

ARKANSAS STATE HIGHWAY COMMISSION



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EL DORADO

JOHN ED REGENOLD
ARMOREL

CLIFF HOOFMAN
NORTH LITTLE ROCK

DICK TRAMMEL
ROGERS

DAN FLOWERS
DIRECTOR OF
HIGHWAYS AND TRANSPORTATION

P.O. Box 2261
LITTLE ROCK, ARKANSAS 72203-2261
PHONE (501) 569-2000 FAX (501) 569-2400
WWW.ARKANSASHIGHWAYS.COM

April 13, 2010

Mr. David Ferguson, Director
Bureau of Legislative Research
Arkansas Legislative Council
State Capitol Building, Room 315
Little Rock, Arkansas 72201

Dear Mr. Ferguson:

As required by Act 1315 of 1997, the attached report on land conveyances for January 1, 2010 through March 31, 2010 is submitted.

If you need additional information, please contact Mr. Perry M. Johnston, Division Head of Right of Way, at (501) 569-2311.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Flowers", is positioned above the printed name.

Dan Flowers
Director of Highways
and Transportation

Attachment

c: Deputy Director and Chief Engineer
Assistant to the Director
Assistant Chief Engineer – Design
Right of Way Division

Interoffice Memorandum

To: Phil McConnell, Assistant Chief Engineer – Design
From: Perry M. Johnston, Division Head, Right of Way Division
Date: April 9, 2009
Subject: Quarterly Surplus Properties Report – January 1, 2010 thru March 31, 2010

Transmitted herewith are the properties transferred in the First Quarter of 2010.

<u>Job</u>	<u>Tract</u>	<u>M.O.</u> <u>Date</u>	<u>Deed</u> <u>Filed</u>	<u>Grantee</u>
3541	Pt of 24	1/20/2010	2/24/2010	E-Z Mart



* 2 0 1 0 R 0 0 0 7 0 1 *

2010R000701
OTHER - MORTGAGE
RECORDED AND CERTIFIED ON
02/24/2010 11:07:53AM
Pages: 4
PATTI CHANEY - CIRCUIT CLERK
SEVIER COUNTY, ARKANSAS

ARKANSAS HIGHWAY COMMISSION

COMMISSION MINUTE ORDER: 2010-009

DISTRICT: District Three
COUNTY: Sevier County

ARKANSAS STATE HIGHWAY COMMISSION

MINUTE ORDER

District: Three

Page 1 of 2 Pages

County: Sevier

Category: Surplus Property

WHEREAS, the Commission acquired property known as Tract No. 24 from Leon Green and wife, Edna Green, for Job Nos. 3541/030268, Industrial Park Road – Wilson Creek (DeQueen), Sevier County, Arkansas, by Warranty Deed dated April 26, 1962, filed for record on May 2, 1962, in the Circuit Clerk's office of Sevier County in Deed Record Book No. 110, page 672; and

WHEREAS, Tract No. 24 was acquired by the Commission for THREE THOUSAND ONE HUNDRED FIFTY AND NO/100 DOLLARS (\$3,150.00); and

WHEREAS, E Z Mart Stores, Inc., has bid the sum of TWO THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$2,250.00), which is the highest bid received for a portion of Tract No. 24, Job Nos. 3541/030268, at a public auction held on Monday, November 3, 2008, at the Arkansas State Highway and Transportation Department, Central Complex Headquarters Building, 10324 Interstate 30, Little Rock, Arkansas, in Room 702. Three (3) qualified appraisers have opined that the current market value of the portion of Tract No. 24 being offered for sale is TWO THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$2,250.00); and the District Engineer for District Three has determined that the portion of Tract No. 24 being offered for sale is not now, nor in the foreseeable future will be, needed for highway purposes; that portion of Tract No. 24, Job Nos. 3541/030268, being offered for sale is described as follows:

Part of the Southeast Quarter of the Southeast Quarter of Section 24, Township 8 South, Range 32 West, Sevier County, Arkansas, more particularly described as follows:

Starting at a Cotton Picker Spike locally accepted as the South Common corner of Sections 24 and 25, Township 8 South, Range 32 West; thence North 01° 08' 01" East along the East line thereof a distance of 514.58 feet to a point on the Northerly right of

ARKANSAS STATE HIGHWAY COMMISSION

MINUTE ORDER

District: Three

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County: Sevier

Category: Surplus Property

way of U.S. Highway 70 as established by AHTD Job 3541 and said right of way as shown on the revised right of way plans for AHTD Job 030268, sheet 12, revision being made on December 10, 2009; thence the following courses and distances to 2" aluminum caps stamped "Arkansas Hwy. & Trans. Dept. BDY PS 1201"; South 89° 02' 58" West along said right of way line a distance of 32.21 feet to a point on the Northerly right of way of U.S. Highway 70 as established by AHTD Job 3541 for the POINT OF BEGINNING; thence South 21° 44' 38" West along the right of way as established by said Job 030268 a distance of 23.16 feet to a point; thence North 86° 54' 10" West along said right of way line a distance of 129.82 feet to a point; thence North 00° 59' 25" East along said right of way line a distance of 16.79 feet to a point on the Northerly right of way of U.S. Highway 70 as established by AHTD Job 3541; thence South 89° 02' 58" East along said right of way line a distance of 137.94 feet (137.98 feet calculated) to the point of beginning and containing 0.059 acres or 2,582 square feet, more or less, as shown on plans referenced as AHTD Job 030268, also as shown on a plat by Wallace D. Roy, PS#900, filed December 17, 2009, as In 200912170009 in the State Land Surveyor's Office.

GA 7/06/07 Rev. 12/10/09 jhk

NOW THEREFORE, the above-described property is declared surplus; upon receipt of the consideration of TWO THOUSAND TWO HUNDRED FIFTY AND NO/1000 DOLLARS (\$2,250.00) the Chairman of the Commission is authorized and directed to execute a Quitclaim Deed conveying said property to E Z Mart Stores, Inc.; a copy of the deed and this Minute Order shall be recorded in Sevier County, Arkansas; and, if necessary, the right of way shall be remonumented. Any Federal-Aid funds from this disposal shall be credited to Federal Funds.

Approved: Carl J. Riney Chairman
W. E. Engle Vice-Chairman
W. E. Engle Member
W. E. Engle Member
W. E. Engle Member
 Leg.

Submitted By: Patricia M. Connolly
 Assistant Chief Engineer - Design
 Approved: W. E. Engle
 Director
 Minute Order No. 2010 009
 Date Passed JAN 20 2010

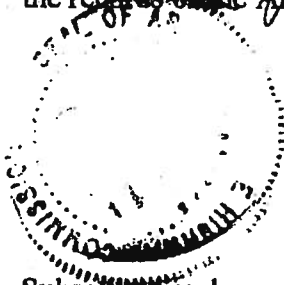
STATE OF ARKANSAS)

)ss

CERTIFICATE

COUNTY OF PULASKI)

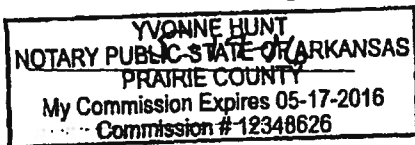
I, Lindy H. Williams, Secretary and Custodian of the Records of Proceedings of the Arkansas State Highway Commission, do hereby certify, and state under oath, that the foregoing written matter contains a true, complete and perfect transcript of Minute Order No. 2010-009 adopted by the Commission on the 15th day of January, 2010, as set forth therein, and as the same appears in the records of the Arkansas State Highway Commission.



Lindy H. Williams
Lindy H. Williams, Commission Secretary
Arkansas State Highway Commission

Subscribed and sworn to before me this 20th day of January, 2010.

My Commission Expires:



Yvonne Hunt
Notary Public



2010R000702
QUITCLAIM DEED
RECORDED AND CERTIFIED ON
02/24/2010 11:07:54AM
Pages: 3

PATTI CHANEY - CIRCUIT CLERK
SEVIER COUNTY, ARKANSAS

Job Nos. 3541/030268
Part of Tract No. 24

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Carl S. Rosenbaum, Chairman of the Arkansas State Highway Commission, Grantor, for and in behalf of the Arkansas State Highway Commission, in consideration of the sum of **TWO THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$2,250.00)**, paid to the **Arkansas State Highway Commission**, and other valuable consideration, the receipt of which is hereby acknowledged, and by direction of Resolution of the Arkansas State Highway Commission incorporated in Minute Order No. 2010-009 dated the 20th day of January, 2010, authorizing and directing the execution of this instrument as an act of the Commission, do hereby grant, sell, convey, quitclaim, and relinquish unto **E Z Mart, Inc.**, and unto its successors, and assigns forever, any right, title, interest or equity of the Arkansas State Highway Commission in the following lands, lying and being situated in Sevier, Arkansas, to-wit:

Job Nos. 3541/030268

Part Of Tract No. 24:

Part of the Southeast Quarter of the Southeast Quarter of Section 24, Township 8 South, Range 32 West, Sevier County, Arkansas, more particularly described as follows:

Starting at a Cotton Picker Spike locally accepted as the South Common corner of Sections 24 and 25, Township 8 South, Range 32 West; thence North 01° 08' 01" East along the East line thereof a distance of 514.58 feet to a point on the Northerly right of way of U.S. Highway 70 as established by AHTD Job 3541 and said right of way as shown on the revised right of way plans for AHTD Job 030268, sheet 12, revision being made on December 10, 2009; thence the following courses and distances to 2" aluminum caps stamped "Arkansas Hwy. & Trans. Dept. BDY PS 1201"; South 89° 02' 58" West along said right of way line a distance of 32.21 feet to a

certify under penalty of false
statement that at least the legally
correct amount of documentary stamps
have been placed on this instrument.

Carl S. Rosenbaum
Arkansas State Highway Commission
P.O. Box 2261
Little Rock, Arkansas 72203

J. Ted Blagg
This instrument was prepared by
J. Ted Blagg, Title Attorney
Arkansas State Highway and Transportation Dept.
P.O. Box 2261, Little Rock, Arkansas 72203


point on the Northerly right of way of U.S. Highway 70 as established by AHTD Job 3541 for the POINT OF BEGINNING; thence South 21° 44' 38" West along the right of way as established by said Job 030268 a distance of 23.16 feet to a point; thence North 86° 54' 10" West along said right of way line a distance of 129.82 feet to a point; thence North 00° 59' 25" East along said right of way line a distance of 16.79 feet to a point on the Northerly right of way of U.S. Highway 70 as established by AHTD Job 3541; thence South 89° 02' 58" East along said right of way line a distance of 137.94 feet (137.98 feet calculated) to the point of beginning and containing 0.059 acres or 2,582 square feet, more or less, as shown on plans referenced as AHTD Job 030268, also as shown on a plat by Wallace D. Roy, PS#900, filed December 17, 2009, as In 200912170009 in the State Land Surveyor's Office.

GA 7/06/07 Rev. 12/10/09 jhk

2010.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 20th day of January,

By:

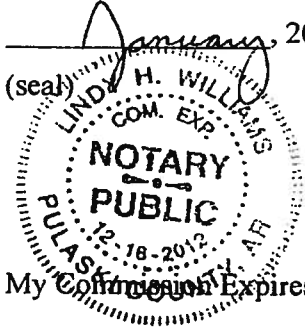


Carl S. Rosenbaum, Chairman
Arkansas State Highway Commission


STATE OF ARKANSAS)) SS
COUNTY OF PULASKI)

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 20th day of

January, 2010.



My Commission Expires: December 16, 2012


Lindy H. Williams, Notary Public