

December 21st, 1942.

Motion by Commissioner Morley, seconded by Commissioner Gray, that the following Agreement be approved. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

A G R E E M E N T

THIS INDENTURE AND AGREEMENT is made and entered into this 21 day of December, 1942, by and between the Board of County Commissioners of Tulsa County, Oklahoma, composed of J. B. Gray, Chairman, Ralsa F. Morley and Curtis Greer, members, hereinafter known as Parties of the First Part, and the State Highway Commission of the State of Oklahoma, composed of Sandy H. Singleton, Chairman; George A. Meacham, Member; L. S. Robson, Member, hereinafter known as Parties of the Second Part, Witnesseth:

THAT WHEREAS, on or about the 30th day of October, 1941, the Board of County Commissioners of Tulsa County, Oklahoma, adopted a Resolution and Election Proclamation which was duly published as provided by law in Tulsa County, Oklahoma, in the Tulsa Weekly Review on October 30th, November 6th, 13th, 20th, 27th, 1941, wherein and whereby the citizens and voters of Tulsa County, Oklahoma, were asked to vote upon the issue as to whether Tulsa County shall issue negotiable bonds in the amount of \$560,000.00 for the purpose of building and constructing the necessary grading, drainage and paving of Tulsa County roads and highways for egress and ingress of the traveling public to and from what is known in Tulsa County, Oklahoma, as the Douglas Aircraft Assembly Plant, located in the Northeast Section of Tulsa, Oklahoma. One of the roads or highways described in said Resolution and Proclamation was 4.08 miles of Memorial Boulevard or Drive located between U.S. Highway 66 (11th Street) and U.S. Highway 64 (51st Street).

AND WHEREAS, said Proclamation was duly voted upon favorably by the voters of Tulsa County, Oklahoma, bonds were issued and sold and the money made available for the purposes therein mentioned.

AND WHEREAS, the Board of County Commissioners of Tulsa County, Oklahoma, has acquired minimum right-of-way of 66 feet and graded and constructed drainage structures on 4.08 miles of said Memorial Boulevard or Drive, said project being known as Project No. 5.

AND WHEREAS, the State Highway Commission of the State of Oklahoma has expressed a willingness and desire to incorporate into the State Highway system the 4.08 miles of said Memorial Boulevard or Drive located from U.S. Highway 66 (11th Street) to U.S. Highway 64 (51st Street) and is agreeable to acquiring additional right-of-way up to 100 feet, if necessary, at it's own expense and to construct a four inch regular base specification gravel and a seal and armor coat over said base, in consideration of the Board of County Commissioners of Tulsa County, Oklahoma, contributing and helping finance the cost of said improvement to the extent of Twenty-Five Thousand Dollars (\$25,000.00).

AND WHEREAS, the Board of County Commissioners of Tulsa County, Oklahoma, consider it to the best interest and advantage of Tulsa County, Oklahoma to permit the State Highway Commission to take over and incorporate into the State Highway system the 4.08 miles of Memorial Boulevard or Drive located between U.S. Highway 66 (11th Street) and U.S. Highway 64 (51st Street) and to contribute the sum of Twenty-Five Thousand Dollars (\$25,000.00) out of the Road Bond Issue money herein above referred to and mentioned.

AND WHEREAS, the Board of County Commissioners of Tulsa County, Oklahoma, acting under and by virtue of authority of Oklahoma Statutes Annotated, Title 69, Section 44, the following agreement is entered into:

NOW, THEREFORE, it is agreed by the Party of the First Part and the Party of the Second Part, hereinbefore mentioned, as follows:

(1) The State Highway Commission of the State of Oklahoma, Party of the Second Part, hereby agrees to incorporate into the highway system of the State of Oklahoma 4.08 miles of Memorial Boulevard or Drive from U.S. Highway 66 (11th Street) to U.S. Highway 64 (51st Street).

(2) To acquire any and all additional necessary right-of-way up to 100 feet on said 4.08 miles, at it's own expense.

(3) To place upon said 4.08 miles above mentioned a four inch regular base specification gravel and a seal and armor coat over this base without cost to Party of the First Part, except as hereinafter specified.

(4) To complete the construction and improvement of said 4.08 miles of Highway and to maintain same at the expense of the State of Oklahoma, as provided by law, contingent upon the following agreement by the Board of County Commissioners of Tulsa County, Oklahoma.

Board of County Commissioners of Tulsa County, Oklahoma, Party of the First Part, agrees