

AN ORDINANCE ANNEXING REAL PROPERTY LOCATED IN SECTION 30, TOWNSHIP 7 SOUTH, RANGE 2 EAST, LOVE COUNTY, OKLAHOMA, TO THE CITY OF MARIETTA; PROVIDING FOR ZONING; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

WHEREAS, the owner of the real property, hereinafter described, has requested that annexation of said real property into the boundaries of the City of Marietta; and

WHEREAS, notice of a public hearing was published in the Marietta Monitor on July 27, 2018 and August 3, 2018, and mailed to the owners of property located within 300 feet of the real property on July 23, 2018; and

WHEREAS, a public hearing regarding the annexation of the real property was held before the City Council on August 14, 2018, and the City Council has determined that inclusion of the real property within the corporate limits of the City of Marietta is in the best interest of the City and the general public.

THEREFORE, BE IT ORDAINED BY THEM MAYOR AND THE CITY COUNCIL OF THE CITY OF MARIETTA, OKLAHOMA:

SECTION 1. That the boundaries of the City of Marietta, Love County, Oklahoma, be and the same are hereby extended so as to include the real property described as follows:

A tract of land located in the Southeast Quarter (SE/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Seven (7) South, Range Two (2) East of the Indian Meridian, Love County, Oklahoma, being more particularly described as follows: Commencing at the Northeast Corner of said SE/4 NE/4; Thence S 00°36'40" E along the East line of said SE/4 NE/4, a distance of 208.72 feet to the Southeast Corner of a tract of land described in General Warranty Deed (McKinney to McMillin), filed 02/02/1977, recorded in Book 67, Page 783 in the Office of the Love County Clerk, said point being the Point of Beginning; Thence continuing S 00°36'40" E along said East line, a distance of 566.28 feet; Thence S 89°24'50" W along a line parallel with the North line of said SE/4 NE/4, a distance of 1237.00 feet; Thence N 00°36'40" W along a line parallel with said East line, a distance of 775.00 feet to a point on said North line; Thence N 89°24'50" E along said North line, a distance of 819.57 feet to the Northwest Corner of a Tract of land described in General Warranty Deed (McKinney to McMillin), filed 02/02/1977, recorded in Book 67, Page 782 in the Office of the Love County Clerk; thence S 00°36'40" E (Deed: N00°03'W), a distance of 104.36 feet to the Southwest Corner of said McMillin Tract (Page 782). same point being the Northwest Corner of said McMillin Tract (Page 783); thence continuing S 00°36'40" E (Deed: N00°03'W) along said McMillin Tract (Page 783), a distance of 104.36 feet to the Southwest Corner of McMillin Tract (Page 783); Thence S 89°24'50" E (Deed: West) along the South line of said McMillin Tract (Page 783), a distance of 417.43 feet to the Point of Beginning. Containing an area of 20.0080 acres.

That the above-described real property, while being annexed into the boundaries of the City of Marietta, shall be zoned R-1.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, repealed.

SECTION 3. 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 separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 4. It being immediately necessary for the preservation of the peace, health, safety and public good of the City of Marietta and the inhabitants thereof, that the provisions of this Ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this Ordinance shall take full effect and be in full force from and after its passage, as provided by law.

PASSED by the City Council and **SIGNED** by the Mayor of the City of Marietta, Oklahoma on this 14th day of August 2018.

CITY OF MARIETTA

ATTEST:

Dottie Gwin
DOTTIE GWIN, CITY CLERK



BY: [Signature]
KIMBERLY FRAIRE, MAYOR

AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARINGS CITY OF MARIETTA

A public hearing to consider the proposed annexation of property located south of the Washington Park Addition and west of U.S. Highway 77, will be held before the Planning Commission on August 13, 2018, at 6:00 p.m., at the Marietta Public Works Authority conference room, located at 303 W. Main Street, Marietta, Oklahoma.

A public hearing to consider the proposed annexation of property located south of the Washington Park Addition and west of U.S. Highway 77, will be held before the City Council on August 14, 2018, at 6:00 p.m., at the Marietta Public Works Authority conference room, located at 303 W. Main Street, Marietta, Oklahoma.

The property is further described as:

A tract of land located in Southeast Quarter (SE/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Seven (7) South, Range Two (2) East of the Indian Meridian, Love County, Oklahoma, being more particularly described as follows:

Commencing at the Northeast Corner of said SE/4 NE/4; Thence S 00°36'40" E along the East line of said SE/4 NE/4 a distance of 208.72 feet to the Southeast Corner of a tract of land described in General Warranty Deed (McKinney to McMillin), filed 02/02/1977. Recorded in Book 67, Page 783 in the Office of the Love County Clerk, said point being the Point of Beginning; Thence continuing S 00°36'40" E along said East line, a distance of 566.28 feet; Thence S 89°24'50" W along a line parallel with the North line of said SE/4 NE/4, a distance of 1237.00 feet; Thence N 00°36'40" W along a line parallel with said East line, a distance of 775.00 feet to a point on said North line; Thence N 89°24'50" E along said North line, a distance of 819.57 feet to the Northwest Corner of a Tract of land described in General Warranty Deed (McKinney to McMillin), filed 02/02/1977. Recorded in Book 67, Page 782 in the Office of the Love County Clerk; then S 00°36'40" E (Deed: N 00°03'W), a distance of 104.36 feet to the Southwest Corner of said McMillin Tract (Page 782). Same point being the Northwest Corner of said McMillin Tract (Page 783); Thence continuing S 00°36'40" E (Deed: N 00°03'W) along said McMillin Tract (Page 783), a distance of 104.36 feet to the Southwest Corner of McMillin Tract (Page 783); Thence S 89°24'50" E (Deed: West) along the South line of said McMillin Tract (Page 783), a distance of 417.43 feet to the Point of Beginning. Containing an area of 20.0080 acres.

/s/ Dustin Scott
DUSTIN SCOTT, CITY ADMINISTRATOR

Published in the Marietta Monitor on July 27 and August 3, 2018.

STATE OF OKLAHOMA)
)SS
COUNTY OF LOVE)

Willis Choate, of lawful age, being duly sworn and authorized, says that he is publisher of the Marietta Monitor, a weekly newspaper published in the City of Marietta, Love County, Oklahoma a newspaper qualified to publish legal notices, advertisements and publications as provided in Section 106 of Title 25, Oklahoma Statutes 1971, as amended, and complies with all other requirements of the laws of Oklahoma with reference to legal publications.

That said notice, a true copy of which is attached hereto, was published in the regular edition of said newspaper during the period and time of publication and not in a supplement, on the following dates: July 27 and August 3, 2018

Publication Fee 131.24

Willis Choate
(Publisher)

Subscribed and sworn to before me this 3rd
day of August 20 18

My commission expires:
October 29 20 18

Bronwyn Carter
Notary Public



