

Easement

Version 3.3 released on 6/29/23

PW0120077

**CITY COUNCIL USE ONLY**

Date Received: _____
 Committee Date: _____
 1st Agenda Date: _____

Tracking #: _____

Committee: _____

Hearing Date: _____

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

Date: 01.24.2024

☐ Posted

Item # 2401.00205

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
Public Works

Contact Name
Michelle L. Lester

Email
mlester@cityoftulsa.org

Phone
918-596-7262

Easement Type
Waterline

Owner-Grantor
Selvaggi Revocable Trust

Bid/Project Number
TMUA-W 22-88

Project Title
31st St S: 161st E Ave to 193rd E Ave

Council District
6

Section
14

Township
19

Range
14

Addition
UNPLATTED

Lot

Block

Address
17001 E 31st St

Parcel Number
2A

Additional Information/Tracking Number

Budget**Contract Types**

- ☒ No Payments Involved
☐ Revenue Contracts
☐ Expense Contracts

Funding Source(s)

203310009Z.WaterDist.7400.74003122.541101: \$28.00

TOTAL: \$28.00

Approvals

for Department: _____
 Legal: _____
 Board: _____
 Mayor: _____
 Other: _____

Date: 12.12.23
 Date: 1-18-XXIV
 Date: JAN 24 2024
 Date: _____
 Date: _____

Policy Statement**Background Information**

Project TMUA-W 22-88 - 31st St S: 161st E Ave to 193rd E Ave, Parcel 2A.

The City of Tulsa is installing a waterline in the vicinity of E 31st Street S and S 161st E Avenue. The attached Water Easement is required for the project and is being donated by the owner.

Owner: The Michael P. and Salley A. Selvaggi Revocable Trust dated July 16, 2007

Parcel 2A

Payment request is attached to the Tulsa County Clerk for the filing fee (\$28.00). PDZ:MSL:brh

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

Originals to be picked up by Courtney Jones, 6-9549, for further processing

WATER EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **THE MICHAEL P. AND SALLEY SELVAGGI Revocable Trust dated July 16, 2007**, (Grantor) the owners of the legal and equitable title to the following real estate situated in Tulsa County, State of Oklahoma, for and in consideration of the sum of One Dollar (\$1.00) from 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 of Tulsa, Oklahoma, a perpetual easement through, over, under and across the following described property, situated in said County, to-wit:

See Exhibit "A"

for the purpose of permitting the City, to construct a **water main or mains** thereon through, over, under, and across said property, together with all necessary and convenient appurtenances thereto; 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, constructing, operating, repairing, and maintaining of such construction.

The City is hereby given and granted the exclusive possession of said above premises for the purposes aforesaid and Grantor, for itself and its heirs, 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 heirs, 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 14th day of NOVEMBER, 2023.

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

The Michael P. and Salley A. Selvaggi Revocable
Trust dated July 16, 2007

By: Salley A. Selvaggi
Name: SALLEY A. SELVAGGI, Trustee

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

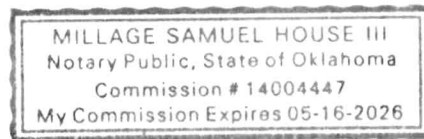
This instrument was acknowledged before me on NOVEMBER 14, 2023, by
SALLEY A. SELVAGGI, Trustee of the Michael P. and Salley A. Selvaggi Revocable Trust dated July
16, 2007.

Given under my hand and seal of office the day and year last above written.

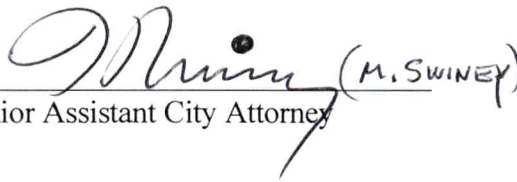
Millage Samuel House III
Notary Public - Millage Samuel House III

My commission expires:

MAY 16, 2026



APPROVED AS TO FORM:


Senior Assistant City Attorney

APPROVED AS TO SUBSTANCE:


Director

ACCEPTED BY CITY COUNCIL:

Date: _____

BY: _____
Name: Jeannie Cue
Title: Chair

APPROVED BY MAYOR:

CITY OF TULSA, OKLAHOMA,
a municipal corporation

Date: _____

BY: _____
Name: G. T. Bynum
Title: Mayor

ATTEST:

City Clerk

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

Before me, a Notary Public in and for said County and State, on the _____ day of _____, 2023, personally appeared Jeannie Cue 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:

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

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 "A"

Page 1 of 2

PARCEL NO. _____ 2A

COUNTY _____ TULSA

LEGAL DESCRIPTION

THE MICHAEL P. AND SALLEY A. SELVAGGI REVOCABLE TRUST
PERMANENT EASEMENT

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, OF THE SOUTHEAST QUARTER (SW/4 SW/4 SE/4), OF SECTION FOURTEEN (14), TOWNSHIP NINETEEN (19) NORTH, RANGE FOURTEEN (14) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SW/4 SW/4 SE/4; THENCE NORTH 01°19'17" WEST AND ALONG THE WEST LINE OF SAID SW/4 SW/4 SE/4, FOR A DISTANCE OF 50.00 FEET; THENCE NORTH 88°41'25" EAST AND PARALLEL WITH THE SOUTH LINE OF SAID SW/4 SW/4 SE/4, FOR A DISTANCE OF 660.94 FEET TO A POINT ON THE EAST LINE OF SAID SW/4 SW/4 SE/4; THENCE SOUTH 01°18'58" EAST AND ALONG SAID EAST LINE, FOR A DISTANCE OF 50.00 FEET TO THE SOUTHEAST CORNER OF SAID SW/4 SW/4 SE/4; THENCE SOUTH 88°41'25" WEST AND ALONG THE SOUTH LINE OF SAID SW/4 SW/4 SE/4, FOR A DISTANCE OF 660.93 FEET TO THE POINT OF BEGINNING.

CONTAINING 33,046.77 SQUARE FEET OR 0.76 ACRES, MORE OR LESS.

BASIS OF BEARINGS: BASED ON OKLAHOMA STATE PLANE COORDINATE SYSTEM, NORTH ZONE (3501) NAD 83 (1993).

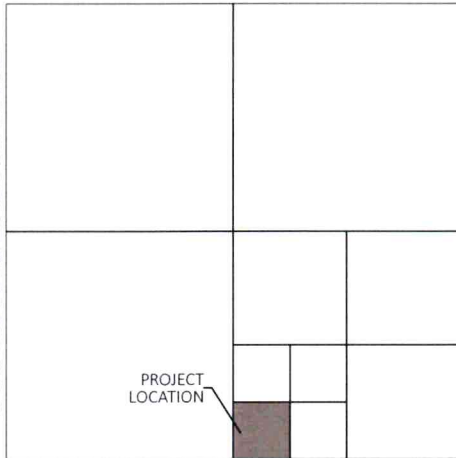
REAL PROPERTY CERTIFICATION:

I, NATHANIEL J. REED, CERTIFY THAT THE ATTACHED LEGAL 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.



EAST 21st STREET SOUTH

SOUTH 161st EAST AVENUE



EAST 31st STREET SOUTH

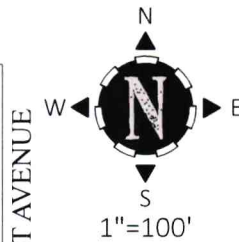


EXHIBIT "A"

Page 2 OF 2

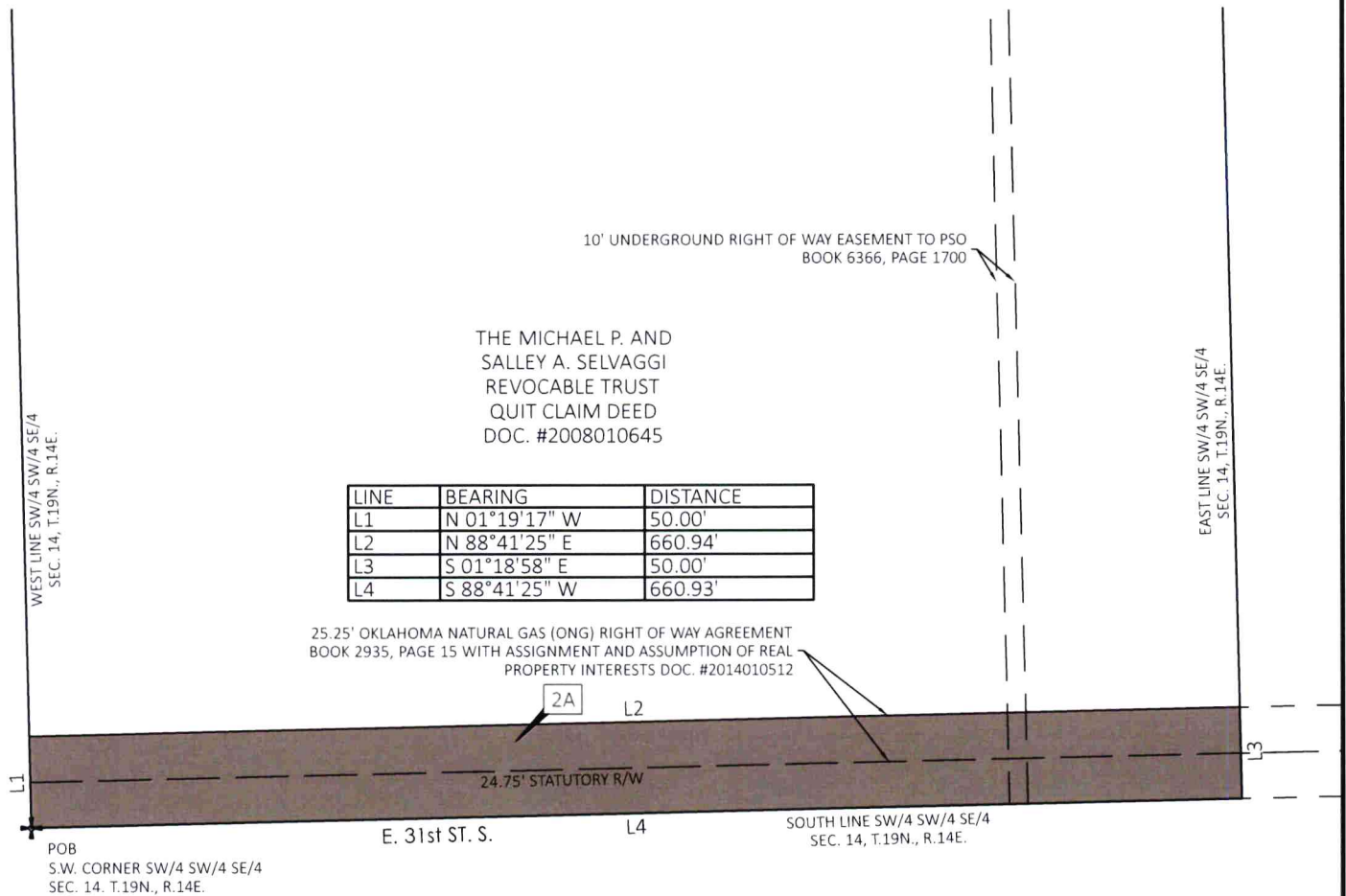
PARCEL NO. 2A

COUNTY TULSA

LEGAL DESCRIPTION: A TRACT OF LAND LOCATED
IN THE SW/4 SW/4 SE/4 OF SECTION 14,
TOWNSHIP 19 NORTH, RANGE 14 EAST, TULSA
COUNTY, STATE OF OKLAHOMA

SEC 14 T 19 N R 14 E

BEFORE GROSS	0.00	SF	0.00	ACRES
EXISTING R/W	0.00	SF	0.00	ACRES
PERMANENT EASEMENT	33,046.77	SF	0.76	ACRES



DONATION CERTIFICATE

I/we, the undersigned, hereby certify that I/we have been fully informed of my/our right to receive just compensation for the Water Easement upon my property located at **17001 E 31st St, Tulsa OK**, but have elected to donate the Water Easement to the City of Tulsa for the construction of **Project #TMAU-W 22-88**.

Sally A. Selvaggi
Sign

SALLY A SELVAGGI
Owner Name

11-14-23
Date

MUNIS for TMUA-W 22-88

As of 9/20/2023

Project string

▲ Project *	203310009Z	---	CW - Water Mains Replacements <6 in
▲ Phase *	WaterDist	---	Water distribution mains
▲ Task *	7400	---	TMUA Water Capital Projects
Sub-Task *		---	
Name *	CW - Water Mains Replacements		
Short Name *	WTR_REPL<6		
Status	Active ▼		
Projected date range	07/01/2019	to	07/01/2024
Actual date range		to	

Project String Balances

GL Accounts

	Project Year 2024		Project Year 2023
Original Budget	.00	■	.00
Transfers - In	.00	■	.00
Transfers - Out	.00	■	.00
Revised Budget	3,323,000.00		3,323,000.00
Actual (Memo)	.00	■	753,395.44
Encumbrances	3,699.54	■	.00
SOY Encumbrances	.00		.00
Requisitions	.00	■	.00
Inception to SOY	3,299,950.07		2,546,554.63
Available	19,350.39		23,049.93
Percent Used	99.42		99.31

Project String Balances

GL Accounts

Default GL account

Fund	SubFund	Function
Org	Object	Project
74003122	541101	

MUNIS
INVOICE COVER SHEET

Vendor Name and Address

Tulsa County Clerk

Department #: 32- Public
Works

Date: 9/25/2023

Special Handling

☐ Wire Transfer

☒ Will Pick up

Email: elewis@cityoftulsa.org

ACCOUNTS PAYABLE USE

Allocation code: _____

MUNIS VENDOR NUMBER

1222-6

MUNIS CONTRACT #

PROJECT STRING (if applicable)

ORG

OBJECT

AMOUNT

203310009Z.WaterDist.7400

74003122

541101

\$28.00

\$0.00

\$0.00

INVOICE NUMBER/DESCRIPTION

Filing Fees

Project TMUA-W 22-88

Parcel 2A

REMARKS

Purchase
Authority

☐

Special Approval

☐

Exception

☐

Contract

Invoice

☐

Original Attached

☐

Prepay (Attach form)

☐

Refund

Affidavit

☐

Affidavit attached (form TUL-373)
For invoices over \$25,000

☒

Not applicable

Prepared by: Bruce Hutton

EL

Munis Workflow approval

Date: 9/25/2023