

DECEMBER 23, 2015

KEN DANNER, DEVELOPMENT COORDINATOR
NORMAN PLANNING COMMISSION
P. O. BOX 370
NORMAN, OK. 73070



RE: **Applicant: John H. Ryden**
E/2 of Lot 8, all of Lots 9 & 10, Block 6, Southridge Addition
620 Tulsa Street
Request to encroach four feet (4') in utility easement with a building
Request No. 1516-5

Mr. Danner;

OG&E Electric Services (OG&E) has reviewed the request by the applicant to encroach into the utility easement located along the back side of the above mentioned address. After viewing the site, we have determined, the OG&E overhead line is completely over the building that is encroaching in the easement. Our construction coordinator Donny Farrell has determined that there is enough clearance from the roof line of the building to our nearest wire.

OG&E will approve of the encroachment only if the following two paragraphs, approved by the OG&E attorney, are included in the consent filed at the courthouse.

7.) By encroaching on said easement, the property owner remises, releases and forever discharges Oklahoma Gas and Electric Company and its affiliates, directors, officers, employees, agents successors and assigns (collectively and individually "OG&E"), of and from any and all debts, demands, actions causes of action, suits, proceedings, agreements, contracts, judgments, damages accounts, executions, claims and liabilities whatsoever of every name and nature, whether known or unknown, whether or not well founded in fact or in law, and whether in law or equity or otherwise, which the undersigned ever had, now has, or which the property owner or his heirs, executors or administrators can, shall or may have for or by reason of any matter, cause, or anything whatsoever, the encroaching structure.

8.) The property owner further agrees to protect, defend, indemnify and hold harmless OG&E from and against all claims, demands, causes of action, judgments, liabilities and associated costs and expenses (including reasonable attorney's fees) arising from property damage, bodily injuries or death suffered by any person (including, without limitation, employees of OG&E) related to, arising from, or connected to the encroaching structure.

If you should need any other information, please contact me at (405) 553-5174.

Sincerely,

A handwritten signature in black ink that reads "Timothy J. Bailey". The signature is written in a cursive style with a large initial "T".

Timothy J. Bailey
Right-Of-Way Agent