

## ORDINANCE NO. 515

The City of Lovington pursuant to the provision of Section 3-7-17, NMSA 1978, does hereby, with the adoption of this ordinance, express its consent to the annexation to the City of Lovington of the contiguous territory below described, and does hereby annex the following described territory to the present boundaries of the City of Lovington to-wit:

The following legal description and the attached petition (Attachment A) and Annexation Plat (Attachment B) of contiguous territory to the City of Lovington:

- 1) Being the lands petitioned and privately owned by the Roberts Family Trust as recorded in Book 1375, Page 512 in the office of the County Clerk, Lea County, New Mexico as identified in the filed plat (Attachment B) and contiguous to the Corporate limits of the City of Lovington as is more specifically described as:

The North half of the Southwest Quarter of the Southwest Quarter (N/2SW/4SW/4), Less the North 20 feet thereof and the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW/4SW/4SW/4) Section 9, Township 16 South, Range 36 East, N.M.P.M., Lea County, New Mexico, being more particularly described as follows:

Beginning at a point being  $N00^{\circ}06'00''W$ , 400.00 feet and  $N89^{\circ}54'00''E$ , 30.00 feet from the Southwest corner of said Section 9, thence  $N00^{\circ}06'00''W$ , 922.98 feet to appoint on the South line of Unit 2 of the Alice Subdivision to the City of Lovington; thence  $N89^{\circ}44'00''E$ , along this South line, 20.00 feet; thence  $S00^{\circ}06'00''E$  1123.04 feet to a point on a curve to the left; thence along this curve, 204.20 feet (said curve having a radius of 130.00 feet, a central angle of 90 degrees 00" and a chord bearing and distance of  $S45^{\circ}05'59''E$ , 183.85 feet); thence  $S87^{\circ}28'02''E$ , 189.99 feet; thence  $S88^{\circ}28'04''E$ , 313.25 feet; thence  $S89^{\circ}42'10''W$ , 652.92 feet; thence  $N00^{\circ}06'00''W$ , 349.90 feet to the point of beginning.

Less and except a tract of land located in the Southwest Quarter of Section 9, Township 16 South, Range 36 East, N.M.P.M., Lea County, New Mexico and being more particularly described as follows:

Beginning at a point from whence the Southwest corner of Said Section 9 bears  $S0^{\circ}04'44''E$ , 50.00 feet and  $S89^{\circ}42'10''W$ , 682.90 feet; thence  $N88^{\circ}28'04''W$ , a distance of 313.25 feet; thence  $N87^{\circ}28'02''W$ , a distance of 189.99 feet; thence along the arc of a curve to the right having a central angle of  $90^{\circ}00'00''$  and a radius of 130 feet (Cord= $N45^{\circ}05'59''W$ , 183.85 feet) a distance of 204.20 feet; thence  $N^{\circ}06'00''W$  along a line 50.00 feet east of a

parallel to the West line of said Section 9a distance of 494.06 feet; thence N89°52'05"E, a distance of 6.34 feet; thence along the arc of a curve to the left having a central angle of 90°12'26", and a radius of 614.07 feet (Cord=S45°14'08"E, 869.99 feet) a distance of 966.80 feet; thence N89°42'10"E, a distance of 9.96 feet; thence S0°04'44"E, a distance of 28.03 feet to point of beginning. Containing 26.43 acres more or less.

That the City Clerk is directed, pursuant to State Statute, to file a copy of this Ordinance, together with a copy of the petition and plat of the territory so annexed, in the Office of the County Clerk and send copies to the Secretary of Finance and Administration and the Secretary of Taxation and Revenue.

That the annexation of such territory to the City of Lovington shall be deemed complete within thirty (30) days after filing of a copy of this Ordinance in the Office of the County Clerk unless an appeal be made to the District Court as provided in said statute.

That said territory will be zoned and shall upon adoption be included in the Official Land Use Map all pursuant to the provisions of the City of Lovington Land Use Regulations.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF LOVINGTON ON THE \_\_\_\_\_ DAY of \_\_\_\_\_, 2013.

\_\_\_\_\_  
DIXIE DRUMMOND, Mayor

ATTEST:

\_\_\_\_\_  
CAROL ANN HOGUE, City Clerk

# PETITION FOR ANNEXATION

COMES NOW ROBERTS FAMILY TRUST, and petitions the City Commission of the City of Lovington, New Mexico for its consent by resolution for the annexation of that portion of property it owns lying outside the City limits and to those properties immediately adjacent to it to the City of Lovington more properly described by aforementioned attachments to this petition

(SEE ATTACHMENTS)

And Petitioner states in support of such Petition, pursuant to Section 3-7-17.1 of the New Mexico State Statutes Annotated (1978) that:

1. The property petitioner wishes to be annexed and the real property is contiguous to the present municipal boundaries of the City of Lovington.
2. An Annexation Plat is attached hereto showing the boundaries of the real property proposed for annexation and the relationship of such property to the present boundaries of the City of Lovington.

Petitioner: Roberts Family Trust

By: Howard D. Robert

Its: Trustee

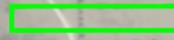
Date: 8-30-2013

Acknowledged: City of Lovington

By: [Signature]

Date: 8/30/13

**LEGEND**

-  PROPOSED EARLENE ESTATES SUBDIVISION
-  ALICE ADDITION
-  FAYE HEIGHTS ADDITION
-  SOUTHVIEW PLACE ADDITION

**PROPERTY DESCRIPTION OF PETITIONED ANNEXATION**

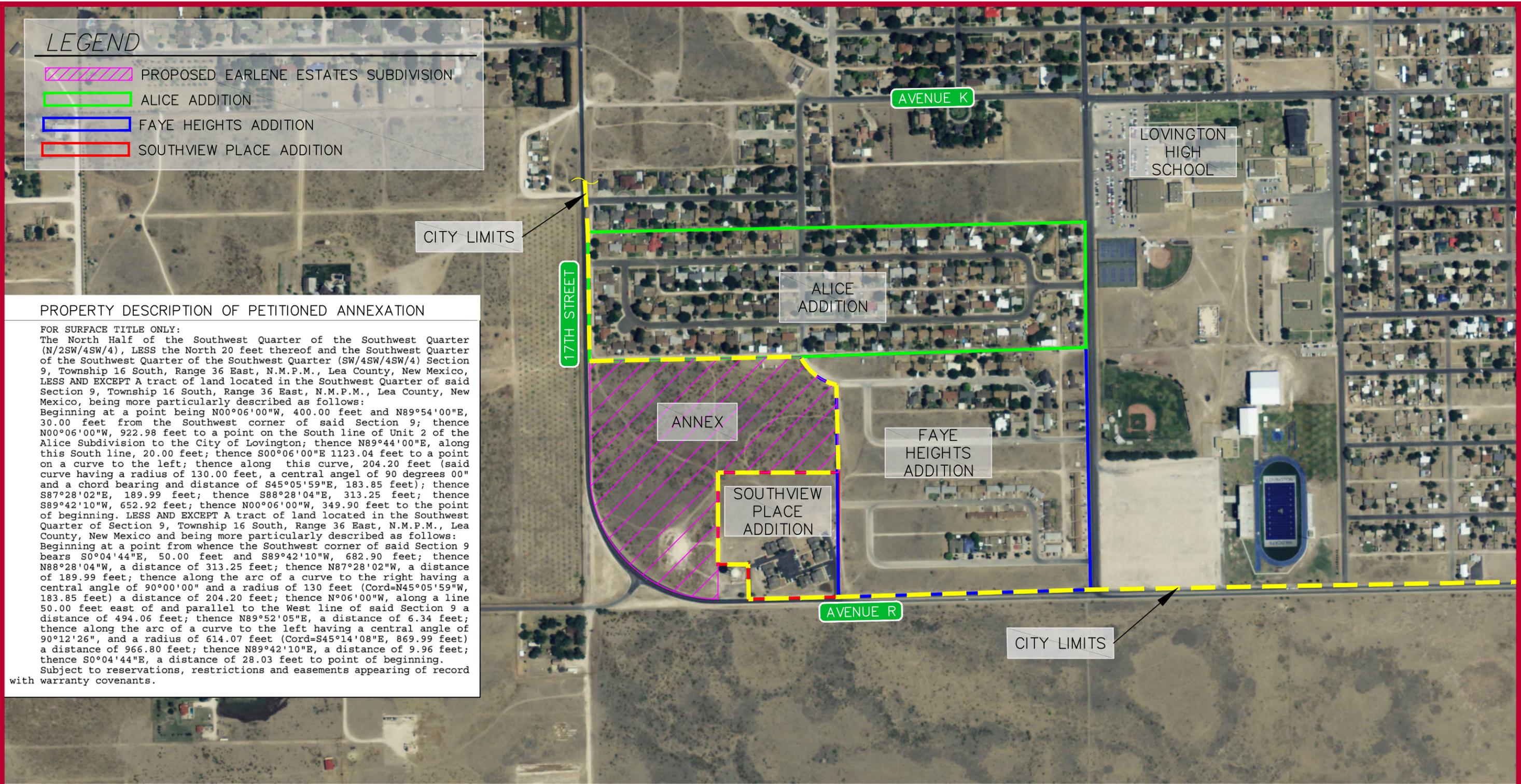
FOR SURFACE TITLE ONLY:

The North Half of the Southwest Quarter of the Southwest Quarter (N/2SW/4SW/4), LESS the North 20 feet thereof and the Southwest Quarter of the Southwest Quarter of the Southwest Quarter (SW/4SW/4SW/4) Section 9, Township 16 South, Range 36 East, N.M.P.M., Lea County, New Mexico, LESS AND EXCEPT A tract of land located in the Southwest Quarter of said Section 9, Township 16 South, Range 36 East, N.M.P.M., Lea County, New Mexico, being more particularly described as follows:

Beginning at a point being N00°06'00"W, 400.00 feet and N89°54'00"E, 30.00 feet from the Southwest corner of said Section 9; thence N00°06'00"W, 922.98 feet to a point on the South line of Unit 2 of the Alice Subdivision to the City of Lovington; thence N89°44'00"E, along this South line, 20.00 feet; thence S00°06'00"E 1123.04 feet to a point on a curve to the left; thence along this curve, 204.20 feet (said curve having a radius of 130.00 feet, a central angle of 90 degrees 00" and a chord bearing and distance of S45°05'59"E, 183.85 feet); thence S87°28'02"E, 189.99 feet; thence S88°28'04"E, 313.25 feet; thence S89°42'10"W, 652.92 feet; thence N00°06'00"W, 349.90 feet to the point of beginning. LESS AND EXCEPT A tract of land located in the Southwest Quarter of Section 9, Township 16 South, Range 36 East, N.M.P.M., Lea County, New Mexico and being more particularly described as follows:

Beginning at a point from whence the Southwest corner of said Section 9 bears S0°04'44"E, 50.00 feet and S89°42'10"W, 682.90 feet; thence N88°28'04"W, a distance of 313.25 feet; thence N87°28'02"W, a distance of 189.99 feet; thence along the arc of a curve to the right having a central angle of 90°00'00" and a radius of 130 feet (Cord=N45°05'59"W, 183.85 feet) a distance of 204.20 feet; thence N°06'00"W, along a line 50.00 feet east of and parallel to the West line of said Section 9 a distance of 494.06 feet; thence N89°52'05"E, a distance of 6.34 feet; thence along the arc of a curve to the left having a central angle of 90°12'26", and a radius of 614.07 feet (Cord=S45°14'08"E, 869.99 feet) a distance of 966.80 feet; thence N89°42'10"E, a distance of 9.96 feet; thence S0°04'44"E, a distance of 28.03 feet to point of beginning.

Subject to reservations, restrictions and easements appearing of record with warranty covenants.



EARLENE ROBERTS  
REAL ESTATE

205 E. WASHINGTON AVE.  
LOVINGTON, NEW MEXICO 88260  
PH (575) 396-4663

ANNEXATION EXHIBIT

