

City of Farmington 354 W. Main Street P.O. Box 150 Farmington, AR 72730 479-267-3865 479-267-3805 (fax)

### PLANNING COMMISSION AGENDA June 23, 2014

A meeting of the Farmington Planning Commission will be held on Monday, June 23, 2014 at 6:00 p.m. at City Hall 354 W. Main Street, Farmington, Arkansas.

- 1. Roll Call
- 2. Approval of the minutes May 27, 2014
- 3. Comments from Citizens the Planning Commission will hear brief comments at this time from citizens. No action will be taken. All comments will be taken under advisement.

### 4. PUBLIC HEARINGS

A. Rezoning request – Kerry Pitts is requesting rezoning from R-O/R-2 to MF-2

Property owned by: Eagle Holding and Signature Bank

Property Location: Southwinds Dr.

Presented by: Kerry Pitts

### 6. NEW BUSINESS

A. Variance Request - Keith Marrs is requesting a side set back variance

Property owned by: Keith Marrs Property Location: 196 E. Main Presented by: Keith Marrs

7. Discussion of design standards

### PLANNING COMMISSION MINUTES

### MAY 27, 2014

### 1. ROLL CALL

PRESENT ABSENT

Sean Schader Josh Clary (arrived 6:04 p.m.)

Judy Horne Matt Hutcherson (arrived 6:08 p.m.)

Bobby Wilson Gerry Harris (arrived 6:04 p.m.)

Robert Mann Toni Bahn

All members were there for the meeting.

2. Approval of April 28, 2014 was unanimous.

3. Comments from Citizens:

Kerry Pitts- Fosters Exterior Solutions-handouts.

- -On agenda for June already.
- -Plans to build 8- 4-plexes (32 units)
- -Wants to know what we are looking for
- -Will need to be re-zoned Commercial to Residential (MF2)
- -Has area dedicated for green space
- -Would be open to dedicate or give trail space.
- 4. Police Chief Brian Hubbard addressed the question of increasing the speed limit on Broyles (now 30 mph). It seems there had been some questions from residents about raising the speed limit. Chief Hubbard said the limit was set to protect children going and coming from school and residents that have to back into that street. He said for safety he did not feel that the speed limit needed to be changed.

### 5. PUBLIC HEARINGS

A. Conditional Use of Sale of Fireworks-Hale Fireworks

Property owned by: Rausch Coleman Property Location: 120 N. Holland

Presented by Reggie Hale.

Mr. Hale stated he has been in the location for 3 years. No Public Comments.

The Commission voted unanimously to approve.

B. City of Farmington Rezoning Request- from Public property (park) to C-2

Property owned by: City of Farmington

Property Location: Broyles St. Presented by: CEI Engineering

Jacob Shy here from CEI. No Commissioner questions. No Public comments. The Commission approved, unanimously, rezoning request from Public Property to C-2.

Passed on to City Council!

### 6. NEW BUSINESS

A. Variance Request- Larry Stephens Property owned by: Kyle Sherrod Property Location: 297 West Main Presented by: Bates & Associates

Geoff Bates was here to present. The Commission has no questions. Steve Tennant, City Attorney, explained the commission is doing it because it is what we did for Casey's. He said it is Highway frontage and highway development plays into it. Steve was in favor. Josh clarified this is consistent with Casey's 1<sup>st</sup> variance approval. No Public Comment.

The Commission voted unanimously to approve the request for the variance.

Motion to adjourn by Gerry Harris and 2<sup>nd</sup> by Bobby Wilson.

Secretary, Planning Commission

Chairman, Planning Commission

# City of Farmington Application for Rezoning

Please fill out this form completely, supply all necessary information to support your request. Your application will not be placed on the agenda for Planning Commission until all information is furnished.

Α
Applicant: Joseph Kerry Pits Day Phone: 6/79-180/
Address: 333 / Souble Prashed Fax:
Representative: Butes + Association Day Phone: 479-442-9350
Address: 91 W Colt & D Sch 3 Fax: 479-521- 9350
Property Owner: Eagle Holding UK Day Phone: 841-35-96
Address: 196 E Man Farmingtes Fax:
Indicate where correspondence should be sent (circle one): Applicant – Representative Owner
Describe Proposed Property In Detail (Attach additional pages if necessary)  Property Description
Site Address Southwinds Drive Current Zoning R-O Proposed Zoning MF - Z
Attach legal description and site plan (a scaled drawing of the property to be rezoned showing accurate lot lines, surrounding zoning, adjacent owners and a north arrow is required.)
Type of zoning requested and reason for request:  To construct a 4-plex development

Responsibilities of the Applicant:

1. The applicant shall be responsible for providing the name and address of all adjacent property owners. The notice to all adjacent property owners must be sent by certified mail, return receipt requested at least ten (10) days prior to the Planning Commission meeting. Evidence in the form of a signed Affidavit (see attached), that notice has been given to all adjacent property owners by certified mail, return receipt requested, will be submitted. Notification should be sent after the City of Farmington has accepted the application and the date of the public hearing has been confirmed. The required Affidavit and supporting exhibits (mailing receipts, list of property owners of record and copy

of notice) shall be filed with the City of Farmington no later than seven (7) days prior to the meeting date. A sample notice is attached.

- 2. Pay a \$25.00 application fee
- 3. Provide a copy of the deed of the property.
- 4. Written authorization from the property owner if someone other than the owner will be representing the request.
- 5. Publish the following notice of public hearing in a newspaper serving the City (*Northwest Times, the Morning News, Arkansas Democrat-Gazette or The Farmington Post*). **THE NOTICE MUST APPEAR IN THE PAPER A MINIMUM OF 15 DAYS BEFORE THE PUBLIC HEARING DATE.**

### **NOTICE OF PUBLIC HEARING**

A petition to rezone the property as described below has been filed with the City of Farmington on the day of, 201			
PLACE LEGAL DESCRIPTION OF PROPERTY HERE			
A public hearing to consider this request to rezone the above described property from			
A copy of the proof of publication from the newspaper must be provided to the City 10 days before the meeting.			
The City will post a sign on the property at a location visible to the public, notifying the public of the intent to rezone the property.			
Applicant/Representative: I certify under penalty of perjury that the foregoing statements and answers herein made, all data, information and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incomplete, incorrect or false information is grounds for invalidation of the application. I understand that the City of Farmington may not approve my application or may set conditions on approval.			
Date 4-20-14			
Applicant Signature			
Property Owner/Authorized Agent: I certify under penalty of perjury that I am the owner of the property that is the subject of this application and that I have read this application and consent to its filing. (If signed by the authorized agent, a letter from the property owner must be provided indicating that the agent is authorized to act on his behalf.)  Owner/Agent Signature  Date 5/20/14  Owner/Agent Signature			

# City of Farmington Application for Rezoning

Please fill out this form completely, supply all necessary information to support your request. Your application will not be placed on the agenda for Planning Commission until all information is furnished.

Applicant:	Day Phone:			
Address:	Fax:			
Representative: Bates & Associates, Inc.	Day Phone: (479) 442-9350			
Address: 91 W. Colt Sq. Suite 3, Fayetteville, AR				
Property Owner: Sisnature Sank	Day Phone:			
Address: 10 Box 8550 72702	Fax:			
Indicate where correspondence should be sent (circle one): Applicant – Representative Owner				
Describe Proposed Property In Detail (Attach additional pages if necessary)  Property Description Site Address Southwinds Drive Current Zoning R-O / R-2 Proposed Zoning MF-2  Attach legal description and site plan (a scaled drawing of the property to be rezoned showing accurate lot lines, surrounding zoning, adjacent owners and a north arrow is required.)				
Type of zoning requested and reason for request:				
To construct a four plex development				

Responsibilities of the Applicant:

1. The applicant shall be responsible for providing the name and address of all adjacent property owners. The notice to all adjacent property owners must be sent by certified mail, return receipt requested at least ten (10) days prior to the Planning Commission meeting. Evidence in the form of a signed Affidavit (see attached), that notice has been given to all adjacent property owners by certified mail, return receipt requested, will be submitted. Notification should be sent after the City of Farmington has accepted the application and the date of the public hearing has been confirmed. The required Affidavit and supporting exhibits (mailing receipts, list of property owners of record and copy of notice) shall be filed with the City of Farmington no later than seven (7) days prior to the meeting date. A sample notice is attached.

- 2. Pay a \$25.00 application fee3. Provide a copy of the deed of the property.
- 4. Written authorization from the property owner if someone other than the owner will be representing
- 5. Publish the following notice of public hearing in a newspaper serving the City (Northwest Times, the Morning News, Arkansas Democrat-Gazette or The Farmington Post). THE NOTICE MUST APPEAR IN THE PAPER A MINIMUM OF 30 DAYS BEFORE THE PUBLIC HEARING DATE.

### NOTICE OF PUBLIC HEARING

A petition to rezone the property as described below has been filed with the City of Farmington on the day of May, 2014.				
PLACE LEGAL DESCRIPTION OF PROPERTY HERE				
A public hearing to consider this request to rezone the above described property from R-O / R-2 to MF-2 will be held on the 23 day of June , 2014, at 6:30 p.m. at Farmington City Hall, 354 West Main, Farmington, Arkansas. All interested persons are invited to attend.				
A copy of the proof of publication from the newspaper must be provided to the City 10 days before the meeting.				
The City will post a sign on the property at a location visible to the public, notifying the public of the intent to rezone the property.				
Applicant/Representative: I certify under penalty of perjury that the foregoing statements and answers herein made, all data, information and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incomplete, incorrect or false information is grounds for invalidation of the application. I understand that the City of Farmington may not approve my application or may set conditions on approval.				
Applicant Signature Date				
Property Owner/Authorized Agent: I certify under penalty of perjury that I am the owner of the property that is the subject of this application and that I have read this application and consent to its filing. (If signed by the authorized agent, a letter from the property owner must be provided indicating that the agent is authorized to act on his behalf.)  Date  Date				

### **SUBJECT PARCELS:**

PARCEL: 760-01601-000

SIGNATURE BANK OF ARKANSAS

PO BOX 8550

FAYETTEVILLE, AR 72703

ZONED: R-0

PARCEL: 760-02242-000 EAGLE HOLDINGS LLC PO BOX 605

FARMINGTON, AR 72730

ZONED: R-2

PARCEL: 760-01601-100 EAGLE HOLDINGS LLC **PO BOX 605** FARMINGTON, AR 72730

ZONED: R-2

### ADJOINING PROPERTY OWNERS:

1) PARCEL: 760-02241-002 PLMR I LLC PO BOX 10210

FORT SMITH, AR 72917

ZONED: R-0

2) PARCEL: 760-02241-000 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730

ZONED: C-2

3) PARCEL: 760-02242-003 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: C-2

4) PARCEL: 760-02242-004 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: R-0

5) PARCEL: 760-01596-003 FASHANK, LARRY & JO 2883 E PAR CT FAYETTEVILLE, AR 72703-6501 ZONED: R-2

6) PARCEL: 760-01596-004 FASHANK, LARRY & JO 2883 E PAR CT FAYETTEVILLE, AR 72703-6501 ZONED: R-2

7) PARCEL: 760-01266-000 WAGNON, DAVID L & BARBARA F PO BOX 4

FARMINGTON, AR 72730-0004

ZONED: R-2

8) PARCEL: 760-01599-000 WOODWARD, SCOTT A PO BOX 592

FARMINGTON, AR 72730

ZONED: R-2

9) PARCEL: 760-02073-000 BRYANT, RAYMOND H 128 W NORTHHAVEN ST **FARMINGTON, AR 72730-9720** ZONED: R-2

10) PARCEL: 760-02074-000 TAPPANA, NEIL, & KIMBERLY A 8920 COUNTY LN 213 WEBB CITY, MO 64870 ZONED: R-2

11) PARCEL: 760-02075-000 HELM LIVING TRUST P O BOX 756 LINCOLN, AR 72744 ZONED: R-2

12) PARCEL: 760-02076-000 JONES, RICK & PAMELA 634 BUTTERFIELD WEST FORK, AR 72774 ZONED: R-2

13) PARCEL: 760-02077-000 GUNN PROPERTIES LLC PO BOX 1703 FAYETTEVILLE, AR 72703 ZONED: R-2

14) PARCEL: 760-02078-000 FOUR HORN PROPERTIES LLC PO BOX 7347 SPRINGDALE, AR 72766 ZONED: R-2

15) PARCEL: 760-02079-000 JACKSON, TERRY L & BLAND S 217 WHISPERING HILLS ST HOT SPRINGS NATIONAL, AR 71901-7318 ZONED: R-2

16) PARCEL: 760-02080-000 BARTHOLOMEW, DAVID L & LINDA S 11902 W HWY 156 WEST FORK, AR 72774 ZONED: R-2

17) PARCEL: 760-02217-000 ESTOPY, FLOYD GAYLON & LINDA L 1529 FOREST HEIGHTS FAYETTEVILLE, AR 72703 ZONED: R-2

18) PARCEL: 760-02218-000 ESTOPY, FLOYD GAYLON & LINDA L 1529 FOREST HEIGHTS FAYETTEVILLE, AR 72703 ZONED: R-2

19) PARCEL: 760-02219-000 LAW, BRYAN C & ELIZABETH 249 W PINE MEADOW DR FARMINGTON, AR 72730-8624 ZONED: R-2

20) PARCEL: 760-02631-000 ALLEN, JAMES B 127 DAKOTA TRL FARMINGTON, AR 72730-2928 ZONED: R-2 21) PARCEL: 760-02053-000 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: R-2

22) PARCEL: 760-02030-000 GUNN PROPERTIES LLC PO BOX 1703 FAYETTEVILLE, AR 72703 ZONED: R-2

23) PARCEL: 760-02029-000 ODOM, SUZANNE & MATT 132 S KILLDEER DR FARMINGTON, AR 72730 ZONED: R-2

24) PARCEL: 760-02028-000 HURST, ROGER DWAIN & LYNDA MARIE 12700 CARTER POWELL RD WEST FORK, AR 72774-9325 ZONED: R-2

25) PARCEL: 760-02027-000 SMITH, STANLEY W 295 LAS QUEBRADAS LN ALAMO, CA 94507-1708 ZONED: R-2

26) PARCEL: 760-01991-000 HAMPTON, BEVERLY J 170 W COUNTRYSIDE DR FARMINGTON, AR 72730 ZONED: R-2

27) PARCEL: 760-02176-000 VALENTINE, MEREDITH A 187 W CEDARBROOK PL FARMINGTON, AR 72730 ZONED: R-1

28) PARCEL: 760-02171-000 ASHLEY, BOBBY & THERESA 190 W CEDARBROOK PL FARMINGTON, AR 72730 ZONED: R-1

29) PARCEL: 760-02170-000 GRUMMER, ROBERT F & LOU ANN 201 W PINE MEADOW DR FARMINGTON, AR 72730-8624 ZONED: R-1

Fayetteville, AR 72703 Joseph K Pitts PO Box 9075

7014 0720 E1715 H903 WITHVEST AND PACT

M NUL 30

1000

72730

TNOOME 1 190 NOC 

FARMINGTON, AR 72730 WALENTINE, MEREDITH A 187 W CEDARBROOK PL

.... Li Li [:] 1000

\*\*/\*\*/nees

NOT DELIVERABLE TO N N U U N N AS ADDRESSED

72793 @0018 Ü

72703001875 \*0855-14906-06-39



Fayetteville, AR 72703

Joseph K Pitts

PO Box 9075

FARMINGTON, AR 72730 PO BOX 592 WOODWARD, SCOTT A

(I) (%)

Joseph K Pitts PO Box 9075 Fayetteville, AR 72703



0150 0001 2715 4859

UNITED STATES
POSTAL SERVICE

1000

AR 727



72730

ALLEN, JAMES B

127 DAKOTA TRL **FARMINGTON, AR 72730-2928** 

6-14

NIXIE

722 1009

0005/

RETURN TO SENDER ATTEMPTED - NOT KNOWN UNABLE TO FORWARD

72703@0018 Taranganga

BC: 72703001875 \* 0855-03462 

U.S. Postal Service IM CERTIFIED MAIL... RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 무기 FARMINGTON AR 72730 பு 777 0230 \$0.49 \$ Postage \$3.30 06 Certified Fee 1000 Postmark Return Receipt Fee (Endorsement Required) \$2.70 Here Restricted Delivery Fee (Endorsement Required) \$0.00 2 \$6.49 06/06/2014 Total Postage & Fees Sent To 170 Street, Apt. No., or PO Box No. City, State, ZIP+4 U.S. Postal Service ™ CERTIFIED MAIL, RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) П. For delivery information visit our website at www.usps.co <u>-</u> HOT SFRINGS NATIONAL PARK AR 71901 L 7 \$ \$0.49 Postage 0230 ПI Certified Fee \$3.30 06 Postmark Return Receipt Fee (Endorsement Regulred) \$2,70 Here Restricted Delivery Fee (Endorsement Required) \$0.00 2 Total Postage & Fees \$6.49 06/06/2014 Street, Apt. No. or PO Box No. City, State, ZIP+ U.S. Postal Service TAM CERTIFIED MAIL, RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) For delivery information visit our website at www.usps.come WEBB CITY MO 64870 0230 Postage \$0,49 Certified Fee \$3.30 06 Postmark Here \$2.70

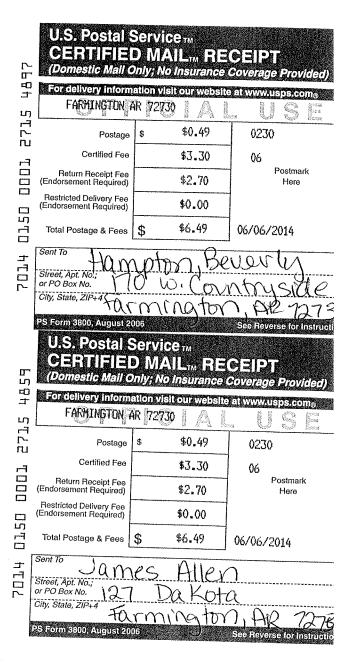
<u>\_</u> ப 7 'n Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) \$0.00 呵 06/06/2014 Total Postage & Fees \$ \$6,49 \_\_\_\_\_ Street, Apt. No.; or PO Box No. City, State, ZIP+4 PS Form 3800, August 2006

### CERTIFIED MAIL... RECEIPT nestic Mail Only; No Insurance FAYETTEVILLE AR 72703 பு ri L 0230 \$(), 49 Postage \$3.30 06 Certified Fee Postmark Return Receipt Fee (Endorsement Required) \$2.70 Here Restricted Delivery Fee \$0.00 (Endorsement Required) 06/06/2014 \$6.49 Total Postage & Fees \$ \_ Street, Apt. No.; or PO Box No.

U.S. POSIAL SETVICE IN

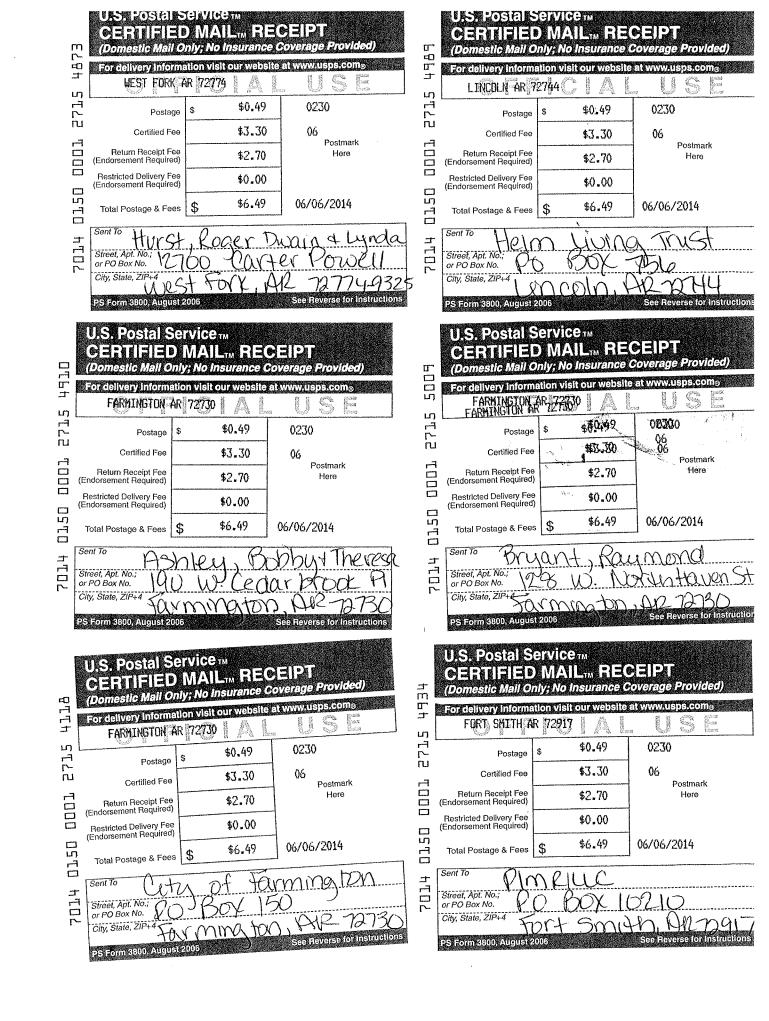
City, State, ZIP+4

PS Form 3800, August 2006



AND HORISING STATES OF THE STA

WEST VIEW IS SOUTH



CERTIFIED MAIL., RECEIPT GERTHED MAILWREGERT (Domestic Mail Only; No Insurance Coverage Provided) . п Ш Only; No Insurance Coverage Provided)  $\equiv$ For delivery information visit our П FARMINGTON AR 72730 WEST FORK AR 72774 Ŋ Lη 177 777 \$0.49 0230 \$0.49 0230 Postage Postage Certified Fee \$3.30 Certified Fee \$3.30 06 06 0007 0001 Postmark Postmark Return Receipt Fee (Endorsement Required) Return Receipt Fee (Endorsement Required) \$2.70 Here \$2.70 Here Restricted Delivery Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) \$0.00 \$0.00 2 5 \$6.49 Total Postage & Fees \$ 06/06/2014 \$6.49 06/06/2014 d Total Postage & Fees Sent To ゴー \_ 707 Street, Apt. No.; or PO Box No. Street, Apt. No. or PO Box No. City, State, ZIP+4 City, State, ZIP+4 PS Form 3800, August 2006 U.S. Postal Service TM U.S. Postal Service TM CERTIFIED MAIL,, RECEIPT CERTIFIED MAIL, RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) (Domestic Mail Only; No Insurance Coverage Provided) 口 ш П 口 中士 WEST FORK AR 72774 FARMINGTON AR 72730 யு L) 0230 건 \$0.49 0230 \$0.49 \$ H Postage Postage ПU 06 'n \$3.30 Certified Fee \$3.30 06 Certified Fee Postmark 一 Postmark Return Receipt Fee (Endorsement Required) Here \$2.70 Return Receipt Fee (Endorsement Required) \$2.70 Here Restricted Delivery Fee (Endorsement Required) \$0.00 Restricted Delivery Fee (Endorsement Required) \$0.00 0720 2 \$6.49 06/06/2014 \$6.49 06/06/2014 Total Postage & Fees Total Postage & Fees | \$ Sent To Sent To **\_** Street Apt. No. 707 Street, Apt. No., or PO Box No. or PO Box No. City, State, ZIP City, State, ZIP+4 See Reverse for Instructions U.S. Postal Service TM CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) ப www.usps.come 中 FAYETTEVILLE AR 72703 IJ 177 \$0.49 0230 Postage Certified Fee \$3.30 06 Postmark Return Receipt Fee (Endorsement Required) Here \$2,70 Restricted Delivery Fee (Endorsement Required) \$0.00 2 06/06/2014 \$6.49 \$ Total Postage & Fees Sent To \_\_\_\_\_ Street, Apt. No. or PO Box No. City, State, ZIP+

PS Form 3800, August 200:

OPS ROPIGI SELVICEM

### PS Form 3811, July 2013 Why of Farmington Attach this card to the back of the mailpiece Jan Magan Mary or on the front if space permits. ENDER: COMPLETE THIS SECTION Article Addressed to: so that we can return the card to you. Print your name and address on the reverse (Transfer from service label) Article Number tem 4 if Restricted Delivery is desired. NDER: COMPLETE THIS SECTION Attach this card to the back of the mailpiece, Complete items 1, 2, and 3. Also complete or on the front if space permits. so that we can return the card to you. Print your name and address on the reverse item 4 if Restricted Delivery is desired. Complete items 1, 2, and 3. Also complete Article Number Article Addressed to: farming ton, A2 (Transfer from service label) 249 W Pine Meaden 7014 0150 なってん 7014 0150 0001 Domestic Return Receipt COMPLETE THIS SECTION ON DELIVERY A. Sign D. Is delivery addres 1000 Restricted Delivery? (Extra Fee) 3. Service Type Ty Certified Mail® Registered Insured Mail A. Signature COMPLETE THIS SECTION ON DELIVERY Ö If YES, enter delivery address below: ☐ Certified Mail®☐ Registered☐ Insured Mail Is delivery address different from item 1? No Received by (Printed Name) If YES, enter delivery address below: Service Type Restricted Delivery? (Extra Fee) , may ed by (Printed Nan 2775 5775 2775 ☐ Collect on Delivery ☐ Priority Mail Express" ☐ Return Receipt for Merchandise ☐ Priority Mail Express™ ☐ Return Receipt for Merchandise ☐ Collect on Delivery 라마 m item 1? C. Date of Delivery Agent Addressee ☐ Agent☐ Addressee ☐ Yes Yes PS Form 3811, July 2013 Complete items 1, 2, and 3. Also complete PS Form 3811, July 2013 SENDER: COMPLETE THIS SECTION Article Number Print your name and address on the reverse Article Addressed to: Attach this card to the back of the mailpiece, Article Number or on the front if space permits. so that we can return the card to you Attach this card to the back of the mailpiece Print your name and address on the reverse item 4 if Restricted Delivery is desired so that we can return the card to you Complete items 1, 2, and 3. Also complete or on the front if space permits. (Transfer from service label) item 4 if Restricted Delivery is desired Transfer from service Fashank, Langus towettoulle, Dr 2883 FiPar Of tagetherille, AR 1529 Forest theight MPLETE THIS SECTION 7014 0150 Domestic Return Receipt

1000

2775

0294

☐ Certified Mail®☐ Registered☐ Insured Mail

☐ Return Receipt for Merchandison Collect on Delivery

☐ Priority Mail Express"

Restricted Delivery? (Extra Fee,

Yes

Service Type

MINE SHE ENDEREST STEEL

D. Is delivery address different from item 1?

S 8€

If YES, enter delivery address below:

B. Received by (Printed Name)

C. Date of Deliver

Chroma Dagent

7014 0150 0001 Domestic Return Receipt COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different fro ☐ Certified Mail®☐ Registered☐ Insured Mail Restricted Delivery? (Extra Fee) Service Type if YES, enter delivery address below: Received by (Printed Name, 2775 ☐ Priority Mail Express™☐ Return Receipt for Merchandis☐ Collect on Delivery 되면하 □ No Yes

Form 3811, July 2013

Domestic Return Receipt

2. Article Number (Transfer from service label) 2S Form 3811, July 2013	SHNDER COMPLETE THIS SECTION  Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  1. Article Addressed to:  Attach His CLA PAM  ATTACH  ANGEL FOR LAC  ANGEL	SENDER: COMPLETE THIS SECTION  Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the malipiece, or on the front if space permits.  1. Article Addressed to:  A Transfer from service label)  PS Form 3811, July 2013  Domestives  Domestives  Domestives  Domestives  PS Form 3811, July 2013
7014 0150 0001 2715 4972  Domestic Return Receipt	COMPLETE THIS SEC  A. Signature  X	COMPLETE THIS SECTION ON DELVERY  So complete desired.  A. Signature In the reverse to you.  The mailpiece,  D. Is delivery address different from item 1?  Yes If YES, enter delivery address below:  No  Registered  Received by (Printed Maile Addressee No  Restricted Maile Address below:  No  Addressee No  Received by (Printed Maile Address below: No  Restricted Maile Address below: No  Receipt for Merchandise
PS Form 3811, July 2013	SENDER COMPLETE THIS SECTION  Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  Article Addressed to:  2. Article Number  (Transfer from service label)  7014 0150	Complete items 1, 2, and 3. Also item 4 if Restricted Delivery is do Print your name and address on so that we can return the card to Attach this card to the back of the or on the front if space permits.  1. Article Addressed to:  Anticle Addressed to:  A Article Address
in Heceipt	A. Signature  A. Signature  A. Signature  B. Received by (Printed Name)  C. Date of Delivery address different from item 1?	A. Signature the reverse you. ne mailpiece, TES  D. Is delivery address different from item 1?  Conting them TES, enter delivery address below:  Registered Registere

### Jackson, Terry&Bland 217 Whispering St + Springs, Arc PS Form 3811, July 2013 Article Number PS Form 3811, July 2013 2. Article Numb Article Addressed to: webb City mt Article Addressed to: Tappana, Neila Kimber Attach this card to the back of the mailpiece Print your, name and address on the reverse or on the front if space permits. so that we can return the card to you. Complete items 1, 2, and 3. Also complete or on the front if space permits. Attach this card to the back of the mailpiece, so that we can return the card to you. Print your name and address on the reverse Complete items 1, 2, and 3. Also complete (Transfer from ser... item 4 if Restricted Delivery is desired (Transfer from item 4 if Restricted Delivery is desired. 7014 7014 0150 0001 0720 1000 Domestic Return Receipt Domestic Return Receipt 57 77 75 5775 A. Signati COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different from D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No Restricted Delivery? (Extra Fee) ☐ Certified Mail®☐ Registered☐ Insured Mail ☐ Certified Mail®☐ Registered☐ Insured Mail Service Type Is delivery address different from behind If YES, enter delivery address below: Restricted Delivery? (Extra Fee) Service Type If YES, enter delivery address below; 급 9664 Printed Name) ととが ☐ Priority Mail Express™☐ Return Receipt for Merchandise☐ Collect on Delivery ☐ Priority Mail Express™ ☐ Return Receipt for Merchandise ☐ Collect on Delivery C. Date of Delivery ☐ Addressee ☐ Yes ☐ Yes SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete PS Form 3811, July 2013 Article Number Article Addressed to: Print your name and address on the reverse Complete items 1, 2, and 3. Also complete S Form 3811, July 2013 so that we can return the card to you. Attach this card to the back of the mailpiece, Print your name and address on the reverse Article Addressed to: item 4 if Restricted Delivery is desired or on the front if space permits. (Transfer from service label) Article Number or on the front if space permits. Attach this card to the back of the mailpiece. so that we can return the card to you. item 4 if Restricted Delivery is desired (Transfer from servi art Smith ) BOX 1621C a rillages Do 7014 0150 0001 7014 0150 Domestic Return Receipt Domestic Return Receipt

D. Is delivery address different from item 1? These

if YES, enter delivery address below:

Service Type

Certified Mail®

5175 5175

4864

Restricted Delivery? (Extra Fee)

□ Yes

☐ Registered ☐ Insured Mail

☐ Priority Mail Express™
☐ Return Receipt for Merchan
☐ Collect on Delivery

m

Regeived by P

C. Date of D

□ Agen

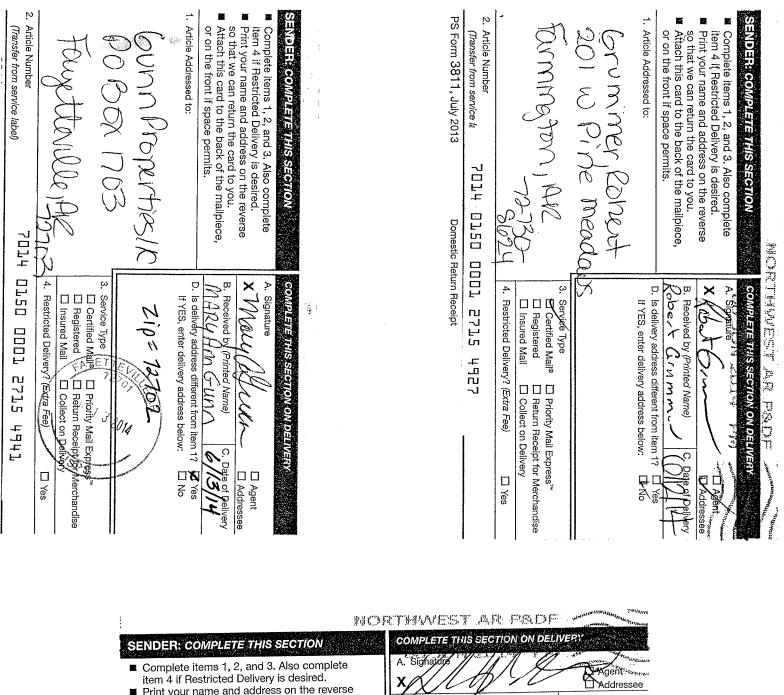
A. Signature

COMPLETE THIS SECTION ON DELI

1001

5775

☐ Yes



### **SUBJECT PARCELS:**

PARCEL: 760-01601-000 SIGNATURE BANK OF ARKANSAS PO BOX 8550' FAYETTEVILLE, AR 72703 ZONED: R-0

PARCEL: 760-02242-000 EAGLE HOLDINGS LLC PO BOX 605 FARMINGTON, AR 72730 ZONED: R-2

PARCEL: 760-01601-100 EAGLE HOLDINGS LLC PO BOX 605 FARMINGTON, AR 72730 ZONED: R-2

### **ADJOINING PROPERTY OWNERS:**

1) PARCEL: 760-02241-002 PLMR I LLC , PO BOX 10210 FORT SMITH, AR 72917 ZONED: R-0

2) PARCEL: 760-02241-000 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: C-2

3) PARCEL: 760-02242-003 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: C-2

4) PARCEL: 760-02242-004 CITY OF FARMINGTON PO BOX 150 ' FARMINGTON, AR 72730 ZONED: R-0

5) PARCEL: 760-01596-003 FASHANK, LARRY & JO 2883 E PAR CT FAYETTEVILLE, AR 72703-6501 ZONED: R-2

6) PARCEL: 760-01596-004 FASHANK, LARRY & JO 2883 E PAR CT FAYETTEVILLE, AR 72703-6501 ZONED: R-2 7) PARCEL: 760-01266-000 WAGNON, DAVID L & BARBARA F PO BOX 4 FARMINGTON, AR 72730-0004 ZONED: R-2

8) PARCEL: 760-01599-000 WOODWARD, SCOTT A PO BOX 592 FARMINGTON, AR 72730 ZONED: R-2

9) PARCEL: 760-02073-000 BRYANT, RAYMOND H 128 W NORTHHAVEN ST FARMINGTON, AR 72730-9720 ZONED: R-2

10) PARCEL: 760-02074-000 TAPPANA, NEIL, & KIMBERLY A 8920 COUNTY LN 213 WEBB CITY, MO 64870 ZONED: R-2

11) PARCEL: 760-02075-000 HELM LIVING TRUST P O BOX 756 LINCOLN, AR 72744 ZONED: R-2

12) PARCEL: 760-02076-000 JONES, RICK & PAMELA 634 BUTTERFIELD WEST FORK, AR 72774 ZONED: R-2 13) PARCEL: 760-02077-000 GUNN PROPERTIES LLC PO BOX 1703 FAYETTEVILLE, AR 72703 ZONED: R-2

14) PARCEL: 760-02078-000 FOUR HORN PROPERTIES LLC PO BOX 7347 SPRINGDALE, AR 72766 ZONED: R-2

15) PARCEL: 760-02079-000 JACKSON, TERRY L & BLAND S 217 WHISPERING HILLS ST HOT SPRINGS NATIONAL, AR 71901-7318 ZONED: R-2

16) PARCEL: 760-02080-000 BARTHOLOMEW, DAVID L & LINDA S 11902 W HWY 156 WEST FORK, AR 72774 ZONED: R-2

17) PARCEL: 760-02217-000 ESTOPY, FLOYD GAYLON & LINDA L 1529 FOREST HEIGHTS FAYETTEVILLE, AR 72703 ZONED: R-2

18) PARCEL: 760-02218-000 ESTOPY, FLOYD GAYLON & LINDA L 1529 FOREST HEIGHTS FAYETTEVILLE, AR 72703 ZONED: R-2

19) PARCEL: 760-02219-000 LAW, BRYAN C & ELIZABETH 249 W PINE MEADOW DR FARMINGTON, AR 72730-8624 ZONED: R-2

20) PARCEL: 760-02631-000 ALLEN, JAMES B 127 DAKOTA TRL FARMINGTON, AR 72730-2928 ZONED: R-2 21) PARCEL: 760-02053-000 CITY OF FARMINGTON PO BOX 150 FARMINGTON, AR 72730 ZONED: R-2

22) PARCEL: 760-02030-000 GUNN PROPERTIES LLC PO BOX 1703 FAYETTEVILLE, AR 72703 ZONED: R-2

23) PARCEL: 760-02029-000 ODOM, SUZANNE & MATT 132 S KILLDEER DR FARMINGTON, AR 72730 ZONED: R-2

24) PARCEL: 760-02028-000 HURST, ROGER DWAIN & LYNDA MARIE 12700 CARTER POWELL RD WEST FORK, AR 72774-9325 ZONED: R-2

25) PARCEL: 760-02027-000 SMITH, STANLEY W 295 LAS QUEBRADAS LN ALAMO, CA 94507-1708 ZONED: R-2

26) PARCEL: 760-01991-000 HAMPTON, BEVERLY J 170 W COUNTRYSIDE DR FARMINGTON, AR 72730 ZONED: R-2

27) PARCEL: 760-02176-000 VALENTINE, MEREDITH A 187 W CEDARBROOK PL FARMINGTON, AR 72730 ZONED: R-1

28) PARCEL: 760-02171-000 ASHLEY, BOBBY & THERESA 190 W CEDARBROOK PL FARMINGTON, AR 72730 ZONED: R-1

29) PARCEL: 760-02170-000 GRUMMER, ROBERT F & LOU ANN 201 W PINE MEADOW DR FARMINGTON, AR 72730-8624 ZONED: R-1

FOR RENT DATE \_\_ RECEIVED FROM\_ PAYMENT ACCOUNT BAL. DUE M Š 795676 \$75.0 DOLLARS

PARCEC # 160-02242-000

# IN THE CIRCUIT COURT OF WASHINGTON COUNTY, ARKANSAS 2<sup>nd</sup> DIVISION

FIRST FEDERAL BANK F/K/A FIRST FEDERAL BANK OF ARKANSAS, FA **PETITIONER** 

v.

CASE NO. CV 2013-1048-2

DTS BROKERAGE & DEVELOPMENT, LLC A/K/A DTS BROKERAGE AND DEV. LLC A/K/A DTS BROKERAGE & LAND **DEVELOPMENT, LLC;** DONALD R. SIMS A/K/A DONALD SIMS; THOMAS HENRY SIMS A/K/A THOMAS H. SIMS A/K/A THOMAS SIMS A/K/A TOM SIMS; SHARON K. SIMS A/K/A SHARON SIMS; JOHN T. LEE AS CHAPTER 7 PANEL TRUSTEE: **WASHINGTON COUNTY TAX COLLECTOR:** MEINRAD MICHAEL JANSEN AND PAMELA JANSEN; WHOLESALE LUMBER & **MATERIALS, CO.**; TENANTS OF 1791 VINEY GROVE RD., PRAIRIE GROVE, ARKANSAS 72753; TENANTS OF 11435 LITTLE ELM ROAD, FARMINGTON, ARKANSAS 72730; TENANTS OF 256 W. COUNTRYSIDE DR., FARMINGTON, ARKANSAS 72730; MID-CONTINENT CONCRETE COMPANY, INC. WHICH HAS THE FICTITIOUS NAME OF MID-CONTINENT CONCRETE COMPANY; JOHN AND RANDAN HASSELL, HUSBAND AND WIFE.

RESPONDENTS

Doc ID: 015500560008 Type: REL Kind: COMMISSIONER DEED Recorded: 11/25/2013 at 10:17:13 AM Fee Amt: \$50.00 Page 1 of 8 Washington County, AR Kyle Sylvester Circuit Clerk

F11.2013-00038965

### **COMMISSIONER'S DEED**

THIS INDENTURE, made this <u>16</u> day of November, 2013, by and between KYLE SYLVESTER, as Commissioner, party of the first part hereto and EAGLE HOLDINGS, LLC the party of the second part hereto, WITNESSETH:

Page 1 of 8

C:\Documents and Settings\ksylvester\Local Settings\Temporary Internet Files\Content.Outlook\5NQ0TNZM\commissioner's deed-Properties 3 and 4 MDD131101.docx

WHEREAS, the Washington County Circuit Court, on September 24, 2013, among other things adjudged and decreed in a certain civil action in equity then pending therein, between First Federal Bank f/k/a First Federal Bank of Arkansas, FA, Petitioner v. DTS Brokerage & Development, LLC a/k/a DTS Brokerage and Dev, LLC a/k/a DTS Brokerage & Land Development, LLC, et al, Respondents; that Separate Respondent, DTS Brokerage & Development, LLC a/k/a DTS Brokerage and Dev, LLC a/k/a DTS Brokerage & Land Development, LLC, pay to FIRST FEDERAL BANK, Petitioner, as of August 26, 2013 in COUNT I in the principal balance of \$156,429.50, interest in the amount of \$8,696.34, and title work fees in the amount of \$350.00, with interest thereafter at the rate of 6.5% per annum, until Judgment is entered and interest being reduced to 5.75% per annum after judgment is entered; in COUNT II in the principal balance of \$124,091.39, interest in the amount of \$9,332.34, late fees in the amount of \$6,314.74, and title work fees in the amount of \$350.00, with interest thereafter at the rate of 6.25% per annum, until Judgment is entered and interest being reduced to 5.75% per annum after judgment is entered; in COUNT III, in the principal balance of \$162,029.41, interest in the amount of \$8,780.54, late fees in the amount of \$575.84, and title work fees in the amount of \$350.00, with interest thereafter at the rate of 6.625% per annum, until Judgment is entered and interest being reduced to 5.75% per annum after judgment is entered; in COUNT IV, in the principal balance of \$122,136.31, interest in the amount of \$7,064.53, late fees in the amount of \$757.22, and title work fees in the amount of \$350.00, with interest thereafter at the rate of 6.5% per annum, until Judgment is entered and interest being reduced to 5.75% per annum after judgment is entered; in COUNT V, in the principal balance of \$500,000.00, interest in the amount of \$20,464.80, with interest thereafter at the rate of 3.0% per annum, together with court costs in the amount of \$205.00, service fees in the amount of \$243.59, and reasonable

Page 2 of 8

C:\Documents and Settings\ksylvester\Local Settings\Temporary Internet Files\Content.Outlook\5NQ0TNZM\commissioner's deed-Properties 3 and 4\_MDD131101.docx

attorneys' fees in the amount of \$10,282.50, being the amount adjudged to be due in the Decree of said action. And that in default of the payment of said sums or any portion thereof, on or before ten days after the rendition of said Decree, that all right, title, interest, and equity of redemption of said Respondents and all the right and possibility of curtesy or dower of Respondents, in and to the following described real estate, to-wit:

### **PROPERTY 1**

LOT 11 OF PRAIRIE PINES SUBDIVISION TO THE CITY OF PRAIRIE GROVE, WASHINGTON COUNTY, ARKANSAS, AS PER THE PLAT OF SAID SUBDIVISION ON FILE IN PLAT BOOK 23 AT PAGE 116 IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF WASHINGTON COUNTY, ARKANSAS. THE PROPERTY IS LOCATED IN WASHINGTON COUNTY AT 1791 VINEY GROVE ROAD, PRAIRIE GROVE, ARKANSAS 72753.

### **PROPERTY 2**

### TRACT 1:

A PART OF THE FRACTIONAL NORTHEAST QUARTER (FRL. NE ¼) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 5, TOWNSHIP 15 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS S 02°30'26" W, 668.61 FEET FROM THE NE CORNER OF SAID FRL. NE 1/4 OF THE NE 1/4 OF SAID SECTION 5 AND RUNNING THENCE S 02°30'26" W, 126.0 FEET ALONG THE EAST LINE OF SAID TRACT: THENCE N 87°19'17" W, 255.6 FEET TO A 1/2 INCH REBAR; THENCE N 02°30'26" E, 126.0 FEET TO A ½ INCH REBAR; THENCE S 87°19'17" E. 255.6 FEET TO THE POINT OF BEGINNING, CONTAINING 0.74 ACRES, MORE OR LESS. SUBJECT TO THE WASHINGTON COUNTY ROAD NO. 19 (LITTLE ELM ROAD)RIGHT-OF-WAY ALONG THE EAST LINE, THE WASHINGTON WATER AUTHORITY WATER LINE EASEMENT RUNNING NORTH AND SOUTH ALONG THE WEST SIDE OF SAID COUNTY ROAD, AND ANY OTHER EASEMENT AND/OR RIGHTS-OF-WAY OF RECORD.

### ALSO KNOWN AS:

TRACT 1 OF LITTLE ELM DTS SUBDIVISION TO THE CITY OF PRAIRIE GROVE, WASHINGTON COUNTY, ARKANSAS, AS SHOWN ON FINAL PLAT OF SUBDIVISION RECORDED IN PLAT BOOK 23 AT PAGE 258, RERECORDED IN PLAT BOOK 23 AT PAGE 273 AMONG THE OFFICIAL RECORDS OF WASHINGTON COUNTY, ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

TRACT 1: A PART OF THE FRL. NE-1/4 OF THE NE-1/4 OF SECTION 5, WEST. BEING NORTH. RANGE 31 15 PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS \$2°30'26" W 813.64 FEET FROM THE NORTHEAST CORNER OF THE FRL. NE-1/4 OF THE NE-1/4 OF SAID SECTION 5 AND RUNNING THENCE S2°30'26" W 126.0 FEET ALONG THE EAST LINE OF SAID 40 ACRE TRACT; THENCE LEAVING SAID EAST LINE AND RUNNING N87°19'17" W 255.6 FEET TO A 1/2" REBAR; THENCE N2°30'26"E 126.0 FEET TO A 1/2" REBAR; THENCE S87°19'17" E 255.6 FEET TO THE POINT OF BEGINNING, CONTAINING 0.74 ACRES, MORE OR LESS, WASHINGTON COUNTY, ARKANSAS. SUBJECT TO WASHINGTON COUNTY ROAD NO. 19 (LITTLE ELM ROAD) RIGHT-OF-WAY ALONG THE EAST LINE, THE WASHINGTON COUNTY WATER AUTHORITY WATER LINE EASEMENT RUNNING NORTH AND SOUTH ALONG THE WEST SIDE OF COUNTY ROAD AND ANY OTHER EASEMENTS AND/OR RIGHT-OF-WAYS OF RECORD.

### **PROPERTY 3**

LOT 40 OF SOUTHWINDS SUBDIVISION, PHASE I TO THE CITY OF FARMINGTON WASHINGTON COUNTY, ARKANSAS, AS PER PLAT OF SAID SUBDIVISION ON FILE IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF WASHINGTON COUNTY ARKANSAS, WHICH CURRENTLY HAS THE ADDRESS OF 256 COUNTRYSIDE DR., FARMINGTON, ARKANSAS 72730.

### PROPERTY 4

A PART OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SW CORNER OF THE SW 1/4 NW 1/4 OF SAID SECTION 26, THENCE S 89°56'35" E, 1319.20 FEET TO THE POINT OF BEGINNING; THENCE ALONG THE EAST BOUNDARY OF THE MEADOWS SUBDIVISION PHASE I AS FOLLOWS: N 00°02'12" E, 9.71 FEET; THENCE N 22°54'00" W, 124.84 FEET; THENCE N 29°06'00" W, 165.30 FEET; THENCE N 50°09'00" W, 394.40 FEET; THENCE N 30°22'00" W. 52.80 FEET; THENCE N 29°48'00" W, 117.30 FEET; THENCE N 63°38'00" W, 153.10 FEET; THENCE S 82°56'48" W, 45.35 FEET; THENCE THROUGH A PORTION OF FARMINGTON COMMERCIAL CENTER PHASE I AS FOLLOWS: N 50°28'35" W, 365.97 FEET; THENCE N 09°30'00" W, 365.00 FEET; THENCE EAST 180.97 FEET; THENCE ALONG THE EAST BOUNDARY OF FARMINGTON COMMERCIAL CENTER PHASE I SOUTH 230.33 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE I S 50°28'35" E, 148.83 FEET; THENCE S 89°55'47" E, 251.39 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE 2 S 00°04'10" W, 226.32 FEET, THENCE S 50°28'35" E, 163.15 FEET; THENCE S 89°55'50" E, 44.02 FEET; THENCE S 00°04'10" W, 80.00 FEET; THENCE S 89°55'50 E, 130.00 FEET; THENCE S 00°04'10" W, 53.19 FEET; THENCE ALONG A CURVE TO THE LEFT 54.63 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING S 15°34'48" E, 53.95 FEET; THENCE S 31°13'46" E, 357.39 FEET; THENCE ALONG A CURVE TO THE LEFT 66.46 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING S 50°16'08" E, 65.24 FEET; THENCE S 22°00'00" W, 147.07 FEET TO THE POINT OF BEGINNING, CONTAINING 5.80 ACRES, MORE OR LESS.

LESS AND EXCEPT: ANY PORTION OF THE ABOVE DESCRIBED PROPERTY CONTAINED IN LOTS 23 THRU 31 OF SOUTH HAVEN SUBDIVISION PHASE III.

### ALSO KNOWN AS:

A PART OF BLOCK 4 OF FARMINGTON COMMERCIAL CENTER PHASE I, A SUBDIVISION IN THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE NORTHWEST QUARTER (NW-1/4) OF SECTION 26. TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SW CORNER OF THE SW-1/4 NW-1/4 OF SAID SECTION 26, THENCE S89°56'35"E, 1319.20 FEET TO THE POINT OF BEGINNING; THENCE ALONG THE EAST BOUNDARY OF THE MEADOWS SUBDIVISION PHASE I AS FOLLOWS: N00°02'12"E 9.71 FEET; THENCE N22°54'00"W 124.84 FEET; THENCE N29°06'00"W 165.30 FEET; THENCE N50°09'00"W 394.40 FEET; THENCE N30°22'00"W 52.80 FEET; THENCE N29°48'00"W 117.30 FEET; THENCE N63°38'00"W 153.10 FEET; THENCE S82°56'48"W 45.35 FEET; THENCE THROUGH A PORTION OF FARMINGTON COMMERCIAL CENTER PHASE I AS FOLLOWS: N50°28'35"W 365.97 FEET; THENCE N09°30'00"W 365.00 FEET; THENCE EAST 180.97 FEET; THENCE ALONG THE EAST BOUNDARY OF FARMINGTON COMMERCIAL CENTER PHASE I SOUTH 230.33 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE I, S50°28'35"E 148.83 FEET; THENCE S89°55'47"E 251.39 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE 2, S00°04'10"W 226.32 FEET; THENCE S50°28'35"E 163.15 FEET; THENCE S89°55'50"E 44.02 FEET; THENCE S00°04'10"W 80.00 FEET; THENCE S89°55'50"E 130.00 FEET; THENCE S00°04'10"W 53.19 FEET; THENCE ALONG A CURVE TO THE LEFT 54.63 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING S15°34'48"E 53.95 FEET; THENCE S31°13'46"E 357.39 FEET; THENCE ALONG A CURVE TO THE LEFT 66.46 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND AND A LONG CHORD BEARING S50°16'08"E 65.24 FEET; THENCE S22°00'00"W 147.07 FEET TO THE POINT OF BEGINNING, CONTAINING 5.80 ACRES, MORE OR LESS.

LESS AND EXCEPT: ANY PORTION OF THE ABOVE DESCRIBED PROPERTY CONTAINED IN LOTS 23 THRU 31 OF SOUTH HAVEN SUBDIVISION, PHASE III TO THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS.

situated in Washington County, Arkansas, be foreclosed and forever barred; that after the Commissioner shall have given notice of the time, place and terms of the sale, in the manner and for time prescribed in said Decree, the said lands to be sold by KYLE SYLVESTER, party of the first part hereto (who was by said Court in said Decree nominated and appointed Commissioner of said Court for that purpose), at public venue, to the highest bidder, on a credit of three months, at the Courthouse of Washington County, Arkansas, in which said Court is held, between the hours prescribed by law for judicial sales, on a date to be fixed by said Commissioner.

AND WHEREAS, the sum of money, interest and costs aforesaid, for the period of ten dates after the rendition of said Decree did remain wholly unpaid, and said party of the first part, as such Commissioner, pursuant to the order and directions contained in said decree, gave notice for a greater period than ten days prior to the date of sale, of the time, place and terms for the sale of said parcels of land, by the publication of an advertisement thereof, the number of insertions and in the manner prescribed by the terms of said decree, in the Northwest Arkansas Newspapers, LLC, a newspaper printed and published in said County of Washington, and having a bona fide circulation therein, that the Commissioner would, on October 29, 2013 at 10:20 a.m. at the Washington County Courthouse, and on the terms set forth in said advertisement, offer said lands and premises for sale; and on that day, between the hours prescribed in law for judicial sales, the Commissioner did offer said parcels of land and premises for sale at public venue to the highest bidder, on a credit of three months, at the Washington County Courthouse, and at

Page 6 of 8

 $C: \label{local-content} C: \label{local-content-conten$ 

such offering so made the said party of the second part did bid and offer for said parcels of land and premises known herein as **Property 3 and Property 4** for the sum of \$115,001.00 Dollars, and second party being the highest bidder the same was then and there publicly struck off and sold to the second party for that sum.

AND WHEREAS, the undersigned, as Commissioner did make a written report of the sale so made to the Circuit Court, and the same was by and it in all things approved and the sale confirmed, and the undersigned, as such Commissioner, was ordered to make a Deed to said purchaser, EAGLE HOLDINGS, LLC, as will appear by reference to the duly entered Order of said Court in said action.

NOW THEREFORE, the undersigned, as Commissioner as aforesaid, and as party for the first part of these presents, in order to carry into effect the sale made as aforesaid in pursuance of the decree of said Circuit Court, to convey the title of the parties hereinafter named to said land and premises, pursuant to the order of said Court, and in consideration of the premises and of the said sum of \$115,001.00, paid, hath granted, bargained, sold and by the premises doth grant, bargain, sell and convey unto the said party of the second party, EAGLE HOLDINGS, LLC, all the right, title, interest or claim, either in law or equity, of the above Respondents, if any, in or to said parcel of land, with all improvements, thereon, and all and singular the rights, privileges, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining.

TO HAVE AND TO HOLD, the said tract or parcel of land and premises, together with all improvements thereon, and all privileges and appurtenances thereunto belonging, or in anywise appertaining, unto the party of the second part and unto its heirs, successors and assigns forever.

Page 7 of 8

File Number: 201300038965 Page 7 of 8

IN TESTIMONY WHEREOF, I, KYLE SYLVESTER, the said party of the first part, hereunto subscribed my name and affix my seal, as such Commissioner, on the date first herein written above.

KYLE SYLVESTER

### **ACKNOWLEDGMENT**

STATE OF ARKANSAS	)
	)ss
COUNTY OF WASHINGTON	)

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public within and for the County aforesaid, duly commissioned and acting, KYLE SYLVESTER, to me well known as the Commissioner in the foregoing Commissioner's Deed, and state that he has executed the same for the consideration and purposes therein mentioned and set forth.

WITNESS my hand and seal this day of November, 2013.

My Commission Expires:

ON COUNTINE

Page 8 of 8

PARCEL # 160-01601-000

Type: REAL ESTATE
Kind: WARRANTY DEED
Recorded: 6/3/2013 11:29:17 AM
Fee Amt: \$20.00 Page 1 of 2
Washington County, AR
Kyle Sylvester Circuit Clerk

File# 2013-00018269

After recording please return to: Waco-Title Company 6815 Isaac's Orchard Rd, Ste D Springdale, AR 72762

# WARRANTY DEED (LLC)

File #: 1303169-954

### KNOW ALL MEN BY THESE PRESENTS:

That, Pinkney Holding Company, LLC, an Arkansas limited liability company, hereinafter called GRANTOR(S), for and in consideration of the sum of ---ONE AND 00/100--- DOLLAR---(\$1.00)---and other good and valuable consideration, in hand paid by City of Farmington, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto City of Farmington, hereinafter called GRANTEE(S), and unto its successors and assigns forever, the following described lands lying in Washington County, Arkansas to-wit:

A PART OF BLOCK 3 AND BLOCK 4 OF FARMINGTON COMMERCIAL CENTER IN WASHINGTON COUNTY, ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID BLOCK 3, AND RUNNING THENCE 889°58'40"E 113.62 FEET; THENCE SOUTH 402.40 FEET; THENCE WEST 180.97 FEET; THENCE \$59°51'44"W 51.81 FEET; THENCE N33°12'37"W 300.06 FEET; THENCE N56°08'19"E 141.72 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 150.01 FEET FOR A CHORD BEARING OF N31°25'45"E 126.67 FEET; THENCE \$84°03'58"E 93.26 FEET TO THE POINT OF BEGINNING, CONTAINING 2.79 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

Subject to easements, rights-of-way, and protective covenants of record, if any. Subject to all prior mineral reservations and oil and gas leases.

TO HAVE AND TO HOLD the same unto the said Grantee(s) and unto its successors and assigns forever, with all appurtenances thereunto belonging. And the Grantor(s) hereby covenants with said Grantee(s) that it will forever warrant and defend the title to the said lands against all claims whatsoever.









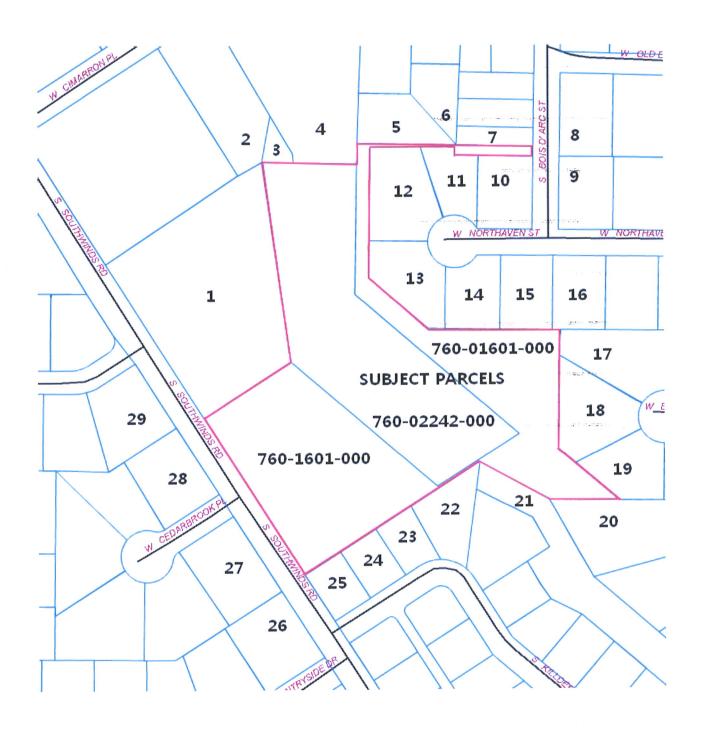


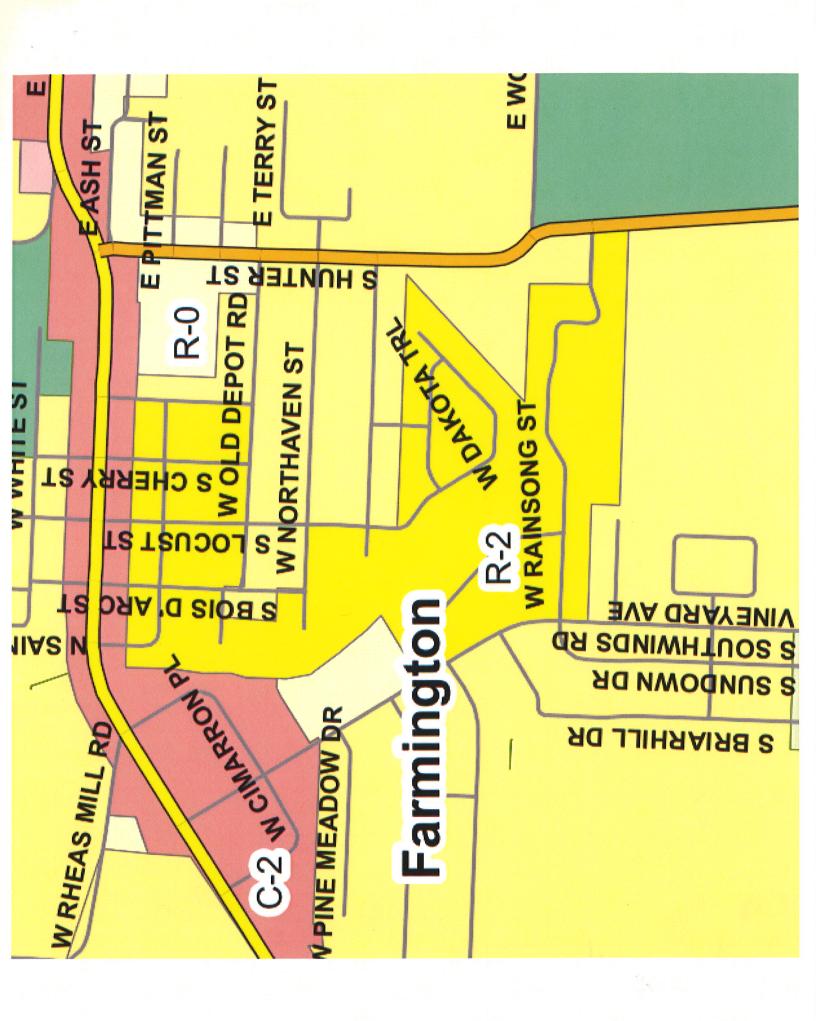
Prepared under the supervision of Katy M. Sager, Attorney 6815 Isaac's Orchard Road Springdale, AR. 72762

WITNESS our hands and seals as such GRANTOR(S), this or a documentary symbol in the legally correct amount has been placed on this instrument.  GRANTEE OR AGENT:	29 day of 17ay, 20 13.  Pinkney Holding Company, LLC  Ralph Baltz, Member
FARMINGTOL, AR 12730	
ACKNOWLEDGM	ENT
On this day before the undersigned, a Notary Public, dul for the said County and State, appeared in person the within na stated that he is the authorized Member(s) of Pinkuey Holding company, and is duly authorized in his capacity to execute the for of said company, and further stated and acknowledged that instrument for the consideration, uses and purposes therein mentions.  IN TESTIMONY WHEREOF, I have hereunto set 20.	g Company, LLC, an Arkansas limited liability regoing instrument for and in the name and behalf he had so signed, executed and delivered said oned and set forth.
My commission expires:  C. STEM  C. STEM  MOLPHOOD  AND STATE	Washington County, AR I certify this instrument was filed on 6/3/2013 11:29:17 AM and recorded in REAL ESTATE

1. July

File# 2013-00018269 Kyle Sylvester - Circuit Clerk









### NOTICE OF PUBLIC HEARING

A petition to rezone the property as described below has been filed with the City of Farmington on the 20th day of May, 2014.

### Parcel 760-01601-000 and 760-01601-100:

A PART OF BLOCK 4 OF FARMINGTON COMMERCIAL CENTER PHASE I, A SUBDIVISION IN THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE NORTHWEST QUARTER (NW-1/4) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SW CORNER OF THE SW-1/4 NW-1/4 OF SAID SECTION 26, THENCE S89°56'35"E, 1319.20 FEET TO THE POINT OF BEGINNING; THENCE ALONG THE EAST BOUNDARY OF THE MEADOWS SUBDIVISION PHASE I AS FOLLOWS: N00°O2'12"E 9.71 FEET; THENCE N22°54'00"W 124.84 FEET; THENCE N29°06'00"W 165.30 FEET; THENCE N50°09'00"W 394.40 FEET; THENCE N30°22'00"W 52.80 FEET; THENCE N29°48'00"W 117.30 FEET; THENCE N63°38'00"W 153.10 FEET; THENCE S82°56'48"W 45.35 FEET; THENCE THROUGH A PORTION OF FARMINGTON COMMERCIAL CENTER PHASE I AS FOLLOWS: N50°28'35"W 365.97 FEET; THENCE NO9°30'00"W 365.00 FEET; THENCE EAST 180.97 FEET; THENCE ALONG THE EAST BOUNDARY OF FARMINGTON COMMERCIAL CENTER PHASE I SOUTH 230.33 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE I, S50°28'35"E 148.83 FEET; THENCE S89°55'47"E 251.39 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE 2, S00°04'10"W 226.32 FEET; THENCE S50°28'35"E 163.15 FEET; THENCE S89°55'50"E 44.02 FEET; THENCE S00°04'10"W 80.00 FEET; THENCE S89°55'50"E 130.00 FEET; THENCE S00°04'10"W 53.19 FEET; THENCE ALONG A CURVE TO THE LEFT 54.63 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING S15°34'48"E 53.95 FEET; THENCE S31°13'46"E 357.39 FEET; THENCE ALONG A CURVE TO THE LEFT 66.46 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND AND A LONG CHORD BEARING S50°16'08"E 65.24 FEET; THENCE S22°00'00"W 147.07 FEET TO THE POINT OF BEGINNING. CONTAINING 5.80 ACRES, MORE OR LESS.

LESS AND EXCEPT: ANY PORTION OF THE ABOVE DESCRIBED PROPERTY CONTAINED IN LOTS 23 THRU 31 OF SOUTH HAVEN SUBDIVISION, PHASE III TO THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS.

### Parcel 760-02242-000:

A PART OF BLOCK 3 OF FARMINGTON COMMERCIAL CENTER PHASE I AS PER FINAL PLAT ON FILE IN THE OFFICE OF THE CIRCUIT CLERK AND EX- OFFICIO RECORDER OF WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE SOUTHWEST QUARTER (SW 1/») OF THE NORTHWEST QUARTER (NW ¼) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID BLOCK 3, THENCE N 33 DEGREES II' 56" W, 335.31 FEET; THENCE N 56 DEGREES 09' 00" E, 300.02 FEET; THENCE N 59 DEGREES 51' 44" E, 51.77 FEET; THENCE S 09 DEGREES 30' 00" E, 365.00 FEET, THENCE S 50 DEGREES 28' 35" E, 365.97 FEET; THENCE S 56 DEGREES 45' 41" W, 313.69 FEET; THENCE N 33 DEGREES 11' 56" W, 347.94 FEET TO THE POINT OF BEGINNING, CONTAINING 4.23 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

### LESS AND EXCEPT:

A PART OF BLOCK 3 OF FARMINGTON COMMERCIAL CENTER PHASE I, AS PER THE FINAL PLAT ON FILE IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE SOUTHWEST QUARTER (SW IA) OF THE NORTHWEST QUARTER (NW %) OF SECTION 26, TOWNSHIP I6 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT AN EXISTING IRON AT THE SW CORNER OF SAID BLOCK 3, SAID POINT BEING ON THE NORTHEASTERLY RIGHT-OF-WAY OF SOUTHWINDS ROAD; THENCE N 33 DEGREES 09' 31" W ALONG THE WEST LINE OF SAID BLOCK 3 AND THE NORTHEASTERLY RIGHT-OF-WAY OF SAID ROAD 335.34 FEET TO AN EXISTING IRON; THENCE LEAVING SAID RIGHT-OF-WAY AND THE WEST LINE OF SAID BLOCK 3, N 56 DEGREES 11'42" E, 300.00 FEET TO AN EXISTING IRON, THENCE N 59 DEGREES 54' 04" E, 51.86 FEET TO AN EXISTING IRON; THENCE S 09 DEGREES 26' 37" E, 365.05 FEET TO AN EXISTING IRON; THENCE S 56 DEGREES 21' 29" W, 204.96 FEET TO THE POINT OF BEGINNING, CONTAINING 2.15 ACRES MORE OR LESS. SAID TRACT BEING SUBJECT TO ANY EASEMENTS AND/OR RIGHTS-OF-WAY, WHETHER RECORDED OR NOT OF RECORD.

### (See illustration below for visual description)

A public hearing to consider this request to rezone the above described property from R-O and R-2 to MF-2 will be held on the 23rd day of June, 2014, at 6:00 p.m. at Farmington City Hall, 354 West Main, Farmington, Arkansas. All interested persons are invited to attend.

A copy of the proof of publication from the newspaper must be provided to the City 10 days before the meeting.

The City will post a sign on the property at a location visible to the public, notifying the public of the intent to rezone the property.

Applicant/Representative: I certify under penalty of perjury that the foregoing statements and answers herein made, all data, information and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incomplete, incorrect or false information is grounds for invalidation of the application. I understand that the City of Farmington may not approve my application or may set conditions on approval.

Applicant Signature

Property Owner/Authorized Agent: I certify under penalty of perjury that I am the owner of the property that is the subject of this application and that I have read this application and consent to its filing. (If signed by the authorized agent, a letter from the property owner must be provided indicating that the agent is authorized to act on his behalf.)

Date

Owner/Agent Signature

# NORTHWEST ARKANSAS

THE MORNING NEWS OF SPRINGDALE

THE MORNING NEWS OF ROGERS

NORTHWEST ARKANSAS TIMES

BENTON COUNTY DAILY RECORD

212 NORTH EAST AVENUE, FAYETTEVILLE, ARKANSAS 72701 | P.O. BOX 1607, 72702 | 479-442-1700 | WWW.NWANEWS.COM

### AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLIC HEARING

I, Karen Caler, do solemnly swear that I am the Legal Clerk of the Northwest Arkansas Newspapers, LLC, printed and published in Washington and Benton County, Arkansas, of bona fide circulation, that from my own personal knowledge and reference to the files of said publication, the advertisement of:

KERRY PITTS PH/Pitts rezone

Was inserted in the Regular Editions on:

June 8, 2014

Publication Charges: \$309.40

Subscribed and sworn to before me This 10th day of Mul, 2014

**Notary Public** 

My Commission Expires: 12/31/2023

ASH PUBLIC PUBLIC PARRY SAN ASH PUBLIC PARRY PUBLIC PARRY SAN ASH PUBLIC PARRY PUBLIC PUBLIC

\*\*NOTE\*\*

Please do not pay from Affidavit. Invoice will follow.

A petition to rezone the property as described below has been filed with the City of Farmington on the 20th day of May, 2014. Parcel 760-01601-000 and 760-01601-100: A PART OF BLOCK 4 OF FARMINGTON COMMERCIAL CENTER PHASE I, A SUBDIVISION IN THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE NORTHWEST QUARTER (NW-1/4) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SW CORNER OF THE SW-1/4 NW-1/4 OF SAID SECTION 26, THENCE S89°56'35"E, 1319.20 FEET TO THE POINT OF BEGINNING; THENCE ALONG THE EAST BOUNDARY OF THE MEADOWS SUBDIVISION PHASE I AS FOLLOWS: N00°O2'12"E 9.71 FEET: THENCE N22°54'00"W 124.84 FEET; THENCE N29°06'00"W 165.30 FEET; THENCE N50°09'00"W 394,40 FEET: THENCE N30°22'00"W 52.80 FEET; THENCE N29°48'00"W 117.30 FEET; THENCE N63°38'00"W 153.10 FEET; THENCE S82°56'48"W 45.35 FEET; THENCE THROUGH A PORTION OF FARMINGTON COMMERCIAL CENTER PHASE I AS FOLLOWS: N50°28'35"W 365.97 FEET; THENCE NO9°30'00"W 365.00 FEET; THENCE EAST 180.97 FEET; THENCE ALONG THE EAST BOUNDARY OF FARMINGTON COMMERCIAL CENTER PHASE I SOUTH 230.33 FEET: THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE I, S50°28'35"E 148.83 FEET; THENCE S89°55'47"E 251.39 FEET; THENCE ALONG THE WEST LINE OF SOUTH HAVEN SUBDIVISION PHASE 2, S00°04'10"W 226.32 FEET; THENCE S50°28'35"E 163.15 FEET; THENCE S89°55'50"E 44.02 FEET; THENCE S00°04'10"W 80.00 FEET;

THENCE S89°55'50"E 130.00

FEET; THENCE \$00°04'10"W 53.19 FEET: THENCE ALONG A CURVE TO THE LEFT 54 63 FEET. SAID CURVE HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING S15°34'48"E 53,95 FEET; THENCE S31°13'46"E 357.39 FEET; THENCE ALONG A CURVE TO THE LEFT 66.46 FEET, SAID CURVE HAVING A RADIUS OF 100.00 FEET AND AND A LONG CHORD BEARING S50°16'08"E 65.24 FEET; THENCE S22°00'00"W 147.07 FEET TO THE POINT OF BEGINNING, CONTAINING 5.80 ACRES, MORE OR LESS. LESS AND EXCEPT: ANY PORTION OF THE ABOVE DESCRIBED PROPERTY CONTAINED IN LOTS 23 THRU 31 OF SOUTH HAVEN SUBDIVISION, PHASE III TO THE CITY OF FARMINGTON, WASHINGTON COUNTY, ARKANSAS. Parcel 760-02242-000; A PART OF BLOCK 3 OF FARMINGTON COMMERCIAL CENTER PHASE I AS PER FINAL PLAT ON FILE IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF WASHINGTON COUNTY, ARKANSAS, AND A PART OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID BLOCK 3, THENCE N 33 DEGREES 11' 56" W, 335.31 FEET; THENCE N 56 DEGREES 09' 00" E. 300.02 FEET; THENCE N 59 DEGREES 51' 44" E, 51.77 FEET; THENCE S 09 DEGREES 30' 00" E, 365.00 FEET, THENCE S 50 DEGREES 28' 35" E, 365.97 FEET; THENCE S 56 DEGREES 45' 41" W, 313.69 FEET; THENCE N 33 DEGREES 11' 56" W, 347.94 FEET TO THE POINT OF

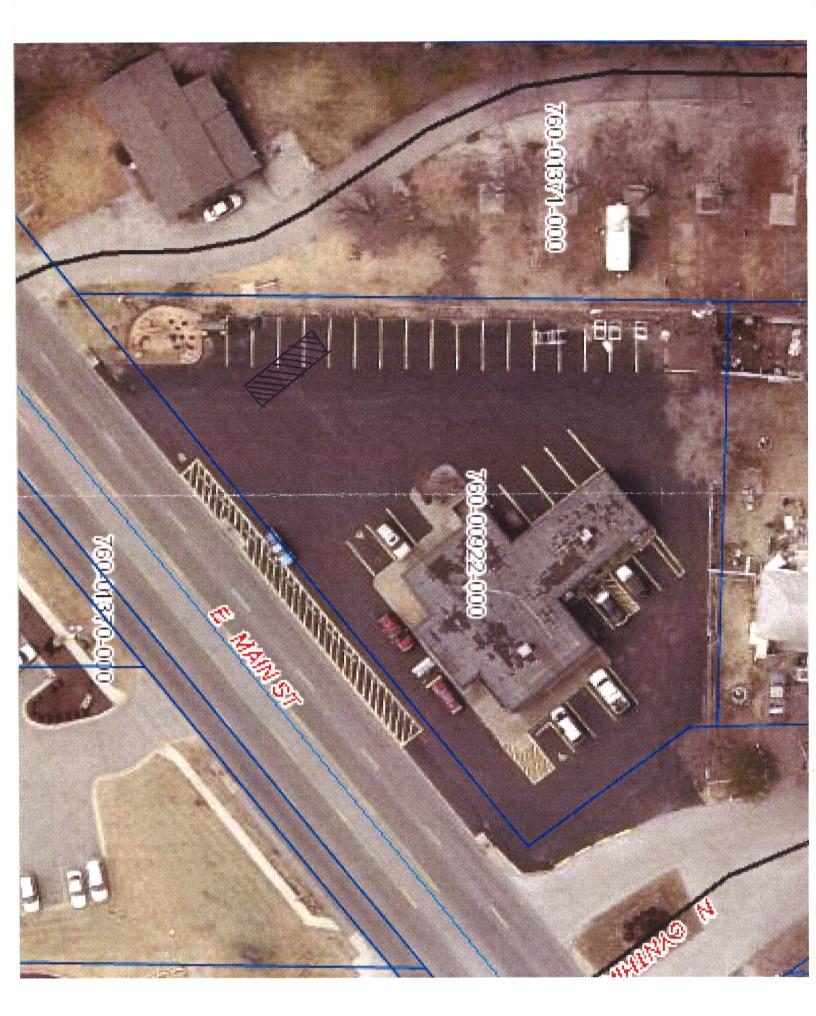
4.23 ACRES, MORE OR LESS, SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD. LESS AND EXCEPT: A PART OF BLOCK 3 OF **FARMINGTON** COMMERCIAL CENTER PHASE I, AS PER THE FINAL PLAT ON FILE IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF WASHINGTON COUNTY. ARKANSAS, AND A PART OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 31 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE **PARTICULARLY** DESCRIBED AS FOLLOWS: BEGINNING AT AN EXISTING IRON AT THE SW CORNER OF SAID BLOCK 3, SAID POINT BEING ON THE NORTHEASTERLY RIGHT-**OF-WAY OF SOUTHWINDS** ROAD; THENCE N 33 **DEGREES 09' 31" W** ALONG THE WEST LINE OF SAID BLOCK 3 AND THE NORTHEASTERLY RIGHT-OF-WAY OF SAID ROAD 335.34 FEET TO AN EXISTING IRON; THENCE LEAVING SAID RIGHT-OF-WAY AND THE WEST LINE OF SAID BLOCK 3, N 56 DEGREES 11'42" E, 300.00 FEET TO AN EXISTING IRON, THENCE N 59 DEGREES 54' 04" E, 51.86 FEET TO AN EXISTING IRON; THENCE S 09 DEGREES 26' 37" E, 365.05 FEET TO AN EXISTING IRON; THENCE S 56 DEGREES 21 '29" W, 204.96 FEET TO THE POINT OF BEGINNING, **CONTAINING 2.15 ACRES** MORE OR LESS. SAID TRACT BEING SUBJECT TO ANY EASEMENTS AND/OR RIGHTS-OF-WAY. WHETHER RECORDED OR NOT OF RECORD. A public hearing to consider this request to rezone the above described property from R-O and R-2 to MF-2 will be held on the 23rd day of June, 2014, at 6:00 p.m. at Farmington City Hall, 354 West Main, Farmington, Arkansas. All interested persons are invited to attend. 72647038 June 8, 2014

BEGINNING, CONTAINING

## City of Farmington Application for Variance

Please fill out this form completely, supply all necessary information to support your request. Your application will not be placed on the agenda for Planning Commission until all information is furnished.

Applicant: Keith MAVIS	_ Day Phone: <u></u> 479-841-3586	_		
Address: 196 E. Matin	Fax: 479-267-5912			
Representative: Kerrit Mas	Day Phone:			
Address: 196 E. MMV	Fax:			
Property Owner: Kerth Mark	Day Phone:	_		
Address: 196 E. Main	Fax:			
Indicate where correspondence should be se	ent (circle one): Applicant – Representative Ov	vner		
Property Description Site Address/	etail (Attach additional pages if necessify to the second of the second	*,		
Type of variance and reason for request (financial concerns are not considered valid reasons when requesting a variance):  I would Like TO Request A Side Setback VARIANCE ON the South Property Line From 25' TO 10' So we CARL Lease A SPOT for the ICE machine that is housted by the dollar Store TO Be must TO OUR LOT. The Parking Lot is Asphalted AND CURBOD Already with MO Access to the South So we would be blocking Hothing. Also Address the Front Set Back off they bz				
Applicant/Representative: I certify under penalty of perjury that the foregoing statements and answers herein made, all data, information and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incomplete, incorrect or false information is grounds for invalidation of the application. I understand that the City of Farmington may not approve my application or may set conditions on approval.  Date  Date				
Property Owner/Authorized Agent: I certify under penalty of perjury that I am the owner of the property that is the subject of this application and that I have read this application and consent to its filing. (If signed by the authorized agent, a letter from the property owner must be provided indicating that the agent is authorized to act on his behalf.)  Date  Owner/Agent Signature				



# Washington County Public Map System



Print Date: 6/11/2014

and should not be considered authoritative for engineering, legal and other site specific uses. Washington County is in no way responsible for or liable for any misrepresentation or re-use of these maps. Distribution of these maps are intended for informational purposes anticipated profits or benefits arising out of use of or reliance on the maps. The parcel lines shown are considered a graphical representation of the actual boundaries In no event shall said Washington County be liable for direct, indirect, incidental, consequential or special damages of any kind, including, but not limited to, loss of databases." These maps have been developed from the best available sources. No guarantee of accuracy is granted, nor is any responsibility for reliance thereon assumed Arkansas Code 15-21-502 (6) which indicates that "Digital cadastre' means the storage and manipulation of computerized representations of parcel maps and linked cadastre does not represent legal property boundary descriptions, nor is it suitable for boundary determination of the individual parcels included in the cadastre." and Department and in accordance with Arkansas Code 15-21-502 (2) (B), which states "The digital cadastre manages and provides access to cadastral information. Digital County Disclaimer: These maps were created by Washington County using data created or acquired by its Assessor's office, Dept. of Emergency Management, and Road

1:1,877