

The City of Madill



City Hall 201 E. Overton Madill, Oklahoma 73446 Phone 580-795-5586

ORDINANCE NO. 733

**INDEXED &
COMPARED**

AN ORDINANCE REPEALING ORDINANCE #732 AND ANNEXING TERRITORY ADJACENT TO THE CITY LIMITS OF THE CITY OF MADILL, OKLAHOMA, WITH THE WRITTEN CONSENT OF THE OWNERS OF AT LEAST A MAJORITY OF THE ACRES TO BE ANNEXED TO THE FOLLOWING:

SECTION 3, TOWNSHIP 6 SOUTH, RANGE 5 EAST,
SECTION 2, TOWNSHIP 6 SOUTH, RANGE 5 EAST,
SECTION 35, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 33, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 32, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 5, TOWNSHIP 6 SOUTH, RANGE 5 EAST,
SECTION 4, TOWNSHIP 6 SOUTH, RANGE 5 EAST,
SECTION 16, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 9, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 8, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 17, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 21, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 15, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 22, TOWNSHIP 5 SOUTH, RANGE 5 EAST,
SECTION 34, TOWNSHIP 5 SOUTH, RANGE 5 EAST;
MARSHALL COUNTY, OKLAHOMA; PROVIDING FOR SEVERABILITY; AND
DECLARING AN EMERGENCY.

I-200-1154
STATE OF OKLAHOMA
MARSHALL COUNTY

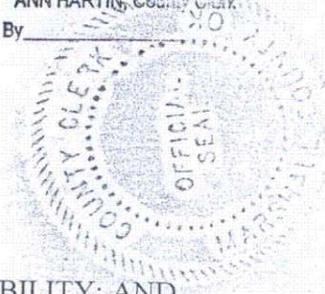
APR 18 2001

At 3 o'clock ^{PM} and duly recorded in:

Book 214 pages 638

ANN HARTIN, County Clerk

By _____



WHEREAS, the owners of at least a majority of the acres described in Section 1 of this Ordinance, said land being continuous to and adjacent to the City of Madill, Oklahoma, have consented in writing that the same be annexed to and added to the City limits of the City of Madill, Oklahoma;

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

Section 1: The area by which the Petition seeks annexation is as described in the following exhibits: A,B,C,D,E, & F

Section 2: The increase of the City by the annexation of the hereinbefore described property will redound to the benefit of the City and the same is hereby annexed.

Section 3: A copy of the Ordinance, together with an accurate map of the territory annexed, certified by the Mayor and the City Clerk, shall be filed in the office of the County Clerk of Marshall County, Oklahoma.

Section 4: This Ordinance repeals Ordinance #732.

Section 5: SEVERABILITY. If any section, sub-section, sentence, clause, phrase, or portion of this Ordinance, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 6: EMERGENCY CLAUSE. This Ordinance being designated to protect the health and safety of the inhabitants of the City of Madill, Oklahoma, an emergency is hereby declared to exist whereby the same shall be in full force and effect from after its adoption and publication.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MADILL, OKLAHOMA this 17th day of April, 2001.



Mayor



EXHIBIT A

Legal Description 4

The West Half of the Southwest Quarter of the Southwest Quarter of Section 15, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, Lying West of and Adjoining the Corporate City Limits of MADILL, Marshall County, Oklahoma. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal Description 5

The West Half of the West Half of the West Half of Section 22, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, Lying West of and Adjoining the Corporate City Limits of MADILL, Marshall County, Oklahoma. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal Description 6

A tract of land located in the East Half of the East Half of the East Half of Section 21, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:

Beginning at the Southeast Corner of Section 21; thence S89°35'09"W, a distance of 140 feet along the South line of Section 21 to a point on the West Right-of-Way line of State Highway #199, formerly known as Highway #70;

thence N00°44'49"W, a distance of 745.58 feet along the West Right-of-Way line of said Highway;

thence N12°03'26"W, a distance of 356.93 feet along the West Right-of-Way line of said Highway;

thence N00°44'48"W, a distance of 1153.4 feet along the West Right-of-Way line of said Highway;

thence N10°33'47"E, a distance of 397.73 feet along the West Right-of-Way line of said Highway;

thence N00°44'49"W, a distance of 2189.36 feet along the West Right-of-Way line of said Highway;

thence in a Northwesterly direction along the West Right-of-Way line of State Highway #199, formerly

known as Highway #70 on a Curve to the Left with a Radius of 3211.88 feet having a Delta of 08°06'44"

and a Length of 454.75 feet; thence N89°15'09"E, a distance of 164.54 feet along the North Line of Section

21; thence S00°44'49"E, a distance of 5282.36 feet along the East line of said Section 21 to the POINT OF

BEGINNING; said described tract containing 19.02 acres. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Basis of Bearing"Oklahoma Zone South - Grid Bearings by GPS Observation

EXHIBIT B

Legal 7

A tract of land located in the South Half of the Southeast Quarter of Section 34, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:
Commencing at the Southeast Corner of Section 34; thence $S89^{\circ}23'23''W$, a distance of 1297.72 feet along the South line of said Section 34 to a point on the East Right-of-Way line of State Highway #70, said point being the POINT OF BEGINNING; thence $S89^{\circ}23'23''W$, a distance of 120.0 feet along said South line to a point on the West Right-of-Way line of State Highway #70; thence $N00^{\circ}22'45''W$, a distance of 1246.05 feet along the West Right-of-Way line of State Highway #70; thence $N89^{\circ}23'23''E$, a distance of 135.33 feet to the Southwest Corner of WOODBERRY FOREST CEMETARY, said line being contiguous with the Corporate City Limits of MADILL; thence $S00^{\circ}20'59''E$, a distance of 628.65 feet along the East Right-of-Way line of State Highway #70; thence $S89^{\circ}37'15''W$, a distance of 15.0' along the said Right-of-Way line; thence $S00^{\circ}22'45''E$, a distance of 617.46 feet along same said East Right-of-Way line to the POINT OF BEGINNING; said described tract containing 3.65 acres. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 8

The South 16.5 feet of the Southeast Quarter of Section 34, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying East of State Highway #70, said 16.5 feet to cover an existing County Road, currently known as SMILEY ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 9

The South 16.5 feet of the Southwest Quarter of the Southwest Quarter of Section 35, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying West of the Centerline of the existing Burlington Northern Railroad, said 16.5 feet to cover an existing County Road, currently known as SMILEY ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 10

The North 16.5 feet of the Northwest Quarter of Section 2, Township 6 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying West of the Centerline of the existing Burlington Northern Railroad, said 16.5 feet to cover an existing County Road, currently known as SMILEY ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 11

The North 16.5 feet of the Northeast Quarter of the Northeast Quarter of Section 3, Township 6 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying East of the West Right-of-Way of State Highway #70, said 16.5 feet to cover an existing County Road, currently known as SMILEY ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

EXHIBIT C

Legal 12

A tract of land located in the Southwest Quarter of Section 33, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows: Beginning at a point on the East line of the Southwest Quarter and the intersection of the North Right-of-Way line of State Highway 377 / 99; thence Southwesterly along said North Right-of-Way line to a point intersecting with the West line of the Southwest Quarter of Section 33; thence South along the said West line to the Southwest corner of Section 33; thence East along the South line of the Southwest Quarter of Section 33 to a point intersecting with the South Right-of-Way line of State Highway 377 / 99; thence Northeasterly along the South Right-of-Way line of said State Highway to a point on the East line of the Southwest Quarter; thence North on the East line of the Southwest Quarter of Section 33 to the POINT OF BEGINNING. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 13

A tract of land located in the South Half of the Southeast Quarter of the Southeast Quarter of Section 32, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, and being in the East 938 feet of said tract, more particularly described as follows: Beginning at the Southeast Corner of Section 32; thence West, a distance of 938 feet along the South line of Section 32; thence North to the North Right-of-Way line of State Highway 377 / 99; thence Northeasterly along the North Right-of-Way line of said State Highway to the East line of Section 32; thence South to the POINT OF BEGINNING. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

EXHIBIT D

Legal 14

A tract of land being a part of Lot 1, Section 5, Township 6 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:
Beginning at the Northeast Corner of Lot 1, Section 5; thence South along the East line of Section 5, a distance of 502 feet; thence West to a point intersecting with the West Right-of-Way line of State Highway 377 / 99; thence in a Northwesterly direction along the West Right-of-Way line of said Highway to the North line of Lot 1, Section 5, said point being 168 feet West of the Northeast Corner of said Section 5; thence East to the POINT OF BEGINNING. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 15

A tract of land being a part of Lot 4, Section 4, Township 6 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:
Beginning at the Northwest Corner of Lot 4, Section 4; thence East, a distance of 770 feet along the North line of Section 4; thence South to a point intersecting with the South Right-of-Way of State Highway 377 / 99; thence in a Southwesterly direction along the South and East Right-of-Way line of said Highway to a point 502 feet South of the North line of Section 4; thence West to a point 502 feet South of the Northwest Corner of Section 4; thence North to the POINT OF BEGINNING. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

EXHIBIT E

Legal 16

A tract of land located in Section 16, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:

Beginning at the Southeast Corner of Section 16; thence West along the South line of Section 16 to a point intersecting with the West Right-of-Way line of State Highway #199, formerly known as Highway #70, said point being on a Curve to the Left; thence along the West Right-of-Way of State Highway #199, formerly known as Highway #70, in a Northwesterly direction to a point on the North line of Section 16; thence East along the North Line of Section 16 to the East Right-of-Way line of State Highway #199, formerly known as Highway #70; thence Southeasterly along the East Right-of-Way line of State Highway #199, formerly known as Highway #70, to a point being 369.5 feet West and 1159.9 feet North of the Southeast Corner of said Section 16; thence Easterly along the Highway Right-of-Way, a distance of 369.5 feet to the East line of Section 16; thence South, a distance of 1159.9 feet along the East line of said Section to the POINT OF BEGINNING. Subject to Easements and Rights of Way, recorded or implied, thereof.

Legal 17

A tract of land located in the Southwest Quarter of the Southwest Quarter of Section 9, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows:

Beginning at a point on the South line of the Southwest Quarter of the Southwest Quarter of Section 9; intersecting with the West Right-of-Way line of State Highway, formerly known as Highway #70; thence in a Northwesterly direction along the West Right-of-Way line of State Highway #199, formerly known as Highway #70, to a point of the West line of the Southwest Quarter of said Section; thence North along the West line of Section 9 to the North Right-of-Way line of State Highway #199, formerly known as Highway #70; thence in a Southeasterly direction along the North Right-of-Way line of State Highway #199, formerly known as Highway #70, to a point on the South line of the Southwest Quarter of the Southwest Quarter of Section 9; thence West to the West Right-of-Way line of State Highway #199, formerly known as Highway #70, said point being the POINT OF BEGINNING. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

EXHIBIT F

Legal 18

The West 16.5 feet of the Southwest Quarter of the Southwest Quarter of Section 9, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying South of the South Right-of-way line of State Highway #199, formerly known as Highway #70

AND

The East 16.5 feet of the Southeast Quarter of Section 8, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma and Lying South of the North Right-of-Way line of State Highway #199, formerly known as Highway #70.

Said 33 feet to cover an existing County Road, currently known as CARTER LAKE ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.

Legal 19

The West 16.5 feet of the North 700 feet of the Northwest Quarter of the Northwest Quarter of Section 16, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma

AND

The East 16.5 feet of the North 700 feet of the Northeast Quarter of the Northeast Quarter of Section 17, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma.

Said 33 feet to cover an existing County Road, currently known as CARTER LAKE ROAD. Subject to Easements and Rights-of-Way, recorded or implied, thereof.