



**The City of Oklahoma City**  
Office of City Clerk  
200 North Walker Ave.  
Oklahoma City, Oklahoma 73102  
(Drainage Streets and Utilities) Project No.

**PERMANENT EASEMENT**

*E # 36,297*

**KNOW ALL MEN BY THESE PRESENTS** THAT the **NATIVE AMERICAN CULTURAL AND EDUCATIONAL AUTHORITY**, a state agency of the State of Oklahoma, its successors, and assigns ("Grantor") for and in consideration of Ten Dollars and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey unto the **CITY OF OKLAHOMA CITY**, a municipal corporation, and its public trusts (collectively "**Grantees**") this Permanent Easement over, under, across, through and to the following described property situated in Oklahoma County, Oklahoma, described on **Attachment "A-1"** and depicted on **Attachment A-2** ("**Subject Property**") for the use of the **Grantees** for the purpose of constructing, operating, maintaining, repairing, expanding, and replacing public streets and water and wastewater systems and associated facilities, connections, utilities, sidewalks, drainage, storm sewers, traffic controls, and appurtenances thereto (collectively "**Drainage, Streets and Utility Systems**") and including the right of ingress and egress through Grantor's property to and from the Subject Property and all right, title and interest in and to any soil, earthen material, fixture, and appurtenances within the boundaries of the Subject Property, incidentally removed during the use of this Permanent Easement.

**THIS EASEMENT IS MADE SUBJECT TO THE FOLLOWING:**

1. Grantor agrees that no building or other similar structure shall be erected on, over or under the Subject Property.
2. Grantor agrees that Grantees will not maintain, repair or replace Grantor's improvements, including but not limited to fencing, landscaping, sprinklers, pools, sheds, mailboxes, driveways and parking areas whenever it becomes necessary to move or remove improvements, due to any operation, maintenance, replacement, expansion, or repair of the Drainage, Streets and/or Utility Systems.
3. This Permanent Easement does not create an obligation upon the Grantees to construct, operate, maintain, replace, expand or repair the Drainage, Streets and/or Utility Systems, or provide services or functions. Grantees only maintain Drainage, Streets and/or Utility Systems constructed and owned by the Grantees and Drainage, Streets and/or Utility Systems constructed by others and specifically conveyed to and accepted by formal action of the governing body of the Grantees.
4. Grantees do not own the creek, river, lake, detention pond, if any, on or adjacent to the Subject Property by virtue of this Permanent Easement. Grantees do not own the drainage canal unless constructed by the Grantees. Grantees are not legally responsible nor does this Permanent Easement create an obligation upon the Grantees for changes, alterations and modifications to any part or parts of the Subject Property described herein, in the past, present or future, which may be affected in any manner by any change or changes in the course of the creek or waterway, by any accretion or erosion, or evulsion, or alluvion or combination thereof, touching or concerning any part of said Subject Property.

This Permanent Easement shall be perpetual and exclusive to Grantees and shall run in favor of the respective parties, hereto, their successors and assigns.

**NATIVE AMERICAN CULTURAL AND  
EDUCATIONAL AUTHORITY**

Dated this 8th day of December, 2022.

by:  
Its:

*Gregg Wadley*  
Vice Chairman

STATE OF OKLAHOMA, COUNTY OF OKLAHOMA, SS.

This instrument was acknowledged before me on this 8th day of December, 20 22, by Gregg Wadley, as Vice Chairman of Native American Cultural and Educational Authority, a state agency of the State of Oklahoma.

My Commission Expires: 12-12-22  
My Commission No. 00020241

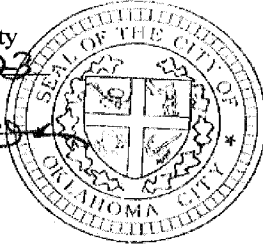


*Pamela M. Sneed*  
Notary Public

*5/26*

ACCEPTED by The City of Oklahoma City  
this 15<sup>th</sup> day of August, 2023

Dany N. Simpson  
City Clerk



REVIEWED for form and legality

PATRICIA MANN  
Assistant Municipal Counselor

Drainage Streets and Utilities Permanent Easement Corp Form 2019

**ATTACHMENT "A-1"**

**LEGAL DESCRIPTION**

**OKANA  
Roadway & Utility Easements**

December 9, 2021  
Revised September 8, 2022  
Revised September 26, 2022

**Easement 1:**

A tract of land being a part of the Northeast Quarter (NE/4) of Section Two (2), Township Eleven (11) North, Range Three (3) West of the Indian Meridian, Oklahoma City, Oklahoma County, Oklahoma, being a portion of a tract of land recorded in Book 9706, Page 1254 (NACEA Tract), being more particularly described as follows:

Commencing at the Northeast (NE) Corner of said Northeast Quarter (NE/4);

THENCE South 00°21'09" West, along and with the East line of said Northeast Quarter (NE/4), a distance of 2,345.67 feet;

THENCE North 89°38'51" West, departing said East line, a distance of 1,127.08 feet to a point on the East line of said NACEA Tract, said point being the POINT OF BEGINNING;

THENCE South 89°59'59" West, a distance of 52.77 feet;

THENCE on a non-tangent curve to the left having a radius of 806.69 feet, a chord bearing of North 03°36'16" East, a chord length of 65.49 feet and an arc length of 65.50 feet;

THENCE North 00°00'01" West, a distance of 49.64 feet;

THENCE North 89°59'59" East, a distance of 31.35 feet to a point on the East line of said NACEA Tract;

THENCE South 22°41'23" East, along and with the East line of said NACEA Tract, a distance of 54.81 feet;

THENCE continuing along and with the East line of said NACEA Tract on a non-tangent curve to the right having a radius of 859.19 feet, a chord bearing of South 03°24'52" West, a chord length of 64.55 feet and an arc length of 64.56 feet to the POINT OF BEGINNING.

Containing 5.510 square feet or 0.1265 acres, more or less.

**Easement 2:**

A tract of land being a part of the Southeast Quarter (SE/4) of Section Two (2), Township Eleven (11) North, Range Three (3) West of the Indian Meridian, Oklahoma

S:\4427\4427003\4427003-Roadway Easements.docx

Prepared by Matthew Johnson P.L.S. 1807

Johnson & Associates

Certificate of Authorization No. 1484 (Expires 6-30-23)

**ATTACHMENT "A-1"**

City, Oklahoma County, Oklahoma, being a portion of a tract of land recorded in Book 9706, Page 1254 (NACEA Tract), being more particularly described as follows:

Commencing at the Northeast (NE) Corner of said Northeast Quarter (NE/4);

THENCE South  $00^{\circ}21'09''$  West, along and with the East line of the Northeast Quarter (NE/4) of said Section Two (2), a distance of 2,530.51 feet to the Northeast (NE) Corner of said Southeast Quarter (SE/4);

THENCE South  $00^{\circ}22'19''$  West, along and with the East line of said Southeast Quarter (SE/4), a distance of 436.34 feet;

THENCE North  $89^{\circ}37'41''$  West, departing said East line, a distance of 1,304.51 feet to the Southeast (SE) Corner of said NACEA Tract, said point being the POINT OF BEGINNING;

THENCE North  $90^{\circ}00'00''$  West, along and with the South line of said NACEA Tract, a distance of 77.87 feet;

THENCE North  $56^{\circ}21'35''$  East, departing said South line, a distance of 63.03 feet;

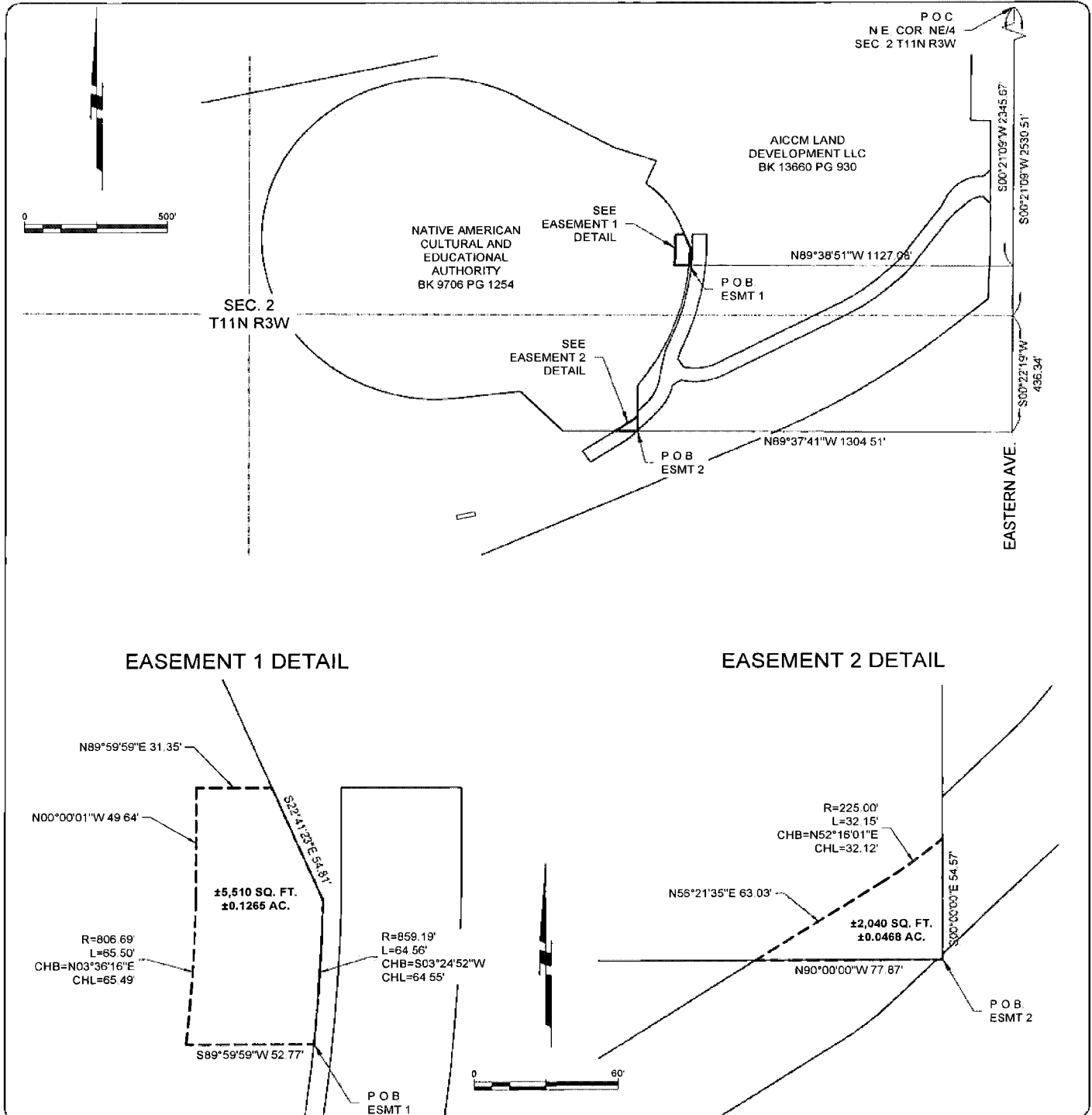
THENCE on a curve to the left having a radius of 225.00 feet, a chord bearing of North  $52^{\circ}16'01''$  East, a chord length of 32.12 feet and an arc length of 32.15 feet to a point on the East line of said NACEA Tract;

THENCE South  $00^{\circ}00'00''$  East, along and with the East line of said NACEA Tract, a distance of 54.57 feet to the POINT OF BEGINNING.

Containing 2,040 square feet or 0.0468 acres, more or less.

Basis of Bearing: Grid North as established by state plane datum (Oklahoma State Plane North Zone NAD83)

## ATTACHMENT "A-2"



ACAD FILE: H:\4427\4427003\Exhibit\4427003-Road Easement.dwg, 9/9/2022 10:35 AM, Matt Johnson  
XREFS LOADED: 4427003-bdy.dwg 4427003-BKGD.dwg

Copyright © 2022 Johnson & Associates

Proj. No.: 4427003  
Date: 12-9-21  
Scale: VARIES

Revised 9-8-22, 9-26-22

**OKANA**  
OKLAHOMA CITY, OKLAHOMA COUNTY, OKLAHOMA  
**ROADWAY & UTILITY EASEMENTS**



**Johnson & Associates**  
1 E. Sheridan Ave., Suite 200  
Oklahoma City, OK 73104  
(405) 236-8075 FAX (405) 236-8078 www.jaoko.com  
Certificate of Authorization #1484 Exp. Date: 08-30-2023  
ENGINEERS SURVEYORS PLANNERS