

## UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, **STEVEN M AND CANDICE E MCCARTHER**, husband and wife, 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.

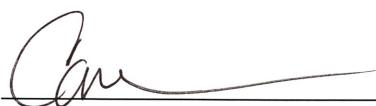
PROVIDED, that the said Grantor, his/her heirs, executors, administrators and assigns, shall fully use and enjoy the said premises except as may be necessary for the purposes herein granted to the City, its successors or assigns.

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 24 day of September, 2024.

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

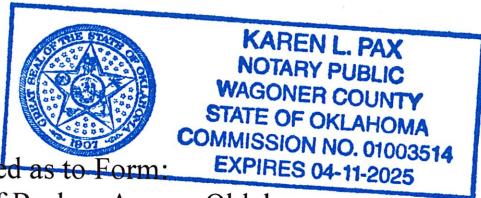
  
\_\_\_\_\_  
Steven M McCarther

  
\_\_\_\_\_  
Candice E McCarther

STATE OF OKLAHOMA )  
COUNTY OF Tulsa )  
                          ) §

24th BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this day of September 2024, personally appeared Steven M and Candice E McCarther, 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.

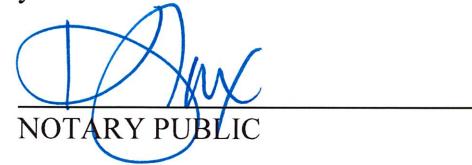
Given under my hand and seal of office the day and year last written above.



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



Assistant City Attorney

  
\_\_\_\_\_  
NOTARY PUBLIC

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

\_\_\_\_\_  
Michael L. Spurgeon, City Manager

Attest:

\_\_\_\_\_  
City Clerk

Engineer BSS Checked: 10/19/24  
Project: Melinda Park Sewer Improvement S.23030 Parcel No. 6



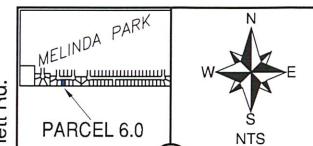
0 10 20  
Scale 1 Inch / 20 Feet

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

## PERMANENT EASEMENT Parcel: 6.0

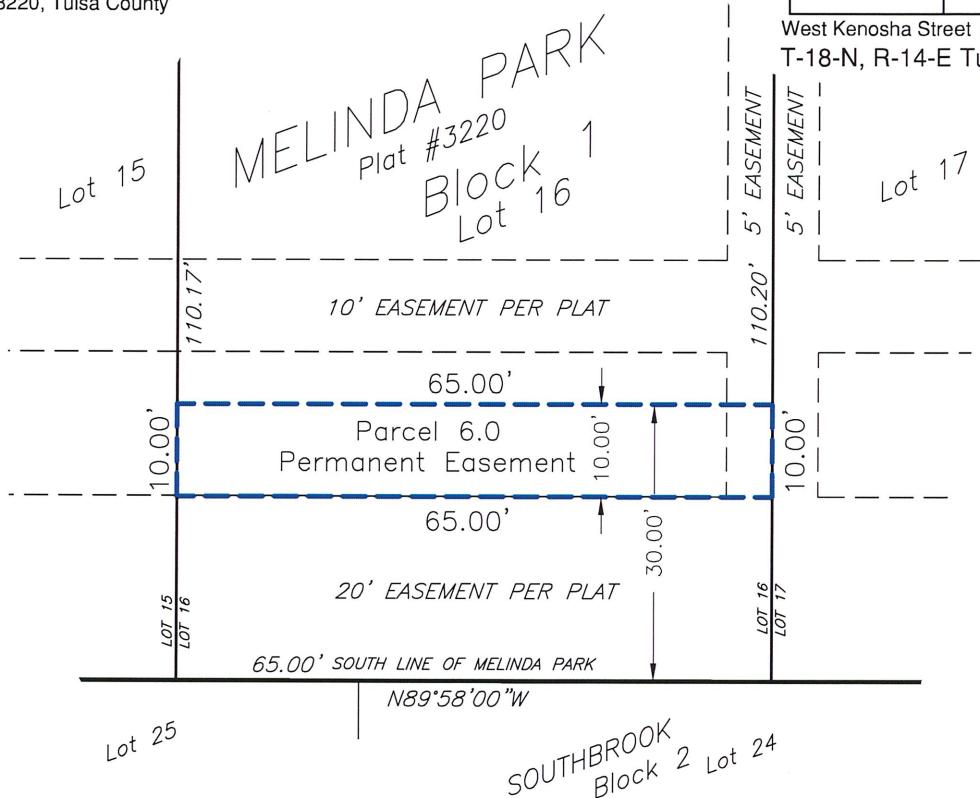
Parcel #83675-84-05-06600  
11512 E 64 ST S  
MCCARTHER, STEVEN M & CANDICE E  
LT 16 BLK 1, "MELINDA PARK"

West Albany Street (E. 61st Street S.)



North Olive Ave. (S. 129th East Ave)

West Kenosha Street (E. 71st St. S.)  
T-18-N, R-14-E Tulsa County



### Parcel 6.0 Legal Description

A Tract of Land that is the North 10.00 feet of the South 30.00 feet of Lot Sixteen (16) 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.

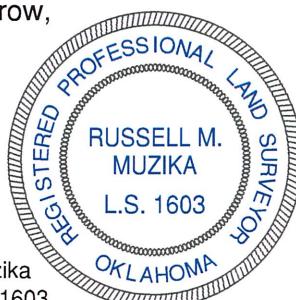
Gross area within Lot, 650 Square Feet or 0.0149 Acres

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  
Okl. PLS No. 1603  
GEODECA LLC



### Exhibit A

 <p>GEODECA LLC P.O. Box 33012, Tulsa, Ok. 74153 918 949 4064 CA # 5524 exp 6/30/2024</p>	MCCARTHER, STEVEN M & CANDICE E		
	11512 East 64th Street South	PERMANENT EASEMENT	
	Lot 16, Block 1, "MELINDA PARK"	Parcel: 6.0	
	Gross Area: 650 Sq.Ft. or 0.0149 Acres	Revision: 0	
	Net Area: 600 Sq. Ft. or 0.0138 Acres	Date: December 21st, 2023	