

December 19, 1944

STATE OF OKLAHOMA )  
                               ) SS  
 COUNTY OF TULSA     )

Before the Board of County  
 Commissioners, as Ex-Officio  
 Commissioners for Tulsa County  
 Drainage District No. 12.

RESOLUTION AUTHORIZING THE  
 EXECUTION AND APPROVAL OF  
 CONTRACT BETWEEN DRAINAGE  
 DISTRICT NO. 12 AND MIDLAND  
 VALLEY RAILROAD COMPANY

WHEREAS, on this day, December 19th, 1944, at a regular meeting of the Board of County Commissioners, acting as Ex-Officio Commissioners, and Agents, for Tulsa County Drainage District No. 12, there was presented for consideration, execution and approval by the Attorney for said Drainage District, a certain Contract between said District and The Midland Valley Railroad Company, in reference to the construction, location and operation of certain stoplog structures over and across certain portions of said Railway Company's tracks near Garden City, Oklahoma, as more particularly set out and described in said Contract attached thereto, as a part of the co-operative improvement project now being constructed and installed in said Drainage District between said District and the U. S. War Department, to control flood waters of the Arkansas River within said District, And,

WHEREAS, said Contract has been by said Board considered, discussed and examined and found in all respects fair, reasonable, necessary and in proper form.

IT IS NOW, THEREFORE, by the Board, Resolved and Ordered, that same be executed and approved and filed; which was accordingly done.

THEREUPON, upon Motion by Commissioner Gray, and duly seconded by Commissioner Greer, and a Roll Call and Vote being had thereon, the Chairman declared said Resolution and Order unanimously adopted.

This 19th day of December, 1944

(Signed) Curtis Greer  
 Chairman

(SEAL)

ATTEST:

(Signed) Andy Stokes  
 County Clerk

AGREEMENT

THIS AGREEMENT made and entered into on this 19th day of December, 1944, by and between Tulsa County Drainage District No. 12, organized under the laws of the State of Oklahoma, acting through the Board of County Commissioners as ex-officio Commissioners for said Drainage District, hereinafter called "District", as first party and

MIDLAND VALLEY RAILROAD COMPANY

hereinafter called "Ownwe", as second party, WITNESSETH:

WHEREAS, District, in conjunction with the War Department of the United States of American, is now constructing a levee in said Drainage District No. 12 for the protection of certain lands against flood waters of the Arkansas River, and

WHEREAS, in connection with the building of said levee, it is necessary for District to construct certain stoplog structures upon, over and across owner's tracks where the levee crosses the main line, side tracks and belt line tracks at the east and west center line of Section 23, Township 19 North, Range 12, East, and,

WHEREAS, in the operation of said stoplog structures, it will be necessary for DISTRICT to place temporary obstructions across the said tracks of Owner which will interfere with traffic thereover, and