

**UTILITY EASEMENT  
CORPORATE or PARTNERSHIP**

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, Creek 51 Business Park, LLC, a Texas Limited Liability Company, by Rex F. Robertson, its Manager, the Owner(s), of the legal and equitable title to the following described real estate situated in Wagoner 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 and Wagoner Counties, 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 Wagoner County, State of Oklahoma, to wit:

See Exhibits "A.3" and "A.4" attached hereto and made a part of this Easement grant by reference:

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 10 day of June, 2019.



\_\_\_\_\_  
Creek 51 Business Park, LLC (Grantor)  
By: Rex F. Robertson, Manager of LLC

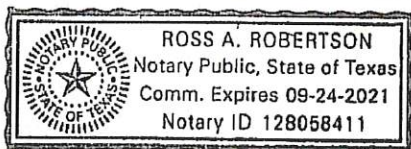
STATE OF Texas )  
COUNTY OF Dallas ) SS

CORPORATE ACKNOWLEDGEMENT

Before me, the undersigned, a Notary Public in and for said County and State, this 10 day of June, 2019, personally appeared Rex F. Robertson, to me known to be the identical person who executed the foregoing instrument, as Manager of Creek 51 Business Park, LLC, and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation for the uses and purposes therein set forth.

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

My Commission Expires: 09-24-2021



[Signature]  
Notary Public

Approved as to Form:

[Signature]  
Asst. City Attorney

Approved as to Substance:

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

Engineer: [Signature] checked: 6/12/19  
Project: