

TOWN OF POCASSET ORDINANCE NO. 2012-01

AN ORDINANCE OF THE MAYOR AND THE BOARD OF TRUSTEES OF THE TOWN OF POCASSET, OKLAHOMA, ANNEXING CERTAIN REAL ESTATE INTO THE TOWN LIMITS OF THE TOWN OF POCASSET, OKLAHOMA; SETTING AN EFFECTIVE DATE THEREFORE; MAKING CERTAIN FINDINGS OF FACT RELATED THERETO.

BE IT ORDAINED BY THE MAYOR AND TRUSTEES OF THE TOWN OF POCASSET, OKLAHOMA:

WHEREAS, the Board of Trustees of Pocasset find that it is in the best interests of the Town of Pocasset that certain Territory immediately adjacent to and contiguous to the current municipal limits of the Town of Pocasset be annexed into the municipal limits of the Town of Pocasset, Grady County, Oklahoma, for the purposes of regulating the continued development and growth of the Territory to be annexed;

WHEREAS, the Town of Pocasset did obtain the written consent of the owners of at least a majority of the acres of the Territory for their land to be annexed to the Town of Pocasset, Oklahoma;

WHEREAS, notice of the public hearing has been given by publication and by mailing by first-class mail or certified mail to all owners of the surface acreage of the Territory; and that notice has been issued to all owners of property abutting any public right-of-way that forms the boundary of the Territory to be annexed as shown by the current year's ownership rolls in the office of the Grady County Treasurer, and to the Sales and Use Tax Division of the Oklahoma Tax Commission; such notice having been issued by certified mail to every person who owns a parcel of land of five (5) acres or more used for agricultural purposes, and to other persons or entities as required by law.

WHEREAS, a public hearing has been conducted according to law on March 6, 2012, at 6:00 p.m., Notice of which has been duly published in accordance with 11 O.S. sec 21-103 effective November 1, 2011;

WHEREAS, all requirements of 11 O.S. §21-103 effective November 1, 2011, have been fulfilled to allow the current annexation of the Territory to be accomplished;

The Town Board of Trustees of the Town of Pocasset, Oklahoma, makes the following findings:

1. The Territory to be annexed is adjacent or contiguous to the municipal limits of the Town of Pocasset, Grady County, Oklahoma.
2. Written consent of the owner of at least a majority of the acres to be annexed to the Town of Pocasset have been granted.
3. Notice of the proposed annexation were published in the Chickasha Express, a legally qualified newspaper of general circulation in the Territory to be annexed on the 14 day of February, 2012. Said notice did set forth the legal description of the Territory to be annexed and was published not less than 14 days of the date that the Board of Trustees ordered publication thereof and not more than thirty days before the hearing of March 6, 2012, on the annexation.

4. A copy of the Notice of Annexation published was mailed to all owners of property or Territory to be annexed as shown by the current year's ownership rolls in the office of the Grady County Treasurers Office, said rolls having been certified by Cochran Abstract Company of Chickasha, Oklahoma. All owners of said Territory were mailed notice by first class mail or by certified mail provided that all owners of parcels of land of five (5) acres or more were mailed notice by certified mail.
5. A public meeting on the annexation was held on March 6, 2012 at 6: p.m. at 530 South Main Street (Highway 81), Pocasset, Oklahoma 73079.

SECTION 1. Citation and Codification. This Ordinance shall be cited as and codified as Ordinance Number 2012 – 1. This Ordinance may be referred to as the “Ordinance of Annexation”.

SECTION 2: Annexation of Territory Certain.

1. As all requirements of 11 O.S. §21-103 effective as of the date of this ordinance have been met to allow a consent annexation, the following Territory is deemed to be annexed and made a part of the municipal limits of the Town of Pocasset, Grady County, Oklahoma:

All of Section 8, Township 8N, Range 7W of the Indian Meridian, Grady County, Oklahoma, LESS AND EXCEPT the North Half of the Northeast Quarter of the Northeast Quarter (N½ NE¼ NE¼) thereof; and,

All of Section 17, Township 8N, Range 7W of the Indian Meridian, Grady County, Oklahoma; and,

That portion of Section 9, Township 8N, Range 7W lying and being West of the Railroad Right of Way of the Indian Meridian, Grady County, Oklahoma; and,

That portion of Section 16, Township 8N, Range 7W lying and being West of the Railroad Right of Way of the Indian Meridian, Grady County, Oklahoma.

Said described area of realty may be referred to herein from time to time as “Territory”.

2. Provided that pursuant to 11 O.S. Sec. 21-103 (C) all roadways or road right-of-ways adjacent to or contiguous to the above Territory to be annexed shall be considered a part and parcel to the Territory annexed herein.
3. That from the Effective Date of this Ordinance of Annexation, all persons residing in the Territory annexed herein shall have all rights, privileges and obligations of all other residents within the municipal limits of the Town of Pocasset as provided for by law or ordinance.

SECTION 3: Severability. IF ANY SECTION, SUBSECTION, SUBDIVISION, PARAGRAPH, SENTENCE, CLASUE OR PHRASE IN THIS ORDINANCE, OR ANY PART

THEREOF, IS FOR ANY REASON HELD TO BE UNCONSTITUTIONAL OR INVALID OR INEFFECTIVE BY ANY COURT OF COMPETENT JURISDICTION, SUCH DECISION SHALL NOT AFFECT THE VALIDITY OR EFFECTIVENESS OF THE REMAINING PORTIONS OF THIS ORDINANCE OR ANY PART THEREOF.

SECTION 4: Effective Date. This ordinance shall be deemed in full force and effect as of May 1, 2012. The municipal clerk is directed to publish this ordinance more than 30 days before May 1, 2012, as required by law to give full force and effect hereto.

Christa Rainey

MAYOR

ATTEST:

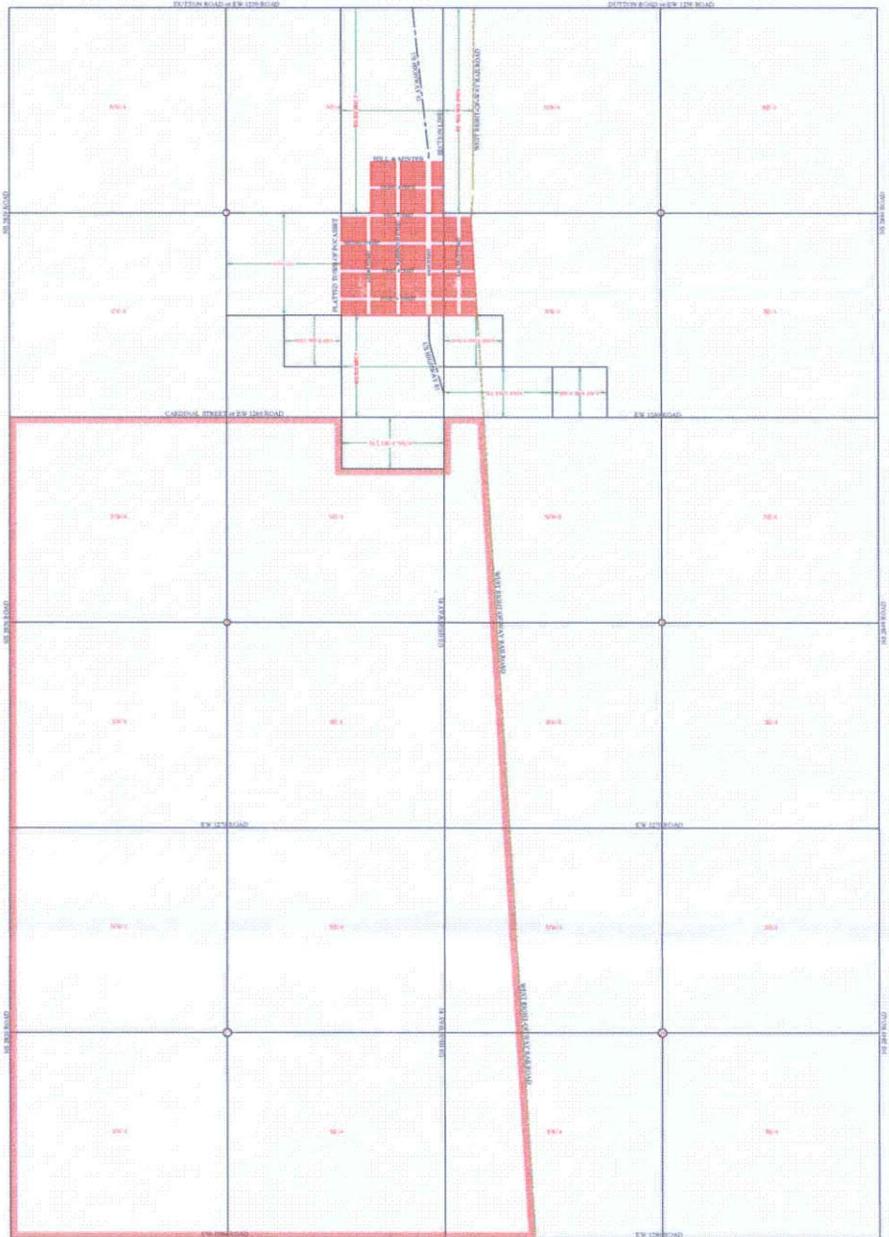
Karen Gissom

TOWN CLERK

ANNEXATION OF THE TOWN OF POCASSET, GRADY COUNTY, OKLAHOMA
MARCH 6, 2012

LEGAL DESCRIPTION: MARCH 6, 2012
 All of Section Eight (8), Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, EXCEPT the North half of the Northeast Quarter of the Northeast Quarter (21.25 AC) thereof.
 The portion of Section Nine (9), Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, beginning and being "West of the Substantial right-of-way of the present Section Nine (9), Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, Eastward, South and West of the Substantial right-of-way of Section Nine (9), Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma."

■ = 240' Wide Section Line



STEVE SCHULEEN
 1124 SW 41st STREET
 OKLAHOMA CITY, OK 73119-2509
 405-366-6711 FAX 405-821-8991
 SHOESLAND@aol.com
 DATE: 2/28/12

THE TOWN OF POCASSET, GRADY COUNTY, OKLAHOMA
 INCORPORATION OF AUGUST 25, 1998 AND ANNEXATION OF MARCH 6, 2012

LEGAL DESCRIPTIONS, AUGUST 25, 1998 AND MARCH 6, 2012

All the part of the Southeast Quarter of the Southeast Quarter of the Southeast Quarter of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

The South half of the Southeast Quarter of the Southeast Quarter (SE 1/4 SW 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

The Southeast Quarter of the Southeast Quarter of the Southeast Quarter (SE 1/4 SW 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

All the part of the West half of the Southeast Quarter of the Southeast Quarter (SW 1/4 SW 1/4 SW 1/4) long and being West of the U.S. L&P Railroad right of way including all the part of the East 1/2 of the SW 1/4 SW 1/4 SW 1/4 of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

All the part of the West half of the Southeast Quarter of the Southeast Quarter (SW 1/4 SW 1/4 SW 1/4) long and being West of the U.S. L&P Railroad right of way including all the part of the East 1/2 of the SW 1/4 SW 1/4 SW 1/4 of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

The East half of the East half of the Southeast Quarter (SE 1/4 SW 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

The Southeast Quarter of the Southeast Quarter (SW 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

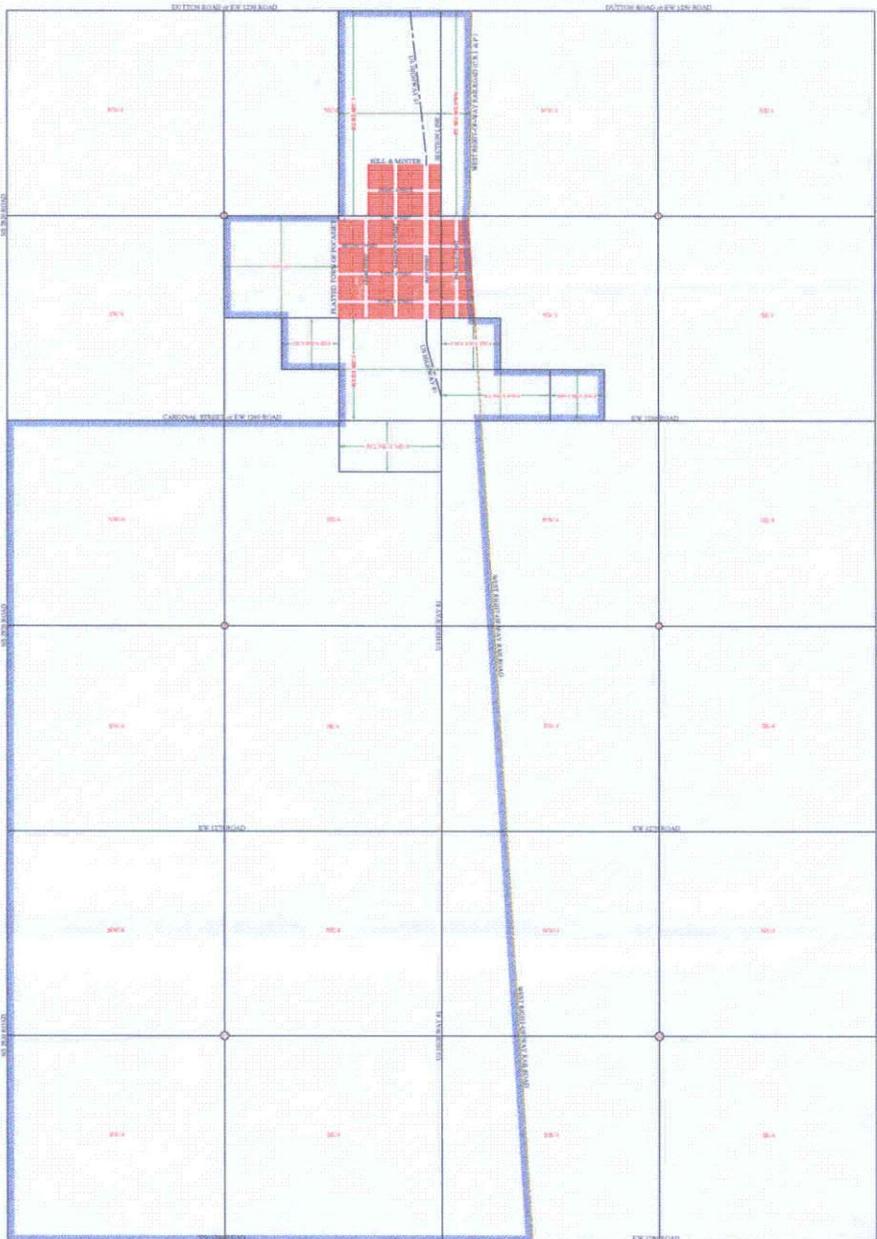
The Southeast Quarter of the Southeast Quarter of the Southeast Quarter (SE 1/4 SW 1/4 SW 1/4) including the portion of the U.S. L&P Railroad right of way including all the part of the East 1/2 of the SW 1/4 SW 1/4 SW 1/4 of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

The North half of the Southeast Quarter (SE 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.

All of Section Eight (8) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, less the East 1/2 of the Southeast Quarter of the Southeast Quarter (SE 1/4 SW 1/4 SW 1/4) of Section Four (4) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, long and being West of the Railroad right of way.

The portion of Section Sixteen (16) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma, long and being West of the Railroad right of way.

All of Section Seventeen (17) Township Eight (8) North, Range Seven (7) West of the Indian Meridian, Grady County, Oklahoma.



STEVE SCHRIEN
 1218 SW 8th STREET
 OKLAHOMA CITY, OK 73119-2909
 (405) 884-6771 FAX (405) 822-3989
 SRS@aol.com
 DATE: 1/28/2012