

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That **REIP, L.L.C.**, an Oklahoma limited liability company (the "Grantor"), the owner of the legal and equitable title to the following described real estate, in consideration of the sum of One Dollar, cash in hand, receipt of which is hereby acknowledged, hereby assigns, grants and conveys to the **City of Broken Arrow**, Tulsa County, Oklahoma, a municipal corporation (the "Grantee") and unto its successors and assigns, an easement and right of way over and across the real property and premises, situated in Tulsa County, State of Oklahoma (the "Easement Area"), more particularly described on Exhibit A, attached hereto and made a part hereof, with right of ingress and egress to and from the same, for the exclusive purpose of constructing, maintaining, operating, and replacing a sanitary sewer pipeline and appurtenances within the Easement Area. Grantee shall have the right to remove any trees or parts of trees located within or adjacent to the Easement Area, which Grantee shall reasonably determine to interfere with or hinder the construction, maintenance or operation of the sanitary sewer pipeline within the Easement Area.

Grantor agrees not to build or construct any building or buildings upon the Easement area, provided however, Grantor expressly reserves for itself and its successors and assigns, the right to build and construct sidewalks, streets and driveways, landscaping, water mains, gas lines, electrical lines, and other public service facilities upon and/traversing the Easement Area and to otherwise fully use and enjoy the Easement Area except as may be necessary for the purposes herein granted to Grantee, its successors and assigns.

TO HAVE AND TO HOLD such easement and right of way unto the City of Broken Arrow, Oklahoma, its successors and assigns, forever.

DATED this 10 day of April, 2017.

REIP, L.L.C.

By:

Coleman L. Robison, Manager

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

Before me, the undersigned, a Notary Public within and for the said County and State, on this 10 day of April, 2017, personally appeared Coleman L. Robison, as Managers of REIP, L.L.C., an Oklahoma limited liability company, to me known to be the identical persons who executed the within and foregoing instrument and acknowledged to me that they executed the same free and voluntarily, as the Manager and on behalf of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.



Lisa Ann Lewis
Notary Public

APPROVED AS TO FORM:

APPROVED AS TO SUBSTANCE

Assistant City Attorney for the City
of Broken Arrow, Oklahoma

City Manager for the City of
Broken Arrow, Oklahoma

Engineer: _____ checked: _____
Project: _____