

RESOLUTION NO. CC-2016-31

“A RESOLUTION DECLARING THE PUBLIC NECESSITY FOR ACQUIRING OWNERSHIP TO REAL PROPERTY AND PERMANENT AND TEMPORARY EASEMENTS ON CERTAIN TRACTS OF LAND HEREINAFTER DESCRIBED LOCATED IN SECTIONS 21, 22 AND 27, OF TOWNSHIP 19 NORTH, RANGE 2 EAST OF THE INDIAN MERIDIAN, PAYNE COUNTY, STATE OF OKLAHOMA FOR THE PURPOSE OF CONSTRUCTING A WATER TRANSMISSION LINE TO THE WESTERN BOOSTER PUMP STATION AS PART OF THE WATER 2040 PROGRAM.”

WHEREAS, the City of Stillwater has found it necessary to acquire ownership to real property and permanent and temporary easements on the hereinafter described tracts of land for the purpose of constructing a water transmission line to the Western Booster Pump Station as part of the Water 2040 Program.

WHEREAS, there is now on hand unexpended and unencumbered funds available, sufficient for the said purpose and amounts sufficient to pay for the said real property and permanent and temporary easements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STILLWATER, OKLAHOMA:

SECTION 1: That the acquisition and appropriation of permanent and temporary easements on the tract of land described as follows:

Parcel #003
Assessor ID: 600009051
1399 South August Street
Owner: The Bobby G. West Trust under Revocable Trust Agreement dated January 4, 2006 and The Arvilla M. West Trust under Revocable Trust Agreement dated January 4, 2006
(an undivided one-half interest by each owner)

Property Legal Description: A TRACT OF LAND IN THE SE/4 OF SECTION 21, TOWNSHIP 19 NORTH, RANGE 2 EAST OF THE I.M., PAYNE COUNTY, OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: STARTING AT THE NE CORNER OF LOT 6, BLOCK 6 OF SURREY HILLS ESTATES, THIRD SECTION, AN ADDITION TO THE CITY OF STILLWATER, OKLAHOMA, WHICH IS THE POINT OF BEGINNING; THENCE NORTH 109 FEET; THENCE SOUTH 79°13' EAST, 317.7 FEET; THENCE SOUTH 71°53' EAST, 400.8 FEET; THENCE NORTH 62°43' EAST, 144.5 FEET; THENCE SOUTH 59°15' EAST, 224.5 FEET; THENCE SOUTH 81°18' EAST, 92.3 FEET TO A POINT ON THE EAST LINE OF THE NW/4 OF SAID SE/4; THENCE NORTHERLY ALONG SAID EAST LINE TO THE NE CORNER OF THE NW/4 OF THE SE/4; THENCE WESTERLY ALONG THE NORTH LINE OF THE NW/4 OF THE SE/4 TO THE NW CORNER OF THE NW/4 OF THE SE/4; THENCE SOUTHERLY ALONG THE WEST LINE OF THE NW/4 OF THE SE/4 TO THE NW CORNER OF LOT 6, BLOCK 6, SURREY HILLS ESTATES, THIRD SECTION; THENCE NORTH 70°53' EAST ALONG THE NORTH LINE OF SAID LOT 218.72 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 26 ACRES, MORE OR LESS

Parcel 003

Proposed Easement

The West 30.00 feet of the East 89.00 feet of the North 197.00 feet AND the East 89.00 feet of the South 233.00 feet of the North 430.00 feet of the above described tract.

Said strip, piece or parcel of land contains 0.6117 acres more or less.

Parcel 003.1

Temporary Easement

The West 20.00 feet of the East 109.00 feet of the North 330.00 feet AND the West 20.00 feet of the East 59.00 feet of the North 197.00 feet of the above described tract.

Said strip, piece or parcel of land contains 0.2419 acres more or less.

SECTION 2: That the acquisition and appropriation of permanent and temporary easements on the tract of land described as follows:

Parcel #008
Assessor ID: 600086669
NE Corner of West 19th and South Western Road
Owner: The Hinrichs Family Trust

Property Legal Description: THE SOUTHWEST QUARTER (SW/4) OF SECTION 22, TOWNSHIP 19 NORTH, RANGE 2 EAST OF THE INDIAN MERIDIAN, PAYNE COUNTY, OKLAHOMA,

LESS AND EXCEPT THE FOLLOWING DESCRIBED TRACT OF LAND: BEGINNING AT THE NORTHWEST CORNER (NW/COR) OF THE SOUTHWEST QUARTER (SW/4) OF SAID SECTION TWENTY-TWO (22); THENCE EAST ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER (SW/4) A DISTANCE OF 1033 FEET; THENCE SOUTH AND PARALLEL TO THE WEST LINE OF SAID SOUTHWEST QUARTER (SW/4) A DISTANCE OF 565.0 FEET; THENCE WEST AND PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST QUARTER (SW/4) A DISTANCE OF 90 FEET; THENCE SOUTH AND PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER (SW/4) A DISTANCE OF 1066.82 FEET; THENCE SOUTHWESTERLY TO A POINT WHICH IS 566 FEET EAST AND 507.22 FEET NORTH OF THE SOUTHWEST CORNER (SW/COR) OF SAID SOUTHWEST QUARTER (SW/4); THENCE WEST AND PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST QUARTER (SW/4) A DISTANCE OF 533.0 FEET; THENCE NORTH A DISTANCE OF 700.59 FEET TO THE POINT OF BEGINNING, THE EXCEPTED TRACT CONTAINING 43.425 ACRES MORE OR LESS;
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LESS AND EXCEPT: A TRACT OF LAND THAT IS PART OF THE SW/4 OF SECTION 22, TOWNSHIP 19 NORTH, RANGE 2 EAST OF THE INDIAN MERIDIAN, PAYNE COUNTY, STATE OF OKLAHOMA, ACCORDING THE U.S. GOVERNMENT SURVEY THEREOF, SAID TRACT OF LAND BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SW/4; THENCE NORTH 89°21'27" EAST ALONG THE NORTH LINE OF SAID SW/4 FOR 1033.14 FEET; THENCE SOUTH 01°07'59" EAST PARALLEL WITH THE WEST LINE OF SAID SW/4 FOR 86.80 FEET TO THE POINT OF BEGINNING OF SAID TRACT; THENCE NORTH 89°17'25" EAST FOR 699.31 FEET; THENCE SOUTH 00°38'33" EAST FOR 37.02 FEET; THENCE NORTH 89°21'27" EAST PARALLEL WITH THE NORTH LINE OF SAID SW/4 FOR 108.49 FEET; THENCE NORTH 46°21'01" EAST FOR 54.53 FEET; THENCE NORTH 89°17'25" EAST FOR 445.91 FEET; THENCE NORTH 00°40'14" WEST FOR 18.33 FEET; THENCE NORTH 89°17'25" EAST FOR 319.14 FEET TO A POINT ON THE EAST LINE OF SAID SW/4; THENCE SOUTH 00°40'14" EAST ALONG THE EAST LINE OF SAID SW/4, SAID LINE BEING THE WEST LINE OF COPPER CREEK, AN ADDITION TO THE CITY OF STILLWATER, PAYNE COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF, AND A SOUTHERLY EXTENSION THEREOF FOR 1844.47 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 545.00 FEET, A CENTRAL ANGLE OF 30°20'08", A CHORD BEARING OF SOUTH 50°16'37" WEST, AND A CHORD DISTANCE OF 285.20 FEET FOR AN ARC LENGTH OF 288.55 FEET; THENCE SOUTH 65°26'41" WEST FOR 306.54 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 160.00 FEET, A CENTRAL ANGLE OF 80°09'58", A CHORD BEARING OF NORTH 74°28'20" WEST, AND A CHORD DISTANCE 206.05 FEET FOR AN ARC LENGTH OF 223.87 FEET; THENCE NORTH 34°23'21" WEST FOR 93.44 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE RIGHT

HAVING A RADIUS OF 505.00 FEET, A CENTRAL ANGLE OF 42°41'06", A CHORD BEARING OF NORTH 13°02'48" WEST, AND A CHORD DISTANCE 367.58 FEET FOR AN ARC LENGTH OF 376.22 FEET; THENCE NORTH 08°17'45" EAST FOR 75.68 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 210.00 FEET, A CENTRAL ANGLE OF 114°40'43", A CHORD BEARING OF NORTH 49°02'36" WEST, AND A CHORD DISTANCE 353.59 FEET FOR AN ARC LENGTH OF 420.32 FEET; THENCE SOUTH 73°37'02" WEST FOR 162.71 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 13°48'56", A CHORD BEARING OF SOUTH 80°31'30" WEST, AND A CHORD DISTANCE 24.05 FEET FOR AN ARC LENGTH OF 24.11 FEET; THENCE SOUTH 87°25'58" WEST FOR 224.29 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 15°41'48", WITH A CHORD BEARING OF NORTH 84°43'08" WEST, AND A CHORD DISTANCE 27.31 FEET FOR AN ARC LENGTH OF 27.40 FEET; THENCE NORTH 76°52'14" WEST, FOR 93.64 FEET TO A POINT OF CURVE; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 12°33'47", A CHORD BEARING OF NORTH 83°09'08" WEST, AND A CHORD DISTANCE 21.88 FEET FOR AN ARC LENGTH OF 21.93 FEET; THENCE NORTH 89°26'02" WEST FOR 64.70 FEET; THENCE NORTH 01°07'59" WEST PARALLEL WITH THE WEST LINE OF SAID SW/4 FOR 872.59 FEET; THENCE NORTH 89°21'27" EAST PARALLEL WITH THE NORTH LINE OF SAID SW/4 FOR 90.80 FEET; THENCE NORTH 01°07'59" WEST PARALLEL WITH THE WEST LINE OF SAID SW/4 FOR 478.20 FEET TO THE POINT OF BEGINNING.

Parcel 008

Proposed Easement

The North 35.00 feet of the South 68.00 feet of the East 1247.00 feet of the West 1280.00 feet.

Said strip, piece or parcel of land contains 1.0019 acres more or less.

Parcel 008.1

Temporary Easement

The North 106.00 feet of the South 174.00 feet of the East 250.00 feet of the West 283.00 feet AND The North 20.00 feet of the South 88.00 feet of the East 747.00 feet of the West 1030.00 feet AND The North 205.00 feet of the South 273.00 feet of the East 305.00 feet of the West 1335.00 feet AND the North 35.00 feet of the South 68.00 feet of the East 55.00 feet of the West 1335.00 feet .

Said strip, piece or parcel of land contains 2.5009 acres more or less.

SECTION 3: That the acquisition and appropriation of permanent and temporary easements on the tract of land described as follows:

Parcel #009
Assessor ID: 600004197
2199 West 19th Avenue
Owner: The Walter Sue Andrews Living Trust

Property Legal Description: THE NW/4 OF THE NW/4 OF SECTION 27, TOWNSHIP 19 NORTH, RANGE 2 E.I.M, PAYNE COUNTY, OKLAHOMA

EXCEPTING THEREFROM, A TRACT CONTAINING ONE ACRE MORE OR LESS IN THE SW/CORNER THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW/CORNER OF THE NW/4 OF THE NW/4 OF SAID SECTION 27, THENCE NORTH 150 FEET, THENCE EAST 300 FEET, THENCE SOUTH 150 FEET, THENCE WEST 300 FEET, TO THE POINT OF BEGINNING

ALSO EXCEPTING THEREFROM, A TRACT CONTAINING ONE ACRE MORE OR LESS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 300 FEET EAST OF THE SOUTHWEST CORNER OF SAID NW/4 OF THE NW/4 OF SAID SECTION 27, TOWNSHIP 19 NORTH, RANGE 2 E.I.M (SAME BEING THE SE/CORNER OF TRACT HERETOFORE CONVEYED TO MEREDITH M. ANDREWS, ET UX, BOOK 200 D.R. PAGE 303, PAYNE COUNTY RECORDS), THENCE NORTH 150 FEET, THENCE EAST 300 FEET, THENCE SOUTH 150 FEET, THENCE WEST 300 FEET, TO THE POINT OF BEGINNING, CONTAINING ONE ACRE MORE OR LESS, PAYNE COUNTY, OKLAHOMA

Parcel 009

Proposed Easement

Commencing at the Northeast corner of the Northwest Quarter (NW/4) of said Section 27, Township 19 North, Range 2 East, thence S 89° 26' 50" W along the North line of said Northwest Quarter (NW/4) a distance of 1345.42 feet; thence S 0° 42' 11" E a distance of 33.00 feet to a point on the South Right-of-Way line of 19th Avenue and the Point of Beginning; thence continuing S 0° 42' 11" E a distance of 1212.87 feet; thence S 45° 42' 11" E a distance of 46.67 feet; thence S 0° 42' 11" E a distance of 42.42 feet; thence S 89° 37' 16" W a distance of 63.00 feet; thence N 0° 42' 11" W a distance of 1288.02 feet to a point on said South Right-of-Way line; thence N 89° 26' 50" E a distance of 30.00 feet to the Point of Beginning.

Said strip, piece or parcel of land contains 0.9317 acres more or less.

Parcel 009.1

Temporary Easement

The West 20.00 feet of the East 83.00 feet of the South 1037.95 feet AND the West 220.00 feet of the East 283.00 feet of the North 250.00 feet AND the East 33.00 feet of the North 250.00 of the above described property.

AND

Commencing at the Northeast corner of the Northwest Quarter (NW/4) of said Section 27, Township 19 North, Range 2 East, thence S 89° 26' 50" W along the North line of said Northwest Quarter (NW/4) a distance of 1312.42 feet; thence S 0° 42' 11" E along the East line of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) a distance of 283.00 feet; thence N 89° 26' 50" E a distance of 13.00 feet to the Point of Beginning; thence S 0° 42' 11" E a distance of 954.53 feet; thence N 89° 17' 49" E a distance of 13.00 feet; thence S 0° 42' 11" E a distance of 41.28 feet; thence N 45° 42' 11" W a distance of 46.67 feet; thence N 0° 42' 11" W a distance of 1212.87 feet; thence N 89° 26' 50" E a distance of 20.00 feet to the Point of Beginning.

Said parcels of land contain 2.3857 acres more or less.

SECTION 4: That the acquisition and appropriation of permanent and temporary easements on the tract of land described as follows:

Parcel #010A

Assessor ID: 600083473

Between South Western Road and South Walnut Street on West 26th Avenue

Owner: JBJR, LLC, an Oklahoma limited liability company

Property Legal Description: A TRACT OF LAND BEING A PART OF THE E/2 OF THE NW/4 OF SECTION 27, TOWNSHIP 19 NORTH, RANGE 2 EAST OF THE INDIAN MERIDIAN, CITY OF STILLWATER, PAYNE COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE E/2 OF THE NW/4 OF SAID SECTION 27; THENCE, ON A BEARING OF NORTH 00 DEGREES 00 MINUTES 44 SECONDS EAST ALONG THE WEST LINE OF SAID E/2, A DISTANCE OF 2017.80 FEET; THENCE, ON A BEARING OF SOUTH 75 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 470.33 FEET, TO

THE NORTHWEST CORNER OF TEAL RIDGE, SECOND SECTION, AN ADDITION TO THE CITY OF STILLWATER, ACCORDING TO THE PLAT THEREOF; THENCE ON A BEARING OF SOUTH 15 DEGREES 00 MINUTES 00 SECONDS WEST, ALONG THE WEST LINE OF TEAL RIDGE, SECOND SECTION, A DISTANCE OF 120.00 FEET; THENCE, ON A BEARING OF NORTH 75 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG THE WEST LINE OF TEAL RIDGE, SECOND SECTION, A DISTANCE OF 12.04 FEET; THENCE ON A BEARING OF SOUTH 15 DEGREES 00 MINUTES 00 SECONDS WEST, CONTINUING ALONG THE SAID WEST LINE OF TEAL RIDGE, SECOND SECTION, A DISTANCE OF 180.00 FEET, TO A POINT ON THE NORTH LINE TEAL RIDGE, THIRD SECTION, AN ADDITION TO THE CITY OF STILLWATER, ACCORDING TO THE RECORDED PLAT THEREOF; THENCE ON A BEARING OF SOUTH 52 DEGREES 30 MINUTES 23 SECONDS WEST, ALONG SAID NORTH LINE, A DISTANCE OF 79.33 FEET; THENCE, ON A BEARING OF SOUTH 00 DEGREES 00 MINUTES 44 SECONDS WEST, ALONG THE WEST LINE OF SAID TEAL RIDGE, THIRD SECTION, A DISTANCE OF 245.42 FEET TO THE SOUTHWEST CORNER OF SAID TEAL RIDGE, THIRD SECTION; THENCE, CONTINUING ON A BEARING OF SOUTH 00 DEGREES 00 MINUTES 44 SECONDS WEST, A DISTANCE OF 798.40 FEET; THENCE ON A BEARING NORTH 89 DEGREES 29 MINUTES 27 SECONDS WEST, A DISTANCE OF 150.01 FEET; THENCE ON A BEARING OF SOUTH 00 DEGREES 04 MINUTES 35 SECONDS EAST, A DISTANCE OF 520.00 FEET, TO THE SOUTH LINE OF SAID E/2 OF THE NW/4; THENCE, ON A BEARING OF NORTH 89 DEGREES 29 MINUTES 27 SECONDS WEST, ALONG SAID SOUTH LINE OF THE E/2 OF THE NW/4, A DISTANCE OF 153.00 FEET TO THE POINT OF BEGINNING.

Parcel 010A

Proposed Easement

The West 30.00 feet of the East 50.00 feet of the South 1281.21 feet AND the West 70.00 feet of the North 82.43 feet of the South 1363.64 feet of the above described property.

Said Proposed Total easement containing 1.0148 acres, which is overlapping an existing City of Stillwater Water Utility Easement containing 0.0275 acres of existing usable easement, leaving 0.9873 NET acres of Proposed Easement.

Parcel 010A.1

Temporary Easement

The East 20.00 feet of the West 40.00 feet of the South 1281.21 feet AND the East 20.00 feet of the West 90.00 feet of the South 1363.64 feet AND the West 90.00 feet of the North 41.28 feet of the feet of the South 1404.92 feet of the above described property.

Said Proposed Total temporary easement containing 1.2996 acres, which is overlapping an existing City of Stillwater Water Utility Easement containing 0.0367 acres of existing usable easement, leaving 1.2629 NET acres of Proposed Easement.

SECTION 5: That the acquisition and appropriation of permanent and temporary easements on the tract of land described as follows:

Parcel #020
Assessor ID: 600004200
1823 West 26th Avenue
Owner: The Rist Family Irrevocable Trust

Property Legal Description: N/2 OF THE SW/4 OF SECTION 27-T19N-R2E, PAYNE COUNTY, STATE OF OKLAHOMA, BEING 80 ACRES, MORE OR LESS

Parcel 020

Proposed Easement

The West 30.00 feet of the East 1362.73 feet of the South 859.06 feet AND the West 120.00 feet of the North 102.00 feet of the East 1362.73 feet of the South 961.06 feet AND the West 30.00 feet of the East 1272.73 feet of the North 357.33 feet of the above described property.

Said strip, piece, or parcel of land contains 1.1189 acres more or less.

Parcel 020.1

Temporary Easement

The West 20.00 feet of the East 1332.73 feet of the South 859.06 feet AND the West 20.00 feet of the East 1382.73 feet of the South 961.13 feet AND the West 20.00 feet of the East 1292.73 feet of the North 357.33 feet AND the West 20.00 feet of the East 1242.73 feet of the North 459.56 feet.

Said strip, piece or parcel of land contains 1.2107 acres, more or less.

SECTION 6: That the acquisition and appropriation of a tract of land and permanent and temporary easements on the tract of land described as follows:

Parcel #021

Assessor ID: 600050516

NE Corner of South Western Road and West 32nd Avenue

Owner: Pauline E. Wright, Revocable Living Trust

Property Legal Description: A TRACT OF LAND IN THE SOUTH HALF OF THE SOUTHWEST QUARTER (S/2 SW/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP NINETEEN (19) NORTH, RANGE TWO (2) EAST OF THE INDIAN MERIDIAN, PAYNE COUNTY, OKLAHOMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER (SW/COR) OF THE SOUTH HALF OF THE SOUTHWEST QUARTER (S/2 SW/4), THENCE S 89° 50' 48" E, ALONG THE SOUTH LINE OF THE S/2 SW/4, A DISTANCE OF 1674.00 FEET TO A SET MAG NAIL, BEING THE POINT OF BEGINNING; THENCE S 89° 50' 48" E, ALONG THE SOUTH LINE OF THE S/2 SW/4, A DISTANCE OF 955.65 FEET TO THE SOUTHEAST CORNER OF THE S/2 SW/4; THENCE N 00° 39' 39" W, ALONG THE EAST LINE OF THE S/2 SW/4, A DISTANCE OF 1160.21 FEET TO A SET ½" IRON PIN; THENCE N 00° 39' 39" W, ALONG THE EAST LINE OF THE S/2 SW/4, A DISTANCE OF 33.02 FEET; THENCE S 81° 00' 33" W, A DISTANCE OF 71.76 FEET; THENCE S 69° 28' 58" W, A DISTANCE OF 70.69 FEET; THENCE S 83° 37' 13", A DISTANCE OF 42.16 FEET; THENCE S 54° 04' 31" W, A DISTANCE OF 29.64 FEET; THENCE S 37° 59' 38" W, A DISTANCE OF 65.33 FEET; THENCE S 08° 32' 07" W, A DISTANCE OF 23.66 FEET; THENCE S 41° 21' 48" E, A DISTANCE OF 30.26 FEET; THENCE S 55° 20' 56" E, A DISTANCE OF 25.16 FEET; THENCE S 20° 51' 13" E, A DISTANCE OF 27.19 FEET; THENCE S 04° 01' 29" E, A DISTANCE OF 75.29 FEET; THENCE S 19° 47' 31" E, A DISTANCE OF 25.09 FEET; THENCE S 14° 16' 38" W, A DISTANCE OF 38.59 FEET; THENCE S 31° 12' 15" W, A DISTANCE OF 57.16 FEET; THENCE S 10° 24' 47" W, A DISTANCE OF 40.47 FEET; THENCE S 15° 18' 12" W, A DISTANCE OF 26.95 FEET; THENCE S 33° 06' 43" W, A DISTANCE OF 37.36 FEET; THENCE S 13' 55' 08" W, A DISTANCE OF 60.78 FEET; THENCE S 31° 52' 45" W, A DISTANCE OF 79.22 FEET; THENCE S 55° 41' 00" W, A DISTANCE OF 58.86 FEET; THENCE S 22° 13' 28" W, A DISTANCE OF 55.30 FEET; THENCE S 58° 38' 15" W, A DISTANCE OF 39.94 FEET; THENCE N 83° 56' 22" W, A DISTANCE OF 58.93 FEET; THENCE S 82° 31' 26" W, A DISTANCE OF 38.33 FEET; THENCE S 46° 49' 36" W, A DISTANCE OF 35.94 FEET; THENCE S 30° 51' 16" W, A DISTANCE OF 54.04 FEET; THENCE S 43° 06' 51" W, A DISTANCE OF 91.34 FEET; THENCE S 31° 48' 06" W, A DISTANCE OF 89.41 FEET; THENCE S 50° 20' 54" W, A DISTANCE OF 57.96 FEET; THENCE S 47° 40' 29" W, A DISTANCE OF 76.31 FEET; THENCE S 52° 13' 38" W, A DISTANCE OF 81.76 FEET; THENCE S 49° 22' 00" W, A DISTANCE OF 73.68

FEET; THENCE S 31°59' 52" W, A DISTANCE OF 58.84 FEET;
THENCE S 20° 39' 41" W, A DISTANCE OF 35.23 FEET TO THE POINT
OF BEGINNING, CONTAINING 68 ACRES

Parcel 021

Proposed Fee Simple

Commencing at the Southwest corner of the Southwest Quarter (SW/4) of Section Twenty-Seven (27), Township Nineteen (19) North, Range Two (2) East of the Indian Meridian, Payne County, Oklahoma; thence S 89° 50' 59" E and along the South Line of said Southwest Quarter (SW/4) a distance of 670.00 feet to the Point of Beginning; thence continuing S 89° 50' 59" E a distance of 120.00 feet; thence N 0° 37' 24" W a distance of 240.00 feet; thence N 89° 50' 59" W a distance of 120.00 feet; thence S 0° 37' 24" E a distance of 240.00 feet to the Point of Beginning.

Said strip, piece or parcel of land contains 0.6611 acres more or less.

Parcel 021.1

Proposed Easement

The North 30.00 feet of the South 80.00 feet of the East 637.00 feet of the West 670.00 feet AND the North 30.00 feet of the South 80.00 feet of the East 524.50 feet of the West 1314.60 feet AND the North 47.00 feet of the South 80.00 feet of the East 370.81 feet of the above described property. Said strip, piece or parcel of land contains 1.2159 acres more or less.

AND

Commencing at the Southwest corner of the Southwest Quarter of Section Twenty-Seven (27), Township Nineteen (19) North, Range Two (2) East of the Indian Meridian, Payne County, Oklahoma; thence N 0° 37' 24" W along the West line of said SW/4 a distance of 80.00 feet; thence S 89° 50' 59" E a distance of 790.00 feet; thence N 0° 37' 24" W a distance of 71.72 feet to the Point of Beginning; thence S 89° 50' 59" E a distance of 174.63 feet; thence N 18° 37' 37" E a distance of 1001.39 feet; thence N 0° 42' 11" W a distance of 216.69 feet to a point on the North line of the South Half (S/2) of the Southwest Quarter (SW/4); thence S 89° 58' 31" W along said North line a distance of 30.00 feet; thence S 0° 42' 11" E a distance of 211.94; thence S 18° 37' 37" W a distance of 974.67 feet; thence N 89° 50' 59" W a distance of 153.43 feet; thence S 0° 37' 24" E a distance of 30.00 feet to the Point of Beginning.

Said strip, piece or parcel of land contains 0.9410 acres more or less.

Parcel 021.2

Temporary Easement

Commencing at the Southwest corner of the Southwest Quarter (SW/4) of Section Twenty-Seven (27), Township Nineteen (19) North, Range Two (2) East of the Indian Meridian, Payne County, Oklahoma; thence N 0° 37' 24" W along the West line of said SW/4 a distance of 80.00 feet; thence S 89° 50' 59" E a distance of 33.00 feet to a point on the East statutory Right-of-Way line of Western Road and the Point of Beginning; thence continuing S 89° 50' 59" E a distance of 637.01 feet; thence N 0° 37' 24" W a distance of 160.00 feet; thence S 89° 50' 59" E a distance of 80.00 feet; thence N 0° 37' 24" W a distance of 40.00 feet; thence N 89° 50' 59" W a distance of 130.00 feet; thence S 0° 37' 24" E a distance of 180.00 feet; thence N 89° 50' 59" W a distance of 337.00 feet; thence N 0° 37' 24" W a distance of 55.00 feet; thence N 89° 50' 59" W a distance of 250.00 feet to a point on said East statutory Right-of-Way line; thence S 0° 37' 24" E along said East statutory Right-of-Way line a distance of 75.00 feet to the Point of Beginning. Said strip, piece or parcel of land contains 0.8881 acres, more or less.

AND

Commencing at the Southwest corner of the Southwest Quarter (SW/4) of Section Twenty-Seven (27), Township Nineteen (19) North, Range Two (2) East of the Indian Meridian, Payne County, Oklahoma; thence N 0° 37' 24" W along the West line of said SW/4 a distance of 80.00 feet; thence S 89° 50' 59" E a distance of 790.00 feet to the Point of Beginning; thence continuing S 89° 50' 59" E a distance of 188.76 feet; thence N 0° 37' 24" W a distance of 51.71 feet; thence N 18° 37' 37" E a distance of 1019.20 feet; thence N 0° 42' 11" W a distance of 219.86 feet to a point on the North line of the SW/4 SW/4; thence S 89° 58' 31" W along said North line a distance of 20.00 feet; thence S 0° 42' 11" E a distance of 216.69 feet; thence S 18° 37' 37" W a distance of 1001.39 feet; thence N 89° 50' 59" W a distance of 174.63 feet; thence S 0° 37' 24" E a distance of 71.72 feet to the Point of Beginning. Said strip, piece or parcel of land contains 0.8716 acres more or less.

AND

Commencing at the Southwest corner of the Southwest Quarter (SW/4) of Section Twenty-Seven (27), Township Nineteen (19) North, Range Two (2) East of the Indian Meridian, Payne County, Oklahoma; thence N 0° 37' 24" W along the West line of said SW/4 a distance of 80.00 feet; thence S 89° 50' 59" E a distance of 790.00 feet; thence N 0° 37' 24" W a distance of 101.72 feet to the Point of Beginning; thence S 89° 50' 59" E a distance of 153.43 feet; thence N 18° 37' 37" E a distance of 974.67 feet; thence N 0° 42' 11" W a distance of 211.94 feet to a point on the North line of the SW/4 SW/4; thence S 89° 58' 31" W along said North line a distance of 20.00 feet; thence S 0° 42' 11" E a distance of 208.77 feet; thence S 18° 37' 37" W a distance of 956.86 feet; thence N 89° 50' 59" W a distance of 89.29 feet; thence N 0° 37' 24" W a distance of 38.26 feet; thence N 89° 50' 59" W a distance of 50.00 feet; thence S 0° 37' 24" E a distance of 58.26 feet to the Point of Beginning. Said strip, piece or parcel of land contains 0.6511 acres more or less.

AND

The North 17.00 feet of the South 50.00 feet of the East 637.00 feet of the West 670.00 feet AND The North 17.00 feet of the South 50.00 feet of the East 524.50 feet of the West 1314.60 feet of the above described tract.

Said strip, piece or parcel of land contains 0.4533 acres more or less.

SECTION 7: The City Manager or designee, shall, and is hereby instructed, authorized and directed to immediately negotiate with the owners of the above-described parcels and to offer the owners of said property(s) a fair, just and reasonable price for the for the conveyance and grant of fee simple title and for the conveyance of permanent and temporary easements as necessary and any damages sustained by the owners as a result thereof.

SECTION 8: The City Attorney is hereby authorized and directed to institute proceedings of condemnation on the above-described tracts of land should the property owners fail to negotiate or accept a reasonable offer from the City Manager or designee for the purposes as heretofore stated, and to take such further legal steps or proceeding as may, in his judgment, appear appropriate to secure the grant of fee simple title and permanent and temporary easements herein and the immediate possession thereof.

PASSED AND APPROVED THIS ____ DAY OF DECEMBER, 2016.

GINA J. NOBLE, MAYOR

(SEAL)
ATTEST:

ELIZABETH CHRZ, CITY CLERK

APPROVED AS TO FORM AND LEGALITY THIS ____ DAY OF DECEMBER,
2016.

JOHN E. DORMAN, CITY ATTORNEY