

September 20th, 1943.

Motion by Commissioner Greer, seconded by Commissioner Kinkaid, that the following Grant of Right-of-way and Easement be approved. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

GRANT OF RIGHT OF WAY AND EASEMENT.

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Tulsa County Drainage District No. 12 of Tulsa County, Oklahoma, in cooperation with the United States Government is now engaged in constructing and completing a system of levees, drains, ditches and other proposed improvements in and adjacent to said Drainage District in order to prevent overflows and floods of Arkansas River, and

WHEREAS, it is essential and necessary in the prosecution of such improvement work that working crews for said District and United States Government have perfect right to cross and re-cross back and forth with all necessary workmen and machinery at various highway crossings within and adjacent to said District, and, also, extend and construct certain levees and other incidental improvements over and across such highways.

NOW, THEREFORE, for and in consideration of One Dollar and other and good and valuable considerations, this day paid, Tulsa County, Oklahoma, by Tulsa County Drainage District No. 12, the receipt and sufficiency of which is hereby acknowledged, said Tulsa County, Oklahoma, does hereby grant, bargain and convey to Tulsa County Drainage District No. 12, of Tulsa County and its successors, as grantee, a perpetual license, easement and right-of-way over and across all county roads and highways and especially on Section and Township lines within or adjacent to said Drainage District for the uses and purposes herein stated.

And Also for the same consideration and for the same uses and purposes said Tulsa County, Oklahoma, does specifically include herein and extend said easement and right-of-way to include and cover, with the additional right to use the dirt thereon, all of the East end of Gladis Street, known as Billington Acre Tract, being all that portion east of Lot 212 on the southwise of Street and Lot 226 on the North side of said street, it being a dead end, or unused street, with the right of ingress and egress to and from the same, for the purpose of constructing, building, enlarging, finishing, completing, operating and maintaining levees, channels, bridges, flood-gates and other improvements to control the excess and flood-waters of the Arkansas River and its tributaries and water-sheds within the boundaries and adjacent areas of Tulsa County Drainage District No. 12 of Tulsa County, Oklahoma, in order to prevent the over flow and damage to lands, residential and industrial properties and to promote public health and general welfare. Grantee may exercise all rights necessary or expedient in carrying out provisions of Oklahoma State Drainage Act, and in carrying out assurances made by grantee or on its behalf to the United States of America.

Grantors hereby warrant title to said lands and agree to defend the title thereto unto grantee, against any and all persons whomsoever claiming same.

IN WITNESS whereof, grantors have hereunto subscribed same as such Commissioners this 20th day of September, 1943.

RESOLVED that the above easement and rights-of-way be executed and delivered by this Board to Tulsa County Drainage District No. 12 for uses and purposes therein stated.

Upon motion and seconded and a vote had thereon, the Chairman declared same carried.

ATTEST: ANDY STOKES, COUNTY CLERK.
SEAL.

Signed: J. B. Gray, Chairman.

The minutes of July 21st up to and including September 16th, 1943, were read and there being no objection to the same, motion was made by Commissioner Greer, seconded by Commissioner Kinkaid, that they stand approved as read. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.