

## UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, Tahoe Properties, LLC, an Oklahoma Limited Liability Company by James C. Norton, its Manager, the Owner (s), of the legal and equitable title to the following described real estate situated in Tulsa County, State of Oklahoma, "Grantor", in consideration of the sum of One Dollar (\$1.00), cash in hand, receipt of which is acknowledged, do 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, maintaining, 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 Grantee may interfere with the construction of the applicable utilities.

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 have caused this instrument to be executed this 23rd day of October 20 17.

Tahoe Properties, LLC

By

James C. Norton  
James C. Norton, Manager

State of Oklahoma )  
County of Osage )ss.

Before me, the undersigned, a Notary Public within and for said County and State, on this 23rd day of October 20 17, personally appeared James C. Norton for Tahoe Properties, LLC to me known to be the identical person(s) who executed

the within and foregoing instrument as its Manager and as the free and voluntary act and deed of such limited liability company 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 above written.

My commission expires:

August 26, 2021

Donna K. Asch  
Notary Public #01012358

Approved as to Form:

Approved as to Substance:

\_\_\_\_\_  
Asst. City Attorney

\_\_\_\_\_  
City Manager

Engineer: \_\_\_\_\_ checked: \_\_\_\_\_

Project: