

September 26, 2023

Mr. Tim Tipton
Commissioner of Public Safety
P.O. Box 53004
Oklahoma City, OK 73152-9998

Re: Donation of Land for a New OHP Troop H Headquarters in Clinton, OK

Dear Commissioner Tipton:

For and on behalf of the Clinton Economic Development Authority ["Authority"], a trust of the City of Clinton, please accept this letter, Clinton City Council Resolution No. 964 authorizing this donation and an unexecuted Deed, as confirmation of the Authority's intent to donate the land described in the unexecuted Deed ["Premises"], for the use and benefit of the Department of Public Safety and its Oklahoma Highway Patrol Division.

This donation is subject to being accepted by the Governor and the deed contains a right of reversion to the Authority and its successors and assigns in the event either the OHP Troop headquarters is not built on the Premises, or the Premises ceases to be used as an Oklahoma Highway Patrol facility. Said deed is to be executed and filed of record only after acceptance of same by the Governor of the State of Oklahoma.

The estimated value of this donation of land to the State of Oklahoma is \$

_____.

Sincerely,

Kenneth L. Baker,
Chairman, Clinton Economic Development Authority,
an Oklahoma Municipal Trust

DEED

THIS DEED is made this ____ day of September 2023, between **THE CLINTON ECONOMIC DEVELOPMENT AUTHORITY** “Grantor” and the **STATE OF OKLAHOMA, EX REL., DEPARTMENT OF PUBLIC SAFETY, an Oklahoma state agency**, “Grantee,” P.O. Box 53004, Oklahoma City, OK 73152-9998.

The Grantor, in consideration of the sum of TEN and NO/100th DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, does hereby grant, bargain, sell, and convey to the Grantee and the Grantee’s successors and assigns for the use and benefit of the Oklahoma Department of Public Safety, all of the following described real estate, situated in Custer County, State of Oklahoma, to-wit:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24, Block 29 Original Townsite of Clinton, Custer County, Oklahoma, according to the recorded plat thereof, [“Property herein]

The Grantor, having determined that said property is unnecessary for any current City of Clinton purpose and in accordance with Grantor’s powers and duties set forth in both its trust document and the laws of the State of Oklahoma, does hereby grant, bargain, sell and convey the aforesaid described Property to the State of Oklahoma, *ex rel* Department of Public Safety, for the use and benefit of the Department of Public Safety and its Oklahoma Highway Patrol Division; however, at such time as the Grantee fails to construct, operate and maintain or ceases to construct, operate and maintain an Oklahoma Highway Patrol Troop Headquarters on said Property, the ownership of said Property shall revert to Grantor and its successors and assigns,

together with all the improvements and appurtenances on the premises, LESS AND EXCEPT any interest in and to oil, gas and other minerals in and under the aforesaid real estate, and SUBJECT TO easements, rights-of-way, restrictive covenants and zoning ordinances.

TO HAVE AND HOLD the described premises to the Grantee, the Grantee’s successors and assigns for so long as said premises is used as an Oklahoma Highway Patrol facility, free and discharged of all former grants, charges, taxes, judgments, mortgages, and other liens and encumbrances of whatsoever nature or kind.

Executed and delivered on the day and year first above written.

No consideration – no revenue stamps required.

THE CLINTON ECONOMIC DEVELOPMENT AUTHORITY, a
municipal trust

By: _____
Kenneth L. Baker, Chairman

ACKNOWLEDGMENT

State of Oklahoma)
)
County of Custer) ss:

Before me, the undersigned, a Notary Public in and for this state, on this ____ day of _____, 2023, personally appeared Robert Johnston, Trustee of THE CLINTON ECONOMIC DEVELOPMENT AUTHORITY, a municipal trust, to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same for and on behalf of THE CLINTON ECONOMIC DEVELOPMENT AUTHORITY, as his free and voluntary act and deed, and the free and voluntarily act and deed of the Authority, for the uses and purposes therein set forth.

My Commission #: _____
My Commission Expires: _____

Notary Public

RESOLUTION NO. 964

**A RESOLUTION OF THE CLINTON CITY COUNCIL
AUTHORIZING CONVEYANCE OF REAL PROPERTY TO THE
STATE OF OKLAHOMA FOR OKLAHOMA HIGHWAY PATROL
TROOP HEADQUARTERS**

WHEREAS, the Oklahoma Highway Patrol [“OHP”] is a division of the Oklahoma Department of Public Safety [“DPS”], an Oklahoma state agency, and DPS desires to build a new OHP Troop headquarters in Clinton, Oklahoma, replacing the current headquarters; and,

WHEREAS, The Clinton Economic Development Authority [“CEDA”], a municipal trust is the record owner of the following described real property:

The Surface only of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24, Block 29, Original Townsite of Clinton, Custer County, Oklahoma, according to the recorded plat thereof [“Premises” hereinafter]; and,

WHEREAS, the real property upon which DPS desires to build said OHP facility is the aforesaid Premises, and said Premises is owned of record by CEDA whose beneficiary is the City of Clinton, a municipal corporation; and,

WHEREAS, CEDA, having advised its beneficiary, the City of Clinton, that CEDA has determined such a donation of CEDA Premises as authorized hereinafter, is a public benefit to not only the residents and citizens of Clinton, but also to the State of Oklahoma [“State”] as a whole, and therefore CEDA desires to donate said Premises to the State for the use and benefit of DPS and for the purposes of DPS constructing, operating and maintaining an OHP Troop headquarters at said location, and to effect said donation by way of transfer of Premises’ title by Quit Claim Deed to State with the foregoing usage limitations and a right of reverter in favor of CEDA and its successors and assigns in the event said Premises is never so used or ceases to be so used by the State; and,

WHEREAS, the Clinton City Council also has determined that the use of said Premises by DPS and OHP for public safety and law enforcement services will be a beneficial public purpose for the City of Clinton, its residents and citizens, and furthermore said Premises is currently not needed by the City of Clinton for any governmental or public use purpose of the City, and therefore the City Council of the City of Clinton advances this Resolution as beneficiary of CEDA to evidence the City of Clinton’s support and authorization of CEDA donating the Premises described herein to the State as aforesaid; and,

WHEREAS, before a gift to the State agency can be effected, the Governor of the State must accept the donation;

NOW, THEREFORE, BE IT RESOLVED BY THE CLINTON CITY COUNCIL that said Council having determined that said Premises is unnecessary for any current City of Clinton purpose does hereby support and authorize, upon acceptance by the Governor of this donation to the State of Oklahoma, the conveyance of said Premises to the State of Oklahoma for the use by the Oklahoma Department of Public Safety and its Oklahoma Highway Patrol Division for the public purposes of construction, operation and maintenance of an Oklahoma Highway Patrol Troop Headquarters, provided that at such time as it is determined said Premises will not be so used or ceases to be used as an Oklahoma Highway Patrol Troop Headquarters, said Premises shall revert to ownership by The Clinton Economic Development Authority, a municipal trust, and its successors and assigns.

Adopted this 19 day of September 2023.



City of Clinton, Oklahoma

David D. Berrong
David D. Berrong, Mayor

Amy E. Jones
Amy E. Jones, City Clerk

Ryan Meacham
Ryan Meacham, Attorney