

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING THE ACQUISITION CERTAIN REAL PROPERTY, MORE PARTICULARLY HEREINAFTER DESCRIBED, ALL WITHIN THE CITY OF NORMAN, COUNTY OF CLEVELAND, STATE OF OKLAHOMA, FOR THE PURPOSE OF THE PORTER AVENUE AND ACRES INTERSECTION BOND PROJECT IN THE CITY OF NORMAN; AND DECLARING THE NECESSITY FOR ACQUIRING SAID PROPERTY FOR ROADWAY PURPOSES, AND AUTHORIZING INITIATION OF EMINENT DOMAIN PROCEEDINGS FOR THAT PURPOSE.

- § 1. WHEREAS, On April 2, 2019, City of Norman voted in favor of a \$72 million transportation bond issue, which included nineteen (19) projects; and
- § 2. WHEREAS, the Porter Avenue and Acres Street Intersection Bond Project is one of the first projects to be scheduled for completion within the 2019 Transportation Bond Program; and
- § 3. WHEREAS, the City of Norman has found it necessary to appropriate the hereinafter tracts of land for the above-designated public purpose; and
- § 4. WHEREAS, the City of Norman made a diligent effort, in good faith, to acquire, by purchase, from the owners thereof, the tracts of land hereinafter described and the said owners have refused, and still refuse, to grant and convey to the City of Norman the lands necessary for purpose as aforesaid; and
- § 5. WHEREAS, although negotiations as to value of the parcel(s) to be taken continue, it is necessary to acquire said parcel(s) to construct the public roadway project stated;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA;

- § 6. That the acquisition and appropriation of the hereinafter described real estate is hereby declared necessary for the Porter Avenue and Acres Intersection Bond Project. The property to be acquired is more particularly described in the attached Exhibit "A"; and
- § 7. That the City of Norman has heretofore offered to the owner of said property a fair, just and reasonable price for the purchase of said lands and related damages and that the said offers have been rejected and all negotiations and/or efforts to date to purchase the said real property, by agreement, have failed; and

§ 8. That the City Attorney is hereby authorized and directed to institute eminent domain proceedings for condemnation of the hereinabove described real properties for the public purposes as heretofore stated; and

PASSED AND ADOPTED this 28th day of July, 2020.

Mayor

ATTEST:

Deputy City Clerk

Exhibit A

Parcel 1 - PERMANENT EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

CONSISTING of the East 10.00 feet of Lot 16, Block 20, ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, PAGE 27.

Said parcel containing 1400 square feet or 0.032 acres more or less.

Parcel 1.1 - TEMPORARY CONSTRUCTION EASEMENT

COMMENCING at the Northeast corner of Lot 16 of Block 20 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, PAGE 27;

THENCE $S62^{\circ}22'14''W$ a distance of 10.00 feet along the North Line of said Lot 16 to the POINT OF BEGINNING 1.

THENCE $S62^{\circ}22'14''W$ a distance of 10.00 feet along the North Line of said Lot 16;

THENCE $S27^{\circ}37'46''E$ a distance of 54.06 feet parallel to the East line of said Lot 16;

THENCE $N62^{\circ}22'14''E$ a distance of 10.00 feet parallel the North Line of said Lot 16;

THENCE $N27^{\circ}37'46''W$ a distance of 54.06 feet parallel to the East line of said Lot 16 to the POINT OF BEGINNING 1.

AND

COMMENCING at the Northeast corner of said Lot 16;

THENCE $S62^{\circ}22'14''W$ a distance of 10.00 feet along the North Line of said Lot 16;

THENCE $S27^{\circ}37'46''E$ a distance of 82.06 feet parallel to the East line of said Lot 16 to the POINT OF BEGINNING 2;

THENCE $S62^{\circ}22'14''W$ a distance of 10.00 feet parallel the North Line of said Lot 16;

THENCE $S27^{\circ}37'46''W$ a distance 57.94 feet parallel to the East line of said Lot 16;

THENCE $N62^{\circ}22'14''E$ a distance of 10.00 feet along the South Line of said Lot 16;

THENCE N27°37'46"W a distance of 57.94 feet parallel to the East line of said Lot 16 to the POINT OF BEGINNING 2.

Said parcel containing 1120.00 square feet or 0.026 acres more or less.

Parcel 1.2 – TEMPORARY DRIVEWAY EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

COMMENCING at the Northeast corner of said Lot 16 of Block 20 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, PAGE 27;

THENCE S62°22'14"W a distance of 10.00 feet along the North Line of said Lot 16;

THENCE S27°37'46"E a distance of 54.06 feet parallel to the East line of said Lot 16 POINT OF BEGINNING;

THENCE S27°37'46"E a distance of 28.00 feet parallel to the East line of said Lot 16;

THENCE S62°22'14"W a distance of 10.00 feet parallel to the North line of said Lot 16;

THENCE N27°37'46"W a distance of 28.00 feet parallel to the East line of said Lot 16;

THENCE N62°22'14"E a distance of 10.00 feet parallel to the North line of said Lot 16 to the POINT OF BEGINNING.

Said parcel containing 280.00 square feet or 0.006 acres more or less.

Parcel 2

PERMANENT EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

BEGINNING at the Northeast Corner of Lot 17 of Block 20 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, Page 27;

THENCE S27°37'46"E a distance of 140.00 feet along the East line to the Southeast corner of said Lot 17;

THENCE S62°22'14"W a distance of 11.00 feet along the South line of said Lot 17;

THENCE N27°37'46"W a distance of 116.66 feet parallel to the East line of said Lot 17;

THENCE N53°18'32"W a distance of 11.55 feet;

THENCE N27°37'46"W a distance of 12.93 feet parallel to the East line of said Lot 17 and to a point on the North line of said Lot 17;

THENCE N62°22'14"E a distance of 16.00 feet along the North line of said Lot 17 to the POINT OF BEGINNING.

Said parcel containing 1630.73 square feet or 0.037 acres more or less.

Parcel 2.1 – TEMPORARY CONSTRUCTION EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

COMMENCING at the Northeast corner of Lot 17 of Block 20 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, PAGE 27;

THENCE S62°22'14"W a distance of 16.00 feet along the North line of said Lot 17, to the POINT OF BEGINNING;

THENCE S27°37'46"E a distance of 12.93 feet parallel to the East line of Lot 17;

THENCE S53°18'32"E a distance of 11.55 feet;

THENCE S27°37'46"E a distance of 116.66 feet parallel to the East line of said Lot 17 and to a point on the South line of said Lot 17;

THENCE S62°22'14"W a distance of 9.00 feet along the South line of said Lot 17;

THENCE N27°37'46"W a distance of 140.00 feet parallel to the East line of said Lot 17 to a point on the North line of said Lot 17;

THENCE N62°22'14"E a distance of 4.00 feet along the North line of said Lot 17 to the POINT OF BEGINNING.

Said parcel containing 1169.27 square feet or 0.027 acres more or less.

Parcel 5 – PERMANENT EASEMENT

A parcel of land in the Northeast Quarter of Section 30, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

CONSISTING of the East 7.33 feet of Lot 17 of Block 1 of

J.A. JONES ADDITION, BOOK 1 OF PLATS, PAGE 15.

Said parcel containing 1026.21 square feet or 0.024 acres more or less.

Parcel 5.1 – TEMPORARY CONSTRUCTION EASEMENT

A parcel of land in the Northeast Quarter of Section 30, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

CONSISTING of the West 12.67 feet of the East 20.00 feet of Lot 17 of Block 1 of J.A. JONES ADDITION, BOOK 1 OF PLATS, PAGE 15.

Said parcel containing 1773.65 square feet or 0.041 acres more or less.

Parcel 6 – TEMPORARY CONSTRUCTION EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

BEGINNING at the Southeast Corner of Lot 16 of Block 21 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, Page 27;

THENCE S62°22'14"W a distance of 1.39 feet along the South line of said Lot 16;
THENCE N27°35'48"W a distance of 39.45 feet;

THENCE N62°22'14"E a distance of 1.37 feet parallel to the South line of said Lot 16 and to a point on the East line of said Lot 16;

THENCE S27°37'46"E a distance of 39.45 feet along the East line of said Lot 16 to the POINT OF BEGINNING.

Said parcel containing 54.48 square feet or 0.001 acres more or less.

Parcel 6.1 – TEMPORARY DRIVEWAY EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

COMMENCING at the Southeast Corner of Lot 16 of Block 21 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, Page 27;

THENCE N27°37'46"W a distance of 39.45 feet along the East line of said Lot 16 to the POINT OF BEGINNING;

THENCE N27°37'46"W a distance of 40.55 feet along the East line of said Lot 16;

THENCE S62°22'14"W a distance of 1.35 feet parallel to the South line of said Lot 16;

THENCE S27°35'48"E a distance of 40.55 feet;

THENCE N62°22'14"E a distance of 1.37 feet parallel to the South line of said Lot 16 to the POINT OF BEGINNING.

Said parcel containing 55.08 square feet or 0.001 acres more or less.

Parcel 7 – TEMPORARY CONSTRUCTION EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

BEGINNING at the Northeast Corner of Lot 16 of Block 21 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, Page 27;

THENCE S27°37'46"E a distance of 45.03 feet along the East line of said Lot 16;

THENCE S62°13'04"W a distance of 9.81 feet;

THENCE N27°46'56"W a distance of 30.90 feet;

THENCE S62°13'04"W a distance of 1.50 feet;

THENCE N27°46'56"W a distance of 14.16 feet to a point on the North line of said Lot 16;

THENCE N62°22'14"E a distance of 11.43 feet along the North line of said Lot 16 to the POINT OF BEGINNING.

Said parcel containing 466.00 square feet or 0.011 acres more or less.

Parcel 7.1 – TEMPORARY DRIVEWAY EASEMENT

A parcel of land in the Southwest Quarter of Section 29, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

COMMENCING at the Northeast Corner of Lot 16 of Block 21 of ORIGINAL TOWNSITE OF NORMAN, BOOK 1 OF PLATS, Page 27;

THENCE S27°37'46"E a distance of 45.03 feet along the East line of said Lot 16 to the POINT OF BEGINNING;

THENCE S27°37'46"E a distance of 14.97 feet along the East line of said Lot 16;

THENCE S62°22'14"W a distance of 11.27 feet parallel to the North line of said Lot 16;

THENCE N27°46'56"W a distance of 14.94 feet;

THENCE N62°13'04"E a distance of 11.31 feet to the POINT OF BEGINNING;

Said parcel containing 168.90 square feet or 0.004 acres more or less.

Parcel 10 – TEMPORARY CONSTRUCTION EASEMENT

A parcel of land in the Northeast Quarter of Section 30, Township 9 North, Range 2 West of the Indian Meridian, Cleveland County, Oklahoma being more particularly described as follows:

CONSISTING of the East 20.00 feet of Lot 16 of Block 2 of J.A. JONES ADDITION, BOOK 1 OF PLATS, PAGE 15.

Said parcel containing 2800 square feet or 0.064 acres more or less.