

I-2001-3215

STATE OF OKLAHOMA
MARSHALL COUNTY

SEP 14 2001

At 2:15 PM and duly recorded...
Book 224 pages 85
ANN HARTIN, County Clerk
By _____ Deputy

The Town of Oakland



ORDINANCE NO. 2001-01

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY
TO THE TOWN OF OAKLAND, MARSHALL COUNTY,
OKLAHOMA AS MORE PARTICULARLY DESCRIBED HEREIN

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF OAKLAND, OKLAHOMA:

Section 1: The Town of Oakland, Marshall County, Oklahoma, desires to annex certain property to the corporate limits of the town. The Town of Oakland is an incorporated town.

Section 2: 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.

Section 3: The consent of the owners of at least a majority of the acres to be annexed is not needed for the reason that the territory to be annexed is adjacent or contiguous to property already within the municipal limits.

Section 4: Pursuant to the laws made and provided by the State of Oklahoma, including 11 Ok. St. 1991 §21-104, the real property hereinafter described may be lawfully annexed to the town and, henceforth, all purposes, considered a part of the town.

Section 5: That the following described real property and premises, situate in Marshall County, Oklahoma, are hereby annexed to the Town of Oakland, to wit:

See attached Exhibit "A"

Section 6: The municipal services plan, attached hereto, is incorporated herein and made a part of this ordinance for all purposes.

Section 7: That there shall be filed in the office of the County Clerk of Marshall County, Oklahoma, a true and certified copy of this ordinance, together with an accurate map of the territory hereby annexed. In addition, pursuant to Title 11, Ok. St. §21-112 a duly certified copy of the ordinance together with an accurate map or plat of the territory annexed shall be filed in the office of the Ad Valorem division of the Oklahoma Tax Commission.

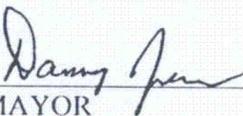
CERTIFICATE OF COUNTY CLERK
I, Ann Hartin, County Clerk in and for Marshall County, Oklahoma, do hereby certify that the foregoing instrument is a true and correct copy of the original Ordinance 2001-01 No. 3215 as the same appears of record in this office.
In TESTIMONY WHEREOF, witness my hand and official seal in Madill, Oklahoma, this 14 day of Sept 20 01
Ann Hartin County Clerk
Deputy

Section 8: Land owners in the territory annexed will be allowed to have the number of hoofed animals, except swine, allowed under the Town of Oakland's present ordinances without being required to meet the acreage requirements or the distance requirements set out in the applicable ordinance. The above provision does not apply to swine, which are prohibited in the town of Oakland. When any land owner owning a tract of land within the annexed territory sells all or any part of his land, this provision will terminate and end as to the tract sold and the successor or owner will be subject fully to all ordinances of the Town of Oakland governing animals in effect on the date of the tracts transferred.

Land owners in the territory annexed shall be subject fully to any and all other Town of Oakland ordinances in effect on the date this annexation ordinance becomes effective.

Section 9: EMERGENCY CLAUSE: Whereas an emergency exists for the preservation of public peace, health, safety and welfare, by reason whereof this ordinance will take effect immediately upon its passage and approval.

PASSED AND ADOPTED IN REGULAR SESSION THIS 13th day of September 2001.


MAYOR

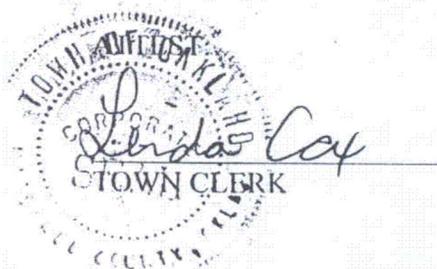


EXHIBIT "A"

Tract 1 a/k/a as Tract #17 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the NW/4 SE/4 NE/4 of Section 29, Township 5 South Range 5 East described as follows: Beginning 165' South of the Northwest corner of NW/4 SE/4 NE/4 of Section 29, Thence East 189 feet; Thence South 170.08 feet; Thence West 189 feet; Thence North 170.08 feet to the P.O.B. less .39 to housing authority.

Tract 2 a/k/a as Tract #16 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the NW/4 SE/4 NE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning 335.08 feet South of the NW corner of NW/4 SE/4 NE/4 of Section 29, Thence East 189 feet; Thence South 80 feet; Thence West 189 feet, Thence North 80 feet to the P.O.B.

Tract 3 a/k/a as Tract #18 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the NW/4 SE/4 NE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning 415.08 feet South of the NW Corner of the NW/4 SE/4 NE/4 of Section 29, Thence East 189 feet; Thence South 80 feet; Thence West 189 feet; Thence North 80 feet to the P.O.B.

Tract 4 a/k/a as Tract #8 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the S/2 NW/4 NW/4 SE/4 NE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning 329 feet East of the NW corner of S/2 NW/4 NW/4 SE/4 NE/4 Section 29; Thence South 110 feet; Thence West 140 feet; Thence North 110 feet; Thence East 140 feet to the P.O.B.

Tract 5 a/k/a as Tract #22 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the S/2 NW/4 SE/4 NE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning 329 feet East and 110 feet South of the NW corner of S/2 NW/4 SE/4 NE/4 of Section 29; Thence South 73 feet; Thence West 140 feet; Thence North 73 feet; Thence East 140 feet to the P.O.B.

Tract 6 a/k/a as Tract #14 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain parcel or tract of land in the NW/4 SE/4 NE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning at a point 329 feet East and 110 feet South of

the Northwest Corner of the S/2 NW/4 NW/4 SE/4 NE/4 of Section 29; Thence South a distance of 73 feet to the Point of beginning; Thence South a distance of 147.8 feet; Thence West a distance of 140 feet; Thence North a distance of 147.8 feet; Thence East a distance of 140 feet to the Point of Beginning.

Tract 7 a/k/a as Tract #25 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

Section 29, Township 5 South, Range 5 East: NW NE SE - S/2 SE NE - S/2 N/2 SE NE - E/2 E/2 SE, Less acs. to others.

Tract 8 a/k/a as Tract #64 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain parcel or tract of land in the SE/4 SW/4 NW/4 of Section 28, Township 5 South, Range 5 East described as follows: Beginning at the Southeast Corner of the SE/4 SW/4 NW/4 of Section 28; Thence North 345 feet; Thence North $75^{\circ}57'W$ 183 feet that being the P.O.B. thence North $75^{\circ}57'$ West 497.6 feet to a point on the West Line of SE/4 SW/4 NW/4.

Tract 9 a/k/a as Tract #65 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the SE/4 SW/4 NW/4 of Section 28, Township 5 South, Range 5 East, described as: Beginning at the Southeast Corner of SW/4 NW/4 of Section 28; thence North a distance of 345 feet; Thence North $75^{\circ}57'$ West a distance of 183 feet; thence in a Southwesterly direction a distance of 392.4 feet to a point on the South line of SW/4 NW/4 ; said point being 221.7 feet West of the Southeast corner of SW/4 NW/4; Thence East along the South line to the Southeast Corner of SW/4 NW/4, that being the point of beginning.

Tract 10 a/k/a as Tract #66 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the SW/4 SE/4 NW/4 of Section 28, Township 5 South, Range 5 East, described as: Beginning at the Southeast corner of the SW/4 SE/4 NW/4 of Section 28; Thence West 175 feet; thence North 227 feet to the South line of City Road, Thence Southeast 178.5 feet to East side of SW/4 SE/4 NW/4 Thence South 192 feet to the Point of Beginning.

Tract 11 a/k/a as Tract #67 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract of land in the SW/4 of SE/4 of NW/4 of Section 28, Township 5 South, Range 5 East, more fully described as follows: Beginning at a point 180 feet North of the Southwest Corner of SW/4 SE/4 NW/4 of Section 28, Thence East 130 feet; Thence North to the South line of the Madill-Oakland Road; Thence in a Northwesterly direction along said road, a distance of 137.6 feet; Thence South a distance of 171 feet to the point of Beginning in Marshall County, Oklahoma.

Tract 12 a/k/a as Tract #69 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract of land in the SW/4 SE/4 NW/4 of Section 28, Township 5 South, Range 5 East, more fully described as follows: Beginning 223 feet North and 496.5 feet North 75°25' West of the Southeast Corner of SW/4 SE/4 NW/4 of Section 28; Thence North 180 feet; Thence West 176.6 feet to West Line of SW/4 SE/4 NW/4 Thence South along West line of SW/4 SE/4 NW/4.

Tract 13 a/k/a as Tract #70 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

The surface rights only in and to a tract of land in the S/2 S/2 NW/4 SW/4 NW/4 and the N/2 N/2 of SW/4 SW/4 of NW/4 of Section 28, Township 5 South, Range 5 East, more fully described as follows: Beginning at a point 164.1 feet North and 141 feet West of the SE Corner of the NW/4 SW/4 NW/4 of Section 28, and on the South boundary of the original Townsite of Oakland; Thence West along the South boundary line of Oakland a distance of 341 feet to the North right-of-way line of the Madill-Oakland road; Thence Southeasterly along the said North right-of-way line, a distance of 409.3 feet; Thence North a distance of 216.5 feet to the Point of Beginning, containing one acre.

Tract 14 a/k/a as Tract #57 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract out of SE/4 SW/4 NW/4 of Section 28, Township 5 South, Range 5 East; Beginning at Northwest Corner of SE/4 SW/4 NW/4 of Section 28; Thence East 300 feet; Thence South to North line of County Road; Thence in a Northwesterly direction along North line of said road to a point on the West line of SE/4 SW/4 NW/4, said point being 80 feet South of the Northwest Corner of SE/4 SW/4 NW/4 of Section 28; Thence North 80 feet to the Point of Beginning. Also, a tract in S/2 S/2 NW/4 SW/4 NW/4 and N/2 N/2 SW/4 SW/4 NW/4 Section 28, Township 5 South, Range 5 East; Beginning at a point 164.1 feet North of the Southeast Corner of NW/4 SW/4 NW/4 at South boundary line of Oakland; Thence West 141 feet; Thence South 216.5 feet; Thence Easterly 143 feet; Thence North 251.1 feet to the Point of Beginning, containing in all 1.31 acres, more or less in Marshall County, Oklahoma.

Tract 15 a/k/a as Tract #72 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land in the SE/4 SW/4 NW/4 of Section 28, Township 5 South, Range 5 East, described as follows: Beginning at the Northeast Corner of the SE/4 SW/4 NW/4 of Section 28; Thence West 360 feet; Thence South to North line of County Road; Thence Southeasterly along the North line of County Road to East line of the SE/4 SW/4 NW/4 Thence North a distance of 226 feet to point of beginning, LESS AND EXCEPT the following tract of land: Beginning at the Northeast Corner of SE/4 SW/4 NW/4 thence West 142.38 feet; Thence South 10°22'33" West a distance of 202.82 feet to the North line of County Road; Thence South 78°51'27" East along North line of County Road to the East line of SE/4 SW/4 NW/4; Thence North along the East line of SE/4 SW/4 NW/4 to the Point of Beginning.

Tract 16 a/k/a as Tract #73 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the SW/4 SE/4 NW/4 of Section 28, Township 5 South, Range 8 East, described as: Beginning at a point 154 feet East of the Southwest Corner of the SW/4 SE/4 NW/4, Section 28; Thence North 180 feet; Thence East 36 feet; Thence North 45° East a distance of 70.71 feet; Thence North 56.9 feet; Thence South 76°23' East a distance of 46.3 feet; Thence South 274.2 feet; Thence West 131 feet to the Point of Beginning.

Tract 17 a/k/a as Tract #s76-54 and 76-02 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract of land in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW/4 SE/4 NW/4) of Section 28, Township 5 South (T5S), Range 5 East of the Indian Base and Meridian (R5EIM), described as follows: Beginning at a point 180 feet North of the Southwest Corner of the Southwest Quarter Southeast Quarter Northwest Quarter; thence East a distance of 190; thence North 450 0' East a distance of 70.7 feet; thence North a distance of 61 feet to the South line of the Madill-Oakland Road; thence in a Northwesterly direction along said road a distance of 247.6 feet; thence South a distance of 171 feet to the point of beginning, less and except that portion deeded to Joe Ted Owens, Jr. and Marjorie Lee Owens, dated March, 1963, and recorded in Book 262 at Page 403; and

The Northeast Quarter of the Northwest Quarter of the Southwest Quarter (NE/4 NW/4 SW/4) and the North Half of the Southeast Quarter of the Northwest Quarter of the Southwest Quarter (N/2 SE/4 NW/4 SW/4) and the Northwest Quarter of the Northeast Quarter of the Southwest Quarter (NW/4 NE/4 SW/4), and the North 93 feet of the South Half of the Southeast Quarter of the Northwest Quarter of the Southwest Quarter (S/2 SE/4 NW/4 SW/4) and a parcel of land located in the Southwest Quarter of the Northeast Quarter of the Southwest Quarter (SW/4 NE/4 SW/4), described as follows: Beginning at the Northwest Corner of the Southwest Quarter of the Northeast Quarter of the Southwest Quarter (SW/4 NE/4 SW/4); thence East 300 feet; thence in a Southwesterly direction a distance 486.3 feet; thence West 60 feet; then North 423 feet to the point of beginning all in section 28, Township 5 South (T5S) Range 5 East of the Indian. Lane and Meridian (R5EIM) according to the United States Government Survey thereof; and

A tract or parcel of land located in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW/4 SE/4 NW/4) in Section 28, Township 5 South (T5S), Range 5 East of the Indian Base and Meridian (R5EIM), described as follows: Beginning at a point 175 feet West of the Southeast Corner of the Southwest Quarter of the Southeast Quarter of the Northwest Quarter (SW/4 SE/4 NW/4), thence West 200 feet; thence North approximately 276 feet to the South line of Public Road that runs in a Northwesterly and Southeasterly direction; thence in a Southeasterly direction along said South line of Public Road a distance of approximately 202.5 feet; thence South a distance of 227 feet to the place of beginning, according to the United States Government Survey thereof.

Tract 18 a/k/a as Tract #s 6 and 55 on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land located in the NW/4 NE/4 SE/4 of Section 29, Township 5 South, Range 5 East described as follows: Beginning at a point 395 feet East and 1485 feet North of the Southwest Corner of the NW/4 NE/4 SE/4 of Section 29, Thence East 208.71 feet, Thence South 208.71 feet; Thence West 208.71 feet; Thence North 208.71 feet to the Point of Beginning; and

A certain tract or parcel of land located in the W/2 NW/4 SW/4; S/2 SW/4 NW/4 and NW/4 SW/4 NW/4 less acs. to others in Section 28, Township 5 South, Range 5 East.

Tract 19 a/k/a as Dickerson Tract on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract or parcel of land located in the South Half of the Southeast Quarter of Section 21, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows: Commencing from the Southeast Corner of Section 21; thence N89°58'21"W, a distance of 140.61 feet along the South line of Section 21 to the POINT OF BEGINNING; thence N89°58'21"W, a distance of 1181.4 feet along the South line of same said Section 21; thence N00°02'04"W, a distance of 660.0 feet; thence S89°58'21"E, a distance of 1176.91 feet to a point on the West Right-of-Way line of Highway # 199; thence along same said Right-of-Way line, S00°25'28"E, a distance of 660.02 feet to the POINT OF BEGINNING; said described tract containing 17.87 acres. Subject to Easements and Right-of-Ways, recorded or implied, thereof.

Tract 20 a/k/a as Burns Tract on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract of land located in the South Half of the Southeast Quarter of Section 21, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows: Beginning at the Southwest Corner of the Southeast Quarter of Section 21; thence WEST, a distance of 230 feet; thence NORTH, a distance of 517 feet; thence WEST, a distance of 100 feet; thence NORTH, a distance of 143 feet; thence EAST, a distance of 330 feet; thence SOUTH, a distance of 660 feet to the POINT OF BEGINNING; said described tract containing 3.8 acres. Subject to Easements and Right-of-Ways, recorded or implied, thereof.

Tract 21 a/k/a as Pierce Tract on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A certain tract or parcel of land in the East Half of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 21, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows: Beginning at the Southwest Corner of the East Half of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 21; thence NORTH, a distance of 517 feet; thence EAST, a

distance of 100 feet; thence SOUTH, a distance of 517 feet; thence WEST, a distance of 100 feet to the POINT OF BEGINNING; said described tract containing 1.19 acres. Subject to Easements and Right-of-Ways, recorded or implied, thereof.

Tract 22 a/k/a as New Oakland Cemetery on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

A tract or parcel of land located in the South Half of the Southeast Quarter of Section 21, Township 5 South, Range 5 East, IBM, Marshall County, Oklahoma, more particularly described as follows: Commencing from the Southwest Corner of the Southeast Quarter of Section 21; thence S89°58'22"E, a distance of 662.42 feet along the South line of said Section 21 to the POINT OF BEGINNING; thence N00°17' 16"E, a distance of 202.3 feet to a 3/8" Iron Pin found on an existing fence line; thence S89°27'29"E, a distance of 255.01 feet along an existing fence to a 3/8" Iron Pin found; thence N01°54'51"W, a distance of 62.96 feet along an existing fence to a 3/8" Iron Pin found; thence S84°58'52"E, a distance of 121.96 feet along an existing fence to a 3/8" Iron Pin found; thence N05°35'58"E, a distance of 21.51 feet along an existing fence to a 3/8" Iron Pin found; thence N85°10'08"E, a distance of 136.94 feet along an existing fence to a 3/8" Iron Pin found; . thence S03°11'27"E, a distance of 88.64 feet along an existing fence to a 3/8" Iron Pin found; thence S89°18'20"E, a distance of 66.47 feet along an existing fence to a 3/8" Iron Pin found; thence S46°36'36"E, a distance of 116.02 feet along an existing fence to a 3/8" Iron Pin found; thence S00°57' 19"E, a distance of 116.41 feet along the same said existing fence, to a point on the South line of the Southeast Quarter of Section 21; thence N89°58'22"W, a distance of 671.6 feet along the South line of Section 21 to the POINT OF BEGINNING; said described tract containing 3.41 acres. Subject to Easements and Right-of-Ways, recorded or implied, thereof.

Tract 23 a/k/a as Original Cemetery Tract on Map prepared by Marshall County Assessor for Oakland proposed annexing dated July 26, 2001 :

SW/4 SW/4 SE/4 in Section 21, Township 5 South, Range 5 East of the Indian Base and Meridian in Marshall County, Oklahoma.

