

January 31, 1944

MONDAY JANUARY 31ST, 1944

Pursuant to recess heretofore taken, the Board of County Commissioners reconvened at the hour of 2:00 P. M., with all members present. J. B. Gray, Chairman, Curtis Greer and Robt. L. Kinkaid, Members. Andy Stokes, County Clerk.

Motion made by Commissioner Greer, seconded by Commissioner Kinkaid, that the following Resolution Approving and Confirming Contract of December 7th, 1943, between Tulsa County Drainage District No. 12, and Fred E. Cooper and authorizing the execution thereof, be approved. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

#### RESOLUTION

WHEREAS, on December 7th, 1943, TULSA COUNTY DRAINAGE DISTRICT No. 12, obtained a permanent, and also a temporary, easement and right-of-way, over and across, certain lands, as described in Lot 5 of Section 3, Township 19 North, Range 12 East, in Tulsa County, Oklahoma, from Fred E. Cooper, and also, at the same time, and as a part of the same transaction, said above named parties, entered into, and executed, in writing, a Contract, specifically setting forth the mutual undertakings and obligations of each party thereto, in regard to said Easements and Rights-of-way.

NOW, THEREFORE, it is hereby Resolved and Ordered, by the Board of County Commissioners, acting as Commissioners and Agents for Tulsa County Drainage District No. 12, that said Contract between said parties, be and the same is hereby ratified, confirmed and approved; and that the Chairman of said Board execute same on behalf of said Drainage District Commissioners.

Thereupon, on motion of Commissioner Greer, seconded by Commissioner Kinkaid, and a roll call and vote being had thereon, the Chairman declared said Resolution unanimously adopted, and then and there executed said Contract.

This January 31, 1944

Seal

ATTEST:

(SIGNED) Andy Stokes  
County Clerk

(SIGNED) J. B. Gray Chairman  
Board of County Commissioners, Acting as  
Commissioners for Tulsa County Drainage  
District No. 12.

#### CONTRACT

Whereas on the 7th day of December, 1943, Fred E. Cooper, made, executed and delivered to the Tulsa County Drainage District Number 12, two easements, copies of which are attached hereto, marked Exhibit A and Exhibit B and made a part hereof as though set out herein verbatim.

Whereas, said Fred E. Cooper made no charge for the giving of said easements but is to receive certain considerations and reimbursements, and it is the purpose of this contract to set out said considerations and reimbursements to be made by the Tulsa County Drainage District Number 12 to Fred E. Cooper, and also to enumerate the additional things Fred E. Cooper is to do.

It is therefore agreed by and between the Tulsa County Drainage District Number 12 and Fred E. Cooper, that:-

1. Fred E. Cooper is to remove the fence now erected and being on top of the present levee along the South line of his property, upon receipt of notice from Tulsa County Drainage District Number 12.

2. Fred E. Cooper is to remove all personal property and equipment now located South of the first road North of the said old levee, but is not to remove buildings or permanent installations, upon receipt of notice from Tulsa County Drainage District Number 12.

3. After the completion of said levee by the contractor, the Tulsa County Drainage District Number 12 agrees that Fred E. Cooper shall have the right to put said fence up along the North toe of the new levee after the same is completed.

4. The Tulsa County Drainage District Number 12 agrees to pay to Fred E.