

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, WILLIAM PAUL SOMMER REVOCABLE TRUST, the owner(s), of the legal and equitable title to the following described real estate, "Grantor," in consideration of the sum of Six thousand four hundred eighty one dollars and 28/100 (\$6,481.28), 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 14th day of January, 2019.

WILLIAM PAUL SOMMER-REVOCABLE TRUST


MICHAEL S SOMMER, TRUSTEE


State of Oklahoma)
County of Delaware) §

Before me, the undersigned, a Notary Public within and for said County and State, on this 2nd day of January, 2019, personally appeared MICHAEL S SOMMER, to me known to be the identical person(s) who executed the within and foregoing instrument and acknowledged to me that they executed the same as a free and voluntary act and deed for the 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.




KAREN L. PAX
Notary Public
Wagoner County
State of Oklahoma
Commission # 01003514
Expires: April 11, 2021



Notary Public

Approved as to Form:

Approved as to Substance:


Assistant City Attorney

Michael L. Spurgeon, City Manager

Attest:

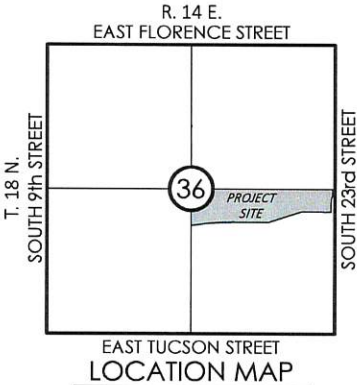
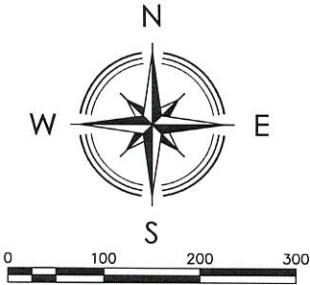
City Clerk

Engineer: WBC checked: 1/22/19
Project: County Line Trunk Sewer Replacement #S.1609, Parcel 13.0

EXHIBIT "A"
PERMANENT EASEMENT

OWNER:
Michael S. & W. Paul Sommer, Revocable Trust
PROPERTY ID:
98436-84-36-48610
PROPERTY ADDRESS:
8615 S. 74th E. AVE.

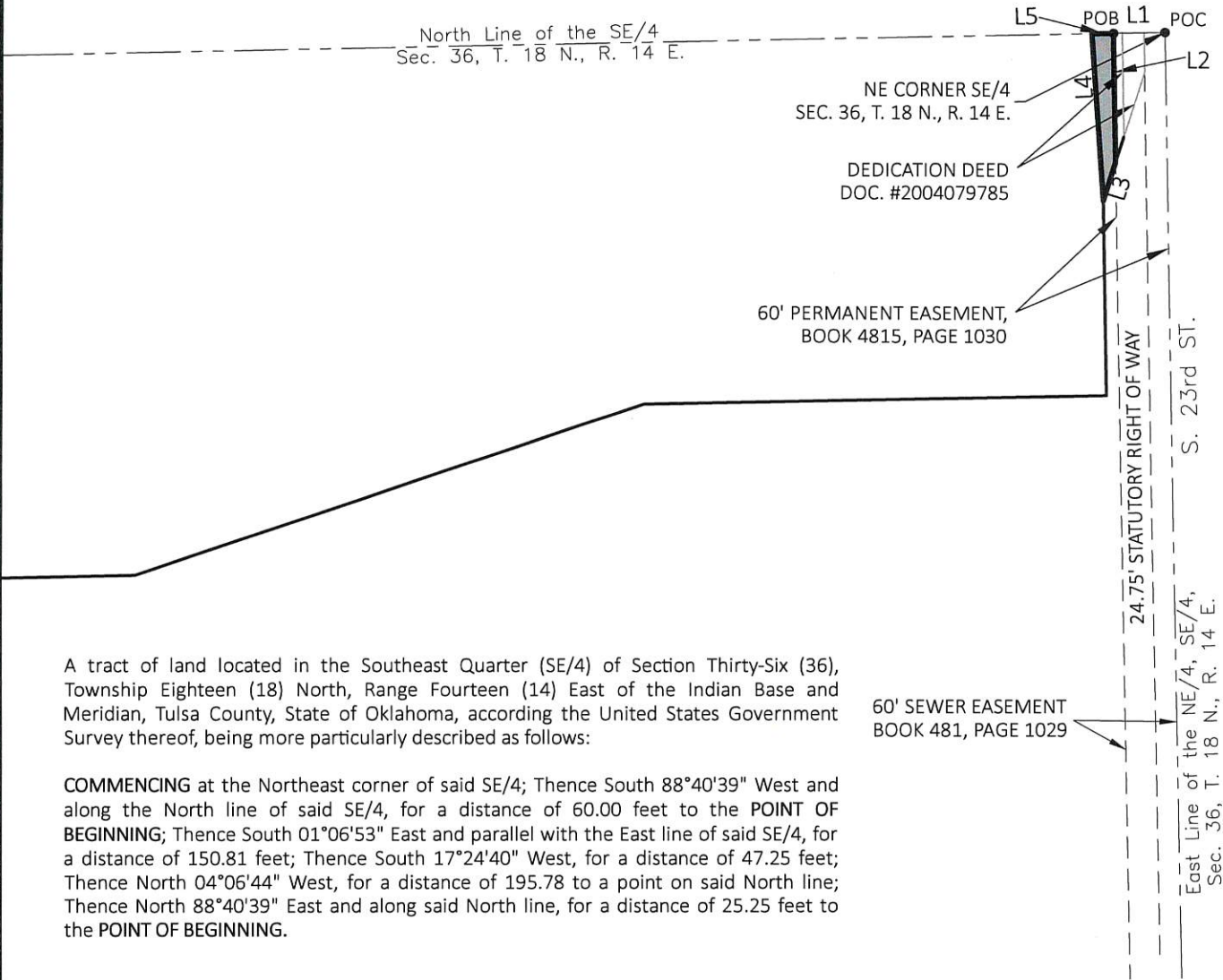
STATEMENT OF BEARINGS:
Basis of Bearings: Oklahoma State Plane Coordinate System,
North Zone, 3501, NAD 83 (1993)



LEGEND

POB POINT OF BEGINNING
POC POINT OF COMMENCEMENT
Permanent Easement
17,645.00 s.f. or 0.41 acres, more or less

LINE	BEARING	DISTANCE
L1	S 88°40'39" W	60.00'
L2	S 01°06'53" E	150.81'
L3	S 17°24'40" W	47.25'
L4	N 04°06'44" W	195.78'
L5	N 88°40'39" E	25.25'



A tract of land located in the Southeast Quarter (SE/4) of Section Thirty-Six (36), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, according to the United States Government Survey thereof, being more particularly described as follows:

COMMENCING at the Northeast corner of said SE/4; Thence South 88°40'39" West and along the North line of said SE/4, for a distance of 60.00 feet to the POINT OF BEGINNING; Thence South 01°06'53" East and parallel with the East line of said SE/4, for a distance of 150.81 feet; Thence South 17°24'40" West, for a distance of 47.25 feet; Thence North 04°06'44" West, for a distance of 195.78 to a point on said North line; Thence North 88°40'39" East and along said North line, for a distance of 25.25 feet to the POINT OF BEGINNING.

Nathanial J. Reed REED
Oklahoma P.L.S. #1744744
Date 6.1.18



HARDEN & ASSOCIATES
SURVEYING AND MAPPING, PC
5807 South Garnett Road, Suite K, (918) 234-4859 Office
Tulsa, Oklahoma 74146 (918) 839-5552 Fax
Certificate of Authorization No. 4656 Expires June 30, 2019

PARCEL: PERMANENT ESMT.	PROJECT No.: 161027
DRAWING: PARCEL 13.0	DATE: MAY 2018
REVISION: JUNE 2018	DRAWN: JLN
	SCALE: 1:200'
	CHECKED: NJR
	SHEET NO.: 1 OF 1