



The City of Oklahoma City
Office of City Clerk
200 North Walker Ave.
Oklahoma City, Oklahoma 73102
(Streets and Utilities) Project No. PC-0707

E# 361505

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS THAT Joshua D. Smith and Julie M. Smith, husband and wife, their heirs, successors, and assigns (collectively "Grantor") for and in consideration of Ten Dollars and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey unto the CITY OF OKLAHOMA CITY, a municipal corporation, and its public trusts (collectively "Grantees") this Permanent Easement over, under, across, through and to the following described property situated in Cleveland County, Oklahoma, shown on Attachments "A & B" ("Subject Property") for the use of the Grantees for the purpose of constructing, operating, maintaining, repairing, expanding, and replacing public streets and water and wastewater systems and associated facilities, connections, utilities, sidewalks, drainage, storm sewers, traffic controls, and appurtenances thereto (collectively "Streets and Utility Systems") and including the right of ingress and egress through Grantor's property to and from the Subject Property and all right, title and interest in and to any soil, earthen material, fixture, and appurtenances within the boundaries of the Subject Property, incidentally removed during the use of this Permanent Easement.

THIS EASEMENT IS MADE SUBJECT TO THE FOLLOWING:

1. Grantor agrees that no building or other similar structure shall be erected on, over or under the Subject Property.
2. Grantor agrees that Grantees will not maintain, repair or replace Grantor's improvements, including but not limited to fencing, landscaping, sprinklers, pools, sheds, mailboxes, driveways and parking areas whenever it becomes necessary to move or remove improvements, due to any operation, maintenance, replacement, expansion, or repair of the Streets and/or Utility Systems.
3. This Permanent Easement does not create an obligation upon the Grantees to construct, operate, maintain, replace, expand or repair the Streets and/or Utility Systems, or provide services or functions.
4. Grantees do not own the creek, river, lake, detention pond, drainage canal, if any, on or adjacent to the Subject Property and are not legally responsible nor does this Permanent Easement create an obligation upon the Grantees for changes, alterations and modifications to any part or parts of the Subject Property described herein, in the past, present or future, which may be affected in any manner by any change or changes in the course of the creek or waterway, by any accretion or erosion, or evulsion, or alluvion or combination thereof, touching or concerning any part of said Subject Property.
5. Grantee will backfill holes and re-sod excavated, and re-graded land disturbed by Grantee or its contractor.

This Permanent Easement shall be perpetual and exclusive to Grantees and shall run in favor of the respective parties, hereto, their heirs, successors and assigns.

Dated this 12th day of June, 2024.

Joshua D. Smith

Julie M. Smith

STATE OF OKLAHOMA, COUNTY OF Oklahoma, SS.

This instrument was acknowledged before me on this 12th day of June, 2024 by Joshua D. Smith and Julie M. Smith, husband and wife.

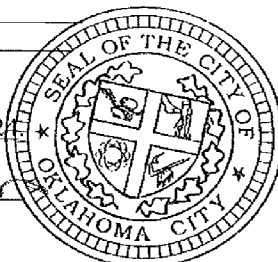
My Commission Expires: _____
My Commission No. _____



Notary Public

ACCEPTED by The City of Oklahoma City
this 13th day of August, 2024

City Clerk



REVIEWED for form and legality

Assistant Municipal Counselor

3/11

ATTACHMENT "A"

LEGAL DESCRIPTION

PC-0707

PARCEL NO. 10

The South Seventeen (17) feet of the North Fifty (50) feet of the following tract of land described in Warranty Deed, recorded in Book 5467, Page 1121:

A tract of land located in the East half (E/2) of the Northwest Quarter (NW/4) of Section TWENTY-NINE (29), Township TEN (10) North, Range THREE (3) West of the Indian Meridian, Oklahoma City, Cleveland County, Oklahoma, being more fully described as follows: COMMENCING at the Northeast Corner of the said Northwest Quarter (NW/4) of Section 29; Thence South 89°47'33" West along the North line of said Northwest Quarter (NW/4) a distance of 652.74 feet to the Point of Beginning; Thence South 00°34'14" East a distance of 652.94 feet; Thence South 89°47'33" West a distance of 333.62 feet; Thence North 00°42'29" West a distance of 652.94 feet to a point on the North line of said Northwest Quarter (NW/4); Thence North 89°47'33" East a distance of 335.19 feet to the point of beginning.

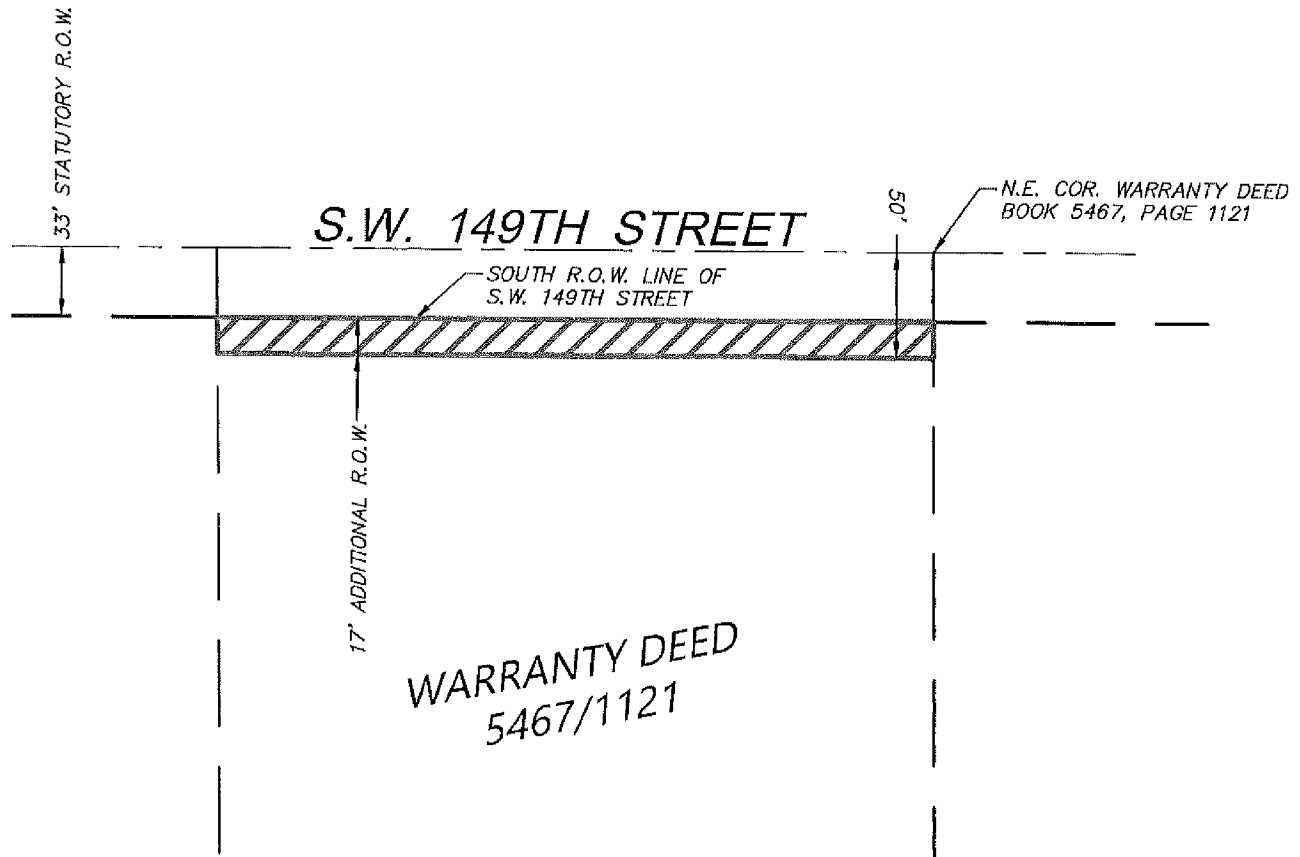
Said tract of land contains an area of 5,696 square feet or 0.1308 acres, more or less.

Prepared by:

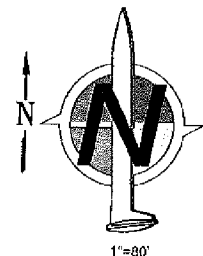
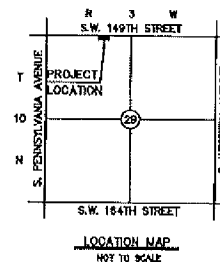
Taylor Denniston, PLS No. 1787
Smith Roberts Baldischwiler, LLC
100 N.E. 5th Street
Oklahoma City, OK 73104
(405) 840-7094

PARCEL NO. 10
PC-0707

ATTACHMENT "B"



PART OF NW/4 SEC. 29,
T. 10 N., R. 3 W., I.M.



P.O.C. - POINT OF COMMENCEMENT
P.O.B. - POINT OF BEGINNING
NAD83 OKLAHOMA
STATE PLANES, NORTH
ZONE, U.S. FOOT

DATE: OCTOBER 05, 2023
S.W. 149TH ST. EAST OF PENN.
ROADWAY EASEMENT
ATTACHMENT "B"
PARCEL NO. 10
PROJECT NO. PC-0707



ENGINEERING
SURVEYING
PLANNING

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CERTIFICATE OF ADOPTION NO. 329 DATED MAY 23, 2024