

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY TO THE TOWN OF CHOUTEAU, STATE OF OKLAHOMA, AS MORE PARTICULARLY DESCRIBED HEREIN, AND DECLARING AN EMERGENCY.

WHEREAS, Love Country Stores, Inc. has petitioned the Town of Chouteau to annex certain lands described in said Petition and on file with the Town representing in said Petition that they are the owners of 100% of the property to be annexed and represent more that 75% of eligible voters and 75% of the value of the total land to be annexed, and,

WHEREAS, Love Country Stores, Inc. has caused to be published in the Pryor Daily Times, a legal newspaper covering the area of the Town in two publications, namely on the 27th day of December, 1998 and on the 30th day of December, 1998 all as required by law notifying all persons that the Town Board of Trustees of the Town of Chouteau will consider and act upon said Petition to Annex on the 7th day of January, 1999, and

WHEREAS, The Board of Trustees of the Town has conducted a public hearing on said Petition to Annex and has determined that the Petitioners represent more than 75% of the voters of said area and more than 75% of the owners in value of the land to be annexed and has determined it to be in the best interest of the Town of Chouteau, State of Oklahoma to annex said area described and set forth in said Petition to Annex and as set forth hereinafter in this Ordinance, and

WHEREAS, The Town of Chouteau, State of Oklahoma, desires to annex certain property to the corporate limits of the Town; and

WHEREAS, the property to be annexed is contiguous and adjacent to the present limits of the Town, and is not presently incorporated within the limits of the Town; and

WHEREAS, the consent of more than 75% of the eligible voters and 75% of the owners in value of the land to be annexed has been obtained;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE TOWN OF CHOUTEAU, STATE OF OKLAHOMA, AS FOLLOWS:

SECTION 1. That, pursuant to the laws made and provided by the State of Oklahoma, including 11 O.S.1991 § 21-105, the real property hereinafter described may be lawfully annexed to the Town and, henceforth for all purposes, considered a part of the Town.

SECTION 2. That the following described real property and premises, situate in Mayes County, Oklahoma, be and the same is hereby annexed to the Town of Chouteau, State of Oklahoma, to-wit:

A strip of land 10 feet wide in the SW¼ of Section 36, T20N, R18 E of the , I.B. and .M. east

*Town of Chouteau/
\$12.00 - Kathy Witt*

of and contiguous with the easterly right-of-way line of the Missouri-Kansas-Texas Railroad, and extending from the south line of the NE¼ of said SW¼ to the southerly right-of-way line of U.S. Highway 412

A tract of land situated in the E½ of the SE 1/4 of the SW¼ and the NW¼ of the SE¼ of the SW¼ of Section 36, T20N, R18E I.B. and I.M. and more particularly described as follows: Beginning at a point on the northerly right-of-way of Old State Highway 33 and on the west line of said E½ of the SE¼ of the SW¼, said point being 200.0 feet north of the southwest corner of said E½ of the SE 1/4 of the SW¼; thence N. 88°21'35" E. and along said northerly right-of-way a distance of 70.368 feet; thence S 01°54'22" E. and along said northerly right-of-way a distance of 145.63 feet, thence along said northerly right-of-way and a curve to the left having a radius of 523.70 feet a distance of 556.68 feet to a point on the westerly right-of-way of U.S. Highway 69; thence N. 1°39'45" W. and along said westerly right-of-way a distance of 377.38 feet to a point on the southerly right-of-way of U.S. Highway 412; thence N.60°35'55" W. and along said southerly right-of-way a distance of 96.89 feet; thence S. 88°20'15" W. and along said southerly right-of-way a distance of 210.04 feet; thence along said southerly right-of-way and a curve to the right having a radius of 361.0 feet a distance of 312.06 feet; thence N. 42°08'04" W. and along said southerly right-of-way a distance of 72.80 feet-, thence N.. 53°26'40" W. and along said southerly right-of-way a distance of 101.98 feet; thence N. 42°08'04" W. and along said southerly right-of-way a distance of 170.21 feet; thence N. 73°07'45" W. and along said southerly right-of-way a distance of 214.12 feet; thence N. 89°32'10" W. and along said southerly right-of-way a distance of 94.13 feet to a point on the easterly right-of-way of the Missouri-Kansas-Texas Railroad; thence S. 4°49'47" W. and along said easterly right-of-way a distance of 540.88 feet to a point on the south line of said NW¼ of the SE 1/4 of the SW¼; thence N. 88°15'57" E. and along said south line a distance of 636.469 feet to the southeast corner of said NW¼ or the SE 1/4 of the SW¼; thence S. 1°38'25" E. and along the west line of said E½ of the SE¼ of the SW¼ a distance of 462.26 feet to a point of beginning (Recorded in Book 723 at Page 635 at the Office of the County Clerk of Mayes County, Oklahoma.)

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

SECTION 4. For the preservation of the public peace, health, welfare and safety, an emergency is hereby declared to exist by reason whereof this ordinance shall become effective immediately upon its passage, approval and publication as required by law.

PASSED AND APPROVED and the emergency clause voted upon separately in regular session this 7th day of January, 1999.

Albert L. Cunningham
Mayor

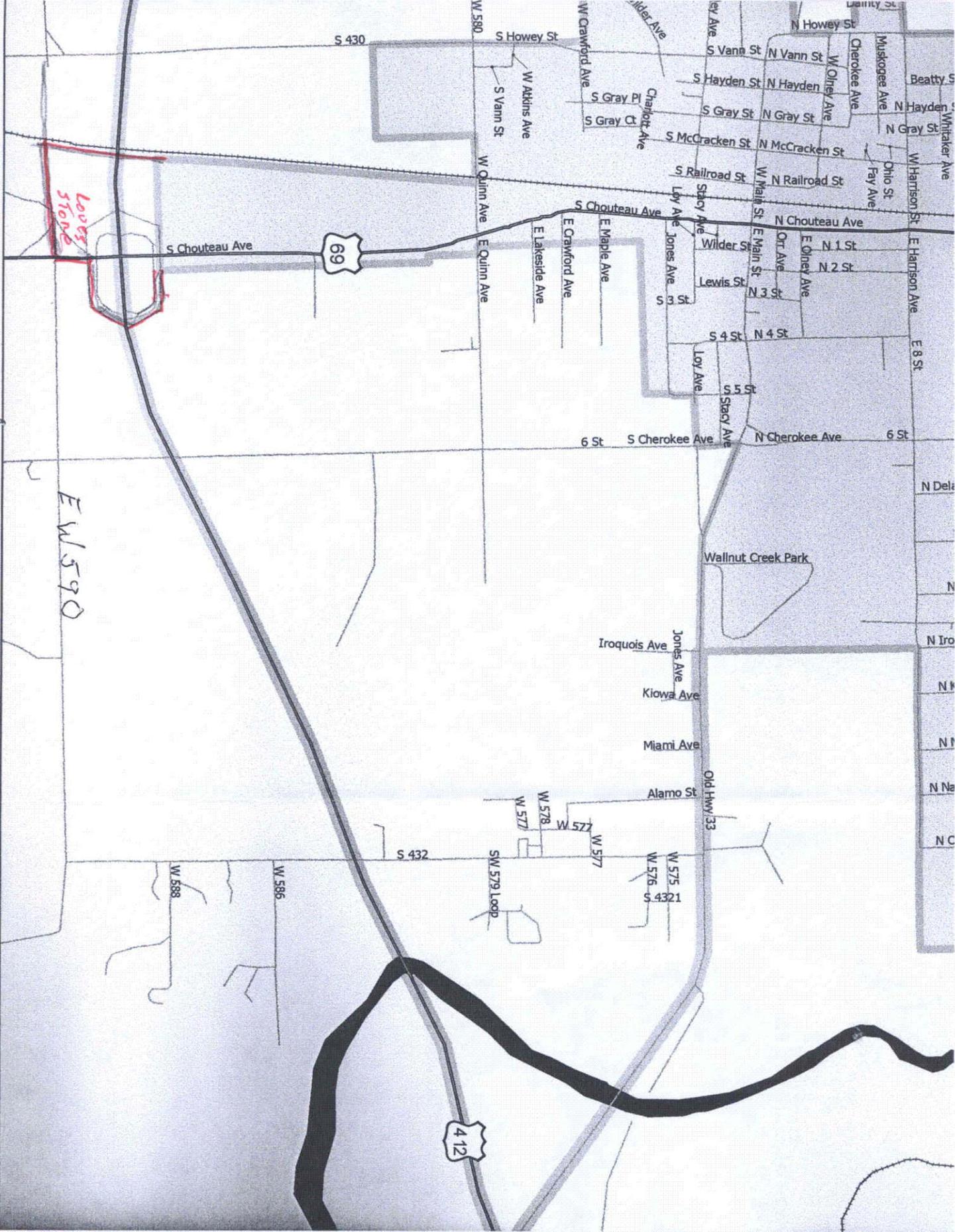
ATTEST:
Kathy Witte
City Clerk
(SEAL)

STATE OF OKLAHOMA } SS
COUNTY OF MAYES }
This instrument was Filed for Record
at 12:15 o'clock P M

JAN 28 1999

LAUREL RABON, County Clerk
R. Lutfeld Deputy

BOOK 862, PAGE 810



LOOPY
STONE

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W 590

W Quinn Ave

69

S 432

412

Old Hwy 33

S 4321

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