

DISCLAIMER OF ZONING JURISDICTION

WHEREAS, Jenks Land, L.L.C. ("Owner") is the purported owner of certain real property located in the City of Bixby, Oklahoma, more particularly described as PRESLEY HEIGHTS BLOCKS 6-10, a Subdivision within the City of Bixby, Tulsa County, Oklahoma ("Presley Heights");

WHEREAS, in 1996, a portion of the Property, including a portion of Presley Heights, was purportedly annexed into the City of Bixby by virtue of Ordinance No. 733, recorded with the Tulsa County Clerk in Book 6715, Page 653;

WHEREAS, in 2012, Lot Combination LC-363 was approved by the Tulsa Metropolitan Area Planning Commission ("TMAPC") pursuant to the Declaration dated December 11, 2012 and recorded as Document No. 2012124092 with the Tulsa County Clerk (the "Declaration"). The Declaration combined certain property (the "Property") more particularly described on **Exhibit "A"** attached hereto, which included a portion of Presley Heights;

WHEREAS, in 2021, the remainder of the Property was purportedly annexed into the City of Bixby by virtue of Ordinance No. 2369, recorded with the Tulsa County Clerk as Document No. 2021125227;

WHEREAS, the Plat of Presley Heights Blocks 6-10 was purportedly approved by the City of Bixby and recorded as Plat No. 6986 with the Tulsa County Clerk on August 5, 2021;

WHEREAS, the TMAPC does not have jurisdiction over property within the corporate limits of the City of Bixby, TMAPC hereby disclaims jurisdiction over the Property and the Declaration. Any covenants in favor of Tulsa County or TMAPC contained in the Declaration shall run with the successor having jurisdiction.

Dated: _____

Chairman of the TMAPC

Attest:

Secretary of the TMAPC

EXHIBIT "A"

The East 880 feet of the West half of the Southeast quarter (W/2 SE/4) of Section 17, Township 17 North, Range 13 East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, according to the US Government Survey thereof, less and except the South 310 feet of the East 210 feet thereof.

And

The North 70 feet of the South half of the South half of the Northeast quarter of the Southeast quarter (S/2 S/2 NE/4 SE/4) of Section 17, Township 17 North, Range 13 East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, according to the US Government Survey thereof.