

1000  
5

IN THE DISTRICT COURT IN AND FOR ROGERS COUNTY  
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT  
ROGERS COUNTY, OKLAHOMA

JUL 24 06

GANDI CZAPANSKY, COURT CLERK

  
DEPUTY

LAFARGE BUILDING MATERIALS, INC., )  
an Alabama corporation, et al., )

Plaintiff, )

vs. )

Case No. CJ 2004 - 600

CITY OF CATOOSA, a municipal )  
corporation, et al., )

Defendant. )



I-2008-006564 Book 1948 Pg: 418  
04/21/2008 4:30 pm Pg 0418-0419  
Fee: \$ 15.00 Doc: \$ 0.00  
Peggy Armstrong - Rogers County Clerk  
State of Oklahoma

ORDER OF PARTIAL RELEASE / DISMISSAL

NOW on this 21 day of July, 2006, this matter comes on to be for heard before me, the undersigned Judge of the District Court in and for Rogers County, State of Oklahoma, Plaintiffs appear by and through their attorney of record, TONEY D. FOSTER; the Defendants appear by and through their attorney of record, RONALD E. BERRY.

The Court, having reviewed the file, and having heard the statements of counsel, and being fully advised makes the following finding and orders:

1. The Court finds that it has jurisdiction of the parties and the subject matter.
2. The Court finds that the parties have filed a joint motion to release certain real property whose owners have not protested to the annexation to the City of Catoosa, Oklahoma, pursuant to Ordinance No. 311-A.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the parties have filed a joint motion to release/dismiss certain real property whose owners have not protested the annexation to the City of Catoosa, Oklahoma, pursuant to Ordinance No. 311 - A; the real property affected is legally described as follows:

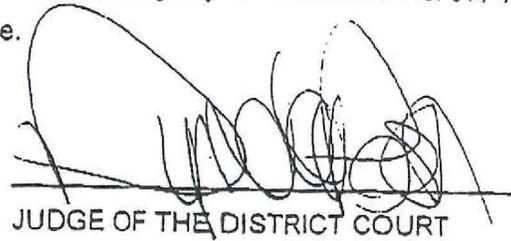
All lands being located in Sections 19, 20, 30 and 31, Township 20 North,  
Range 15 East of the I.B.&M.,  
and

All lands being located in Section 29, Township 20 North, Range 15 East  
of the I.B.&M., lying North and West of the North right of way line of the  
Will Rogers Turnpike as located prior to January 1, 2000.

Imaged

2

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this Court that this partial release does not prejudice the contesting of the validity and legality of Ordinance No. 311 -A, as it appears to the parties to the above-styled case.

  
JUDGE OF THE DISTRICT COURT

I-2008-006564 Book 1948 Pg: 419  
04/21/2008 4:30 pm Pg 0418-0419  
Fee: \$ 15.00 Doc: \$ 0.00  
Peggy Armstrong - Rogers County Clerk  
State of Oklahoma

APPROVED AS TO FORM:



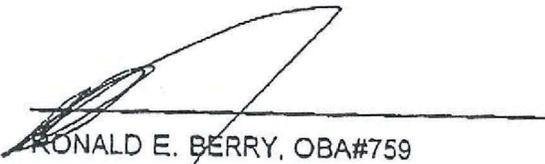
TONEY D. FOSTER, OBA#16063

Attorney for Plaintiffs

P.O. Box 309

Claremore, Oklahoma 74018

(918) 343-4100



RONALD E. BERRY, OBA#759

Attorney for Defendants

P.O. Drawer 490

Catoosa, Oklahoma 74015

(918) 266-4242

I, Candi Czapansky, Court Clerk for Rogers County Oklahoma hereby certify that the foregoing is a true and correct and full copy of the instrument herewith set out as appears of record in the Court Clerk's Office of Rogers County Oklahoma this 21 day of April 2008  
By P. Czapansky DEPUTY  
Gandi Czapansky  
COURT CLERK

3