ORDINANCE NO. 354

AN ORDINANCE ANNEXING CERTAIN TERRITORY INTO THE CORPORATE LIMITS OF CITY OF STILWELL, OKLAHOMA, AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.

WHEREAS, a municipal governing body by ordinance may add to the municipality territory adjacent or contiguous to its corporate limits and increase or diminish the corporate limits as the governing body deems desirable for the benefit of the municipality.

WHEREAS, the City Council of the City of Stilwell, Oklahoma (the "Council"), received a petition to annex certain lands more particularly described below, said petition being published twice in a newspaper as required by Title 11 O.S. § 21-105;

WHEREAS, the proposed territory is adjacent and contiguous of the City, receives the same services as all other similar acres of the City, and will continue to receive such services by the same methods and/or means;

WHEREAS, the Council has determined that all the requisites to annexing the territory have been satisfied and met, all as required by law;

WHEREAS, the Council has determined it to be in the best interest of the City to annex the aforementioned territory.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STILWELL, OKLAHOMA:

Section 1: That, pursuant to the laws made and provided but he State of Oklahoma the real property hereinafter described may be lawfully annexed to the City of Stilwell and henceforth, for all purposes, considered a part of the City.

Section 2: That the following described real property and premises, situated in Adair County, Oklahoma, be and the same is hereby annexed to the City of Stilwell, Oklahoma, to-wit

A part of the West Half (W/2) of the Southwest Quarter (SW/4) of the Southwest Quarter (SW/4) of Section 3, Township 15 North, Range 25 East, of the Indian Meridian, Adair County, State of Oklahoma, being more particularly described as follows:

Beginning at a set Mag Nail marking the Northwest Corner of said SW/4 SW/4;
Thence N 87°50'08" E along the North line thereof a distance of 657.80 feet to a set 1/2" rebar marking the Northeast Corner of said W/2 SW/4 SW/4;
Thence S 02°08'55" E along the East line of said W/2 SW/4 SW/4 a distance of 420.0 feet to a set 1/2" rebar;

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Thence S 87°51'05" W leaving said East line of said W/2 SW/4 SW/4 a distance of 125.0 feet to a set 1/2" rebar;

Thence S 02°08'55" E a distance of 8.11 feet to a set 1/2" rebar;

Thence S 87°57'30" W a distance of 532.43 feet to a set Mag Nail on the West line of said SW/4 SW/4;

Thence N 02°11'54" W along said West line of said SW/4 SW/4 a distance of 426.93 feet to the Point of Beginning;

Containing 6.432 acres, more or less.

which, with other land already within the corporate limits of the City of Stilwell, is to be designated as the **STONEBROOK PARK,** an addition to the City of Stilwell, Oklahoma.
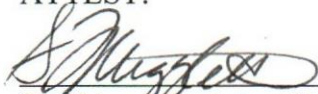
Section 3; That there shall be filed in the office of the County Clerk of Adair County, Oklahoma, a true and certified copy of this Ordinance, together with an accurate map of the territory hereby annexed.

Section 4; If any section, subsection or sentence, clause or phrase of this Ordinance is for any reason held invalid, such decision or decisions shall not affect the validity of the remaining portions of this Ordinance.

Section 5; WHEREAS, an immediate necessity exists; therefore, for the preservation of the public peace, health and safety, an emergency is hereby declared to exist by reason whereof this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED by a ___5-0___ vote this 15th day of June, 2010.
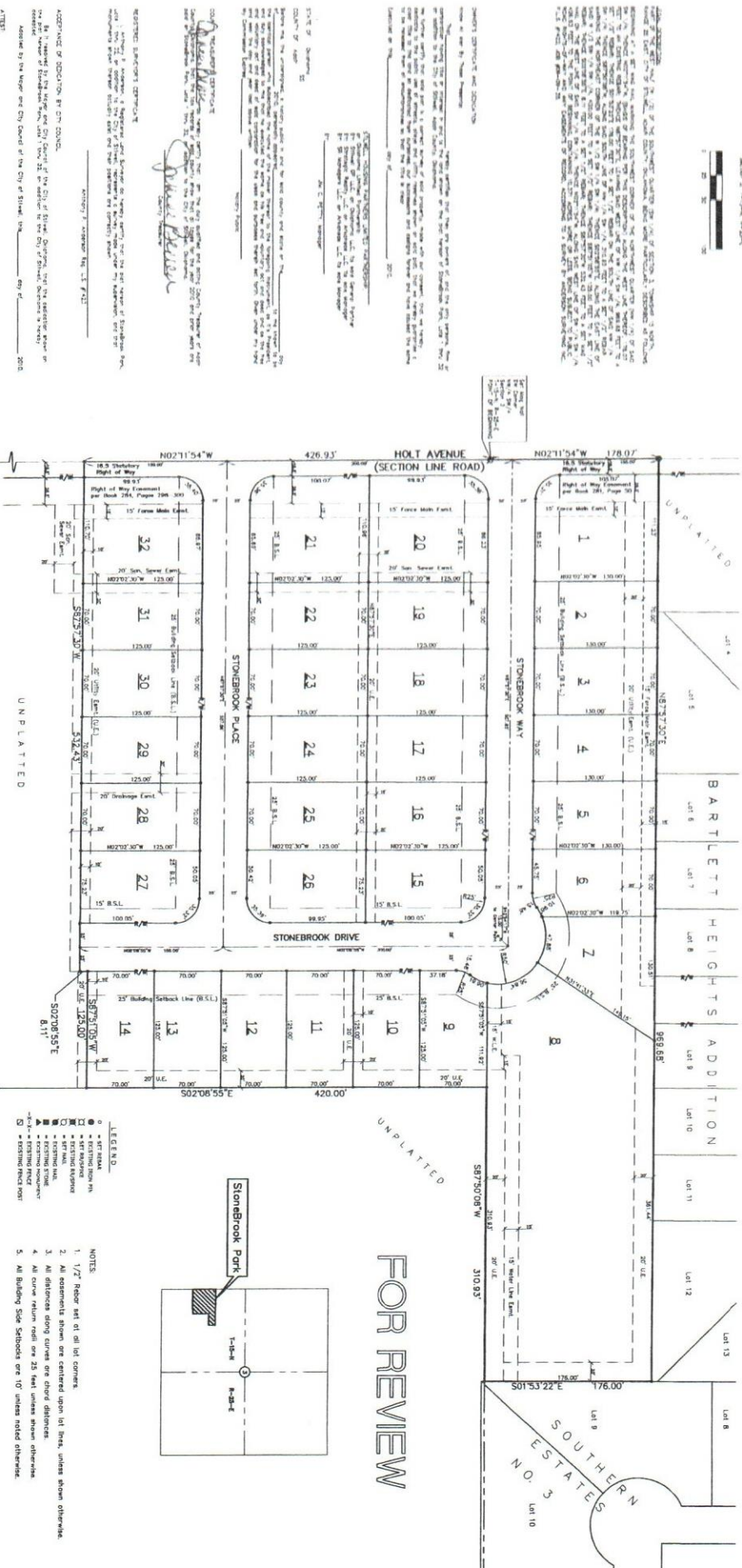
ATTEST:

Shelldon Miggletto _____

Shelldon Miggletto, City Clerk

(SEAL)

James Collins _____

James Collins, Mayor

FINAL PLAT
StoneBrook Park
Lots 1 thru 32

Part of W/2 SW/4, Section 3, T-15-N, R-25-E
Stilwell, Adair County, Oklahoma

HOLT AVENUE (SECTION LINE ROAD)

N02°11'54"W 426.93'   N02°11'54"W 178.07'

N02°11'54"W 891.93'

STONEBROOK PLACE

STONEBROOK WAY

STONEBROOK DRIVE

Lots: 32, 21, 20, 1 / 31, 22, 19, 2 / 30, 23, 18, 3 / 29, 24, 17, 4 / 28, 25, 16, 5 / 27, 26, 15, 6 / 7 / 8
14, 13, 12, 11, 10, 9

S02°08'55"E 420.00'

S87°50'08"W 969.65'

S87°50'08"W 310.93'

S01°53'22"E 176.00'

15' B.S.L. (Building Setback Line)

20' U.E.

UNPLATTED

BARTLETT HEIGHTS ADDITION
Lot 5, Lot 6, Lot 7, Lot 8, Lot 9, Lot 10, Lot 11, Lot 12, Lot 13

SOUTHERN ESTATES NO. 3

LEGEND
- ● SET REBAR
- ○ EXISTING IRON PIN
- SET REVPOUE
- EXISTING REVPOUE
- SET NAIL
- EXISTING NAIL
- EXISTING STONE
- EXISTING MONUMENT
- EXISTING FENCE
- EXISTING FENCE POST

NOTES:
1. 1/2" Rebar set at all lot corners.
2. All distances shown are along lot lines, unless shown otherwise.
3. All easements shown are centered upon lot lines.
4. All curve return radii are 25 feet unless shown otherwise.
5. All Building Side Setbacks are 10' unless noted otherwise.
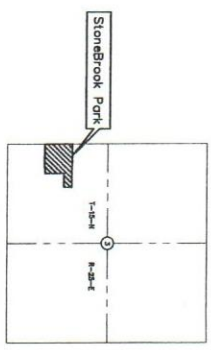
ENGINEER:
Philip J. Lerarie, P.E., L.S.
consulting engineer
P.O. Box 11123
fort smith, ar 73917
(479) 452-5822
C.A. 2142 Expires 06/20/11

LAND SURVEYOR:
Anderson Surveying, Inc.
Anthony P. Anderson, LS
P.O. Box 129
van buren, ar 72957
(479) 474-8247
C.A. 8107 Expires 06/20/10

OWNER/DEVELOPER:
Stilwell Housing Partners Limited Partnership
1031 Fayetteville Road, Suite 205
Van Buren, AR 72956
479-252-5505

CITY SUPERINTENDENT'S APPROVAL

FOR REVIEW

MARCH, 2010
346-03

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