

Easement

Version 3.0 released on 8/3/21

ENC0119634

**CITY COUNCIL USE ONLY**

Date Received: _____

Committee Date: _____

1st Agenda Date: _____

Tracking #: _____

Committee: _____

Hearing Date: _____

2nd Agenda Date: _____**CITY CLERK USE ONLY**☐ Scanned

Date: 05.10.2023

☐ Posted

Item # 2305.00951

*All department items requiring Council approval must be submitted through the Mayor's Office.***Primary Details****Board Approval****Other Board Name****City Council Approval**☒ Yes ☐ No**Department**

Engineering Services

Contact Name

Courtney Jones 2.16.23

Email

courtneyjones@cityoftulsa.org

Phone

918-596-9549

Easement Type

Storm Sewer

Owner-Grantor

River Parks Authority

Bid/Project Number

IDP 94516

Project Title

McMichael Acres

Council District

2

Section

14

Township

19

Range

12

Addition

Unplatted

Lot**Block****Address**

Adjacent to 431 West 23rd Street

Parcel Number

369

Additional Information/Tracking Number**Budget****Contract Types**☒ No Payments Involved☐ Revenue Contracts☐ Expense Contracts**Funding Source(s)****DONATION:** \$0.00**TOTAL:** \$0.00**Approvals****Department:****Legal:****Board:****Mayor:****Other:****Date:** 02.17.23**Date:** 3-5-23**Date:****Date:****Date:** MAY 11 2023**Policy Statement****Background Information**

This Storm Sewer Easement is being donated by River Parks Authority, as a requirement of IDP 94516. The scope of the IDP for this project is the installation of three storm sewer pipes to serve a commercial property. MSL:swb

Summation of the Requested Action

Mayoral approval and City Council acceptance.

Other Pertinent Details**Processing Information for City Clerk's Office****Post Execution Processing**☐ Mail vendor copy (add'l signature copies attached)☒ Must be filed with other governmental entity☐ Add'l governmental entity approval(s) required**Additional Routing, Processing or Contact Details**

Engineering Services recommends acceptance by Council and approval by Mayor. Original to be picked up by Courtney Jones for further processing. (6-9549)

STORM SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **RIVER PARKS AUTHORITY**, (Grantor), the owner of the legal and equitable title to the following real estate, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS cash in hand paid by the CITY OF TULSA, OKLAHOMA, a municipal corporation, (City) and other good and valuable considerations, receipt of which is hereby acknowledged, does hereby grant and convey unto the said City, a perpetual easement, through, over, under and across the following described property:

See Exhibit "A"

for the purpose of permitting the City, to construct a storm sewer main or mains thereon through, over, under, and across said property, together with all necessary and convenient appurtenances thereof; and to use and maintain the same and of affording the City, its officers, agents, employees, and/or all persons under contract with it, the right to enter upon said premises and strip of land for the purpose of surveying, excavating for, laying, constructing, operating, repairing, relaying and maintaining said storm sewer main or mains and for the further purpose of enabling the City, to do any and all convenient things incident to such construction, operation, repairing, and maintaining of such storm sewer main or mains.

The City is hereby given and granted the exclusive possession of said above premises for the purposes aforesaid and Grantor, for itself and its administrators, successors and assigns, covenants and agrees that no building, structure, fence, wall or other above ground obstruction will be placed, erected, installed or permitted upon the above described land; and further covenants and agrees that in the event the terms of this paragraph are violated by the Grantor or any person in privity with it, such violation will be promptly corrected and eliminated immediately upon receipt of notice from City, or City shall have the right to remove or otherwise eliminate such violation, and Grantor, its administrators, successors and assigns, shall promptly pay the actual cost thereof.

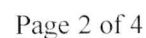
TO HAVE AND TO HOLD Such easement and right-of-way unto the City, its successors or assigns, forever. Dated this 10th day of March, 2023.

CITY OF TULSA
OFFICE OF CITY CLERK
175 E 2ND ST - STE 260
TULSA, OKLAHOMA 74103


By: Marvin Jones
Name: Marvin Jones, Chair
River Parks Authority, Board of Trustees

[illegible]

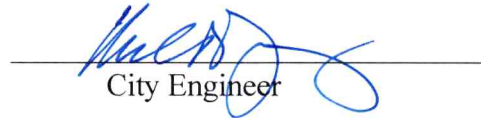
3-25-25



APPROVED AS TO FORM:


Asst. City Attorney

APPROVED AS TO SUBSTANCE:


City Engineer

ACCEPTED BY CITY COUNCIL:

Date: _____

BY: _____

Name: Crista Patrick
Title: Chair

APPROVED BY MAYOR:

CITY OF TULSA, OKLAHOMA,
a municipal corporation

Date: _____

BY: _____

Name: G. T. Bynum
Title: Mayor

ATTEST:

City Clerk

[illegible]

Before me, a Notary Public in and for said County and State, on the ____ day of _____, 2023, personally appeared Crista Patrick, to me known to be the identical person who accepted the within and foregoing instrument as Chair of the City Council of the City of Tulsa, Oklahoma, and acknowledged to me that she accepted the within and foregoing instrument as her free and voluntary act and deed and as the free and voluntary act and deed of the City Council of the City of Tulsa, Oklahoma, for the uses and purposes therein set forth.

Notary Public

My commission expires:

[illegible]

Before me, a Notary Public in and for said County and State, on the ____ day of _____, 2023, personally appeared G. T. Bynum, to me known to be the identical person who approved the within and foregoing instrument as Mayor of the City of Tulsa, Oklahoma, and acknowledged to me that he approved the within and foregoing instrument as his free and voluntary act and deed and as the free and voluntary act and deed of the City of Tulsa, Oklahoma, for the uses and purposes therein set forth.

Notary Public

My commission expires:

Exhibit

McMichael Acres

South Offsite Storm Sewer Easement Description

Description

A TRACT OF LAND BEING PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION FOURTEEN (14) TOWNSHIP NINETEEN (19) NORTH, RANGE TWELVE (12) EAST OF THE INDIAN MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF BLOCK ONE (1), MCMICHAEL ACRES, TULSA COUNTY, OKLAHOMA; THENCE NORTH 10°54'11" WEST ALONG THE EAST LINE OF SAID BLOCK ONE (1), MCMICHAEL ACRES, FOR A DISTANCE OF 317.92 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 10°54'11" WEST FOR A DISTANCE OF 35.00 FEET; THENCE NORTH 79°05'49" EAST FOR A DISTANCE OF 125.00 FEET; THENCE SOUTH 10°54'11" EAST FOR A DISTANCE 35.00 FEET; THENCE SOUTH 79°05'49" WEST FOR A DISTANCE OF 125.00 FEET TO THE POINT OF BEGINNING;

SAID TRACT CONTAINING 4,375 SQUARE FEET OR 0.100 ACRES.

Basis of Bearing

THE BEARINGS SHOWN HEREON ARE BASED UPON THE OKLAHOMA STATE PLANE COORDINATE SYSTEM, NORTH ZONE (3501), NORTH AMERICAN DATUM 1983 (NAD83); SAID BEARINGS ARE BASED LOCALLY UPON FIELD-OBSERVED TIES TO THE FOLLOWING MONUMENTS:

(1) 5/8" IRON PIN FOUND AT THE NORTHEAST CORNER OF LOT 1, BLOCK 1, "MCMICHAEL ACRES".

(2) 2" PIPE FOUND AT THE DEFLECTION POINT IN THE EAST LINE OF LOT 1, BLOCK 1, "MCMICHAEL ACRES".

THE BEARING BETWEEN SAID MONUMENTS BEING SOUTH 26°52'18" EAST.

Certification

I, DAN E. TANNER, OF TANNER CONSULTING, LLC, CERTIFY THAT THE ATTACHED DESCRIPTION CLOSES IN ACCORD WITH EXISTING RECORDS, IS A TRUE REPRESENTATION OF THE REAL PROPERTY AS DESCRIBED, AND MEETS THE MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING OF THE STATE OF OKLAHOMA.

DAN E. TANNER, P.L.S.
OKLAHOMA P.L.S. #1435
OKLAHOMA CA #2661
EXPIRATION DATE: 6/30/23

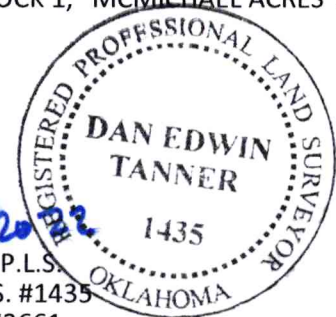
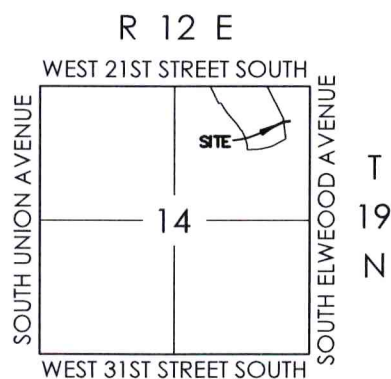


EXHIBIT "A"
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 **Tanner Consulting LLC**
5323 SOUTH LEWIS AVENUE, TULSA OKLAHOMA 74105-6539 | 918.745.9929



Location Map

Exhibit

McMichael Acres

South Offsite Storm Sewer Easement Exhibit



NORTH
NOT TO SCALE

RIVER PARKS AUTHORITY
TRAIL EASEMENT
(DOC #2009070659)

ONSITE EASEMENT

McMICHAEL ACRES

RIGHT OF WAY EASEMENT FOR
DRAINAGE DISTRICT NO. 12
CASE NO. 72562

N 79°05'49" E
125.00'

S 10°54'11" E
35.00'

S 79°05'49" W
125.00'

N 10°54'11" W
35.00'

POINT OF BEGINNING

20' RESTRICTED WATER
LINE EASEMENT (PLAT)

UNPLATTED

N 10°54'11" W
317.92'

POINT OF COMMENCEMENT
SOUTHEAST CORNER OF
BLOCK ONE (1), McMICHAEL ACRES
TULSA COUNTY, OKLAHOMA

EXHIBIT "A"
page 2 of 2

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