

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, the OKLAHOMA TURNPIKE AUTHORITY, a body corporate and politic of the State of Oklahoma, 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(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:

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 22nd day of September, 2015.

OKLAHOMA TURNPIKE AUTHORITY, a body corporate and politic of the State of Oklahoma

By: Tim Stewart
Tim Stewart, Director

By: Albert C Kelly
Chairman

State of Oklahoma)
) ss.
County of OKLAHOMA

Before me, the undersigned, a Notary Public within and for said County and State, on this 22 day of September, 2015, personally appeared ALBERT C. KELLY, as Chairman of the Oklahoma Turnpike Authority, a body corporate and politic, on behalf of such body, and TIM STEWART, as Director of the Oklahoma Turnpike Authority, a body corporate and politic, on behalf of such body, 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 their 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.

My Commission expires: 4/10/2018

Jerry Johnson
Notary Public



Approved as to Form:
Drewn [Signature]

Approved as to Substance:

Asst. City Attorney

City Manager

Engineer: [Signature] checked: 10/26/15

Project: Aspen Creek Relief Line Sanitary Sewer Improvements #S.1307-3A

9/22/15
or
OTA began
control
to loan
Item #104
4/20/15

Date Written: December 3, 2013

PERMANENT EASEMENT


A tract of land located in the West one half (W1/2) of the Southeast one quarter (SE1/4) of Section 33, Township 18 North, Range 14 East of the I.B. & M., Tulsa County, Oklahoma, more particularly described as follows:

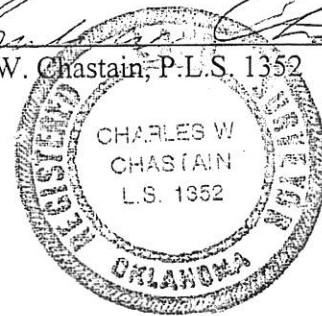
Commencing at a brass monument being the Southeast corner of said SE1/4, thence S88°41'05"W along the South line thereof 1,349.95 feet; thence N01°18'55"W 1,832.20 feet to the Point of Beginning, said point being on the Northerly right-of-way line of the Creek Turnpike; thence N88°39'52"W along said Northerly right-of-way line 18.07 feet; thence N15°48'53"E 156.02 feet to the East line of said W1/2 SE1/4; thence S01°16'43"E along said East line 59.54 feet; thence S15°48'53"W 94.59 feet to the Point of Beginning. Containing 2,192.81 square feet or 0.05 acres of Permanent Easement. Bearings based on Oklahoma State Plane Coordinate System, North Zone.

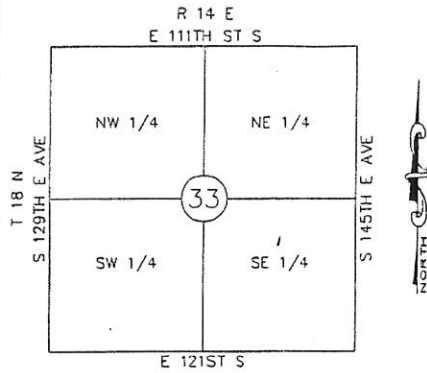
Real Property Certification

I, Charles W. Chastain, P.L.S., Holloway, Updike and Bellen, Inc., certify that the attached Permanent Easement closes in accord with existing records, is a true representation of the real property as described, and meets the minimum technical standards for land surveying of the State of Oklahoma.

12-16-13
Date


Charles W. Chastain, P.L.S. 1352





JOB NUMBER: 13BAASPENSWR
 PARCEL NO. 3A
 COUNTY: TULSA COUNTY

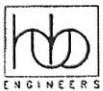
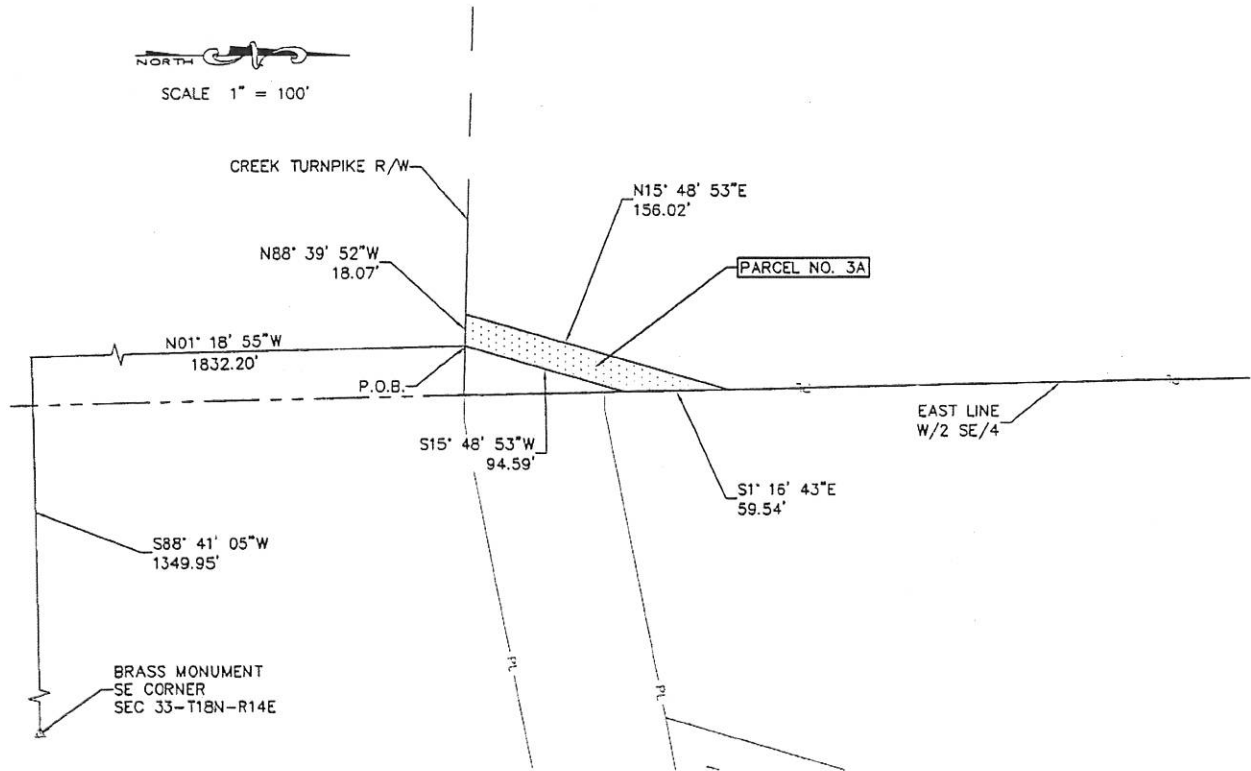
LEGAL DESCRIPTION OF RECORD:
 SECTION 33 TOWNSHIP 18N RANGE 14E

PERMANENT EASEMENT - 2,192.81 S.F.

LEGEND
 PERMANENT EASEMENT
 - - - - RECORDED DISTANCES

Charles W. Chastain
 CHARLES W. CHASTAIN, OK L.S. #1352
 12-16-13

BASIS OF BEARING - STATE PLANE COORDINATE SYSTEM (NAD 93)



HOLLOWAY, UPDIKE AND BELLEN INC.
 905-A SOUTH 9TH STREET, BROKEN ARROW, OK
 918-251-0717, FAX 918-251-0754
 CA #219, EXPIRES 06/30/15

TITLE:	SANITARY SEWER IMPROVEMENTS ASPEN CREEK RELIEF LINE		
PROJECT:	13BAASPENSWR		
OWNER:	OKLAHOMA TURNPIKE AUTHORITY CREEK NATION TURNPIKE		
DATE:	---	REVISION:	

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, OKLAHOMA TURNPIKE AUTHORITY, a body corporate and politic of the State of Oklahoma, the Owner(s), of the legal and equitable title to the following described real estate situated in TULSA County, State of Oklahoma, for and 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 are hereby acknowledged, do(es) hereby grant and convey unto the said City of Broken Arrow, County of Tulsa, State of Oklahoma, a temporary easement, through, over, and under, and across the following described property, situated in said County, to-wit:

SEE EXHIBIT "A"

for a period of not more than 12 months from the date of the start of construction. This grant of temporary right to use and occupy is given for the purpose of permitting the City of Broken Arrow, its employees, representatives, agents, and/or persons under contract with it, to use said described property for construction of a 15-18 inch gravity flow waterline for the Aspen Creek Relief Line project.

That the Owner(s) agree that this temporary construction easement shall be binding upon their heirs, executors, administrators and personal representatives during the term hereof and further agree that in the event the premises covered by this temporary construction easement are sold, assigned or conveyed, that the purchaser or grantee thereof will be advised of the existence of this temporary grant and that said sale during said term shall be made subject to the rights herein given.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed this 22nd day of September, 2015.

OKLAHOMA TURNPIKE AUTHORITY, a body corporate and politic of the state of Oklahoma. Tim Stewart, Director. Robert C Keely, Chairman.

Handwritten notes: to be OK General Counsel Approved as to form Item #104 4/20/15

State of Oklahoma) County of OKLAHOMA ss.

Before me, the undersigned, a Notary Public within and for said County and State, on this 22nd day of September, 2015, personally appeared TIM STEWART, as Director of the OKLAHOMA TURNPIKE AUTHORITY, a body corporate and politic of the State of Oklahoma, 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 above written.

My Commission expires: 4/10/2018

Notary Public signature and seal for Jenny Johnson, Notary Public, State of Oklahoma, #02004070, Exp. 04/10/18.

Approved as to Form: Asst. City Attorney signature

Approved as to Substance: City Manager signature

Engineer: [Signature] checked: 10/06/15 Project: Sanitary Sewer Improvements Aspen Creek Relief Line # S.1307

Date Written: December 3, 2013

TEMPORARY EASEMENT



A tract of land located in the West one half (W1/2) of the Southeast one quarter (SE1/4) of Section 33, Township 18 North, Range 14 East of the I.B. & M., Tulsa County, Oklahoma, more particularly described as follows:

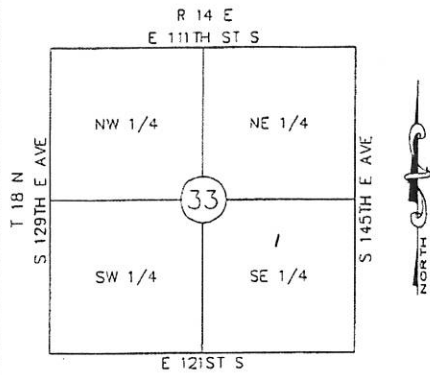
Commencing at a brass monument being the Southeast corner of said SE1/4, thence S88°41'05"W along the South line thereof 1,368.00 feet; thence N01°18'55"W 1,833.04 feet to the Point of Beginning, said point being on the Northerly right-of-way line of the Creek Turnpike; thence N88°39'52"W along said Northerly right-of-way line 15.49 feet; thence N15°48'53"E 208.67 feet to the East line of said W1/2 SE1/4; thence S01°16'43"E along said East line 51.03 feet; thence S15°48'53"W 156.02 feet to the Point of Beginning. Containing 2,735.15 square feet or 0.06 acres of Temporary Easement. Bearings based on Oklahoma State Plane Coordinate System, North Zone.

Real Property Certification

I, Charles W. Chastain, P.L.S., Holloway, Updike and Bellen, Inc., certify that the attached Temporary Easement closes in accord with existing records, is a true representation of the real property as described, and meets the minimum technical standards for land surveying of the State of Oklahoma.

12-16-13
Date


Charles W. Chastain, P.L.S. 1352




JOB NUMBER: 13BAASPENSWR
 PARCEL NO. 3.1
 COUNTY: TULSA COUNTY

LEGAL DESCRIPTION OF RECORD:
 SECTION 33 TOWNSHIP 18N RANGE 14E

TEMPORARY EASEMENT - 2,735.15 S.F.

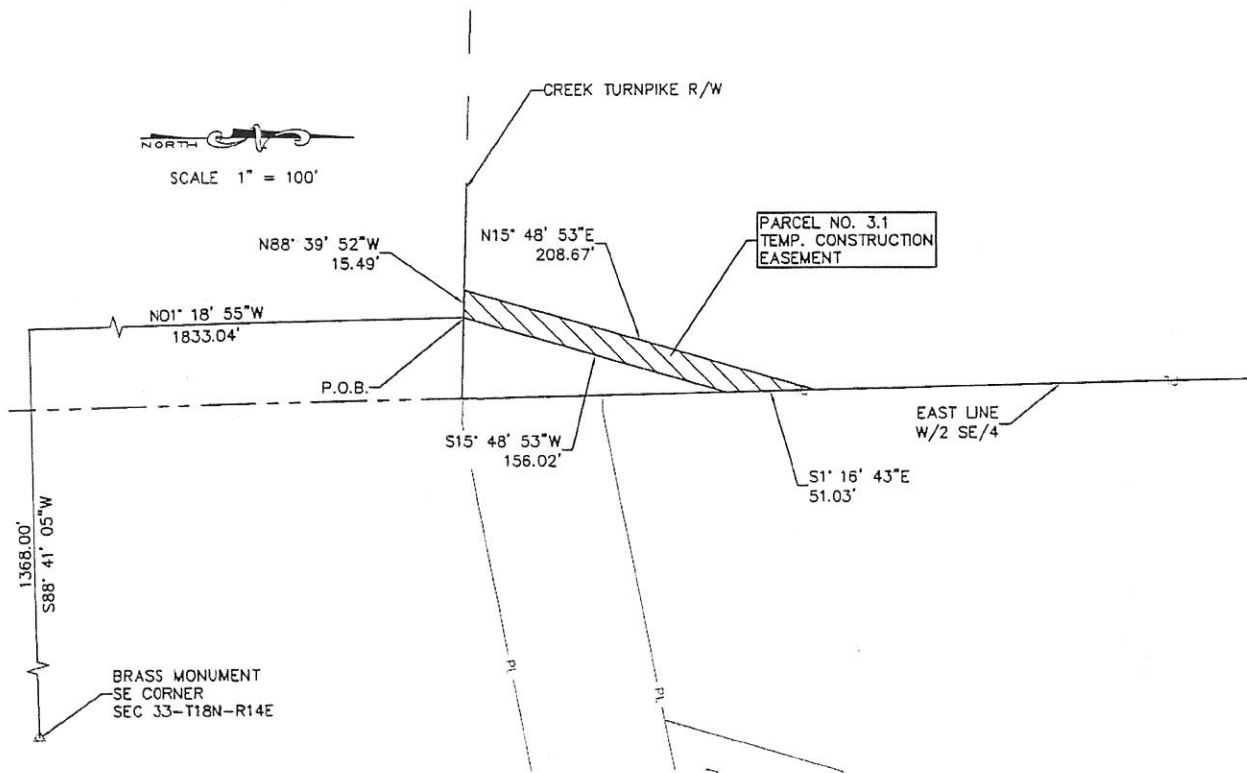
LEGEND

TEMP. CONSTRUCTION EASEMENT

RECORDED DISTANCES

Charles W. Chastain
 CHARLES W. CHASTAIN, OK L.S. #1352
 12-16-13

BASIS OF BEARING - STATE PLANE COORDINATE SYSTEM (NAD 93)



HOLLOWAY, UPDIKE AND BELLEN INC.
 905-A SOUTH 9TH STREET, BROKEN ARROW, OK
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TITLE:	SANITARY SEWER IMPROVEMENTS ASPEN CREEK RELIEF LINE		
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