

# Easement

Version 3.3 released on 6/29/23

PIN 0120303

**CITY COUNCIL USE ONLY**

Date Received: \_\_\_\_\_  
 Committee Date: \_\_\_\_\_  
 1<sup>st</sup> Agenda Date: \_\_\_\_\_

Tracking #: \_\_\_\_\_

Committee: \_\_\_\_\_

Hearing Date: \_\_\_\_\_

2<sup>nd</sup> Agenda Date: \_\_\_\_\_**CITY CLERK USE ONLY**☐ Scanned

Date: 02.21.2024

☐ Posted

Item #: 2402.00420

*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  
Courtney Jones CP 2.6.24

Email  
courtneyjones@cityoftulsa.org

Phone  
918-596-9549

Easement Type  
Waterline

Owner-Grantor  
City of Catoosa

Bid/Project Number  
IDP 140715

Project Title  
Hamby Lynch Public Safety Complex City of Tulsa Water Lines

Council District

Section  
25

Township  
20

Range  
14

Addition  
UNPLATTED

Lot

Block

Address  
1510 N. 193rd Place E.

Parcel Number  
565

Additional Information/Tracking Number  
Property is located in Rogers County

**Budget****Contract Types**☒ No Payments Involved☐ Revenue Contracts☐ Expense Contracts**Funding Source(s)****DONATION:**

TOTAL: \$0.00

**Approvals**

for Department: \_\_\_\_\_

Legal: \_\_\_\_\_

Board: \_\_\_\_\_

Mayor: \_\_\_\_\_

Other: \_\_\_\_\_

Date: 02.09.24

Date: 2/13/24

Date: FEB 21 2024

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**Policy Statement****Background Information**

This water easement is being donated by the City of Catoosa, an Oklahoma Municipality, as a requirement of IDP 140715. This easement is required for a water line replacement associated with the Hamby-Lynch Public Safety Complex in Catoosa. PDZ:MSL:swb 2/6/24

**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**

Original to be picked up by Courtney Jones for further processing. (6-9549)

## WATER EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **THE CITY OF CATOOSA, an Oklahoma Municipality**, (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 DOLLARS (\$10.00) 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 **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 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 8<sup>th</sup> day of January, ~~2023~~ 2024

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

  
Vicky Sutton, City Clerk


[illegible]

**By:**

**Title:** Mayor

) SS.

)

 **ANGELA SCHMITT**  
NOTARY PUBLIC  
STATE OF OKLAHOMA  
Commission # 19000910 Expires 01/25/27

Notary Public

1/25/27

**APPROVED AS TO FORM:**

*Caroline A Wolf*  
\_\_\_\_\_  
Assist. City Attorney

**APPROVED AS TO SUBSTANCE:**

*[Signature]*  
\_\_\_\_\_  
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 \_\_\_\_\_, 2024, 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 \_\_\_\_\_, 2024, 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:

---



## Waterline Easement Exhibit Legal Description

A TRACT OF LAND LYING IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION TWENTY-FIVE (25), TOWNSHIP TWENTY (20) NORTH, RANGE FOURTEEN (14) EAST OF THE INDIAN BASE AND MERIDIAN (I.B.&M.) CITY OF CATOOSA, ROGERS COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS TO-WIT:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION TWENTY-FIVE (25); THENCE N01°15'26"W FOR A DISTANCE OF 60.00 FEET; THENCE S88°49'30"W FOR A DISTANCE OF 38.00 FEET TO THE **POINT OF BEGINNING**; ; THENCE S88°49'30"W FOR A DISTANCE OF 20.00 FEET; THENCE N01°15'26"W FOR A DISTANCE OF 856.34 FEET; THENCE N54°59'07"E FOR A DISTANCE OF 49.92 FEET; THENCE S01°15'26"E FOR A DISTANCE OF 141.38 FEET; THENCE S43°44'34"W FOR A DISTANCE OF 30.41 FEET; THENCE S01°15'26"E FOR A DISTANCE OF 721.23 FEET TO THE **POINT OF BEGINNING**; SAID TRACT CONTAINING 0.47 ACRES MORE OR LESS.

LEGAL DESCRIPTION WAS PREPARED ON SEPTEMBER 5, 2023 BY R. WESLEY BENNETT, PLS #1562 WITH THE BEARINGS BASED ON THE OKLAHOMA STATE PLANE COORDINATE SYSTEM (NAD 83, OKLAHOMA STATE PLANE NORTH ZONE 3501) WITH THE SOUTH LINE OF SAID SECTION TWENTY-FIVE (25) AS BEING N88°49'30"E.

## Surveyor's Certificate

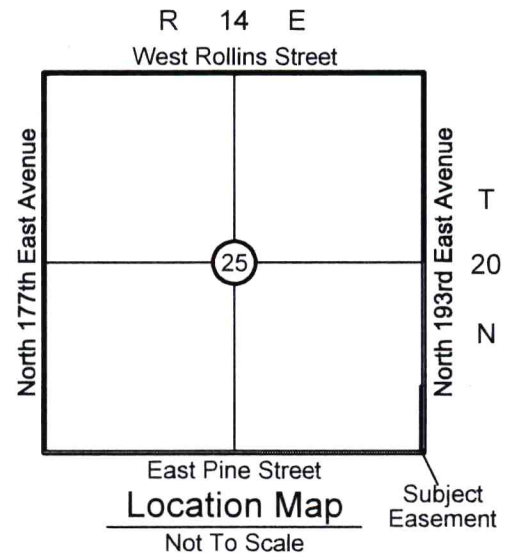
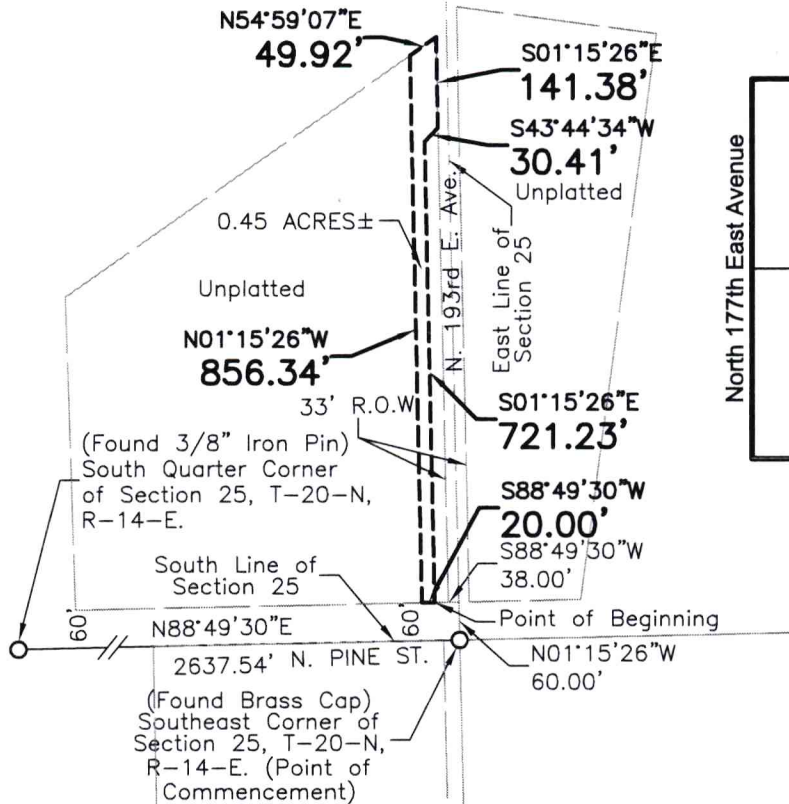
I, R. WESLEY BENNETT, OF WALLACE DESIGN COLLECTIVE CERTIFY THAT THE LEGAL DESCRIPTION HEREON CLOSES IN ACCORDANCE WITH CURRENT TOLERANCES AND IS A TRUE REPRESENTATION OF THE DESCRIBED LEGAL, AND THAT THE SURVEY OF THE DESCRIBED LEGAL MEETS THE MINIMUM TECHNICAL STANDARDS AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR THE STATE OF OKLAHOMA.

WITNESS MY HAND AND SEAL THIS 5TH DAY OF SEPTEMBER 2023.



R. WESLEY BENNETT, PLS  
OKLAHOMA NO. 1562  
CERT. OF AUTH. NO. 1460  
EXP. DATE JUNE 30, 2025

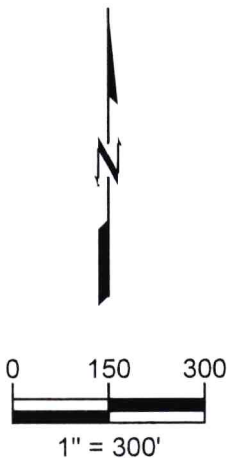
JBH



### Surveyor's Statement

I, R. WESLEY BENNETT HEREBY CERTIFY THAT THE ABOVE REPRESENTS A SURVEY PERFORMED UNDER MY DIRECT SUPERVISION AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS OF THIS DATE. THIS PLAT OF SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS, AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR THE STATE OF OKLAHOMA.

WITNESS MY HAND AND SEAL THIS 5TH DAY OF SEPTEMBER, 2023.



BY: R. Wesley Bennett  
R. WESLEY BENNETT  
REGISTERED PROFESSIONAL LAND SURVEYOR  
OKLAHOMA NO. 1562

## PLAT OF SURVEY Water Easement Easement

OF

PART OF THE SE/4, SE/4, SECTION 25,  
TOWNSHIP 20 NORTH, RANGE 14 EAST

City of Catoosa,  
Rogers County, Oklahoma

EXHIBIT "A"

Page 2 of 2

September 5, 2023

FIELD DATE:  
11-23-2022



wallace design collective, pc  
structural · civil · landscape · survey  
123 north martin luther king jr. blvd.  
tulsa, oklahoma 74103  
918.584.5858  
oklahoma cal460  
exp: 6-30-25





Hamby Lunch Public Safety Complex  
 City of Tulsa Water Lines  
 IDP 140715 ESMTs 563, 564, & 565  
 In SE/4 SE/4 Sec 25, T 20N, R14E  
 And In SW/4 SW/4 Sec 30, T20N R15E  
 N.T.S. JBH 9/25/2023

