

May 6, 1946

Motion made by Commissioner Bailey, seconded by Commissioner Gray, that the following Resolution be and the same is hereby adopted. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.

RESOLUTION

Now on this 5th day of May, 1946, there comes on for hearing before the County Commissioners of the County of Tulsa, a matter wherein it appears that heretofore and on the 22nd day of March, 1939, a highway easement was dedicated for roadway purposes, no grantee named, which dedication was contained in a warranty deed from Lena Farrar Phillips, et. al. to Mary Phillips Kloss, dated March 22n, 1939, and filed for record in the office of the county clerk of Tulsa County, Oklahoma, on May 29, 1939, and recorded in Book 1325 at pages 57-59, covering a strip of land 20 feet wide along the west side of the $W\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$ of Section 17, Township 19 North, Range 13 East, Tulsa County, Oklahoma, and other lands.

And on said 22nd day of March, 1939, a highway easement was dedicated for roadway purposes, no grantee named, which dedication was contained in a warranty deed from Frank Phillips, et. al, to Mary Phillips Kloss, which deed was filed for record in the office of the county clerk within and for Tulsa County, Oklahoma, on May 29, 1939, and recorded in Book 1325 at pages 60-62, covering a strip of land 20 feet wide along the west side of the $W\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$ of Section 17, Township 19 North, Range 13 East, and other lands.

And on said March 22, 1939, a highway easement was dedicated for roadway purposes, no grantee named, which dedication was contained in a warranty deed from Mary Phillips Kloss et. al, to Mary Phillips Cook, et. al. which deed was dated March 22, 1939, and filed for record in the county clerk's office within and for Tulsa County, Oklahoma, on May 29, 1939, and recorded in Book 1325 at pages 63-65 of the records in said office, covering a strip of land 20 feet wide along the north side of the $E\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$, and a strip of land 20 feet wide along the east side of the $E\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$ of said Section 17, Township 19 North, Range 13 East, said county and state, and other lands,

And on said March 22, 1939, a highway easement was dedicated for roadway purposes, no grantee named, which dedication was contained in a deed of said date from Mary Phillips Kloss et. al. to Mary Phillips Cook, et. at., which deed was dated March 22, 1939, and filed for record in the office of the county clerk within and for Tulsa County, Oklahoma, on May 29, 1939, and recorded in Book 1325 at page 63, conveying a strip of land 20 feet wide along the north side of the $E\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ and a strip of ground 20 feet wide along the east side of the $E\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$ of said Section 17, Township 19 North, Range 13 East, said county and state, and

Whereas, it appearing to the Board of County Commissioners of the County of Tulsa that at the time of said purported dedication of the strip or strips of land hereinabove described that said land and premises was farm land and that the same continued to be used as farm land exclusively until on or about the 8th day of March, 1946, at or about which time the present owners of said land commenced the improvement thereof and filed and recorded in the office of the County Clerk of Tulsa County, Oklahoma, a plat thereof, and

Whereas, it further appearing to the Board of Commissioners of the County of Tulsa that the purported dedication of said strips of land has never at any time been laid out, graded, marked or otherwise indicated on any map, plat or other instrument filed in the proper office in Tulsa County, Oklahoma, or elsewhere, and no marks or improvements indicating a road, street or highway through said land or over said strips of land have ever been made and same have never been used by the public or any person as a road, trail, street or highway said intention has long since been abandoned.

That in the platting of said land herein described as Lakewood Addition streets, roads and highways more suitable and adequate to serve the land involved were laid out and dedicated to the public by the recording of said plat and the dedication of streets, thereby, and

Whereas, the Board of County Commissioners of the County of Tulsa find that said petition of the owners of said land to make such order and adopt such resolution as may be proper and expedient in order to declare said purported dedication in said deeds, hereinabove set out null and void and of no force and effect, and to declare that said purported dedication be declared abandoned and said strips of land vacated so far as the unused strips of land could be vacated as a road, should be granted and such order made and resolution adopted.