

ORDINANCE NO. 1117

AN ORDINANCE ANNEXING A CERTAIN TRACT OF LAND BEING THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 28 TOWNSHIP 10 SOUTH RANGE 24 EAST AND THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 27 TOWNSHIP 10 SOUTH RANGE 24 EAST AND A PART OF THE NW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 27 TOWNSHIP 10 SOUTH RANGE 24 EAST, TOGETHER WITH ALL ADJACENT PUBLIC RIGHTS-OF-WAY, CONTAINING 100 ACRES MORE OR LESS; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL OF ROSWELL, NEW MEXICO THAT:

1. WHEREAS, Petition has heretofore been filed seeking annexation of certain lands to the City of Roswell, New Mexico, under and by virtue of the provisions of 3-7-17 NMSA 1978, known as the "Petition Method", said lands being described as:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28 T10S R24E and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27 T10S R24E and part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27 T10S R24E and portions of Nineteenth Street all located in Chaves County, New Mexico. Containing 100 acres more or less.

2. WHEREAS, (a) the said territory hereby sought to be annexed is contiguous to the municipality; (b) the petitioners represent a majority of the number of acres sought to be annexed; (c) the petition for annexation is accompanied by a map showing the external boundary of the territory proposed to be annexed and the relationship of said territory to the existing boundary of the municipality, and (d) municipal services can be made available to said territory hereby sought to be annexed.

3. ANNEXATION. Said parcels or tracts of land hereinabove described be, and the same hereby are annexed as part and parcel of the City of Roswell, New Mexico, for all legal purposes.

4. APPEAL. Within thirty (30) days after the filing of authenticated copy of this ordinance with survey plat attachment in the office of the County Clerk as aforesaid, any person aggrieved may appeal to the District Court for review of the validity of annexation proceedings herein.


5. REPEALER. All ordinances, parts of ordinances or sections of the Municipal Code in conflict or inconsistent herewith be, and the same hereby are repealed to the extent of such conflict or inconsistency. This repealer is not to be construed as reviving any ordinances, parts of ordinances or sections of the Municipal Code heretofore repealed.

6. SEVERABILITY. If any section, paragraph, clause or provision of this ordinance should for any reason be held invalid or unenforceable, such invalidity or unenforceability shall not affect any other part of this ordinance.

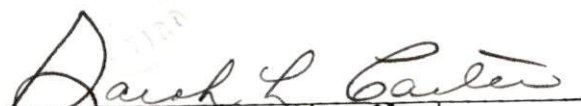
7. EFFECTIVE DATE. This annexation shall be and become consummate and effective on and after the filing of a duly authenticated copy of this ordinance, together with an official survey plat of the territory hereby annexed in the office of the County Clerk of Chaves County, New Mexico; provided that the effective date hereof shall be not less than five (5) days after publication hereof.

PASSED, ADOPTED, SIGNED AND APPROVED on February 14, 1984.

CITY SEAL


PETER R. YORK, Mayor

ATTEST:


Sarah L. Carter, City Clerk

Publish February 21, 1984.

ORDINANCE NO.1117

AN ORDINANCE ANNEXING A CERTAIN TRACT OF LAND BEING THE SE 1/4 NE 1/4 SECTION 28 TOWNSHIP 10 SOUTH RANGE 24 EAST AND THE SW 1/4 NW 1/4 SECTION 27 TOWNSHIP 10 SOUTH RANGE 24 EAST AND A PART OF THE NW 1/4 NW 1/4 SECTION 27 TOWNSHIP 10 SOUTH RANGE 24 EAST, TOGETHER WITH ALL ADJACENT PUBLIC RIGHT-OF-WAY, CONTAINING 100 ACRES MORE OR LESS; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL OF ROSWELL, NEW MEXICO THAT:

1. WHEREAS, Petition has heretofore been filed seeking annexation of certain lands to the City of Roswell, New Mexico, under and by virtue of the provisions of 3-7-17 NMSA 1978, known as the "Petition Method", said lands being described as:

SE 1/4 NE 1/4 Section 28, Township 10 South, Range 24 East and SW 1/4 NW 1/4 Section 27, Township 10 South, Range 24 East and part of NW 1/4 NW 1/4 Section 27 Township 10 South, Range 24 East and portions of Nineteenth Street all located in Chaves County, New Mexico. Containing 100 acres more or less.

2. WHEREAS, (a) the said territory hereby sought to be annexed is contiguous to the municipality; (b) the petitioners represent a majority of the number of acres sought to be annexed; (c) the petition for annexation is accompanied by a map showing the external boundary of the territory proposed to be annexed and the relationship of said territory to the existing boundary of the municipality, and (d) municipal services can be made available to said territory hereby sought to be annexed.

3. ANNEXATION. Said parcels or tracts of land hereinabove described be, and the same hereby are annexed as part and parcel of the City of Roswell, New Mexico, for all legal purposes.

4. APPEAL. Within thirty (30) days after the filing of authenticated copy of this ordinance with survey plat attachment in the office of the County Clerk as aforesaid, any person aggrieved may appeal to the District Court for review of the validity of annexation proceedings herein.

5. REPEALER. All ordinances, parts of ordinances or sections of the Municipal Code in conflict or inconsistent herewith be, and the same hereby are repealed to the extent of such conflict or inconsistency. This repealer is not to be construed as reviving any ordinances, parts of ordinances or sections of the Municipal Code heretofore repealed.

38.93

AFFIDAVIT OF PUBLICATION

County of Chaves }
State of New Mexico, }

I, R.M. Higginbotham
Manager

Of the Roswell Daily Record, a daily newspaper published at Roswell, New Mexico, do solemnly swear that the clipping hereto attached was published once a week in the regular and entire issue of said paper and not in a supplement thereof for a period

of One
Time weeks

beginning with the issue dated

February 21, 1984

and ending with the issue dated

February 21, 1984

R.M. Higginbotham
Manager

Sworn and subscribed to before me

this 21st day of

February, 1984

Jean Bee Pottit
Notary Public

My commission expires

October 21, 1987
(Seal)

6. SEVERABILITY. If any section, paragraph, clause or provision of this ordinance should for any reason be held invalid or unenforceable, such invalidity or unenforceability shall not affect any other part of this ordinance.

7. EFFECTIVE DATE. This annexation shall be and become consummate and effective on and after the filing of a duly authenticated copy of this ordinance, together with an official survey plat of the territory hereby annexed in the office of the County Clerk of Chaves County, New Mexico; provided that the effective date hereof shall be not less than five (5) days after the publication hereof.

PASSED, ADOPTED,
SIGNED AND APPROVED on
February 14, 1984.

Peter R. York
Mayor

City Seal
Attest:

s/Sarah L. Carter
City Clerk