

Easement

Version 3.0 released on 8/3/21

ENO119174



CITY COUNCIL USE ONLY		CITY CLERK USE ONLY	
Date Received: _____	Tracking #: _____	<input type="checkbox"/> Scanned	Date: <u>08.03.2022</u>
Committee Date: _____	Committee: _____	<input type="checkbox"/> Posted	Item #: <u>2208.01623</u>
1 st Agenda Date: _____	Hearing Date: _____		
	2 nd Agenda Date: _____		

All department items requiring Council approval must be submitted through the Mayor's Office.

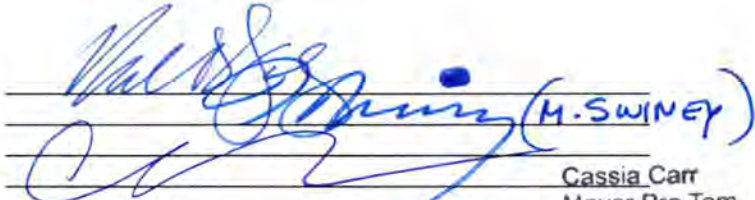
Primary Details

Board Approval		Other Board Name	City Council Approval <input checked="" type="radio"/> Yes <input type="radio"/> No
Department Engineering Services	Contact Name Courtney Jones <u>7.12.22</u>	Email courtneyjones@cityoftulsa.org	Phone 918-596-9549
Easement Type Public Highway or Roadway		Owner-Grantor John 3:16 Mission, Inc.	
Bid/Project Number IDP 92026	Project Title John 3:16 Mission Hardesty Renew Center		Council District 1
Section 33	Township 20	Range 12	Addition UNPLATTED
Lot	Block	Address 3707 West Edison Street North	
Parcel Number 396	Additional Information/Tracking Number Osage County		

Budget

Contract Types	Funding Source(s)	DONATION:	\$0.00
<input checked="" type="radio"/> No Payments Involved		TOTAL:	\$0.00
<input type="radio"/> Revenue Contracts			
<input type="radio"/> Expense Contracts			

Approvals

Department:		Date: <u>07.18.22</u>
Legal:		Date: <u>7.29 XX11</u>
Board:		Date: <u>AUG 03 2022</u>
Mayor:	Cassia Carr	Date:
Other:	Mayor Pro Tem	

Policy Statement

Background Information
This Roadway and General and Utility Easement is being donated by John 3:16 Mission, Inc., an Oklahoma corporation, as a requirement of IDP 92026. The easements for this project are to cover the detention pond, sanitary sewer and waterline extensions required for the addition of a building and parking area on an existing commercial lot.

Summation of the Requested Action
Engineering Services recommends approval of the easement. MSL:swb

Other Pertinent Details
MSL 7/14/22

Processing Information for City Clerk's Office

Post Execution Processing	Additional Routing, Processing or Contact Details
<input type="checkbox"/> Mail vendor copy (add'l signature copies attached)	Engineering Services recommends acceptance by Council and approval by Mayor. Original to be picked up by Courtney Jones for further processing. (6-9549)
<input checked="" type="checkbox"/> Must be filed with other governmental entity	
<input type="checkbox"/> Add'l governmental entity approval(s) required	

ROADWAY AND GENERAL AND UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **JOHN 3:16 MISSION, INC., an Oklahoma corporation,** (Grantor) the owner of the legal and equitable title to the following described real estate, for and in consideration of value received, the receipt of which is hereby acknowledged, does hereby grant and convey to the Public, for public use, a perpetual easement through, over, under, and across the following described property:

See Exhibit A

for the purposes of permitting the construction of a street and any public improvement together with all public utilities, including, but not limited to, storm and sanitary sewers, natural gas and water lines, telephone and electric lines, cables, conduits, and pole lines, thereon, through, over, under, and across said property, together with all necessary and convenient appurtenances thereto; and to use and maintain the same, and affording the owner and operators of the above mentioned public utilities, their officers, agents, employees, and/or all persons under contract with them, the right to enter upon said premises and strip of land for the purpose of surveying, excavating for, constructing, operating, and maintaining such street, public improvement, utility, and for terminating such use.

The Public is hereby given and granted possession of the above described premises for the purposes aforesaid, and the undersigned, successors, and assigns, covenants and agrees that no building, structure, or other above or below ground obstruction that will interfere with the purposes aforesaid, will be placed, erected, installed, or permitted upon the above described premises; and further covenants and agrees that in the event the terms of this paragraph are violated by the undersigned, or any person in privy with it, such violation will be corrected and eliminated immediately upon receipt of notice from the above mentioned public utility, or that utility shall have right to correct and eliminate such violation, and undersigned, their administrators, successors, and assigns, shall promptly pay the actual cost thereof.

TO HAVE AND TO HOLD such easement unto the Public forever.

DATED this 15th day of June, 2022.

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

JOHN 3:16 MISSION, INC., an Oklahoma corporation

By: *Steven P. Whitaker*

Name: Steven P. Whitaker

Title: President and CEO

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

Before me, the undersigned, a Notary Public, in and for said County and State on this 15th day of June, 2022, personally appeared Steven P. Whitaker, known to be the identical person who subscribed the name of **JOHN 3:16 MISSION, INC., an Oklahoma corporation**, to the foregoing as its President and CEO and acknowledged to me that he executed the same as his free and voluntary act and deed and as the free and voluntary act and deed of **JOHN 3:16 MISSION, INC., an Oklahoma corporation**, for the uses and purposes therein set forth.

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

Elizabeth Turner
Notary Public

My commission expires:
5-18-2025



APPROVED AS TO FORM:

APPROVED AS TO SUBSTANCE:

M. Swiney (M. SWINEY)
SENIOR ASSISTANT City Attorney

Lori Decter Wright
City Engineer

ACCEPTED BY CITY COUNCIL:

Date: _____

BY: _____
Name: Lori Decter Wright
Title: Chair

APPROVED BY MAYOR:

CITY OF TULSA, OKLAHOMA,
a municipal corporation

Date: _____

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

ATTEST:

City Clerk



LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4, SW/4) OF SECTION THIRTY-THREE (33) TOWNSHIP TWENTY (20) NORTH, RANGE TWELVE (12) EAST OF THE INDIAN BASE AND MERIDIAN, OSAGE COUNTY, STATE OF OKLAHOMA, MORE PARTICULARLY DESCRIBED AS FOLLOWS TO-WIT:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION THIRTY-THREE (33) THENCE N88°27'41"E AND ALONG THE SOUTH LINE OF SAID SECTION THIRTY-THREE (33) FOR A DISTANCE OF 660.25 FEET; THENCE N00°02'12"W FOR A DISTANCE OF 660.22 FEET; THENCE N88°28'44"E FOR A DISTANCE OF 25.00 FEET TO THE POINT OF BEGINNING; THENCE S48°55'42"E FOR A DISTANCE OF 38.39 FEET; THENCE N88°27'41"E FOR A DISTANCE OF 17.77 FEET; THENCE S01°32'19"E FOR A DISTANCE OF 24.00 FEET; THENCE S88°27'41"W FOR A DISTANCE OF 28.03 FEET; THENCE S49°04'13"W FOR A DISTANCE OF 25.54 FEET; THENCE N00°02'07"W FOR A DISTANCE OF 66.22 FEET TO THE POINT OF BEGINNING. SAID AREA CONTAINING 1661.26 SQ. FEET.

LEGAL DESCRIPTION WAS PREPARED ON JANUARY 19, 2022 BY CLIFF BENNETT, PLS #1815 WITH THE BEARINGS BASE FOR THIS EXHIBIT IS BASED ON THE SOUTH LINE OF SECTION 33 AS N88°27'41"E.

SURVEYOR'S CERTIFICATE

I, CLIFF BENNETT OF BENNETT SURVEYING, INC., CERTIFY THAT THE LEGAL DESCRIPTION HEREON CLOSES IN ACCORDANCE WITH CURRENT TOLERANCES AND IS A TRUE REPRESENTATION OF THE REAL PROPERTY DESCRIBED, AND THAT THE SURVEY OF THE REAL PROPERTY 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 28TH DAY OF JANUARY, 2022.

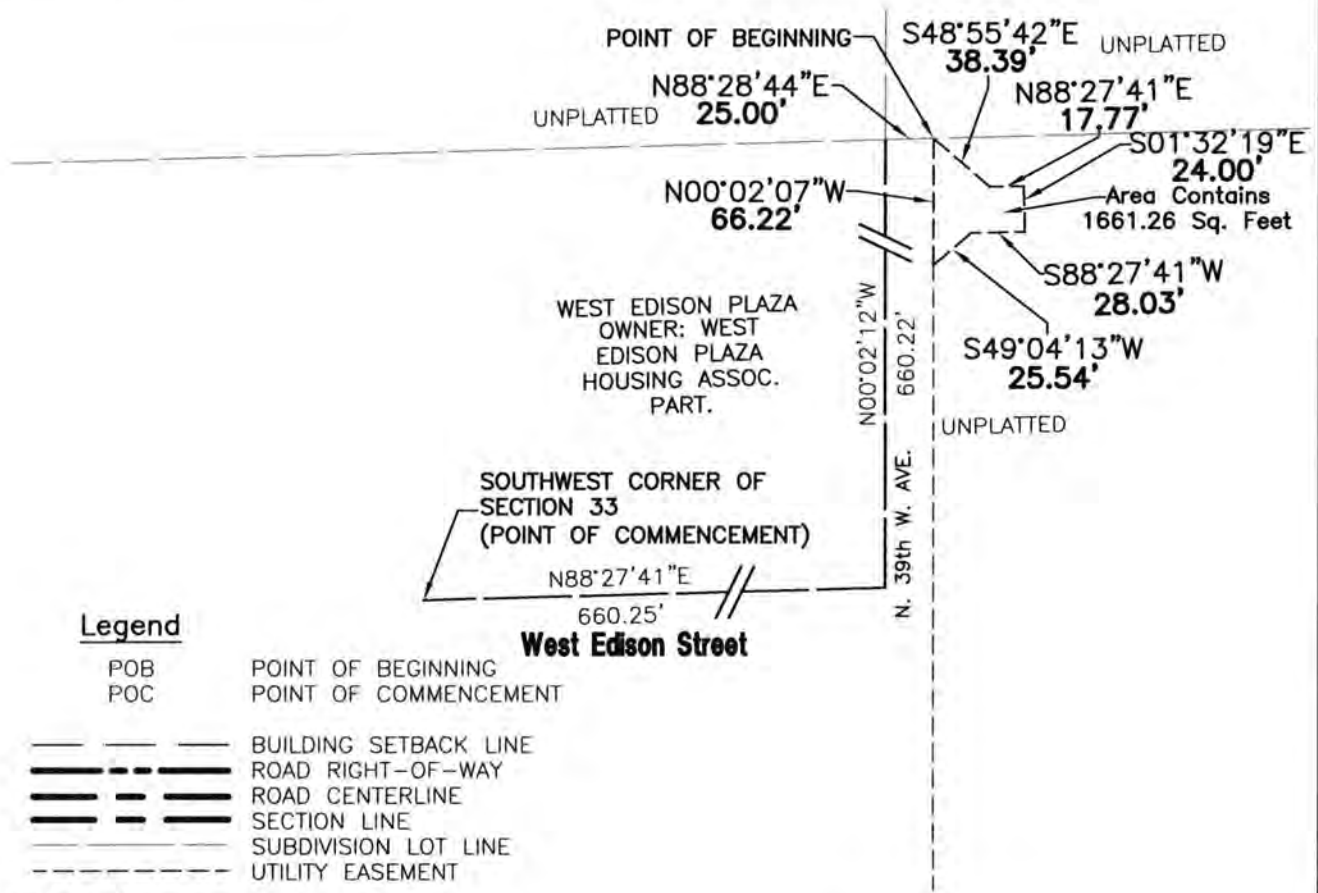
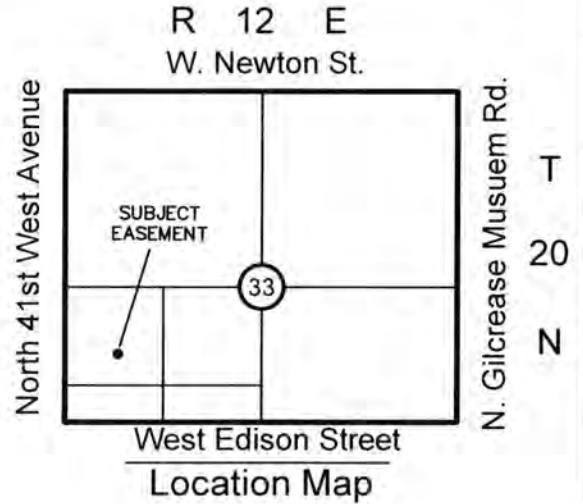
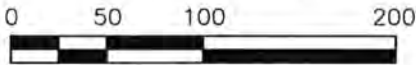


Cliff Bennett

CLIFF BENNETT, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2022



Scale: 1"=100'



Legend

- POB POINT OF BEGINNING
- POC POINT OF COMMENCEMENT
- — — — — BUILDING SETBACK LINE
- — — — — ROAD RIGHT-OF-WAY
- — — — — ROAD CENTERLINE
- — — — — SECTION LINE
- — — — — SUBDIVISION LOT LINE
- — — — — UTILITY EASEMENT

FILE: 213490LG

Notes

1. THE BEARING BASE FOR THIS EXHIBIT IS BASED ON THE SOUTH LINE OF SECTION 33 AS N88°27'41"E.
2. SEE EXHIBIT "A" PAGE 1 OF 2 FOR LEGAL DESCRIPTION AND SURVEYOR'S CERTIFICATE.

BENNETT SURVEYING, INC.

P.O. BOX 848, CHOUTEAU, OK 74337
PHONE: (918) 935-0350
C.A. NO.: 4502 EXP. DATE: 6/30/22