

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, JUSTIN LOUVIER, whose address is 201 North 9th Street, Broken Arrow, OK 74012 a single person, the owner, 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, does hereby assign, grant and convey 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 17 day of July, 2016.

By: Justin Louvier
Justin Louvier

State of Oklahoma)
County of *Tulsa*) §
)

Before me, the undersigned, a Notary Public within and for said County and State, on this 7th day of July, 2016, personally appeared JUSTIN LOUVIER, a single person, to me known to be the identical person 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.

My Commission expires:


Notary Public

Notary Public

Approved as to Form:

Approved as to Substance:


Assistant City Attorney

City Manager

Attest:

City Clerk

Engineer: [Signature] checked: 08/08/16
Project: 9th Street widening, Elgin to El Paso, project # ST1210. 5.1

Project: 9th Street widening, Elgin to El Paso, project # ST1210. 5.1

PARCEL 5.1
OWNER: LOUVIER, JUSTIN
PERPETUAL UTILITY EASEMENT & TEMPORARY
CONSTRUCTION EASEMENT LEGAL DESCRIPTION

A TRACT OF LAND THAT IS PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION TWELVE (12), TOWNSHIP EIGHTEEN (18) NORTH, RANGE FOURTEEN (14) EAST OF THE INDIAN BASE AND MERIDIAN, CITY OF BROKEN ARROW, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, SAID TRACT OF LAND BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NW/4; THENCE NORTH 1°14'53" WEST ALONG THE WESTERLY LINE OF SAID NW/4 FOR 150.00 FEET; THENCE NORTH 88°46'52" EAST PARALLEL WITH THE SOUTHERLY LINE OF SAID NW/4 FOR 37.00 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND; THENCE CONTINUING NORTH 88°46'52" EAST PARALLEL WITH THE SOUTHERLY LINE OF SAID NW/4 FOR 13.00 FEET; THENCE SOUTH 01°14'53" EAST PARALLEL WITH SAID WESTERLY LINE OF THE NW/4 FOR 120.00 FEET; THENCE SOUTH 88°46'52" WEST PARALLEL WITH SAID SOUTHERLY LINE OF THE NW/4 FOR 3.00 FEET; THENCE NORTH 27°48'27" WEST FOR 22.37 FEET; THENCE NORTH 01°14'53" WEST PARALLEL WITH SAID WESTERLY LINE OF THE NW/4 FOR 100.00 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND.

THE ABOVE DESCRIBED TRACT OF LAND CONTAINING 1,460 SQUARE FEET OR 0.034 ACRES, MORE OR LESS.

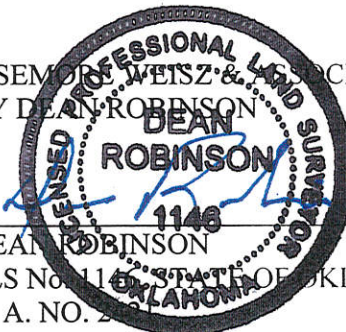
REAL PROPERTY CERTIFICATION

I, DEAN ROBINSON, OF SISEMORE WEISZ & ASSOCIATES, CERTIFY THAT THE ATTACHED LEGAL DESCRIPTION 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.

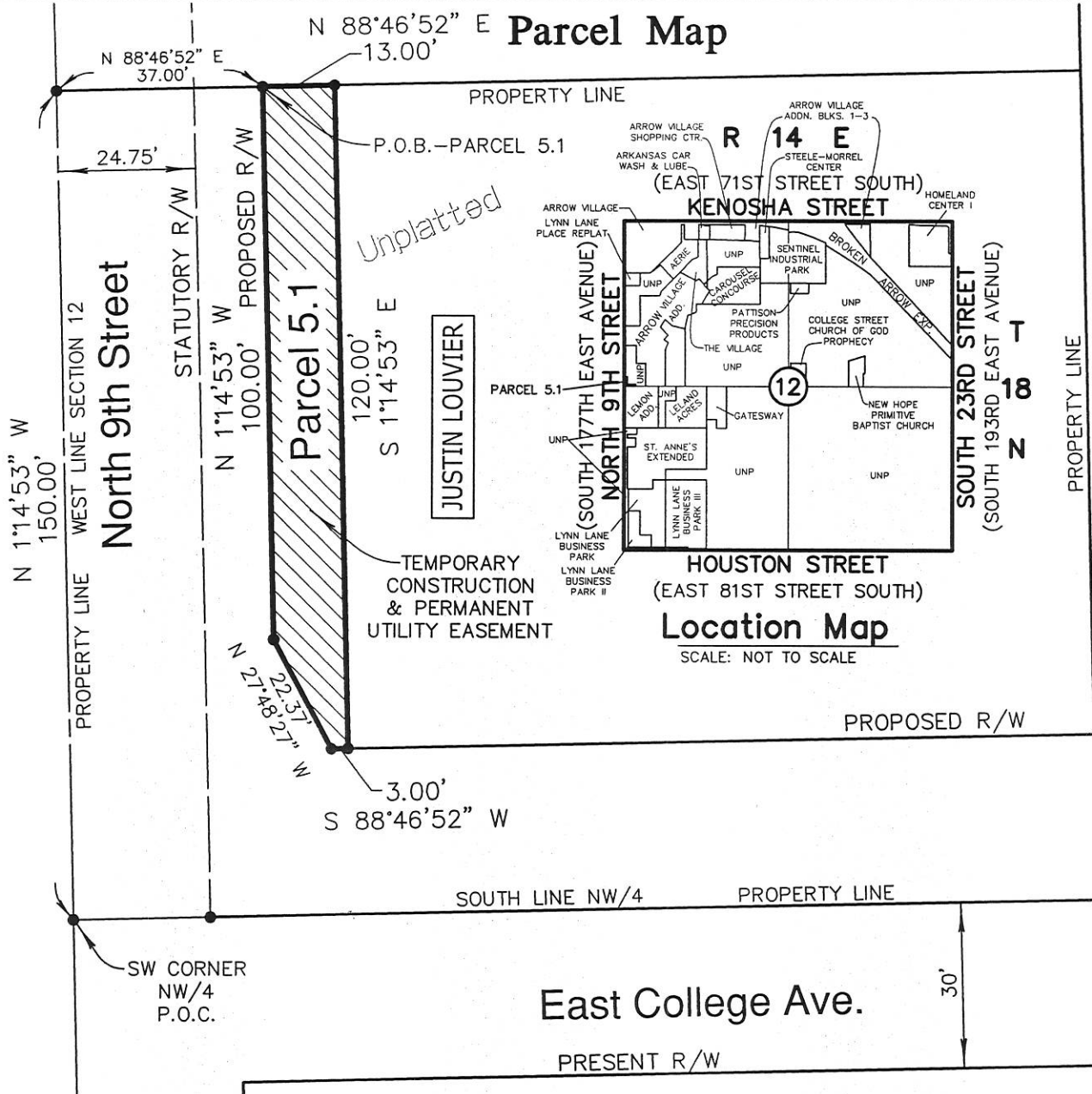
9/19/12
DATE

SISEMORE WEISZ & ASSOCIATES, INC.
BY DEAN ROBINSON

DEAN ROBINSON
PLS No. 1146, STATE OF OKLAHOMA
C. A. NO. 2
EXPIRES: 6/30/15



Parcel Map



TOTAL PROPERTY - 0.637 ACRES
PERMANENT UTILITY ESMT. - 0.034 ACRES
TEMP. CONSTRUCTION ESMT. - 0.034 ACRES

P.O.B. - POINT OF BEGINNING
P.O.C. - POINT OF COMMENCEMENT
R/W - RIGHT-OF-WAY

DATE: 12/10/2013
SHEET 2 OF 2



Sisemore Weisz & Associates, Inc.

6111 EAST 32nd PLACE
TULSA, OKLAHOMA 74135
C.A. NO. 2421
W.O. NO. 16720.04

PHONE: (918) 665-3600
FAX: (918) 665-8668
EXP. DATE 6/30/15
FILE NO. 1814.1200