

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Jason L. Whitacre & Adrienne R. Whitacre the owner(s), of the legal and 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, receipt of which is hereby acknowledged, do(es) 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: The West 11 feet of Lot 1, Block 65, ORIGINAL TOWN OF BROKEN ARROW and the West 11 feet of the North 70 feet of lot 12, Block 11, HOMESTEAD ADDITION to the Town of Broken Arrow, all in Tulsa County, State of Oklahoma. with right of ingress and egress to and from the same, for the purpose of constructing, operating, and replacing utility lines and appurtenances.

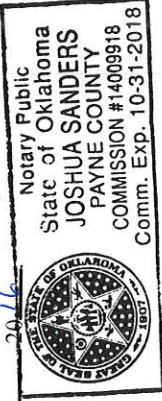
Grantor agrees not to build or construct any building or buildings upon the permanent easement area. However, Grantor expressly reserves the right to build and construct sidewalks, streets and driveways, water mains, gas lines, electrical lines and other public service facilities across said premises 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 4 day of August 2016



Signature of Notary Public: Adrienne Whitacre

State of Oklahoma)
County of Tulsa) ss.

Before me, the undersigned, a Notary Public within and for said County and State, on this 4 day of August 2016, personally appeared Jason & Adrienne Whitacre to me known to be the identical person(s) who executed the within and foregoing instrument as the free and voluntary act and deed of such person 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: 10-31-18

Signature of Notary Public

Approved as to Form: Approved as to Substance:

Asst. City Attorney City Manager

Engineer: checked: Project:

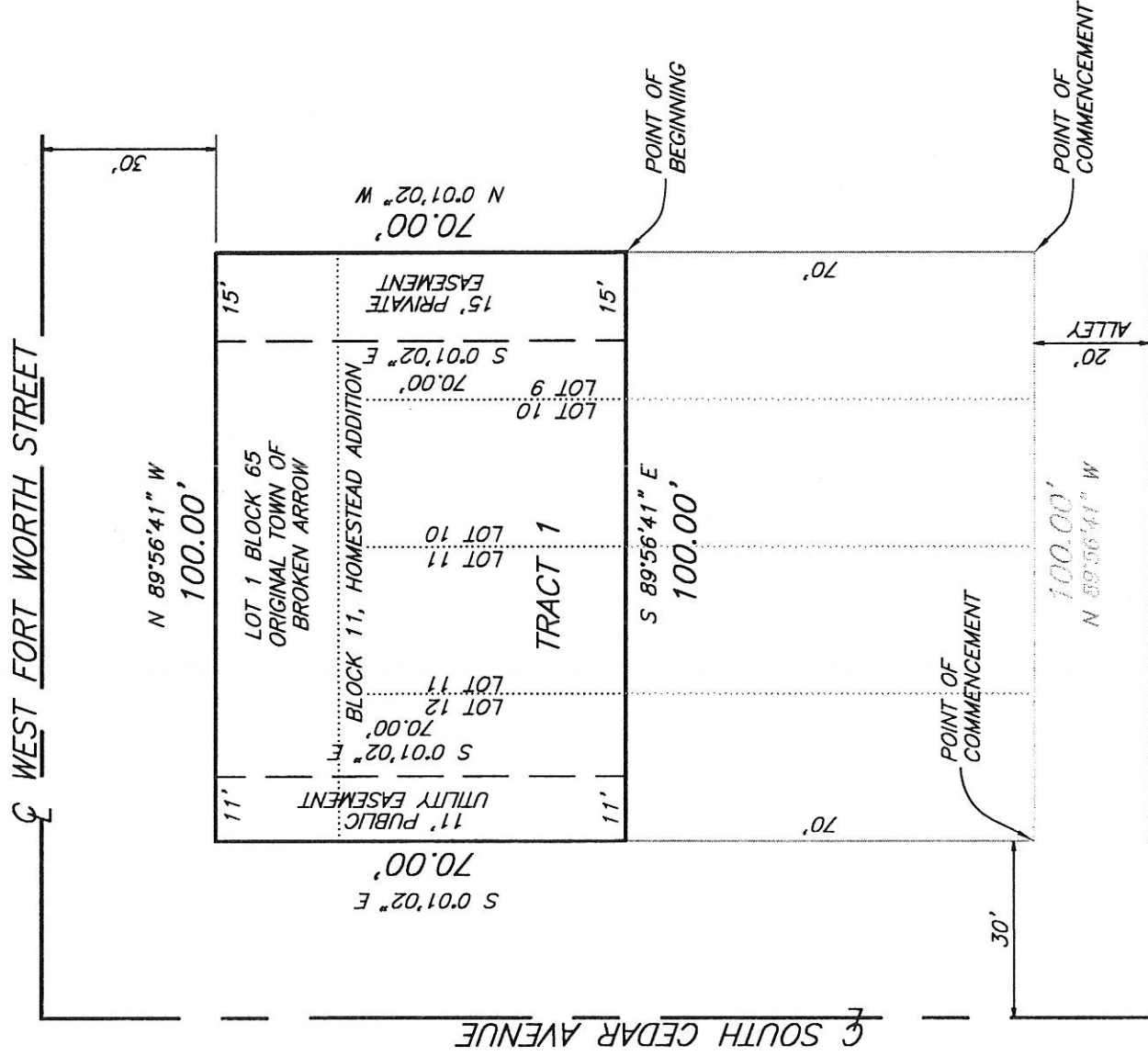


1" = 30'

WHITE SURVEYING COMPANY
• 9936 EAST 55TH PLACE TULSA, OKLAHOMA 74146 • (918) 663-6924

UTILITY EASEMENT EXHIBIT

LOTS 9 THRU 12, BLOCK 11, HOMESTEAD ADDITION AND PART OF LOT 1, BLOCK 65, ORIGINAL TOWN OF BROKEN ARROW, TULSA COUNTY, STATE OF OKLAHOMA.



15' PRIVATE UTILITY EASEMENT LEGAL DESCRIPTION


A 15.00 FOOT WIDE STRIP OF LAND BEING A PART OF LOT NINE (9), BLOCK ELEVEN (11), HOMESTEAD ADDITION, AND PART OF THE WEST 100 FEET OF LOT ONE (1), BLOCK SIXTY-FIVE (65), ORIGINAL TOWN OF BROKEN ARROW, AN ADDITION IN TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF, SAID STRIP OF LAND BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 9; THENCE NORTH 00°01'02" EAST ALONG THE EAST LINE OF SAID LOT 9 FOR 70.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00°01'02" WEST FOR 70.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 1; THENCE NORTH 89°56'41" WEST ALONG THE NORTH LINE OF SAID LOT 1 FOR 15.00 FEET; THENCE SOUTH 00°01'02" EAST FOR 70.00 FEET; THENCE SOUTH 89°56'41" EAST FOR 15.00 FEET TO THE POINT OF BEGINNING.

11' PUBLIC UTILITY EASEMENT LEGAL DESCRIPTION

A 15.00 FOOT WIDE STRIP OF LAND BEING A PART OF LOT TWELVE (12), BLOCK ELEVEN (11), HOMESTEAD ADDITION, AND PART OF THE WEST 100 FEET OF LOT ONE (1), BLOCK SIXTY-FIVE (65), ORIGINAL TOWN OF BROKEN ARROW, AN ADDITION IN TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF, SAID STRIP OF LAND BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 12; THENCE NORTH 00°01'02" WEST ALONG THE WEST LINE OF SAID LOT 12 FOR 70.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00°01'02" WEST FOR 70.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 1; THENCE SOUTH 89°56'41" EAST ALONG THE NORTH LINE OF SAID LOT 1 FOR 11.00 FEET; THENCE SOUTH 00°01'02" EAST FOR 70.00 FEET; THENCE NORTH 89°56'41" WEST FOR 11.00 FEET TO THE POINT OF BEGINNING.



WHITE SURVEYING COMPANY
CERTIFICATE OF AUTHORIZATION
NO. CA1098
(RENEWAL 6/30/2015)

BY:  DATE: 8/2/16

REGISTERED PROFESSIONAL LAND SURVEYOR OKLAHOMA NO. 1052