

CITY OF ARDMORE
PUBLIC UTILITIES

Council Letter No. 5045
Meeting Date November 15, 2021

Mayor and City Commission
City of Ardmore, Oklahoma

Re: Request to accept a signed temporary construction
easement from Elvin Sweeten and Flora Sweeten of the
Elvin and Flora Sweeten Family Trust

Dear Commission Members:

Staff requests the acceptance of the attached signed temporary
construction easement from Elvin Sweeten and Flora Sweeten of the Elvin
and Flora Sweeten Family Trust. This easement will be utilized for the
Cool Creek Crossing Raw Water Line Repair Project.

Staff recommends the acceptance of the signed temporary construction
easement from Elvin Sweeten and Flora Sweeten of the Elvin and Flora
Sweeten Family Trust.

Sincerely,



Shawn Geurin, Utilities Director

Reviewed by: _____


City Manager

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS, that Elvin and Flora Sweeten Family Trust, its heirs, successors and assigns, hereinafter referred to as Grantor(s), does hereby grant to the City of Ardmore, hereinafter referred to as Grantee, its successors and assigns, a Temporary Construction Easement over, under, and through the following described real estate, for the sum of One Dollar (\$1.00) and/or other valuable consideration, the receipt of which is hereby acknowledged.

TO WIT: A 50' temporary construction easement located in Section 6 T3S R3E, SEE EXHIBIT A-ATTACHED TEMPORARY CONSTRUCTION EASEMENT SKETCH:

The above described temporary construction easement is to be used for locating, constructing, improving, grading, landscaping and other necessary work, including the operation of equipment, and the movement of a work force, over, upon and across the described temporary easement, together with the right of ingress and egress.

The Grantee agrees to surrender possession of the premises upon the expiration of this temporary easement or any extension thereof, and to leave the premises in substantially the same or better condition than it was on the date this easement was executed. However, it is understood that grading changes may exist upon completion of the project.

This Temporary Easement shall commence upon the date it was executed and shall expire upon completion of the City of Ardmore Raw Waterline Repairs.

This Agreement is binding upon the heirs, executors, administrators, successors and assigns of both parties and it is understood that this Agreement cannot be changed or altered in any way except by writing, legally signed by both parties concerned herewith.

TO THESE COVENANTS, the Grantor(s) does hereby consent and agree. IN WITNESS WHEREOF, the parties above named have hereunto set their hands this 26th day of Aug., 2021



GRANTOR

By: Elvin Sweeten
By: Flora Sweeten

ACKNOWLEDGMENT

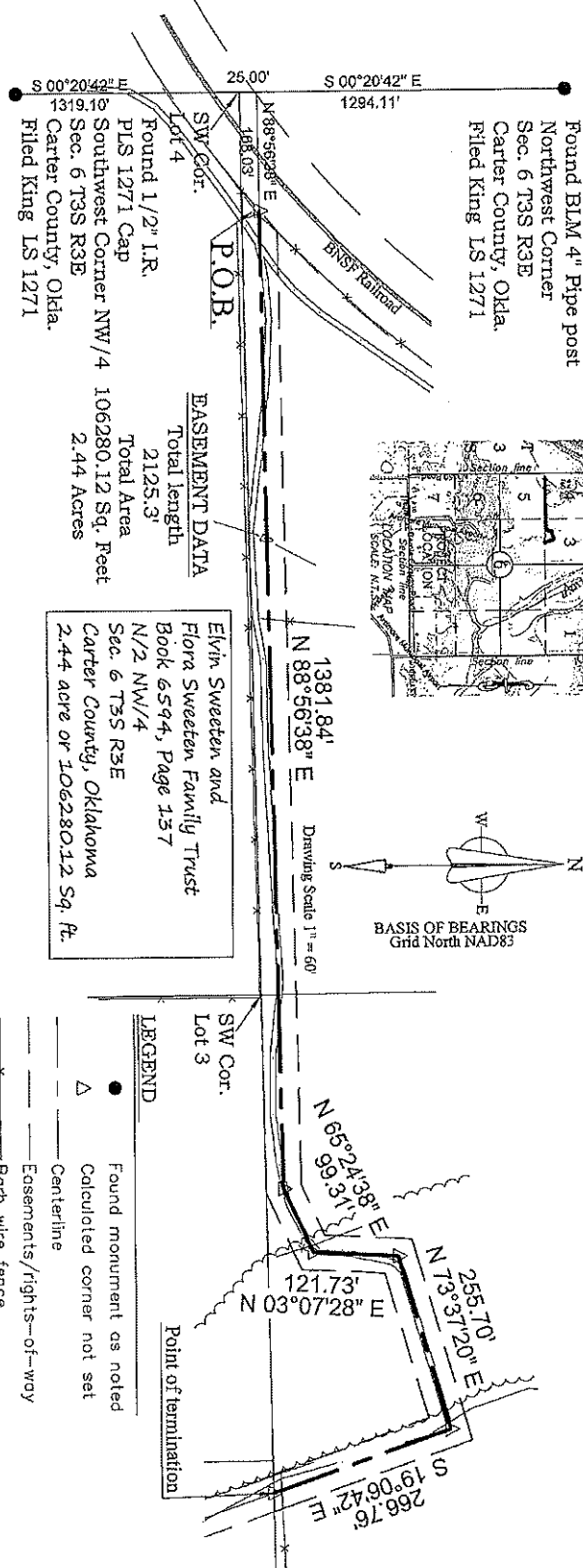
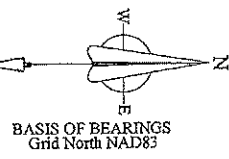
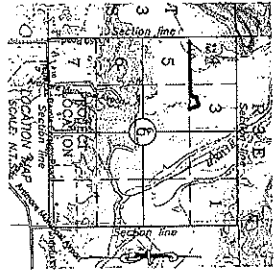
State of Oklahoma,

County of Carter, to-wit:

I, Shelley L. Bearden, a Notary Public in and for the jurisdiction aforesaid, certify that the foregoing instrument was acknowledged before me this 26 day of August, 2021.

My commission expires 9-27-2024

**EXHIBIT A
EASEMENT SKETCH**



EASEMENT DATA
 Total length
 2125.31'
 Total Area
 2.44 Acres

Elvin Sweeten and
 Flora Sweeten Family Trust
 Book 6594, Page 137
 N/2 NW/4
 Sec. 6 T3S R3E
 Carter County, Oklahoma
 2.44 acre or 106280.12 Sq. Ft.

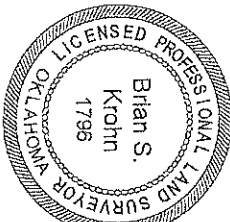
EASEMENT DESCRIPTION:
 A 50' wide ingress/egress easement located in the Lot Three (3) and Lot Four (4) of Section Six (6), Township Three (3) South, Range Three (3) East of the Indian Meridian and Base line, Carter County, Oklahoma with the centerline being more particularly described as follows:

Commencing at the Northwest Corner of the NW/4 said Section 6 thence S00°20'42"E along the West line of the NW/4 a distance of 1294.11 feet; thence N88°56'38"E a distance of 168.03 feet to the POINT OF BEGINNING;
 thence continuing N88°56'38"E parallel with the South line of Lots 3 and 4 a distance of 1381.84 feet;
 thence N65°24'38"E a distance of 99.31 feet;
 thence N03°07'28"E a distance of 121.73 feet;
 thence N73°37'20"E a distance of 255.70 feet;
 thence S19°06'42"E a distance of 266.76 feet to the point of termination being on the South line of Lot 4, containing 2.44 acres more or less, Said to be described by Brian S. Krohn, L.P.S. 1796 using grid bearings Oklahoma South NAD83 on July 29, 2021.

LEGEND
 ● Found monument as noted
 △ Calculated corner not set
 --- Centerline
 --- Easements/rights-of-way
 x Barb wire fence

I, Brian S. Krohn, Professional Land Surveyor, hereby state that this plat of survey meets the Oklahoma Minimum Standards for the practice of land surveying as adopted by the Oklahoma State Board of Licensure for Professional Engineers and Land Surveyors.
 This Plat of Survey is prepared solely for the individuals listed hereon. Said plat may not be used for any subsequent loan closing, refinancing, or other transaction.

Brian S. Krohn
 Brian S. Krohn, L.P.S. 1796
 O.S. 6716
 7/29/2021
 Date



Basis of bearings control point information NW corner of Sec. 6 T3S R3E Lat: 34°19'56.22" Lon: 97°02'16.83"		Survey for: City of Ardmore Part of NW/4 of Sec. 6 T3S R3E Carter County, Oklahoma		Revision	Reason	Date
		Sheet	Corrd. File	1	Revised Owner	8/25/2021
		2021067 Ease2	2021042	2		
Field Book	Date of Survey	Measurement method	KROHN SURVEYING, INC P.O. Box 146 Lone Grove, Ok 73443 (816) 410-2422 brian@krohnsurveying.com			
Folder	Date of last site visit	U.S. Survey Feet				
Job Number	July 29, 2021	Basis of bearings				
	2021067 Ease2	July 29, 2021	Grid North NAD83			