

RESOLUTION NO. 24-__

A RESOLUTION DECLARING THE NECESSITY FOR ACQUIRING AND OWNING REAL PROPERTY, PERMANENT AND TEMPORARY EASEMENTS AND RIGHTS-OF-WAY TO CERTAIN PROPERTY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, FOR THE PURPOSE OF THE WOLF CREEK BRIDGE PROJECT # EN2204; AUTHORIZING AND DIRECTING THE CITY MANAGER TO ATTEMPT TO ACQUIRE SAID PROPERTY BY PURCHASE AND SETTLEMENT OF DAMAGES; AND AUTHORIZING THE CITY ATTORNEY TO ACQUIRE THE PROPERTY BY CONDEMNATION PROCEEDINGS IF IT CANNOT BE PURCHASED.

WHEREAS, the City of Lawton is in the process of acquiring the property needed for the Wolf Creek Bridge Project # EN2204; and

WHEREAS, it is necessary to acquire said real property from the property owners; and

WHEREAS, the descriptions of the property necessary to be acquired by the City for these uses are described in Exhibit "A" which is attached hereto and made a part hereof; and

WHEREAS, it is in the best interest of the City and will promote the health, safety, and welfare of the people of Lawton if such property is acquired and used for the purpose set forth.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Lawton, Oklahoma, that

Section 1. It is deemed necessary and advisable that the City of Lawton acquire the real property described in Exhibit "A" for Parcel 1, 2, 3, 4, and 6, attached hereto, and made a part hereof, needed for the Wolf Creek Bridge Project # EN2204 and other improvements connected therewith.

Section 2. The City Manager or his designated representative is hereby authorized and has attempted to acquire such real property as is necessary by purchase and settlement of damages from the owners and current lease holder thereof.

Section 3. If said real property cannot be purchased by agreement, the City Attorney is hereby authorized and directed to acquire same by condemnation proceedings under the power of eminent domain and to take such further legal steps and proceedings as may, in his judgment, appear to be proper to acquire said ownership, permanent and temporary easements and rights-of-way.

PASSED and APPROVED by the Mayor and Council of the City of Lawton this _____ day of _____, 2024.

Stan Booker, Mayor

ATTEST

Donalynn Blazek-Scherler, City Clerk

APPROVED as to form and legality on behalf of the City of Lawton this _____ day of _____, 2024.

Timothy Wilson, Acting City Attorney

ATTACHMENT "A"

A TRACT OF LAND BEING A PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION TWENTY-FOUR (24), TOWNSHIP ONE (1) NORTH, RANGE TWELVE (12) WEST OF THE INDIAN MERIDIAN, COMANCHE COUNTY, OKLAHOMA. SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER (NE/4) THENCE N 00°07'11" E ALONG THE THE EAST LINE OF SAID NORTHEAST QUARTER (NE/4) A DISTANCE OF 551.02 FEET. THENCE N 89°51'24" W A DISTANCE OF 39.55 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET, SAID POINT BEING THE POINT OF BEGINNING.
THENCE CONTINUING N 89°51'24" W ALONG THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET A DISTANCE OF 60'00 FEET;
THENCE N 00°08'36" E A DISTANCE OF 483.74 FEET;
THENCE N 11°27'16" E A DISTANCE OF 305.94 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET;
THENCE S 00°08'36" W ALONG THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET A DISTANCE OF 783.74 FEET BACK TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 0.87 ACRES (38,026.14 SQ. FT.) AS DESCRIBED, MORE OR LESS

BASIS OF BEARINGS:

GRID NORTH BASED ON NAD 83 OKLAHOMA
STATE PLANE COORDINATE SYSTEM SOUTH ZONE

THIS DESCRIPTION WAS PREPARED BY:

JOSEPH H. FARMER, PLS #1799
FRONTIER LAND SURVEYING, CA #7232

PROJECT NO. EN2204
PARCEL 2
ATTACHMENT "A"

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION NINETEEN (19), TOWNSHIP ONE (1) NORTH, RANGE ELEVEN (11) WEST OF THE INDIAN MERIDIAN, COMANCHE COUNTY, OKLAHOMA. SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER (NW/4) OF SECTION NINETEEN (19), THENCE N 00°07'11" E ALONG THE WEST LINE OF SAID NORTHWEST QUARTER (NW/4) A DISTANCE OF 551.02 FEET. THENCE S 89°51'26" E A DISTANCE OF 60.45 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET, SAID POINT BEING THE POINT OF BEGINNING.
THENCE S 44°51'24" E ALONG THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET A DISTANCE OF 84.85 FEET;
THENCE N 00°08'36" E A DISTANCE OF 739.97 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET;
THENCE N 89°50'57" W ALONG SAID PRESENT RIGHT-OF-WAY A DISTANCE OF 60.00 FEET;
THENCE CONTINUING ALONG SAID PRESENT RIGHT-OF-WAY S 00°08'36" W A DISTANCE OF 679.97 FEET BACK TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 0.98 ACRES (42,598.06 SQ. FT.) AS DESCRIBED, MORE OR LESS

BASIS OF BEARINGS:
GRID NORTH BASED ON NAD 83 OKLAHOMA
STATE PLANE COORDINATE SYSTEM SOUTH ZONE

THIS DESCRIPTION WAS PREPARED BY:
JOSEPH H. FARMER, PLS #1799
FRONTIER LAND SURVEYING, CA #7232

PROJECT NO. EN2204
PARCEL 3
ATTACHMENT "A"

A TRACT OF LAND BEING A PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION TWENTY-FOUR (24), TOWNSHIP ONE (1) NORTH, RANGE TWELVE (12) WEST OF THE INDIAN MERIDIAN, COMANCHE COUNTY, OKLAHOMA. SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER (NE/4) OF SECTION TWENTY-FOUR (24), THENCE N 00°07'11" E ALONG THE EAST LINE OF SAID NORTHEAST QUARTER (NE/4) A DISTANCE OF 88.02 FEET. THENCE N 89°51'24" W A DISTANCE OF 89.74 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY, SAID POINT BEING THE POINT OF BEGINNING.
THENCE CONTINUING N 89°51'24" W ALONG SAID PRESENT RIGHT-OF-WAY OF SW 11TH STREET A DISTANCE OF 10.00 FEET;
THENCE N 00°08'36" E A DISTANCE OF 218.00 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET;
THENCE S 63°17'30" E ALONG SAID PRESENT RIGHT-OF-WAY A DISTANCE OF 11.18 FEET;
THENCE CONTINUING ALONG SAID PRESENT RIGHT-OF-WAY S 00°08'36" W A DISTANCE OF 213.00 FEET BACK TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 0.05 ACRES (2,155.03 SQ. FT.) AS DESCRIBED, MORE OR LESS

BASIS OF BEARINGS:

GRID NORTH BASED ON NAD 83 OKLAHOMA
STATE PLANE COORDINATE SYSTEM SOUTH ZONE

THIS DESCRIPTION WAS PREPARED BY:

JOSEPH H. FARMER, PLS #1799
FRONTIER LAND SURVEYING, CA #7232

PROJECT NO. EN2204
PARCEL 4
ATTACHMENT 'A'

A TRACT OF LAND BEING A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION NINETEEN (19), TOWNSHIP ONE (1) NORTH, RANGE ELEVEN (11) WEST OF THE INDIAN MERIDIAN, COMANCHE COUNTY, OKLAHOMA. SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER (NW/4) OF SECTION NINETEEN (19), THENCE S 89°31'15" E ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER (NW/4) A DISTANCE OF 60.23 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET, SAID POINT BEING THE POINT OF BEGINNING.
THENCE N 00°08'36" E ALONG SAID PRESENT RIGHT-OF-WAY A DISTANCE OF 191.37 FEET;
THENCE CONTINUING ALONG SAID PRESENT RIGHT-OF-WAY S 59°50'54" E A DISTANCE OF 69.29 FEET;
THENCE S 00°08'36" W A DISTANCE OF 157.07 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHWEST QUARTER (NW/4);
THENCE N 89°31'15" W ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER (NW/4) A DISTANCE OF 60.00 FEET BACK TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 0.24 ACRES (10,453.17 SQ. FT.) AS DESCRIBED, MORE OR LESS

BASIS OF BEARINGS:

GRID NORTH BASED ON NAD 83 OKLAHOMA
STATE PLANE COORDINATE SYSTEM SOUTH ZONE

THIS DESCRIPTION WAS PREPARED BY:

JOSEPH H. FARMER, PLS #1799
FRONTIER LAND SURVEYING, CA #7232

A TRACT OF LAND BEING A PART OF THE SOUTHEAST QUARTER (SE/4) OF SECTION TWENTY-FOUR (24), TOWNSHIP ONE (1) NORTH, RANGE TWELVE (12) WEST OF THE INDIAN MERIDIAN, COMANCHE COUNTY, OKLAHOMA. SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE/4) OF SECTION TWENTY-FOUR (24), THENCE N 89°45'30" W ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE/4) A DISTANCE OF 374.40 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET. THENCE S 44°51'24" E ALONG SAID PRESENT RIGHT-OF-WAY A DISTANCE OF 388.38 FEET TO THE POINT OF BEGINNING.

THENCE S 00°08'36" W A DISTANCE OF 191.26 FEET;

THENCE S 18°10'30" E A DISTANCE OF 79.54 FEET;

THENCE S 00°08'36" W A DISTANCE OF 594.73 FEET TO A POINT ON THE PRESENT RIGHT-OF-WAY OF SW 11TH STREET;

THENCE ALONG SAID PRESENT RIGHT-OF-WAY, THE FOLLOWING FIVE (5) COURSES:

1. S 84°08'46" E A DISTANCE OF 35.17 FEET;

2. N 00°08'36" E A DISTANCE OF 161.00 FEET;

3. N 89°51'24" W A DISTANCE OF 10.00 FEET;

4. N 00°08'36" E A DISTANCE OF 654.01 FEET;

5. N 44°51'24" W A DISTANCE OF 70.71 FEET BACK TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 0.63 ACRES (27,649.40 SQ. FT.) AS DESCRIBED, MORE OR LESS

BASIS OF BEARINGS:

GRID NORTH BASED ON NAD 83 OKLAHOMA
STATE PLANE COORDINATE SYSTEM SOUTH ZONE

THIS DESCRIPTION WAS PREPARED BY:

JOSEPH H. FARMER, PLS #1799
FRONTIER LAND SURVEYING, CA #7232