

Easement

Version 3.0 released on 8/3/21

ENO119198



CITY COUNCIL USE ONLY

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

Tracking #: _____
 Committee: _____
 Hearing Date: _____
 2nd Agenda Date: _____

CITY CLERK USE ONLY

Scanned Date: 08.10.2022
 Posted Item #: 208,01692

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 7.19.22

Email
courtneyjones@cityoftulsa.org

Phone
918-596-9549

Easement Type
Waterline

Owner-Grantor
Saint Francis Hospital South, LLC

Bid/Project Number
IDP 85594

Project Title
Saint Francis South

Council District
7

Section
18

Township
18

Range
14

Addition
SAINT FRANCIS SOUTH

Lot
1

Block
1

Address
10501 E. 91st Street

Parcel Number
H-6

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: [Signature]
 Other: _____

Date: 07.22.22
 Date: 08/02/2022
 Date: AUG 10 2022
 Date: _____

Policy Statement

Background Information

This Waterline Easement is being donated by Saint Francis Hospital South, LLC, an Oklahoma limited liability company, as a requirement of IDP 85594. The IDP for this project consists of the relocation of an 8" waterline to facilitate expansion of an existing parking lot.

Summation of the Requested Action

Approval of the easement. MSL:swb

Other Pertinent Details

[Signature] 7/20/22

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)

WATER EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **SAINT FRANCIS HOSPITAL SOUTH, LLC, an Oklahoma limited liability company**, (Grantor) the owner of the legal and equitable title to the following real estate, for and in consideration of the sum of ONE AND NO/100 DOLLARS (\$1.00) 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 themselves, 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 them, 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, their 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 11 day of May, 2022.

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

**SAINT FRANCIS HOSPITAL SOUTH,
LLC, an Oklahoma limited liability
company**

By: *Cliff Robertson*

Name: Cliff Robertson, M.D.

Title: Manager

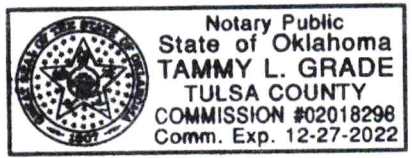
STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

Before me, the undersigned, a Notary Public, in and for said County and State on this 25 day of May, 2022, personally appeared Cliff Robertson, M.D., known to be the identical person who subscribed the name of **SAINT FRANCIS HOSPITAL SOUTH, LLC, an Oklahoma limited liability company**, to the foregoing as its Manager 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 **SAINT FRANCIS HOSPITAL SOUTH, an Oklahoma limited liability company**, for the uses and purposes therein set forth. LLC

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

Tammy L. Grade
Notary Public

My commission expires:
12-27-2022

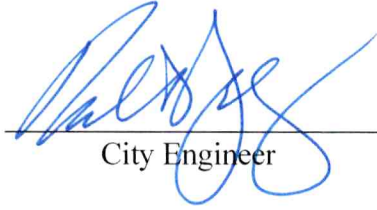


APPROVED AS TO FORM:



~~Asst.~~ City Attorney

APPROVED AS TO SUBSTANCE:



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 EXHIBIT "A"
LEGAL DESCRIPTION

A TRACT OF LAND BEING IN PART OF LOT ONE (1), BLOCK (1), SAINT FRANCIS SOUTH SECTION EIGHTEEN (18) TOWNSHIP EIGHTEEN (18) NORTH, RANGE FOURTEEN (14) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 1, BLOCK 1; THENCE N01°01'57"W ALONG THE WEST LINE OF SAID LOT 1, BLOCK 1 FOR A DISTANCE OF 120.05 FEET; THENCE N88°58'03"E FOR A DISTANCE OF 17.50 FEET TO THE POINT OF BEGINNING; THENCE N01°01'57"W FOR A DISTANCE OF 26.78 FEET; THENCE S49°21'34"E FOR A DISTANCE OF 88.32 FEET; THENCE S28°11'57"W FOR A DISTANCE OF 20.48 FEET; THENCE N49°21'34"W FOR A DISTANCE OF 74.93 FEET TO THE POINT OF BEGINNING. SAID TRACT (B) CONTAINING 1632.58 SQ. FEET.

LEGAL DESCRIPTION WAS PREPARED ON JULY 6, 2021 BY CLIFF BENNETT, PLS #1815 WITH THE BEARINGS BASED ON THE WEST LINE OF LOT 1, BLOCK 1, SAINT FRANCIS SOUTH AS N01°01'57"W.

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 LEGAL EXHBIT DESCRIBED, AND THAT THE SURVEY OF THE LEGAL EXHIBIT 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 7TH DAY OF SEPTEMBER, 2021.



Cliff Bennett

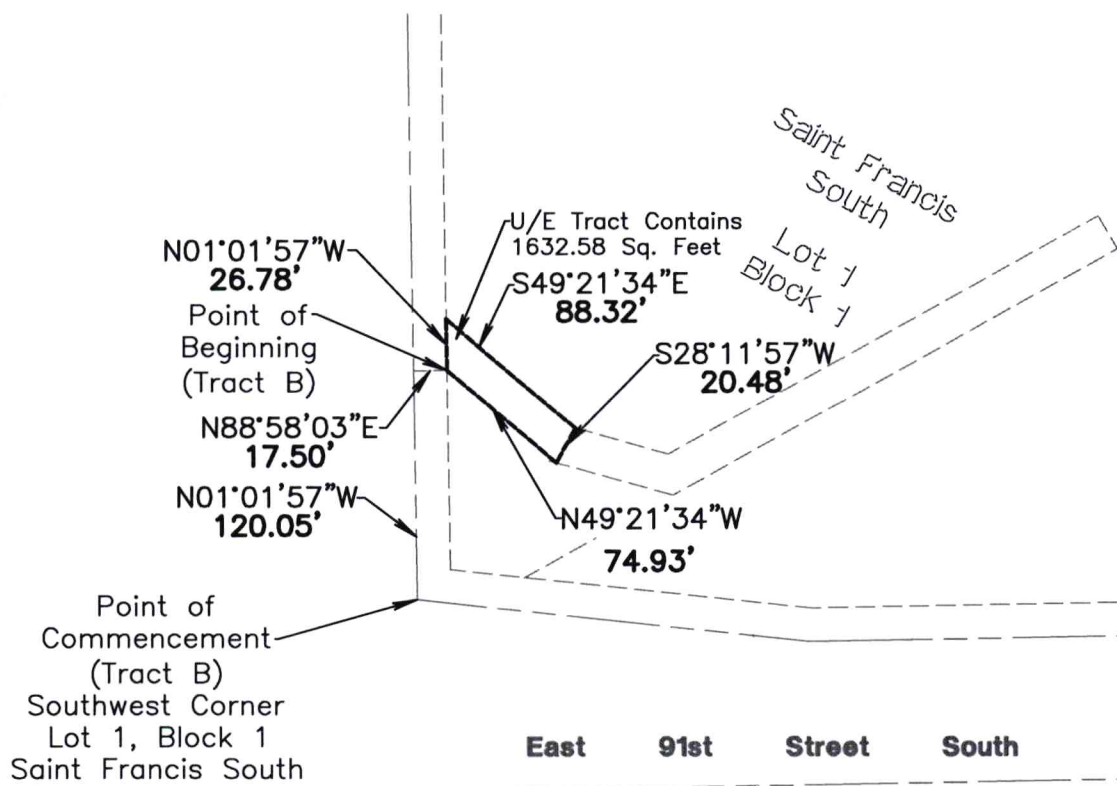
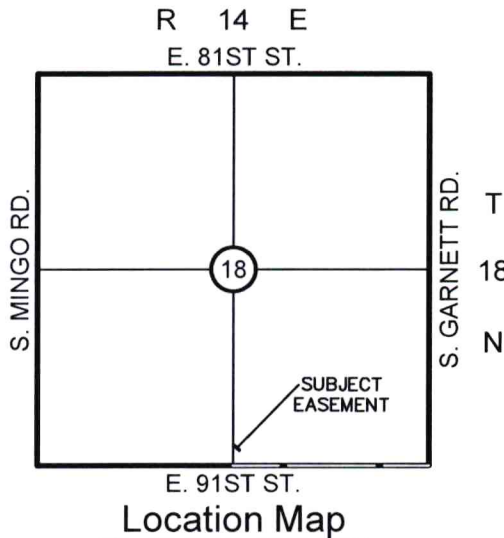
CLIFF BENNETT, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2022

EXHIBIT "A" RESTRICTED WATERLINE EASEMENT

Page 2 of 2



Scale: 1"=100'



FILE: 210291LG-A

Notes

1. THE BEARING BASE FOR THIS EXHIBIT IS BASED ON THE WEST LINE OF LOT 1, BLOCK 1 OF SAINT FRANCIS SOUTH AS N01°01'57"W.
2. SEE EXHIBIT "A" PAGE 1 OF 2 FOR LEGAL DESCRIPTION AND SURVEYOR'S CERTIFICATE.



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

JMS