

The City of Durant encourages participation from all its citizens. If participation at any public meeting is not possible due to a disability, notification to the City Clerk at least 48 hours prior to the scheduled meeting is encouraged in order to make the necessary accommodations. The City of Durant may waive the 48-hour rule if interpreters for the deaf (signing) or translation services for limited English proficient (LEP) individuals are not the necessary accommodation.

THE DURANT CITY UTILITIES AUTHORITY / DCUA

6:00 PM

Roscoe J. Hatfield

June 29, 2016

Council Chambers

SPECIAL CALLED

AGENDA

DURANT CITY HALL

300 W. EVERGREEN, DURANT, OK

ROSCOE J. HATFIELD COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

ORDER OF BUSINESS

1. Administration

- a. Consider Granting Electric Power Easement to Oklahoma Gas and Electric (OG&E) to Serve Facilities at Durant Multi Sports Complex

ADJOURNMENT

CERTIFICATE

This is to certify that in conformity with the Oklahoma Open Meeting Act, notice of the date, time and place of this meeting was filed with the City Clerk of Durant on the 21st day of June, 2016 and that an agenda of said meeting was posted at the place of such meeting at 4:45 p.m. on the 27th day of June, 2016.

Cynthia J. Price, City of Durant



The City of Durant

Office of City Clerk

Memorandum

Date: 6/16/2016
To: Utilities Authority Special Called Meeting
From: Jacque Wilson, Projects Manager
Re: Consider Granting Electric Power Easement to Oklahoma Gas and Electric (OG&E) to Serve Facilities at Durant Multi Sports Complex

Council Information / Action Requested

Approve granting of easement to OG&E for Durant Multi Sports Complex restroom improvement.

City Staff Information / Action Follow-up, if Council authorizes this action:

City Clerk - Obtain proper signatures
City Clerk - File easement with county clerk

ATTACHMENTS:

Description	Type	Upload Date
Easement for City of Durant Baseball Fields	Exhibit	6/16/2016

AFTER RECORDING RETURN TO:
LAND MANAGEMENT COORDINATOR
OGE ELECTRIC SERVICES
2214 W. BROADWAY
ARDMORE, OK 73401

EASEMENT

Work Order No: 7367609

KNOW ALL MEN BY THESE PRESENTS: THAT **The Durant City Utilities Authority**, an Oklahoma public trust, Grantor, in consideration of the sum of Ten or more dollars in hand paid, the receipt of which is hereby acknowledged, and other good and valuable consideration, does hereby grant and warrant unto **OKLAHOMA GAS AND ELECTRIC COMPANY**, an Oklahoma corporation, Grantee, its successors and assigns, the right, privilege and authority to enter upon and install, erect, construct, operate, maintain, and reconstruct underground and/or above ground a system of poles, anchors, guy wires, conduits, wires, cables, vaults, junction boxes, switches, fuses, transformers, service connection boxes and other fixtures for the transmission and distribution of electrical current and communication messages, including the right of ingress and egress to and from said system across adjoining lands of Grantor, together with the authority to cut down, control the growth of, or trim and keep trimmed any trees that may in the judgment of the Grantee interfere with or endanger said line or its maintenance and operation.

The real property covered by this easement is situated in **BRYAN** County, State of Oklahoma, and is described as follows:

A part of the **SE/4 SE/4 NE/4, Section 5, T7S, R9E, I.M.**, being a part of a tract described in a deed recorded in Book 1346, Page 849 at the County Clerk, as shown and described on Exhibit "A", attached hereto and hereby made a part of this easement.

Grantor further covenants agrees that no building or other structure shall ever be erected nor shall any excavation or other removal of soil, so as to change the grade of terrain, be accomplished by Grantor, its heirs or assigns, within the above described easement area unless the written consent of the Grantee is first obtained. Grantor further acknowledges the requirements of 63 Oklahoma Statutes (1991) Section 142.1, et. seq. (One-call statute).

Grantor hereby consents to permit Grantee to trim and keep trimmed any trees and foliage on Grantor's property immediately adjacent to the easement granted herein, and Grantee shall have the right to enter upon Grantor's property for this purpose.

The rights and privileges above granted to continue so long as same are used or needed for the transmission and distribution of electric current or communication messages; but should the Grantee remove its property from the premises and abandon the right of way herein granted, then the rights granted in this easement shall terminate.

Signed and delivered this _____ day of _____, 2016.

Attest: The Durant City Utilities Authority

Secretary By: _____
Title

ACKNOWLEDGMENT

STATE OF OKLAHOMA, COUNTY OF _____ SS;
Before me, the undersigned Notary Public, in and for said County and State, on this _____ day of _____, 2016, personally appeared _____, to me known to be the identical person who executed the name of The Durant City Utilities Authority, a public trust, to the within and foregoing instrument/document as its _____, and acknowledged to me that _____ executed the same as _____ free and voluntary act and deed of such public trust, for the uses and purposes set forth.

Witness my hand and seal the day and year last above written.

My Commission Expires: _____

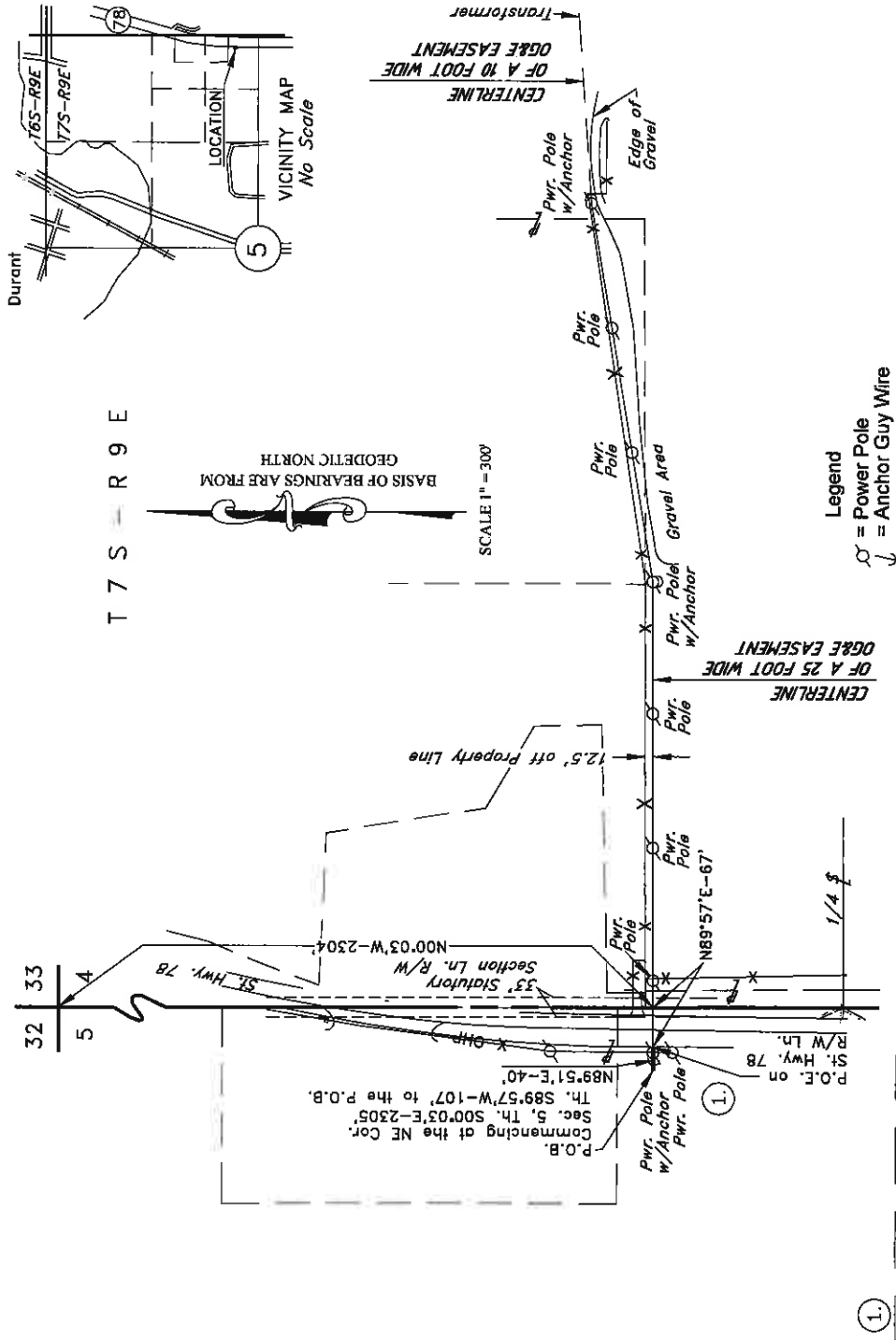
Commission # _____

Notary Public

25 FOOT WIDE OG&E EASEMENT IN A PART
OF THE SE/4 SE/4 NE/4 SECTION 5, T7S-R9E,
BRYAN COUNTY, OKLAHOMA

EASEMENT SKETCH

EXHIBIT "A"



CENTERLINE DESCRIPTION OF A 25 FOOT WIDE OG&E EASEMENT IN A PART OF THE SE/4 SE/4 NE/4 SECTION 5, T7S-R9E OF THE LM., BRYAN COUNTY, OKLAHOMA:

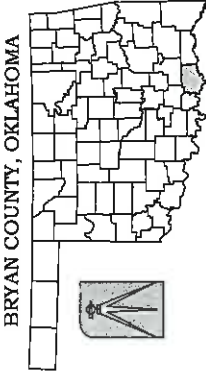
COMMENCING at the Northeast Corner of said Section 5, Thence S00°03'E with the East Line of said Section, 2305 feet, Thence S89°57'W perpendicular to the East Line of said Section, 107 feet to the POINT OF BEGINNING,

Thence N89°51'E 40 feet to and ending on the West R/W Line of State Highway 78 from which the Northeast Corner of said Section bears N89°57'E perpendicular to the East Line of said Section, 67 feet and N00°03'W with the East Line of said Section, 2304 feet. Basis of Bearings are Geodetic North. Said being described by Aaron L. Morris, RPLS No. 1477 on 4-7-16.

TOTAL LENGTH= 40' OR 2.42 RODS



Aaron L. Morris R.P.L.S. No. 1477
Phone (580) 226-5108
Fax (888) 662-7778
Mobile (580) 221-0304
1010 Northwest Boulevard
Ardmore, OK 73401



OKLAHOMA GAS AND ELECTRIC COMPANY	
Bennett-Morris And Associates Land Surveying, P.C. ARDMORE, OKLAHOMA Surveying, P.C. - C.A. No. 5975 (LS)	OG&E EASEMENT SKETCH W.O. #7367609 City of Durant Baseball Fields
DRAWN BY: M. Sweeney	FILE #: 164021
APPROVED BY: Aaron Morris	DATE: 4-7-16
DRWG #: 164021-A.DWG	
DATE: 4-7-16	
SCALE: 1in = 300 ft	
SHEET 1	

1. PT. SE/4 SE/4 NE/4
SEC. 5, T7S-R9E,
BRYAN CO., OK

THE DURANT CITY
UTILITIES AUTHORITY
BOOK 1346 AND PAGE 849

TOTAL LENGTH=
40' OR 2.42 RODS

1348 849

Merced
Hoffman
May

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That **RONALD F. ARNETT and CAROLYN K. ARNETT, husband and wife**, parties of the first part in consideration of the sum of TEN & MORE (\$10.00) DOLLARS, the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto **THE DURANT CITY UTILITIES AUTHORITY, an Oklahoma public trust, 300 W. Evergreen Street, Durant, OK 74701**, party of the second part, the following described real property and premises, situated in Bryan County, State of Oklahoma, to-wit:

E/2 SE/4 of Section 5, Township 7 South, Range 9 East of the Indian Base and Meridian, in Bryan County, Oklahoma, LESS 1.79 acres for right of way occupied by the M.O.&G. Railway, according to the Government Survey thereof,
AND

Lot 1, LESS 9.83 acres reserved for the Townsite of Durant and the SE/4 NE/4 LESS AND EXCEPT 9.24 acres occupied as right of way by K.O.&G. Railroad and LESS AND EXCEPT a tract Beginning at a point 376.25 feet North of the Southeast Corner of the NE/4 of said Section 5; thence West 330 feet; thence North 660 feet; thence East 330 feet; thence South 660 feet to the Point of Beginning, all in Section 5, Township 7 South, Range 9 East of the Indian Base and Meridian, in Bryan County, Oklahoma, according to the Government Survey thereof, less and except all oil, gas, and other minerals lying in and under said tract; LESS AND EXCEPT ALL OIL, GAS AND OTHER MINERALS LYING IN AND UNDER THE ABOVE DESCRIBED PREMISES;

STATE OF OKLAHOMA

Bryan County

952.50

Documentary Stamps \$ 952.50

together with all the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

TO HAVE AND TO HOLD said described premises unto party of the second part, its heirs and assigns, forever free, clear, and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature.

SIGNED and Sealed this 12th day of September, 2013.

Ronald F. Arnett
RONALD F. ARNETT

Carolyn K. Arnett
CAROLYN K. ARNETT

STATE OF OKLAHOMA, BRYAN COUNTY, ss.

ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public in and for said County and State, on this 12th day of September, 2013, personally appeared **RONALD F. ARNETT and CAROLYN K. ARNETT, husband and wife**, to me known to be the identical persons who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and Seal the day and year last above written.



Patricia Hitchcock
Notary Public