



Tulsa County Clerk - Michael Willis

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Receipt # 19-35512

Fee: \$ 17.00

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RECEIVED

City of Broken Arrow

City Clerk

PO Box 610

Broken Arrow, OK 74013

CORRECTED UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, CATHLEEN DOYLE, an unmarried person, the owner of the legal and equitable title to the following described real estate situated in the City of Broken Arrow, Tulsa County, State of Oklahoma, hereinafter referred to as "Grantor," for the consideration of the sum of One Dollar (\$1.00) received, the receipt of which is hereby acknowledged, does hereby grant, convey, and dedicate to the CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation, Tulsa County, State of Oklahoma, hereinafter referred to as "Grantee," its successors and assigns, 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"

EXEMPT FROM DOCUMENTARY STAMPS PURSUANT TO 68 O.S. 3202 (11)

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

This corrected utility easement amends the legal description included as Exhibit "A" in Document Number 2019054448, recorded in Tulsa County on June 20, 2019. Since the filing of the utility easement, it was determined that the legal description given was for the entire property when it should have been for the north and west 17.50 feet of the property. The corrected legal description is attached as Exhibit "A".

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 serve facilities across said premises herein described.

There is further granted the right to remove any tree or parts of trees, which in the judgement of the City may interfere with 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, said Cathleen Doyle has hereunto set her hand this 2nd day of July, 2019.

By: Cathleen Doyle
Cathleen Doyle

State of Oklahoma)
)§
County of Tulsa)

Before me, the undersigned Notary Public, in and for said County and State, on this 2nd day of July, 2019 personally appeared Cathleen Doyle, known to me 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 and voluntary act and deed 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 written above.



Sarah McDaniel
Notary Public

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

L. Enoff
Assistant City Attorney

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

Michael L. Spurgeon
Michael L. Spurgeon, City Manager

Attest:

[Signature]
City Clerk

Engineer JD Checked: 7-2-19
Project: Utility Easement: Section 24, T18N, R14E Doyle Property



EXHIBIT "A"

THE NORTH AND WEST 17.50 FEET OF THE FOLLOWING DESCRIBED TRACT OF LAND SITUATED IN THE NE/4 SE/4 OF SECTION 24, T18N, R14E OF THE I.B.&M., TULSA COUNTY, STATE OF OKLAHOMA, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: COMMENCING AT THE SE CORNER OF THE NE/4 SE/4 OF SECTION 24, THENCE N1°19'26"W ALONG THE EAST LINE OF SECTION 24 A DISTANCE OF (354.59 FEET DEED, 355.50 FEET MEASURED); THENCE S88°35'25"W A DISTANCE OF (754.09 FEET DEED, 755.43 FEET MEASURED); THENCE N1°14'30"W A DISTANCE OF 238.87 FEET TO THE POINT OF BEGINNING; THENCE S88°35'25"W A DISTANCE OF 364.71 FEET; THENCE N1°14'30"W A DISTANCE OF 370.72 FEET; THENCE N88°41'14"E A DISTANCE OF (364.98 FEET DEED, 364.71 FEET MEASURED); THENCE S1°14'30"E A DISTANCE OF 370.10 FEET TO THE POINT OF BEGINNING.