engineers' Beaver Lake Boundary Line as monumented; thence along said Corps of Engineers' Boundary South 37° 34' 05" West a distance of 1,362.69 feet to the north line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36; thence along said north line North 87° 33' 26" West a distance of 148.46 feet; thence South 2° 06' 08" West a distance of 200.70 feet to said Corps of Engineers' Boundary; thence along said boundary as monumented South 38° 44' 18" West a distance of 569.50 feet; thence along said boundary South 15° 15' 56" West a distance of 710.31 feet; thence along said boundary South 2° 12' 39" West a distance of 766.65 feet; thence along said boundary South 21° 51' 20" West a distance of 514.35 feet; thence along said boundary North 87° 02' 06" West a distance of 660.00 feet; thence along said boundary South 48° 05' 58" West a distance of 233.44 feet; thence along said boundary North 86° 55' 58" West a distance of 311.85 feet; thence along said boundary North 70° 13' 49" West a distance of 860.78 feet; thence along said boundary South 62° 18' 14" West a distance of 203.07 feet to the point of intersection of said Corps of Engineers' Boundary as monumented and a meander line along the mean highwater mark along the

north side of the White River; thence along said meander line North 71° 16' 05" West a distance of 568.49 feet; thence along said meander line North 76° 19' 04" West a distance of 733.67 feet; thence along said meander line North 84° 47' 39" West 469.07 feet; thence along said meander line North 88° 20' 21" West a distance of 197.08 feet; thence North a distance of 570.40 feet; thence East a distance of 820.24 feet; thence North 1° 42' 12" East a distance of 2,998.22 feet to the Point of Beginning, containing 388.00 acres, more or less, 2.10 acres of which are within that part of the right of way of Arkansas Highway 45 situated in the East 947.68 feet of said Section 35 and the west 1,886.37 feet of said Section 36. Subject to all easements and rights of way of record.