

ORDINANCE NO. 294

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF STILWELL, OKLAHOMA, AND CHANGING THE CITY'S BOUNDARY TO INCLUDE SUCH TERRITORY AND DESIGNATING SUCH TERRITORY AS 98-01 ADDITION TO THE CITY OF STILWELL, OKLAHOMA; AND DECLARING AN EMERGENCY.

BE IT ORDAINED, by the Mayor and Council of the City of Stilwell, Oklahoma:

SECTION 1. That the following described real property situate adjacent to and abutting upon the present corporate limits of the City of Stilwell, Oklahoma, shall be annexed to and become part of the City of Stilwell, Oklahoma; to-wit:

TRACT 1

A tract of land being described as the SW/4 of NE/4 and the SW/4 of SE/4 of NE/4 and the NW/4 of NE/4 of SE/4 and N/2 of NW/4 of SE/4 and all that part of the SE/4 of NW/4 and all that part of the N/2 of NE/4 of SE/4 lying and being East of the Kansas City Southern Railway right-of-way except a parcel of land described as follows: Beginning at a point on the South line of the N/2 of NE/4 of SW/4 where this line intersects the Kansas City Southern Railway right-of-way fence; thence East 233.0 feet; thence N.0 degrees 07'32"E, 818.64 feet; thence S.85 degrees 32'W, 273.0 feet, thence S.8 degrees 01'W, 187.0 feet; thence S.77 degrees 09'E, 164 feet; thence S.9 degrees 31'W, 583.75 feet to the point of beginning, all in Section 35, T16N, R25E, I.B.&M., Adair County, Oklahoma.

TRACT 2

A tract of land being described as that portion of the N/2 NE/4 SW/4 and the S/2 SE/4 NW/4 of Section 35, T16N, R25E, described as follows: Beginning at the intersection of the South line of the N/2 NE/4 SW/4 with the East line of Kansas City Southern Railway Co. right of way; thence East 233.0 feet, thence N.0 degrees 7'32"E, 818.64 feet; thence S.85 degrees 32'W, 373.0 feet; thence S.8 degrees 01'W, 187.0 feet; thence S.77 degrees 09'E, 164 feet; thence S.9 degrees 31' West, 583.75 feet to the point of beginning.

TRACT 3

A tract of land being described as the S/2 of NE/4 of SW/4 of Section 35, T16N, R25E, Adair County, Oklahoma, less 2.62 acres occupied as Townsite of Stilwell, Oklahoma and less 5.38 acres occupied by Kansas City Southern Railway as right-of-way and station grounds.

TRACT 4

A tract of land being that portion of the SW/4 of Section 35, T16N, R25E, and of the NW/4 of Section 2, T15N, R25E, in the Town of Stilwell, Adair County, Oklahoma, described as follows: Beginning at the NW corner of Fairview Addition to the Town of Stilwell; thence S.9 degrees 22'07"W, along the West line of said Fairview Addition, 1094.48 feet, thence N.80 degrees 37'53"W, 238.00 feet, thence N.9 degrees 22'07"E, 50.00 feet; thence N.80

degrees 37'53"W 3.00 feet; thence N.13 degrees 10'58"E, 45.10 feet; thence N.9 degrees 22'07"E, 999.48 feet; thence S.80 degrees 37'53"E, 238.00 feet to the Point of Beginning.

AND

A tract of land being described as the N/2 SE/4 SW/4 less six (6) acres for Railroad right-of-way, and the S/2 NW/4 SE/4 and the N/2 SW/4 SE/4 of Section 35, T16N, R25E, Adair County, Oklahoma

TRACT 5

A tract of land being described as beginning at a point on the North line of Section 35, T16N, R25E, I.B.&M., Adair County, Oklahoma, 1252.19 feet N.87 degrees 50'10"E of the NW corner of said Section 35; thence S.20 degrees 33'42"E a distance of 54.04 feet; thence S.24 degrees 26'18"W a distance of 49/50 feet; thence S.20 degrees 33'42"E a distance of 1231.18 feet; thence on a curve to the right having a radius of 2934.79 feet a distance of 1445.14 feet; thence S.07 degrees 39'06"W a distance of 1863.17 feet; thence S.29 degrees 27'11"W a distance of 53.85 feet; thence S.07 degrees 39'06"W a distance of 150.00 feet; thence S.14 degrees 08'59"E a distance of 53.85 feet; thence S.07 degrees 39'06"W a distance of 810.00 feet; thence S.37 degrees 20'54"E a distance of 42.43 feet; thence S.07 degrees 39'06"W a distance of 60.00 feet; thence S.52 degrees 39'06"W a distance of 42.43 feet; thence S.07 degrees 39'06"W a distance of 474.25 feet; thence on a curve to the right having radius of 5814.58 feet a distance of 654.57 feet (Chord Brg = S. 14 degrees 59'10"W, Chord Distance of 654.22 feet); thence S.15 degrees 10'52"W a distance of 202.48 feet to a point on the Westerly right-of-way of the Kansas City Southern Railway; thence S.07 degrees 39'06"W, parallel with the centerline of said right-of-way, to a point 150 feet perpendicular to said centerline at Station 2813+50.0; thence Southerly to a point 60 feet perpendicular to said centerline at Station 2820+00.0; thence S.07 degrees 39'06"W, parallel with said centerline a distance of 600 feet; thence N.82 degrees 20'54"W a distance of 40 feet; thence S.07 degrees 39'06"W, parallel with said centerline a distance of 44 feet to a point 100 feet perpendicular to said centerline at Station 2826+44.0; thence on a 1 degree 00'00" curve to the left having a delta of 4 degrees 20'00" to a point 100 feet perpendicular to said centerline at Station 2830+77.3; thence S.3 degrees 20'00"W, parallel with said centerline, a distance of 342.9 feet to a point 100 feet perpendicular to said centerline at Station 2834+20.2; thence on a 5 degree 00'00" curve to the right having a Delta of 41 degrees 36'00" to a point 100 feet perpendicular to said centerline at Station 2842+52.2; thence S.44 degrees 56'00"W parallel with said centerline, a distance of 247.8 feet; thence S.45 degrees 04'00"E a distance of 40 feet; thence S.44 degrees 56'00"W, parallel with said centerline, a distance of 247.8 feet; thence S.45 degrees 04'00"E a distance of 40 feet; thence S.44 degrees 56'00"W, parallel with said centerline to the West line of said Section 2; thence Southerly, along said line, to a point 60 feet perpendicular to said centerline, said point being the Easterly right-of-way of the Kansas City Southern Railway; thence N.44 degrees 56'00"E, parallel with said centerline to a point 60 feet perpendicular to said centerline at Station 2842+52.2; thence on a 5 degree 00'00" curve to the left having a Delta of 41 degrees 36'00" to a point 60 feet perpendicular to said centerline at Station 2834+20.2; thence N.3 degrees 20'00"E, parallel with said centerline, a distance of 342.9 feet; thence on

a 1 degree 00'00" curve to the right having a Delta of 4 degrees 20'00" to a point 60 feet perpendicular to said centerline at Station 2826+44.0; thence N.07 degrees 39'06"E, parallel to said centerline a distance of 644 feet; thence S.89 degrees 20'54"E a distance of 80 feet thence N.07 degrees 39'06"E, parallel with said centerline a distance of 1000 feet; thence N.82 degrees 20'54"W a distance of 50 feet; thence N.07 degrees 39'00"E, parallel with said centerline, a distance of 600 feet; thence N.82 degrees 20'54"W a distance of 40 feet; thence N.07 degrees 39'06"E a distance of 657.5 feet; thence N.80 degrees 37'53"W a distance of 13.0 feet; thence N.09 degrees 22'07"E a distance of 50.0 feet; thence N.80 degrees 37'53"W a distance of 3.00 feet; thence N.13 degrees 10'58"E a distance of 45.10 feet; thence N.09 degrees 22'07"E a distance of 999.48 feet; thence S.80 degrees 37'53"E a distance of 238.00 (*) the NW corner of Fairview Addition; thence N.07 degrees 39'06"E parallel with the centerline of said Kansas City Southern Railway right-of-way, to the South line of the N/2 NE/4 SW/4 of said Section 35; thence N.9 degrees 31'E a distance of 583.25 feet; thence N.77 degrees 09'W a distance of 164 feet; thence Northerly on a curve to the left having a radius of 2974.93 feet a distance of 396.17 feet; thence N.89 degrees 58'42"W a distance of 60.0 feet; thence Northwesterly on a curve to the left, having a radius of 2914.93 feet a distance of 1403.45 feet to the North line of said section 35; thence S.87 degrees 50'10"W along said line a distance of 60.94 feet to the Point of Beginning

TRACT 6

A tract of land lying in and being a part of the W/2 of the NW/4 of Section 2, T15N, R25E, I.B.&M., Adair County, Oklahoma, described as: Commencing at the NW Corner of Said Section 2; thence N.88 degrees 18'18"E along North line of Section 2 a distance of 1223.36 feet to the Point of Beginning; thence S.97 degrees 39'06"W a distance of 371/61 feet; thence S.82 degrees 20'54"E a distance of 15.00 feet; thence S.07 degrees 39'06"W a distance of 257.50 feet; thence N.82 degrees 20'54"W a distance of 90.00 feet; thence S.07 degrees 39'06"W a distance of 1107.59 feet; thence N.15 degrees 10'52"E a distance of 202.48 feet; thence on a curve to the left having a radius of 5814.58 feet a distance of 654.57 feet (Chord Brg. = N.14 degrees 59'10"E, Chord Distance of 654.22 feet); thence N.07 degrees 39'06"E a distance of 474.25 feet; thence N.52 degrees 39'06"E a distance of 42.43 feet; thence N.07 degrees 39'06"E a distance of 60.00 feet; thence N.37 degrees 20'54"W a distance of 42.43 feet; thence N.07 degrees 39'06"E a distance of 298.60 feet; thence S.88 degrees 18'18"W a distance of 35.47 feet to the Point of Beginning

AND

A tract of land lying in and being part of the W/2 of Section 35, T16N, R25E, I.B.&M., Adair County, Oklahoma, described as: Commencing at the SW Corner of the SW/4 of said Section 35; thence N.88 degrees 18'18"E along the South line of the SW/4 a distance of 1223.36 feet to the Point of Beginning; thence N.07 degrees 39'06"E a distance of 409.36 feet; thence S.82 degrees 20'54"E a distance of 35.00 feet; thence S.07 degrees 39'06"W a distance of 403.40 feet; thence S.88 degrees 18'18"W a distance of 35.47 feet to the Point of Beginning

AND

A tract of land lying in and being a part of the SW/4 of the SW/4 of Section 35, T16N, R25E, I.B.&M., Adair County, Oklahoma, described as follows: Beginning at the intersection of a prolongation of the Northerly line of Oak Street with the Westerly right-of-way line of the Kansas City Southern Railroad; thence N.07 degrees 39'06"E along the West line of said right-of-way a distance of 415.00 feet; thence S.82 degrees 20'54"E a distance of 35.00 feet; thence S.07 degrees 39'06"W a distance of 57.00 feet; thence S.29 degrees 27'11"W a distance of 53.85 feet; thence S.07 degrees 39'06"W a distance of 150.00 feet; thence S.14 degrees 08'59"E a distance of 53.85 feet; thence S.07 degrees 39'06"W a distance of 108.00 feet; thence N.82 degrees 20'54"W a distance of 35.00 feet to the Point of Beginning

AND

A tract of land lying in and being a part of the W/2 of Section 35, T16N, R25E, I.B.&M., Adair County, Oklahoma; described as: Commencing at the SW Corner of the NW/4 of said Section 35; thence N.87 degrees 55'58"E along South line of the NW/4 a distance of 683.09 feet to the Point of Beginning; thence on a curve to the left having a radius of 2804.93 feet a distance of 331.45 feet; (Chord Brg. = N.03 degrees 06'09"E, Chord Distance of 331.26 feet); thence N.87 degrees 58'00"E a distance of 10.00 feet; thence on a curve to the right having a radius of 2814.93 feet a distance of 953.89 feet (Chord Brg. = N.09 degrees 59'49"W a distance of 949.33 feet); thence N.19 degrees 42'17"W a distance of 991.29 feet; thence S.07 degrees 17'54"W a distance of 10.00 feet; thence N.19 degrees 42'17"W a distance of 446.93 feet to the North line of Section 35; thence N.87 degrees 50'10"E along said line a distance of 54.43 feet; thence S.20 degrees 33'42"E a distance of 54.04 feet; thence S.24 degrees 26'18"W a distance of 49.50 feet; thence S.20 degrees 33'42"W a distance of 1231.18 feet; thence on a curve to the right having a radius of 2934.79 feet a distance of 1392.80 feet (Chord Brg. = S.06 degrees 57'57"E, Chord Distance of 1379.76 feet); thence S.87 degrees 56'58" (*) a distance of 21.43 feet to the Point of Beginning

TRACT 7

A tract or parcel of land located in the SE/4 of Section 35, T16N, R25E, Adair County, Stilwell, Oklahoma, more particularly described as follows: Beginning at the intersection of the prolongation of the northerly line of Oak Street with the westerly line of a 350 foot Kansas City Southern Railway Company Right-of-Way; thence northeasterly coincident with said right-of-way line 415 feet to a point; thence southeasterly, perpendicular to the last described course 58 feet; more or less to a point being 17 feet westerly from, as measured perpendicular to the Kansas City Southern Railway Company's main track; thence southwesterly 17 feet perpendicular from and parallel to said K.C.S. main track for a distance of 415 feet, more or less to a point in the westerly prolongation of the northerly line of Oak Street; thence northwesterly coincident with said prolongation 58 feet, more or less to the Point of Beginning

LESS

A tract of land lying in and being a part of the SW/4 of the SW/4 of Section 35, T15N, R25E, Adair County, Oklahoma, described as follows: Beginning at the intersection of a prolongation of the

northerly line of Oak Street with the Westerly right-of-way line of the Kansas City Southern Railroad; thence N.07 degrees 39'06"E along the West line of said right-of-way a distance of 415.00 feet; thence S.82 degrees 20'54"E a distance of 35.00 feet; thence S.07 degrees 39'06"W a distance of 57.00 feet; thence S.29 degrees 27'11"W a distance of 53.85 feet, thence S.07 degrees 39'06"W a distance of 150.00 feet; thence S.14 degrees 08'59"E a distance of 53.85 feet; thence S.07 degrees 39'06"W a distance of 108.00 feet; thence N.82 degrees 20'54"W a distance of 35.00 feet to the Point of Beginning.

SECTION 2. That the real property herein described shall be designated as the **98-01 ADDITION** to the City of Stilwell, Oklahoma, and the boundaries of said City are hereby changed to correspond to the legal description first above given.

SECTION 3. That all ordinances, parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. 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 by the Council this 7th day of April, 1998.

APPROVED by the Mayor this 7th day of April, 1998.

W. Neil Morton
Mayor

(Seal)

ATTEST: DEAN WATT
City Clerk

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