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ORDINANCE NO. 03-01

STATE OF OKLAHOMA  
JOHNSTON COUNTY  
FILE

MAR 05 2003

TIME 10:05 AM  
DELORES MUSE, COUNTY CLERK

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF TISHOMINGO, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE CITY OF TISHOMINGO INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID CITY OF TISHOMINGO, AS SAID ANNEXATION IS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING FOR ZONING OF THE ANNEXED AREA; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

**WHEREAS**, a proposal has been presented to the City Council of the City of Tishomingo, Oklahoma, proposing consideration, approval, and passage of an ordinance extending and annexing into the corporate limits of the City of Tishomingo certain real property adjacent to the City under the Charter and Ordinances of the City of Tishomingo, and the laws of the State of Oklahoma, and said Council after hearing the facts and being sufficiently advised, is of the opinion that all requirements necessary for the annexation of said property to the City of Tishomingo and to extend the corporate limits thereof have been complied with as provided by the Charter and Ordinances of the City of Tishomingo, and the laws of the State of Oklahoma as set out in Title 11, Oklahoma Statutes, Section 21-101, *et seq.*, including, but not limited to, the following:

1. A resolution proposing the annexation of the property described herein, directing that notice be given as required by law, and approving a proposed plan for extension of services was adopted by the City Council of the City of Tishomingo on December, 2 2002.
2. Notice of the proposed annexation of the property described herein was published in a newspaper of general circulation in the territory to be annexed, within fourteen (14) days of the approval of the resolution proposing the annexation.
3. Notice of the proposed annexation of the property described herein was mailed by first-class mail to all owners of property proposed to be annexed as shown by the current year's ownership rolls in the office of the County Treasurer of Johnston County, Oklahoma, within fourteen (14) days of the approval of a resolution proposing the annexation.
4. A public hearing was held concerning the proposed annexation and the proposed service plan on January, 6, 2002 at 7:00 o'clock p.m., which date was no earlier than fourteen (14) days nor more than thirty (30) days following the publication and mailing of the notice set forth above.

THIS PROPERTY OWNERSHIP LIST IS FOR TAX PURPOSES. IT IS NOT INTENDED FOR CONVEYANCES NOR IS IT A LEGAL SURVEY. WE ARE NOT IN ANY EVENT LIABLE FOR ANY ERRORS OR INACCURACIES.

- 5. At the public hearing the proposed plan for extension of services was available for inspection and explained to the property owners of the territory to be annexed.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TISHOMINGO, OKLAHOMA:**

**Section 1. Annexed Territory:**

That said area, situated in Johnston County, Oklahoma, shall become attached to and be within the corporate limits of the City of Tishomingo, Oklahoma, and shall hereafter be considered an integral part of the corporate limits, and said corporate limits to the City of Tishomingo, Oklahoma, are extended and enlarged so as to include all of the property described as follows, to-wit:

School Dist 10

A tract of land located in the Northeast Quarter of the Northwest Quarter (NE/4NW/4) of Section 5, Township 4 South, Range 6 East, I.B.M., Johnston County, Oklahoma, more particularly described as follows:

Commencing from the Northeast Corner of the Northwest Quarter (NW/4) of said Section 5; Thence South zero degrees 16'00" East, a distance of 868.90 feet along the East line of the Northwest Quarter (NW/4) to the POINT OF BEGINNING; Thence North 89 degrees 53'00" West, a distance of 626.0 feet, Thence South zero degrees 16'00" East, a distance of 172.29 feet; Thence South 89 degrees 53'00" East, a distance of 313.0 feet; Thence South zero degrees 16'00" East, a distance of 218.07 feet; Thence South 89 degrees 53'00" East, a distance of 313.0 feet to the East line of the Northwest Quarter (NW/4); Thence North zero degrees 16'00" West a distance of 390.37 feet along the East line of the Northwest Quarter (NW/4), said point of being the POINT OF BEGINNING; said described tract containing 4.04 acres.

**Section 2. Zoning Classification.**

Said property shall retain its current zoning classification, if any, and if the same is not presently zoned, it shall be classified as follows:

**Section 3. Plan for Extension of Municipal Services.**

The Plan for Extension of Municipal Services to Annexed Area, which is attached hereto as Exhibit "A," is hereby incorporated into and made a part of this ordinance.

**Section 4. Severability.**

If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other

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provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Tishomingo that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**Section 5. Emergency Clause.**

It being immediately necessary for the preservation of public health, peace, and safety, an emergency is hereby declared to exist, by reason whereof this Ordinance shall take effect and be in full force from and after its passage and approval.

**PASSED AND APPROVED** and the emergency clause voted on separately this  
6 day of Jan, 2002.

ATTEST:  
  
Geneva Carr (seal)  
City Clerk

CITY OF TISHOMINGO

By Rex Morrell  
Rex Morrell  
Mayor