



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# 361589

### PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS THAT Edwin F. Sain and Katherine L. Sain, 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 25 day of September, 2024.

Edwin F. Sain  
Edwin F. Sain  
Katherine L. Sain  
Katherine L. Sain

STATE OF OKLAHOMA, COUNTY OF Cleveland, SS.

This instrument was acknowledged before me on this 25 day of September, 2024 by Edwin F. Sain and Katherine L. Sain, husband and wife.

My Commission Expires: \_\_\_\_\_  
My Commission No. \_\_\_\_\_



Ryan Tennill  
Notary Public

ACCEPTED by The City of Oklahoma City  
this 5th day of November, 2024  
Amy K. Smith  
City Clerk



[Signature]  
REVIEWED for form and legality

[Signature]  
Assistant Municipal Counselor

## ATTACHMENT "A"

### LEGAL DESCRIPTION

**PC-0707**

**PARCEL NO. 8**

The South Seventeen (17) feet of the North Fifty (50) feet of the following tract of land described in Warranty Deed, recorded in Book 2146, Page 497:

Part of the West Half of the Northwest Quarter of Section 29, Township 10 North, Range 3 West of the Indian Meridian, Cleveland County, Oklahoma, described as follows: Beginning 660 feet East of the Northwest Corner of said Northwest Quarter; Thence South 660 feet; Thence East 330 feet; Thence North 660 feet; Thence West 330 feet to the place of beginning.

Said tract of land contains an area of 5,610 square feet or 0.1288 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

