

ORDINANCE NO. 347**AN ORDINANCE ANNEXING CERTAIN TERRITORY INTO THE CORPORATE LIMITS OF THE CITY OF STILWELL, OKLAHOMA, AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, a municipal governing body by ordinance may add to the municipality territory adjacent or contiguous to its corporate limits and increase or diminish the corporate limits as the governing body deems desirable for the benefit of the municipality.

WHEREAS, the City Council of the City of Stilwell, Oklahoma, received a petition to annex certain lands more particularly described below, said petition being published twice in a newspaper as required by Title 11 O.S. § 21-105;

WHEREAS, the proposed territory is adjacent and contiguous of the City, receives the same services as all other similar acres of the City, and will continue to receive such services by the same methods and/or means;

WHEREAS, the City Council has determined that all the requisites to annexing the territory have been satisfied and met, all as required by law;

WHEREAS, the City Council has determined it to be in the best interest of the City to annex the aforementioned territory.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STILWELL, OKLAHOMA:

Section 1: That, pursuant to the laws made and provided by the State of Oklahoma the real property hereinafter described may be lawfully annexed to the City of Stilwell and henceforth, for all purposes, considered a part of the City.

Section 2: That the following described real property and premises, situated on Adair County, Oklahoma, be and the same is hereby annexed to the City of Stilwell, Oklahoma, to-wit:

A part of the E $\frac{1}{2}$ SW and of the W $\frac{1}{2}$ SE $\frac{1}{4}$ in Section 34, Township 16 North, Range 25 East, Adair County, Oklahoma, being more particularly described as:

Beginning at the South $\frac{1}{4}$ Corner of said Section 34, thence N 89°48'22" W, 639.05 feet; thence N 00°18'44" E, 1771.65 feet; thence S 75°03'59" E, 799.90 feet; thence N 89°56'00" E, 410.60 feet; thence S 03°52'40" E, 12.91 feet; thence S 25°11'24" E, 969.25 feet; thence S 31°18'04" W, 108.80 feet; thence N 80°33'11" W, 316.65 feet; thence S 00°01'08" W, 636.77 feet; thence S 89° 57'21" W, 598.40 feet to the point of beginning, containing 50.0 acres, more or less, less public road rights of way and being subject to any easements of record.

and

A part of the E $\frac{1}{2}$ SW $\frac{1}{4}$ and a part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 34, Township 16 North Range 25 East, Adair County, Oklahoma, being more particularly described as:

Commencing at the S $\frac{1}{4}$ corner of said section 34; thence along East line of said E $\frac{1}{2}$ SW $\frac{1}{4}$, N 00°02'20" W, 660.65 feet; thence N 89°48'12" W, 635.00 feet to the point of beginning; thence continuing N 89°48'12" W, 675.42 feet; thence N 00°24'50" E, 666.87 feet; thence N 89°33'35" W, 332.47 feet; thence N 00°28'02" E, 653.19 feet to said point being on the North line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence along said line, S 89°47'51" E, 1004.93 feet; thence S 00°18'44" W, 1321.36 feet to the point of beginning.

and

A part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 16 North, Range 25 East, Adair County, Oklahoma, being more particularly described as:

Commencing at the SW $\frac{1}{4}$ corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$; thence along the West line thereof, N 00°06'42" W, 238.75 feet to the point of beginning; thence continuing, N 00°06'42" W, 146.48 feet; thence S 89°47'41" E, 297.37 feet; thence S 00°06'42" W, 146.48 feet; thence N 89°47'41" W, 297.37 feet to the point of beginning.

and

A part of S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 16 North, Range 25 East, Adair County, Oklahoma, being more particularly described as:

Beginning at the NW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 34; thence along the North line thereof, S 89°46'58" E, 339.70 feet; thence S 00°13'02" W, 417.42 feet; thence N 89°46'58" W, 417.42 feet; thence N 00°13'02" E, 417.42 feet; thence S 89°46'58" E, 77.72 feet to the point of beginning.

And an easement for ingress and egress over and across the West 30 feet of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34, Township 16 North, Range 25 East.

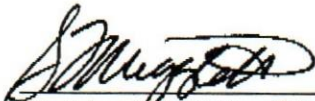
Section 3; That there shall be filed in the office of the County Clerk of Adair County, Oklahoma a true and certified copy of this Ordinance, together with an accurate map of the territory hereby annexed.

Section 4; If any section, subsection or sentence, clause, or phrase of this Ordinance is for any reason held invalid, such decision or decisions shall not affect the validity of the remaining portions of this Ordinance.

Section 5; WHEREAS, an immediate necessity exists; therefore, for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist by reason whereof this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED by a ⁴⁻⁰ yes vote this 18th day of July, 2008.

ATTEST:


Sheldon Miggetto, City Clerk/Treasurer
(SEAL)


James Collins, Mayor



(Published in the Stilwell Democrat Journal, _____, 2008)