

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **THE LESLIE F & PATRICIA G HEISTERBERG FAMILY TRUST**, the owner(s), of the legal and equitable title to the following described real estate, "Grantor," in consideration of the sum of One Dollar (\$1.00), cash in hand paid by the City of Broken Arrow, Oklahoma and other good and valuable considerations, receipt of which is hereby acknowledged, do hereby assign(s), grant(s) and convey(s) 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 TULSA 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, 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 City may interfere with the construction of the applicable utilities.

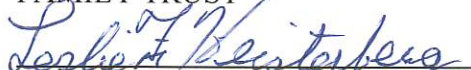
PROVIDED, that the said Grantor, his/her heirs, executors, administrators and assigns, shall fully use and enjoy the said premises except as may be necessary for the purposes herein granted to the City, its successors or assigns.

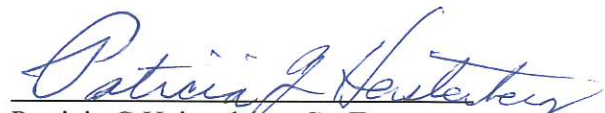
TO HAVE AND TO HOLD such easement and right of way unto the City of Broken Arrow, Oklahoma, its successors and assigns forever.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed this 12 day of February, 2024.

Return to:
City of Broken Arrow
City Clerk
PO Box 610
Broken Arrow, OK 74013

THE LESLIE F & PATRICIA G HEISTERBERG
FAMILY TRUST


Leslie F Heisterberg, Co-Trustee


Patricia G Heisterberg, Co-Trustee

STATE OF OKLAHOMA)
COUNTY OF LOGANS) §


BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 12 day of February 2024, personally appeared Leslie and Patricia Heisterberg, to me known to be the identical person(s) who executed the within and foregoing instrument in writing and acknowledged to me that he (she) executed the same as his (her) free and voluntary act and deed, and as the free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last written above.



Walter Riddle-Hodges
NOTARY PUBLIC

Approved as to Form:
CITY of Broken Arrow, Oklahoma,
A municipal corporation


Assistant City Attorney

Approved as to Substance:
CITY of Broken Arrow, Oklahoma,
A municipal corporation

Michael L. Spurgeon, City Manager

Attest:

Engineer [Signature] Checked: 3/13/24
Project: Melinda Park Sewer Improvement S.23030 Parcel No. 7

City Clerk



0 10 20

Scale 1 Inch / 20 Feet

Bearings based on the platted lines of
"MELINDA PARK" Plat #3220, Tulsa County

PERMANENT EASEMENT

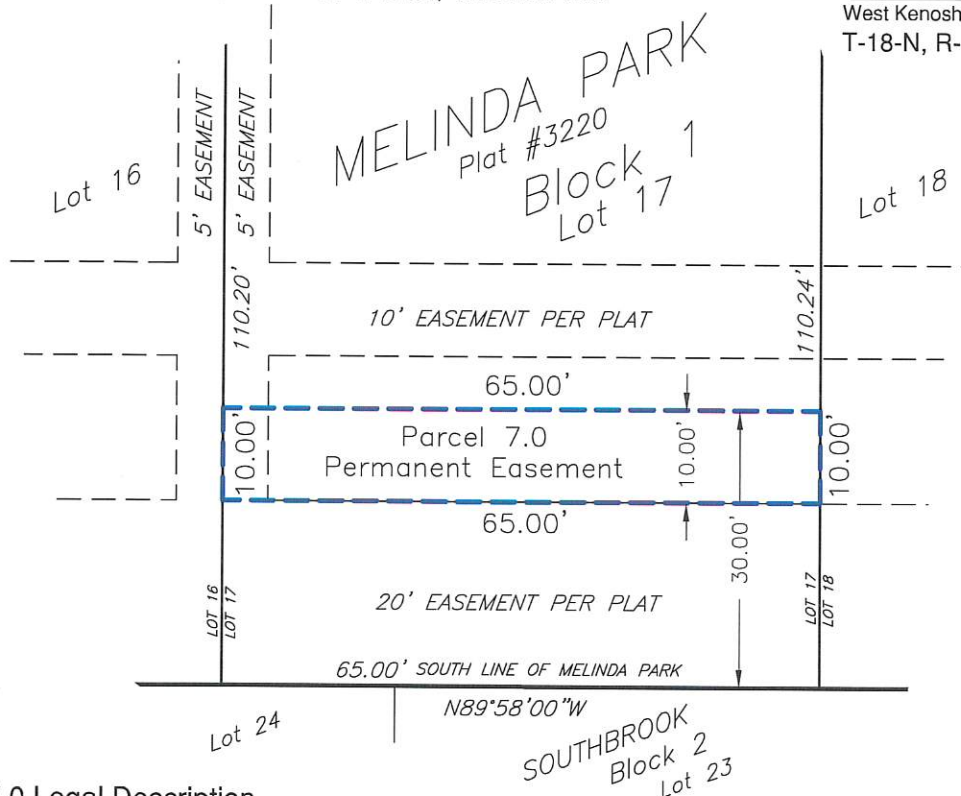
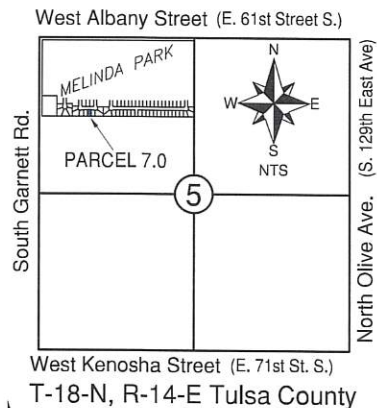
Parcel: 7.0

Parcel #83675-84-05-06610

11518 E 64 ST S

HEISTERBERG, LESLIE F & PATRICIA G TRUST

LT 17 BLK 1, "MELINDA PARK"



Parcel 7.0 Legal Description

A Tract of Land that is the North 10.00 feet of the South 30.00 feet of Lot Seventeen (17) of Block One (1), "MELINDA PARK" an addition to the City of Broken Arrow, Oklahoma, filed as Plat #3220 at the office of the Tulsa County Clerk.

Gross area within Lot, 650 Square Feet or 0.0149 Acres

Net area without existing easement, 600 Square Feet or 0.0138 Acres

This legal description meets the minimum technical standards
for legal descriptions in the State of Oklahoma.

Prepared by Russell M. Muzika, Oklahoma PLS No. 1603

Russell M. Muzika
Okla. PLS No. 1603
GEODECA LLC

2023.12.21 16:29:54 -06'00'



Exhibit A



GEODECA LLC
P.O.Box 33012, Tulsa, Ok. 74153
918 949 4064
CA # 5524 exp 6/30/2024

HEISTERBERG, LESLIE F & PATRICIA G TRUST	
11518 East 64th Street South	PERMANENT EASEMENT
Lot 17, Block 1, "MELINDA PARK"	Parcel: 7.0
Gross Area: 650 Sq.Ft. or 0.0149 Acres	Revision: 0
Net Area: 600 Sq. Ft. or 0.0138 Acres	Date: December 21st, 2023