

**UTILITY EASEMENT
CORPORATE or PARTNERSHIP**

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, BA Brown, LLC by Kelley Rash its
Managing Member, the Owner(s), of the legal and equitable title to the following described
real estate situated in Wagoner County, State of Oklahoma, "Grantor," in consideration of the sum of
One Dollar (\$1.00), cash in hand, receipt of which is acknowledged, do hereby assign, grant and convey to the
City of Broken Arrow, Tulsa County, Oklahoma, a municipal corporation, its successors and assigns,
"Grantee" an easement and right of way over and across the following described real property and
premises, situated in Wagoner County, State of Oklahoma, to wit:

See Exhibit "A"

with right of ingress and egress to and from the same, for the purpose of constructing, maintaining, operating,
and replacing utility lines and appurtenances.

Grantor agrees not to build or construct any building or buildings upon the Permanent Easement area.
However, Grantor expressly reserves the right to build and construct sidewalks, streets and driveways, water
mains, gas lines, electrical lines, and other public service facilities across said premises herein described.

There is further granted the right to remove any tree or parts of trees, which in the judgment of the Grantee
may interfere with the construction of the applicable utilities.

TO HAVE AND TO HOLD such easement and right-of-way unto the City of Broken Arrow, Oklahoma its
successors and assigns, forever.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed this _____ day of
_____ 20 ____

BA Brown, LLC

Kelley Rash, Managing Member

State of Oklahoma)
) ss.
County of _____)

Before me, the undersigned, a Notary Public within and for said County and State, on this _____ day of _
_____, 20____, personally appeared _____ for BA Brown, LLC
to me known to be the identical person(s) who executed the within and foregoing instrument as its
Managing Member and as the free and voluntary act and deed of such corporation for the uses
and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last
above written.

My Commission expires: _____

Notary Public

Approved as to Form:

Approved as to Substance:

Asst. City Attorney

City Manager

Engineer: _____ checked: _____
Project: