

*Summons
joined*

IN THE CIRCUIT COURT OF CRAIGHEAD COUNTY, ARKANSAS,
WESTERN DISTRICT

FILED

00 APR -2 PM 4:58

CITY OF JONESBORO, ARKANSAS

PLAINTIFF

v.

NO. CIV-2008-0244 (DB)

CLERK

WILLIS HAYNES AND DOROTHY HAYNES

DEFENDANT

COMPLAINT IN CONDEMNATION

Now comes the plaintiff, the City of Jonesboro, by and through its City Attorney, Phillip Crego and for its Complaint in Condemnation, states and alleges:

1. The plaintiff, City of Jonesboro, Arkansas, is a city of the first class under the laws of the State of Arkansas. Defendants, Willis Haynes and Dorothy Haynes are citizens owning and operating property in Craighead County, Arkansas, which is the subject of this action.

2. The plaintiff, in the exercise of its governmental powers and authority, has contracted for improvements within the City of Jonesboro. Additional property is needed for these improvements from property owners, including the defendant's property.

3. The description of the property owned by the defendant which is required for plaintiff's purposes is as follows:

The Northeast Quarter of the Northeast Quarter of Section 7, Township North, Range 4 East; also known as 2206 Austin Drive, situated in the City of Jonesboro, Craighead County, Arkansas.

4. Pursuant to provisions of state law, including Arkansas Code Annotated 18-15-309, plaintiff is vested with the power of eminent domain and is authorized to enter upon private property for the construction of its designed improvements and is proceeding under eminent domain to acquire real property as described above for the purposes related. The acquisition of property for these purposes are necessary for improvements in the City of Jonesboro.

5. Plaintiff has had this property appraised, with the appraisal report indicating that the land owned by the defendant, which is the subject of this action, has an appraisal value of \$5,700.00, Therefore Plaintiff suggests a sum of (\$5,700.00) as just compensation under these circumstances, and plaintiff is entitled to immediate entry upon these lands for the purposes stated upon the filing of this complaint, and shall deposit into the registry of the Court of the sum mentioned as just compensation and notice of this action to defendant. Plaintiff herewith deposits into the registry of the Court the sum of (\$ 5,700.00) as such just compensation.

WHEREFORE, plaintiff prays that the above described lands be condemned for the aforesaid public use, and that defendant's property be assessed at (\$ 5,700.00) for the taking of such land for these uses, and that this Court issue its order for immediate entry on the above described land by plaintiff for the purposes stated

above.

CITY OF JONESBORO, ARKANSAS

PHILLIP CREGO, JONESBORO CITY
ATTORNEY
410 Washington
Jonesboro, AR 72403
870-932-0917

BAR #82042



City of Jonesboro

Signature Copy

Resolution: R-EN-046-2008

CV-2008-0244

FILED

515 West Washington
Jonesboro, AR 72401

08 APR - 2 AM 8:46



CIRCUIT CLERK

File Number: RES-08:059

Enactment Number: R-EN-046-2008

A RESOLUTION TO THE CITY COUNCIL OF THE CITY OF JONESBORO TO CONDEMN CERTAIN REAL PROPERTY LOCATED IN THE CITY OF JONESBORO AT 2206 AUSTIN DRIVE FOR THE PURPOSE OF CREATING A DETENTION POND.

WHEREAS, the City of Jonesboro has the need to condemn by eminent domain certain property located within the City of Jonesboro located at 2206 Austin Drive, Jonesboro, Arkansas for the purpose of creating a detention pond; And

WHEREAS, an offer of \$5,700.00 has been made and refused by Willis Haynes and Dorothy Haynes dated March 18, 2008 refusing to sell their property located at 2206 Austin Drive, Jonesboro, Arkansas more particularly described as follows:

The NE Quarter of the NE Quarter of Section 7, Township14 North, Range 4 East; also known as 2206 Austin Drive.

NOW THEREFORE, BE IT RESOLVED, by the City Council for the City of Jonesboro, Arkansas that:

SECTION 1: That the City of Jonesboro is hereby vested with the power of eminent domain and authorized under Arkansas Code Annotated 18-15-309 to condemn said property located at 2206 Austin Drive, Jonesboro, Arkansas

SECTION 2: This condemnation is necessary to obtain property for construction of detention ponds in the City of Jonesboro.

SECTION 3: This resolution shall take effect immediately upon its passage and approval.

PASSED AND APPROVED this 1st day of April, 2008.

FILED

IN THE CIRCUIT COURT OF CRAIGHEAD COUNTY, ARKANSAS
WESTERN DISTRICT

09 NOV -4 AM 9:42
PLAINTIFF
ANN HUBSON
CIRCUIT COURT CLERK

CITY OF JONESBORO, ARKANSAS

V. NO. CV 2008-0244 (DL)

WILLIS AND DOROTHY HAYNES

DEFENDANTS

JUDGMENT AND DISPOSITION ORDER

This cause came on this day, plaintiff, City of Jonesboro, appeared by and through its city Attorney, Phillip Crego. The defendants, Willis Haynes and Dorothy Haynes appeared in person pro se.

Plaintiff has deposited \$5,700.00 with the Registry of the Court.

From the pleadings and other matters before the Court, the Court doth find:

It is, by the Court, Considered, Ordered and Adjudged that the plaintiff, City of Jonesboro, Arkansas, is entitled to possession and title to the real property described in its Complaint against the defendants, Willis Haynes and Dorothy Haynes.

It Is, Further Ordered that defendant be allowed to withdraw the previously deposited \$5,700.00 from the Registry of the Court.

Dated this the 4 day of November, 2009.



CIRCUIT JUDGE

APPROVED AS TO FORM:

CITY ATTORNEY. JONESBORO. AR


WILLIS HAYNES, PRO SE


DOROTHY HAYNES, PRO SE

Law Bk 82 Pg 600
DATE : 11-05-2009
TIME : 11:18:25 AM
RECORDED IN
OFFICIAL RECORDS OF
CRAIGHEAD COUNTY, AR.
ANN HUBSON
CIRCUIT CLERK

