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Jan. 11. 2005 4:57PM

Geo Information Systems
SECTION BOARD
CITY ATTORNEY OFFICE
COMANCHE COUNTY
THIS INSTRUMENT FILED

No. 0211 P. 3 03
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BOOK 3045 PAGE 153

1998 JUN 25 P 12:10
ORDINANCE NO. 98-26
AND DULY RECORDED

012829

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACTS OF LAND IN FORT SILL, OKLAHOMA, AS LEGALLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE INTO THE CORPORATE LIMITS OF THE CITY OF LAWTON, OKLAHOMA, FOR ALL PURPOSES SAVE AND EXCEPT AS SPECIFIED IN SECTION 4 OF THIS ORDINANCE; PROVIDING FOR NONCODIFICATION AND PROVIDING FOR SEVERABILITY.

WHEREAS, the United States of America, acting by and through the Secretary of the Army, the current owners of the tracts of land legally described in Section 1 of this ordinance, has given its written consent to the annexation of said tracts of land into the corporate limits of the City of Lawton, Oklahoma, for all purposes except as specified herein; and

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

WHEREAS, the land currently owned by the United States of America, by and through the Secretary of the Army, constitutes a vast majority of the acres to be annexed into the corporate limits of the City of Lawton, Oklahoma; and

WHEREAS, Title 11, Oklahoma Statutes, Section 21-103 provides that a municipality may annex any territory adjacent or contiguous to the municipality 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 of Lawton, Oklahoma, 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 Lawton, Oklahoma; and



WHEREAS, Enrolled House Bill No. 2321 enacted by the 2nd Session of the 43rd Legislature of the State of Oklahoma, to be codified as Title 11, Section 21-109, Oklahoma Statutes, provides that the revenue and taxation ordinances of any municipality and the licensing and regulatory authority of any municipality shall not apply or extend to any military installation located on federal property which has been annexed in part or in whole by a municipality.

NOW, THEREFORE, be it ordained by the Council of the City of Lawton, Oklahoma, that:

SECTION 1. The City limits of the City of Lawton, Comanche County, Oklahoma, shall include within the corporate limits of said City the following described tracts of land, to-wit:

- ✓ All of Sections 34, 35, and 36 of Township Three North (T3N), Range Twelve West (R12W) of Indian Meridian, Comanche County, Oklahoma; and
- ✓ All of Sections 1, 2, 3, 10, 11, and 12 of Township Two North (T2N), Range Twelve West (R12W) of Indian Meridian, Comanche County, Oklahoma; and

City Clerk

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All of Sections 31, 32, and 33 of Township Three North (T3N), Range Eleven West (R11W) of Indian Meridian, Comanche County, Oklahoma; and

All of Sections 4, 5, 6, 7, 8, and 9 of Township Two North (T2N), Range Eleven West (R11W) of Indian Meridian, Comanche County, Oklahoma; and

All of Section Sixteen (16), Township Two North (T2N), Range Eleven West (R11W) of Indian Meridian, Comanche County, Oklahoma, less and except the following described tract of land:

Beginning at the Southeast corner of said Section 16, T2N, R11W; thence North along the East line of said Section 16 a distance of 700.0 feet; thence Northwesterly along the Southern boundary of the Fort Sill Military Reservation, on a bearing of N79°04'W to a point on the West line of said Section 16, T2N, R11W; thence South along said West line of Section 16 to the Southwest corner of the Southwest Quarter (SW ¼); thence East along the South line of said Section 16 to the Southeast corner of the Southeast Quarter (SE ¼), this being the point of beginning.

All of Section Seventeen (17), Township Two North (T2N), Range Eleven West (R11W) of Indian Meridian, Comanche County, Oklahoma, less and except the following described tracts of land:

Beginning at the Southwest corner of the Southeast Quarter (SE ¼) of said Section 17, T2N, R11W; thence N00°56'E a distance of 33.0 feet to a point on the West line of said SE ¼, this point also being on the East line of the plat of Pioneer Park Addition; thence continuing N00°56'E along the West line of said SE ¼ and the East line of said Pioneer Park Addition, a distance of 2085.75 feet to the Southern boundary of the Fort Sill Military Reservation, this point also being the Northeast corner of said Pioneer Park Addition; thence Southeasterly along the Southern boundary of said Military Reservation, on a bearing of S79°04'E to a point on the East line of said Section 17, T2N, R11W; thence South along said East line of Section 17, to the Southeast corner of the Southeast Quarter (SE ¼); thence West along the South line of said SE ¼ to the Southwest corner of said SE ¼, this being the point of beginning;

and

Beginning at the Southeast corner of the Southwest Quarter (SW ¼) of said Section 17, T2N, R11W; thence N00°56'E a distance of 33.0 feet to a point on the East line of said SW ¼, this point also being on the East line of the plat of Pioneer Park Addition to the City of Lawton; thence continuing N00°56'E along the East line of said SW ¼ and the East line of said Pioneer Park Addition, a distance of 2085.75 feet to the Southern boundary of the Fort Sill Military Reservation, this point also being the Northeast corner of said Pioneer Park Addition; thence N79°04'W along the Northern boundary of Pioneer Park Addition a distance of 2292.12 feet to a point on the East right-of-way line of the Burlington Northern Railroad; thence on a line N81°10'W a distance of 388.3 feet to its intersection with said Fort Sill Military Reservation; thence S50°30'W a distance of 265.0 feet to a point on the West line of said SW ¼, Section 17; thence South along said West line to the Southwest corner of said SW ¼; thence East along the South line of said SW ¼ to the Southeast corner of said SW ¼, this being the point of beginning.

All of Section Eighteen (18), Township Two North (T2N), Range Eleven West (R11W) of Indian Meridian, Comanche County, Oklahoma, less and except the following described tracts of land:

Beginning at the Southeast corner of the Southeast Quarter (SE ¼) of said Section 18, T2N, R11W; thence West along the South line of said Section 18, a distance of 110.0 feet; thence N10°59'30"W a distance of 85.3 feet; thence Northwesterly on a curve to the right, having a radius of 2954.79 feet, a distance of 556.8 feet; thence N11°30'W a distance of 153.0 feet; thence N00°12'W a distance of 537.6 feet; thence Northwesterly on a curve to the left, having a radius of 687.94 feet, a distance of 161.4 feet; thence N10°42'W a distance of 119.4 feet; thence N66°36'E a distance of 92.1 feet; thence Northeasterly on a curve to the right, having a radius of 2984.79 feet, a distance of 226.4 feet; thence N13°58'18"E a distance of 170.2 feet; thence N40°35'W a distance of 137.6 feet; thence Northeasterly on a curve to the left, having a radius of 683.88 feet, a distance of 245.69 feet to a point on the East line of said SE ¼, Section 18; thence South along said East line of Section 18, to the Southeast corner of said SE ¼, this being the point of beginning;

and

The South 33 feet of said Section 18, T2N, R11W.

✓ All of Section Thirteen (13), Township Two North (T2N), Range Twelve West (R12W), of Indian Meridian, Comanche County, Oklahoma; less and except the South 33 feet of said Section 13.

✓ All of Section Fourteen (14) Township Two North (T2N), Range Twelve West (R12W) of Indian Meridian, Comanche County, Oklahoma; less and except the South 33 feet of said Section 14.

✓ All of Section Fifteen (15), Township Two North (T2N), Range Twelve West (R12W) of Indian Meridian, Comanche County, Oklahoma; less and except the South 33 feet of said Section 15

all of said tracts being located in said Comanche County, Oklahoma; be and all the same are hereby added to and made a part of the City of Lawton, Comanche County, Oklahoma, for all purposes save and except as provided in Section 4 of this Ordinance.

SECTION 2. The City limits of the City of Lawton, Oklahoma, are hereby extended to include the tracts of land described in Section 1 of this Ordinance.

SECTION 3. The Council of the City of Lawton, 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 Lawton, Oklahoma, and that the person or persons who have given their written consent for annexation of the land described in Section 1 of this Ordinance to the City of Lawton, Oklahoma, are the owners of at least a majority of the acres to be annexed, and that the annexation of land described in Section 1 of this Ordinance meets the requirements of Army Regulation 405 - 25.

SECTION 4. The revenue and taxation ordinances and the licensing and regulatory authority of the City of Lawton, Oklahoma, including the zoning ordinances of the City of Lawton, Oklahoma, shall not apply or extend to the areas annexed by this Ordinance. In addition, the police power, fire protection, replacement, construction, reconstruction or maintenance for highways, roadways, infrastructures and other public facility, and existing franchises of the City of Lawton, Oklahoma, do not apply or extend to the areas annexed by this Ordinance.

SECTION 5. Noncodification This ordinance will not be codified.

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 this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the City of Lawton this 23rd day of June, 1998.

Cecil E. Powell
CECIL E. POWELL, MAYOR



Felix A. D. Cruz
FELIX A. D. CRUZ, CITY ATTORNEY

APPROVED as to form and legality this 16th day of June, 1998.

STATE OF OKLAHOMA)
COMANCHE COUNTY)

I, the undersigned, the Clerk of the City of Lawton, in the County and State aforesaid, do hereby certify that the above and foregoing is a true and correct copy of

Ordinance No. 98-26

as the same appears of record in my office. In testimony whereof, I have hereunto subscribed my name and affixed the corporate seal of the City of Lawton, this 10th day of *January*, 2005.

Brendon S. ...
CITY CLERK