

STATE OF OKLAHOMA, COUNTY OF JACKSON, SS

This instrument was filed for record on the 11 day of June A. D., 1998, at 1:00 o'clock P. M. and
duly recorded in Book 832 on Page 400-07 of the records of this office, Fees \$ 22.00 in advance.
Bobbie Reynolds County Clerk By James M. Bill Deputy

(Published this 12th day of June, 1998.)

ORDINANCE NO. 98- 11



AN ORDINANCE OF THE CITY OF ALTUS, OKLAHOMA PROVIDING FOR THE ANNEXATION OF TRACTS OF LAND (14.74 ACRES and 136.40 ACRES), BOTH IN THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 32, TOWNSHIP THREE NORTH (T3N), RANGE TWENTY WEST (R20W); ALL OF THE INDIAN MERIDIAN (I.M.), JACKSON COUNTY, OKLAHOMA, INTO THE CORPORATE LIMITS OF THE CITY OF ALTUS; TEMPORARILY CLASSIFYING SAID TRACTS OF LAND AS "A" (GENERAL AGRICULTURAL DISTRICT) ZONING CLASSIFICATION FOR A PERIOD NOT EXCEEDING ONE (1) YEAR; PROVIDING FOR RECORDATION AND NOTIFICATION OF ANNEXATION; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the ALTUS MUNICIPAL AUTHORITY, an Oklahoma public trust, acting by and through its Board of Trustees, the current owner of a 136.40 acre portion of the Southeast Quarter (SE 1/4) of Section Thirty-Two (32), Township Three North (T3N), Range Twenty West (R20W) of the Indian Meridian (I.M.), Jackson County, Oklahoma, has given its written consent to and requested that the City Council of the City of Altus, Jackson County, Oklahoma, annex said tract of land into the corporate limits of the City of Altus, Jackson County, Oklahoma, for all purposes; and

WHEREAS, the tracts of land legally described in Section 1 of this ordinance are all located in Jackson County, Oklahoma and collectively are contiguous and/or adjacent to the present corporate limits of the City of Altus, Oklahoma; and

WHEREAS, the land currently owned by the ALTUS MUNICIPAL AUTHORITY constitutes a vast majority of the acres to be annexed into the Altus city limits; and

WHEREAS, Title 11, Oklahoma Statutes, Section 21-103 provides that a city may annex any territory adjacent or contiguous to the city upon obtaining written consent of the owners of at least a majority of the acres to be annexed to the municipality; and

WHEREAS, it is deemed necessary and desirable for the benefit of the City that the tracts of land legally described in Section 1 of this ordinance be added to and made a part of the corporate limits of the City of Altus, Oklahoma.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ALTUS, OKLAHOMA, THAT:

Section 1. The City limits of the City of Altus, Jackson, Oklahoma, shall include within the corporate limits of said City the following described tracts of land, to-wit:

PARCEL NO. 1

A parcel of land in the Southeast Quarter (SE 1/4) of Section 32, Township 3 North, Range 20, West of the Indian Meridian, in Jackson County, Oklahoma, more particularly described as follows:

BEGINNING at a point on the South line of said Southeast Quarter (SE 1/4), said point being 116.0 feet East of the Southwest corner of said Southeast Quarter (SE 1/4); **thence** North 30°05'07" West along the Easterly line of the Bureau of Reclamation Property a distance of 130.60 feet; **thence** North 0°16'03" East along the East line of said Bureau property and parallel to the West line of said Southeast Quarter (SE 1/4) a distance of 435.57 feet; **thence** North 89°13' East along a line 547.67 feet North of and parallel to the South line of said Southeast Quarter (SE 1/4) a distance of 1,179.16 feet; **thence** South 0°16'03" East a distance of 547.67 feet to a point on the South line of said Southeast Quarter (SE 1/4); **thence** North 89°13' West along the South line of said Southeast Quarter (SE 1/4) a distance of 1,113.16 feet to the **point of beginning**, containing 14.74 acres, more or less.

PARCEL NO. 2

A parcel of land in the Southeast Quarter (SE 1/4) of Section 32, Township 3 North, Range 20, West of the Indian Meridian in Jackson County, Oklahoma, more particularly described as follows:

BEGINNING at the Southeast Corner of said Southeast Quarter (SE 1/4); **thence** North 89°13' West along the South line of said Southeast Quarter (SE 1/4) a distance of 660.0 feet; **thence** North 38°11'24" West a distance of 583.64 feet; **thence** North 0°16'03" East a distance of 93.92 feet; **thence** North 89°13' West a distance of 1,573.65 feet to a point in the East line of the Bureau of Reclamation Property; **thence** North 0°16'03" East along the East line of said Bureau Property a distance of 2,050.58 feet; **thence** North 45°16'27" along the said Bureau

property a distance of 70.7 feet to a point on the North line of said Southeast Quarter (SE 1/4), said point being 100 feet East of the Northwest Quarter of said Southeast Quarter (SE 1/4); **thence** South 89°23' East along the North line of said Southeast Quarter (SE 1/4) a distance of 2,546.62 feet, more or less, to the Northeast corner of said Southeast Quarter (SE 1/4); **thence** South along the East line of said Southeast Quarter (SE 1/4) a distance of 2,656 feet, more or less, to the **point of beginning**, containing 136.40 acres, more or less.

all of said tracts being located in said Jackson, County, Oklahoma; be and all the same are hereby added to and made a part of the City of Altus, Jackson County, Oklahoma, for all purposes.

Section 2. The City limits of the City of Altus, Oklahoma, are hereby extended to include for all purposes the tracts of land described in Section 1 of this ordinance.

Section 3. The City Council of the City of Altus, Oklahoma, has made a finding that the collective tracts of land described in Section 1 of this ordinance are contiguous and/or adjacent to the present limits of the City of Altus, Oklahoma, and that the persons acting on behalf of the entity, an Oklahoma public trust, have given its written consent for annexation of the land to the City of Altus, Oklahoma, are the owners of at least a majority of the acres to be annexed.

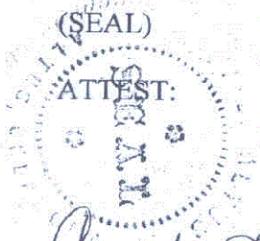
Section 4. The tracts of land legally described in Section 1 of this ordinance are hereby temporarily zoned and classified, under the authority of Section 2.4, Appendix A-Zoning Ordinance No. 98-04, Altus Code 1980, as "A" (General Agricultural District) zoning classification and uses therein shall be restricted and regulated in accordance with said zoning classification as provided by the ordinances of the City of Altus, Oklahoma, for a period of time not exceeding one (1) year from the effective date of this ordinance.

Section 5. Recordation. The City Attorney is authorized to file a certified copy of this ordinance in the office of the County Clerk of Jackson County, Oklahoma and to notify by letter the Oklahoma Tax Commission and any other entity required to be notified of this annexation of municipal territory.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of the ordinance.

PASSED AND APPROVED this 2nd day of June, 1998.

BY: *T. L. Gramling*
T. L. GRAMLING, Mayor



Candy Richardson
CANDY RICHARDSON, City Clerk

APPROVED AS TO FORM AND LEGALITY this 2nd day of June, 1998.

Catherine J. Coke
CATHERINE J. COKE, City Attorney

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CONSENT TO ANNEXATION

We, the undersigned, ALTUS MUNICIPAL AUTHORITY, an Oklahoma public trust, acting by and through its Board of Trustees, being the Owner of the tract of land identified as Parcel No. 2., approximately 136.40 acres, more or less, in Jackson County, Oklahoma, known as the Heritage Road Detention Pond (DP-32), acquired by separate warranty deeds recorded in Book 815, Pages 729-30 and Book 819, Pages 384-387, Jackson County records, and described as follows:

PARCEL NO. 2

A parcel of land in the Southeast Quarter (SE 1/4) of Section 32, Township 3 North, Range 20, West of the Indian Meridian in Jackson County, Oklahoma, more particularly described as follows:

BEGINNING at the Southeast Corner of said Southeast Quarter (SE 1/4); **thence** North $89^{\circ}13'$ West along the South line of said Southeast Quarter (SE 1/4) a distance of 660.0 feet; **thence** North $38^{\circ}11'24''$ West a distance of 583.64 feet; **thence** North $0^{\circ}16'03''$ East a distance of 93.92 feet; **thence** North $89^{\circ}13'$ West a distance of 1,573.65 feet to a point in the East line of the Bureau of Reclamation Property; **thence** North $0^{\circ}16'03''$ East along the East line of said Bureau Property a distance of 2,050.58 feet; **thence** North $45^{\circ}16'27''$ along the said Bureau property a distance of 70.7 feet to a point on the North line of said Southeast Quarter (SE 1/4), said point being 100 feet East of the Northwest Quarter of said Southeast Quarter (SE 1/4); **thence** South $89^{\circ}23'$ East along the North line of said Southeast Quarter (SE 1/4) a distance of 2,546.62 feet, more or less, to the Northeast corner of said Southeast Quarter (SE 1/4); **thence** South along the East line of said Southeast Quarter (SE 1/4) a distance of 2,656 feet, more or less, to the **point of beginning**, containing 136.40 acres, more or less.

and further hereby consent to and request that the City of Altus annex said land, as depicted in the attached map, into the corporate limits of the City of Altus, Jackson County, Oklahoma for all purposes, at the earliest possible time.

ALTUS MUNICIPAL AUTHORITY,
an Oklahoma public trust.

BY: *T.L. Gramling*
T.L. GRAMLING, Chairman

(SEAL)

ATTEST:

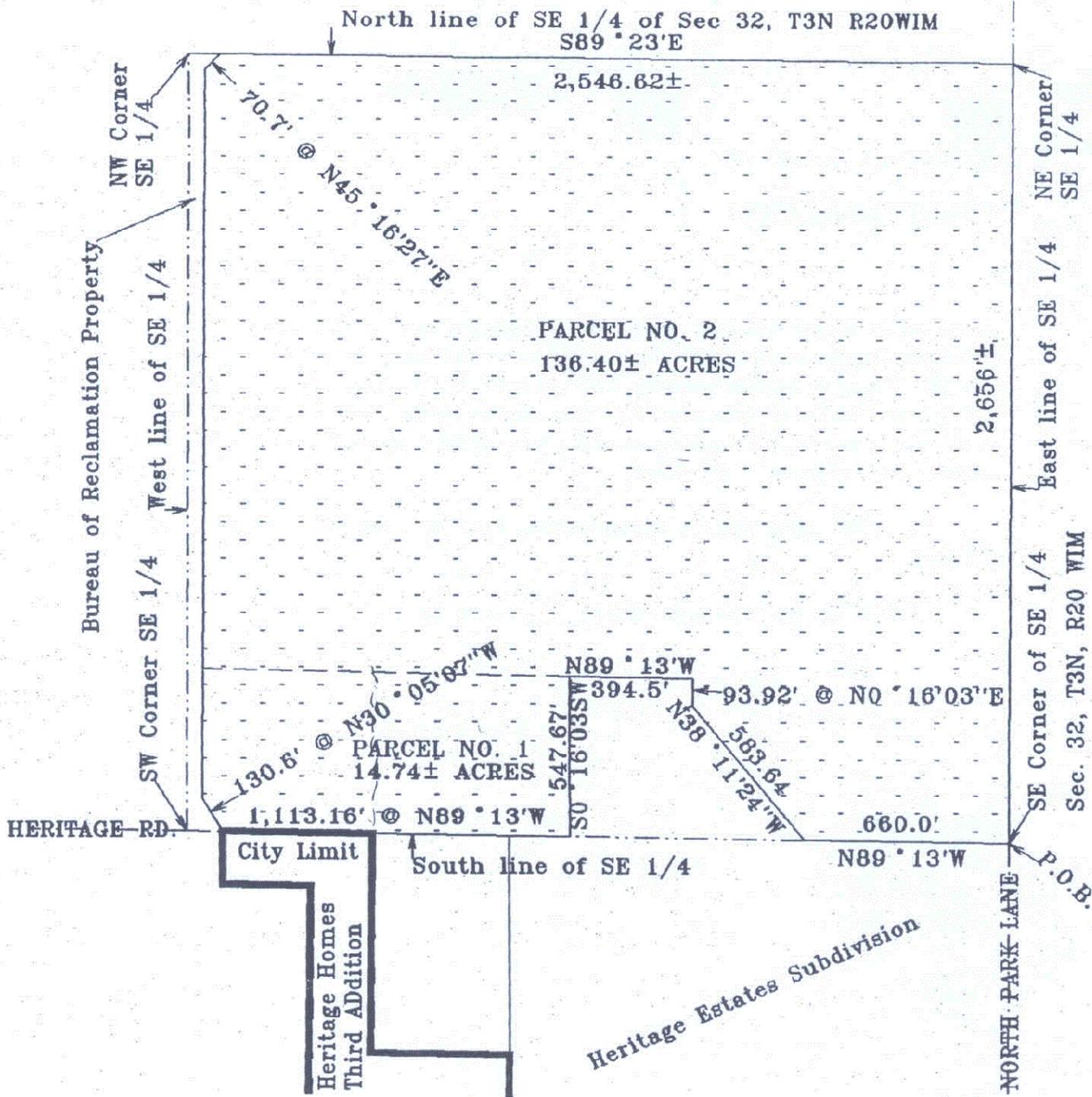
Candy Richardson
CANDY RICHARDSON, Secretary

Subscribed and Sworn to before me a Notary Public in and for the State of Oklahoma
this 8th day of June, 1998.

Petrea Sanchez
Notary Public

My Commission Expires: 8-17-98

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NORTH

PLAT OF ANNEXATION
of a parcel of land in the
Southwest Quarter of Sec.
32, T3N, R20WIM to the City
of Altus, Oklahoma

STATE OF OKLAHOMA)
) SS
COUNTY OF JACKSON)

I, the undersigned, the duly qualified and acting Clerk of the City of Altus, Oklahoma, hereby certify that the foregoing is a true and complete copy of Ordinance No. 98 - 11, an Ordinance annexing tracts of land (14.74 acres and 136.40 acres - DP32 Detention Facility) into the City limits adopted by the governing body of said municipality at a regular meeting thereof, held on the date therein set out, as the same appears of record in my office.

I further certify that the "Open Meeting Law" was complied with for such meeting.

WITNESS my hand and seal this 9th day of June, 1998.

Candy Richardson
CANDY RICHARDSON, CITY CLERK



