



*Eff 36, 530*

**PERMANENT EASEMENT**

**KNOW ALL MEN BY THESE PRESENTS THAT OKANA MDE, LLC**, an Oklahoma limited liability company, ("OKANA" or "Grantor") formerly AICCM Land Development, LLC, 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, ("City"), to include its employees and agents, an easement to assure the ongoing placement of a sculpture by Don Narcomey ("Artist") titled *Communion* ("Work"), a work of art commissioned by and purchased by the City, which is subject to the provisions of 17 U.S.C. §106A, commonly known as VARA, for a period of 50 years expiring on 27<sup>th</sup> day of August, 2074, on the following described property, situated in OKLAHOMA County, Oklahoma, to wit:

**See Exhibit "A" Attached Hereto and Made a Part Hereof  
See Diagram in Exhibit "B" Attached Hereto and Made a Part Hereof**

All fixtures, assets, equipment, systems, and improvements located on or used in connection with the Subject Property by THE CITY OF OKLAHOMA CITY for the exclusive purpose of installing, maintaining and making available for public viewing and enjoyment, the Work herein described. Should the grantee abandon this Permanent Easement for the purposes above stated, then the said Permanent Easement shall revert to the Grantor, its successors and/or assigns.

Grantor hereby further acknowledges that Artist has a copyright in and to the aforementioned Work, and that Artist retains the exclusive right to create derivative works including photographs for commercial purposes. Grantor make create and use photographs and other images of the work for non-commercial purposes only.

OKANA MDE, LLC  
Alan Marcum, Chief Executive Officer

**ACKNOWLEDGEMENT**

STATE OF OKLAHOMA            )  
  ) SS.  
COUNTY OF OKLAHOMA        )

This instrument was acknowledged before me on this 14<sup>th</sup> day of August,

2024, by Alan Marcum, Chief Executive Officer of OKANA MDE, LLC.

*4/24*

WACEY R FOSTER  
Notary Public, State of Oklahoma  
Commission # 10010186  
My Commission Expires 12-07-2026

*Wacey R Foster*  
NOTARY PUBLIC

My Commission Expires: 12-7-26

My Commission Number: 100 10186



REVIEWED for form and legality

ACCEPTED by the Council of  
THE CITY OF OKLAHOMA CITY

This 27<sup>th</sup> day of August, 2024.

*Dita F. Douglas Gally*  
Assistant Municipal Counselor

*Amey K. Simpson*  
City Clerk

Exhibit "A"

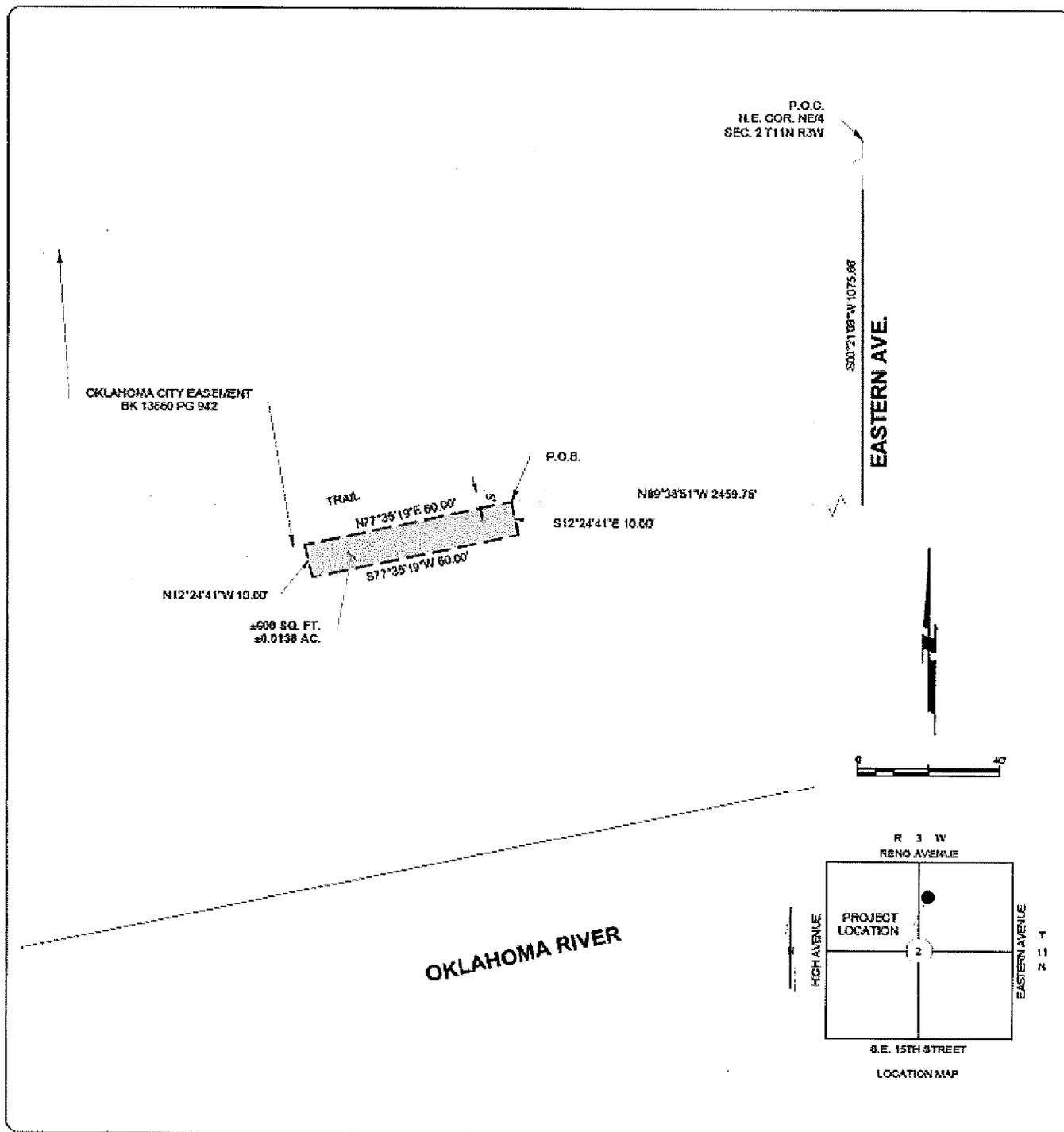
A tract of land being a part of the Northeast Quarter (NE/4) of Section Two (2), Township Eleven (11) North, Range Three (3) West of the Indian Meridian, Oklahoma City, Oklahoma County, Oklahoma, being more particularly described as follows:

Commencing at the Northeast (NE) Corner of said NE/4;  
THENCE South  $00^{\circ}21'09''$  West, along and with the East line of said NE/4, a distance of 1,075.66 feet;  
THENCE North  $89^{\circ}38'51''$  West, departing said East line, a distance of 2,459.75 feet to a point on the South line of an easement recorded in Book 13660, Page 942 (OKC Easement), said point being the POINT OF BEGINNING;  
THENCE South  $12^{\circ}24'41''$  East, a distance of 10.00 feet;  
THENCE South  $77^{\circ}35'19''$  West, parallel with and 10.00 feet South of the South line of said OKC Easement, a distance of 60.00 feet;  
THENCE North  $12^{\circ}24'41''$  West, a distance of 10.00 feet to a point on the South line of said OKC Easement;  
THENCE North  $77^{\circ}35'19''$  East, along and with the South line of said OKC Easement, a distance of 60.00 feet to the POINT OF BEGINNING.

Containing 600 square feet or 0.0138 acres, more or less.

Basis of Bearing: Grid North as established by state plane datum (Oklahoma State Plane North Zone NAD83). All Distances are grid distances in U.S. Survey Feet.

Exhibit "B"



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 XREFS LOADED: 4427030-bdy.dwg, 4427030-tpo.dwg, 1028-OXC-C-1-A10471.dwg

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Proj. No.: 4427039  
 Date: 7-11-24  
 Scale: 1"=40'

**SCULPTURE EASEMENT**  
 OKLAHOMA CITY, OKLAHOMA COUNTY, OKLAHOMA  
**EXHIBIT**

**Johnson & Associates**  
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 Oklahoma City, OK 73154  
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 Licensed Professional Engineer Reg. No. 65,302-001

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